

TOWN BOARD
GARNERVILLE, NY
NOVEMBER 9, 2023

The Town Board of the Town of Haverstraw met at a Special Meeting on Thursday, November 9, 2023 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 9, 2023 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 2024

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, 2024.

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

Michael Gamboli, Director of Finance, made a presentation regarding the Preliminary Budget for the Town of Haverstraw for the fiscal year beginning January 1, 2024.

PUBLIC PARTICIPATION

Shelly B Sidenworm, Thiells, NY asked the Board if the Town has tried to obtain health insurance plans for a lower rate for Town employees.

Supervisor Phillips stated that for years the Town has been with the Empire Plan which is a very competitive plan. The Town has considered other plans but the current plan is the best option.

ADJOURNMENT OF PUBLIC HEARING –

PRELIMINARY BUDGET, TOWN OF HAVERSTRAW 2024

468-23 A motion was made by Councilman Cancel, seconded by Councilman Gamboli, and the Public Hearing was adjourned and will remain open until Local Law No. 10-2023 to override the 2024 Tax Levy Limit Established in General Municipal Law 3-c is adopted.

TOWN BOARD
GARNERVILLE, NY
NOVEMBER 9, 2023

The Town Board of the Town of Haverstraw held a Public Hearing on Thursday, November 9, 2023 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. 10-2023
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

469-23 On motion by Councilman Gamboli, and seconded by Councilman Cancel, the Public Hearing to Override the Tax Levy Limit Established for the 2024 Town Budget was closed.

ADOPT RESOLUTION

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

470-23 **RESOLVED**, that the Town Board of the Town of Haverstraw does hereby unanimously adopt **Local Law No. 10-2023 TO OVERRIDE THE 2024 TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW 3-c.**

RAQUEL VENTURA
TOWN CLERK

RECONVENED TO PUBLIC HEARING –
PRELIMINARY BUDGET, TOWN OF HAVERSTRAW 2024

471-23 On motion by Councilman Gamboli, seconded by Councilman Cancel, Public Hearing – Preliminary Budget, Town of Haverstraw 2024 was reconvened.

CLOSE PUBLIC HEARING FOR THE 2024 PRELIMINARY BUDGET

472-23 Councilman Ortiz offered the following resolution, which was seconded by Councilman Cancel to close the 2024 Preliminary Budget Public Hearing.

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GARNERVILLE, NY
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ADOPTION OF TOWN BUDGET FOR THE YEAR 2024

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

473-23 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY ADOPT THE TOWN OF HAVERSTRAW 2024 PRELIMINARY BUDGET.

**RAQUEL VENTURA
TOWN CLERK**

ADJOURNMENT

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

474-23 RESOLVED, THAT THE PRELIMINARY BUDGET MEETING FOR 2024 FOR THE TOWN OF HAVERSTRAW BE AND IT IS HEREBY ADJOURNED.

**RAQUEL VENTURA
TOWN CLERK**

LOCAL LAW NO. 10 OF 2023

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 2024 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 2024 tax levy limit calculation. These factors include the following: The Town will see an increase in Garbage and Recycling collection costs for the unincorporated area of Town of Haverstraw due to increased tipping fees at transfer stations. The Town has also 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 2024 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 2024 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.