

TOWN BOARD  
GARNERVILLE, NY  
NOVEMBER 23, 2020

The Town Board of the Town of Haverstraw met at a Regular Meeting on Monday, November 23, 2020 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
Councilman	Johnny Ortiz

**ADOPTION OF MINUTES**

**389-20 ADOPTION OF MINUTES - TOWN BOARD MEETING OF OCTOBER 13, 2020** as submitted by the Town Clerk and on motion by Councilman Gamboli, seconded by Councilman Cancel were unanimously adopted.

**PAYMENT OF BILLS**

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

**390-20 RESOLVED**, that bills numbered 3049 through 3179 in the amount of \$572,772.13 and Highway bills numbered 451 through 460 in the amount of \$6,287.99 audited at this meeting, be and they are hereby paid.

**ACCEPTANCE OF REPORTS**

None.

**PRESENTATION OF PLAQUES TO JOSE CASTRO AND MATTHEW BONEY**

**PRESENTATION OF PLAQUE TO DALE ROBINSON**

**PRESENTATION OF CHECK TO THE HAVERSTRAW NEIGHBORHOOD FUND**

**NOMINATE JOHN ROTELLA - POLICE OFFICER FULL TIME**

Councilman Gould offered the following resolution, which was seconded by Councilman Cancel and on roll call unanimously adopted. Councilman Gamboli recused himself from voting on this resolution.

**391-20 RESOLVED, THAT UPON THE RECOMMENDATION OF PETER MURPHY, CHIEF OF POLICE, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY NOMINATE JOHN ROTELLA OF HAVERSTRAW, NEW YORK TO THE POSITION OF POLICE OFFICER, FULL TIME FOR THE TOWN OF HAVERSTRAW EFFECTIVE IMMEDIATELY, AND BE IT FURTHER**

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

TOWN BOARD  
GARNERVILLE, NY  
NOVEMBER 23, 2020

**AGREEMENT WITH SMARTESTENERGY AND THE TOWN OF HAVERSTRAW  
FOR ELECTRICITY TOWN ACCOUNTS**

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

**392-20 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH SMARTESTENERGY OF SYRACUSE, NEW YORK TO PROVIDE ELECTRICITY FOR TOWN OF HAVERSTRAW'S ACCOUNT AT A FIXED RATE OF \$0.05645 PER KWH FROM DECEMBER 2020 THROUGH NOVEMBER 2023.**

**AGREEMENT WITH MARATHON ENERGY AND THE TOWN OF HAVERSTRAW  
FOR ELECTRICITY TOWN ACCOUNTS (TRAFFIC STREET LIGHTS)**

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

**393-20 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH MARATHON ENERGY OF SYRACUSE, NEW YORK TO PROVIDE ELECTRICITY FOR TOWN OF HAVERSTRAW'S TRAFFIC STREET LIGHTS ACCOUNTS AT A FIXED RATE OF \$0.0511 PER KWH FROM DECEMBER 2020 THROUGH NOVEMBER 2023.**

**AGREEMENT WITH TAMBLIN ENGINEERING, PLLC**

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

**394-20 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH TAMBLIN ENGINEERING, PLLC OF MANLIUS, NEW YORK TO PROVIDE BID PHASE AND CONSTRUCTION ADMINISTRATION SERVICES FOR THE TOWN OF HAVERSTRAW HIGHWAY EMERGENCY ACCESS ROAD AT A COST OF \$53,500.00.**

Supervisor Phillips stated that Resolution #10 entitled, "AMENDMENT OF RESOLUTION NO. 270-20" was tabled.

Supervisor Phillips stated that Resolution #11 entitled, "INCREASE CAPITAL PROJECT- GASBOY FUEL SYSTEM REPLACEMENT FOR THE TOWN OF HAVERSTRAW HIGHWAY DEPARTMENT" was tabled.

TOWN BOARD  
GARNERVILLE, NY  
NOVEMBER 23, 2020

**APPROVAL OF CHANGE ORDER NO. 1 FOR CONTRACT WITH AMERICAN  
PETROLEUM EQUIPMENT & CONSTRUCTION COMPANY INC. FOR THE  
GASBOY FUEL SYSTEM REPLACEMENT FOR THE TOWN OF HAVERSTRAW  
HIGHWAY DEPARTMENT**

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

**395-20 RESOLVED, UPON THE RECOMMENDATION OF TOWN OF HAVERSTRAW SUPERINTENDENT OF HIGHWAYS, GEORGE WARGO, JR., THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY APPROVE CHANGE ORDER NO. 1 WITH AMERICAN PETROLEUM EQUIPMENT & CONSTRUCTION COMPANY INC. FOR THE GASBOY FUEL SYSTEM REPLACEMENT FOR THE TOWN OF HAVERSTRAW HIGHWAY DEPARTMENT TO INCLUDE THE REPLACEMENT OF TWO (2) ADDITIONAL 42' MAN WAYS ON TANK MATT, THE REMOVAL OF APPROXIMATELY 6' WIDE SECTION OF CONCRETE AROUND MAN WAY, DISPOSAL OF OLD MAN WAY AND THE INSTALLATION OF NEW 42" MANY WAYS, AND BE IT FURTHER**

**RESOLVED, THAT SAID CHANGE ORDER IS IN THE AMOUNT OF \$5,400.00.**

Supervisor Phillips stated that Resolution #13 entitled, "APPROVAL OF CHANGE ORDER NO. 2 FOR CONTRACT WITH AMERICAN PETROLEUM EQUIPMENT & CONSTRUCTION COMPANY INC. FOR THE GASBOY FUEL SYSTEM REPLACEMENT FOR THE TOWN OF HAVERSTRAW HIGHWAY DEPARTMENT" was tabled.

**AGREEMENT WITH SUBURBAN CONSULTING ENGINEERS, INC. AND THE  
TOWN OF HAVERSTRAW**

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

**396-20 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AUTHORIZE THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH SUBURBAN CONSULTING ENGINEERS, INC. OF FLANDERS, NEW JERSEY TO PROVIDE THE FINAL DESIGN DEVELOPMENT, BIDDING & CONSTRUCTION PHASE FOR THE TOWN OF HAVERSTRAW RECREATION COMPLEX (RECREATION FACILITY IMPROVEMENTS) AT AN APPROXIMATE COST OF \$219,515, AND BE IT FURTHER**

**RESOLVED, THAT THE SUPERVISOR IS HEREBY AUTHORIZED TO TERMINATE THE AGREEMENT WITH HAMMER LAND ENGINEERING LLC, EFFECTIVE IMMEDIATELY.**

TOWN BOARD  
GARNERVILLE, NY  
NOVEMBER 23, 2020

**SCHEDULE PUBLIC HEARING – ADOPTION OF LOCAL LAW NO. 3 – 2020**

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

**397-20 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY SCHEDULE A PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW NO. 3 – 2020 TO AMEND CHAPTER 84 OF THE TOWN CODE OF THE TOWN OF HAVERSTRAW, ENTITLED “FIRE PREVENTION AND BUILDING CONSTRUCTION” TO ADD SUBSECTION 84-27 ENTITLED, “KEY BOXES.” SAID PUBLIC HEARING WILL BE HELD ON MONDAY, DECEMBER 14, 2020 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.**

**AMENDMENT TO LEASE AGREEMENT BETWEEN THE TOWN OF HAVERSTRAW AND SONOMA GRILLE, LLC**

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

**398-20 WHEREAS SONOMA GRILLE, LLC HAS SUSTAINED A SUBSTANTIAL LOSS OF BUSINESS AND REVENUE AS RESULT OF THE COVID-19 PANDEMIC AND THE TOWN HAS AGREED TO PROVIDE FINANCIAL ASSISTANCE TO SONOMA GRILLE, LLC TO HELP THEM SURVIVE AND CONTINUE TO OPERATE THE RESTAURANT; AND BE IT**

**RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AUTHORIZE THE SUPERVISOR TO EXECUTE THE AMENDMENT TO LEASE AGREEMENT BETWEEN THE TOWN OF HAVERSTRAW AND SONOMA GRILLE, LLC TO ADJUST THE RENT FOR THE MONTHS OF MARCH 2020 THROUGH MARCH 2021.**

**RESOLUTION TO ADOPTING SEQRA NEGATIVE DECLARATION**

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

**399-20 WHEREAS, THE TOWN OF HAVERSTRAW (“TOWN”) PROPOSES TO CONSTRUCT A RECREATIONAL FACILITY, WHICH WILL CONSIST OF ATHLETIC FIELDS, PLAYGROUNDS, PAVILIONS, AN INDOOR MULTI-PURPOSE ATHLETIC FACILITY, PARKING LOTS, A FIELD HOUSE, A WALKING PATH AND BOARDWALK TRAIL, LIGHTING, CONCESSION AND SERVICE BUILDINGS, A FUTURE MULTI-USE BUILDING, AND GRANDSTANDS (“PROPOSED ACTION”); AND**

**WHEREAS, THE PROPOSED ACTION IS PROPOSED TO BE ON AN UNDEVELOPED 25-ACRE LOT OWNED BY THE TOWN AND LOCATED IN THE VILLAGE OF WEST HAVERSTRAW BOUNDED BY CENTRAL HIGHWAY TO THE WEST, CINDER ROAD TO THE SOUTH, AND CHAPEL STREET TO THE EAST AND SHOWN ON THE TOWN TAX MAP AS SECTION 20.18, BLOCK 4, LOT 1.1 (THE “PROPERTY”); AND**

**WHEREAS, THE PROPOSED ACTION REQUIRES REVIEW UNDER THE NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT (“SEQRA”) AS SET FORTH IN 6 NYCRR PART 617; AND**

TOWN BOARD  
GARNERVILLE, NY  
NOVEMBER 23, 2020

**WHEREAS, THE PROPOSED ACTION IS A TYPE I ACTION PURSUANT TO 6 NYCRR 617.4(B)(6)(I) BECAUSE THE PROPOSED ACTION INVOLVES PHYSICAL ALTERATION OF MORE THAN 10 ACRES; AND**

**WHEREAS, THE TOWN OF HAVERSTRAW TOWN BOARD (“TOWN BOARD”) IS AN INVOLVED AGENCY AS IT WILL HAVE TO FUND AND DIRECTLY UNDERTAKE THE PROPOSED ACTION; AND**

**WHEREAS, AFTER DULY CIRCULATING ITS NOTICE OF INTENT TO BE LEAD AGENCY AND WAITING THE REQUISITE 30 DAYS, BY RESOLUTION DATED SEPTEMBER 29, 2020 THE TOWN BOARD ESTABLISHED ITSELF AS LEAD AGENCY; AND**

**WHEREAS, THE TOWN BOARD HAS REVIEWED THE FULL ENVIRONMENTAL ASSESSMENT FORM (“FEAF”), PART 1 AND THE STUDIES, PLANS, REPORTS AND ANALYSES ANNEXED THERETO AND REFERENCED THEREIN, WHICH HAVE ALL BEEN MADE AVAILABLE TO THE INVOLVED AGENCIES, INTERESTED AGENCIES, AND THE PUBLIC ON THE TOWN’S WEBSITE; AND**

**WHEREAS, THE TOWN BOARD HAS THOROUGHLY ANALYZED THE RELEVANT AREAS OF ENVIRONMENTAL CONCERN; AND**

**WHEREAS, THE TOWN BOARD HAS HELD PUBLIC MEETINGS TO DISCUSS ITS ENVIRONMENTAL REVIEW OF THIS PROJECT, INCLUDING AN INFORMATIONAL MEETING FOR THE PUBLIC ON SEPTEMBER 21, 2020 AND A PUBLIC HEARING ON NOVEMBER 9, 2020, AT WHICH MEETINGS THE TOWN BOARD SOLICITED COMMENTS FROM THE PUBLIC AS WELL AS ITS EXPERT CONSULTANTS, INCLUDING ARCHITECTURAL, ENGINEERING, ENVIRONMENTAL AND TRAFFIC; AND**

**NOW THEREFORE**

**BE IT RESOLVED, THE TOWN OF HAVERSTRAW TOWN BOARD HEREBY ADOPTS THE FULL ENVIRONMENTAL ASSESSMENT FORM, PART 2; AND**

**BE IT FURTHER RESOLVED, THE TOWN OF HAVERSTRAW TOWN BOARD HEREBY ADOPTS THE ENVIRONMENTAL ASSESSMENT FORM, PART 3, WITH THE ATTACHMENT ANNEXED THERETO, WHICH AFTER UNDERTAKING A HARD LOOK AT THE POTENTIAL AREAS OF ENVIRONMENTAL CONCERN CONTAINS THE TOWN BOARD’S REASONED ELABORATION FOR DETERMINING THAT THE PROPOSED PROJECT WILL NOT HAVE ANY SIGNIFICANT ADVERSE ENVIRONMENTAL IMPACTS AND A NEGATIVE DECLARATION IS WARRANTED; AND**

**BE IT FURTHER RESOLVED, THE TOWN CLERK IS HEREBY DIRECTED TO FILE AND DISTRIBUTE THE ENVIRONMENTAL ASSESSMENT FORM, PART 3 WITH ATTACHMENT IN ACCORDANCE WITH 6 NYCRR 617.12(B); PUBLISH THE ENVIRONMENTAL ASSESSMENT FORM, PART 3 WITH ATTACHMENT IN THE ENVIRONMENTAL NOTICE BULLETIN IN ACCORDANCE WITH 6 NYCRR 617.12(C); AND FURTHER DISTRIBUTE, FILE AND/OR PUBLISH THE ENVIRONMENTAL ASSESSMENT FORM, PART 3 WITH ATTACHMENT AND ANY RELATED DOCUMENTS AS REQUIRED BY LAW.**

TOWN BOARD  
GARNERVILLE, NY  
NOVEMBER 23, 2020

**PUBLIC PARTICIPATION**

No comments.

**ANNOUNCEMENTS**

On Saturday, November 21<sup>st</sup> there was a Thanksgiving Event at Town Hall for Veterans, where Veterans received a dinner bag. It is a small token of appreciation for everything they have done for our country.

We hope you are able to attend the Holiday Celebration and tree lighting at the West Haverstraw Village Hall Community Center hosted by Town of Haverstraw and the Village of West Haverstraw. It is scheduled for Wednesday, December 2 starting at 6:30 pm. Santa will be driving by! Please wear a mask and practice social distancing.

On Thursday, November 26<sup>th</sup> from 11 am to 2 pm there will be a Thanksgiving Dinner at the Quisqueya Sports Club. This event is hosted by the Haverstraw Neighborhood Fund Committee.

We would like to wish our residents a safe and Happy Thanksgiving.

**ADJOURNMENT**

**400-20** Supervisor Howard T. Phillips, Jr. stated that he would like to close tonight's meeting in memory of Edmund P. Lynch, Martha J. McGill, Leonidas Ferreiras, Maritza Germosen who recently passed away. A motion was made by Councilman Gamboli, seconded by Councilman Cancel and unanimously adopted and the Town Board Meeting was adjourned.

---

**RAQUEL VENTURA  
TOWN CLERK**