

Work Session Agenda

TOWN OF WALLKILL
DATE: April 10, 2019

WORK SESSION
TIME: 7:00 PM

Topics:

- Police Department Promotion
- Rusty Nail Dunning Road
- Allstate Insurance
- Part-Time Parking Enforcement Agent
- Church Uses in HC Zone

Resolutions:

1. Resolution Authorizing Supervisor to Sign 2019 Camp Contract, recreation Program Contract and Circleville Park Lease Renewal.
2. Resolution Authorizing Appointment of Summer Aquatics Director.
3. Resolution Authorizing Settlement of Litigation.
4. Resolution Re-Schedule Public Hearings for Lands of Berman Lighting and Drainage Districts (public hearing notices attached)
5. Schedule Public Hearing for Creation of Stop Intersections (Draft Local Law and public hearing notice attached).
6. Resolution Authorizing the Supervisor to Extend Federal Aid Transit Contract for the Route 302/Route 17 Park & Ride Facility.
7. Resolution Scheduling Time & Place for a Public Hearing Regarding Local Law No. 1 of 2008 for Stop Sign at Stony Ford & Stage Road Intersection.

Executive Session:

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

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL
 AUTHORIZING THE TOWN SUPERVISOR TO ENTER INTO A
 CONTRACTS WITH THE TOWN OF WALLKILL BOYS AND GIRLS CLUB FOR
 SUMMER CAMP MANAGEMENT SERVICES, SUMMER RECREATIONAL
 SERVICES AND FOR THE USE OF
 CERTAIN BUILDINGS WITHIN CIRCLEVILLE PARK**

BE IT HEREBY RESOLVED, by the Town Board of the Town of Wallkill as follows:

1. That the Town Supervisor is hereby authorized to enter into a contract with the Boys and Girls Club of Wallkill for summer camp management services in the Town of Wallkill for the year 2019 in the form annexed hereto; and
2. That the Town Supervisor is hereby authorized to enter into a contract with the Boys and Girls Club of Wallkill for summer recreational services in the Town of Wallkill for the year 2019 when said contract has been finalized;
3. That the Town Supervisor is hereby authorized to enter into a renewed lease agreement with the Boys and Girls Club of Wallkill for the use of certain buildings within Circleville Park, including the recreation/gym building and adjacent office building when said lease has been finalized
4. The aforesaid contracts and agreements shall be subject to the approval in form and content by the Town Attorney.

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

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL
APPOINTING A SEASONAL AQUATICS DIRECTOR AT CIRCLEVILLE PARK**

WHEREAS, the Town Board has determined that there is a need to hire a seasonal Aquatics Director for the Circleville Park waterfront area in order to insure the safe and efficient operation of the waterfront during the Summer of 2019; and

WHEREAS, in the opinion of the Town Board, Frank Woodward fulfills the requirements of knowledge, skill, and experience for the seasonal position; and

NOW, THEREFORE, BE IT HEREBY

RESOLVED, that the Town Board of the Town of Wallkill hereby appoints Frank Woodward to the position of seasonal Aquatics Director at Circleville Park for the Summer of 2019, with a seasonal stipend of \$6,897.85, effective immediately, pending the receipt of a satisfactory background check.

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

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL
AUTHORIZING THE TOWN SUPERVISOR TO EXECUTE A CONFIDENTIAL
STIPULATION OF SETTLEMENT WITH REGARD TO PENDING LITIGATION**

WHEREAS, there is a matter entitled *Pehush v. Town of Wallkill, et.al.* pending in the United States District Court, Southern District of New York under Docket No. 15-Civ.2500; and

WHEREAS, the parties have reached settlement disposing of all claims filed by the plaintiff; and

WHEREAS, after due consideration of the advice provided by counsel, the Town Board of the Town of Wallkill, while admitting no liability on the part of the Town, has determined that settling all claims asserted in this matter in is in the best interests of the Town;

NOW, THEREFORE, BE IT HEREBY

RESOLVED, by the Town Board of the Town of Wallkill, that the Town Supervisor, or his designee, is hereby authorized to execute a Confidential Stipulation of Settlement resolving all claims asserted by the plaintiff, with prejudice, and to execute any other agreements, releases or documents necessary to completely effectuate said settlement, subject to the review and approval of the same by the Town Attorney and the Town's Assigned Insurance Coverage Counsel representing the Town in this matter.

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

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL
RESCHEDULING TIME AND PLACE FOR A PUBLIC HEARING WITH RESPECT
TO FORMATION OF THE LANDS OF BERMAN DRAINAGE AND LIGHTING
DISTRICTS**

WHEREAS, by Orders dated January 24, 2019, the Town Board of the Town of Wallkill scheduled public hearings to consider the Petitions of Sable Estates, LLC with respect to the establishment of lighting and drainage districts within the Lands of Berman Subdivision, which hearings were to be held on February 28, 2019; and

WHEREAS, the aforesaid public hearings were postponed at the Petitioner's request and the Town Board now wishes to reschedule said public hearings for April 25, 2019 at 7:25 p.m.,

NOW, THEREFORE, IT IS HEREBY

RESOLVED, that public hearings be held by the Town Board of the Town of Wallkill on April 25, 2019 at 7:25 p.m. with regard to establishment of the Lands of Berman drainage and lighting districts; and it is further

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

**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 April 25, 2019 at 7:25 p.m. at Wallkill Town Hall regarding the formation of the Lands of Berman Drainage District pursuant to the Order of the Wallkill Town Board Calling For Public Hearing Dated January 24, 2019 bounded and described in accordance with the Map, Plan and Report updated as of January 15, 2019 prepared by Kirk Rother, P.E., Consulting Engineer P.L.L.C. which concerns the lots designated on the Tax Map of the Town of Wallkill known as 525 Route 17K, Tax Map No. 5-1-3.21. The map, plan and Engineering Report are now on file in the office of the Town Clerk of the Town, and

The maximum amount proposed to be expended for the improvements by the Town, as stated in the said petition, is zero (\$0,00) dollars, it being the intention that the entire cost of the improvements is to be paid by the Developer or its successor within the territory for which the extension of the district is proposed. The cost to the typical single family home to maintain the improvements will be approximately \$114.10 per lot per year.

Any resident of the Town of Wallkill is entitled to be heard upon said proposed extension and drainage district at such public hearing. Copies of the Order Calling for Public Hearing and other documentation related thereto are available for review at:

Wallkill Town Hall
99 Tower Drive, Bldg. A
Middletown, New York 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: April 10, 2019

Louisa Ingrassia, Town Clerk

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

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL TO AMEND SECTION 233-4 OF THE TOWN OF WALLKILL TOWN CODE AND SCHEDULING TIME AND PLACE FOR A PUBLIC HEARING WITH RESPECT TO THE PLACEMENT OF STOP SIGNS AT CERTAIN INTERSECTIONS WITHIN THE TOWN

WHEREAS, the Town Board of the Town of Wallkill wishes to amend Section 233-4 of the Town Code relating to the placement of Stop Signs at the following intersections within the Town:

<u>Stop Sign on</u>	<u>At Intersection of</u>	<u>Direction</u>
Monica Court	Beth Drive	Westerly
Brae Mar Road	Beth Drive	Westerly
Gene Road	Beth Drive	Westerly
Beth Drive	Ben Lomond Drive	Northerly
Beth Drive	Dominick Street	Westerly
Mabel Road	Beth Drive	Southerly
Mabel Road	Ben Lomond Drive	Northerly
Dominick Street	Ben Lomond Drive	Northerly
Dominick Street	Patricia Road	Southerly; and

WHEREAS, the Town Board wishes to schedule a public hearing for April 25, 2019 at 7:25 pm to consider the adoption of the foregoing proposed amendment to the Town Code; and

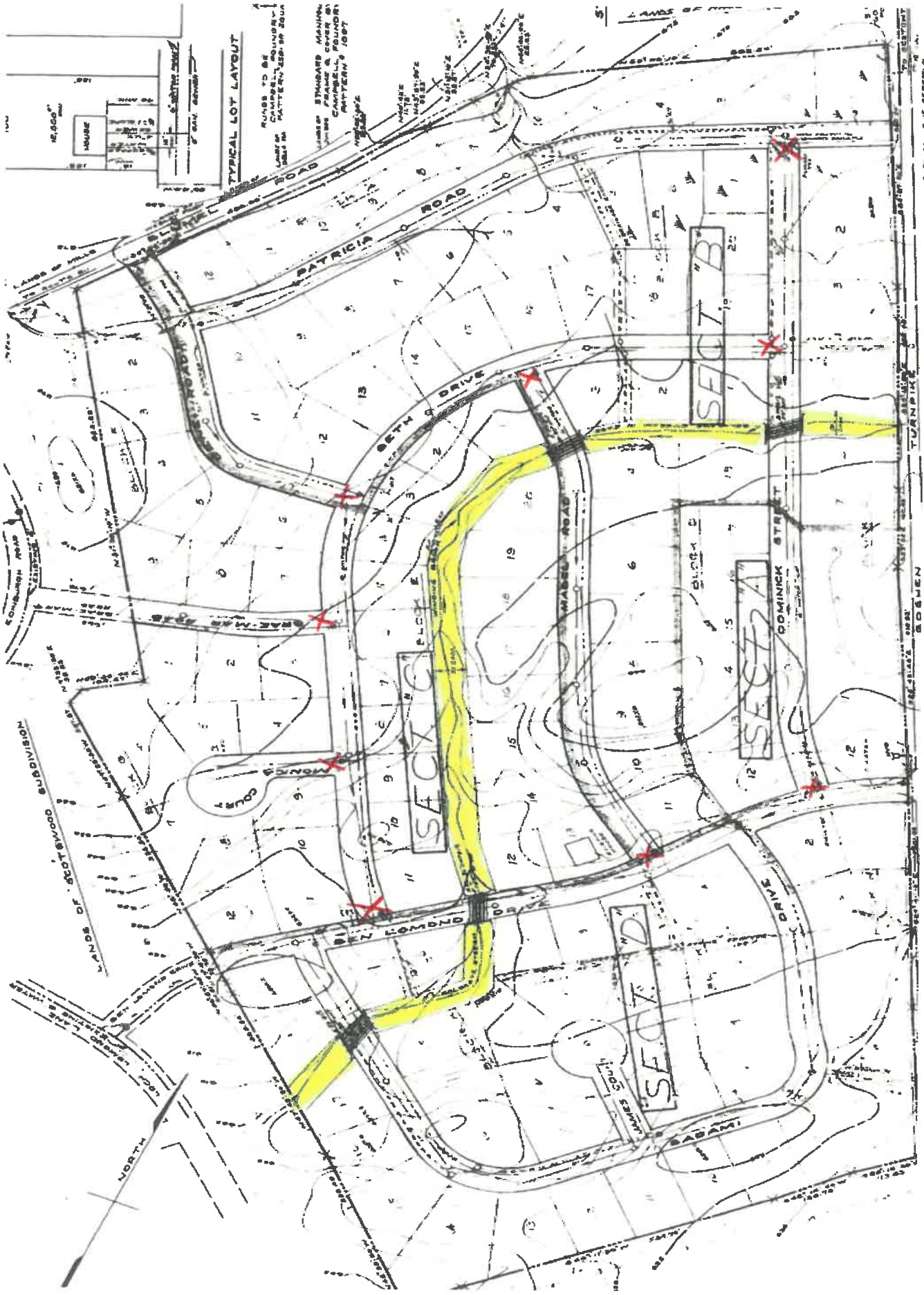
Resolution No.:_of 2019

WHEREAS, said code change is listed as a Type II Action under Section 617.5(c)(20) of the State Environmental Quality Review Act (SEQRA) and is not subject to further review under SEQRA

NOW, THEREFORE, IT IS HEREBY

RESOLVED, that a public hearing be held by the Town Board on April 25, 2019 at 7:25 p.m. with respect to amending Section 233-4 of the Town Code as noted above; 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.



X = Uncontrolled Intersection

**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 April 25, 2019 at 7:25 p.m. at Wallkill Town Hall regarding the adoption of a Local Law Amending Section 233-4 of the Town Code regarding the placement of Stop Signs at the following intersections:

<u>Stop Sign on</u>	<u>At Intersection of</u>	<u>Direction</u>
Monica Court	Beth Drive	Westerly
Brae Mar Road	Beth Drive	Westerly
Gene Road	Beth Drive	Westerly
Beth Drive	Ben Lomond Drive	Northerly
Beth Drive	Dominick Street	Westerly
Mabel Road	Beth Drive	Southerly
Mabel Road	Ben Lomond Drive	Northerly
Dominick Street	Ben Lomond Drive	Northerly
Dominick Street	Patricia Road	Southerly

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

A copy of the proposed local law may be reviewed at the Town Hall at the address listed above, during normal business hours. Written comments may be submitted prior to or at the public hearing. Oral comments may be made at the public hearing. Persons may appear in person or by agent.

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: April 10, 20109

Louisa M. Ingrassia, Town Clerk
Town of Wallkill

TOWN OF WALLKILL

LOCAL LAW NO. 3 OF 2019

**A LOCAL LAW AMENDING CHAPTER 233, SECTION 4
OF THE TOWN CODE OF THE TOWN OF WALLKILL, NEW YORK,
DESIGNATING CERTAIN INTERSECTIONS AS STOP INTERSECTIONS
IN THE TOWN OF WALLKILL**

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 at the intersection of Salisbury Road and St. James Drive.

The Town of Wallkill Code **Chapter 233. VEHICLES AND TRAFFIC.**
Section 233-4. Stop Intersections shall be and hereby is amended by this Local Law as follows:

Add to the list of enumerated locations the following text:

<u>Stop Sign on</u>	<u>At Intersection of</u>	<u>Direction</u>
Monica Court	Beth Drive	Westerly
Brae Mar Road	Beth Drive	Westerly
Gene Road	Beth Drive	Westerly
Beth Drive	Ben Lomond Drive	Northerly
Beth Drive	Dominick Street	Westerly
Mabel Road	Beth Drive	Southerly
Mabel Road	Ben Lomond Drive	Northerly
Dominick Street	Ben Lomond Drive	Northerly
Dominick Street	Patricia Road	Southerly

Section 2. 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 3. Repeal

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

Section 4. 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> Mr. Coyne				
<i>Councilman</i> Mr. Valentin				
<i>Councilman</i> Mr. Meyer				
<i>Councilman</i> Mr. Johnson				
<i>Supervisor</i> Mr. Diana				
TOTAL				

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL
 AUTHORIZING THE TOWN SUPERVISOR TO EXECUTE A SUPPLEMENTAL
 EXGREEMENT EXTENDING THE FEDERAL AID TRANSIT SERVICE CONTRACT
 BETWEEN THE TOWN OF WALLKILL AND THE NEW YORK STATE
 DEPARTMENT OF TRANSPORTATION FOR THE OPERATION OF THE
 ROUTE 302/ROUTE 17 PARK AND RIDE FACILITY**

WHEREAS, the Town of Wallkill operates a park and ride facility on Routes 302 and 17 within the Town; and

WHEREAS, the New York State Department of Transportation (“NYSDOT”) has made funds available through a Federal Aid Transit Grant to pay for the construction of and operation of the park and ride facility; and

WHEREAS, the existing funding contract between NYSDOT and the Town expired on December 31, 2018; and

WHEREAS, in order for the park and ride facility to remain operational, it is necessary for the Town to enter into a Supplemental Agreement with NYSDOT to secure the monthly expense reimbursement funding from NYSDOT for a period of five additional years, through December 31, 2023 in the total amount of \$450,000.00; and

WHEREAS, the Town Board has determined that the continued operation of the park and ride facility will alleviate traffic congestion, reduce pollution, improve public safety and is in the overall best interests of the residents of the Town and the commuting public;

Resolution No. :_of 2019

NOW THEREFORE, IT IS HEREBY

RESOLVED, that the Town Board of the Town of Wallkill hereby authorizes the Town Supervisor to execute a Supplemental Agreement and all related documents extending the Federal Aid Transit Service Contract on behalf of the Town with the New York State Department of Transportation through December 31, 2023 in the total amount of \$450,000.00 with respect to the continued operation of the Route 302/Route 17 Park and Ride facility, subject to the approval of the Town Attorney, and it is further

RESOLVED, that a certified copy of this Resolution be filed with the New York State Commissioner of Transportation by attaching same to the executed Supplemental Agreement.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF WALLKILL, NEW YORK

Louisa Ingrassia, Town Clerk

SUPPLEMENTAL AGREEMENT No. 3 to C031987 (Comptroller's Contract No.)

This Supplemental Agreement is by and between:

the New York State Department of Transportation ("NYSDOT"), having its principal office at 50 Wolf Road, Albany, NY 12232, on behalf of New York State ("State");

and

The Town of Walkill, Orange County (the Sponsor)
Acting by and through the **Town Supervisor, Edward Diana**
with its office at **99 Tower Drive, Building A, Middletown, New York 10941.**

This amends the existing Agreement between the parties in the following respects only (check applicable categories):

Amends a previously adopted Schedule A by (check as applicable):

amending a project description

amending the contract end date

amending the scheduled funding by:

adding additional funding (check and enter the # phase(s) as applicable):

adding phase ____ which covers eligible costs incurred on/after / /

adding phase ____ which covers eligible costs incurred on/after / /

increasing funding for a project phase(s)

adding a pin extension

change from Non-Marchiselli to Marchiselli

deleting/reducing funding for a project phase(s)

other (____)

Amends a previously adopted Schedule "B" (Phases, Sub-phase/Tasks, and Allocation of Responsibility)

Amends a previously adopted Agreement by adding Appendix 2-S – Iran Divestment Act:

Amends the text of the Agreement as follows (insert text below):

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed by their duly authorized officials as of the date first above written.

SPONSOR:

SPONSOR ATTORNEY:

By: _____

By: _____

Print Name: _____

Print Name: _____

Title: _____

STATE OF NEW YORK

)ss.:

COUNTY OF _____

On this _____ day of _____, 20__ before me personally came _____ to me known, who, being by me duly sworn did depose and say that he/she resides at _____; that he/she is the _____ of the Municipal/Sponsor Corporation described in and which executed the above instrument; (except New York City) that it was executed by order of the _____ of said Municipal/Sponsor Corporation pursuant to a resolution which was duly adopted on _____ and which a certified copy is attached and made a part hereof; and that he/she signed his/her name thereto by like order.

Notary Public

APPROVED FOR NYSDOT:

**APPROVED AS TO FORM:
STATE OF NEW YORK ATTORNEY GENERAL**

BY: _____
For Commissioner of Transportation

Agency Certification: In addition to the acceptance of this contract I also certify that original copies of this signature page will be attached to all other exact copies of this contract.

By: _____
Assistant Attorney General

Date: _____

COMPTROLLER'S APPROVAL:

By: _____
For the New York State Comptroller
Pursuant to State Finance Law '112

Federal Aid Municipal Service Contract –

Project Commencement Date: March 10, 2009

Project Completion Date: December 31, 2023

AGREEMENT PURPOSE: (check one)

MAIN (Master) Agreement
Correction

SUPPLEMENTAL Schedules

Administrative

Project Identification

PIN: 8823.31.125

County: Orange

Work Type(s): Reimbursement of Town of Walkill's cost in developing, leasing and maintaining a park & ride lot along Routes 17 and 302 in accordance with this agreement and accompanying Schedule B-3.

Local Municipal Sponsor: Town of Walkill

Other Municipal Sponsors:

% of Cost Shared by Other Municipality _____ (List only if applicable)

Federal Aid Agreement Type
(Check applicable category boxes below)

NHS (National Highway System)

STP (Surface Transportation Program)

Enhancement

HBRR (Highway Bridge Replacement & Rehabilitation)

Timber Bridge

CMAQ (Congestion Mitigation & Air Quality)

Federal Emergency Relief

Research & Technology

Federal Lands

Indian Reservation Bridge(s)

Indian Reservation Road(s)

Safety

Other (e.g., ITS, Scenic Byways . . .)

Describe:

**Federal Aid Municipal Service Contract - Supplemental Schedule A-3 (continued)
 March 10, 2009 through December 31, 2023**

A. Federal Participation Amount					
Project Identification Number	Authorized Project Amount	Federal Aid(STP) 80%	State Share(SDF) 20%	Local Share 0%	Federal Participation Subtotal
8823.31.125	\$450,000	\$360,000	\$90,000	\$0	\$450,000

B. Non-Federal Participation Amounts			
Project Identification Number	Other NY State Funds	Farebox & Advertising Revenues	Local Share
8823.31.125	\$0	\$0	\$0
			Non Federal Participation Subtotal
			\$0

C. Project Totals					
	Operating Revenues	Federal Share	NY State Share	Local Share	Total
Eligible for Contract Reimbursement (Federal Participation Amount)	\$0	\$360,000	\$90,000	\$0	\$450,000
Project Associated (*)	\$0	\$0	\$0	\$0	\$0
TOTAL	\$0	\$360,000	\$90,000	\$0	\$450,000

(*) Not Eligible for NYSDOT contract reimbursement

Note: Original contract commenced 3/10/09, federal participation amount for the period 03/10/09 to 12/31/18 is \$1,701,000 and does not include the \$450,000 being added by this supplemental agreement.

SCHEDULE B-3
SUPPLEMENTAL WORK PROGRAM & BUDGET
 Project Duration: January 1, 2019 through December 31, 2023

CONTRACTOR RESPONSIBILITIES	METHOD & BASIS FOR COMPENSATION	MAXIMUM PAYABLE AMOUNT*
<p>Task I – Provide a Park and Ride The Town will provide the commuting public with a park and ride of approximately 80 spaces, to be located along Routes 17 and 302. The lot will be open to all commuters, at no charge to the commuter. No priority will be given to users of the park and ride based on residency or travel mode. The lot will comply with the Americans With Disabilities Act. The design of the lot will be reviewed by NYS DOT at the Town's request. The lot itself will be inspected by NYS DOT prior to opening. Any reasonable request by NYS DOT relating to safety, traffic flow, lighting, signs, landscaping, or any other concern that might arise, will be met by the Town, who in turn will be compensated for the cost of meeting that request.</p>	<p>Commencing as soon as practicable after the lot is deemed by the State and Town as fit for use by the commuting public, the Town will be eligible for reimbursement by the State of all costs incurred by the Town in furtherance of the lease between the Town and the property owner, contingent upon the terms of said lease having received prior approval by NYS DOT. The Town will submit State-provided vouchers on a monthly, quarterly or any other mutually agreed-upon schedule. The vouchers will be supported by documentation as prescribed by NYS DOT.</p>	<p>\$450,000</p>
<p>TASK II -- Duration of the Contract The lot will be available to the commuting public for at least five years from the day the lot is opened to the public. Starting after 54 months of use, the Town has the right to notify the State that 6 months hence, the Town will be closing the lot to commuters. If the Town avails itself of this option, the Town would pay the State back a prorated share of the monies spent during the first 12 months of operation, minus payments made by the Town on a per space per day lease basis. For example, if use of the lot is terminated after 6 years, 60% of the useful life will have been used so that the Town would owe the State 40% of the costs incurred by the Town during the first 12 months of service, minus payments made by the Town on a per space per day basis. That per space per day payment will be negotiated between the Town and Property Owner and will not exceed \$1.60 per space the first year. Should State elect to discontinue funding the project for reasons unrelated to the Town's failure to perform under this agreement, the State shall give the Town a minimum of twelve months written notice of such discontinuation or shall be responsible for twelve months of payments, at the election of the State.</p>	<p>There is no compensation for Task IV.</p>	<p>\$0</p>
TOTAL		<p>\$450,000</p>

*Amounts may be interchanged between Tasks upon mutual agreement of the Contractor and NYS DOT.

**APPENDIX 2-S
IRAN DIVESTMENT ACT**

As a result of the Iran Divestment Act of 2012 (Act), Chapter 1 of the 2012 Laws of New York, a new provision has been added to the State Finance Law (SFL), § 165-a, effective April 12, 2012. Under the Act, the Commissioner of the Office of General Services (OGS) will be developing a list (prohibited entities list) of “persons” who are engaged in “investment activities in Iran” (both are defined terms in the law). Pursuant to SFL § 165-a(3)(b), the initial list is expected to be issued no later than 120 days after the Act’s effective date, at which time it will be posted on the OGS website.

By entering into a renewal or extension of this Contract, Contractor (or any assignee) certifies that once the prohibited entities list is posted on the OGS website, it will not utilize on such Contract any subcontractor that is identified on the prohibited entities list.

Additionally, Contractor understands that during the term of the Contract, should NYSDOT receive information that a person is in violation of the above-referenced certification NYSDOT will offer the person an opportunity to respond. If the person fails to demonstrate that it has ceased its engagement in the investment which is in violation of the Act within 90 days after the determination of such violation, then NYSDOT shall take such action as may be appropriate including, but not limited to, imposing sanctions, seeking compliance, recovering damages, or declaring the Contractor in default.

NYSDOT reserves the right to reject any renewal, extension or request for assignment for an entity that appears on the prohibited entities list hereafter and to pursue a responsibility review with respect to any entity that is granted a contract extension/renewal or assignment and appears on the prohibited entities list thereafter.

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

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL
SCHEDULING TIME AND PLACE FOR A PUBLIC HEARING TO CONSIDER THE
ADOPTION OF A LOCAL LAW THAT WOULD REPEAL LOCAL LAW NO. 1 of 2008
AND THEREBY REMOVE THE STOP SIGN DESIGNATION AT THE
INTERSECTION OF STONY FORD ROAD AND STAGE ROAD
IN THE TOWN OF WALLKILL**

WHEREAS, the Town Board of the Town of Wallkill wishes to consider the repeal of Local Law No. 1 of 2008 which amended Section 233-4 of the Town Code and created a stop intersection at Stony Ford Road and Stage Road; and

WHEREAS, the Town Board wishes to schedule a public hearing for April 25, 2019 at 7:25 pm to consider the adoption of the foregoing proposed amendment to the Town Code; and

WHEREAS, said code change is listed as a Type II Action under Section 617.5(c)(20) of the State Environmental Quality Review Act (SEQRA) and is not subject to further review under SEQRA

NOW, THEREFORE, IT IS HEREBY

RESOLVED, that a public hearing be held by the Town Board on April 25, 2019 at 7:25 p.m. with respect to amending Section 233-4 of the Town Code as noted above; 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.

**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 April 25, 2019 at 7:25 p.m. at Wallkill Town Hall to consider the repeal of Local Law No. 1 of 2008 which amended Section 233-4 of the Town Code and created a stop intersection at Stony Ford Road and Stage Road.

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

A copy of the proposed local law may be reviewed at the Town Hall at the address listed above, during normal business hours. Written comments may be submitted prior to or at the public hearing. Oral comments may be made at the public hearing. Persons may appear in person or by agent.

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: April 10, 20109

Louisa M. Ingrassia, Town Clerk
Town of Wallkill