

TOWN BOARD
GARNERVILLE, NY
NOVEMBER 13, 2017

The Town Board of the Town of Haverstraw met at a Regular Meeting on Monday, November 13, 2017, 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

389-17 ADOPTION OF MINUTES - TOWN BOARD MEETING OF OCTOBER 23, 2017 as submitted by the Town Clerk and on motion by Councilman Gamboli, seconded by Councilman Cancel, was unanimously adopted.

PAYMENT OF BILLS

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

390-17 RESOLVED, that bills numbered 3368 through 3576 in the amount of \$317,684.24 and Highway bills numbered 591 through 615 in the amount of \$4,219.02 audited at this meeting, be and they are hereby paid.

ACCEPTANCE OF REPORTS

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

391-17 RESOLVED, that Police Department Activity Report for the Month of December 2016 has been submitted and is hereby accepted.

PRESENTATION OF PLAQUE AND CERTIFICATES TO HAVERSTRAW LITTLE LEAGUE JUNIOR SOFTBALL CHAMPIONS

PRESENTATION OF PLAQUE AND CERTIFICATES TO DISTRICT NY18 HAVERSTRAW SENIOR LEAGUE SOFTBALL CHAMPIONS

Supervisor Phillips stated that Resolution #6 entitled, "PUBLIC HEARING – PURSUANT TO CHAPTER 127-31 OF THE TOWN CODE OF THE TOWN OF HAVERSTRAW" was pulled because the owner and/or tenant and/or occupant of the property located at 5 Anderson Road, Pomona, NY 10970 corrected the condition complained of, specifically that the grass and/or weeds were significantly overgrown on the property causing a public nuisance.

Supervisor Phillips stated to let the record note that no public comment was offered.

Supervisor Phillips stated that Resolution #7 entitled, "PUBLIC HEARING – PURSUANT TO CHAPTER 127-31 OF THE TOWN CODE OF THE TOWN OF HAVERSTRAW" was pulled because the owner and/or tenant and/or occupant of the property located at 9 Centennial Drive, Garnerville, NY 10923 corrected the condition complained of, specifically that the grass and/or weeds were significantly overgrown on the property causing a public nuisance.

Supervisor Phillips stated to let the record note that no public comment was offered.

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**PUBLIC HEARING - ADOPT LOCAL LAW NO 10 – 2017 TO AMEND SECTION §167
GENERAL USE TABLES**

The Town Board of the Town of Haverstraw held a Public Hearing on Monday, November 13, 2017 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

Supervisor Phillips stated that the purpose of this Public Hearing is to consider adopting a local law to amend **SECTION §167 GENERAL USE TABLES**.

The Town Clerk read proof of publication and presented the Affidavit of Publication to the Board.

PRESENTATION BY WILLIAM M. STEIN, TOWN ATTORNEY

William M. Stein, Town Attorney stated that the proposed law would reduce the number of days from 30 to 7 that “For Sale” and “For Rent” signs can remain on a property after the property has been sold or rented.

PUBLIC PARTICIPATION

Supervisor Phillips stated to let the record note that no public comment was offered.

BOARD MEMBERS

No comments.

CLOSE PUBLIC HEARING

392-17 On motion by Councilman Soto and seconded by Councilman Cancel, unanimously adopted, the Public Hearing was closed.

SEQRA RESOLUTION FOR ADOPTION OF LOCAL LAW NO. 10 OF 2017

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

393-17 RESOLVED, THE TOWN BOARD HEREBY DECLARES ITSELF LEAD AGENCY UNDER THE SEQRA FOR PURPOSES OF REVIEWING THE PROPOSED LOCAL LAW FOR ENVIRONMENTAL CONCERNS. THE TOWN BOARD HEREBY FINDS THAT THIS IS A TYPE 1 ACTION AND WILL NOT HAVE A SIGNIFICANT IMPACT ON THE ENVIRONMENT.

STATE ENVIRONMENTAL QUALITY REVIEW - NEGATIVE DECLARATION

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

394-17 RESOLVED, THE TOWN BOARD HEREBY ADOPTS THE NEGATIVE DECLARATION FINDING THAT THIS PROJECT WILL RESULT IN NO SIGNIFICANT ADVERSE IMPACTS ON THE ENVIRONMENT.

Notice of Determination of Non-Significance

Project Name: Local Law # 10 of 2017

Date: October 27, 2017

Lead Agency: Town Board

Town of Haverstraw
One Rosman Road
Garnerville, NY 10923

Prepared by: Michael D. Kauker, PP, AICP

Kauker & Kauker, LLC
356 Franklin Ave.
Wyckoff, NJ 07481
(201) 847-2900

This notice has been prepared in accordance with Article 8 (State Environmental Quality Review Act) of the New York State Environmental Conservation Law. The Town Board of the Town of Haverstraw, as lead agency, has determined that the proposed action described below will not have a significant effect on the environment and a Draft Environmental Impact Statement will not be prepared.

Name of Action: Local Law # 10 of 2017

SEQR Status: Type 1

Conditioned Negative Declaration: No

Description: Proposed local law to enact zoning criteria in the Town of Haverstraw, which would reduce the number of days from 30 to 7 days that "For Sale" and "For Rent" signs can remain on properties after they have been sold or rented.

Location: All zoning districts, Town of Haverstraw, Rockland County, New York.

Reasons Supporting This Determination:

1. The proposed zoning amendment, which would reduce the number of days from 30 to 7 days that "For Sale" and "For Rent" signs can remain on properties after they have been sold or rented in the Town of Haverstraw, is not anticipated to result in any adverse environmental impacts for the following reasons.
2. This law is intended to promote health, safety and welfare by establishing standards for garages consistent with the New York State building codes.
3. The ordinance is also designed to minimize visual impact and clutter related to "For Sale" and "For Rent" signs
4. The proposed action is not site specific and is generic in nature and the amendment of the ordinance does not actually result in any development of a site but creates regulations pertaining to the length of time a "For Sale" and "For Rent" signs can remain. Therefore, it is not anticipated that the change in zoning would result in a substantial impact on the environment.
5. It is not anticipated that any of the criteria as described in 6 NYCRR §617.7(c)(1)(i –xii) would be significantly impacted as a result of the zoning amendment.

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ADOPT RESOLUTION

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

395-17 RESOLVED, that the Town Board of the Town of Haverstraw, does hereby adopt Local Law No. 10 of 2017 to amend Section §167 General Use Tables.

RAQUEL VENTURA
Town Clerk

APPOINTMENT OF MICHAEL J. NOLAN TO THE POSITION OF MUNICIPAL AIDE

The following resolution was offered and unanimously adopted by all of the Town Board Members.

396-17 RESOLVED, THAT UPON THE RECOMMENDATION OF THE CHIEF OF POLICE, PETER MURPHY, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY APPOINTS MICHAEL J. NOLAN OF MONSEY, NEW YORK TO THE POSITION OF MUNICIPAL AIDE AT THE TOWN OF HAVERSTRAW POLICE STATION, FULL TIME, EFFECTIVE AS OF NOVEMBER 13, 2017 AND BE IT FURTHER

RESOLVED, THAT THIS APPOINTMENT IS SUBJECT TO THE RULES AND REGULATIONS OF THE ROCKLAND COUNTY DEPARTMENT OF PERSONNEL, AND MR. NOLAN SHALL RECEIVE A YEARLY SALARY OF \$37,000 PRO RATA.

AWARD OF RFP NO. 12-2017 – PRINTING OF 2017 TOWN OF HAVERSTRAW NEWSLETTER

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

397-17 RESOLVED, THAT THREE (3) REQUEST FOR PROPOSALS WERE SUBMITTED TO ALEX GUARINO, ASSISTANT TO THE SUPERVISOR, FOR THE SERVICE OF PRINTING THE 2017 TOWN OF HAVERSTRAW NEWSLETTER, AND BE IT FURTHER

RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AWARD THE RFP NO. 12 - 2017 TO RAFAEL'S PRINT SHOPPE OF GARNERVILLE, NEW YORK, AT A COST OF \$4,500.00, THE LOWEST PROPOSAL.

BUDGET ADJUSTMENTS FOR PERIOD ENDING IN OCTOBER 31, 2017

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

398-17 RESOLVED, THAT THE SUPERVISOR IS AUTHORIZED TO MAKE BUDGET ADJUSTMENTS FROM THE GENERAL FUND (A) IN THE AMOUNT OF \$8,000.00 AND THE PART-TOWN FUND (B) IN THE AMOUNT OF \$10,000.00 PURSUANT TO THE REPORT OF THE DIRECTOR OF FINANCE FOR THE TOWN OF HAVERSTRAW FOR THE PERIOD ENDING IN OCTOBER 31, 2017. (SEE ATTACHED BUDGET ADJUSTMENTS).

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Original 11/13/2017
 For period ending October 31, 2017

Prepared By: _____
 Approved By: _____

	1	2	3	4	5	6
<u>General Fund (A)</u>						
1	Central Printing & Mailing Contractual (A) 1670-04				8000 ⁰⁰	
2	Central Communications Cont. (A) 1650-04					8000 ⁰⁰
3						
4					8000 ⁰⁰	8000 ⁰⁰
5					✓	✓
6						
7						
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9						
10	<u>Part Towns (B)</u>					
11						
12	Zoning Contractual (B) 8010-04				10000 ⁰⁰	
13	Contingency Cont. (B) 1990-04					10000 ⁰⁰
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15					10000 ⁰⁰	10000 ⁰⁰
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AGREEMENT WITH ROCKLAND MOBILE CARE, INC.

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

399-17 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH ROCKLAND MOBILE CARE, INC. OF CHESTNUT RIDGE, NEW YORK TO PROVIDE PARAMEDIC SERVICES TO THE TOWN OF HAVERSTRAW FOR THE TERM COMMENCING JANUARY 1, 2018 AND ENDING ON DECEMBER 31, 2018 AT A COST OF \$703,310.

AUTHORIZATION TO SETTLE TAX CERTIORARI – GREEN MOUNTAIN CONDOMINIUMS

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

400-17 RESOLVED, UPON THE RECOMMENDATION OF CHARLES J. ZABA, TOWN ASSESSOR AND WILLIAM M. STEIN, TOWN ATTORNEY, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AUTHORIZE THE SETTLEMENT FOR GREEN MOUNTAIN CONDOMINIUMS (26.05-1-43/10-26.05-1-43/96) LOCATED AT THE TOWN OF HAVERSTRAW, NEW YORK FOR TAX YEARS 2012, 2013, 2014, 2015 AND 2016 BASED UPON THE FOLLOWING AMOUNTS ON THIS LOCATION:

YEAR	ORIGINAL ASSESSMENT	REVISED ASSESSMENT	REDUCTION AMOUNT	ESTIMATED REFUND
2012	18,152,000	14,180,600	3,971,400	\$15,755
2013	17,215,400	14,180,600	3,045,900	\$14,121
2014	17,215,400	14,180,600	3,045,900	\$15,842
2015	17,215,400	14,180,600	3,045,900	\$16,314
2016	17,215,400	14,180,600	3,045,900	\$16,472

Total \$78,504

AUTHORIZATION TO SETTLE TAX CERTIORARI – REPUBLIC ROCKLAND

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

401-17 RESOLVED, UPON THE RECOMMENDATION OF CHARLES J. ZABA, TOWN ASSESSOR AND WILLIAM M. STEIN, TOWN ATTORNEY, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AUTHORIZE THE SETTLEMENT FOR REPUBLIC ROCKLAND. (26.60-1-15), LOCATED AT 57 ROUTE 9W N, VILLAGE OF HAVERSTRAW, NEW YORK FOR TAX YEARS 2012, 2013 AND 2014 BASED UPON THE FOLLOWING AMOUNTS ON THIS LOCATION:

YEAR	ORIGINAL ASSESSMENT	REVISED ASSESSMENT	REDUCTION AMOUNT	ESTIMATED REFUND
2012	653,300	453,300	200,000	\$2,544.40
2013	653,300	453,300	200,000	\$3,012.00
2014	653,300	453,300	200,000	\$3,445.60
Total				\$9,002.00

AUTHORIZATION TO SETTLE TAX CERTIORARI – DOUBLE WINGS REALTY GROUP

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

402-17 RESOLVED, UPON THE RECOMMENDATION OF CHARLES J. ZABA, TOWN ASSESSOR AND WILLIAM M. STEIN, TOWN ATTORNEY, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AUTHORIZE THE SETTLEMENT FOR DOUBLE WINGS REALTY GROUP. (26.11-1-12.3 & 12.5), LOCATED AT 71 AND 91 SOUTH ROUTE 9W, VILLAGE OF WEST HAVERSTRAW, NEW YORK FOR TAX YEARS 2013, 2014, 2015, 2016, AND 2017 BASED UPON THE FOLLOWING AMOUNTS ON THESE LOCATIONS:

26.11-1-12.3

YEAR	ORIGINAL ASSESSMENT	REVISED ASSESSMENT	REDUCTION AMOUNT	ESTIMATED REFUND
2013	2,600,000	2,275,000	325,000	\$4,894.50
2014	2,600,000	2,275,000	325,000	\$5,599.10
2015	2,600,000	2,275,000	325,000	\$6,557.53
2016	2,600,000	2,210,000	390,000	\$8,391.60

				3
2017	2,600,000	2,145,000	455,000	\$0

Total \$25,442.76

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26.11-1-12.5

YEAR	ORIGINAL ASSESSMENT	REVISED ASSESSMENT	REDUCTION AMOUNT	ESTIMATED REFUND
2013	1,400,000	1,225,000	175,000	\$2,635.50
2014	1,400,000	1,225,000	175,000	\$3,014.90
2015	1,400,000	1,225,000	175,000	\$3,530.98
2016	1,400,000	1,190,000	210,000	\$4,518.57
2017	1,400,000	1,155,000	245,000	\$0

Total \$13,699.95

**AWARD OF CONTRACT TO SEALCOAT USA INC. –
CRACK SEALING VARIOUS TOWN ROADS**

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

403-17 RESOLVED, THAT THE TOWN BOARD HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO A CONTRACT WITH SEALCOAT USA INC. OF YONKERS, NEW YORK TO SEALCOAT THE FOLLOWING: ANTHONY J. MARINA DRIVE, DONALDSON LANE, LYNCH CT, BUBENKO LANE, BROOKS CIRCLE, CINDER ROAD, PARKER ROAD, SHERMAN DRIVE, BEDFORD LANE, CEDAR LANE AND BIRCH DRIVE (HALF) AT A COST NOT TO EXCEED \$55,000 PURSUANT TO NEW YORK STATE OGS CONTRACT # 31555-23001.

AUTHORIZATION TO BID – BID NO. 7- 2017 – SANITARY LANDFILL TESTING

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

404-17 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO ADVERTISE FOR BIDS FOR THE SAMPLING AND ANALYTICAL SERVICES FOR THE GROUNDWATER, LEACHATE DISCHARGE, AND SURFACE WATER MONITORING SYSTEMS AT THE TOWN OF HAVERSTRAW SANITARY LANDFILL FOR A PERIOD OF THREE (3) YEARS (JANUARY 1, 2018 THROUGH DECEMBER 31, 2020), AND BE IT FURTHER

RESOLVED, THAT THE BIDS MUST BE RETURNED TO THE OFFICE OF THE TOWN CLERK OF THE TOWN OF HAVERSTRAW, ONE ROSMAN ROAD, GARNERVILLE, NEW YORK, NO LATER THAN 11:00 A.M. ON FRIDAY, JANUARY 5, 2018.

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SURPLUS VEHICLE – POLICE DEPARTMENT

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

406-17 RESOLVED, THAT BASED UPON THE RECOMMENDATION OF PETER MURPHY, CHIEF OF POLICE, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AUTHORIZE THE FOLLOWING FOUR (4) VEHICLES FROM THE TOWN OF HAVERSTRAW POLICE DEPARTMENT TO BE CLASSIFIED AS SURPLUS FOR RESALE:

<u>YEAR</u>	<u>MAKE</u>	<u>MODEL</u>	<u>VIN#</u>
1995	FORD	ECONOLINE	1FBJS31H2SHB59566
2005	FORD	CROWN VICTORIA –	2FAHP71W15X146531
2008	FORD	CROWN VICTORIA –	2FAHP71V38X162600
2011	FORD	CROWN VICTORIA	2FABP7B5BX155742

SURPLUS VEHICLE – GOLF COURSE

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

407-17 RESOLVED, THAT BASED UPON THE RECOMMENDATION OF CHRISTOPHER DYROFF, GREENSKEEPER, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AUTHORIZE THE FOLLOWING VEHICLES: 2002 CHEVY DUMP TRUCK, VIN # 1GBJK34UX2F221526, AND 1993 CLUB CAR, VIN # EG9306319144 FROM THE PHILIP J. ROTELLA MEMORIAL GOLF COURSE TO BE CLASSIFIED AS SURPLUS FOR RESALE/TRADE.

AMENDMENT TO INTERMUNICIPAL AGREEMENT BETWEEN ROCKLAND COUNTY AND THE TOWN OF HAVERSTRAW

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

408-17 RESOLVED, THAT THE TOWN BOARD HEREBY AUTHORIZES THE SUPERVISOR TO EXECUTE AN AMENDMENT TO THE INTERMUNICIPAL AGREEMENT BETWEEN COUNTY OF ROCKLAND AND THE TOWN OF HAVERSTRAW FOR REIMBURSEMENT FOR LAW ENFORCEMENT OVERTIME

FOR COUNTERTERRORISM TRAINING FOR THE PERIOD FROM SEPTEMBER 1, 2015 THROUGH AUGUST 31, 2016.

AMENDMENT TO AGREEMENT BETWEEN ROCKLAND COUNTY AND THE TOWN OF HAVERSTRAW

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

409-17 RESOLVED, THAT THE TOWN BOARD HEREBY AUTHORIZES THE SUPERVISOR TO EXECUTE AN AMENDMENT TO THE AGREEMENT BETWEEN COUNTY OF ROCKLAND AND THE TOWN OF HAVERSTRAW DATED JUNE 25, 2017.

TOWN BOARD
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APPOINTMENT OF MANUEL J. NEGRON - BINGO INSPECTOR

The following resolution was offered and unanimously adopted by all of the Town Board Members.

410-17 RESOLVED, UPON THE RECOMMENDATION OF THE TOWN BOARD OF THE TOWN OF HAVERSTRAW, MANUEL J. NEGRON OF WEST HAVERSTRAW, NEW YORK IS HEREBY APPOINTED TO THE POSITION OF BINGO INSPECTOR FOR THE TOWN OF HAVERSTRAW COMMENCING NOVEMBER 13, 2017 AND TERMINATING DECEMBER 31, 2017.

PUBLIC PARTICIPATION

No comments.

ANNOUNCEMENTS

Congratulations to Leo Laders Post 130 for hosting a wonderful Veteran's Day Service on Saturday, November 11th at Calico Hill in West Haverstraw. We want to remember and honor all of our veterans and the service they gave to our country.

Congratulations to the Quisqueya Sports Club on their 40th Anniversary and we would like to thank them for all the community work they do within our Town.

The Town of Haverstraw Youth Board Annual trip to The Christmas Spectacular at the Radio City Music Hall is scheduled for Wednesday, December 6th.

The Town of Haverstraw Highway Department Open House was held on Saturday, November 4th. We had a big turnout and everyone had a wonderful time.

We hope everyone had a chance to read the Town of Haverstraw 2017 Newsletter. It contains great information about the events that happened in the Town this year.

ADJOURNMENT

411-17 Supervisor Howard T. Phillips, Jr. stated that he would like to close tonight's meeting in memory of Ralph W. Rafferty, Joan T. Driscoll, Hildegardt Nani, Wilfred Burgos, Saverio "Sam" Martello, Heinz Pahl, Eleanor M. Kuryla, Ignazio Scaglione, Mario Lorenzana, Donna Lee Soplansky, Thomas Vetter, Paloma Noemi Capellan Martinez and George Winchell who recently passed away. A motion was made by Councilman Gould, seconded by Councilman Soto, and unanimously adopted and the Town Board Meeting was adjourned.

RAQUEL VENTURA
Town Clerk