

TOWN BOARD
GARNERVILLE, NY
NOVEMBER 10, 2022

The Town Board of the Town of Haverstraw met at a Special Meeting on Thursday, November 10, 2022 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 (absent)
Councilman	Johnny Ortiz

PUBLIC HEARING

The Town Board of the Town of Haverstraw held a Public Hearing on Thursday, November 10, 2022 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 Gould (absent)
Councilman	Johnny Ortiz

PUBLIC HEARING

PRELIMINARY BUDGET, TOWN OF HAVERSTRAW 2023

Supervisor Phillips announced that this Public Hearing is being held to discuss and solicit comments from the public regarding the Preliminary Town Budget for the Town of Haverstraw for the fiscal year beginning January 1, 2023.

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

Director of Finance, Michael Gamboli made a presentation regarding the Preliminary Budget for the Town of Haverstraw for the fiscal year beginning January 1, 2023.

PUBLIC PARTICIPATION

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

ADJOURNMENT OF PUBLIC HEARING –

PRELIMINARY BUDGET, TOWN OF HAVERSTRAW 2023

431-22 A motion was made by Councilman Cancel, seconded by Councilman Ortiz, and the Public Hearing was adjourned and will remain open until Local Law No. 2-2022 to override the 2023 Tax Levy Limit Established in General Municipal Law 3-c is adopted.

TOWN BOARD
GARNERVILLE, NY
NOVEMBER 10, 2022

The Town Board of the Town of Haverstraw held a Public Hearing on Thursday, November 10, 2022 at 7:10 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 Gould (absent)
Councilman	Johnny Ortiz

PUBLIC HEARING FOR LOCAL LAW NO. 2-2022
TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL
LAW 3-c

Supervisor Phillips announced that this Public Hearing is being held for the purpose of considering overriding the Tax Levy Limit Established in General Municipal Law 3-c.

PUBLIC PARTICIPATION

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

CLOSE PUBLIC HEARING TO OVERRIDE THE TAX LEVY LIMIT

432-22 On motion by Councilman Cancel, and seconded by Councilman Gamboli, the Public Hearing to Override the Tax Levy Limit Established for the 2023 Town Budget was closed.

ADOPT RESOLUTION

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

433-22 **RESOLVED**, that the Town Board of the Town of Haverstraw does hereby unanimously adopt **Local Law No. 2-2022 TO OVERRIDE THE 2023 TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW 3-c.**

APRIL COBB
DEPUTY CLERK

RECONVENED TO PUBLIC HEARING –
PRELIMINARY BUDGET, TOWN OF HAVERSTRAW 2023

434-22 On motion by Councilman Gamboli, seconded by Councilman Cancel, Public Hearing – Preliminary Budget, Town of Haverstraw 2023 was reconvened.

CLOSE PUBLIC HEARING FOR THE 2023 PRELIMINARY BUDGET

435-22 Councilman Ortiz offered the following resolution, which was seconded by Councilman Cancel to close the 2023 Preliminary Budget Public Hearing.

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ADOPTION OF TOWN BUDGET FOR THE YEAR 2023

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

436-22 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY ADOPT THE TOWN OF HAVERSTRAW 2023 PRELIMINARY BUDGET.

APRIL COBB
Deputy Clerk

ADJOURNMENT

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

437-22 RESOLVED, THAT THE PRELIMINARY BUDGET MEETING FOR 2023 FOR THE TOWN OF HAVERSTRAW BE AND IT IS HEREBY ADJOURNED.

APRIL COBB
DEPUTY CLERK

LOCAL LAW NO. 2 OF 2022

A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT established in General Municipal Law 3-c.

Be it enacted by the Town Board of the Town of Haverstraw as follows:

Section 1. Legislative Intent

It is the intent of this local law to override the tax levy limit on the amount of real property taxes that may be levied by the Town of Haverstraw, County of Rockland pursuant to General Municipal Law § 3-c, and to allow the Town of Haverstraw, County of Rockland to adopt a Town budget for (a) Town purposes (b) fire protection districts and (c) any other special or improvement district governed by the Town Board for the fiscal year 2023 that requires a real property tax levy exceeding the "tax levy limit" as defined by General Municipal Law § 3-c.

Due to a number of factors, the Town is going to override the tax levy limit for the 2023 tax levy limit calculation. These factors include the following: The Town has received a large increase in the health insurance premiums to be paid for all of its employees along with increases in Liability Insurance and Parks and Golf salaries due to increase in NYS minimum wages. Also, the Town has seen an increase in Community College Chargebacks which must be paid to Rockland County. Another substantial problem is the Taylor Law, mandating binding arbitration for Police Officers. The Town has seen an increase in salaries and retirement cost for Town Police Officers. Once again, this results in expenses to the Town that it cannot control and are forced upon it by the State of New York. For all of these reasons, most of which are State mandated costs, the Town has no alternative but to seek to override the tax levy limit due to some estimated numbers for the proposed 2023 levy that will exceed the allowable tax levy limit.

Section 2. Authority

This Local Law is adopted pursuant to subdivision 5 of General Municipal Law § 3-c, which expressly authorizes the Town Board to override the tax levy limit by the adoption of a Local Law approved by vote of sixty percent (60%) of the Town Board.

Section 3. Tax Levy Limit Override

The Town Board of the Town of Haverstraw, County of Rockland is hereby authorized to adopt a budget for the fiscal year 2023 that requires a real property tax levy in excess of the limit specified in General Municipal Law, §3-c.

Section 4. Severability.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date.

This Local Law shall take effect immediately upon filing with the Secretary of State.