

TOWN BOARD MEETING
WEDNESDAY, JUNE 1, 2011; 7:00 P.M.
 NEW WINDSOR TOWN HALL
 NEW WINDSOR, NEW YORK

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

OTHER OFFICIALS PRESENT: Comptroller Finnegan, Police Lieutenant Faricellia, Town Attorney Blythe, Highway Superintendent Fay

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

#1 On Agenda: Motion – Approve Minutes

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor approve the minutes of the Informational Meeting on the Dial-A-Bus Program, public hearing regarding OC Community Development FY-2012 Program, and the minutes of the Town Board meeting all held on May 4, 2011, as per the copies posted on the Town Clerk's bulletin board in Town Hall, and same distributed to each of the Town Board members.

Roll Call: All Ayes

Motion Carried: 5-0

UNFINISHED BUSINESS

HIGHWAY DEPARTMENT

#2 On Agenda: Motion – Accept Dedication Of Public Improvements – The Reserve, Phases 1 - 4

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

WHEREAS, Mt. Airy Estates (a/k/a The Reserve) has requested that Town of New Windsor accept dedication of all public improvements within certain dedicated roadways in Phases I, II, III and IV of the subdivision; and

WHEREAS, the Town has previously accepted the dedication of certain roadways or portions thereof at the regular meetings of the Town Board on September 7, 2005 and December 1, 2010; specifically:

Patriot's Court	P/O Independence Drive	Reveres Run
Pioneer Trail	Settlers Ridge	Constitution Way
Liberty Ridge	Colonial Drive	Cherry Tree Way; and

WHEREAS, the improvements have been accepted and approved by the Chief Operating Engineer of CAMO Pollution Control, Inc., and the Town Engineer and have been recommended for acceptance; and

WHEREAS, the roadways and improvements in Phases I through IV have been functioning properly for more than one year;

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of New Windsor accept for dedication all public improvements within the dedicated roadways of Phases I through IV of the Mt. Airy Subdivision previously referenced; and

BE IT FURTHER RESOLVED that such acceptance does not include outside-of-roadway right-of-way improvements and further specifically excludes the pump station and water tank associated with the Mt. Airy Subdivision; and

BE IT FURTHER RESOLVED that the performance bonds for Phases I, II, III and IV of the Mt. Airy Subdivision are hereby released upon recommendation of the Town Engineer; and

BE IT FURTHER RESOLVED that because the roadways and public improvements have been functioning in a satisfactory manor in excess of one year, as confirmed by the Town Engineer, the requirement for maintenance bonds on Phases I through IV is hereby waived.

Roll Call: All Ayes

Motion Carried: 5-0

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#3 On Agenda: Receive And File Inter-Municipal Agreement – Pavement Markings – 2011 Season

Hearing no objection, the Town Board of the Town of New Windsor receive and file with the Town Clerk the Inter-Municipal Agreement for pavement markings on non-county roads for the 2011 season.

#4 On Agenda: Receive And File Bids – 2012 Truck Chassis And Loader Refuse Body

Hearing no objection, the Town Board of the Town of New Windsor receive and file with the Town Clerk the bid received and publicly opened on May 5, 2011 for 2012 truck chassis and 29 cubic yard loader refuse body.

WATER DEPARTMENT

#5 On Agenda: Motion – Accept Dedication Of Water Pump Station For The Grove At New Windsor

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor accept, as a public water pumping station, the real property, building and equipment which constitute the water pumping station (pump station) for The Grove at New Windsor which are located at 37 Hudson Valley Avenue in the Town of New Windsor and listed on the Town of New Windsor Tax Maps as a p/o Section 97, Block 1, Lot 1; and in accordance with such dedication authorize the Supervisor to:

- (1) Accept a Deed from SCC-Canyon II, LLC (its successors and/or assigns), to the Town of New Windsor, which deed shall be without liens and taxes paid, accepted by the Town Board, and returned to the Attorney's Office for recording in the Orange County Clerk's Office, which deed provides for the conveyance of lands upon which the pump station lies and is known as 37 Hudson Valley Avenue, p/o Section 97, Block 1, Lot 1, New Windsor, New York; and
- (2) Accept a Certificate and Report of Title (Title Insurance) in the amount of \$35,000 naming the Town of New Windsor as party insured, and the related Title Policy; and
- (3) Accept a Bill of Sale from SCC-Canyon II, LLC (its successors and/or assigns), to the Town of New Windsor for all the equipment, pumps, valves, pipes and related appurtenances which constitute the pump station installed on the above referenced property; and
- (4) This resolution is subject to a closing to be held at the office of the Town Attorney at which time a Title Insurance Policy shall be tendered and the instruments taken for recording in the Orange County Clerk's Office; and
- (5) Subject to complete electronic "as-builts" submitted in acceptable form to the Chief Information Technology Officer prior to closing; and
- (6) Subject to payment of all outstanding monies due to CAMO Pollution Control, Inc., related to inspection, maintenance and repair of said pump station up to and including the date of closing; and
- (7) Subject to approval by the Town Attorney and Town Engineer.

Roll Call: All Ayes

Motion Carried: 5-0

#6 On Agenda: Receive And File Outside User Agreement

Hearing no objection, the Town Board of the Town of New Windsor receive and file an Outside User Agreement between Town of New Windsor and Kevin Fox and Karen Fox as the owners of 176 Bethlehem Road (SBL: 57-1-11.1) in the Town of New Windsor for the purpose of providing New Windsor water service to their single family residence.

SANITATION DEPARTMENT

GENERAL

#7 On Agenda: Motion - Authorize Advertising For Bids – Video Sewer Line Inspection Equipment

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor authorize the Town Clerk to advertise, pursuant to law, calling for sealed bids for the purchase of video sewer line inspection equipment. Bids shall be received and publicly opened on July 12, 2011 at 10:00 a.m. (local time) at the office of the Town Clerk, 555 Union Avenue, New Windsor, New York. The Town Board of the Town of New Windsor reserves the right to reject any and/or all bids.

Roll Call: All Ayes

Motion Carried: 5-0

#8 On Agenda: Motion - Authorize Solicitor's Permit – Barbara McLaughlin

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Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor authorize a Solicitor's Permit submitted by Barbara McLaughlin, 33 Weather Oak Hill Road, New Windsor, New York, to sell hot dogs, chips, soda, water, nachos in the Town of New Windsor at Devitt's Nursery and Supply. Permit shall be obtained from the Town Clerk's office.

Roll Call: All Ayes

Motion Carried: 5-0

#9 On Agenda: Receive And File Agreement – Orange County Energy Efficiency Conservation Block Grant Program - 2011

Hearing no objection, the Town Board of the Town of New Windsor receive and file fully executed Agreement between Town of New Windsor and County of Orange for financial reimbursement assistance for the funding of certain energy efficiency activities which support the 2011 Orange County Energy Efficiency Block Grant Program.

#10 On Agenda: Receive And File Annual Financial Report For Fiscal Year Ended December 31, 2010

Hearing no objection, the Town Board of the Town of New Windsor receive and file with the Town Clerk the Annual Financial Report for the Town of New Windsor from Nugent & Haeussler, P.C., Certified Public Accountants, for fiscal year ended December 31, 2010.

#11 On Agenda: Officials Reports

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

Building Department	Month of April 2011
Fire Prevention	Month of April 2011
Justice Court – Noreen Calderin	Month of May 2011
Justice Court – Richard Thorpe	Month of May 2011
Recreation Department	Month of May 2011
Tax Receiver's Utility Report	Month of May 2011
Tax Receiver's 2011 Final Property Tax Statement	
Town Clerk	Month of May 2011

#12 On Agenda: Public Forum

Supervisor Green asked anyone on the Board if they had any comments and then opened the public forum to anyone who wished to speak. Hearing no one wishing to speak, Supervisor entertained a motion to close the Public Forum.

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

Roll Call: All Ayes

Motion Carried: 5-0

#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: 5-0

Respectfully submitted,

DEBORAH GREEN
TOWN CLERK