

TOWN BOARD
GARNERVILLE, NY
OCTOBER 23, 2017

The Town Board of the Town of Haverstraw met at a Regular Meeting on Tuesday, October 23, 2017, at 8:00 p.m. in the Meeting Room of the Town Hall, One Rosman Road, Garnerville, New York.

The Town of Haverstraw Police Honor Guard 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	Hector L. Soto

APPOINTMENT OF IAN S. KAYE TO LIEUTENANT

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

372-17 RESOLVED, THAT UPON THE RECOMMENDATION OF PETE MURPHY, CHIEF OF POLICE, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY APPOINT IAN S KAYE OF GOSHEN, NEW YORK TO THE POSITION OF LIEUTENANT, FULL TIME, PERMANENT FOR THE TOWN OF HAVERSTRAW EFFECTIVE AS OF OCTOBER 23, 2017, AND BE IT FURTHER

RESOLVED, THAT MR. KAYE HAS BEEN CLEARED ON ALL PRE-EMPLOYMENT TESTS BY THE ROCKLAND COUNTY DEPARTMENT OF PERSONNEL, AND BE IT FURTHER

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

APPOINTMENT OF JOHN GOULD, JR. TO LIEUTENANT

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

373-17 RESOLVED, THAT UPON THE RECOMMENDATION OF PETE MURPHY, CHIEF OF POLICE, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY APPOINT JOHN GOULD, JR. OF GARNERVILLE, NEW YORK TO THE POSITION OF LIEUTENANT, FULL TIME, PERMANENT FOR THE TOWN OF HAVERSTRAW EFFECTIVE AS OF OCTOBER 23, 2017, AND BE IT FURTHER

RESOLVED, THAT MR. GOULD HAS BEEN CLEARED ON ALL PRE-EMPLOYMENT TESTS BY THE ROCKLAND COUNTY DEPARTMENT OF PERSONNEL, AND BE IT FURTHER

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

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Lieutenant Ian Kaye and Lieutenant John Gould, Jr. were sworn-in by the Town Clerk and then their badges were presented to them by the Chief of Police.

**PRESENTATION OF DISTINGUISHED SERVICE AWARDS FOR
HISPANIC HERITAGE MONTH**

ADOPTION OF MINUTES

374-17 **ADOPTION OF MINUTES - TOWN BOARD MEETING OF OCTOBER 10, 2017** as submitted by the Town Clerk and on motion by Councilman Gould, seconded by Councilman Soto, was unanimously adopted.

PAYMENT OF BILLS

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

375-17 **RESOLVED**, that bills numbered 3227 through 3365 in the amount of \$517,048.51 and Highway bills numbered 559 through 590 in the amount of \$12,584.14 audited at this meeting, be and they are hereby paid.

ACCEPTANCE OF REPORTS

None

**PUBLIC HEARING - INSTALLATION OF NEW EXERCISE EQUIPMENT AND
REPLACEMENT OF EXISTING PLAYGROUND EQUIPMENT**

The Town Board of the Town of Haverstraw held a Public Hearing on Tuesday, October 23, 2017 at 8:05 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

Supervisor Phillips announced that this this Public Hearing is being held with respect to the proposal to install a new playground to replace the existing antiquated playground and install exercise equipment along the walking path at Bowline.

The Town Clerk presented the Affidavit of Publication to the Board.

PRESENTATION BY WILLIAM M. STEIN, TOWN ATTORNEY

William M. Stein, Town Attorney stated that the Town of Haverstraw sent a letter to the DEC requesting to be named Lead Agency for the coordinated SEQRA review for the project. The DEC did not notify us within 30 days of the date of the notification objecting to the Town of Haverstraw Town Board acting as Lead Agency for the review of this action.

PUBLIC PARTICIPATION

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

CLOSE HEARING

376-17 On motion by Councilman Soto, seconded by Councilman Gould unanimously adopted, the Public Hearing was closed.

RESOLUTION TO DECLARE LEAD AGENCY

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

WHEREAS, The Town of Haverstraw proposes to install a new playground to replace the existing antiquated playground and install exercise equipment along the walking path at Bowline Park (hereafter referred to as, “proposed action”) including:

- Installation of exercise equipment along the walking path.
- Replacement of the existing playground with new playground equipment.

(Hereinafter referred to as “said Actions”), and;

WHEREAS said Actions require review under the New York State Environmental Quality Review Act (SEQRA), per 6NYCRR Part 617, and;

WHEREAS said Actions are defined as an Unlisted Actions under 6NYCRR Part 617 because the action is not listed under 6NYCRR Part 617.4 or 617.5.

WHEREAS multiple agencies have approval or funding authority over said Actions, and;

WHEREAS 6NYCRR Part 617.6(b)(3) calls for coordinated review of Unlisted Actions, and;

WHEREAS 6NYCRR Part 617.6(b)(2)(i) requires that a Lead Agency for a coordinated review of an Unlisted Action be established prior to a determination of significance, and;

WHEREAS 6NYCRR Part 617.2(u) defines “Lead Agency” as, “an involved agency principally responsible for undertaking funding or approving an action, and therefore responsible for determining whether an environmental impact statement is required in connection with the action, and for the preparation and filing of the statement if one is required”, and;

WHEREAS the Town of Haverstraw intends to act as Lead Agency in the coordinated review of said Actions as Unlisted Action under SEQRA and further intends to implement and complete all responsibilities of that office,

Therefore, be it

RESOLVED that the Tow of Haverstraw Town Board declares itself Lead Agency, as defined in 6NYCRR Part 617.2(u), for the coordinated review of said Actions as Unlisted Actions under SEQRA.

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**A RESOLUTION TO ADOPT A NEGATIVE DECLARATION UNDER
STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA)
FOR PROPOSED BOWLINE PARK EXERCISE EQUIPMENT PROJECT
TOWN OF HAVERSTRAW, NY**

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

377-17 **WHEREAS**, The Town of Haverstraw proposes to install a new playground to replace the existing antiquated playground and install exercise equipment along the walking path at Bowline Park (hereafter referred to as, “proposed action”) including:

- Installation of exercise equipment along the walking path.
- Replacement of the existing playground with new playground equipment.

WHEREAS said proposed action is an Unlisted Action under 6NYCRR Part 617 because the action is not listed under 6NYCRR Part 617.4 or 617.5.

WHEREAS, the Town of Haverstraw Board (hereafter, “the Board”), having approval authority over the proposed action, duly declared itself lead agency on October 23, 2017 for a coordinated review among multiple authorizing agencies per 6NYCRR Part 617.6(b)(2)(i), and has received no objection to this declaration from other agencies within 30 days, and

WHEREAS, the Board, as lead agency, must make a determination of significance of the proposed action per 6NYCRR Part 617.7, and

WHEREAS, the Board has considered the proposed action as defined in 6NYCRR Part 617.2(b) and 617.3(g), and

WHEREAS, the Board has reviewed Parts 1, 2, and 3 of a Full Environmental Assessment Form prepared for the proposed action under criteria outlined in 6NYCRR Part 617.7(c), and

WHEREAS, the Board finds that the proposed work will not result in significant adverse environmental impacts to:

- Land
- Water
- Air
- Plants and Animals
- Agricultural Resources
- Aesthetic Resource
- Cultural or Archeological Resources
- Open Space
- Critical Environmental Areas
- Transportation
- Energy
- Noise or Odor
- Public Health
- Community Character

And

WHEREAS, the Board finds, based on the criteria outlined in 6NYCRR Part 617.7(c), that the proposed action will not have a significant adverse impact on the environment for the following reasons:

- The proposed action is not located within regulated resources (i.e. state or federally-regulated wetlands).
- The proposed action is not located within a state-regulated viewshed.
- The proposed action will not impact local traffic or adversely affect public health or community character.

Therefore, be it

RESOLVED that the Board shall adopt in its determination of significance under 6NYCRR Part 617.7, this *NEGATIVE DECLARATION*, indicating that information provided in the Full Environmental Assessment Form attached hereto has sufficiently demonstrated that the proposed action will not result in significant adverse environmental impacts, and that an Environmental Impact Statement need not be prepared.

ADOPT RESOLUTION - - INSTALLATION OF NEW EXERCISE EQUIPMENT AND REPLACEMENT OF EXISTING PLAYGROUND EQUIPMENT

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

378-17 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY APPROVES THE PROJECT OF THE INSTALLATION OF NEW EXERCISE EQUIPMENT AND REPLACEMENT OF EXISTING PLAYGROUND EQUIPMENT ALONG THE WALKING/JOGGING PATH AT BOWLINE POINT PARK.

SET DATE FOR PUBLIC HEARING ON 2018 PRELIMINARY TOWN BUDGET

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

379-17 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, 2018, AT THE TOWN HALL, ONE ROSMAN ROAD, GARNERVILLE, NY, ON THURSDAY, NOVEMBER 9TH, 2017, 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	\$122,245.52
COUNCILMAN (EACH)	\$22,745.96
TOWN CLERK	\$86,091.28
HIGHWAY SUPERINTENDENT	\$94,737.20

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**AWARD OF RFP NO. 11-2017 – EMERGENCY REPAIRS TO ZUKOWSKI DRIVE
ROAD SURFACE**

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

380-17 RESOLVED, THAT TWO (2) RFPs WERE SUBMITTED TO GEORGE WARGO, SUPERINTENDENT OF HIGHWAYS TO PERFORM EMERGENCY REPAIRS TO ZUKOWSKI DRIVE ROAD SURFACE, AND BE IT FURTHER

RESOLVED, THAT THE TOWN BOARD OF THE TOWN HAVERSTRAW DOES HEREBY AWARD RFP NO. 11 - 2017 TO SCAFFIDI'S PAVING AND DRAINAGE, INC. OF WEST HAVERSTRAW, NEW YORK, AT A COST OF \$22,325.00, THE LOW PROPOSAL.

**AGREEMENT BETWEEN THE NORTH ROCKLAND CENTRAL SCHOOL DISTRICT
AND THE TOWN OF HAVERSTRAW REGARDING THE 2017 HAVERSTRAW
ELEMENTARY LITERARY ENRICHMENT PROJECT**

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

381-17 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AUTHORIZE THE SUPERVISOR TO ENTER INTO AN AGREEMENT TO PROVIDE FUNDING IN THE SUM OF TWO HUNDRED AND FIFTY DOLLARS (\$250.00) TO THE 2017 HAVERSTRAW ELEMENTARY LITERARY ENRICHMENT PROJECT IN CONJUNCTION WITH THE NORTH ROCKLAND CENTRAL SCHOOL DISTRICT.

PUBLIC PARTICIPATION

Rosa Rosario, Rafael Cespedes and Mohammed Nabil from West Haverstraw, NY expressed concern regarding the feral cat colony in their neighborhood.

Several representatives from a feline advocacy group called TNR (Trap-Neuter-Release Program) were present at the meeting and they expressed the desire to work with the residents to help manage the feral cat population in their neighborhood. The group of volunteers feed the cats in a specific are and on a fixed schedule.

ADJOURNMENT

382-17 Supervisor Howard T. Phillips, Jr. stated that he would like to close tonight's meeting in memory of Jose "Nacho" Alfonso, Rafael Toman Urena, Arlene Sue Korson, Salome A. Davis, Judith Delia, Crystian Gonzales and Raphael Rafferty who recently passed away. A motion was made by Councilman Cancel, seconded by Councilman Soto, and unanimously adopted and the Town Board Meeting was adjourned.

RAQUEL VENTURA
Town Clerk