

TOWN BOARD
GARNERVILLE, NY
OCTOBER 24, 2023

The Town Board of the Town of Haverstraw met at a Regular Meeting on Tuesday, October 24, 2023 at 7:00 p.m. in the Meeting Room of the Town Hall, One Rosman Road, Garnerville, New York.

The Town of Haverstraw Police Honor Guard escorted by the Rockland County Emerald Society Pipes and Drums presented the Colors.

The meeting was opened with the Pledge of Allegiance.

The Town of Haverstraw Police Honor Guard retired the Colors.

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	Johnny Ortiz

LAW ENFORCEMENT AWARDS CEREMONY

APPOINTMENT OF MICHAEL A. PAULSON, JR. - POLICE OFFICER - FULL TIME

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

445-23 RESOLVED, THAT UPON THE RECOMMENDATION OF PETER MURPHY, CHIEF OF POLICE, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY APPOINT MICHAEL A. PAULSON, JR. OF MONTROSE, NEW YORK TO THE POSITION OF POLICE OFFICER, FULL TIME FOR THE TOWN OF HAVERSTRAW POLICE DEPARTMENT EFFECTIVE OCTOBER 24, 2023 AND BE IT FURTHER

RESOLVED, THAT THIS APPOINTMENT IS SUBJECT TO THE RULES AND REGULATIONS OF THE ROCKLAND COUNTY DEPARTMENT OF PERSONNEL, AND MR. PAULSON SHALL SERVE A PROBATION PERIOD OF TWO (2) YEARS.

ADOPTION OF MINUTES

446-23 ADOPTION OF MINUTES OF THE TOWN BOARD MEETING OF OCTOBER 10, 2023 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 Ortiz, and on roll call unanimously adopted.

447-23 RESOLVED, that bills numbered 2795 through 2952 in the amount of \$1,467,192.40 (\$10,863.14– Highway Department) audited at this meeting, be and they are hereby paid.

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ACCEPTANCE OF REPORTS

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

448-23 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY ACCEPT THE HIGHWAY DEPARTMENT OPERATION REPORT FOR THE MONTHS OF AUGUST, SEPTEMBER AND OCTOBER OF 2023.

APPOINTMENT OF COURT ATTENDANT (PT) – KEITH G. PRICE

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

449-23 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY APPOINT KEITH G. PRICE OF POMONA, NEW YORK TO THE POSITION OF PART TIME COURT ATTENDANT WITH THE TOWN OF HAVERSTRAW JUSTICE COURT ON AN AS-NEEDED-BASIS, EFFECTIVE OCTOBER 24, 2023, AT AN HOURLY RATE OF \$18.00, AND BE IT FURTHER

RESOLVED, THAT THIS APPOINTMENT WAS APPROVED BY THE ROCKLAND COUNTY DEPARTMENT OF PERSONNEL AND IS SUBJECT TO THE RULES AND REGULATIONS OF THE ROCKLAND COUNTY DEPARTMENT OF PERSONNEL.

APPOINTMENT OF DELORIS SOTO – CLERK – TYPIST FOR THE TOWN OF HAVERSTRAW BUILDING DEPARTMENT

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

450-23 RESOLVED, THAT UPON THE RECOMMENDATION OF GEORGE BEHN, BUILDING INSPECTOR, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY APPOINT DELORIS SOTO OF GARNERVILLE, NEW YORK TO THE POSITION OF CLERK-TYPIST, FULL TIME, FOR THE TOWN OF HAVERSTRAW BUILDING DEPARTMENT AT AN ANNUAL SALARY OF \$56,814.31 PRO RATA, EFFECTIVE NOVEMBER 8, 2023 AND BE IT FURTHER

RESOLVED, THAT THIS APPOINTMENT IS SUBJECT TO THE RULES AND REGULATIONS OF THE ROCKLAND COUNTY DEPARTMENT OF PERSONNEL.

PROVISIONAL APPOINTMENT OF ANNETTE HENDRIE – CHIEF CLERK OFFICE OF BOARDS AND COMMISSIONS- BUILDING DEPARTMENT

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

451-23 RESOLVED, THAT UPON THE RECOMMENDATION OF GEORGE BEHN, BUILDING INSPECTOR, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY APPOINT ANNETTE HENDRIE OF SLATE HILL, NEW YORK TO THE POSITION OF CHIEF CLERK OFFICE OF BOARDS AND COMMISSIONS, FULL TIME, PROVISIONAL, EFFECTIVE OCTOBER 25, 2023, FOR THE TOWN OF HAVERSTRAW BUILDING DEPARTMENT AT AN ANNUAL SALARY OF \$59,294.68 PRO RATA, AND BE IT FURTHER RESOLVED, THAT THIS APPOINTMENT IS SUBJECT TO THE RULES AND REGULATIONS OF THE ROCKLAND COUNTY DEPARTMENT OF PERSONNEL.

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APPOINTMENT OF THE PLANNING BOARD

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

452-23 RESOLVED, THAT WILLIAM J. RICCALDO OF WEST HAVERSTRAW, NEW YORK, BE AND HE IS HEREBY APPOINTED TO THE TOWN OF HAVERSTRAW PLANNING BOARD TO FILL THE UNEXPIRED TERM OF JOSEPH MICHALAK, ENDING ON 12/31/2026 EFFECTIVE IMMEDIATELY. MR. RICCALDO SHALL RECEIVE AN ANNUAL SALARY OF \$5,500.

PUBLIC HEARING – PURSUANT TO CHAPTER 127-31 OF THE TOWN CODE OF THE TOWN OF HAVERSTRAW

The Town Board of the Town of Haverstraw held a Public Hearing on Tuesday, October 24, 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 J. Gould
Councilman	Johnny Ortiz

Supervisor Phillips announced that this Public Hearing is being held for the purpose of hearing all comments and suggestions regarding the property located at 450 Willow Grove, Stony Point, New York 10980 due to the failure of the owner and/or tenant and/or occupant of the above premises to correct a condition complained of, specifically that the garage on the property is collapsing causing a public nuisance.

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

PRESENTATION BY BUILDING INSPECTOR, GEORGE BEHN

Building Inspector George Behn presented photographs to the Board showing the condition of the property and stated that he has received complaints regarding the condition of this property. Mr. Behn issued violations and has not received a response to resolve the issues mentioned. Under Section 127-31 of the Town Code, that when there are "Zombie properties" that are in foreclosure or about to be in foreclosure or where there is no longer an interested property owner/tenant to maintain the outside of the property, the Town Board can schedule a Public Hearing to adopt a resolution allowing the Building Inspector to get estimates and hire a private contractor. The private contractor would do the work to demolish the abandoned garage that is collapsing. Mr. Behn stated that the proximity of the garage to the road makes it hazardous as it could collapse into the road.

An Affidavit of Posting and proof that a certified letter was sent to the last known address of the property owner were presented to the Town Clerk.

BOARD MEMBERS

The Town Board found that a garage on the property is collapsing causing a public nuisance in violation of the Town Code property maintenance provisions. The Board gave the Building Inspector authorization to retain a contractor to demolish the abandoned garage.

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PUBLIC PARTICIPATION

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

CLOSE HEARING

453-23 On motion by Councilman Gould, seconded by Councilman Ortiz, unanimously adopted, the Public Hearing was closed.

**ADOPT RESOLUTION REGARDING 450 WILLOW GROVE, STONY POINT,
NEW YORK 10980**

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

454-23 Whereas the Town Board scheduled a public hearing on October 10, 2023 pursuant to Town Code §127-31, Property Maintenance - Removal by Town, regarding the failure of the owner of the property located at 450 Willow Grove, Stony Point, New York 10980 to maintain the premises in accordance with requirements of §127-24 of the Town Code

Whereas said Notice of Public Hearing was posted on the property and sent to the last-known address of the property owner as it appears on the current tax assessment roll, sent by Certified Mail, Return Receipt Request, at least 15 days prior to the date of the public hearing, and

Whereas the Town Board held the public hearing on October 24, 2023 at 7:10 p.m. and received testimony and exhibits from the Building Inspector and the Town Board having found that the property owner has failed to maintain the premises in accordance with requirements of §127-24 of the Town Code entitled Maintenance of Vacant Structures. Now, THEREFORE, BE IT

RESOLVED, that the Town Board hereby authorizes the Building Inspector to retain private contractors to demolish the abandoned and dilapidated garage, and such charges and expenses shall be an expense against the record owner of the property. These expenses shall constitute a lien and charge on the real property on which it is levied until paid or otherwise satisfied or discharged and shall be collected in the same manner and at the same time as other Town charges, including the \$500 administrative fee.

RESOLUTION TO JOIN EQUALIS GROUP

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

455-23 **RESOLVED, THAT THE TOWN BOARD HEREBY APPROVES THE APPLICATION TO JOIN EQUALIS GROUP OF CLEVELAND, OHIO A COOPERATIVE PURCHASING ORGANIZATION THAT PROVIDES CONTRACTS COMPETITIVELY SOLICITED BY PUBLIC AGENCIES FOR A WIDE ARRAY OF PRODUCTS AND SERVICES.**

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**AUTHORIZATION TO PURCHASE TASER EQUIPMENT FOR TOWN OF
HAVERSTRAW POLICE DEPARTMENT**

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

456-23 RESOLVED, THAT BASED UPON THE RECOMMENDATION OF POLICE CHIEF PETER MURPHY, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE PURCHASE OF TWO (2) TASER INSTRUCTORS FOR THE TOWN OF HAVERSTRAW POLICE DEPARTMENT FROM AXON ENTERPRISE, INC. OF SCOTTSDALE, ARIZONA AT A COST OF \$990.

ACCEPTANCE OF LETTER OF RESIGNATION – MICHELLE L. CRAFFEY

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

457-23 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW, DOES HEREBY ACCEPT THE LETTER OF RESIGNATION FOR SENIOR CLERK-TYPIST FOR THE BUILDING DEPARTMENT, MICHELLE L. CRAFFEY EFFECTIVE OCTOBER 20, 2023.

SET DATE FOR PUBLIC HEARING - 2024 PRELIMINARY TOWN BUDGET

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

458-23 RESOLVED, THAT THE TOWN CLERK BE AND SHE HEREBY IS AUTHORIZED TO PUBLISH A NOTICE THAT A PUBLIC HEARING SHALL BE HELD ON THE PRELIMINARY TOWN BUDGET FOR THE TOWN OF HAVERSTRAW FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2024, AT THE TOWN HALL, ONE ROSMAN ROAD, GARNERVILLE, NEW YORK, ON THURSDAY, NOVEMBER 9, 2023 AT 7:00 P.M., AND THAT ALL INTERESTED PARTIES ARE INVITED TO ATTEND AND SHALL BE HEARD BY THE BOARD, AND BE IT FURTHER

RESOLVED, THAT PURSUANT TO THE PROVISIONS OF THE TOWN LAW THE PROPOSED ANNUAL SALARIES ARE HEREBY SPECIFIED AS FOLLOWS:

SUPERVISOR	\$155,424.23
COUNCILMAN (EACH)	\$33,275.92
TOWN CLERK	\$100,326.51
HIGHWAY SUPERINTENDENT	\$118,801.28

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**AWARD OF RFP NO. 16 - 2023– PRINTING AND MAILING OF MAGNETS FOR THE
HIGHWAY DEPARTMENT 2023 PICK UP SCHEDULE**

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

459-23 RESOLVED, THAT FOUR (4) PROPOSALS WERE REQUESTED AND TWO (2) RFPS WERE SUBMITTED TO GEORGE WARGO, JR., SUPERINTENDENT OF HIGHWAYS, FOR THE PRINTING AND MAILING OF TWO THOUSAND FIVE HUNDRED (2,5000) CALENDAR MAGNETS FOR THE HIGHWAY DEPARTMENT 2024 PICK UP SCHEDULE, AND BE IT FURTHER

RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AWARD THE RFP NO. 16 - 2023 TO ALL TYPES ADVERTISING, INC. OF POMONA, NEW YORK, AT A COST OF \$3,603.40, THE LOW BIDDER.

**CLOSE CAPITAL PROJECT – 2023 PAVER-PLACED SURFACE TREATMENT AND
MICRO SURFACING PROJECT**

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

460-23 RESOLVED, THAT BASED UPON THE RECOMMENDATION OF GEORGE WARGO, SUPERINTENDENT, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY CLOSE THE 2023 PAVER PLACED SURFACE TREATMENT AND MICRO SURFACING CAPITAL PROJECT, AND BE IT FURTHER

RESOLVED, THAT THIS CAPITAL PROJECT WAS BUDGETED IN THE AMOUNT OF \$850,000.00. OF WHICH \$768,456.04 WAS EXPENDED TO COMPLETE THE ABOVE MENTIONED PROJECT THEREFORE THE REMAINING BALANCE OF \$81,543.96 WILL BE TRANSFERRED BACK TO GENERAL FUND AS AN INTERFUND TRANSFER.

SCHEDULE PUBLIC HEARING – ADOPTION OF LOCAL LAW NO. 10 – 2023

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

461-23 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY SCHEDULE A PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW NO. 10 – 2023 TO AMEND CHAPTER 167 OF THE TOWN CODE OF THE TOWN OF HAVERSTRAW, ENTITLED, “ZONING” TO REGULATE CANNABIS USES IN THE UNINCORPORATED TOWN OF HAVERSTRAW. SAID PUBLIC HEARING WILL BE HELD ON TUESDAY, DECEMBER 12, 2023 AT 7:05 P.M. AT THE TOWN HALL, ONE ROSMAN ROAD, GARNERVILLE, NEW YORK, AND BE IT FURTHER

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RESOLVED, THAT THE TOWN CLERK SHALL PUBLISH SAID NOTICE AND ALL PERSONS ARE INVITED TO ATTEND AND WILL BE HEARD BY THE BOARD.

ADOPTION OF HOMESTEAD ADJUSTED BASE PROPORTIONS FOR THE TOWN OF HAVERSTRAW

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

462-23 RESOLVED, THAT BASED UPON THE RECOMMENDATION OF HARLEY V. MCNALLY, TOWN ASSESSOR, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY ADOPT THE HOMESTEAD ADJUSTED BASE PROPORTIONS TO BE USED FOR THE 2024 TOWN TAX LEVY.

AWARD OF CONTRACT TO MEDIANOW INC. – PURCHASE AND INSTALLATION OF TWO (2) CASE CRACKER CAMERAS FOR THE TOWN OF HAVERSTRAW POLICE DEPARTMENT

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

463-23 RESOLVED, THAT THE TOWN BOARD HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO A CONTRACT WITH MEDIANOW INC. OF NETCONG, NEW JERSEY THE SOLE PROVIDER FOR THE PURCHASE AND INSTALLATION OF TWO (2) CASE CRACKER THE AXIS P1265 PINHOLE IP CAMERAS FOR THE TOWN OF HAVERSTRAW POLICE DEPARTMENT AT A TOTAL COST OF \$2,258.

AUTHORIZATION TO PURCHASE TWO (2) 2024 F350 SUPERDUTY 4X4 CHASSIS CAB DRW/145 WITH A 9' PLOW AND A MASON DUMP BODY AND TWO (2) 2024 F350 SUPERDUTY 4X2 CHASSIS CAB DRW/169 FOR THE TOWN OF HAVERSTRAW HIGHWAY DEPARTMENT UNDER NEW YORK STATE CONTRACT

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

464-23 RESOLVED, BASED UPON THE RECOMMENDATION OF SUPERINTENDENT OF HIGHWAYS GEORGE WARGO, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO PURCHASE TWO (2) 2024 F350 SUPERDUTY 4X4 CHASSIS CAB DRW/145 WITH A 9' PLOW AND A MASON DUMP BODY (\$161,784.00) AND TWO (2) 2024 F350 SUPERDUTY 4X2 CHASSIS CAB DRW/169 (\$140,026.00) FOR THE TOWN OF HAVERSTRAW HIGHWAY DEPARTMENT UNDER NYOGS CONTRACT AWARD# 23166, PC69148 TO SCHULTZ FORD LINCOLN, INC. OF WEST HAVERSTRAW, NEW YORK AT A TOTAL COST OF \$323,574.

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**AUTHORIZATION TO PURCHASE ONE (1) 2024 F350 4X4 CHASSIS CAB DRW/145
WITH A 9' PLOW AND A MASON DUMP BODY FOR THE TOWN OF
HAVERSTRAW PARKS DEPARTMENT UNDER NEW YORK STATE CONTRACT**

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

465-23 RESOLVED, BASED UPON THE RECOMMENDATION OF JOHN FRIZALONE, GROUNDSKEEPER, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO PURCHASE ONE (1) 2024 F350 4X4 CHASSIS CAB DRW/145 FOR THE TOWN OF HAVERSTRAW PARKS DEPARTMENT UNDER NYOGS CONTRACT AWARD# 23166, PC69148 TO SCHULTZ FORD LINCOLN, INC. OF WEST HAVERSTRAW, NEW YORK AT A TOTAL COST OF \$80,892.

**SCHEDULE PUBLIC HEARING – TO OVERRIDE THE TAX LEVY LIMIT 2024
BUDGET ESTABLISHED IN GENERAL MUNICIPAL LAW 3-c**

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

466-23 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY SCHEDULE A PUBLIC HEARING TO CONSIDER ADOPTING A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT FOR THE 2024 BUDGET ESTABLISHED IN GENERAL MUNICIPAL LAW 3-c. SAID PUBLIC HEARING WILL BE HELD ON THURSDAY, NOVEMBER 9, 2023 AT 7:10 P.M. AT THE TOWN HALL, ONE ROSMAN ROAD, GARNERVILLE, NEW YORK, AND BE IT FURTHER

RESOLVED, THAT THE TOWN CLERK SHALL PUBLISH SAID NOTICE AND ALL PERSONS ARE INVITED TO ATTEND AND WILL BE HEARD BY THE BOARD.

PUBLIC PARTICIPATION

None.

ADJOURNMENT

467-23 Supervisor Howard T. Phillips, Jr. stated that he would like to close tonight's meeting in memory of Anna de Bok, Anthony Damiani, Diane C. O'Donnell, John Jude Burkert, Adriel Gonzalez Santana, Justo Abel Lema Abad, Joan Carey and Nicholas Niforos who recently passed away. A motion was made by Councilman Cancel, seconded by Councilman Gamboli, and unanimously adopted and the Town Board Meeting was adjourned.

**RAQUEL VENTURA
TOWN CLERK**