

November 10, 2005

The Town Board of the Town of Wallkill held a public hearing on November 10, 2005 at the Town Hall, 600 Route 211 East. Board members present were Supervisor Ward, Councilman King, Councilman Valentin and Councilman Depew. Councilman Mulqueen was absent.

The Town Clerk read the following public hearing notice:

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Wallkill on November 10, 2005, at 7:20 PM at Wallkill Town Hall regarding the adoption of a Local Law of the Town of Wallkill for the year 2005, which would amend Chapter 249 of the Town Code of the Town of Wallkill to eliminate accessory buildings and structures termed and defined as Garden House (greenhouse) as a prohibited use when operated for profit an R-A district in the Town of Wallkill under certain conditions.

Any resident of the Town of Wallkill is entitled to be heard upon said proposed Local Law at such public hearing. Copies of said proposed Local Law are available for review at: Wallkill Town Hall, 600 Route 211 East, Middletown, NY 10940.

By order of the Town Board of the Town of Wallkill, dated October 13, 2005.

**SUPERVISOR WARD:** Explained amendment to law.

**COUNCILMAN KING:** Explained law is to strengthen wording of current law.

**COUNCILMAN DEPEW:** Explained his concern for adequate water to sustain development throughout the Town.

**PUBLIC COMMENT**

N. Guenste concerned greenhouses use a lot of water. Asked that Board address greenhouses to percentage of land.

**MOTION BY:** Mr. Ward to close public hearing at 7:31 PM.

**SECONDED BY:** Mr. King

Supervisor Ward                      Voting Aye

Councilman King                      Voting Aye

Councilman Valentin                      Voting Aye

Councilman Depew                      Voting Aye

**MOTION CARRIED**

November 10, 2005

The Town Board of the Town of Wallkill held a public hearing on November 10, 2005 at the Town Hall, 600 Route 211 East. Board members present were Supervisor Ward, Councilman King, Councilman Valentin and Councilman Depew. Councilman Mulqueen was absent.

The Town Clerk read the following public hearing notice:

PLEASE TAKE NOTICE that the Town Board of the Town of Wallkill will hold a public hearing on the 2006 benefit assessment rolls at Town Hall, 600 Route 211 East, Town of Wallkill, New York, on November 10, 2005, at 7:25 PM. The benefit assessment rolls are on file in the Town Clerk's Office and open for inspection during normal business hours. You may appear in person or by agent at the hearing. All written communications by the Board should be received by the Board prior to the public hearing.

**SUPERVISOR WARD:** Explained this gives authority to send benefit rolls to the County.

**MOTION BY:** Mr. Ward to close public hearing at 7:32 PM.

**SECONDED BY:** Mr. Depew

Supervisor Ward                      Voting Aye

Councilman King                      Voting Aye

Councilman Valentin                      Voting Aye

Councilman Depew                      Voting Aye

**MOTION CARRIED**

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The Town Board of the Town of Wallkill held a public hearing on November 10, 2005 at the Town Hall, 600 Route 211 East. Board members present were Supervisor Ward, Councilman King, Councilman Valentin and Councilman Depew. Councilman Mulqueen was absent.

The Town Clerk read the following public hearing notice:

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Wallkill on November 10, 2005, at 7:25 PM at Wallkill Town Hall regarding the adoption of a Local Law of the Town of Wallkill for the year 2005 which would extend the current moratorium on certain residential construction within the Town of Wallkill for an additional four months.

November 10, 2005

Any resident of the Town of Wallkill is entitled to be heard upon said proposed Local Law at such public hearing. Copies of said proposed Local Law are available for review at: Wallkill Town Hall, 600 Route 211 East, Middletown, NY 10940.

PLEASE TAKE FURTHER NOTICE that the environmental significance of the proposed Local Law, if any, will be reviewed at said public hearing.

By order of the Town Board of the Town of Wallkill, dated October 13, 2005.

**SUPERVISOR WARD:** Explained public hearing is for extension of moratorium as a precaution because they will be voting on zoning as result of the Master Plan.

**PUBLIC COMMENT**

E. Fogarty asked if no problems getting law passed, would moratorium be extended.

N. Guenste asked when they would vote on extending the moratorium.

**MOTION BY:** Mr. Ward to close public hearing at 7:36 PM.

**SECONDED BY:** Mr. Valentin

Supervisor Ward	Voting Aye
Councilman King	Voting Aye
Councilman Valentin	Voting Aye
Councilman Depew	Voting Aye

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The Town Board of the Town of Wallkill held a public hearing on November 10, 2005 at the Town Hall, 600 Route 211 East. Board members present were Supervisor Ward, Councilman King, Councilman Valentin and Councilman Depew. Councilman Mulqueen was absent.

The Town Clerk read the following public hearing notice:

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Wallkill on November 10, 2005, at 7:27 PM at Wallkill Town Hall regarding the adoption of a Local Law of the Town of Wallkill for the year 2005, which would amend Chapter 233 of the Town Code of the Town of Wallkill, in order to create a stop intersection on Birch Place at Turfler Terrace in the Town of Wallkill.

November 10, 2005

Any resident of the Town of Wallkill is entitled to be heard upon said proposed Local Law at such public hearing. Copies of said proposed Local Law are available for review at: Wallkill Town Hall, 600 Route 211 East, Middletown, NY 10940.

PLEASE TAKE FURTHER NOTICE that the environmental significance of the proposed Local Law, if any, will be reviewed at said public hearing.

By order of the Town Board of the Town of Wallkill, dated October 13, 2005.

**SUPERVISOR WARD:** Explained serious intersection of Turfler Terrace and Birch Place could cause an accident, and residents have asked for a stop intersection.

**MOTION BY:** Mr. Ward to close public hearing at 7:37 PM.

**SECONDED BY:** Mr. Valentin

Supervisor Ward                      Voting Aye

Councilman King                      Voting Aye

Councilman Valentin                      Voting Aye

Councilman Depew                      Voting Aye

**MOTION CARRIED**

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The Town Board of the Town of Wallkill held a regular meeting on November 10, 2005 at the Town Hall, 600 Route 211 East at 7:45 PM. Board members present were Supervisor Ward, Councilman King, Councilman Valentin and Councilman Depew. Councilman Mulqueen was absent. Also present was J. McKay, Attorney for the Town.

The Pledge of Allegiance was led by Councilman Depew.

**SUPERVISOR WARD:** Stated two items not on Agenda – Authorization to send cleanup costs and delinquent water statements to County for this year.

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**PUBLIC COMMENT ON AGENDA**

N. Guenste stated Agenda was not on website or in the paper. She asked what is an open development.

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**MOTION BY:** Mr. Ward to accept minutes of October 27, 2005.

**SECONDED BY:** Mr. Depew

Supervisor Ward                      Voting Aye

Councilman King                      Voting Aye

Councilman Valentin                      Voting Aye

Councilman Mulqueen                      Voting Aye

**MOTION CARRIED**

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**CORRESPONDENCE**

To: J. Ward  
From: Mamakating Rotary Club

Thanks for use of Townley Hall for fundraiser held this year.

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To: J. Ward  
From: Pine Bush Community Band

Request for use of Community Center December 19, 2005 for free holiday concert. They are asking for a waiver of the normal fee.

**MOTION BY:** Mr. Ward

**SECONDED BY:** Mr. King

Supervisor Ward                      Voting Aye

Councilman King                      Voting Aye

Councilman Valentin                      Voting Aye

Councilman Depew                      Voting Aye

**MOTION CARRIED**

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November 10, 2005

To: J. Ward  
From: Orange County Dept. of Public Works

Announcement that County will be accepting electronic equipment for recycling at Orange County Transfer Stations in Goshen, Newburgh and Port Jervis. Any questions call 291-2640.

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To: J. Ward  
From: The Orange Runners Club

Request for Annual Jingle Jog 7K Race to benefit Orange County BOCES Special Olympics at Pocatello Fire House on Pocatello Road with traffic assistance from Town Police Dept.

TABLED FOR MORE INFORMATION

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To: Town Board  
From: J. Lippert

Please consider this request only to advertise for bids for a heavy-duty 4 wheel sweeper and a late mode used truck/tractor. Funds for the sweeper have been placed in the 2005 budget to allow a 3-year lease purchase agreement at approximately \$50,000. each year. Total cost has been estimated at \$150,000.

The truck-tractor is needed to replace the 1983 International which is still rotting away. The funds are in the 2005 budget and capped at \$70,000.

If you have any questions, please feel free to call me. Thank you.

**MOTION BY:** Mr. Ward

**SECONDED BY:** Mr. King

Supervisor Ward                      Voting Aye

Councilman King                      Voting Aye

Councilman Valentin                      Voting Aye

Councilman Depew                      Voting Aye

**MOTION CARRIED**

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**RESOLUTIONS**

WHEREAS, the Town Board of Wallkill has received a request for establishment of an open development area along a certain section of Lendle Lane in the Town of Wallkill; and

WHEREAS, said action by the Town Board establishing an open development area in the Town is authorized under NYS Town Law 280-a. 4: and

WHEREAS, it is the recommendation of the Town of Wallkill Planning Board that said open development area be established; and

WHEREAS, the Town of Wallkill Commission for Conservation of the Environment does not oppose the approval of said request;

NOW, THEREFORE, it is hereby

RESOLVED, that an open development area is established along Lendle Lane in the Town of Wallkill at tax map designation Section 10 – Block 1 – Lot 2.21, provided that the applicant fully comply with all terms and conditions as required by the Town’s Engineer and Town Planning Board.

**MOTION BY:** Mr. Ward

**SECONDED BY:** Mr. Valentin

**COUNCILMAN VALENTIN:** Asked about engineering report and feels public should have input.

**COUNCILMAN KING:** Asked why public hearing not needed like a zone change.

**COUNCILMAN DEPEW:** Asked about road frontage and if subdivision can be extended.

Supervisor Ward                      Voting Aye

Councilman King                      Voting No

Councilman Valentin                      Voting No

Councilman Depew                      Voting Aye

**MOTION FAILED**

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Resolution of the Wallkill Town Board establishing an Open Development Area for Roome Road in the Town of Wallkill.

**MOTION BY:** Mr. Ward to table.

**SECONDED BY:** Mr. King

Supervisor Ward                      Voting Aye

Councilman King                      Voting Aye

Councilman Valentin                      Voting Aye

Councilman Depew                      Voting Aye

**MOTION CARRIED**

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WHEREAS, the Town Board of the Town of Wallkill has determined that there is a need for the installation of playground equipment for Woodstock Park for the optimum use of that park; and

WHEREAS, bids for purchase and installation of said playground equipment were solicited and have been received; and

WHEREAS, the lowest responsible bidder has been identified;

NOW, THEREFORE, LET IT BE RESOLVED, that the Town Board hereby authorizes the Town of Wallkill Commissioner of Public Works to accept the bid submitted by Pat Corsetti, Inc. for the purchase and installation of playground equipment at Woodstock Park in the amount of \$32,950.

**MOTION BY:** Mr. Ward

**SECONDED BY:** Mr. Valentin

Supervisor Ward                      Voting Aye

Councilman King                      Voting Aye

Councilman Valentin                      Voting Aye

Councilman Depew                      Voting Aye

**MOTION CARRIED**

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WHEREAS, the Town of Wallkill Vehicle Replacement Program has scheduled for the replacement two (2) tandem axle dump trucks; and

WHEREAS, said replacement of the two dump trucks as described above has been budgeted in the current year’s budget; and

WHEREAS, the Town board of the Town of Wallkill by resolution authorized Town of Wallkill Commissioner of Public Works to advertise for and solicit bids from qualified parties for the purchase of two (2) tandem axle dump trucks; and

WHEREAS, sealed bids have been received and opened and, after review, the lowest responsible bidder has been identified;

NOW, THEREFORE, LET IT BE RESOLVED, that the Town Board hereby authorizes the Town of Wallkill Commissioner of Public Works to accept the bid submitted by Condit Truck Center of Newton, NJ for the purchase of two (2) 2006 Tandem Diesel Dump Trucks for a total purchase price of \$286,618.

**MOTION BY:** Mr. Ward

**SECONDED BY:** Mr. Valentin

Supervisor Ward                      Voting Aye

Councilman King                      Voting Aye

Councilman Valentin                      Voting Aye

Councilman Depew                      Voting Aye

**MOTION CARRIED**

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WHEREAS, there exists a vacancy in the Town of Wallkill Police Department (the “Department”) for a full time dispatcher; and

WHEREAS, Doreen Andino fulfills the civil service requirements of knowledge, skills, and experience for the full time dispatcher position; and

WHEREAS, the Town of Wallkill Police Department has a need for a full time Police Dispatcher for the efficient and cost-effective functioning of that Department; and

WHEREAS, it is the opinion of the Chief of the Wallkill Police Department that Doreen Andino is qualified to fill said position;

NOW, THEREFORE, BE IT

November 10, 2005

RESOLVED, that the Town Board of the Town of Wallkill hereby appoints Doreen Andino to the position of Full Time Dispatcher, to serve in said capacity at the Town of Wallkill Police Department; and be it further

RESOLVED, that said appointment shall be deemed effective as of November 11, 2005.

**MOTION BY:** Mr. Ward

**SECONDED BY:** Mr. Depew

Supervisor Ward                      Voting Aye

Councilman King                      Voting Aye

Councilman Valentin                      Voting Aye

Councilman Depew                      Voting Aye

**MOTION CARRIED**

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WHEREAS, the Town of Wallkill, in due diligence in compliance with the laws of the State of New York and in compliance with the rules set forth by the US District Court in its Consent Decree relative to the Wallkill Police Department, canvassed and/or interviewed those individuals who are on the current civil service list for Police Officer; and

WHEREAS, applying both the New York State Civil Service standards of selection, as well as the requirements of the Federal Consent Decree, Joseph L. Carillo from said Civil Service list has been found eminently qualified in knowledge, skill, and experience and has indicated acceptance of appointment to said position;

NOW, THEREFORE, IT IS HEREBY, RESOLVED

THAT the Town of Wallkill Town Board hereby appoints Joseph L. Carillo to the position of full time Police Officer in the Town of Wallkill Police Department in accordance with New York State Civil Service Law and according to the parameters set by the Federal Consent Decree.

**MOTION BY:** Mr. Ward

**SECONDED BY:** Mr. Valentin

Supervisor Ward                      Voting Aye

Councilman King                      Voting Aye

Councilman Valentin                      Voting Aye

Councilman Depew                      Voting Aye

**MOTION CARRIED**

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WHEREAS, the Town of Wallkill Town Board has declared by resolution certain motor vehicles used by the Wallkill Police Department as Surplus Property and authorized by said resolution the acceptance of bids for the sale of said surplus property; and

WHEREAS, sealed bids have been received and opened and, after review, bids on two vehicles meet or exceed the minimum offer required;

NOW, THEREFORE, LET IT BE RESOLVED, that the Town Board hereby authorizes the sale of a 1975 International Tractor as surplus property to Donald Dodd of Middletown, NY for \$1,251.00 and the sale of a 1998 Chevrolet Lumina as surplus property to Harold D. Malone of Circleville, NY for \$300.00.

**MOTION BY:** Mr. Ward

**SECONDED BY:** Mr. Valentin

Supervisor Ward                      Voting Aye

Councilman King                      Voting Aye

Councilman Valentin                      Voting Aye

Councilman Depew                      Voting Aye

**MOTION CARRIED**

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WHEREAS, the Town Board of the Town of Wallkill, Orange County, New York, has duly caused to be prepared a map, plan and report including an estimate of cost, pursuant to Section 202-b of the Town Law, relating to the increase and improvement of the facilities of the Wallkill Consolidated Sewer District in the Town of Wallkill, Orange County, New York, consisting of the construction of approximately 1,300 linear feet of 8-inch gravity sewer main along Bert-Crawford Road, intended to serve 13 existing homes along Bert Crawford Road currently served by sub-surface disposal systems, such new 8-inch main to tie in to the existing 30-inch Masonic Creek Trunk Sewer as it passes around Silver Lake, at a maximum estimated cost of \$370,000, and the replacement of 19 house laterals with simplex grinder stations on Johns Road, Badami Drive, Elizabeth Drive, Marcy Lane, Brookline and Silver Lake Scotchtown Road, including motors, rail system, discharge piping, check valves and gate valves, the installation of a force main from each grinder pump to the sewer main in the street and the disconnection of the existing sewer house sewer server line at the sewer main and plugging of the existing tee, at a maximum estimated cost of \$500,000; and

November 10, 2005

WHEREAS, at a meeting of said Town Board duly called and held on October 13, 2005, an order was duly adopted by it and entered in the minutes specifying the said Town Board would meet to consider the increase and improvement of the facilities of the Wallkill Consolidated Sewer District in said Town as aforesaid and to hear all persons interested in the subject thereof concerning the same at the Town Hall, in Middletown, New York, in said Town, on October 27, 2005, at 7:25 o'clock PM, Prevailing Time; and

WHEREAS, a copy of said order was duly published and posted as required by law, to wit: a duly certified copy thereof was published in the official newspaper of this Town, on October 16, 2005, and a copy of such order was posted on October 17, 2005, on the signboard maintained by the Town Clerk of the Town of Wallkill, pursuant to Section 30, subdivision 6 of the Town Law; and

WHEREAS, a public hearing was duly held at the time and place set forth in said notice, at which all persons desiring to be heard were duly heard; and

WHEREAS, each capital project hereinafter described has been determined to be an Unlisted Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, the implementation of which as proposed, the Town Board has determined will not result in any significant environmental effects; NOW, THEREFORE, BE IT

ORDERED, by the Town Board of the Town of Wallkill, Orange County, New York, as follows:

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to increase and improve the facilities of the Wallkill Consolidated Sewer District in the Town of Wallkill, Orange County, New York, consisting of the construction of approximately 1,300 linear feet of 8-inch gravity sewer main along Bert-Crawford Road, intended to serve 13 existing homes along Bert Crawford Road currently served by sub-surface disposal systems, such new 8-inch main to tie in to the existing 30-inch Masonic Creek Trunk Sewer as it passes around Silver Lake, at a maximum estimated cost of \$370,000, and the replacement of 19 house laterals with simplex grinder stations on Johns Road, Badami Drive, Elizabeth Drive, Marcy Lane, Brookline and Silver Lake Scotchtown Road, including motors, rail system, discharge piping, check valves and gate valves, the installation of a force main from each grinder pump to the sewer main in the street and the disconnection of the existing sewer house sewer server line at the sewer main and plugging of the existing tee, at a maximum estimated cost of \$500,000.

Section 2. This order shall take effect immediately.

**MOTION BY:** Mr. Ward

**SECONDED BY:** Mr. Valentin

Supervisor Ward	Voting Aye
Councilman King	Voting Aye
Councilman Valentin	Voting Aye
Councilman Depew	Voting Aye

**MOTION CARRIED**

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WHEREAS, each capital project hereinafter described has been determined to be an Unlisted Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, the implementation of which, as proposed, the Town Board has determined will not result in any significant environmental effects; and

WHEREAS, pursuant to proceedings heretofore duly had and taken in accordance with the provisions of Section 202-b of the Town Law, and more particularly an order dated October 27, 2005, said Town Board has determined it to be in the public interest to increase and improve the facilities of the Wallkill Consolidated Sewer District in the Town of Wallkill, Orange County, New York, at an aggregate maximum estimated cost of \$870,000; and

WHEREAS, it is not desired to authorize the financing of such capital projects;

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Wallkill, Orange County, New York, as follows:

Section 1. For the specific object or purpose of paying the cost of the increase and improvement of the facilities of the Wallkill Consolidated Sewer District in the Town of Wallkill, Orange County, New York consisting of the construction of approximately 1,300 linear feet of 8-inch gravity sewer main along Bert-Crawford Road, intended to serve 13 existing homes along Bert Crawford Road currently served by sub-surface disposal systems, such new 8-inch main to tie in to the existing 30-inch Masonic Creek Trunk Sewer as it passes around Silver Lake, at a maximum estimated cost of \$370,000, and the replacement of 19 house laterals with simplex grinder stations on Johns Road, Badami Drive, Elizabeth Drive, Marcy Lane, Silver Lake Scotchtown Road and Brookline, including motors, rail system, discharge piping, check valves and gate valves, the installation of a force main from each grinder pump to the sewer main in the street and the disconnection of the existing sewer house sewer server line at the sewer main and plugging of the existing tee, at a maximum estimated cost of \$500,000, including, in each case, incidental improvements and expenses in connection therewith, for an aggregate maximum estimated cost of \$870,000, there are hereby authorized to be issued \$870,000 serial bonds of said Town, pursuant to the provisions of the Local Finance Law.

November 10, 2005

Section 2. It is hereby determined that the aggregate maximum estimated cost of the aforesaid specific object or purpose is \$870,000, and that the plan for the financing thereof is by the issuance of the \$870,000 serial bonds of said Town authorized to be issued therefore pursuant to Section 1 of this bond resolution, allocated to each project in accordance with the maximum estimated cost of each specified in Section 1 hereof.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is forty years, pursuant to subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Town of Wallkill, Orange County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Wallkill, Orange County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the Town, including, but not limited to, the power to sell said serial bonds to the New York State Environmental Facilities Corporation, provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquaintance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed

in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. The power to issue and sell notes to the New York State Environmental Facilities Corporation pursuant to Section 169.00 of the Local Finance Law is hereby delegated to the Supervisor. Such notes shall be of such terms, form and contents as may be prescribed by said Supervisor consistent with the provisions of the Local Finance Law.

Section 10. The Supervisor is hereby further authorized, at his sole discretion, to execute a project financing and loan agreement, and any other agreements with the New York State Department of Environmental Conservation and/or the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the specific object or purpose described in Section 1 hereof, or a portion thereof, by a serial bond, and, or note issue of said Town in the event of the sale of same to the New York State Environmental Facilities Corporation.

Section 11. The intent of this resolution is to give the Supervisor sufficient authority to execute those applications, agreements, instruments or to do any similar acts necessary to effect the issuance of the aforesaid serial bonds and, or notes without resorting to further action of this Town Board.

Section 12. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a lone-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 13. The validity of such bonds and bond anticipation notes may be contested only if:

1. Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or

2. The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
3. Such obligations are authorized in violation of the provisions of the Constitution.

Section 14. This resolution which takes effect immediately shall be published in the Times Herald Record, the official newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

**MOTION BY:** Mr. Ward

**SECONDED BY:** Mr. Depew

Supervisor Ward                      Voting Aye

Councilman King                      Voting Aye

Councilman Valentin                      Voting Aye

Councilman Depew                      Voting Aye

**MOTION CARRIED**

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WHEREAS, heretofore the Town Board has determined to proceed with the development of a new well at Crystal Run designated as CR-4, and

WHEREAS, the Town must file a Water Supply Application with, and secure the approval of, the DEC, and

WHEREAS, this is an action subject to SEQR and that the Town Board has before it a full Environmental Assessment Form indicating that the DEC is also an Involved Agency,

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The Town Board does hereby authorize the Engineering Firm of Eustance & Horowitz to prepare and submit a WSA to the DEC on Well CR-4.
2. The Town Board determines that this is an action subject to SEQR and it is an unlisted action as set forth in the full EAF before the Town Board. By this Resolution, the Town Board expresses its intention to serve as Lead Agency and directs that a copy of this Resolution together with a copy of the full EAF be forwarded to the New York State Department of Environmental Conservation the only other Involved Agency.

**MOTION BY:** Mr. Ward

**SECONDED BY:** Mr. Valentin

Supervisor Ward	Voting Aye
Councilman King	Voting Aye
Councilman Valentin	Voting Aye
Councilman Depew	Voting Aye

**MOTION CARRIED**

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WHEREAS, heretofore the Town Board has determined to proceed with the development of a new well at Kosuga designated as K-6, and

WHEREAS, the Town must file a Water Supply Application with, and secure the approval of, the DEC, and

WHEREAS, this is an action subject to SEQR and that the Town Board has before it a full Environmental Assessment Form indicating that the DEC is also an Involved Agency,

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. The Town Board does hereby authorize the Engineering Firm of Eustance & Horowitz to prepare and submit a WSA to the DEC on Well K-6.
2. The Town Board determines that this is an action subject to SEQR and it is an unlisted action as set forth in the full EAF before the Town Board. By this Resolution, the Town Board expresses its intention to serve as Lead Agency and directs that a copy of this Resolution together with a copy of the full EAF be forwarded to the New York State Department of Environmental Conservation the only other Involved Agency.

**MOTION BY:** Mr. Ward

**SECONDED BY:** Mr. Depew

Supervisor Ward	Voting Aye
Councilman King	Voting Aye
Councilman Valentin	Voting Aye
Councilman Depew	Voting Aye

**MOTION CARRIED**

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November 10, 2005

WHEREAS, Town Board of Wallkill may adopt a local law to amend the zoning code, Chapter 249 of the Town Code of the Town of Wallkill for the purpose of creating a “Shawangunkill River Corridor Preservation Overlay District”; and

WHEREAS, the Town Board of Wallkill is empowered by New York State to adopt such local law pursuant to Municipal Home Rule Law; and

WHEREAS, said zoning changes are listed as Type I Actions under 617.4 of the State Environmental Quality Review Act (SEQRA); and

WHEREAS, in compliance with SEQRA, the Wallkill Town Board wishes to assume lead agency status and set a time and place for a public hearing for said proposed local law, so that the public may be heard;

NOW, THEREFORE, it is hereby

RESOLVED, that a public hearing be held by the Town Board of the Town of Wallkill with respect to the adoption of the aforesaid Local Law at 7:25 PM on December 8, 2005, at Wallkill Town Hall, 600 Route 211 East, Middletown, New York; and it is further

RESOLVED, that the Town Clerk is hereby authorized and directed to cause public notice of said hearing to be given as provided by law.

**MOTION BY:** Mr. Ward

**SECONDED BY:** Mr. Depew

Supervisor Ward                      Voting Aye

Councilman King                      Voting Aye

Councilman Valentin                      Voting Aye

Councilman Depew                      Voting Aye

**MOTION CARRIED**

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RESOLVED, that the clean up cost of delinquent properties submitted to the Town Board by the Town Clerk from the Department of Public Works pursuant to Local Law 6 of the year 1994 shall be filed with the Orange County Legislature by the Supervisor so that the County Legislature shall levy such sums against the property which is liable for said delinquent clean up costs and shall state the amount of the tax in a separate column in the annual tax rolls for the year 2006, and it is further

RESOLVED, that a copy of this resolution with statement of clean up costs shall be immediately transmitted to the Clerk of the Orange County Legislature for immediate action.

Total amount to be collected \$1,469.56.

**MOTION BY:** Mr. Ward

**SECONDED BY:** Mr. Valentin

Supervisor Ward                      Voting Aye

Councilman King                      Voting Aye

Councilman Valentin                      Voting Aye

Councilman Depew                      Voting Aye

**MOTION CARRIED**

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RESOLVED, that the delinquent water statements submitted to the Town Board by the Town Clerk from the Water Department pursuant to Town Law Sec. 198-3(d) shall be filed with the Orange County Legislature by the Supervisor so that the County Legislature shall levy such sums against the property which is liable for said delinquent water statements and shall state the amount of the tax in a separate column in the annual tax rolls for the year 2006, and it is further

RESOLVED, that a copy of this resolution with the delinquent water statements shall be immediately transmitted to the Clerk of the Orange County Legislature for immediate action.

Total amount to be collected \$253,718.36.

**MOTION BY:** Mr. Ward

**SECONDED BY:** Mr. Valentin

Supervisor Ward                      Voting Aye

Councilman King                      Voting Aye

Councilman Valentin                      Voting Aye

Councilman Depew                      Voting Aye

**MOTION CARRIED**

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**COMMITTEE REPORTS**

**COUNCILMAN KING:** Expressed condolences to Ron Phelps whose mother passed away and Bill Imholz whose father passed away. Announced fundraiser for Police Officer Kelly Boss who lost her home to fire. Discussed Poets area lighting district.

**MOTION BY:** Mr. King to send out letter to residents of Poets Corners.

**SECONDED BY:** Mr. Ward

Supervisor Ward                      Voting Aye

Councilman King                      Voting Aye

Councilman Valentin                      Voting Aye

Councilman Depew                      Voting Aye

**MOTION CARRIED**

**COUNCILMAN VALENTIN:** Stated Patio Road Park equipment is being replaced by grant. Read letter and discussed fundraiser for Officer Kelly Boss, which will be November 15<sup>th</sup>, 6 PM at the Community Center – Donations also accepted at Police Dept. Announced leaf pickups on website and advised residents to put leaves on edge of property.

**COUNCILMAN MULQUEEN ARRIVED 8:30 PM**

**COUNCILMAN DEPEW:** Discussed fundraiser for Officer Kelly Boss. Asked residents to come out and help. Thanked Highway Dept. for taking care of trees on Brola Road. Asked Highway Dept. to look at pavement on Creeden Road.

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**COUNCILMAN COMMENTS**

**COUNCILMAN KING:** Thanked everybody who came out to vote on Election Day. Also thanked all poll workers and Town Clerk and her staff.

**COUNCILMAN VALENTIN:** Thanked Town Clerk and her staff and residents of Second Ward for electing him for another two years. Also thanked his wife and kids for their support and patience. Congratulated everybody that won.

**COUNCILMAN MULQUEEN:** Also thanked everyone who voted. Stated majority of voters didn't vote. Congratulated everyone who won.

**COUNCILMAN DEPEW:** Thanked veterans and his grandfathers, Ray Depew and Thomas Monaco for service to this country. Thanked everyone who came out to vote for him.

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**SUPERVISOR'S COMMENTS**

**SUPERVISOR WARD:** Thanked everybody who voted for him. Thanked all poll workers and Town Clerk's Office – Appreciates all of their work. Thanked everyone who ran for office.

**MOTION BY:** Mr. Ward to change November 16<sup>th</sup> meeting to start at 7 PM.

**SECONDED BY:** Mr.Valentin

Supervisor Ward	Voting Aye
Councilman King	Voting Aye
Councilman Valentin	Voting Aye
Councilman Mulqueen	Voting Aye
Councilman Depew	Voting Aye

**MOTION CARRIED**

**MOTION BY:** Mr. Ward to set Special Meeting November 17, 2005 at 7:30 PM to vote on Budget.

**SECONDED BY:** Mr. Mulqueen

Supervisor Ward	Voting Aye
Councilman King	Voting Aye
Councilman Valentin	Voting Aye
Councilman Mulqueen	Voting Aye
Councilman Depew	Voting Aye

**MOTION CARRIED**

November 10, 2005

**SUPERVISOR WARD:** Stated public hearing November 17<sup>th</sup> at 7:15 PM on zoning. Discussed Patio Road fence. Thanked everybody who worked on Halloween Fest especially Nancy Lane.

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**CHIEF HERTMAN:** Announced next Community Council meeting December 1<sup>st</sup> at 7 PM and November 21<sup>st</sup> – November 27<sup>th</sup> Seatbelt Enforcement Campaign.

**MR. LIPPERT:** Stated long range winter forecast is a mild December and January but watch out in February.

**TOWN CLERK, L. INGRASSIA:** Thanked those who voted.

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**PUBLIC PARTICIPATION**

M. Cody announced Veteran's Day services at 11:00 AM and Saturday flag burning ceremony at Highway Garage.

S. Crowe asked lighting district process.

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**MOTION BY:** Mr. Ward to adjourn meeting at 9:00 PM.

**SECONDED BY:** Mr. Depew

Supervisor Ward	Voting Aye
Councilman King	Voting Aye
Councilman Valentin	Voting Aye
Councilman Mulqueen	Voting Aye
Councilman Depew	Voting Aye

**MOTION CARRIED**

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Meeting Adjourned at 9:00 PM

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Louisa Ingrassia, Town Clerk

November 10, 2005