

TOWN BOARD MEETING
WEDNESDAY, MAY 2, 2007; 7:00 P.M.
NEW WINDSOR TOWN HALL
NEW WINDSOR, NEW YORK

BOARD MEMBERS PRESENT: Supervisor Green, Councilwoman Mullarkey, Councilwoman Weyant, Councilwoman Biasotti

OTHER OFFICIALS PRESENT: Town Attorney Blythe, Comptroller Finnegan, Police Chief Biasotti, Highway Superintendent Fayó

SALUTE TO FLAG

Supervisor Green called to order the Town Board meeting and presided over same.

#1 On Agenda: Minutes

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor approve the minutes of the Public Hearing regarding Amendments to Chapter 300, Zoning Local Law and of the Town Board meeting, both held on April 4, 2007, as per the copies posted on the Town Clerk's bulletin board in the Town Hall, and same distributed to each of the Town Board members.

Roll Call: All Ayes

Motion Carried: 4-0

UNFINISHED BUSINESS

HIGHWAY DEPARTMENT

#2 On Agenda: Motion – Authorization For Execution Of An Agreement – Pavement Markings On Non-County Roads

Motion by Councilwoman Biasotti, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor authorize the Town Supervisor to execute an Agreement between the County of Orange and the Town of New Windsor for pavement markings on non-county roads for the year 2007.

Roll Call: All Ayes

Motion Carried: 4-0

WATER DEPARTMENT

3 On Agenda: Motion – Rescind Motion Entitled “Adopt Order Calling Public Hearing To Establish Water District #14, Meadowbrook Estates”, On TB Agenda Dated April 4, 2007

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor rescind the motion entitled “Adopt Order Calling Public Hearing To Establish Water District #14, Meadowbrook Estates”, number 5 on the Town Board agenda dated April 4, 2007.

Roll Call: All Ayes

Motion Carried: 4-0

4 On Agenda: Motion – Adopt Order Calling Public Hearing – Establish Water District #14, Meadowbrook Estates

Motion by Councilwoman Biasotti, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor adopt an Order Calling Public Hearing to be held on June 6, 2007, at 555 Union Avenue, New Windsor, New York, at 7:00 p.m. to establish Water District #14, Meadowbrook Estates, in accordance with the resolution attached hereto.

Roll Call: All Ayes

Motion Carried: 4-0

5 On Agenda: Receive And File Bids – Union Avenue Pump Station Improvement Project

Hearing no objection, the Town Board of the Town of New Windsor receive and file sealed bids received and publicly opened on March 20, 2007 for the Union Avenue Pump Station Improvement Project.

SANITATION DEPARTMENT

GENERAL

6 On Agenda: Receive And File Stipulation Of Discontinuance – Sukeena Vs. Kroll, O’Connor And Town Of New Windsor

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Hearing no objection, the Town Board of the Town of New Windsor receive and file with the Town Clerk a Stipulation of Discontinuance entered April 5, 2007 in the matter of "Bradley D. Sukeena vs. Henry Kroll, John J. O'Connor and the Town of New Windsor".

7 On Agenda: Motion – Authorize Renewal Of Solicitors Permit

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor authorize the renewal of a Solicitors Permit submitted by Mohammed A. Jaradat, 63 Leslie Road, Apt #3, Newburgh, New York to sell packaged ice cream throughout the Town of New Windsor. Permit shall be obtained from the Town Clerk's office.

Roll Call: All Ayes

Motion Carried 4-0

8 On Agenda: Motion – Authorize Solicitors Permit

Motion by Councilwoman Biasotti, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor authorize the issuance of a Solicitors Permit submitted by Debra Mascia, 12 Poplar Circle, Peekskill, New York 10566 and Catherine Tinelli, 41 Locust Drive, Briarcliff Manor, New York 10610, to sell various food items in the Town of New Windsor on the premises of John Devitt, property located at Route 32, one half mile north of Union Avenue, corner of Devitt's Circle. Permit shall be obtained from the Town Clerk's office.

Roll Call: Councilwoman Biasotti: No
Councilwoman Weyant: No
Councilwoman Mullarkey: No
Supervisor Green: No

Motion Lost: 4-0

9 On Agenda: Motion – Adopt Resolution Authorizing Procedures For Dishonored Checks

Motion by Councilwoman Weyant, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor adopt the following resolution:

WHEREAS, it has been reported to the Town Board of the Town of New Windsor that certain departments within the Town are experiencing an increase in the number of checks or other negotiable instruments (hereinafter "checks") being returned for insufficient funds; and

WHEREAS, receipt and processing of these checks for which there are insufficient funds results in the unwarranted expenditure of administrative time and costs; and

WHEREAS, Section 85 of the General Municipal Law of the State of New York further authorizes the Town Board to require future payments by any person from whom dishonored checks have been tendered be made by cash or by certified or cashier's check;

NOW THEREFORE, BE IT RESOLVED, that the Town Board of the Town of New Windsor hereby authorizes any department head to impose, in addition to any other charges required or permitted by law, that any future payments tendered by any person from whom a prior tendered payment to the Town of New Windsor has been dishonored be made in cash or by certified or cashier's check; and

BE IT FURTHER RESOLVED by the Town Board of the Town of New Windsor that the above procedures are in addition to any and all other taxes, charges, liens, payments or penalties permitted or imposed by law and said procedures will not operate to affect in any way the amount or deadline for any such payment.

Roll Call: All Ayes

Motion Carried 4-0

10 On Agenda: Motion – Appoint Police Officer

Motion by Councilwoman Biasotti, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor appoint John Vasta, 25 Rose Place, Central Valley, New York, as a Police Officer for the Town of New Windsor effective May 2, 2007.

Roll Call: All Ayes

Motion Carried 4-0

11 On Agenda: Officials Reports

The following reports were received, recorded and filed with the Town Clerk:

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|---|---------------------|
| Police Department | Month of March 2007 |
| Receiver of Taxes (monthly tax statement) | Month of March 2007 |
| Fire Prevention | Month of April 2007 |
| Justice Court – Donald J. Suttlehan | Month of April 2007 |
| Justice Court – Richard W. Thorpe | Month of April 2007 |
| Receiver of Taxes (Water, Sewer, Garbage) | Month of April 2007 |
| Recreation Department | Month of April 2007 |
| Town Clerk | Month of April 2007 |

12 On Agenda: Public Forum

Supervisor Green, “Before I open it up to the public, are there any comments from the board? Okay, we will now open under public forum.”

Debra Mascia asked why her application for a solicitors permit was denied. Supervisor Green explained that the Town generally does not grant solicitors permits and her stand was to be located on private property which was not in accordance with the site plan for that property. He also said that if she had a veterans permit, it might have been granted. Ms. Mascia said that she did have a veterans permit but did not mention it at the time of her application.

Hearing no one else wishing to speak, the Supervisor entertained a motion to close the public forum.

Motion by Councilwoman Biasotti, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor close the Public Forum portion of the meeting.

Roll Call: All Ayes

Motion Carried: 4-0

13 On Agenda: Adjourn

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor adjourn the Town Board meeting at 7:12 p. m.

Roll Call: All Ayes

Motion Carried: 4-0

After the meeting concluded, new Police Officer John Vasta was sworn in by Town Clerk Deborah Green.

Respectfully submitted,

CHERYL L. CANFIELD
DEPUTY TOWN CLERK

/clc