

Town Board Meeting Agenda

TOWN OF WALKILL
December 14, 2017

TOWN BOARD MEETING
TIME: 7:30 PM

1. PUBLIC PARTICIPATION ON AGENDA ITEMS BELOW ONLY (3 MINUTES EACH INDIVIDUAL)
2. CORRESPONDENCE:
 - Thank You Monhagen Middle School
 - Phyllis Gesztes Human Rights Commission
3. RESOLUTIONS:
 1. Resolution Authorizing the Commissioner of Public Works to Accept Bids for Salt Barn Repairs.
 2. Resolution Authorizing the Transfer of Funds.
 3. Resolution Adopting Drug & Alcohol Policy Addendum for the Dial-A-Bus Program.
 4. Resolution Appointing Persons to the Commission for Conservation of the Environment.
 5. Resolution Accepting Donation for the Purchase of Gift Cards in Connection with the "Shop With a Cop" Program.
 6. Resolution For Discontinuance of a Portion of Crystal Run Road Pursuant to Highway Law §171 and §172.
 7. Resolution Authorizing the Release of One (1) Year Maintenance Bond Posted for Hasbrouck Heights Project.
 8. Resolution Adopting the Standard Workday & Reporting Resolution for Elected & Appointed Officials Continuation Form for Retirement System.
 9. Resolution Authorizing Supervisor to Sign an Intermunicipal Agreement for the 2017/2018 Orange County Stop-DWI Program.
4. COMMITTEE REPORTS
5. COUNCILMAN'S COMMENTS:
6. SUPERVISOR'S COMMENTS:
7. TOWN CLERK'S COMMENTS:
8. COMMISSIONERS/POLICE CHIEF REPORTS:
9. PUBLIC PARTICIPATION (5 MINUTES EACH INDIVIDUAL)
10. MOTION TO ADJOURN

**THE TOWN OF WALLKILL
TOWN BOARD**

ROLL CALL VOTE

The following was presented
 By _____
 Sec'd by _____
 Date of Adoption _____

Names	Ayes	Noes	Abstain	Absent
<i>Acting Supervisor</i> Mr. Valentin				
<i>Councilman</i> Mr. Coyne				
<i>Councilman</i> Mr. Johnson				
<i>Councilman</i> Mr. Meyer				
TOTAL				

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL
AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO ACCEPT A
PROPOSAL FOR STRUCTURAL MODIFICATIONS TO THE SALT BARN AT THE
TOWN HIGHWAY DEPARTMENT FACILITY**

WHEREAS, the Town Board of the Town of Wallkill previously authorized the Commissioner of Public Works (“DPW”) to solicit bids from vendors to make structural modifications to the salt storage barn at the DPW facility; and

WHEREAS, all submitted bids were opened and reviewed in accordance with applicable law; and

WHEREAS, as required under New York law and the Town Code, the lowest responsible bidder, which met all specifications set forth in the Request for Proposals, has been identified,

NOW, THEREFORE, LET IT BE HEREBY

RESOLVED, that the Town Board hereby authorizes and directs the Commissioner of Public Works to accept the following bid:

M&P Builders of Walden, New York: \$86,650.00

and for the appropriate Town Officials to execute all documents necessary to effectuate the acceptance of said bid and the contracts related thereto, subject to the approval of the Town Attorney and subject to all applicable bonding procedures.

**THE TOWN OF WALLKILL
TOWN BOARD**

ROLL CALL VOTE

The following was presented

By: _____

Sec'd by: _____

Date of Adoption: _____

Names	Ayes	Noes	Abstain	Absent
<i>Deputy Supervisor</i> Mr. Valentin				
<i>Deputy Supervisor</i> Mr. Coyne				
<i>Councilman</i> Mr. Meyer				
<i>Councilman</i> Mr. Johnson				
TOTAL				

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL
AUTHORIZING THE TRANSFER OF FUNDS**

IT IS HEREBY RESOLVED, that the Town Board hereby authorizes and directs the Town Comptroller to transfer funds for 2017:

From:	DA1990.6	Contingency Account	\$52,610.00	
To:	DA5132.2	Salt Barn Capital Improvement Expense		\$52,610.00
From:	DA599	General Fund Contingency Account-	\$69,792.80	
To:	DA5410.4616	Washington Hts Sidewalk Construction		\$69,792.80

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<i>Acting Supervisor</i> Mr. Valentin				
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<i>Councilman</i> Mr. Meyer				
<i>Councilman</i> Mr. Johnson				
TOTAL				

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL ADOPTING AN ADDENDUM TO THE DRUG AND ALCOHOL POLICY FOR THE TOWN'S DIAL-A-BUS PROGRAM

WHEREAS, Federal Law requires that the Town of Wallkill adopt and adhere to a Drug and Alcohol Testing Policy with respect to the Town's Dial-A-Bus program; and

WHEREAS, the Town Board previously adopted a Drug and Alcohol testing policy in the interest of public welfare and safety; and

WHEREAS, the United States Department of Transportation-Office of Drug and Alcohol Policy and Compliance has issued certain updates to said policy, which are set forth in the accompanying "Drug and Alcohol Policy Addendum Effective January 1, 2018"; and

WHEREAS, the Town Board believes it is in the best interests of the Town of Wallkill to adopt the aforesaid policy addendum in the interest of public welfare and safety,

NOW, THEREFORE, IT IS HEREBY

RESOLVED by the Town Board of the Town of Wallkill hereby adopts the attached "Drug and Alcohol Policy Addendum Effective January 1, 2018" for the Town's Dial-A-Bus program, and it is further

RESOLVED that copies of the aforesaid policy be distributed to each Town employee that is covered by the policy and to the appropriate CSEA representatives.

**THE TOWN OF WALLKILL
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TOTAL				

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL
APPOINTING PERSONS TO THE TOWN OF WALLKILL COMMISSION FOR
CONSERVATION OF THE ENVIRONMENT**

WHEREAS, vacancies exist on the Town Of Wallkill Commission For Conservation Of The Environment (the "Commission"), and

WHEREAS, the Town Board has considered the appointment of Jocelyn G. Figueroa and Kate Fox to fill the vacancies, and

WHEREAS, the aforesaid persons have the knowledge, skill, and experience necessary to fulfill the required duties of the position; and

WHEREAS, it is the opinion of the Town Board of the Town of Wallkill that Jocelyn G. Figueroa and Kate Fox are qualified to serve on the Commission,

NOW, THEREFORE, BE IT HEREBY

RESOLVED, that the Town Board of the Town of Wallkill hereby appoints Jocelyn G. Figueroa and Kate Fox to serve on the Town Of Wallkill Commission For Conservation Of The Environment effective immediately for terms of two years to expire on December 14, 2019.

**THE TOWN OF WALLKILL
TOWN BOARD**

ROLL CALL VOTE

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<i>Councilman</i> Mr. Meyer				
TOTAL				

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL
ACCEPTING A DONATION FROM TAGET STORES TO REIMBURSE THE TOWN
OF WALLKILL POLICE BENEVOLENT ASSOCIATION FOR THE PURCHASE OF
STORE GIFT CARDS IN CONNECTION WITH
THE "SHOP WITH A COP" PROGRAM**

WHEREAS, the Town of Wallkill Police Benevolent Association (the "PBA") participates in a program known as "Shop With A Cop" whereby Target Department Store (Target") gift cards are purchased by the PBA and are utilized to make store purchases with area children; and

WHEREAS, Target reimburses the PBA for the cost of said gift cards; and

WHEREAS, the Town is in receipt of a check payable to the Town of Wallkill in the amount of \$1,000.00 representing the cost of said gift cards; and

WHEREAS, the PBA has provided documentation to prove that it advanced \$1,000.00 for said gift cards and has requested that the Town reimburse the PBA for same,

NOW THEREFORE, IT IS HEREBY

RESOLVED, that the Town Board of the Town of Wallkill hereby authorizes and directs the Town Comptroller to issue a check payable to the Town of Wallkill Police Benevolent Association in the amount of \$1,000.00 for reimbursement of the cost of the previously purchased Target Department Store gift cards.

**THE TOWN OF WALLKILL
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<i>Councilman</i> Mr. Meyer				
TOTAL				

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL FOR
DISCONTINUANCE OF A PORTION OF CRYSTAL RUN ROAD PURSUANT TO
HIGHWAY LAW §171 AND §172**

WHEREAS, an application was submitted by Crystal Run Crossing, LLC (“CRC”) to the Town of Wallkill Highway Superintendent (“Highway Superintendent”) requesting discontinuance of a portion of a town highway known as Crystal Run Road in the Town of Wallkill (“Town”), in light of the relocation of Crystal Run Road (“Crystal Run Road Relocation”) as part of the interchange improvement project at NYS Route 17 and Exit 122 (Project Identification Number 8006.72) (“Exit 122 Improvement Project”) by the New York State Department of Transportation (“NYSDOT”); and

WHEREAS, the Town Highway Superintendent has requested the written consent of the Town Board to discontinue the portion of Crystal Run Road (Parcel B) abutting CRC’s property (Tax Map Parcel Nos. 78-1-80.61 and 62); and

WHEREAS, Parcel B is described in the attached legal description prepared by T.M. DePuy Engineering & Land Surveying, P.C. and depicted on the plan prepared by T.M. DePuy Engineering entitled Survey of Parcel B of Crystal Run Road Right of Way, more fully described in Exhibit 1; and

WHEREAS, as part of the Crystal Run Road Relocation, the portion of the existing Crystal Run Road right-of-way (Parcel B) is useless and unnecessary for highway purposes, as those terms are used in Highway Law section 171; and

WHEREAS, CRC owns all of the property assessable for highway taxes abutting that portion of Crystal Run Road that may be affected by the discontinuance, specifically Tax Map Parcel Nos. 78-1-80.61 and 62; and

Resolution No. :_of 2017

WHEREAS, CRC has submitted a release from all damages which may arise by the discontinuance of Parcel B; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Wallkill hereby:

1. Ratifies and confirms the SEQRA Negative Declaration dated October 19, 2015 for this unlisted action.
2. Pursuant to Highway Law §171, authorizes and consents to the Wallkill Highway Superintendent making an Order of Discontinuance of Parcel B, as shown and described on the attached Exhibit 1 and filing the Order of Discontinue, and all appropriate documentation in the Town Clerk's Office, as required by Highway Law §171.
3. Authorizes the Wallkill Town Supervisor to execute a deed and recording forms, required for transferring title to the discontinued portion of Crystal Run Road set forth in Exhibit 1 (Parcel B) to CRC, pursuant to the agreement between the Town and CRC, fully executed on or about October 28, 2015, subject to review and approval as to form by the Town Attorney.

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<i>Acting Supervisor</i> Mr. Valentin				
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<i>Councilman</i> Mr. Meyer				
<i>Councilman</i> Mr. Johnson				
TOTAL				

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL
AUTHORIZING THE RELEASE OF THE ONE (1) YEAR MAINTENANCE BOND
POSTED FOR THE HASBROUCK HEIGHTS PROJECT**

WHEREAS, Libertyville Capital Group II, LLC for the benefit of Hasbrouck Lane Realty, LLC has posted the following road maintenance bond in the form of an irrevocable letter of credit from Lakeland Bank with the Town with respect to the maintenance of the Hasbrouck Heights Subdivision Project;

<u>Letter of Credit #</u>	<u>Date</u>	<u>Amount</u>
630062808	December 1, 2016	\$35,282.02; and

WHEREAS, McGoey, Hauser & Edsall Consulting Engineers D.P.C., by way of correspondence dated December 12, 2017, has advised that it is appropriate to release the one (1) year maintenance bond (letter of credit) at this time; and

WHEREAS, the Town Board of the Town of Wallkill agrees with the recommendations of the Town's Consulting Engineer and is authorized to release the aforesaid letter of credit pursuant to Town Code Section 249-42(B)(6),

NOW, THEREFORE, IT IS HEREBY RESOLVED AS FOLLOWS:

1. The Town Board of the Town of Wallkill hereby approves the release of Letter of Credit # 630062808 posted by Libertyville Capital Group II, LLC for the benefit of Hasbrouck Lane Realty, LLC in the sum of \$35,282.02 in connection with the Hasbrouck Heights Subdivision Project; and
2. The Town Supervisor or his designee is authorized to execute any necessary documents associated with the foregoing, once any unpaid inspection fees, professional fee invoices or other outstanding or unpaid fees due to the Town are paid in full.

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<i>Councilman</i> Mr. Johnson				
TOTAL				

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL ADOPTING
THE STANDARD WORK DAY AND REPORTING RESOLUTION FOR ELECTED
AND APPOINTED OFFICIALS CONTINUATION FORM FOR THE NEW YORK
STATE RETIREMENT SYSTEM**

IT IS HEREBY RESOLVED, that the Town Board of the Town of Wallkill hereby approves and adopts the annexed Standard Work Day And Reporting Resolution For Elected And Appointed Officials Continuation Form For The New York State Retirement System, and it further

RESOLVED, that the Town Director of Human Resources is hereby directed to submit the completed form to the appropriate officials within the New York State Retirement System

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<i>Councilman</i> Mr. Johnson				
<i>Councilman</i> Mr. Meyer				
TOTAL				

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL
AUTHORIZING THE TOWN SUPERVISOR TO SIGN AN INTERMUNICIPAL
AGREEMENT FOR THE 2017/2018 ORANGE COUNTY STOP-DWI PROGRAM**

WHEREAS, the Stop-DWI Program is a statewide traffic safety effort in existence in New York since 1981 for innovative enforcement, rehabilitation, and prevention programming, designed to ensure that no one part of the Driving While Intoxicated (DWI) system becomes overburdened as a result of increased enforcement; and

WHEREAS, the Town of Wallkill is a participating municipality in the Orange County Stop-DWI Program, and it is in the public interest, health, safety and welfare for the Town to continue its participation in the Orange County Stop-DWI Program; and

WHEREAS, as part of the Town of Wallkill's participation in the Orange County Stop-DWI Program and to receive the allocated grant funding, it is necessary for the Town Supervisor to sign an Intermunicipal Agreement with Orange County on behalf of the Town to ensure the Town's continued participation;

NOW, THEREFORE, IT IS HEREBY

RESOLVED, that the Town Board of the Town of Wallkill hereby authorizes the Town Supervisor, or his designee, to sign an Intermunicipal Agreement on behalf of the Town associated with the 2017/2018 Orange County Stop-DWI Program, subject to final review by the Town Attorney.