

TOWN BOARD
GARNERVILLE, NY
NOVEMBER 26, 2012

The Town Board of the Town of Haverstraw held a Public Hearing on Monday, November 26, 2012 at 8:05 p.m. in the Meeting Room of the Town Hall, One Rosman Road, Garnerville, New York.

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 (Absent) |

PUBLIC HEARING
11 BRISMAN DRIVE, THIELLS, NEW YORK

Supervisor Phillips stated that the purpose of this Public Hearing is pursuant to the Town of Haverstraw Town Code, Section 127-31A, for the property located at 11 Brisman Drive, Thiells, New York, Tax Lot ID#25-12-2.6 to authorize removal of nuisance hazard debris and litter by the Town of Haverstraw due to the failure of the owner to comply with the requirements of the Town of Haverstraw for removal of said debris. The First Deputy read proof of publication and presented the Affidavit of Publication to the Board.

PRESENTATION BY WILLIAM STEIN, TOWN ATTORNEY

William Stein, Town Attorney stated that we opened the Public Hearing at the last meeting and will keep it open again tonight because the Building Inspector, Gene Barnum is out of town. We have received many complaints from the neighbors regarding the garbage and debris on the property.

PUBLIC PARTICIPATION

Let the record note that there was no public comment.

ADJOURNMENT

417-12 On motion by Councilman Cancel and seconded by Councilman Gould, unanimously adopted, the Public Hearing was adjourned to December 10, 2012 at 8:00 p.m.

RAQUEL VENTURA
First Deputy Town Clerk

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The Town Board of the Town of Haverstraw held a Public Hearing on Monday, November 26, 2012 at 8:10 p.m. in the Meeting Room of the Town Hall, One Rosman Road, Garnerville, New York.

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 (Absent) |

PUBLIC HEARING
PUBLIC HEARING – TERM OF PERMIT (REFUSE REMOVAL)

Supervisor Phillips stated that the purpose of this Public Hearing is to discuss amending the Code of the Town of Haverstraw entitled, “TERM OF PERMIT” for Refuse Removal in the Town of Haverstraw. The First Deputy Town Clerk read proof of publication and presented the Affidavit of Publication to the Board.

PRESENTATION BY WILLIAM STEIN, TOWN ATTORNEY

Mr. Stein, Town Attorney stated that the current carter’s annual applications expire December 31st. After further discussion, we felt it would be better to follow the County’s timetable, which is on a fiscal year from April 1st to March 31st. The permits that expire on December 31, 2012 will be extended to April 30, 2013 at no further cost or expense to the carters. Every permit will expire on April 30th of each year and must be renewed on an annual basis.

PUBLIC PARTICIPATION

None.

BOARD MEMBERS

Michael Gamboli, Director of Finance asked if we will be sending out notification to the current carters.

William Stein, Town Attorney stated that notification will be going out stating that their permit will be good until April 30th of next year.

CLOSE HEARING

418-12 On motion by Councilman Cancel, seconded by Councilman Gould, unanimously adopted, the Public Hearing was closed.

ADOPT RESOLUTION

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

419-12 **RESOLVED**, that the Town Board of the Town of Haverstraw, does hereby unanimously adopt **Local Law No. 5-2012** of the Town Code of the Town of Haverstraw, to amend Chapter 103-7(D) of the Town Code, entitled, “**Refuse Removal.**”

RAQUEL VENTURA
First Deputy Town Clerk

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The Town Board of the Town of Haverstraw met at a Regular Meeting on Monday, November 26, 2012 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 (Absent) |

ADOPTION OF MINUTES

420-12 PUBLIC HEARING - PRELIMINARY BUDGET, TOWN OF HAVERSTRAW 2013; PUBLIC HEARING – TO OVERRIDE THE TAX LEVY LIMIT FOR THE 2013 BUDGET ESTABLISHED IN GENERAL MUNICIPAL LAW 3-c AND TOWN BOARD MEETING OF NOVEMBER 8, 2012, submitted by the First Deputy 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 Gamboli, and on roll call unanimously adopted.

421-12 RESOLVED, that bills numbered 3,951 through and including 4,098 in the amount of \$566,257.96 be and they are hereby paid; and Highway Vouchers numbered 573 through and including 606 in the amount of \$38,421.80 audited at this meeting, be and they are hereby paid.

ACCEPTANCE OF REPORTS

No Reports.

CANCELLATION OF TOWN BOARD MEETING FOR DECEMBER

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

422-12 RESOLVED, THAT THERE WILL BE ONLY ONE TOWN BOARD MEETING FOR THE MONTH OF DECEMBER, WHICH WILL BE HELD ON MONDAY, DECEMBER 10, 2012 AT 8:00 P.M., AND BE IT FURTHER

RESOLVED, THAT THE SECOND TOWN BOARD MEETING FOR DECEMBER 24, 2012, HAS BEEN CANCELLED IN OBSERVANCE OF THE LEGAL HOLIDAY FOR CHRISTMAS.

SCHEDULE PUBLIC HEARING TO AMEND CHAPTER 167 OF THE CODE OF THE TOWN OF HAVERSTRAW BY MAKING MINOR CORRECTIONS

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

423-12 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY SCHEDULE A PUBLIC HEARING TO AMEND CHAPTER 167 OF THE TOWN CODE OF THE TOWN OF HAVERSTRAW BY

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MAKING MINOR CORRECTIONS. SAID PUBLIC HEARING WILL BE HELD ON MONDAY, DECEMBER 10, 2012 AT 8:10 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.

SCHEDULE PUBLIC HEARING TO AMEND CHAPTER 167 AND A176 OF THE CODE OF THE OF THE TOWN OF HAVERSTRAW CORRECTING A TYPOGRAPHICAL ERROR

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

424-12 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY SCHEDULE A PUBLIC HEARING TO AMEND CHAPTER 167 AND A176 OF THE TOWN CODE OF THE TOWN OF HAVERSTRAW CORRECTING A TYPOGRAPHICAL ERROR. SAID PUBLIC HEARING WILL BE HELD ON MONDAY, DECEMBER 10, 2012 AT 8:15 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.

EXTENSION OF LEAVE OF ABSENCE

The following resolution was approved by all of the Town Board Members.

425-12 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW, DOES HEREBY GRANT AN EXTENSION TO CONTINUE THE LEAVE OF ABSENCE FOR ANTHONY ROCCI FOR AN ADDITIONAL THREE (3) MONTHS ENDING APRIL 16, 2013.

BOARD MEMBERS

Supervisor Phillips stated we were informed on Friday that our Town Clerk, Josephine Carella passed away. The Town Board and I would like to express our deepest sympathy and condolences to Josephine's family. I grew to know Josephine extremely well when working for Phil Rotella at the election headquarters from 1981-1982. She was a bundle of energy. When she liked you she loved you. Josephine was loyal and would help you if you needed it. She didn't have an easy life. She was a wonderful type of person from a great generation. Josephine had the greatest respect of all the Town employees and her staff. She was well respected not only in Rockland County, but throughout the State of New York. She served the public for so many years. On behalf of the Town Board and all of the employees we do wish to extend our heartfelt sympathy to her family. We encountered different battles in politics and Josephine was a strong individual who would stand by you no matter what. Her allegiance never wavered. She was the first one who came up to me and told me I should be Supervisor. I really do appreciate everything she accomplished and what she stood for.

Councilman Gamboli stated that the biggest compliment you can pay any public servant was that she was dedicated. When I was Superintendent of Highways and I would go into her office she would growl at me and I would growl right back and then she would sing a little song and I would sing right back to her. She was a fine person and is going to be missed.

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Councilman Cancel stated that Josephine was well respected and was in office for 38 years. She was well-liked by the community and the Town. She did a great job.

Councilman Gould stated that Josephine was a great example of a real public servant and she was out there to do the job for the public. She was not afraid to tell you what was on her mind and you never had to wonder. She always had the public at heart.

PUBLIC PARTICIPATION

Rochelle Sternheim, Riverside Assisted Living, Haverstraw, NY asked if there was any way the public could get a copy of the budget.

Supervisor Phillips stated that the budget is available in the Town Clerks Office Monday-Friday from 9am-5pm.

Supervisor Phillips stated that it has been a few weeks since Hurricane Sandy and I would like to thank and compliment our Parks and Highway Department for their cleanup efforts throughout the Town. We are currently negotiating with GenOn and have been in confidential conversations. GenOn is asking for another reduction in their taxes. If GenOn receives the reduction they have been asking for they would be paying less than \$300,000 in total taxes. We hope to come to a conclusion with the negotiations soon.

The Town's Youth Board had four buses to see the Broadway play "Elf". The Christmas Show at Radio City is scheduled for December 12th and is sold out.

The Town golf course is still open (weather permitting) and will close December 15, 2012 for the season.

2013 is not going to get much better. We are trying to keep a hold on Town taxes. The Town tax makes up 13-14% of your total Town tax bill. We have kept the cost down and are trying our very best. The Board and I will continue to work on the Desal Plant, Super Walmart and GenOn building a third plant to help offset taxes.

ADJOURNMENT

426-12 Supervisor Howard T. Phillips, Jr. stated that he would like to close tonight's meeting in memory of our Town Clerk Josephine Carella, William E. Wassmer, Nora Frances Mpasiakos, Elsie Wade, Minerva Henriquez and Louis R. Mazzaferro, who recently passed away. Supervisor Phillips and the Town Board members further extended their condolences and sympathy to the families. Thereafter, a motion was made by Councilman Gamboli, seconded by Councilman Gould to adjourn the Town Board Meeting.

RAQUEL VENTURA
First Deputy Town Clerk