

TOWN BOARD MEETING
 WEDNESDAY, MAY 4, 2005, 7:00 P. M.
 NEW WINDSOR TOWN HALL
 NEW WINDSOR, NEW YORK

BOARD MEMBERS PRESENT: Supervisor Meyers, Councilman Finnegan,
 Councilwoman Mullarkey, Councilwoman Biasotti

OTHER OFFICIALS PRESENT: Comptroller Reis, Town Attorney Crotty, Police
 Lieutenant Hovey, Highway Superintendent Kroll

ABSENT OFFICIALS: Councilwoman Weyant

SALUTE TO FLAG

A moment of silence was observed in memory of Marine Corporal Joseph Tremblay.

#1 On Agenda: Minutes

Motion by Councilman Finnegan, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor approve the Minutes of the Town Board Meeting held April 6, 2005 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

NONE

HIGHWAY DEPARTMENT

#2 On Agenda: Receive And File Offer Of Dedication - Roads And Stormwater Facilities - ADC Windsor, Inc., Kings Road Subdivision

Hearing no objection, the Town Board of the Town of New Windsor receive and file an Offer of Dedication dated April 7, 2005 of the roads and stormwater management facilities relating to Kings Road Subdivision.

WATER DEPARTMENT

SANITATION DEPARTMENT

GENERAL

#3 On Agenda: Receive And File Notice Of Retirement - Police Officer William C. Hanaford III

Hearing no objection, the Town Board of the Town of New Windsor receive and file with the Town Clerk a Notice of Retirement from Town of New Windsor Police Officer William C. Hanaford III, effective June 10, 2005.

#4 On Agenda: Receive And File Agreement - OXYVITA, Inc. And Town Of New Windsor

Hearing no objection, the Town Board of the Town of New Windsor receive and file a Non-Disturbance, Attornment and Recognition Agreement dated April 4, 2005 and executed on April 12, 2005 between OXYVITA Inc. and Town of New Windsor.

#5 On Agenda: Receive And File Agreement Between First Columbia International Group, LLC And First Columbia 555 HVA, LLC

Hearing no objection, the Town Board of the Town of New Windsor receive and file a copy of Sublease between First Columbia International Group, LLC and First Columbia 555 HVA, LLC dated February 1, 2005 regarding 555 Hudson Valley Avenue, New Windsor, New York.

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#6 On Agenda: Receive And File Agreement Between First Columbia 555 HVA, LLC And Town Of New Windsor

Hearing no objection, the Town Board of the Town of New Windsor receive and file copy of Non-Disturbance, Attornment and Recognition Agreement dated April 6, 2005 between the Town of New Windsor and First Columbia 555 HVA, LLC executed on April 12, 2005.

#7 On Agenda: Receive And File Petition Regarding Drainage Issue On Ellison Drive

Hearing no objection, the Town Board of the Town of New Windsor receive and file with the Town Clerk a petition from the residents on or near Ellison Drive regarding a drainage issue on Ellison Drive in the Town of New Windsor.

#8 On Agenda: Receive And File Petition To Establish Drainage District #8 - ADC Windsor, Inc. (Kings Road Subdivision)

Hearing no objection, the Town Board of the Town of New Windsor receive and file a Petition dated April 7, 2005 establishing Drainage District No. 8, ADC Windsor Inc. (Kings Road Subdivision) pursuant to New York State Law, and forward the Petition to the Attorney for the Town for further proceedings.

#9 On Agenda: Motion – Authorization To Advertise For Public Hearing - Drainage District #7 - Moores Hill Estates

Motion by Councilwoman Mullarkey, seconded by Councilman Finnegan that the Town Board of the Town of New Windsor adopt the following resolution:

WHEREAS, the Town Board of the Town of New Windsor direct the Town Clerk to advertise a public hearing to be held on June 1, 2005 at 10 A.M. in the Town Hall, 555 Union Avenue, New Windsor, New York to consider the establishment of a proposed Drainage District #7 covering Moores Hill Estates and further order such other action as may be required by law including posting, publications, mailings and environmental review.

Roll Call: All Ayes

Motion Carried: 4-0

#10 On Agenda: Motion – Appoint Election Inspectors And Ballot Clerks - June 4, 2005 Special Election

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

WHEREAS, pursuant to public referendum and the Town Board resolution dated April 6, 2005, there will be a special election regarding \$7 million bond for recreation facilities at the Town's Mt. Airy Sports Complex to be held on Saturday, June 4, 2005, between the hours of 9 A.M. and 9 P.M. at the Town of New Windsor Community Center, 555 Union Avenue, New Windsor, New York, 12553;

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of New Windsor hereby designates pursuant to Town Law Section 83, the following individuals to serve as election inspectors and ballot clerks:

Cele Cimorelli
Helen Crudele
Eugene Murphy

Al D'Andreta
Dorothy Masten
Carol VanVoorhis

Roll Call: All Ayes

Motion Carried: 4-0

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#11 On Agenda: Motion – Set Registration Date And Appoint Board Of Registration For June 4, 2005 Special Election

Motion by Councilman Finnegan, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor adopt a resolution:

WHEREAS, pursuant to public referendum and Town Board resolution dated April 6, 2005 there will be a special election regarding \$7 million bond for recreation facilities at the Town's Mt. Airy Sports Complex to be held on Saturday, June 4, 2005, between the hours of 9 A.M. and 9 P.M. at the Town of New Windsor Community Center, 555 Union Avenue, New Windsor, New York, 12553;

NOW, THEREFORE, the Town Board of the Town of New Windsor hereby determines, pursuant to New York State Town Law Section 84, that personal registration of electors shall be required for the special town election set for Saturday June 4, 2005 concerning a \$7 million bond for recreation facilities for the Mt. Airy Sports Complex; and

BE IT FURTHER RESOLVED, that a Town of New Windsor Board of Registration shall meet for the purpose of preparing a register of voters qualified to vote in the special election, and that such meeting shall take place on Tuesday, May 24, 2005, between the hours of 12 o'clock noon and 9 o'clock p.m. at the Community Center of the Town of New Windsor, 555 Union Avenue, New Windsor, New York, 12553; and

BE IT FURTHER RESOLVED that Al D'Andreta and Helen Crudele are designated to constitute a Board of Registration for the special election; and

BE IT FINALLY RESOLVED, that the Town Clerk is directed to publish and post the notice required, and otherwise take such actions prescribed under Town Law Section 84.

Roll Call: All Ayes

Motion Carried: 4-0

#12 On Agenda: Motion – Adopt Resolution In Support Of Drury Lane Access Road At Stewart International Airport

Motion by Councilwoman Biasotti, seconded by Councilman Finnegan that the Town Board of the Town of New Windsor adopt a resolution:

WHEREAS, the Town Board of the Town of New Windsor supports the construction of the Drury Lane Project New Access Road to Stewart International Airport to alleviate traffic congestion, and improve airport access which will increase the airport's ability to attract new airline services to Stewart, benefit the local economy through increases in commerce, trade, employment opportunities, lower fares and better airline schedules; and

WHEREAS, the Town of New Windsor hereby voices its support for the expeditious progression of the new Drury Lane I-84 entrance to Stewart International Airport;

NOW THEREFORE BE IT RESOLVED that the Town of New Windsor strongly urges the New York State Department of Environmental Conservation and the United States Army Corps of Engineers to complete the necessary minor modifications to the wetlands permits with all due haste; and

BE IT FURTHER RESOLVED that the Town of New Windsor strongly encourages the New York State Department of Transportation to advance the letting and award of the Project as soon as possible in order to commence construction during the 2005 construction season; and

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BE IT FURTHER RESOLVED that the Town Clerk forward a true copy of this resolution to Governor George E. Pataki, Attorney General Eliot Spitzer, Congresswoman Sue W. Kelly, Senator William J. Larkin, Jr., Acting DEC Commissioner Denise M. Sheehan, and U.S. Army Corps of Engineers Colonel Richard J. Polo, Jr.

Roll Call: All Ayes

Motion Carried: 4-0

#13 On Agenda: Motion – Authorize Public Improvement Performance Bond - ADC Windsor, Inc. Major Subdivision

Motion by Councilwoman Mullarkey, seconded by Councilman Finnegan that the Town Board of the Town of New Windsor approve a Public Improvement Performance Bond for ADC Windsor Major Subdivision in the amount of \$2,309,171.00 plus an inspection fee of \$92,367.00 representing 4% of the public improvement performance bond amount as per the recommendation of McGoey, Hauser and Edsall Consulting Engineers, P.C., under the date of May 2, 2005.

Roll Call: All Ayes

Motion Carried: 4-0

#14 On Agenda: Officials Reports

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

Building Department	Month of March 2005
Police Department	Month of March 2005
Tax Receiver (water, sewer, garbage)	Month of March 2005
Tax Receiver (monthly tax statement)	Month of March 2005
Building Department	Month of April 2005
Fire Prevention	Month of April 2005
Recreation Department	Month of April 2005
Town Clerk	Month of April 2005
Town Justice Thorpe	Month of April 2005
Town Justice Suttlehan	Month of April 2005

#15 On Agenda: Public Forum

Supervisor Meyers opened the public forum portion of the meeting and hearing no one wishing to speak, he entertained a motion to close the Public Forum.

Motion by Councilman Finnegan, 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

#16 On Agenda: Adjourn

Motion by Councilwoman Biasotti, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor adjourn the Town Board Meeting at 7:10 p. m.

Roll Call: All Ayes

Motion Carried: 4-0

Respectfully submitted,

DEBORAH GREEN
TOWN CLERK