

TOWN BOARD
GARNERVILLE, NY
FEBRUARY 25, 2008

The Town Board of the Town of Haverstraw met at a Regular Meeting on Monday, February 25, 2008 at 8:00 p.m. in the Meeting Room of the Town Hall, One Rosman Road, Garnerville, New York.

The meeting was opened with the Pledge of Allegiance.

On Roll Call the following members answered to their names:

Supervisor	Howard T. Phillips, Jr.
Councilman	Isidro Cancel
Councilman	Vincent J. Gamboli (Absent)
Councilman	John J. Gould
Councilman	Hector L. Soto

ADOPTION OF MINUTES

112-08 **REGULAR TOWN BOARD MEETING OF FEBRUARY 11, 2008;** submitted by the Town Clerk on motion by Councilman Gould, seconded by Councilman Soto, were unanimously adopted.

PAYMENT OF BILLS

Councilman Cancel offered the following resolution, which was seconded by Councilman Gould, and on roll call unanimously adopted.

113-08 **RESOLVED**, that bills numbered 530 through and including 677 in the amount of \$1,180,947.01; and Highway Vouchers numbered 89 through and including 104 in the amount of \$7,825.00 audited at this meeting, be and they are hereby paid.

ACCEPTANCE OF REPORTS

Councilman Soto offered the following resolution, which was seconded by Councilman Gould, and on roll call unanimously adopted.

114-08 **RESOLVED, THAT THE FOLLOWING POLICE REPORT WAS ACCEPTED BY THE TOWN BOARD: THE POLICE DEPARTMENT ACTIVITY REPORT FOR THE MONTH OF NOVEMBER 2007.**

PRESENTATIONS

SUPERVISOR PHILLIPS AND THE TOWN BOARD MEMBERS RECOGNIZED CHARLES J. JENKS AND ROBERT JOINER FOR THEIR DEDICATED SERVICE TO THE ASSOCIATION FOR THE VISUALLY IMPAIRED AND FOR THEIR COMMITMENT TO THE COMMUNITY. THEY WERE EACH PRESENTED WITH A PLAQUE.

APPROVAL FOR TOWN BUILDING INSPECTOR AND CHIEF FIRE INSPECTOR TO ATTEND COURSE

Councilman Gould offered the following resolution, which was seconded by Councilman Soto, and on roll call unanimously adopted.

115-08 **RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW, HEREBY GRANTS PERMISSION FOR EUGENE BARNUM, BUILDING INSPECTOR AND FRED VIOHL, CHIEF FIRE INSPECTOR TO ATTEND THE HUDSON VALLEY CEO EDUCATION CONFERENCE ON APRIL**

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16, 17 & 18, 2008 AT THE CIVIC CENTER PLAZA IN POUGHKEEPSIE, NEW YORK AT OF COST OF \$250.00 PER PERSON TO MAINTAIN THEIR N.Y.S. CERITIFACATIONS AND TO GRANT PERMISSION TO USE A DEPARTMENT VEHICLE FOR TRANSPORTATION.

LEASE AGREEMENT WITH SONOMA GRILLE, INC. AT THE PHILIP J. ROTELLA MEMORIAL GOLF COURSE

Councilman Cancel offered the following resolution, which was seconded by Councilman Gould, and on roll call unanimously adopted.

116-08 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO A LEASE AGREEMENT WITH SONOMA GRILLE, INC. FOR RENTAL OF THE RESTAURANT AT THE PHILIP J. ROTELLA MEMOIRAL GOLF COUSE FOR A 15 YEAR TERM. THIS RESOLUTION IS SUBJECT TO A PERMISSIVE REFERRDUM IN ACCORDANCE WITH TOWN LAW SECTION 90.

TOWN OF HAVERSTRAW 2008 SUMMER CONCERT SERIES

Councilman Soto offered the following resolution, which was seconded by Councilman Gould, and on roll call unanimously adopted.

117-08 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AUTHORIZE THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH THE BANDS FOR THE PURPOSE OF PROVIDING MUSICAL ENTERTAINMENT FOR THE TOWN OF HAVERSTRAW'S 2008 SUMMER CONCERT SERIES AT BOWLINE POINT PARK:

“REFLECTIONS” - THURSDAY, JULY 17, 2008 FROM 7:30 P.M. - 9:00 P.M. IN THE AMOUNT OF \$800.00

“NEW YORK CITY SOUL BAND” – THURSDAY, AUGUST 14, 2008 FROM 7:30 P.M. – 9:00 P.M. IN THE AMOUNT OF \$1,450.00

AGREEMENT BETWEEN AMERICAN RECYCLING TECHNOLOGIES, INC. AND THE TOWN OF HAVERSTRAW

Councilman Cancel offered the following resolution, which was seconded by Councilman Gould, and on roll call unanimously adopted.

118-08 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AUTHORIZE THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH AMERICAN RECYCLING TECHNOLOGIES, INC. TO LICENSE THE USE OF THE TOWN'S NAME ON RECYCLING CLOTHING BINS FOR A TERM OF TWO (2) YEARS, AND BE IT FURTHER

RESOLVED, THAT THE TOWN SHALL RECEIVE THE SUM OF \$700.00 PER YEAR PER BIN.

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AWARD OF BID NO. 02-2008 - DEEP DRILL AERIFICATION - GOLF COURSE

Councilman Gould offered the following resolution, which was seconded by Councilman Cancel, and on roll call unanimously adopted.

119-08 RESOLVED, UPON THE RECOMMENDATION OF CAL FOWX, GREENSKEEPER, AND THE BIDS HAVING BEEN FOUND IN ORDER BY WILLIAM M. STEIN, TOWN ATTORNEY, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AWARD BID NO. 02-2008 FOR DEEP DRILL AERIFICATION AT THE PHILIP J. ROTELLA GOLF COURSE FOR THE 2008 GOLF SEASON TO AER-CORE, INC. OF POTTSTOWN, PENNSYLVANIA AT A PRICE OF \$.045 PER SQUARE FOOT, THE SOLE BIDDER.

ADVERTISE BIDS - BID NO. 03-2008 FOR CHEMICALS, FERTILIZER AND GRASS SEED FOR THE PHILIP J. ROTELLA GOLF COURSE

Councilman Soto offered the following resolution, which was seconded by Councilman Gould, and on roll call unanimously adopted.

120-08 RESOLVED, UPON THE RECOMMENDATION OF CAL FOWX, SUPERINTENDENT, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE TOWN CLERK TO PUBLISH A NOTICE TO BIDDERS THAT SEALED PROPOSALS WILL BE RECEIVED AT HER OFFICE AT ONE ROSMAN ROAD, GARNERVILLE, NEW YORK, UP TO AND INCLUDING 10:00 A.M. ON THURSDAY, MARCH 20, 2008 FOR THE RECEIPT OF BID NO. 03-2008 FOR CHEMICALS, FERTILIZER AND GRASS SEED TO BE UTILIZED AT THE PHILLIP J. ROTELLA MEMORIAL GOLF COURSE LOCATED ON THIELLS/MT. IVY ROAD IN THIELLS, NEW YORK, FOR USE DURING THE 2008 GOLF SEASON, IN ACCORDANCE WITH THE SPECIFICATIONS ON FILE IN THE OFFICE OF THE TOWN CLERK, COPIES OF WHICH, TOGETHER WITH FORM OF PROPOSAL, MAY BE OBTAINED AT HER OFFICE. THE TOWN RESERVES THE RIGHT TO REJECT ANY AND ALL BIDS. BIDS RECEIVED LATER THAN THE DATE AND TIME SPECIFIED WILL NOT BE CONSIDERED AND WILL BE RETURNED TO THE BIDDER UNOPENED. ALL BIDDERS MUST FILE A STATEMENT OF NON-COLLUSION WITH THEIR BIDS.

AGREEMENT BETWEEN MICHAEL R. LAUDIEN, GOLF PRO AND THE TOWN OF HAVERSTRAW

Councilman Gould offered the following resolution, which was seconded by Councilman Cancel, and on roll call unanimously adopted.

121-08 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW ELECTS TO ACCEPT THE OPTION OF MICHAEL LAUDIEN TO RENEW HIS CONTRACT FOR A PERIOD OF ONE (1) YEAR, EFFECTIVE 3/1/08 TO 2/28/09.

AUTHORIZATION TO RETAIN APPRAISER

Councilman Gould offered the following resolution, which was seconded by Councilman Soto, and on roll call unanimously adopted.

122-08 TOWN BOARD HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH D.C. BARRAND ASSOCIATES OF WAYNE, NEW JERSEY TO PERFORM A CONDEMNATION APPRAISAL OF THE LETCHWORTH VILLAGE POWER PLANT AT A COST OF \$5,000.00.

BUDGET ADJUSTMENTS FOR YEAR END 12/31/07

Councilman Cancel offered the following resolution, which was seconded by Councilman Gould, and on roll call unanimously adopted.

123-08 RESOLVED, THAT THE SUPERVISOR IS AUTHORIZED TO MAKE BUDGET ADJUSTMENTS FROM THE GENERAL FUND (A) IN THE AMOUNT OF \$28,551,245.20; PART TOWN FUND (B) IN THE AMOUNT OF \$4,500.00; HIGHWAY (DA) IN THE AMOUNT OF \$117,500.00; AMBULANCE DISTRICT (SA) IN THE AMOUNT OF \$22,500.00 AND FROM THE STREET LIGHTING DISTRICT (SL) IN THE AMOUNT OF \$1,000.00 PURSUANT TO THE REPORT OF THE DIRECTOR OF FINANCE FOR THE TOWN OF HAVERSTRAW FOR THE PERIOD ENDING DECEMBER 31, 2007. (SEE ATTACHED BUDGET ADJUSTMENTS.)

PUBLIC PARTICIPATION

Councilman Cancel asked if the Town was going to comply with the letter that we received from the County of Rockland Department of Public Transportation regarding their proposal of a partnership with the Town by offering Super Saver volume-discounted bus tickets for the residents.

Supervisor Phillips stated that the Town Clerk's office has agreed to sell the tickets through her office.

Bruce Leach, 22 N. Wayne, West Haverstraw asked if the Town would consider using a portion of the Sanitary Landfill for flying radio controlled airplanes. Mr. Leach stated that they fly the airplanes at the Clarkstown Landfill and he was wondering if the Town's landfill could be used as a secondary field.

Supervisor Phillips stated that the Town would consider his request and asked that Mr. Leach call the Supervisor during the week to discuss this matter further.

Rose Senator, 117 Country Club Lane asked the Supervisor if he knew when she was going to get a response from the statement that she submitted at the last Town Board Meeting.

Supervisor Phillips stated that he was hoping to have her response in the mail this week.

Ilan Schulein, Thiells stated that the Town needs to bring in some type of taxable ratings from an entity or industry between the Towns of Haverstraw and Stony Point, and Tomkins Cove. We have to compensate for some of the loss from the Mirant tax lawsuit.

Supervisor Phillips stated that there is not a lot of land left in the Town of Haverstraw. We are working with United Water for them to have a desalinization plant online in 2013 next to Bowline. The Village of Pomona opposed housing and a shopping center at the sand and gravel pit. The Town has Empire Zones and if a business comes into the area, the state will pay the taxes for the first 10 years. I am continually meeting and speaking with the members of the Rockland Economic Development Corp. seeking to locate businesses to the Town of Haverstraw. We also offer business tax exemptions to encourage businesses to the Town. This must be a constant work in progress and we will continue to do everything in our means to attract businesses to the Town and Villages.

Councilman Cancel stated that it's frustrating because the Town does not own the 50 acres in Pomona – our hands are tied.

Ilan Schulein, Thiells asked about the land that the North Rockland school district owns located next to the golf course. It doesn't bring in any money, the land just sits there. The waterfront land in the Village would also attract a lot of people.

Supervisor Phillips stated that the only vacant piece of land on the waterfront is owned by Mirant and they are not going to sell it. Other pieces of waterfront properties are owned by Ginsburg in the Village of Haverstraw. Other than that, there is nothing vacant. Where Tilcon ends, it abuts or is coterminous with Ginsburg's property. South of Tilcon is Dutchtown, and beyond that, the land is owned by the PIP.

BOARD MEMBERS

The Supervisor thanked the Highway and Parks Department for the excellent snow removal this past storm.

Legislator Michael Grant was in attendance at the meeting and he stated that there was nothing on the Legislature's agenda pertaining to the Town of Haverstraw.

ADJOURNMENT

124-08 Supervisor Howard T. Phillips, Jr. stated that he would like to close tonight's meeting in memory of Susan Marie Lafalgio; Anthony P. Ercole; Assunta Filippone Moorefield; Felipe Rosa Martinez and Theresa Spicca Georgetti, who recently passed away. Supervisor Phillips, the Town Board members and the Elected Officials further extended their condolences and sympathy to the families. Thereafter, a motion was made by Councilman Gould, seconded by Councilman Soto, and the Town Board Meeting was adjourned.

RAQUEL VENTURA
First Deputy