

TOWN BOARD
GARNERVILLE, NY
APRIL 11, 2023

The Town Board of the Town of Haverstraw met at a Regular Meeting on Tuesday, April 11, 2023 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 (Absent)
Councilman	Johnny Ortiz

ADOPTION OF MINUTES

203-23 ADOPTION OF MINUTES OF THE TOWN BOARD MEETING OF MARCH 28, 2023 as submitted by the Town Clerk and on motion by Councilman Cancel, seconded by Councilman Gamboli were unanimously adopted.

PAYMENT OF BILLS

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

204-23 RESOLVED, that bills numbered 879 through 979 in the amount of \$496,141.97 (\$58,027.07– Highway Department) audited at this meeting, be and they are hereby paid.

ACCEPTANCE OF REPORTS

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

205-23 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY ACCEPT THE POLICE DEPARTMENT ACTIVITY REPORT FOR THE MONTH OF MARCH 2023.

**APPOINTMENT OF ALAYS AQUINO - POLICE OFFICER (SPANISH SPEAKING)
(OC)- FULL TIME**

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

206-23 RESOLVED, THAT UPON THE RECOMMENDATION OF PETER MURPHY, CHIEF OF POLICE, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY APPOINT ALAYS AQUINO OF GARNERVILLE, NEW YORK TO THE POSITION OF POLICE OFFICER (SPANISH SPEAKING) (OC), FULL TIME FOR THE TOWN OF HAVERSTRAW POLICE DEPARTMENT EFFECTIVE APRIL 11, 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. AQUINO SHALL SERVE A PROBATION PERIOD OF TWO (2) YEARS.

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ACCEPTANCE OF LETTER OF RESIGNATION – CHARLES ZABA

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

207-23 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW, DOES HEREBY ACCEPT THE LETTER OF RESIGNATION FOR THE ASSESSOR FOR THE TOWN OF HAVERSTRAW, CHARLES ZABA EFFECTIVE APRIL 10, 2023.

APPOINTMENT OF HARLEY VALENCIA-MCNALLY TO THE POSITION OF ASSESSOR

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

208-23 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY APPOINTS HARLEY VALENCIA-MCNALLY OF SUFFERN, NEW YORK TO THE POSITION OF ASSESSOR, AT AN ANNUAL SALARY OF \$100,000.00 PRO RATA, EFFECTIVE APRIL 26, 2023 AND BE IT FURTHER

RESOLVED, THAT THIS APPOINTMENT IS SUBJECT TO THE RULES AND REGULATIONS OF THE ROCKLAND COUNTY DEPARTMENT OF PERSONNEL AND MEETING ALL OF THE NECESSARY QUALIFICATIONS OF THE NEW YORK STATE OFFICE OF REAL PROPERTY TAX SERVICES.

REAFFIRMATION OF APPOINTMENT OF ROBERT MASIELLO TO THE JOINT REGIONAL SEWAGE BOARD

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

209-23 RESOLVED, THAT THE HAVERSTRAW TOWN BOARD HEREBY REAFFIRMS THE APPOINTMENT OF ROBERT MASIELLO OF GARNERVILLE, NEW YORK TO THE JOINT REGIONAL SEWAGE BOARD FOR A FIVE (5) YEAR TERM COMMENCING MAY 11, 2021 AND ENDING ON MAY 10, 2026.

APPOINTMENT OF MICHAEL F. KOHUT TO THE JOINT REGIONAL SEWAGE BOARD

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

210-23 RESOLVED, THAT BASED UPON THE RECOMMENDATION OF THE VILLAGE OF HAVERSTRAW, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY REAPPOINTS MAYOR MICHAEL F. KOHUT TO THE JOINT REGIONAL SEWAGE BOARD FOR A 5 YEAR TERM COMMENCING ON FEBRUARY 12, 2023 AND ENDING ON FEBRUARY 11, 2028.

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REAPPOINTMENT OF HOWARD T. PHILLIPS, JR. TO THE JOINT REGIONAL SEWERAGE BOARD

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

211-23 RESOLVED, THAT HOWARD T. PHILLIPS, JR. OF GARNERVILLE, NEW YORK, BE AND HE HEREBY IS REAPPOINTED TO THE JOINT REGIONAL SEWERAGE BOARD, SHALL SERVE AS CHAIRMAN TO THE JOINT REGIONAL SEWERAGE BOARD FOR A FIVE YEAR TERM COMMENCING APRIL 15, 2023 AND ENDING ON APRIL 14, 2028.

APPOINTMENT OF JOSE A. GARCIA, LABORER FOR THE PHILIP J. ROTELLA MEMORIAL GOLF COURSE

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

212-23 RESOLVED, THAT UPON THE RECOMMENDATION OF CHRISTOPHER DYROFF, GREENSKEEPER, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY APPOINT JOSE A. GARCIA OF HAVERSTRAW, NEW YORK TO THE POSITION OF LABORER, FULL TIME FOR THE PHILIP J. ROTELLA MEMORIAL GOLF COURSE AT A SALARY OF \$21.63 PER HOUR, EFFECTIVE APRIL 3, 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. GARCIA SHALL SERVE A PROBATION PERIOD.

AUTHORIZATION FOR SUPERINTENDENT OF HIGHWAYS TO ATTEND ITHACA COLLEGE (2023 HIGHWAY SCHOOL)

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

213-23 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW, HEREBY GRANTS PERMISSION FOR GEORGE WARGO, JR., SUPERINTENDENT OF HIGHWAYS TO ATTEND ITHACA COLLEGE, 2023 HIGHWAY SCHOOL, TO BE HELD FROM JUNE 4, 2023 TO JUNE 6, 2023 IN ITHACA, NEW YORK, SPONSORED BY THE NYS ASSOCIATION OF TOWN SUPERINTENDENT OF HIGHWAYS, AT A COST FOR CLASS AND ACCOMMODATIONS NOT TO EXCEED \$1,000.00.

ACCEPTANCE OF LETTER OF RETIREMENT – THOMAS OUDERKIRK.

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

214-23 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW, DOES HEREBY ACCEPT THE LETTER OF RETIREMENT FOR POLICE OFFICER, TOWN OF HAVERSTRAW POLICE DEPARTMENT, THOMAS OUDERKIRK EFFECTIVE MAY 10, 2023.

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**AWARD OF RFQ NO. 14 - 2023 – SODIUM HYPOCHLORITE - 12.5 - 15%
(CHLORINE), AT BOWLINE POINT PARK**

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

215-23 RESOLVED, THAT THREE (3) REQUEST FOR QUOTES WERE SUBMITTED TO JOHN FRIZALONE, GROUNDSKEEPER, FOR SODIUM HYPOCHLORITE 12.5 - 15% (CHLORINE) TO BE USED AT BOWLINE POINT PARK, AND BE IT FURTHER

RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AWARD THE RFQ TO MAIN POOL & CHEMICAL CO. INC. OF DUPONT, PENNSYLVANIA THE LOWEST QUOTE, AT A COST OF \$2.95 PER GALLON.

**AWARD OF RFQ NO. 15 - 2023 –INSTALLATION OF A FENCE TO CLOSE IN THE
AREA UNDERNEATH THE GRAND STAND BLEACHERS AT THE HAVERSTRAW
RECREATION COMPLEX**

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

216-23 RESOLVED, THAT FOUR (4) RFQs WERE SUBMITTED TO JOHN FRIZALONE, GROUNDSKEEPER, FOR THE INSTALLATION OF A 6 FT FENCE TO CLOSE IN THE AREA UNDERNEATH THE GRAND STAND BLEACHERS AT THE HAVERSTRAW RECREATION COMPLEX, AND BE IT FURTHER

RESOLVED, THAT THE TOWN BOARD OF THE TOWN HAVERSTRAW DOES HEREBY AWARD RFQ NO. 15 - 2023 TO HOMESTEAD FENCE, INC. FROM WEST HAVERSTRAW, NEW YORK, THE LOWEST QUOTE, AT A COST OF \$16,525.00, THE LOWEST QUOTE.

**AWARD OF CONTRACT TO THE GORMAN GROUP. – PAVER-PLACED SURFACE
TREATMENT - VARIOUS TOWN ROADS**

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

217-23 RESOLVED, THAT THE TOWN BOARD HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO A CONTRACT WITH THE GORMAN GROUP OF ALBANY, NEW YORK FOR PAVER-PLACED SURFACE TREATMENT FOR THE FOLLOWING: MOUNTAIN VIEW DRIVE, VALLEY DRIVE, VALLEY CIRCLE, BRISMAN DRIVE, SKYLINE DRIVE, HILLSIDE DRIVE, CREEKVIEW DRIVE, HAVEN CREST DRIVE AND LOCUST DRIVE, AT A COST NOT TO EXCEED OF \$625,000.00 PURSUANT TO THE 2023 NEW YORK STATE OGS LIQUID BITUMINOUS CONTRACT PC # 69536.

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AWARD OF CONTRACT TO INDUS. – MICRO SURFACE TREATMENT - VARIOUS TOWN ROADS

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

218-23 RESOLVED, THAT THE TOWN BOARD HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO A CONTRACT WITH INDUS OF BRAINTREE, MASSACHUSETTS FOR MICRO SURFACE TREATMENT FOR THE FOLLOWING: CHERRY LANE, CHERRY CIRCLE, OAKRIDGE ROAD, MOHAWK LANE, PALISADES COURT AND SAGAMORE COURT, AT A COST NOT TO EXCEED OF \$225,000.00 PURSUANT TO THE 2023 INDUS NEW YORK STATE CONTRACT PC # 23250.

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

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

219-23 RESOLVED, THAT THE TOWN BOARD HEREBY APPROVES THE 2023 PAVER-PLACED SURFACE TREATMENT AND MICRO SURFACING PROJECT, AS A CAPITAL PROJECT IN THE AMOUNT OF \$850,000.00 OF WHICH \$350,000.00 WILL BE FUNDED FROM THE GENERAL FUND AS INTERFUND TRANSFER AND \$500,000.00 WILL BE FUNDED BY THE HIGHWAY DB FUND AS AN INTERFUND TRANSFER.

AWARD OF RFP NO. 7 - 2023 TO WEST POINT TOURS INC.– TRANSPORTATION FOR A TOWN OF HAVERSTRAW YOUTH BOARD TRIP

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

220-23 RESOLVED, THAT THREE (3) RFPS WERE SUBMITTED TO LORRAINE AROCENA, RECREATION ASSISTANT, TO PROVIDE TRANSPORTATION FOR A TRIP FOR THE TOWN OF HAVERSTRAW YOUTH BOARD TO SIX FLAGS GREAT ADVENTURE IN JACKSON TOWNSHIP, NEW JERSEY ON SATURDAY, MAY 6, 2023, AND BE IT FURTHER

RESOLVED, THAT THE TOWN BOARD OF THE TOWN HAVERSTRAW DOES HEREBY AWARD RFP NO. 7 - 2023 TO WEST POINT TOURS, INC. OF VAILS GATE, NEW YORK AT A PRICE OF \$2,100.00 PER BUS, THE LOWEST CONFORMING PROPOSAL.

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**AWARD OF RFP NO. 8 - 2023 TO WEST POINT TOURS INC.- TRANSPORTATION
FOR A TOWN OF HAVERSTRAW SENIORS TRIP**

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

221-23 RESOLVED, THAT TWO (2) RFPS WERE SUBMITTED TO ROSA URENA, CONSTITUENT SERVICES ASSISTANT, TO PROVIDE TRANSPORTATION FOR A TRIP FOR THE TOWN OF HAVERSTRAW SENIORS TO THE RESORTS IN NEWBURGH, NEW YORK ON THURSDAY, APRIL 13, 2023, AND BE IT FURTHER

RESOLVED, THAT THE TOWN BOARD OF THE TOWN HAVERSTRAW DOES HEREBY AWARD RFP NO. 8 - 2023 TO WEST POINT TOURS, INC. OF VAILS GATE, NEW YORK AT A COST OF \$1,450.00, THE LOWEST CONFORMING PROPOSAL.

**AWARD OF RFQ NO. 16-2023 – EPOXY PAINT FOR THE KIDDIE POOL AND
SPLASH PAD AT BOWLINE POINT PARK**

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

222-23 RESOLVED, THAT TWO (2) REQUESTS FOR QUOTES WERE SUBMITTED TO JOHN FRIZALONE, GROUNDSKEEPER FOR EPOXY PAINT FOR THE KIDDIE POOL AND SPLASH PAD AT BOWLINE POINT PARK AND BE IT FURTHER

RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AWARD THE RFQ TO BECKERLE LUMBER SUPPLY OF HAVERSTRAW, NEW YORK, AT A COST OF \$2,580.00, THE LOWEST QUOTE.

**AWARD OF RFQ NO. 17-2023 – ACQUISITION OF EQUIPMENT FOR THE PHILIP J.
ROTELLA MEMORIAL GOLF COURSE**

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

223-23 RESOLVED, THAT THREE (3) REQUESTS FOR QUOTES WERE SUBMITTED TO CHRISTOPHER DYROFF, GREENSKEEPER FOR THE PURCHASE OF ONE (1) LEHY HR SPREADER EQUIPPED WITH 3-POINT HITCH MOUNTING, 550 LB. CAPACITY, SPREADING WIDTH OF UP TO 52 FEET, CENTER OR SIDE DELIVERY, PTO SPREADER DRIVE AND REMOTE HOPPER FOR THE PHILIP J. ROTELLA MEMORIAL GOLF COURSE AND BE IT FURTHER

RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AWARD THE RFQ TO STORR TRACTOR COMPANY OF BRANCHBURG, NEW JERSEY, AT A COST OF \$5,450, THE LOWEST QUOTE.

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ACCEPTANCE OF AUDIT REPORT- TOWN OF HAVERSTRAW JUSTICE COURT

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

224-23 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY ACCEPT THE AUDIT REPORT FOR THE TOWN OF HAVERSTRAW JUSTICE COURT FROM BERARD & ASSOCIATES CPA'S P.C. OF SUFFERN, NEW YORK FOR THE YEAR ENDING DECEMBER 31, 2022.

BUDGET ADJUSTMENTS FOR YEAR ENDING IN DECEMBER 31, 2022

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

225-23 RESOLVED, THAT THE SUPERVISOR IS AUTHORIZED TO MAKE BUDGET ADJUSTMENTS FROM THE GENERAL FUND (A) IN THE AMOUNT OF \$57,000.00, PURSUANT TO THE REPORT OF THE DIRECTOR OF FINANCE FOR THE TOWN OF HAVERSTRAW FOR THE YEAR ENDING DECEMBER 31, 2022. (SEE ATTACHED BUDGET ADJUSTMENTS).

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Town of Haverstraw
 Budget Adjustments
 For year ending 12-31-22

General Fund						
1	Community College chargeback Contract A. 2490.4				57000.00	
2	Hospital & Medical Ins A. 9060.8					57000.00
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**AGREEMENT BETWEEN THE TOWN OF HAVERSTRAW AND
JAYNE A. HOMYAK**

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

226-23 RESOLVED, THAT BASED UPON THE RECOMMENDATION OF TOWN JUSTICE IVONNE SANTOS AND TOWN JUSTICE JOHN GRANT, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY RETAIN THE SERVICES OF JAYNE A. HOMYAK OF BARDONIA, NEW YORK AS A TEMPORARY CONSULTANT FOR THE TOWN OF HAVERSTRAW JUSTICE COURT AT AN HOURLY RATE OF \$35.00.

SCHEDULE PUBLIC HEARING – ADOPTION OF LOCAL LAW NO. 5 – 2023

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

227-23 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY SCHEDULE A PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW NO. 5 – 2023 TO AMEND CHAPTER 158 OF THE TOWN CODE OF THE TOWN OF HAVERSTRAW, ENTITLED, “NOISE”, SECTION 114-7-C, “EXCEPTIONS.” SAID PUBLIC HEARING WILL BE HELD ON TUESDAY, MAY 9, 2023 AT 7:05 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.

AGREEMENT BETWEEN THE TOWN OF HAVERSTRAW AND CHARLES ZABA

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

228-23 RESOLVED, THAT BASED UPON THE RECOMMENDATION OF TOWN JUSTICE IVONNE SANTOS AND TOWN JUSTICE JOHN GRANT, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY RETAIN THE SERVICES OF CHARLES ZABA OF POMONA, NEW YORK AS A TEMPORARY CONSULTANT FOR THE TOWN OF HAVERSTRAW ASSESSOR’S OFFICE AT AN HOURLY RATE OF \$40.00.

**AGREEMENT BETWEEN QUISQUEYA SPORTS CLUB AND THE TOWN OF
HAVERSTRAW**

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

229-23 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH QUISQUEYA SPORTS CLUB OF HAVERSTRAW, NEW YORK FOR A CONTRIBUTION IN THE AMOUNT OF \$1,500.00 FOR SPONSORSHIP OF A BASKETBALL TOURNAMENT.

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PUBLIC PARTICIPATION

Ilan Shulein, Thiells, NY asked for clarification on the Public Hearing to adopt Local Law No. 5.

Town Attorney William Stein stated that the Public Hearing will be held on May 9th at 7:05 pm at Town Hall. The proposed local law would amend Chapter 158 of the Town Code of the Town Of Haverstraw, Entitled “Noise”, Section 114-7-C, “Exceptions,” moving the hours from 11 pm to 10 pm. The Local Law will be posted on the Town’s website prior to the Public Hearing. Everyone is invited to attend and will be given the opportunity to express their concerns.

ANNOUNCEMENTS

The Haverstraw Little League Opening Day Ceremony is scheduled for Saturday, April 15th starting at 9:00 am.

The Town of Haverstraw Youth Board has two trips planned: Six Flags on Saturday, May 6th and the Annual Baseball trip to Citifield is scheduled for June 14th for the Yankees vs. the NY Mets game. For more information please call Town Hall at 845-429-2200.

The Nyack NAACP Freedom Fund Dinner at Terrace on the Hudson will be held on Thursday, April 27th.

ADJOURNMENT

230-23 Supervisor Howard T. Phillips, Jr. stated that he would like to close tonight’s meeting in memory of Barbara Quinones, Tommy Van Skyock Sr., Sheila Ann Furman II, Eleanor Furman, Dominick M. Ficarrotto, Teodora Abreu de Contreras and Patricia Ann Spong 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