

TOWN BOARD  
GARNERVILLE, NY  
JUNE 10, 2019

The Town Board of the Town of Haverstraw met at a Regular Meeting on Monday, June 10, 2019, at 7:00 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**

**275-19 ADOPTION OF MINUTES - TOWN BOARD MEETING OF MAY 28, 2019** as submitted by the Town Clerk and on motion by Councilman Cancel, seconded by Councilman Gamboli were unanimously adopted.

**PAYMENT OF BILLS**

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

**276-19 RESOLVED**, that bills numbered 1724 through 1894 in the amount of \$665,197.62 and Highway bills numbered 305 through 329 in the amount of \$35,258.73 audited at this meeting, be and they are hereby paid.

**ACCEPTANCE OF REPORTS**

None

The Town Board of the Town of Haverstraw held a Public Hearing on Monday, June 10, 2019 at 7:05 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

**PUBLIC HEARING – TO ADOPT LOCAL LAW NO 4 – 2019**

Supervisor Phillips announced that this Public Hearing was being held to consider adopting Local Law 4 – 2019 to amend Chapter 84 of the Town Code of the Town of Haverstraw Entitled, “FIRE PREVENTION AND BUILDING CONSTRUCTION”, Subsection 84-48 Entitled, “PENALTIES FOR OFFENSES.”

The Town Clerk read the proof of publication.

TOWN BOARD  
GARNERVILLE, NY  
JUNE 10, 2019

**PRESENTATION BY WILLIAM M. STEIN, TOWN ATTORNEY**

William M. Stein, Town Attorney stated that Chapter 84 of the Town Code of the Town of Haverstraw Entitled, "FIRE PREVENTION AND BUILDING CONSTRUCTION", Subsection 84-48 Entitled, "PENALTIES FOR OFFENSES" will be amended as follows: Any person who shall fail to comply with a written order of the Firesafety Inspector within the time fixed for compliance therewith or who shall violate any of the applicable provisions of this article or any lawful order, notice, directive, permit or certificate of the Firesafety Inspector made thereunder shall be punishable by a fine of not exceeding \$350.00 per day for each day of failure to comply with a written order or violation of the applicable provisions of this article or any lawful order, notice, directive, permit or certificate of the Firesafety Inspector made thereunder or imprisonment for a period not to exceed six months, or both.

**PUBLIC PARTICIPATION**

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

**CLOSE PUBLIC HEARING**

**277-19** On motion by Councilman Gamboli and seconded by Councilman Cancel unanimously adopted, the Public Hearing was closed.

**ADOPT RESOLUTION**

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

**278-19** **RESOLVED**, that the Town Board of the Town of Haverstraw, does hereby adopt Local Law No. 4 of 2019 to amend Chapter 84 of the Town Code of the Town of Haverstraw Entitled, "FIRE PREVENTION AND BUILDING CONSTRUCTION", Subsection 84-48 Entitled, "PENALTIES FOR OFFENSES."

---

**RAQUEL VENTURA**  
Town Clerk

**PUBLIC HEARING - MS4 ANNUAL REPORT FOR THE YEAR 2019**

The Town Board of the Town of Haverstraw held a Public Hearing on Monday, June 10, 2019 at 7:15p.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 discuss any comments and suggestions regarding the MS4 Annual Report for 2019. The report has been prepared pursuant to the New York State Department of Environmental Conservation SPDES General Permit for Storm Water Discharges from Municipal Separate Sewer Systems (MSRS).

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

TOWN BOARD  
GARNERVILLE, NY  
JUNE 10, 2019

**PRESENTATION BY COSIMO PAGANO, PE**

Cosimo Pagano, PE stated that the MS4 Annual Report is required under DEC regulations. The 2019 report has been prepared and is ready for submission.

**BOARD MEMBERS**

No comments.

**PUBLIC PARTICIPATION**

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

**CLOSE HEARING**

**279-19** On motion by Councilman Gould and seconded by Councilman Soto, unanimously adopted, the Public Hearing was closed.

**ACCEPT 2019 MS4 REPORT**

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

**280-19** **RESOLVED**, that the Town Board of the Town of Haverstraw, does hereby accept the MS4 Annual Report for the Year 2019.

---

**RAQUEL VENTURA**  
Town Clerk

**CHANGE OF TOWN BOARD MEETING DATES**

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

**281-19** **RESOLVED, THAT THERE WILL BE ONLY ONE TOWN BOARD MEETING FOR THE MONTHS OF JULY AND AUGUST AND THE SCHEDULE IS AS FOLLOWS:**

**MONDAY, JULY 8, 2019 AT 7:00 PM**  
**MONDAY, AUGUST 19, 2019 AT 7:00 PM**

**RESOLVED, THAT THE SECOND TOWN BOARD MEETINGS FOR JULY AND AUGUST 2019 HAVE BEEN CANCELLED.**

**APPROVAL OF CHANGE ORDER NO. 2 FOR ZUKOWSKI DRIVE DRAINAGE IMPROVEMENTS PHASE I**

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

**282-19** **BASED UPON THE RECOMMENDATION OF GLENN MCCREEDY, TOWN CONSULTING ENGINEER, THE TOWN BOARD HEREBY APPROVES CHANGE ORDER NO. 2 WITH INNOVATIVE EXCAVATING LTD IN THE SUM OF \$3,904.00 FOR ADDITIONAL MILLING AND PAVING OF ASPHALT PATCHES.**

TOWN BOARD  
GARNERVILLE, NY  
JUNE 10, 2019

**AMENDMENT TO CHANGE THE ESTIMATED EXPENDITURE FOR THE 2018/2019  
SNOW & ICE AGREEMENT**

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

**283-19 RESOLVED, THAT THE TOWN BOARD HEREBY AUTHORIZES THE SUPERVISOR TO EXECUTE AN AMENDMENT OF THE 2018/2019 MUNICIPAL SNOW AND ICE AGREEMENT WITH THE NEW YORK STATE DOT.**

**ACCEPTANCE OF AUDIT REPORT**

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

**284-19 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY ACCEPT THE AUDIT REPORT FROM BERARD & ASSOCIATES CPA'S P.C. OF SUFFERN, NEW YORK FOR THE YEAR ENDING DECEMBER 31, 2018.**

**ACCEPTANCE OF AUDIT REPORT- TOWN OF HAVERSTRAW JUSTICE COURT**

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

**285-19 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY ACCEPT THE AUDIT REPORT FOR THE TOWN OF HAVERSTRAW JUSTICE COURT FROM BERARD & ASSOCIATES CPA'S P.C. OF SUFFERN, NEW YORK FOR THE YEAR ENDING DECEMBER 31, 2018.**

**TOWN OF HAVERSTRAW BID NO. 11-2019 AWARD OF BID- BOWLINE POINT PARK PLAYGROUND REPLACEMENT PROJECT**

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

**286-19 RESOLVED, THAT BASED UPON THE RECOMMENDATION OF COSIMO PAGANO, PROJECT ENGINEER, OF TAMBLIN ENGINEERING, PLLC AND THE BIDS HAVING BEEN FOUND IN ORDER BY THE TOWN ATTORNEY, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AUTHORIZE THE SUPERVISOR TO ENTER INTO A CONTRACT WITH ENVIRONMENTAL CONSTRUCTION, INC. OF STONY POINT, NEW YORK FOR THE BOWLINE POINT PARK PLAYGROUND REPLACEMENT AT A COST OF \$264,600.00 THE LOW BIDDER.**

**ESTABLISH CAPITAL PROJECT – BOWLINE PARK PLAYGROUND REPLACEMENT**

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

**287-19 RESOLVED, THAT THE TOWN BOARD DOES HEREBY ESTABLISH THE BOWLINE PARK PLAYGROUND REPLACEMENT AS A CAPITAL PROJECT IN THE AMOUNT OF \$300,000.00, OF WHICH \$195,000.00 WILL BE FUNDED BY GENERAL FUND AS A DUE TO/FROM AND \$105,000.00 AS AN INTERFUND EXPENDITURE.**

TOWN BOARD  
GARNERVILLE, NY  
JUNE 10, 2019

**APPROVAL OF CHANGE ORDER NO. 3 FOR ZUKOWSKI DRIVE DRAINAGE  
IMPROVEMENTS PHASE I**

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

**288-19**      **BASED UPON THE RECOMMENDATION OF GLENN MCCREEDY, TOWN CONSULTING ENGINEER, THE TOWN BOARD HEREBY APPROVES CHANGE ORDER NO. 3 WITH INNOVATIVE EXCAVATING LTD IN THE SUM OF \$3,205.28 FOR AN INCREASE IN MATERIAL QUANTITY (123.28 CF @ \$26.00/CF) TO ADDRESS FIELD CONDITIONS TO REMOVE POOR SOIL UNDER THE ROAD BED.**

**APPROVAL OF CHANGE ORDER NO. 4 FOR ZUKOWSKI DRIVE DRAINAGE  
IMPROVEMENTS PHASE I**

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

**289-19**      **BASED UPON THE RECOMMENDATION OF GLENN MCCREEDY, TOWN CONSULTING ENGINEER, THE TOWN BOARD HEREBY APPROVES CHANGE ORDER NO. 4 WITH INNOVATIVE EXCAVATING LTD IN THE SUM OF \$6,657.12 FOR AN INCREASE IN MATERIAL QUANTITY (123.28 CF @ \$54.00/CF) TO ADDRESS FIELD CONDITIONS TO REMOVE POOR SOIL UNDER THE ROAD BED.**

**APPROVAL OF CHANGE OF ORDER NO. 5 FOR ZUKOWSKI DRIVE DRAINAGE  
IMPROVEMENTS PHASE I**

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

**290-19**      **BASED UPON THE RECOMMENDATION OF GLENN MCCREEDY, TOWN CONSULTING ENGINEER, THE TOWN BOARD HEREBY APPROVES CHANGE ORDER NO. 5 WITH INNOVATIVE EXCAVATING LTD FOR A MATERIAL REDUCTION IN THE SUM OF \$7,926.00, WHICH WILL BE A CREDIT TO THE TOTAL PROJECT.**

**AGREEMENT BETWEEN HAMMER LAND ENGINEERING LLC AND THE TOWN  
OF HAVERSTRAW**

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

**291-19**      **RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH HAMMER LAND ENGINEERING LLC OF MANASQUAN, NEW JERSEY TO PROVIDE PROFESSIONAL ENGINEERING SUPPORT SERVICERS FOR THE TOWN OF HAVERSTRAW RECREATION COMPLEX LOCATED AT THE INTERSECTION OF CENTRAL HIGHWAY AND CINDER ROAD IN THE VILLAGE OF WEST HAVERSTRAW, NEW YORK AT A COST OF APPROXIMATELY \$309,200.**

TOWN BOARD  
GARNERVILLE, NY  
JUNE 10, 2019

**AUTHORIZATION FOR SUPERVISOR TO ENTER INTO A LICENSE AGREEMENT  
WITH BMI**

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

**292-19 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO A ONE YEAR MUSIC PERFORMANCE LICENSE AGREEMENT WITH BMI OF NASHVILLE, TENNESSEE COMMENCING JUNE 1, 2019 FOR THE ANNUAL FEE OF \$358.00.**

**PURCHASE OF EQUIPMENT FOR THE TOWN OF HAVERSTRAW PHILIP J.  
ROTELLA MEMORIAL GOLF COURSE**

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

**293-19 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH WILFRED MACDONALD, INC. FROM SOUTH HACKENSACK, NEW JERSEY TO PURCHASE THROUGH THE SOURCEWELL CONTRACT NUMBER CE-042815, TWO (2) NEW KUBOTA UTILITY VEHICLES V SERIES RTV-X900WL-H FOR THE TOWN OF HAVERSTRAW GOLF COURSE FOR THE SUM OF \$13,119.94 FOR EACH VEHICLE, FOR A TOTAL OF \$26,239.88.**

**ADJOURNMENT OF REGULAR TOWN BOARD MEETING**

**294-19** A motion was made by Councilman Gamboli, seconded by Councilman Cancel to adjourn the Regular Town Board Meeting.

**CONVENE TO A MEETING OF THE SANITATION COMMISSION**

**295-19** A motion was made by Commissioner Soto seconded by Commissioner Gamboli to convene to a Meeting of the Sanitation Commission.

SANITATION COMMISSION  
GARNERVILLE, NY  
JUNE 10, 2019

The Town Board of the Town of Haverstraw met at a Meeting of The Sanitation Commission of the Town of Haverstraw on Monday, June 10 2019 at 7:30 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:

Chairman	Howard T. Phillips, Jr.
Commissioner	Isidro Cancel
Commissioner	Vincent J. Gamboli
Commissioner	John J. Gould
Commissioner	Hector L. Soto

**APPROVAL OF LICENSE FOR CAPASSO AND SONS CARTING INC.**

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

**296-19        RESOLVED, THAT THE SANITATION COMMISSION OF THE TOWN OF HAVERSTRAW HEREBY APPROVES THE APPLICATION FOR A LICENSE FOR CAPASSO AND SONS CARTING INC. OF STONY POINT, NEW YORK TO EXPIRE ON APRIL 30, 2020.**

**ADJOURNMENT OF THE SANITATION COMMISSION MEETING**

**297-19        On motion by Commissioner Cancel, seconded by Commissioner Gamboli, unanimously adopted, the Sanitation Meeting was adjourned.**

**PUBLIC PARTICIPATION**

None

TOWN BOARD  
GARNERVILLE, NY  
JUNE 10, 2019

**RECONVENED TO REGULAR TOWN BOARD MEETING**

**298-19** On motion by Councilman Gould, seconded by Councilman Soto the Regular Town Board Meeting was reconvened.

**PUBLIC PARTICIPATION**

Keith Shikowitz, Garnerville, NY provided information to Supervisor Phillips and the Board regarding NY requirements on speed limits and also asked to consider putting speed bumps on Havervale Lane.

Supervisor Phillips stated they would go over the information.

**ANNOUNCEMENTS**

We would like to thank Leo Laders Post 130 for hosting a beautiful Memorial Day Service. We will always remember the men and women who made the ultimate sacrifice for our country.

This year's first Dancing Under the Stars in front of Babe's Restaurant in the Village of West Haverstraw was on Friday, May 31<sup>st</sup> and was very well attended.

The Memorial Day Watchfire hosted by The Vietnam Veterans was held on May 29<sup>th</sup> at Bowline Point Park. It was a very moving and solemn ceremony.

The 16<sup>th</sup> Annual North Rockland Community 5K Run/Walk was held on Sunday, June 2<sup>nd</sup> and it went very well. We have been able to raise over \$300,000 since its inception. Proceeds benefit three North Rockland families who are in need due to medical issues.

The Cal Ripken Sr. Foundation Badges for Baseball clinic hosted by the Haverstraw Police Athletic League and sponsored by the Town of Haverstraw and SUEZ Foundation was held on June 2<sup>nd</sup> at Bowline Point Park. Thank you to all the great organizations and volunteers that made this happen for our youth.

The 6<sup>th</sup> Annual Flavors of Haverstraw Food Crawl in the Village of Haverstraw was held on June 2<sup>nd</sup>. Over 15 restaurants participated and those who attended enjoyed the great cuisine in downtown Haverstraw.

On June 8<sup>th</sup>, "Songs of the Brickyard: The untold story of Haverstraw's African American community" will be presented by the Haverstraw African American Connection at the Central Presbyterian Church.

The Town of Haverstraw Youth Board has a great trip to see a Yankee/Mets game today at the Yankee Stadium.

Every Sunday from 9 am to 1 pm in front of the Village of Haverstraw Hall stop by the Farmers' Market and shop locally grown produce every week.

**ADJOURNMENT**

**299-19** Supervisor Howard T. Phillips, Jr. stated that he would like to close tonight's meeting in memory of Roger Goldstein, Nicholas Keefer, Thomas E. McNee Jr., Kathleen A. Sweeney and Claire M. Toma who recently passed away. A motion was made by Councilman Gamboli, seconded by Councilman Soto and unanimously adopted and the Town Board Meeting was adjourned.

---

**RAQUEL VENTURA, TOWN CLERK**