

## Town Board Meeting Agenda

TOWN OF WALLKILL  
March 28, 2019

TOWN BOARD MEETING  
TIME: 7:30 PM

Pledge of Allegiance

Moment of Silence – Albert D. Crawford-Director of Maintenance & Groundskeeping at National Shrine of Our Lady of Mt. Carmel & St. Albert's both of Middletown.

7:25 - Public Hearings

- Community Development Block Grant
- Sewer Line Expansion
- No Parking Evans Court

TOPICS:

1. PUBLIC PARTICIPATION ON AGENDA ITEMS BELOW ONLY (3 MINUTES EACH INDIVIDUAL)
  
2. RESOLUTIONS:
  1. Resolution Appointing Full-Time Laborers for Department of Public Works.
  2. Resolution Authorizing Grant Application for Orange Urban County Community Development Program 2020.
  3. Resolution Fair Housing.
  4. Resolution Hotel Room Tax.
  5. Resolution Promoting Anthony Figura to Heavy Equipment Operator.
  6. Resolution Ratifying Agreement Between the Town & CSEA Clerical Unit to Renew Collective Bargaining Agreement.
  7. Resolution Authorizing Supervisor to Enter into Intermunicipal Agreement with Town of Monroe Dial-A-Bus.
  
3. COMMITTEE REPORTS
4. COUNCILMAN'S COMMENTS:
5. SUPERVISOR'S COMMENTS:
6. TOWN CLERK'S COMMENTS:
7. COMMISSIONERS/POLICE CHIEF REPORTS:
8. PUBLIC PARTICIPATION (5 MINUTES EACH INDIVIDUAL)
9. MOTION TO ADJOURN

**TOWN OF WALLKILL  
NOTICE OF PUBLIC HEARING**

**PLEASE TAKE NOTICE** that a public hearing will be held by the Town Board of the Town of Wallkill on March 28, 2019 at 7:25 p.m. at Wallkill Town Hall regarding the adoption of a Local Law of the Town of Wallkill for the year 2019 which would amend Chapter 233-7 of the Town Code of the Town of Wallkill to establish a no parking zone at the dead end of Evans Court in order to preserve said area for its intended purpose of a turnaround area for cars and trucks, including Town road maintenance vehicles, and to authorize the Department of Public Works to install such parking control devices at said location as may be necessary in order to implement the local law.

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  
99 Tower Drive - Bldg. A  
Middletown, NY 10941

The Town of Wallkill will make every effort to assure that the hearing is accessible to persons with disabilities. Anyone requiring special assistance and/or reasonable accommodations should contact the Town Clerk.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF WALLKILL.

Dated: February 28, 2019

Louisa M. Ingrassia, Town Clerk  
Town of Wallkill

**TOWN OF WALLKILL**

**LOCAL LAW NO. \_\_\_ OF 2019**

**A LOCAL LAW AMENDING THE TOWN CODE OF THE TOWN OF WALLKILL,  
NEW YORK, ESTABLISHING A NO PARKING ZONE AT THE DEAD END OF  
EVANS COURT**

Be it enacted by the Town Board of the Town of Wallkill, County of Orange, State of New York, as follows:

Section 1.

This Local Law is enacted pursuant to Section 1660 of the NYS Vehicle and Traffic Law for the purpose of effecting public safety on Evans Court in order to preserve said area for its intended purpose of a turnaround area for cars and trucks, including Town road maintenance vehicles, as well as to deposit plowed snow when necessary.

Section 2.

The Town of Wallkill Code **Chapter 233. VEHICLES AND TRAFFIC.**  
**Section 233-7. Parking prohibited certain locations** is amended by this Local Law as follows:

Amend the list of said locations by inserting the following:

<b>Name of Street</b>	<b>Location</b>
Evans Court	In and around the dead end area of the road

Section 3. Separability

If any part or provision of this Local Law or the application thereof to any person or circumstance be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part or provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this Local Law or the application thereof to other persons or circumstances, and the Town Board of the Town of Wallkill hereby declares that it would have passed this Local Law or the remainder thereof had such invalid application or invalid provision been apparent.

Section 4. Repeal

All ordinances, local laws and parts thereof inconsistent with this Local Law are hereby repealed.

Section 5.     Effective Date

This Local Law shall take effect immediately upon filing in the office of the New York State Secretary of State in accordance with section 27 of the Municipal Home Rule Law.

**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>Councilman</i> <b>Mr. Coyne</b>				
<i>Councilman</i> <b>Mr. Valentin</b>				
<i>Councilman</i> <b>Mr. Meyer</b>				
<i>Councilman</i> <b>Mr. Johnson</b>				
<i>Supervisor</i> <b>Mr. Diana</b>				
<b>TOTAL</b>				

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL  
APPOINTING FULL-TIME LABORERS FOR THE TOWN OF WALLKILL  
DEPARTMENT OF PUBLIC WORKS**

**WHEREAS**, a need exists for three full-time laborers in the Town of Wallkill Department of Public Works; and

**WHEREAS**, Daniel Mortenson, Daniel Roberts and Peter Pascoe fulfill the requirements of knowledge and skill for the position; and

**WHEREAS**, it is the opinion of the Commissioner of Public Works and the Town Board of the Town of Wallkill that Daniel Mortenson, Daniel Roberts and Peter Pascoe are qualified to fill said positions;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Wallkill hereby appoint Daniel Mortenson, Daniel Roberts and Peter Pascoe to the position of full-time laborers in the Town of Wallkill Department of Public Works, effective on April 1, 2019 provided that all appropriate documentation is submitted and accepted by the Orange County Department of Human Resources-Civil Service Department.

**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>Councilman</i> <b>Mr. Coyne</b>				
<i>Councilman</i> <b>Mr. Valentin</b>				
<i>Councilman</i> <b>Mr. Meyer</b>				
<i>Councilman</i> <b>Mr. Johnson</b>				
<i>Supervisor</i> <b>Mr. Diana</b>				
<b>TOTAL</b>				

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL  
AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE ORANGE  
URBAN COUNTY CONSORTIUM COMMUNITY DEVELOPMENT PROGRAM  
FOR THE YEAR 2020**

**WHEREAS**, the Town Board of the Town of Wallkill, has determined that it is in the best interests of the residents of the Town of Wallkill to apply for and if approved, enter into an inter-municipal agreement with the County of Orange for the 2020 Orange Urban County Consortium Community Development Program in the maximum sum of One Hundred Twenty Five Thousand dollars (\$125,000.00); and

**WHEREAS**, a Notice of Public Hearing was duly published in the Times Herald Record regarding the Town Board's intent to apply for the subject grant and a public hearing was held thereon at the Wallkill Town Hall on March 28, 2019; and

**WHEREAS**, the Town Board has determined that it is in the best interest of the citizens of the Town to apply for the subject grant,

**NOW THEREFORE, IT IS HEREBY**

**RESOLVED**, The Town of Wallkill is hereby submitting an Application for consideration under the FY-2020 Orange Urban County Consortium Community Development Program and that the Town Supervisor is hereby authorized to submit this Application for the Patio Road Drainage and Pavement Improvements as described in the proposal. Input from citizens and groups has been received and considered and an application has been prepared which addresses their community concerns. They further certify that they have read and understood the Orange Urban County Consortium Community Development Guidelines for the FY-2020 program year and have met all of its applicable requirements and that the information contained in the Application is accurate and true to the best of their knowledge. If awarded CDBG funds, the Municipality

Resolution No. :\_of 2019

shall implement the activities in a manner to ensure compliance with all applicable federal, state, and local laws and regulations, and it is further

**RESOLVED**, that the Town Supervisor, or his designee, is hereby authorized and directed to execute and deliver any and all grant applications and documentation required by the County of Orange for the approval of said grant, and it is further

**RESOLVED**, that if approved, Town Supervisor, or his designee, is hereby authorized and directed to execute and deliver any and all contract documents, including, but not limited to, an inter-municipal agreement with the County of Orange for the FY-2020 Orange Urban County Consortium Community Development Program.

**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>Councilman</i> <b>Mr. Coyne</b>				
<i>Councilman</i> <b>Mr. Valentin</b>				
<i>Councilman</i> <b>Mr. Meyer</b>				
<i>Councilman</i> <b>Mr. Johnson</b>				
<i>Supervisor</i> <b>Mr. Diana</b>				
<b>TOTAL</b>				

**THE TOWN BOARD OF THE TOWN OF WALLKILL  
FAIR HOUSING RESOLUTION**

**WHEREAS**, The Town of Wallkill supports Title VIII of the Civil Rights Act of 1968 (Federal Fair Housing Law) and the New York State Human Rights Law. It is the policy of the Town of Wallkill to implement programs to ensure equal opportunity in housing for all persons regardless of race, color, religion, ancestry, sex (including pregnancy), national origin, nationality, familial status, marital or domestic partnership status, affectional or sexual orientation, atypical hereditary cellular or blood trait, genetic information, liability for military service, mental or physical disability, perceived disability, AIDS/HIV status and Lawful Income or Source of Lawful Rent Payment (Section 8). The Town of Wallkill further objects to discrimination in the sale, rental, leasing, financing of housing or land to be used for construction of housing, or in the provision of brokerage services because of race, color, religion, ancestry, sex, national origin, handicap or disability as prohibited by Title VIII of the Civil Rights Act of 1968 (Federal Fair Housing Law) and the New York State Human Rights Law. Therefore, the Town Board of the Town of Wallkill do hereby approve the following resolution.

**BE IT RESOLVED**, that within available resources, the Town of Wallkill will assist all persons who feel they have been discriminated against under one of the aforementioned categories, to seek equity under federal and state laws by filing a complaint with the New York State Human Rights Law and the U.S. Department of Housing and Urban Development, as appropriate.

**BE IT FURTHER RESOLVED**, that the Town of Wallkill shall publicize this resolution and through this publicity shall cause owners of real estate, developers, and builders to become aware of their respective responsibilities and rights under the Federal Fair Housing Law, the New York State Human Rights Law, and any local laws or ordinances.



Resolution No. : \_\_\_ of 2019

**BE IT FURTHER RESOLVED**, that the municipality will at a minimum include, but not be limited to: (1) the printing and publicizing of this resolution, a fair housing public notice and other applicable fair housing information through local media, community contacts and placement on the Municipal website and in other social media; (2) distribution of posters, flyers, and any other means which will bring to the attention of those affected, the knowledge of their respective responsibilities and rights concerning equal opportunity in housing.

**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>Councilman</i> <b>Mr. Coyne</b>				
<i>Councilman</i> <b>Mr. Valentin</b>				
<i>Councilman</i> <b>Mr. Meyer</b>				
<i>Councilman</i> <b>Mr. Johnson</b>				
<i>Supervisor</i> <b>Mr. Diana</b>				
<b>TOTAL</b>				

**RESOLUTION OF THE WALLKILL TOWN BOARD IN SUPPORT OF NEW YORK STATE SENATE BILL S.4654 AND ASSEMBLY BILL A.2284 AMENDING NEW YORK STATE TAX LAW ARTICLE 29, PART 1 AUTHORIZING THE TOWN OF WALLKILL TO ENACT A LOCAL LAW IMPOSING A TAX ON HOTEL ROOM OCCUPANCY**

**WHEREAS**, the Town Board of the Town of Wallkill is of the opinion that it would be beneficial to the economy of the Town if a local tax was imposed on hotel room occupancy; and

**WHEREAS**, it was necessary to petition the New York State Legislature for a home rule request to authorize local legislation to impose a hotel occupancy tax within the Town,

**WHEREAS**, by Resolution dated November 16, 2017, the Town Board authorized the Town Supervisor, or his designee, to initiate proceedings and take all necessary steps to seek an amendment to Chapter 21, Article 1 of the New York State Tax Law to authorize and empower the Town to enact a local law imposing a tax on hotel room occupancy; and

**WHEREAS**, current New York State Senate Bill S.4654 and New York State Assembly Bill A.2284 have been introduced during the current legislative session which would amend the New York State Tax Law to allow the Town to adopt a local law establishing the aforesaid hotel tax; and

**WHEREAS**, it is the opinion of the Town Board, that in the interest of fiscal responsibility, it is necessary to support the passage of the pending Senate and Assembly bills and move forward with the enactment of a local law establishing a hotel tax,

Resolution No. :\_of 2019

**NOW, THEREFORE, IT IS HEREBY**

**RESOLVED**, that the Town of Wallkill Town Board, in its capacity as governing body of the Town of Wallkill, does hereby support and recommend the passage of New York State Senate Bill S.4654 and New York State Assembly Bill A.2284 amending Chapter 21, Article 1 of the New York State Tax Law to authorize and empower the Town of Wallkill to enact a local law imposing a tax on hotel room occupancy; and it is further

**RESOLVED**, that the Town Supervisor and/or the Town Clerk, or their designees, are hereby directed to execute and deliver the appropriate Home Rule Requests to the State Senate and State Assembly and forward certified copies of this Resolution to the New York State Senate, the New York State Assembly and the Office of the Governor of the State of New York.

**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>Councilman</i> <b>Mr. Coyne</b>				
<i>Councilman</i> <b>Mr. Valentin</b>				
<i>Councilman</i> <b>Mr. Meyer</b>				
<i>Councilman</i> <b>Mr. Johnson</b>				
<i>Supervisor</i> <b>Mr. Diana</b>				
<b>TOTAL</b>				

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL  
PROMOTING ANTHONY FIGURA TO THE POSITION OF  
HEAVY EQUIPMENT OPERATOR I IN THE DEPARTMENT OF PUBLIC WORKS**

**WHEREAS**, there exists a vacancy in the Town of Wallkill Department of Public Works for the position of Heavy Equipment Operator I; and

**WHEREAS**, upon the recommendation of Louis J. Ingrassia Jr., Commissioner of Public Works, the Town Board has considered the promotion and appointment of Anthony Figura to fill the current vacancy, and

**WHEREAS**, it is the opinion of the Town Board of the Town of Wallkill that Anthony Figura is qualified to serve as a Heavy Equipment Operator I,

**NOW, THEREFORE, BE IT HEREBY**

**RESOLVED**, that the Town Board of the Town of Wallkill hereby appoints Anthony Figura to the position of Heavy Equipment Operator I in the Town of Wallkill Department of Public Works, effective as of April 1, 2019 and subject to the submission and acceptance of all appropriate documentation by the Orange County Department of Human Resources.

**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>Councilman</i> <b>Mr. Coyne</b>				
<i>Councilman</i> <b>Mr. Valentin</b>				
<i>Councilman</i> <b>Mr. Meyer</b>				
<i>Councilman</i> <b>Mr. Johnson</b>				
<i>Supervisor</i> <b>Mr. Diana</b>				
<b>TOTAL</b>				

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL  
RATIFYING MEMORANDUM OF AGREEMENT BETWEEN  
THE TOWN AND CSEA, INC. TOWN OF WALLKIL CLERICAL UNIT TO RENEW  
THE COLLECTIVE BARGAINING AGREEMENT**

**WHEREAS**, the Town and the CSEA, Inc. Town of Wallkill Clerical Unit (the “Union”) are parties to a collective bargaining agreement; and

**WHEREAS**, the Town Board and the Union have agreed to modify and extend the terms of the collective bargaining agreement through and including December 31, 2022; and

**WHEREAS**, the Town Board believes that it is in the public interest to enter into this Memorandum of Agreement with the Union;

**NOW, THEREFORE, BE IT HEREBY RESOLVED**, by the Town Board of the Town of Wallkill,

**THAT** said Town Board hereby ratifies and approves the Memorandum of Agreement between the Town of Wallkill and the Union dated as of March 28, 2019, a copy of which is annexed to this resolution.

**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>Councilman</i> <b>Mr. Coyne</b>				
<i>Councilman</i> <b>Mr. Valentin</b>				
<i>Councilman</i> <b>Mr. Meyer</b>				
<i>Councilman</i> <b>Mr. Johnson</b>				
<i>Supervisor</i> <b>Mr. Diana</b>				
<b>TOTAL</b>				

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL  
AUTHORIZING THE TOWN SUPERVISOR TO ENTER INTO AN  
INTERMUNICIPAL AGREEMENT WITH THE TOWN OF MONROE PERMITTING  
MONROE DIAL-A BUS VEHICLES TO OPERATE WITHIN THE TOWN OF  
WALLKILL**

**WHEREAS**, the Town of Monroe has requested that vehicles from its Dial-A-Bus program be permitted to transport Monroe residents to and from various locations within the Town of Wallkill; and

**WHEREAS**, Orange County requires consent from the Town of Wallkill prior to approving Monroe's transportation request; and

**WHEREAS**, in the interest of municipal cooperation, the Town Board has no objection to permitting the Town of Monroe to operate its buses within the Town of Wallkill,

**NOW, THEREFORE, IT IS HEREBY**

**RESOLVED** by the Town Board of the Town of Wallkill that the Town Supervisor is hereby authorized and directed to execute an inter-municipal agreement with the Town of Monroe to allow Dial-A-Bus vehicles from the Town of Monroe to transport Monroe residents to and from various locations within the Town of Wallkill, which agreement shall be subject to the approval of the Town Attorney.