

The Town Board of the Town of Haverstraw met at a Regular Meeting on Monday, August 12, 2013 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**

**341-13 ADOPTION OF TOWN BOARD MEETING MINUTE OF JUNE 24, 2013,** submitted by the Town Clerk on motion by Councilman Gamboli, seconded by Councilman Soto, were unanimously adopted.

#### **PAYMENT OF BILLS**

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

**342-13 RESOLVED,** that bills numbered 2,680 through and including 2,909 in the amount of \$448,467.97 be and they are hereby paid, audited at this meeting, be and they are hereby paid; and Highway Vouchers numbered 381 through and including 410 in the amount of \$12,013.96 audited at this meeting, be and they are hereby paid.

#### **ACCEPTANCE OF REPORTS**

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

**343-13 RESOLVED, THAT THE POLICE ACTIVITY REPORT FOR THE MONTH OF JUNE 2013 HAS BEEN SUBMITTED AND IS HEREBY ACCEPTED.**

#### **REMOVAL OF DEBRIS AT 11 BRISMAN DRIVE**

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

**344-13 RESOLVED, BASED ON THE ADDITIONAL WORK PERFORMED BY NORTHERN TREE SERVICE II, INC., THE TOWN HEREBY AUTHORIZES PAYMENT IN THE TOTAL SUM OF \$8,300.00.**

#### **ACCEPTANCE OF AUDIT REPORT**

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

**345-13 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY ACCEPT THE AUDIT REPORT FROM KORN ROSENBAUM, LLP OF POMONA, NEW YORK FOR THE YEAR ENDING DECEMBER 31, 2012.**

**ACCEPTANCE OF SINGLE AUDIT REPORT**

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

**346-13 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY ACCEPT THE SINGLE AUDIT REPORT FROM KORN ROSENBAUM, LLP OF POMONA, NEW YORK FOR THE YEAR ENDING DECEMBER 31, 2012.**

**ESTABLISH CAPITAL PROJECT FOR HOEY CIRCLE STREAM REPAIR**

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

**347-13 RESOLVED, THAT THE TOWN BOARD HEREBY APPROVES THE HOEY CIRCLE STREAM REPAIR, AS A CAPITAL PROJECT IN THE AMOUNT OF \$30,000.00, WHICH WILL BE FUNDED FROM THE GENERAL FUND.**

**AWARD OF RFP NO. 5 – 2013 – HOEY CIRCLE STREAM REPAIR**

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

**348-13 RESOLVED, THAT THREE (3) RFPs WERE SUBMITTED TO PATRICK BRADY, CONSULTING ENGINEER, FOR HOEY CIRCLE STREAM REPAIR, AND BE IT FURTHER**

**RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AWARD RFP NO. 10-2013 TO VICTOR P. ZUGIBE, INC. OF GARNERVILLE, NEW YORK AT A PRICE OF \$24,800.00, THE LOW BIDDER.**

**AUTHORIZATION TO ENTER INTO A RETAINER AGREEMENT WITH DANIEL P. DUTHIE, ESQ.**

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

**349-13 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO A RETAINER AGREEMENT WITH DANIEL P. DUTHIE, ESQ. OF BELLVALE, NEW YORK TO PROVIDE LEGAL SERVICES TO CONTEST THE UNITED WATER NEW YORK RATE INCREASE AT A TOTAL COST NOT TO EXCEED \$8,500.00.**

**ACCEPTANCE OF DEDICATION FOR POMONA POINT ASSOCIATES, LTD.**

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

**350-13 BASED UPON THE RECOMMENDATION OF CONSULTING ATTORNEY STEVEN SILVERBERG AND CONSULTING ENGINEER JOSEPH CARUSO, THE TOWN BOARD HEREBY ACCEPTS DEDICATION OF AN 8 ½ FOOT WIDE STRIP OF LAND FROM POMONA POINT ASSOCIATES, LTD. AND AUTHORIZES THE SUPERVISOR TO SIGN THE NECESSARY DOCUMENTS TO ACCEPT THE DEDICATION.**

TOWN BOARD  
GARNERVILLE, NY  
AUGUST 12, 2013

**APPROVAL OF CHANGE ORDER FOR ENVIROTEST LABORATORIES, INC.**

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

**351-13        BASED UPON THE RECOMMENDATION OF RON BADONE OF CONVERSE CONSULTANTS, THE TOWN BOARD HEREBY APPROVES THE CHANGE ORDER REQUEST OF ENVIROTEST LABORATORIES, INC. FOR AN INCREASE OF \$550.00/YEAR, \$1100 FOR A TWO YEAR CONTRACT PERIOD FOR THE ADDITIONAL WELL SAMPLING AND ANALYTICAL TESTING FOR MW-17A AS REQUIRED BY THE NYSDEC.**

**APPOINTMENT OF AMANDA CACIOPPO TO PERMANENT FULL TIME POLICE RADIO DISPATCHER (CAD) POSITION**

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

**352-13        RESOLVED, THAT UPON THE RECOMMENDATION OF CHARLES MILLER, CHIEF OF POLICE, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY APPOINT AMANDA CACIOPPO OF HAVERSTRAW, NEW YORK TO THE POSITION OF POLICE RADIO DISPATCHER (CAD), FULL TIME PERMANENT FOR THE TOWN OF HAVERSTRAW, EFFECTIVE IMMEDIATELY, AND BE IT FURTHER**

**RESOLVED, THAT MS. CACIOPPO HAS BEEN CLEARED ON ALL PRE-EMPLOYMENT TESTS BY THE ROCKLAND COUNTY DEPARTMENT, IS SUBJECT TO THE RULES AND REGULATIONS OF THE ROCKLAND COUNTY DEPARTMENT OF PERSONNEL AND SHALL SERVE A PROBATION PERIOD OF TWO (2) YEARS, AND BE IT FURTHER**

**RESOLVED, THAT MS. CACIOPPO SHALL RECEIVE AN ANNUALLY SALARY OF \$36,000.**

**APPOINTMENT OF HEIDI LEON TO PERMANENT FULL TIME POLICE RADIO DISPATCHER (CAD) POSITION**

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

**353-13        RESOLVED, THAT UPON THE RECOMMENDATION OF CHARLES MILLER, CHIEF OF POLICE, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY APPOINT HEIDI LEON OF GARNERVILLE, NEW YORK TO THE POSITION OF POLICE RADIO DISPATCHER (CAD), FULL TIME PERMANENT FOR THE TOWN OF HAVERSTRAW, EFFECTIVE IMMEDIATELY, AND BE IT FURTHER**

**RESOLVED, THAT MS. LEON HAS BEEN CLEARED ON ALL PRE-EMPLOYMENT TESTS BY THE ROCKLAND COUNTY DEPARTMENT, IS SUBJECT TO THE RULES AND REGULATIONS OF THE ROCKLAND COUNTY DEPARTMENT OF PERSONNEL AND SHALL SERVE A PROBATION PERIOD OF TWO (2) YEARS, AND BE IT FURTHER**

**RESOLVED, THAT MS. LEON SHALL RECEIVE AN ANNUALLY SALARY OF \$36,000.**

### **PUBLIC PARTICIPATION**

Steve Harris, Pomona, NY stated that he attended the legislative meeting regarding the safety of Thiells Mt.-Ivy Road such as installing new lighting on every pole on the wide open stretch. Why can't lights be put up on the poles? Mr. Harris had another issue concerning guard rails on Beach Road. He stated that the guard rails were missing and it is a very dangerous spot. Can the Town Board please look into this matter? Mr. Harris, Anthony's family and several residents inquired about naming Thiells Mt.- Ivy Road after Anthony Amoros.

Supervisor Phillips stated that we would take a look at the lighting on Thiells Mt.- Ivy Road. The lighting has not been updated but I don't think the lighting had anything to do with the accident. I believe it was the condition of the road. When I was a County Legislator, I asked that Thiells Mt.- Ivy Road be setup as a capital project. It was up to the County Executive to fund the project and he never did that. Over the years, I sent several letters to the County Highway Dept. regarding this. We researched for grants that applied to county roads but the county did not apply for them. As a town, we applied for a 2 million dollar grant, which we were not awarded. The road is old and narrow in some spots. It is also too dangerous along Rosman Rd. and Ridge Rd. The county was to put a snow fence along Ridge Rd and never did so the town did to keep the snow from blowing on Thiells Mt.- Ivy Road. The county said they had no money left in the budget. They could easily apply for grants and have the road bonded. There is not enough shoulder and not enough width on parts of the road. The road needs to be improved. We can look at the lighting; it's the condition of the road that really matters. We need to get a traffic person out there.

The supervisor further stated that Beach Rd. is a county road. We spoke to the county executive staff right after Hurricane Sandy regarding that section of the road because it was washed away and it was not open. The county tried to address it, but I am sure they are waiting for federal money. As far as renaming the road, I am sure that we would not have a problem with it. I do not know what the procedure is, but I will look into that.

Matt Morino stated that there are many issues that need to be addressed on that road. Maybe more police presence on Thiells Mt. - Ivy Rd is needed. We just want to prevent anything from happening. By educating people, it would really make a difference.

Supervisor Phillips stated well-spoken and we really appreciate your comments. We need the county to install concrete curbs and other safety measures such as a guard rail along that area. I hope you get a quick response and keep pressuring the county.

Ilan Schulein, Hillside Drive, Thiells stated that he supports the safety of Thiells Mt.-Ivy Road and has brought this issue to the Town Board.

Mr. Gonzales, New Jersey asked who has control over making the curbs, widening the roads and installing better lighting.

Supervisor Phillips stated that it is the county, but we will definitely take a look at it.

Mr. Gonzales, New Jersey stated that Jay Hood Jr., County Legislator, who was at the legislative meeting, said that he takes his job very seriously and it matters to him that he was concerned.

Supervisor Phillips stated that we really take this seriously. More shoulder, road widening, and site distance are just some of the issues that need to be addressed by the county.

Mel Post, 1422 Roundpointe Drive, Haverstraw, NY stated that the school budget vote and the library vote that are in September are held a couple of weeks apart. Why can't they be on the same day or at the same place? Is there a cost savings involved in doing that?

Supervisor Phillips suggested Mr. Post write a letter to the library and school boards and to please give him a copy. It's something we talked about and it should be one election. The library would have to enact it - we have no control over that.

Mel Post, 1422 Roundpointe Drive, Haverstraw, NY stated that on occasion the Town Board Meetings and the Village Board Meetings are on the same date. We like to go to both meetings. Could we get some cooperation in order to make that happen?

Supervisor Phillips stated that he will ask the mayor if he would consider moving his meeting dates being that the town already has our dates set.

### **ANNOUNCEMENTS**

Bruce Leach, 22 N. Wayne, West Haverstraw announced that the Hudson Valley Radio Control Club hosted the Warbirds Over the Hudson on Saturday, July 20. It was a great day. The next Annual Air Show will be on August 17<sup>th</sup>.

Supervisor Phillips stated that we had to cancel three Thursday night open air concerts due to rain. So we will hold them on Sunday afternoon.

The Supervisor would like to compliment Councilmen Soto and Cancel for organizing the Latino parade in the Village of Haverstraw. It was a great day with no rain.

### **ADJOURNMENT**

**354-13** Supervisor Howard T. Phillips, Jr. stated that he would like to close tonight's meeting in memory of Phyllis Cafiero, John J. Dunn, John J. Burkert, Kenneth W. Brunck, Jose A. Thillet, Lena Mercedes Lopresti, William Whittington, Jr., Stanley C. Kowalski, Felix Anthony Berenguer, Michael Fitzula, Sr., Arthur Lomio, Aura Sanchez, Winifred M. Anestanio, Juan Catajena, Carmen Riccardo and Mildred Ray Franks, who recently passed away. The Town Board members further extended their condolences and sympathy to the families. Therefore, a motion was made by Councilman Soto, seconded by Councilman Gamboli, unanimously adopted, the Town Board Meeting was adjourned.

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**RAQUEL VENTURA**  
First Deputy Town Clerk