

TOWN BOARD  
GARNERVILLE, NY  
APRIL 23, 2012

The Town Board of the Town of Haverstraw held a Public Hearing on Monday, April 23, 2012 at 8:00 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

**PUBLIC HEARING**  
**TO CONSIDER ADOPTION OF LOCAL LAW TO AMEND SECTION 114-11(A)**  
**ENTITLED, "NOISE-PENALTIES FOR OFFENSES"**

Supervisor Phillips stated that the purpose of this Public Hearing is to discuss amending Section 114-11(a) of the Code of the Town of Haverstraw entitled, "NOISE-PENALTIES FOR OFFENSES." The 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 recently the Town had a noise ordinance trial and we felt that it would be appropriate to make the penalties progressive based upon the fact that there should be a deterrent value. We recommend increasing the fine structure of \$250 for first offense, up to \$500 for a second offense and up to \$1,000 for each further offense. These changes are for the penalties only.

**PUBLIC PARTICIPATION**

Bob McGannon, Central Highway, Garnerville stated that he lived near 7-11 convenience store and with the summer months coming there are always big gatherings in the parking lot. If I call the cops usually the crowd is gone by then. Maybe the store owners should be fined and then they can keep them from gathering in front of the store.

Supervisor Phillips stated that the police officer has to be there when the music is blaring. They cannot issue a fine if they do not hear it.

Chief Miller stated that the officer has to witness the offense.

Councilman Cancel asked how they measure the decibels if music is too loud.

Supervisor Phillips stated that we are trying to be reasonable and suggested strongly, which I told to other residents, to take your video camera out. Video the license plates and them playing the music. We can definitely give them a very strong warning. Disturbing the peace has become a real issue. There is no perfect answer. The music or noise is measured by the police officer or the Building Inspector 50 ft. from the property line. Maybe we can explore this more in depth because if we have a repeat offender they should have to pay additional fines.

**BOARD MEMBERS**

No Comment.

**CLOSE HEARING**

**218-12** On motion by Councilman Gould, seconded by Councilman Cancel, unanimously adopted, the Public Hearing was closed.

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**ADOPT RESOLUTION**

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

**219-12**      **RESOLVED**, that the Town Board of the Town of Haverstraw, does hereby unanimously adopt **Local Law No. 1-2012** of the Town Code of the Town of Haverstraw, to amend Section 114-11(a) of the Town Code, entitled, ***“Noise Penalties for Offenses.”***

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**GINA NISHANIAN**  
Deputy Town Clerk

TOWN BOARD  
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The Town Board of the Town of Haverstraw met at a Regular Meeting on Monday, April 23, 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

**ADOPTION OF MINUTES**

**220-12 PUBLIC HEARING AND TOWN BOARD MEETING OF APRIL 9, 2012**

submitted by the Town Clerk on motion by Councilman Gould, seconded by Councilman Gamboli, were unanimously adopted.

**PAYMENT OF BILLS**

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

**221-12 RESOLVED**, that bills numbered 1,225 through and including 1,440 in the amount of \$627,804.11 be and they are hereby paid; and Highway Vouchers numbered 165 through and including 186 in the amount of \$57,642.32 audited at this meeting, be and they are hereby paid.

**APPOINTMENT OF WILLIAM GOULD TO PERMANENT FULL TIME POLICE OFFICER POSITION**

The following resolution was approved by the Town Board. Councilman Gould recused himself from voting.

**222-12 RESOLVED, THAT UPON THE RECOMMENDATION OF CHARLES MILLER, CHIEF OF POLICE, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY APPOINT WILLIAM GOULD OF GARNERVILLE TO THE POSITION OF POLICE OFFICER, FULL TIME, PERMANENT FOR THE TOWN OF HAVERSTRAW, AND BE IT FURTHER**

**RESOLVED, THAT MR. GOULD HAS BEEN CLEARED ON ALL PRE-EMPLOYMENT TESTS BY THE ROCKLAND COUNTY DEPARTMENT OF PERSONNEL AS A RESULT OF A RESIGNATION/REINSTATEMENT, AND BE IT FURTHER**

**RESOLVED, THAT THIS APPOINTMENT IS EFFECTIVE APRIL 30, 2012 AND IS SUBJECT TO THE RULES AND REGULATIONS OF THE ROCKLAND COUNTY DEPARTMENT OF PERSONNEL AND MR. GOULD SHALL SERVE A PROBATION PERIOD OF TWO (2) YEARS.**

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**APPOINTMENT OF BRAD HARM TO PERMANENT FULL TIME POLICE OFFICER POSITION**

The following resolution was approved by the full Town Board.

**223-12 RESOLVED, THAT UPON THE RECOMMENDATION OF CHARLES MILLER, CHIEF OF POLICE, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY APPOINT BRAD HARM OF GARNERVILLE TO THE POSITION OF POLICE OFFICER, FULL TIME, PERMANENT FOR THE TOWN OF HAVERSTRAW, AND BE IT FURTHER**

**RESOLVED, THAT MR. HARM HAS BEEN CLEARED ON ALL PRE-EMPLOYMENT TESTS BY THE ROCKLAND COUNTY DEPARTMENT OF PERSONNEL AS A RESULT OF A RESIGNATION/REINSTATEMENT, AND BE IT FURTHER**

**RESOLVED, THAT THIS APPOINTMENT IS EFFECTIVE APRIL 30, 2012 AND SUBJECT TO THE RULES AND REGULATIONS OF THE ROCKLAND COUNTY DEPARTMENT OF PERSONNEL, AND MR. HARM SHALL SERVE A PROBATION PERIOD OF TWO (2) YEARS.**

Supervisor Phillips stated that the reason why we hired these two officers is because they have a tremendous amount of experience. If we selected individuals from the list who do not have experience as a police officer or who have not been through the police academy it would cost us a tremendous amount to train both through the academy and on the streets. By doing this we are saving the taxpayers a tremendous amount of money and getting qualified experienced officers.

**ADJOURNMENT TO TAKE A FIVE MINUTE RECESS**

**224-12** On motion by Councilman Cancel, seconded by Councilman Gamboli, unanimously adopted, the Town Board Meeting was adjourned for a five minute recess.

**225-12 RECONVENED TO REGULAR TOWN BOARD MEETING**

On motion by Councilman Cancel, seconded by Councilman Gould the Regular Town Board Meeting was reconvened.

**ACCEPTANCE OF LETTER OF RETIREMENT FROM POLICE OFFICER JOSE MARTINEZ**

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

**226-12 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW, DOES HERE BY ACCEPT A LETTER OF RETIREMENT FOR POLICE OFFICER JOSE MARTINEZ, FOR THE TOWN OF HAVERSTRAW POLICE DEPARTMENT, EFFECTIVE, APRIL 2, 2012.**

**AGREEMENT BETWEEN THE COUNTY OF ROCKLAND NARCOTICS TASK FORCE AND THE TOWN OF HAVERSTRAW**

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

**227-12 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AUTHORIZE HOWARD T. PHILLIPS, JR.,**

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**SUPERVISOR TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF ROCKLAND FOR REIMBURSEMENT FOR POLICE OFFICER SERVICES ASSIGNED TO THE ROCKLAND COUNTY NARCOTICS TASK FORCE FOR ONE YEAR COMMENCING JANUARY 1, 2012 AND TERMINATING DECEMBER 31, 2012 IN THE AMOUNT OF \$225,811.00.**

Supervisor Phillips stated that it's ridiculous to think that one community can fight crime when it affects everyone. The only true way to fight this drug epidemic is for global law enforcement agencies to participate. The reason why it's the Rockland County Narcotics Intel Unit is because it works on a County level and with different Police Departments. It's insane and ridiculous to think that one Police Department can handle this on their own. I am extremely disappointed that certain elected officials say that "it's not our problem, it's your problem." I hope this Intel Unit can be revisited with the County stepping forward and doing something. You cannot fund non-for-profit dance groups ahead of law enforcement. It's just foolish when the County is in debt for \$80 million.

**AWARD OF RFQ NO. 8-2012 – ONE (1) 500 GALLON DOUBLE WALL BULK TANK**

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

**228-12 RESOLVED, THAT THREE (3) REQUESTS FOR QUOTES WERE SUBMITTED TO MICHAEL COTIER, PARK DIRECTOR FOR THE PURCHASE OF FOR ONE (1) 500 GALLON DOUBLE WALL BULK TANK TO STORE CHLORINE AT BOWLINE POINT PARK IN THE TOWN OF HAVERSTRAW, AND BE IT FURTHER**

**RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AWARD THE RFQ TO LINCOLN COMMERCIAL POOL EQUIPMENT FROM CONCORD, CALIFORNIA, THE LOWEST QUOTE, AT A COST OF \$2,400.00 WITH A DELIVERY FEE OF \$260.00.**

**AWARD OF RFQ NO. 9-2012 – 2012 BOWLINE PARK SUMMER STAFF SHIRTS**

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

**229-12 RESOLVED, THAT TWO (2) REQUESTS FOR QUOTES WERE SUBMITTED TO MICHAEL COTIER, PARK DIRECTOR FOR THE PURCHASE OF FOR THE 2012 BOWLINE PARK SUMMER STAFF SHIRTS, AND BE IT FURTHER**

**RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AWARD THE RFQ TO HOLLYWOOD SCREEN PRINTING IN POMONA, NEW YORK, THE LOWEST QUOTE, AT A COST OF \$1,572.00.**

**AUTHORIZATION TO PAVE AROUND CHEESECOTE MOUNTAIN POND IN THE TOWN OF HAVERSTRAW UNDER NEW YORK STATE BID**

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

**230-12 RESOLVED, THAT BASED UPON THE RECOMMENDATION OF PARK DIRECTOR, MICHAEL COTIER, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH TILCON NEW YORK INC. OF HAVERSTRAW, NEW YORK, UNDER NEW YORK STATE BID #PC64951, TO PAVE CHEESECOTE MOUNTAIN AT A COST OF \$39,241.00.**

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**APPROVAL OF CHANGE ORDER FOR SERVICE WINDOW AT TOWN OF  
HAVERSTRAW JUSTICE COURT**

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

**231-12 RESOLVED, THAT BASED UPON THE RECOMMENDATION OF ACE CONSTRUCTION THE TOWN BOARD HEREBY APPROVES THE CHANGE ORDER IN THE SUM OF \$600.00 FOR ADDITIONAL WORK NEEDED FOR THE SERVICE WINDOW AT THE JUSTICE COURT.**

**AGREEMENT BETWEEN THE COUNTY OF ROCKLAND LETPP HOMELAND  
SECURITY AND THE TOWN OF HAVERSTRAW**

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

**232-12 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF ROCKLAND FOR REIMBURSEMENT TO THE TOWN OF HAVERSTRAW FOR THE LETPP HOMELAND SECURITY GRANT IN THE AMOUNT OF \$4,115.00 THROUGH SEPTEMBER 30, 2012.**

**SCHEDULE PUBLIC HEARING – AMEND CHAPTER 125, POSTING OF SIGNS,  
TOWN OF HAVERSTRAW**

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

**233-12 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY SCHEDULE A PUBLIC HEARING TO ADD CHAPTER 125 OF THE TOWN CODE ENTITLED, “POSTING OF SIGNS.” SAID PUBLIC HEARING WILL BE HELD ON TUESDAY, MAY 29, 2012 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.**

Supervisor Phillips stated that the Town is being inundated with signs. It's aesthetically unpleasing and out of control at times. We are going to pass a sign ordinance restricting signs to private property. Both Mayors are in agreement with this posting of sign ordinance.

Mel Post, 1422 Roundpoint Drive, Haverstraw asked if the ordinance carried any size restrictions.

William Stein, Town Attorney stated that we are looking at the public right-of-ways and easements. It is a safety hazard and unsightly. The signs seem to be getting larger and larger. We are going to model Clarkstown's law.

Bob McGannon, Central Highway, Garnerville asked if there are any permits involved for political signs.

Councilman Gamboli stated that on the public right-of-way you see the same person's sign eight times.

Supervisor Phillips stated that no permits are required for political signs at this time and may be unconstitutional on private property.

**CHANGE OF MEETING DATE - MEMORIAL DAY**

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

**234-12 WHEREAS, THE SECOND MEETING OF THE TOWN BOARD OF THE TOWN OF HAVERSTRAW IN MAY, IS SCHEDULED FOR MONDAY, MAY 28, 2012, THE LEGAL HOLIDAY FOR THE OBSERVANCE OF MEMORIAL DAY, NOW, THEREFORE, BE IT**

**RESOLVED, THAT THE TOWN CLERK IS AUTHORIZED TO PUBLISH A LEGAL NOTICE THAT SAID MEETING IS HEREBY RESCHEDULED FOR TUESDAY, MAY 29, 2012 AT 8:00 P.M.**

**PUBLIC PARTICIPATION**

None.

**ANNOUNCEMENTS**

Calvary Baptist Church in Haverstraw celebrated their 100<sup>th</sup> Anniversary this past weekend. They had a dinner on Friday night and a service on Sunday.

Nam Knights had their spaghetti dinner on Saturday night at the Hillcrest Fire Co. for the Make a Wish Foundation.

On Sunday, June 3, 2012 at 9:00 am the Town of Haverstraw will hold its annual North Rockland Community 3-Mile Run/Walk fundraiser at Bowline Park. Three North Rockland families are being honored and they are Brenda Fay, Gabrielle DiCarlo and Krystian Santiago.

On Sunday, May 6, 2012 at 10:00 am, the Rockland County Police Emerald Society will host a 3 Mile Run/Walk event at Bowline Point Park.

The Philip J. Rotella Memorial Golf Course is open and is doing very well. So far 3,000 rounds of golf have been played. Golf registration continues and will continue throughout the summer from 1 pm – 4 pm, Monday through Friday at Town Hall.

The Watch Fire is scheduled for Tuesday, May 29<sup>th</sup> at Bowline Point Park and will burn all day Wednesday.

The Town of Haverstraw fireworks are scheduled for Tuesday, July 3 and the rain date is Wednesday, July 4<sup>th</sup> at Bowline Park.

Supervisor Phillips announced that Senator Carlucci will not be representing the Town of Haverstraw anymore. The Town Board and I met with our new Senator, Bill Larkin who is republican. I have to say that I am extremely pleased with his hands-on approach to everything. I have been in touch with him for the last few weeks. The Town will have excellent representation come this January and hopefully he will be our new Senator. Let's vote for the right person. This gentleman has really impressed us by his actions so far with a number of issues facing the Town of Haverstraw. We look forward to working with him and he is a real people person. The Senator retired from active duty and served in the Korean War. We are very hopeful.

The Town of Haverstraw Youth Board has a trip scheduled to Great Adventure, which is sold out.

The NYSDOT will begin repairs and road construction on 9W and Gurnee Ave. during the nighttime next week.

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**ADJOURNMENT**

**235-12** Supervisor Howard T. Phillips, Jr. stated that he would like to close tonight's meeting in memory of Admise Demosthene, Antonio D'Elia, Matilde Santiago, Eugene Joseph Squillini, Jr., John L. Petrillo, Sr., Joan V. Lasofsky, Mary Striletz and Mary Antonelli, 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 Soto to adjourn the Town Board Meeting.

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**GINA NISHANIAN**  
Deputy Town Clerk