

TOWN BOARD
GARNERVILLE, NY
JANUARY 25, 2010

The Town Board of the Town of Haverstraw held a Public Hearing on Monday, January 25, 2010 at 8:00 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 (Absent)
Councilman	John J. Gould
Councilman	Hector L. Soto

PUBLIC HEARING - CONSIDER ADOPTING A LOCAL LAW FOR STORM WATER MANAGEMENT AND SEDIMENT AND EROSION CONTROL

Supervisor Phillips stated that the purpose of this Public Hearing is to discuss the consideration of adopting a local law for storm water management and sediment and erosion control in the Town of Haverstraw.

PRESENTATION BY HOWARD T. PHILLIPS, JR., SUPERVISOR

Howard T. Phillips, Jr., Supervisor stated that adopting this law originated from Hurricane Floyd. The State is trying to achieve control of waterways making sure that whatever is being deposited basins is not anything that would be harmful to the environment, such as landscaping fertilizer, chemicals, etc. The State wants the Town to control this better in order to stop any erosion because there is concern for the Minisceongo. It is a good law and we must follow and identify all of the water flow into the Minisceongo so that no obstructions and erosion exists. There was millions of dollars of damage from Hurricane Floyd. It is costly and time consuming.

PUBLIC PARTICIPATION

Howard Tokosh, 1 Riverglen Drive, Thiells asked the Supervisor if anything is done about the runoff water from the golf course from the fertilizer and chemicals.

Supervisor Phillips stated that our Greenskeeper, Cal Fowx applies the chemicals at certain times when he watches the weather patterns. Mr. Fowx is on top of everything and the Town golf course has an excellent record with the DEC. DEC is more concerned about where the chemicals and fertilizer is being stored. Also, he is licensed and certified to apply these chemicals.

BOARD MEMBERS

No Comments.

CLOSE HEARING

83-10 On motion by Councilman Soto, seconded by Councilman Cancel, unanimously adopted, the Public Hearing was closed.

ADOPT RESOLUTION - SEQRA RESOLUTION FOR ADOPTION OF LOCAL LAW NO. 1 OF 2010

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

84-10 IT IS HEREBY RESOLVED, THAT THE TOWN BOARD DECLARES ITSELF LEAD AGENCY SOLELY FOR THE PURPOSES OF REVIEW OF LOCAL LAW NO. 1

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OF 2010 TO ADD ARTICLE XVI TO CHAPTER 137 ENTITLED, "STORMWATER MANAGEMENT AND SEDIMENT AND EROSION CONTROL" FOR REVIEW UNDER THE SEQRA LAW, AND IT IS FURTHER

RESOLVED, THAT THE PROPOSED LOCAL LAW NO. 1 OF 2010 HAS NO ADVERSE ENVIRONMENTAL IMPACTS AND THE ACTION IS AN UNLISTED ACTION. NOW, THEREFORE, BE IT

RESOLVED, THAT THE HAVERSTRAW TOWN BOARD ISSUES A NEGATIVE DECLARATION UNDER THE SEQRA LAW.

RAQUEL VENTURE
First Deputy

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The Town Board of the Town of Haverstraw met at a Regular Meeting on Monday, January 25, 2010 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 (Absent)
Councilman	John J. Gould
Councilman	Hector L. Soto

ADOPTION OF MINUTES

85-10 TOWN BOARD MEETING MINUTES OF TOWN BOARD MINUTES OF JANUARY 11, 2010 submitted by the Town Clerk on motion by Councilman Soto, seconded by Councilman Gould, were unanimously adopted.

PAYMENT OF BILLS

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

86-10 RESOLVED, that bills numbered 113 through and including 312 in the amount of \$1,005,913.81 be and they are hereby paid; and Highway Vouchers numbered 13 through and including 56 in the amount of \$92,980.06 audited at this meeting, be and they are hereby paid.

ACCEPTANCE OF REPORTS

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

87-10 RESOLVED THAT THE FOLLOWING POLICE ACTIVITY REPORT HAS BEEN SUBMITTED AND IS HEREBY ACCEPTED: POLICE DEPARTMENT ACTIVITY REPORT FOR THE MONTH OF NOVEMBER 2009.

TOWN OF HAVERSTRAW BID NO. 01-2010 - ADVERTISE FOR BIDS- DEEP DRILL AERIFICATION

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

88-10 RESOLVED, UPON THE RECOMMENDATION OF CAL FOWX, GREENSKEEPER, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AUTHORIZE THE SOLICITATION OF REQUESTS FOR PROPOSALS FOR BID NO. 01-2010 DEEP DRILL AERIFICATION AT THE PHILIP J. ROTELLA MEMORIAL GOLF COURSE, AND BE IT FURTHER

RESOLVED, THAT ALL PROPOSALS MUST BE SUBMITTED NO LATER THAN FRIDAY, FEBRUARY 5, 2010 AT 10:00 A.M. FOR USE DURING THE 2010 GOLF SEASON, IN ACCORDANCE WITH THE SPECIFICATIONS ON FILE IN THE OFFICE OF THE TOWN CLERK, COPIES OF WHICH, TOGETHER WITH FORM OF PROPOSAL, MAY BE OBTAINED AT HER OFFICE. THE TOWN RESERVES THE RIGHT TO REJECT ANY AND ALL BIDS. BIDS RECEIVED LATER THAN

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THE DATE AND TIME SPECIFIED WILL NOT BE CONSIDERED AND WILL BE RETURNED TO THE BIDDER UNOPENED. ALL BIDDERS MUST FILE A STATEMENT OF NON-COLLUSION WITH THEIR BIDS.

ADVERTISE BIDS - BID NO. 2-2010 FOR CHEMICALS, FERTILIZER AND GRASS SEED FOR THE PHILIP J. ROTELLA GOLF COURSE

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

89-10 RESOLVED, UPON THE RECOMMENDATION OF CAL FOWX, SUPERINTENDENT, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE TOWN CLERK TO PUBLISH A NOTICE TO BIDDERS THAT SEALED PROPOSALS WILL BE RECEIVED AT HER OFFICE AT ONE ROSMAN ROAD, GARNERVILLE, NEW YORK, UP TO AND INCLUDING 10:00 A.M. ON FRIDAY, MARCH 19, 2010 FOR THE RECEIPT OF BID NO. 02-2010 FOR CHEMICALS, FERTILIZER AND GRASS SEED TO BE UTILIZED AT THE PHILLIP J. ROTELLA MEMORIAL GOLF COURSE LOCATED ON THIELLS/MT. IVY ROAD IN THIELLS, NEW YORK, FOR USE DURING THE 2010 GOLF SEASON, IN ACCORDANCE WITH THE SPECIFICATIONS ON FILE IN THE OFFICE OF THE TOWN CLERK, COPIES OF WHICH, TOGETHER WITH FORM OF PROPOSAL, MAY BE OBTAINED AT HER OFFICE. THE TOWN RESERVES THE RIGHT TO REJECT ANY AND ALL BIDS. BIDS RECEIVED LATER THAN THE DATE AND TIME SPECIFIED WILL NOT BE CONSIDERED AND WILL BE RETURNED TO THE BIDDER UNOPENED. ALL BIDDERS MUST FILE A STATEMENT OF NON-COLLUSION WITH THEIR BIDS.

REFERRAL OF METROPCS NEW YORK, LLC FOR CO-LOCATED WIRELESS COMMUNICATIONS FACILITY TO THE TOWN OF HAVERSTRAW PLANNING BOARD

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

90-10 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY REFERS METROPCS NEW YORK, LLC SITE PLAN APPLICATION REGARDING CO-LOCATED WIRELESS COMMUNICATIONS FACILITY LOCATED AT 101 W. RAMAPO ROAD, GARNERVILLE, NEW YORK TO THE TOWN OF HAVERSTRAW PLANNING BOARD, AND BE IT FURTHER

RESOLVED, THAT THE APPLICANT IS HEREBY REQUIRED TO PROVIDE A CHECK IN THE AMOUNT OF \$5,000. FOR THE TOWN TO RETAIN PROFESSIONAL CONSULTING SERVICES NECESSARY TO REVIEW THE PROPOSAL.

AGREEMENT BETWEEN THOMAS J. MAGLARAS AND CARL LINDSLEY, NUISANCE WILDLIFE CONTROL AGENTS & THE TOWN OF HAVERSTRAW

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

91-10 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH THOMAS J. MAGLARAS AND CARL LINDSLEY TO ADDLE CANADIAN GOOSE EGGS AT VARIOUS TOWN PROPERTIES AT A COST OF \$4,750.00.

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**AUTHORIZATION FOR TOWN ASSESSOR TO ATTEND CONTINUING
EDUCATION SEMINAR**

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

92-10 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW, HEREBY GRANTS PERMISSION TO DAVID ADAMS, ASSESSOR, TO ATTEND A NEW YORK STATE OFFICE OF REAL PROPERTY SERVICES EDUCATION SEMINAR ENTITLED, "DEALING WITH SPECIAL DISTRICTS," WHICH IS REQUIRED TO MAINTAIN ASSESSOR CERTIFICATION, ON FEBRUARY 5, 2010 AT THE HOLIDAY INN IN FISHKILL AT A COST OF \$95.00.

**AGREEMENT BETWEEN THE TOWN OF HAVERSTRAW AND KNIGHTS OF
COLUMBUS**

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

93-10 THE TOWN BOARD HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH THE KNIGHTS OF COLUMBUS OF HAVERSTRAW FOR USE OF THE KNIGHTS OF COLUMBUS HALL BY THE TOWN OF HAVERSTRAW SENIOR CITIZENS' CLUB AT AN ANNUAL COST OF \$7,200.00.

DESIGNATE STORMWATER MANAGEMENT OFFICER

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

94-10 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY DESIGNATES PATRICK BRADY, PE AS ITS STORMWATER MANAGEMENT OFFICER.

AUTHORIZATION TO INTERVENE INTO UNITED WATER RATE CASE

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

95-10 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO TAKE ALL NECESSARY ACTIONS TO ALLOW THE TOWN OF HAVERSTRAW TO INTERVENE IN THE PENDING UNITED WATER RATE CASE WITH THE NEW YORK STATE PUBLIC SERVICE COMMISSION (PSC).

AUTHORIZATION TO ENTER TON AN AGREEMENT WITH PATRICK BRADY, PE

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

96-10 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH PATRICK BRADY, PE TO PROVIDE ENGINEERING SERVICES ON AN AS NEEDED BASES, AND BE IT FURTHER

RESOLVED, THE RATES WILL BE NEGOTIATED WITH MR. BRADY.

ADJOURNMENT OF REGULAR TOWN BOARD MEETING

97-10 A motion was made by Councilman Soto, seconded by Councilman Gould to adjourn the Regular Town Board Meeting.

SANITATION COMMISSION
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CONVENE TO A MEETING OF THE SANITATION COMMISSION

98-10 A motion was made by Commissioner Gould, seconded by Commissioner Gamboli to convene to a Meeting of the Sanitation Commission.

The Town Board of the Town of Haverstraw met at a Meeting of The Sanitation Commission of the Town of Haverstraw on Monday, January 25, 2010 at 8:30 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 (Absent)
Commissioner	John J. Gould
Commissioner	Hector L. Soto

APPROVAL OF LICENSE FOR GARBAGE REMOVAL FOR MONSEY CARTING CO., INC.

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

99-10 RESOLVED, THAT THE SANITATION COMMISSION OF THE TOWN OF HAVERSTRAW HEREBY APPROVES THE APPLICATION FOR A LICENSE FOR MONSEY CARTING CO. INC., TO EXPIRE ON DECEMBER 31, 2010.

APPROVAL OF LICENSE FOR GARBAGE REMOVAL FOR CARLO MINUTO CARTING CO., INC.

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

100-10 RESOLVED, THAT THE SANITATION COMMISSION OF THE TOWN OF HAVERSTRAW HEREBY APPROVES THE APPLICATION FOR A LICENSE FOR CARLO MINUTO CARTING CO., INC., TO EXPIRE ON DECEMBER 31, 2010.

APPROVAL OF LICENSE FOR GARBAGE REMOVAL FOR CHARLES CAPASSO & SONS CARTING, INC.

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

101-10 RESOLVED, THAT THE SANITATION COMMISSION OF THE TOWN OF HAVERSTRAW HEREBY APPROVES THE APPLICATION FOR A LICENSE FOR CHARLES CAPASSO & SONS CARTING, INC., TO EXPIRE ON DECEMBER 31, 2010.

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APPROVAL OF LICENSE FOR GARBAGE REMOVAL FOR PERILLO SANITATION CO., INC.

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

102-10 RESOLVED, THAT THE SANITATION COMMISSION OF THE TOWN OF HAVERSTRAW HEREBY APPROVES THE APPLICATION FOR A LICENSE FOR PERILLO SANITATION CO., INC. TO EXPIRE ON DECEMBER 31, 2010.

APPROVAL OF LICENSE FOR GARBAGE REMOVAL FOR DAMIANI SANITATION CO., INC.

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

103-10 RESOLVED, THAT THE SANITATION COMMISSION OF THE TOWN OF HAVERSTRAW HEREBY APPROVES THE APPLICATION FOR A LICENSE FOR DAMIANI SANITATION CO., INC. TO EXPIRE ON DECEMBER 31, 2010.

APPROVAL OF LICENSE FOR GARBAGE REMOVAL FOR STERLING CARTING, INC.

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

104-10 RESOLVED, THAT THE SANITATION COMMISSION OF THE TOWN OF HAVERSTRAW HEREBY APPROVES THE APPLICATION FOR A LICENSE FOR STERLING CARTING, INC. TO EXPIRE ON DECEMBER 31, 2010.

ADJOURNMENT OF THE SANITATION COMMISSION MEETING

105-10 On motion by Commissioner Soto, seconded by Commissioner Cancel, unanimously adopted, the Sanitation Meeting was adjourned.

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106-10 RECONVENE TO REGULAR TOWN BOARD MEETING

On motion by Councilman Gould, seconded by Councilman Cancel the Regular Town Board Meeting was reconvened.

PUBLIC PARTICIPATION

Supervisor complimented the Youth Board for doing a great job. They had a trip to Disney on Ice at the Prudential Center and over 150 residents attended.

Highway and Parks Departments are doing a great job on stormwater drainage.

This past Saturday, the Haverstraw Relief Task Force raised over a thousand dollars for Haiti relief. The Town has a relief bin for Haiti in the lobby of Town Hall.

Rev. Velez and his wife from the New Jerusalem Church recently retired after 30 years of service, and Town employee, Linda Pescatore retired.

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ADJOURNMENT

107-10 Supervisor Howard T. Phillips, Jr. stated that he would like to close tonight's meeting in memory of Edward A. Sepinski, William H. Schuler, Sarah A. Scorese, Elizabeth Rose Keesler, Thomas T. Considine, Eileen Elizabeth Joyce, Richard Medrano, Paul T. Harvilik, Walter D. Kiely, Rosalie P. Zavodsky, Linda Mary White, Enance Ferdinand, Sally Anne Holland, Kenneth Gabel, Toby Henley, Mary Bridget Armstrong, Madge A. Clauss and Frieda Einstoss, who recently passed away. Supervisor Phillips, the Town Board members and the Elected Officials further extended their condolences and sympathy to the families. Thereafter, a motion was made by Councilman Gould, seconded by Councilman Soto the Town Board Meeting was adjourned.

RAQUEL VENTURA
First Deputy