

TOWN BOARD
GARNERVILLE, NY
FEBRUARY 13, 2023

The Town Board of the Town of Haverstraw held a Special Meeting on Monday, February 13, 2023 at 7:00 pm 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

**RESOLUTION AUTHORIZING SETTLEMENT OF THE LAWSUIT BROUGHT BY
K'HAL BNEI TORAH OF MOUNT IVY AGAINST THE TOWN OF
HAVERSTRAW ET AL.**

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

109-23 WHEREAS, THE TOWN OF HAVERSTRAW WAS NAMED IN A LAWSUIT BROUGHT IN THE SOUTHERN DISTRICT OF NEW YORK ENTITLED K'HAL BNEI TORAH OF MOUNT IVY V. TOWN OF HAVERSTRAW ET AL. (CASE NO. 7:22-CV-09630); AND

WHEREAS, UPON THE ADVICE OF THE TOWN ATTORNEY, THE TOWN'S INSURANCE COUNSEL AND THE TOWN'S LAND USE ATTORNEY, THE TOWN BOARD DESIRES TO RESOLVE THIS LITIGATION IN ACCORDANCE WITH THE ANNEXED SO ORDERED STIPULATION OF SETTLEMENT WITH EXHIBITS (COLLECTIVELY, THE "STIPULATION"); AND

WHEREAS, AS PART OF THE STIPULATION, THE PLAINTIFF HAS AGREED TO REDUCE THE SIZE OF THE PROPOSED ADDITION; AND

WHEREAS, THE STIPULATION AND THE PROVISIONS THEREIN ARE HEREBY INCORPORATED BY REFERENCE AND MADE A PART HEREOF; AND

NOW THEREFORE,

BE IT RESOLVED, THE TOWN BOARD HEREBY ADOPTS AND APPROVES THE STIPULATION AND AUTHORIZES THE TOWN ATTORNEY TO EXECUTE THE STIPULATION ON BEHALF OF THE TOWN OF HAVERSTRAW TO BE SUBMITTED TO THE COURT TO BE SO-ORDERED TO BRING THIS LITIGATION TO A FINAL RESOLUTION; AND

BE IT FURTHER RESOLVED, THE TOWN BOARD HEREBY AUTHORIZES THE TOWN ATTORNEY, THE TOWN SUPERVISOR AND ANY OTHER APPLICABLE OFFICIALS, EMPLOYEES OR AGENTS TO EXECUTE ANY DOCUMENTS NECESSARY TO FACILITATE THE OBJECTIVES OF THE STIPULATION.

AYES: SUPERVISOR PHILLIPS, COUNCILMAN CANCEL, COUNCILMAN GAMBOLI, COUNCILMAN GOULD, COUNCILMAN ORTIZ

NAYS: ---

ABSTAIN: --

ABSENT: --

DATED: FEBRUARY 13, 2023

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PUBLIC PARTICIPATION

Several residents that live in the vicinity of the proposed house of worship expressed their concern and opposition to having a house of worship in a residential neighborhood.

ADJOURNMENT

110-23 Motion was made by Councilman Gould and seconded by Councilman Ortiz to adjourn the Special Meeting.

APRIL COBB
Deputy Clerk