

TOWN BOARD
GARNERVILLE, NY
MARCH 24, 2008

The Town Board of the Town of Haverstraw met at a Regular Meeting on Monday, March 24, 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
Councilman	John J. Gould
Councilman	Hector L. Soto

ADOPTION OF MINUTES

137-08 **REGULAR TOWN BOARD MEETING OF MARCH 10, 2008;** submitted by the Town Clerk on motion by Councilman Gamboli, seconded by Councilman Cancel, were unanimously adopted.

PAYMENT OF BILLS

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

138-08 **RESOLVED,** that bills numbered 799 through and including 981 in the amount of \$398,749.40; and Highway Vouchers numbered 124 through and including 154 in the amount of \$38,621.41 audited at this meeting, be and they are hereby paid.

ACCEPTANCE OF REPORTS

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

139-08 **RESOLVED THAT THE POLICE DEPARTMENT ACTIVITY REPORT FOR THE MONTH OF DECEMBER 2007 HAS BEEN ACCEPTED.**

**MARY ELLEN PESCI SPEAKING REGARDING BRAIN INJURY
AWARENESS MONTH**

Mary Ellen Pesci, a traumatic brain injury survivor, spoke to the public to promote brain injury awareness month. March is brain injury awareness month. Ms. Pesci spoke about her experience that occurred more than 10 years ago that left her with a brain injury. Ms. Pesci informed the public of the causes of brain injury, the impact on their families and ways of prevention. Barry Dain, a representative from Helen Hayes Hospital who is a member of the Brain Injury Association also spoke.

A member from the audience, Robert Burton, also spoke because his daughter had suffered a brain injury.

TOWN BOARD
GARNERVILLE, NY
MARCH 24, 2008

PRESENTATION OF TOWN OF HAVERSTRAW POLICE
AWARDS RECOGNITION NIGHT

Colors Presented by the Town of Haverstraw Police Color Guard.
Bagpipes courtesy of the Rockland Emerald Society Pipes and Drums.
Pledge of Allegiance and the National Anthem was sung by Eraina Collazo.
Annual Awards were presented to the following Police Officers:

Meritorious Police Duty – Officer James McNamee, Officer Jose Alvarez
Personal Achievement Award – Officer Anthony Akers
Meritorious Police Duty – Sergeant Ian Kaye, Officer Timothy Tuckey
Life Saving Award – Officer Jose Luna, Officer John Neumann, Officer Timothy Tuckey
Meritorious Police Duty – Officer Jose Martinez, Officer Michael Vigiletti
Patrol Investigative Award – Officer Gregory Gaynor
Chief's Award – Officer David Kryger
Commendation – Officer Edward Devoe, Officer Thomas Secone, Officer Kevin Thurston

AUTHORIZATION TO RETAIN APPRAISER

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

140-08 TOWN BOARD HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH D.C. BARRAND ASSOCIATES OF WAYNE, NEW JERSEY TO PERFORM AN APPRAISAL OF PALISADES GARDENS AT A COST OF \$5,000.00.

AGREEMENT BETWEEN THE FAIR GAME GOOSE MANAGEMENT SERVICES, INC., AND THE TOWN OF HAVERSTRAW

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

141-08 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AUTHORIZE THE SUPERVISOR TO ENTER INTO AN ANNUAL CONTRACT WITH FAIR GAME GOOSE MANAGEMENT SERVICES, INC., OF CONGERS, NEW YORK FOR THE PURPOSE OF PROVIDING CANINE PATROLS TO HELP ELIMINATE CANADIAN GEESE AT BOWLINE POINT PARK AND THE PHILIP J. ROTELLA MEMORIAL GOLF COURSE EFFECTIVE MAY 1, 2008 THROUGH APRIL 20, 2010 AT A RATE OF \$2,900.00 PER MONTH.

RENEWAL OF AGREEMENT BETWEEN THE TOWN OF HAVERSTRAW AND VJ NETWORKS, INC.

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

142-08 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO RENEW AGREEMENT OF SERVICES TO PROVIDE TECHNICAL SUPPORT FOR THE COMPUTER NETWORK AT THE TOWN OF HAVERSTRAW POLICE STATION AT A COST OF \$1,500 A MONTH FOR A PERIOD OF ONE (1) YEAR COMMENCING MARCH 1, 2008 THROUGH FEBRUARY 28, 2009.

**AGREEMENT BETWEEN THE COUNTY OF ROCKLAND AND THE TOWN OF
HAVERSTRAW FOR USE OF VIDEO EQUIPMENT**

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

143-08 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AGREES TO ACCEPT PAYMENT FROM THE COUNTY OF ROCKLAND DISTRICT ATTORNEY'S OFFICE IN THE AMOUNT OF \$7,931.00 FOR THE USE OF VIDEO EQUIPMENT FOR AN INTERVIEW ROOM TO BE UTILIZED BY THE TOWN OF HAVERSTRAW POLICE DEPARTMENT.

AGREEMENT WITH SPRINT SOLUTIONS, INC.

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

144-08 RESOLVED, THAT THE TOWN BOARD HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH SPRINT SOLUTIONS, INC. TO PROVIDE MOBILE PHONE SERVICE TO THE TOWN OF HAVERSTRAW POLICE DEPARTMENT FOR A PERIOD OF TWO YEARS.

AWARD OF BID NO. 03-2008- CHEMICALS, FERTILIZER AND GRASS SEED

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

145-08 RESOLVED, UPON THE RECOMMENDATION OF CAL FOWX, GREENSKEEPER, AND THE BIDS HAVING BEEN FOUND IN ORDER BY THE TOWN ATTORNEY, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AWARD THE BID FOR THE PROVISIONS OF FERTILIZER, CHEMICALS AND GRASS SEED FOR THE PHILIP J. ROTELLA GOLF COURSE FOR THE 2008 GOLF SEASON TO THE FOLLOWING COMPANIES:

<u>TERRE CO., INC.</u>	CLEARY'S 3336 PLUS	\$ 780.00/CS
	CHIPCO SIGNATURE	499.00/CS
	DIMENSION 4EC	1,167.00/CS
	DYLOX 420 SL	235.00/CS
	MILLENIUUM ULTRA	276.00/CS
	SCIMITAR G.C.	990.00/CS
	TARTAN	2144.CS
	FAIRWAY SEED	135.00/BAG
	FAIRWAY FERT.	29.38/BAG
<u>METRO</u>	ACCLAIM EXTRA	1,968.00/CS
	BANOL	726.00/CS
	COMPASS MIN.	\$3,414.00 1 x 10 lb. /DRUM
	FERROMECC AC	46.00/CS
	PROXY	189.99/CS
	SPEED ZONE	282.00/CS
	TARTAN	2,144.00/CS
	GREENS & TEE FERT.	27.99/BAG
	DIVOT SEED	58.75/BAG
<u>LESCO INC.</u>	ZERO TOL	100.00/2.5 GAL.
<u>HARRELL'S TURF SPECIALTIES</u>	ENDORSE	579.00/CS
	HARRELL'S SUMMER PHITER	190.00/CS

AUTHORIZING AN APPLICATION TO THE COMMISSIONER OF THE NEW YORK STATE OFFICE OF GENERAL SERVICES

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

146-08 WHEREAS, Pursuant to a letters-patent dated, October 17, 1994, the State of New York (the "State") conveyed to the Town of Haverstraw (the "Town") all that piece or parcel of land being a portion of Section 35, Block 2 of the Rockland County Tax Map, Town of Haverstraw, Lot No. 10, in the Town of Haverstraw, Rockland County, bounded and described as follows:

BEGINNING at an iron pipe located on the Town Line between the Town of Stony Point and the Town of Haverstraw, said Town Line also being the division line between lands, now or formerly, of the Hudson River Brick Company and lands, now or formerly, of Marguerite A. Hurnbaker, said point being S 88° 08' E 300.00 feet from an iron pin located at an angle in the easterly boundary of the West Shore Railroad Company; thence running parallel to the last mentioned boundary Line S 14° 47' W 352.35 feet to an iron pipe; thence N 75° 13' W 292.41 feet to an iron pipe located on the easterly boundary of the aforementioned railroad; thence along the last mentioned boundary N 14° 47' E 285.27 feet to an iron pin at an angle in the easterly boundary of said railroad, and located on the aforementioned Town Line; thence along said Town Line S 88° 08' E 300.00 feet to the point or place of beginning, containing 140 acres, more or less (the "Premises"); and

WHEREAS, the Premises was granted to the Town upon the condition that the Premises be properly improved, maintained and continuously used for Town purposes; and

WHEREAS, pursuant to Section 34 of the New York State Public Lands Law, the State retained a Possibility of Reverter permitting the State to retake the Premises if the Town did not comply with the conditions in the letters-patent (the "Reverter"); and

WHEREAS, the Premises is currently used for Town purposes as being a portion of the Town Landfill; and

WHEREAS, the Town Landfill has ceased operating as such and has been capped and the Premises is no longer necessary for Town Landfill purposes; and

WHEREAS, this Board deems it to be in the public interest, including in the interest of the Town and its citizens, to allow the Premises to be used for purposes other than Town purposes, including but not limited to general economic development; and

WHEREAS, pursuant to Section 14(2) of the New York State Public Lands Law, the Commissioner of the New York State Office of General Services may, in his discretion, upon application of the grantee or his successor in interest, by order, alter, amend or cancel any condition or conditions contained in letters-patent for land, if satisfied by the reason or proof submitted that such alteration, amendment or cancellation of condition or conditions is just and is not detrimental to the interests of the State; now therefore, be it

RESOLVED, that Supervisor Howard T. Phillips, Jr. (the "Supervisor") be and hereby is authorized to apply to the New York State Office of General Services, pursuant to Section 14(2) of the New York Public Lands Law, for a release of the Reverter on the Premises in favor of the Town and its successors and assigns for the purpose of general economic development; and be it further

TOWN BOARD
GARNERVILLE, NY
MARCH 24, 2008

RESOLVED, that the Supervisor is authorized to discuss the Reverter with the New York State Office of General Services and to negotiate any just and reasonable conditions, including

but not limited to compensation to the State that may be necessary to effectuate cancellation or release of the Reverter; and be it further

RESOLVED, that the Supervisor is authorized to take all necessary and reasonable action to resolve the matter with the New York State Office of General Services, including but not limited to payment of just and reasonable compensation to the State for cancellation or release of the Reverter.

MODIFICATION OF CONTRACT WITH HARRIS PARK ASSOCIATES

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

147-08 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO A CONTRACT MODIFICATION WITH HARRIS PARK ASSOCIATES FOR REPLACEMENT OF UNDERPASS ROAD BRIDGE FOR AN ADDITIONAL COST OF \$30,000.

SCHEDULE PUBLIC HEARING - TO SET 2008 BOWLINE POINT PARK SEASON RATES AT THE TOWN OF HAVERSTRAW'S

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

148-08 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY SCHEDULE A PUBLIC HEARING TO SET THE 2008 BOWLINE POINT PARK SEASON RATES AT THE TOWN OF HAVERSTRAW. SAID PUBLIC HEARING WILL BE HELD ON MONDAY, APRIL 14, 2008 AT 8:00 P.M. AT THE TOWN HALL, ONE ROSMAN ROAD, GARNERVILLE, NEW YORK, AND BE IT FURTHER

RESOLVED, THAT THE TOWN CLERK SHALL PUBLISH SAID NOTICE AND ALL PERSONS ARE INVITED TO ATTEND AND WILL BE HEARD BY THE BOARD.

PUBLIC PARTICIPATION

None.

BOARD MEMBERS

Supervisor Phillips announced "Meet Your Elected Official" at the Village Hall will take place this Tuesday, March 25th. The public is welcome.

Golf registration commenced last week. The course is open and they are allowing carts to be used.

Congressman Hall was at Town Hall on Saturday. Approximately 25 people attended. We appreciate the Congressman coming and speaking to the public on Holy Saturday.

TOWN BOARD
GARNERVILLE, NY
MARCH 24, 2008

ADJOURNMENT

149-08 Supervisor Howard T. Phillips, Jr. stated that he would like to close tonight's meeting in memory of Joseph F. Pollina, Iris A. Rose, Stephen M. McGuire, Richard Ryan, Maria Lopez, Evelyn E. Sandberg, John C. Lynch and Jean Marie Pfeister, 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 Cancel, seconded by Councilman Gamboli, and the Town Board Meeting was adjourned.

RAQUEL VENTURA
First Deputy