

A regular meeting of the Town Board of the Town of Wallkill was held on February 28, 2013 at Wallkill Town Hall, 99 Tower Drive. Present were Supervisor Depew, Councilman Carr, Councilman Valentin, Councilman Rotundo, and Councilman Tulp.

Public Hearing Notice re: Wallkill Consolidated Sewer District.

### **PUBLIC HEARING COMMENTS**

Mr. Ferri: Town handling project should never be lead agency.

Mr. Frank: Completely appropriate for Town Board to be declared lead agency.

Pledge of Allegiance.

### **AGENDA COMMENTS**

Mr. Ferri: Should hire more than one full-time police officer.

### **CORRESPONDENCE**

Correspondence from Chief Hertman re: hiring of Alex DiMundo as full-time police officer.

Request from Harmony Christian School to use Town's facilities for girls' softball team.

Letter from Al Crawford recommending that Charlie Salvagin and Howard Mills be recognized for their contributions to the Town.

Letter from Sean Walker wanting to join Community Events Committee.

Frank McGrath letter of resignation.

### **RESOLUTIONS**

#### **RESOLUTION #1**

#### **RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL AUTHORIZING THE SALE OF SURPLUS PROPERTY**

**WHEREAS**, the Town of Wallkill acquired certain vehicles and equipment for use by the Town's Public Works Department; and

**WHEREAS**, said equipment is no longer used for its intended purpose due to age, wear, and tear and has been replaced; and

**WHEREAS**, it is no longer necessary for the Town of Wallkill to retain said equipment for the purpose for which it was acquired, thus making it surplus property; and

**WHEREAS**, it is the desire of the Town Board of the Town of Wallkill to sell said equipment as surplus property in order to recoup funds to be used for Town purposes.

**NOW THEREFORE, IT IS HEREBY**

**RESOLVED**, that the Town Board of the Town of Wallkill hereby authorizes the Commissioner of Public Works or his designee to cause the equipment identified in the accompanying schedule to be declared and classified as surplus property, to be offered for public sale, at the minimum bid specified for said item of equipment in said schedule, through the bidding process and directs the Town Clerk of the Town of Wallkill to publish in the normal and legal manner a request for bids for the purchase of said equipment including placing sale notices with Auctions International and Valley Municipal Purchasing Group, and be it further

**RESOLVED**, that the Commissioner of Public Works is authorized to dispose of the surplus property listed in the accompanying schedule provided that the minimum bid amount for said item of equipment has been received.

**SCHEDULE OF VEHICLES AND EQUIPMENT  
DECLARED TO BE SURPLUS PROPERTY**

1. 1992 International Paystar 5000 (wrecker)  
162,111 miles  
Serial # 2HTTG3TXMC044709

**Minimum Bid: \$2,500.00**

2. 5 PLOW MOLD BOARDS TO BE SOLD AS A SINGLE LOT:

2 - 9' Fisher Plow Mold Board  
2 - 8' Fisher Plow Mold Board  
1 - 7½' Fisher Plow Mold Board

**Minimum Bid: \$400.00**

3. Steam Boiler and Radiators from Circleville Park Lake House  
14 radiators (various sizes) and one Weil-McLain Boiler  
Model #SGO-7  
Series #3  
Input 2 gallons per hour  
240,000 BTU

**Steam 180 MBH**

Steam 760 S.Q. F.

**Minimum Bid: \$ \_\_\_\_\_**

- 4. 8' Harder Electric Sander

**Minimum Bid: \$100.00**

Motion By: Mr. Depew  
Seconded By: Mr. Tulp

Mr. Depew Voting Aye  
Mr. Carr Voting Aye  
Mr. Valentin Voting Aye  
Mr. Rotundo Voting Aye  
Mr. Tulp Voting Aye

**MOTION CARRIED**

**RESOLUTION #2  
RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL  
AUTHORIZING THE DISPOSITION OF SURPLUS PROPERTY**

**WHEREAS**, the Town of Wallkill has acquired approximately thirty-six (36) bicycles which have been designated by the Town Police Department as “found property-owners unknown”; and

**WHEREAS**, said bicycles do not serve any Town purpose; and

**WHEREAS**, by Resolution dated April 12, 2012, the Town Board declared said bicycles to be surplus property and authorized the Department of Public Work to make such repairs as necessary to make them usable, after which the Town Board, or its designee, shall offer said bicycles to youth or youth groups within the Town on an “as needed” basis; and

**WHEREAS**, said bicycles have not been claimed, donated or disposed of at this time and it is the desire of the Town Board to effectuate said disposition at this time,

**NOW THEREFORE, IT IS HEREBY**

**RESOLVED**, that the Town Board of the Town of Wallkill hereby directs that the previously designated surplus bicycles itemized on the list which accompanies this Resolution be either sold via Auctions International or other reputable auction company,

destroyed, donated to needy youth within the Town, or otherwise disposed of in a manner deemed appropriate to the Commissioner of Public Works.

Motion By: Mr. Depew  
Seconded By: Mr. Valentin

Mr. Depew Voting Aye  
Mr. Carr Voting Aye  
Mr. Valentin Voting Aye  
Mr. Rotundo Voting Aye  
Mr. Tulp Voting Aye

**MOTION CARRIED**

**RESOLUTION #3  
RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL  
AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO  
SOLICIT BIDS FOR THE REPLACEMENT OF THE TOWN SALT BARN**

**WHEREAS**, the Department of Public Works of the Town of Wallkill (“DPW”) is in need of a replacement structure for salt storage at the DPW facility; and

**WHEREAS**, it is necessary to solicit bids for the purchase of the replacement structure in order to insure that the Town selects the lowest responsible bidder in accordance with New York State law; and

**WHEREAS**, McGoey, Hauser & Edsall, P.C., the Town’s Consulting Engineers, have prepared specifications for the replacement structure,

**NOW, THEREFORE, LET IT BE HEREBY**

**RESOLVED** as follows,

1. That the Town Board hereby authorizes and directs the Town of Wallkill Commissioner of Public Works to solicit bids from interested vendors for the replacement salt storage structure at the Town DPW facility in accordance with the specifications prepared by the Town’s Consulting Engineers and within the time frames set forth therein, and
2. To thereafter report back to the Town Board with the results of said bids.

Motion By: Mr. Depew  
Seconded By: Mr. Tulp

Mr. Depew            Voting Aye  
Mr. Carr             Voting Aye  
Mr. Valentin        Voting Aye  
Mr. Rotundo        Voting Aye  
Mr. Tulp             Voting Aye

**MOTION CARRIED**

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL  
AUTHORIZING THE TOWN SUPERVISOR TO EXECUTE A CONTRACT FOR  
FIREWORKS SERVICES FOR THE INDEPENDENCE DAY HOLIDAY EVENT**

**WHEREAS**, the Town of Wallkill is presently in need of a fireworks vendor to provide services at the Town sponsored Independence Day Celebration to be held at the Town of Wallkill Golf Club; and

**WHEREAS**, at present, the Town has received separate proposals for the provision of such services; and

**WHEREAS**, the Town Board has selected the vendor which offers the Town the most economical and entertaining fireworks display for the event, at a cost of \$10,000.00,

**NOW THEREFORE, IT IS HEREBY**

**RESOLVED**, that the Town Board of the Town of Wallkill hereby authorizes the Town Supervisor to execute a contract with Fireworks Extravaganza, Inc. of Rochelle Park, New Jersey to provide a fireworks display at the Town sponsored Independence Day Celebration to be held at the Town of Wallkill Golf Club, at a cost of \$10,000.00 and which contract shall be subject to review and approval by the Town Attorney.

Motion By:            Mr. Depew  
Seconded By:        Mr. Rotundo

Mr. Depew            Voting Aye  
Mr. Carr             Voting Aye  
Mr. Valentin        Voting Aye  
Mr. Rotundo        Voting Aye  
Mr. Tulp             Voting Aye

**MOTION CARRIED**

**RESOLUTION #6**  
**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL**  
**ADOPTING LOCAL LAW NO. \_1\_ OF 2013 CREATING CHAPTER 94 OF THE**  
**TOWN CODE RELATING TO COLLATERAL LOAN BROKERS**

**WHEREAS**, the Town Board of the Town of Wallkill wishes to adopt a Local Law creating a new chapter in the Town Code relating to the licensing and regulation of Collateral Loan Brokers within the Town of Wallkill; and

**WHEREAS**, by its January 24, 2013 resolution, the Town Board preliminarily classified the aforementioned proposed action as a Type II, pursuant to Section 617 of SEQRA; and

**WHEREAS**, by its resolution of January 24, 2013, the Town Board scheduled a public hearing on this proposed action for February 14, 2013; and

**WHEREAS**, on February 14, 2013, at 7:25 p.m., the Town Board held a public hearing on this proposed local law, accepted public comment and closed the public hearing after accepting public comment, and

**WHEREAS**, the proposed local law benefits the public at large, and is in the best interests of the public,

**NOW, THEREFORE, BE IT HEREBY RESOLVED THAT:**

1. The Town Board hereby adopts said Local Law No. \_1\_ of 2012, the Town Board of the Town of Wallkill creating a new Chapter 94 in the Town Code relating to the licensing and regulation of Collateral Loan Brokers within the Town of Wallkill, a copy of which is attached hereto and made a part of this resolution; and

2. The Town Clerk is hereby directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town of Wallkill; and to give due notice of the adoption of said Local Law to the Secretary of State of New York.

Motion By: Mr. Depew  
Seconded By: Mr. Valentin

Mr. Depew	Voting Aye
Mr. Carr	Voting Aye
Mr. Valentin	Voting Aye
Mr. Rotundo	Voting Aye
Mr. Tulp	Voting Aye

**MOTION CARRIED**

**RESOLUTION #7**  
**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL**  
**APPOINTING A FULL-TIME POLICE OFFICER**

**WHEREAS**, there exists a vacancy in the Town of Wallkill Police Department for a full-time Police Officer; and

**WHEREAS**, Alex Demundo fulfills the civil service requirements of knowledge, skill, and experience for the full-time Police Officer position; and

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

**WHEREAS**, it is the opinion of the Chief of the Wallkill Police Department and the Town Board of the Town of Wallkill that the aforesaid person is qualified to fill said position,

**NOW, THEREFORE, BE IT HEREBY**

**RESOLVED**, that the Town Board of the Town of Wallkill hereby appoints Alex Demundo to the position of part-time Police Officer to serve in said capacity at the Town of Wallkill Police Department; and be it further

**RESOLVED**, that said appointment shall be deemed effective upon receipt by the Town of a complete and satisfactory background check, and subject to the submission and acceptance of all appropriate documentation to the Orange County Department of Human Resources.

Motion By:            Mr. Depew  
Seconded By:        Mr. Valentin

Mr. Depew	Voting Aye
Mr. Carr	Voting Aye
Mr. Valentin	Voting Aye
Mr. Rotundo	Voting Aye
Mr. Tulp	Voting Aye

**MOTION CARRIED**

**RESOLUTION #8**  
**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL**  
**AUTHORIZING THE DECREASE IN THE AMOUNT OF SITE WORK**  
**PERFORMANCE BOND FOR THE CROTTY ROAD, LLC PROJECT**

**WHEREAS**, Crotty Road, LLC has previously posted cash in the amount of \$30,000.00 with the Town of Wallkill to serve as a performance bond for the construction of said entity's approved site at 135 Crotty Road within the Town of Wallkill; and

**WHEREAS**, McGoey, Hauser & Edsall, P.C., the Town's Consulting Engineers, the Town's Consulting Engineer, by way of correspondence dated February 15, 2013 has advised that because a portion of the required improvements have been satisfactorily completed since the original project approval in 2010, it is appropriate to reduce the amount of aforesaid cash performance bond to \$5,000.00; and

**WHEREAS**, the Town Board of the Town of Wallkill agrees with the recommendation of the Town's Consulting Engineer and is authorized to decrease the amount of the required cash bond pursuant to Town Code Section 249-42(B)(6),

**NOW, THEREFORE, IT IS HEREBY RESOLVED:**

1. The Town Board of the Town of Wallkill hereby approves the decrease of the cash bond from \$30,000.00 to \$5,000.00 with respect to the 135 Crotty Road project; and
2. That the sums of \$1,465.49 (consulting charges) and \$1,572.05 (inspection fees be paid to the appropriate Town professionals from the cash bond; and
3. The sum of \$21,962.46 be returned to Crotty Road, LLC, leaving a cash balance on hand with the Town in the amount of \$5,000.00; and
4. The Town Supervisor or his designee is authorized to execute any necessary documents associated with the foregoing.

Motion By: Mr. Depew  
Seconded By: Mr. Tulp

Mr. Depew	Voting Aye
Mr. Carr	Voting Aye
Mr. Valentin	Voting Aye
Mr. Rotundo	Voting Aye
Mr. Tulp	Voting Aye

**MOTION CARRIED**



## COMMITTEE REPORTS

**Councilman Carr:** Parks Dept. – putting up new recreational facility at Park. Will be used by Boys & Girls Club. Police Department is improving efficiency. IT people completed internet for Police Department.

**Councilman Valentin:** Parks Dept. working on trail at Park. Little League opening day 4/6. Working to improve efficiency in Police Department. Part-timers are a great asset. Working on consolidating Police Department computer systems. Working to improve police officer training. Thanks to Mike Paduch on news of \$230,408.23 increase in sales tax.

**Councilman Rotundo:** Human Rights Commission meeting Monday, 4/1, at 7pm. Building and residential projects in Town showing signs of growth. Violations increasing – keep property neat and clean. Water & Sewer Department continuing to rehabilitate wells. Tom Gloster attending school to be Certified Operator. Hydrant flushing will take place in April.

**Councilman Tulp:** Golf course – spring is 20 days away. Greens 60% covered with snow. Possible opening March 15<sup>th</sup>; driving range open February 15<sup>th</sup>. Highway Dept. busy with training and tree work. Call to report potholes.

## COUNCILMAN COMMENTS

**Councilman Tulp:** Agrees with what Town is doing with Police Department. Sign up for e-mail notifications on website.

**Councilman Rotundo:** Thanks to all departments for work during last snowstorm. Red Cross Blood Drive on March 16<sup>th</sup>. Orange & Rockland working on gas lines. Cross where the crossing guards are. Thank you to Harold Card for class. Congratulations to all new employees.

**Councilman Valentin:** Thanks to Middletown Mayor Joe DeStefano for help when it was needed. Thanks to KC Engineering for all the work they've done. Thanks to Chief Hertman for attending Silo Estates meeting. Congratulations to all new employees. Police Committee meeting Tuesday, 3/5. Thanks to Harold Card for training.

**Councilman Carr:** Welcome to all new employees. Community Events Committee on Monday, March 11<sup>th</sup>. Thanks to Harold Card for training.

## **SUPERVISORS COMMENTS**

Ethic Committee, Human Rights Committee, Community Events, and Conservation Committee all have openings. Chuck Russell responding to calls of junk cars on property. Form can be filled out at Building Department saying why there is a junk car on property. Mike Paduch is present – Town needs money. Bulk pick-up will be reinstated this spring. Staff training to provide better customer service to the public. Thanks to Vince Ferri for bringing Ballard Road Bridge issues to light – is being looked at by engineers. Behan Associates helping improve image of town. Thanks to Joan Wolfe and Dr. Richards – Academy of Finance. Thanks to Lisa Chutka, new assessor. Howard Mills – Thursday, March 7.

**Ms. Ingrassia:** Kiwanis Pancake Breakfast at Middletown High School, 3/9, 7am-1pm. Zero interest loans for low income people. Thanks to Town Board for training opportunities. Senior luncheon March 14<sup>th</sup>.

**Mr. Ingrassia:** DPW has lots of ongoing projects – repairs and renovation to Town Garage, new salt barn, new building at Circleville Park. Bids for bulk pickup – hope to have by May 1st. Changes at golf course – new rates, golf camps, new agreement with the Fountains. Community Center cleaned. Water system modernization upgrade. OEM meeting 3/5, 7pm. Anna Court/Silo Estates streetlight issues will be addressed by O&R. Thanks to everybody for hard work.

**Chief Hertman:** Thanks to Harold Card for personalized training. Community Council Meeting, 4/4, 7pm. Youth roller skating at The Castle, 3/10, 7-9pm. Youth Coalition Meeting, 3/19, 7pm. Quality of life issues at Silo Estates. Rewrite mission statement.

**Supervisor Depew:** Special Executive Session Board Meeting Tuesday, 3/5, at 7:30pm to discuss personnel matters.

## **PUBLIC PARTICIPATION**

**Mr. Cody:** Work going on at Veterans Park. Guess the number of jellybeans at M&D Mower or Price Chopper. Help Brittany Miller Foundation. Come to Town Park on 3/30.

**Mr. Paduch:** Intermunicipal agreement for plate reader. School safety advisory board to supplement school safety -- \$1.5 million.

**Mr. Ferri:** Ballard Road speed limit. Red light cameras. Timing issues with stop lights. Issues with State Police. John Bach does not read paperwork.

**Mr. Memmelaar:** Junk cars at end of Fair Oaks Road and Route 17M. New building at Circleville Park. Move basketball court at Town Park. What year was P.D. established? Should have better PD website. Nice art display in Town Hall.

Motion By: Mr. Depew to pay bills at \$7,949,000 and adjourn meeting at 9:07pm.

Seconded By: Mr. Tulp

Mr. Depew	Voting Aye
Mr. Carr	Voting Aye
Mr. Valentin	Voting Aye
Mr. Rotundo	Voting Aye
Mr. Tulp	Voting Aye

**MOTION CARRIED**

*Louisa M. Ingrassia*  
Town Clerk