

TOWN BOARD  
GARNERVILLE, NY  
NOVEMBER 12, 2024

The Town Board of the Town of Haverstraw met at a Regular Meeting on Tuesday, November 12, 2024 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	Ralph W. Kirschkel
Councilman	Johnny Ortiz

**ADOPTION OF MINUTES**

**474-24 ADOPTION OF MINUTES OF THE TOWN BOARD MEETING OF OCTOBER 22, 2024 AND SPECIAL TOWN BOARD MEETING OF NOVEMBER 7, 2024** as submitted by the Town Clerk and on motion by Councilman Cancel, seconded by Councilman Gamboli were unanimously adopted.

**PAYMENT OF BILLS**

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

**475-24 RESOLVED**, that bills numbered 3078 through 3269 in the amount of \$1,585,457.72 (\$189,947.24– Highway Department) audited at this meeting, be and they are hereby paid.

**ACCEPTANCE OF REPORTS**

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

**476-24 RESOLVED**, that the Town Board of the Town of Haverstraw does hereby accept the Police Department Activity Report for the month of October 2024.

**PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW NO. 5 – 2024**

The Town Board of the Town of Haverstraw held a Public Hearing on Tuesday, November 12, 2024 at 7:05 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	Ralph W. Kirschkel
Councilman	Johnny Ortiz

Supervisor Phillips announced that this Public Hearing was being held to consider adopting Local Law No. 5 of 2024 to amend Town Code Chapter 167 to regulate driveway construction.

The Town Clerk read proof of publication and presented the Affidavit of Publication to the Board.

TOWN BOARD  
GARNERVILLE, NY  
NOVEMBER 12, 2024

**PRESENTATION BY BUILDING INSPECTOR GEORGE BEHN**

Building Inspector George Behn stated that a number of people recently have tried to put driveways in their front yards in front of the house in the unincorporated area of the Town of Haverstraw. This is unsightly. In order to preserve the character of residential neighborhoods in the unincorporated Town, the Town Board believes it is in the best interest to adopt the proposed local law to prohibit driveways from being constructed that allow for parking in front of a residence.

**PUBLIC PARTICIPATION**

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

**CLOSE PUBLIC HEARING**

**477-24** On motion by Councilman Kirschkel and seconded by Councilman Ortiz unanimously adopted, the Public Hearing was closed.

**RESOLUTION – ADOPTING LOCAL LAW # 5 OF 2024 – AMENDING THE ZONING CODE TO REGULATE THE LOCATION OF RESIDENTIAL DRIVEWAYS**

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

**478-24 WHEREAS, IN ORDER TO PRESERVE THE CHARACTER OF RESIDENTIAL NEIGHBORHOODS IN THE UNINCORPORATED TOWN, THE TOWN BOARD BELIEVES IT IS IN THE BEST INTEREST OF THE HEALTH, SAFETY AND WELFARE OF THE PUBLIC TO REGULATE THE LOCATION OF DRIVEWAYS FOR PARKING ON PARCELS WITH RESIDENTIAL USES; AND**

**WHEREAS, THE TOWN BOARD CONSIDERED LOCAL LAW # 5 OF 2024 TO AMEND THE TOWN CODE TO PROHIBIT DRIVEWAYS FROM BEING CONSTRUCTED THAT ALLOW FOR PARKING IN FRONT OF A RESIDENCE; AND**

**WHEREAS, THE TOWN BOARD IS LEAD AGENCY PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT (“SEQRA”) FOR THE PROPOSED ZONE TEXT AMENDMENT; AND**

**WHEREAS, THE TOWN’S PLANNER PREPARED A FULL ENVIRONMENTAL ASSESSMENT FORM, PART 1; AND**

**WHEREAS, THE PLANNING BOARD DISCUSSED THE PROPOSED LOCAL LAW AT ITS OCTOBER 9, 2024 MEETING AND THE PLANNING BOARD HAD NO OBJECTION OR RECOMMENDED CHANGES TO THE PROPOSED LOCAL LAW; AND**

**WHEREAS, IN ACCORDANCE WITH GML § 239-L AND –M, THE PROPOSED LOCAL LAW WAS REFERRED TO THE ROCKLAND COUNTY DEPARTMENT OF PLANNING, WHICH RESPONDED BY LETTER DATED NOVEMBER 1, 2024 DETERMINING THAT “[T]HE PROPOSED ACTION IS DEEMED TO HAVE NO SIGNIFICANT COUNTY-WIDE OR INTER-COMMUNITY IMPACT UNDER NEW YORK STATE GENERAL MUNICIPAL LAW § 239” AND REMANDED THE MATTER FOR “LOCAL DECISION” BY THE TOWN BOARD; AND**

**WHEREAS, THE TOWN BOARD HELD A PUBLIC HEARING ON THE PROPOSED LOCAL LAW AT ITS NOVEMBER 12, 2024 MEETING, AND MEMBERS OF THE PUBLIC HAVING THE OPPORTUNITY TO ATTEND AND BE HEARD, THE PUBLIC HEARING WAS CLOSED ON NOVEMBER 12, 2024; AND NOW THEREFORE,**

TOWN BOARD  
GARNERVILLE, NY  
NOVEMBER 12, 2024

**BE IT RESOLVED, THE TOWN BOARD HEREBY DETERMINES THIS IS AN UNLISTED ACTION PURSUANT TO SEQRA AND ADOPTS A NEGATIVE DECLARATION FINDING LOCAL LAW # 5 OF 2024 WILL NOT HAVE A SIGNIFICANT ADVERSE ENVIRONMENTAL IMPACT BECAUSE IT WILL IMPROVE THE AESTHETIC CONDITIONS OF RESIDENTIAL AREAS IN THE UNINCORPORATED TOWN AND IT WILL NOT PRECLUDE OFF-STREET PARKING AS DRIVEWAYS WITH PARKING ARE STILL PERMITTED IN THE SIDE AND REAR OF THE RESIDENTIAL PARCEL, AND IF A PARTICULAR PARCEL IS RESTRICTED IN PROVIDING OFF-STREET PARKING BY THIS LOCAL LAW THEY HAVE THE ADMINISTRATIVE REMEDY OF APPLYING TO THE ZONING BOARD FOR AN AREA VARIANCE; AND**

**BE IT FURTHER RESOLVED, THE TOWN BOARD HEREBY ADOPTS LOCAL LAW # 5 OF 2024 TO AMEND THE TOWN OF HAVERSTRAW ZONING CODE RELATED TO THE PERMITTED LOCATIONS FOR DRIVEWAYS WITH PARKING ON RESIDENTIAL LOTS; AND**

**BE IT FURTHER RESOLVED, THE TOWN CLERK IS DIRECTED TO ENTER SAID LOCAL LAW IN THE MINUTES OF THIS MEETING INTO THE LOCAL LAW BOOK FOR THE TOWN OF HAVERSTRAW; TO PUBLISH SAID MINUTES IN A NEWSPAPER PUBLISHED IN THE TOWN, IF ANY, OR IN SUCH NEWSPAPER PUBLISHED IN THE COUNTY IN WHICH SUCH TOWN MAY BE LOCATED HAVING A CIRCULATION IN SUCH TOWN, AND AFFIDAVITS OF SAID PUBLICATION SHALL BE FILED WITH THE TOWN CLERK; AND TO FILE A COPY OF SAID LOCAL LAW WITH THE SECRETARY OF STATE OF NEW YORK.**

TOWN BOARD  
GARNERVILLE, NY  
NOVEMBER 12, 2024

**PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW NO. 6 – 2024**

The Town Board of the Town of Haverstraw held a Public Hearing on Tuesday, November 12, 2024 at 7:10 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	Ralph W. Kirschkel
Councilman	Johnny Ortiz

Supervisor Phillips announced that this Public Hearing was being held to consider adopting Local Law No. 6 of 2024 to amend Town Code Chapter 167 to regulate home occupations.

The Town Clerk read proof of publication and presented the Affidavit of Publication to the Board.

**PRESENTATION BY BUILDING INSPECTOR GEORGE BEHN**

Building Inspector George Behn stated that the code regarding home occupations needed to be updated because it is very old. Mr. Behn also stated that the proposed local law amends the definition of “home occupation” in the Zoning Code.

**PUBLIC PARTICIPATION**

Ilan Shulein, Thiells, NY asked for clarification of the proposed local law.

Building Inspector George Behn explained that the home occupations specified in this local law are low impact, for businesses with one employee, and only a small percentage of the home can be used. It is a restrictive code. The proposed local law has been posted on the Town’s website for your perusal.

**CLOSE PUBLIC HEARING**

**479-24** On motion by Councilman Kirschkel and seconded by Councilman Ortiz unanimously adopted, the Public Hearing was closed.

**RESOLUTION – ADOPTING LOCAL LAW # 6 OF 2024 – AMENDING THE ZONING CODE TO MODIFY THE DEFINITION OF HOME OCCUPATION**

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

**480-24** WHEREAS, THE TOWN BOARD IS CONSIDERING LOCAL LAW # 6 OF 2024 TO AMEND THE DEFINITION OF “HOME OCCUPATION” IN THE ZONING CODE; AND

WHEREAS, THE OBJECTIVE OF THE PROPOSED LOCAL LAW IS TO ESTABLISH CONSISTENCY AMONG THOSE USES THAT SHOULD REASONABLY BE CONSIDERED A “HOME OCCUPATION” AND TO PROHIBIT THOSE OCCUPATIONS THE TOWN BOARD DETERMINES ARE NOT APPROPRIATE TO BE PERMITTED OR CONDUCTED AS A HOME OCCUPATION; AND

TOWN BOARD  
GARNERVILLE, NY  
NOVEMBER 12, 2024

**WHEREAS, THE TOWN BOARD IS LEAD AGENCY PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT (“SEQRA”) FOR THE PROPOSED ZONE TEXT AMENDMENT; AND**

**WHEREAS, THE TOWN’S PLANNER PREPARED A FULL ENVIRONMENTAL ASSESSMENT FORM, PART 1; AND**

**WHEREAS, THE PLANNING BOARD DISCUSSED THE PROPOSED LOCAL LAW AT ITS OCTOBER 9, 2024 MEETING AND THE PLANNING BOARD HAD NO OBJECTION OR RECOMMENDED CHANGES TO THE PROPOSED LOCAL LAW; AND**

**WHEREAS, IN ACCORDANCE WITH GML § 239-L AND –M, THE PROPOSED LOCAL LAW WAS REFERRED TO THE ROCKLAND COUNTY DEPARTMENT OF PLANNING, WHICH RESPONDED BY LETTER DATED NOVEMBER 1, 2024 DETERMINING THAT “[T]HE PROPOSED ACTION IS DEEMED TO HAVE NO SIGNIFICANT COUNTY-WIDE OR INTER-COMMUNITY IMPACT UNDER NEW YORK STATE GENERAL MUNICIPAL LAW § 239” AND REMANDED THE MATTER FOR “LOCAL DECISION” BY THE TOWN BOARD; AND**

**WHEREAS, THE TOWN BOARD HELD A PUBLIC HEARING ON THE PROPOSED LOCAL LAW AT ITS NOVEMBER 12, 2024 MEETING, AND MEMBERS OF THE PUBLIC HAVING THE OPPORTUNITY TO ATTEND AND BE HEARD, THE PUBLIC HEARING WAS CLOSED ON NOVEMBER 12, 2024; AND NOW THEREFORE,**

**BE IT RESOLVED, THE TOWN BOARD HEREBY DETERMINES THIS IS AN UNLISTED ACTION PURSUANT TO SEQRA AND ADOPTS A NEGATIVE DECLARATION FINDING LOCAL LAW # 6 OF 2024 WILL NOT HAVE A SIGNIFICANT ADVERSE ENVIRONMENTAL IMPACT BECAUSE IT IS INCLUDING TWO ADDITIONAL USES IN THE DEFINITION OF “HOME OCCUPATION” (ATTORNEY AND REAL ESTATE AGENT), WHICH ARE CONSISTENT WITH THE OTHER OCCUPATIONS ALREADY INCLUDED IN THE DEFINITION; AND IS EXPRESSLY EXCLUDING “GUNSMITH” AS A HOME OCCUPATION IN THE INTEREST OF THE HEALTH, SAFETY AND WELFARE OF THE PUBLIC AS GIVEN THE NATURE OF SUCH A USE IT IS NOT AN OCCUPATION THAT SHOULD BE PERMITTED IN A RESIDENTIAL HOME OR RESIDENTIAL DISTRICT; AND**

**BE IT FURTHER RESOLVED, THE TOWN BOARD HEREBY ADOPTS LOCAL LAW # 6 OF 2024 TO AMEND THE TOWN OF HAVERSTRAW ZONING CODE TO MODIFY THE DEFINITION OF “HOME OCCUPATION;” AND**

**BE IT FURTHER RESOLVED, THE TOWN CLERK IS DIRECTED TO ENTER SAID LOCAL LAW IN THE MINUTES OF THIS MEETING INTO THE LOCAL LAW BOOK FOR THE TOWN OF HAVERSTRAW; TO PUBLISH SAID MINUTES IN A NEWSPAPER PUBLISHED IN THE TOWN, IF ANY, OR IN SUCH NEWSPAPER PUBLISHED IN THE COUNTY IN WHICH SUCH TOWN MAY BE LOCATED HAVING A CIRCULATION IN SUCH TOWN, AND AFFIDAVITS OF SAID PUBLICATION SHALL BE FILED WITH THE TOWN CLERK; AND TO FILE A COPY OF SAID LOCAL LAW WITH THE SECRETARY OF STATE OF NEW YORK.**

TOWN BOARD  
GARNERVILLE, NY  
NOVEMBER 12, 2024

**PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW NO. 7 – 2024**

The Town Board of the Town of Haverstraw held a Public Hearing on Tuesday, November 12, 2024 at 7:15 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	Ralph W. Kirschkel
Councilman	Johnny Ortiz

Supervisor Phillips announced that this Public Hearing was being held to consider adopting Local Law No. 7 of 2024 to add Town Code Chapter 51 entitled, “Aggressive Panhandling.”

The Town Clerk read proof of publication and presented the Affidavit of Publication to the Board.

**PRESENTATION BY TOWN ATTORNEY WILLIAM M. STEIN**

William M. Stein, Town Attorney stated that the intent of the proposed local law is to advance the safety and welfare of the Town of Haverstraw residents and visitors since aggressive panhandling has been an issue in the Town. The purpose of this local law is to prohibit certain forms of aggressive solicitation as specified in the local law.

**PUBLIC PARTICIPATION**

Noel Rappaport, Haverstraw, NY stated that he has been in business in the Village for many years and the situation with panhandlers is really bad. His customers have been harassed by panhandlers even inside his store.

Supervisor Phillips stated that the Village is also in the process of passing a similar law.

**CLOSE PUBLIC HEARING**

**481-24** On motion by Councilman Cancel and seconded by Councilman Gamboli unanimously adopted, the Public Hearing was closed.

**ADOPT RESOLUTION**

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

**482-24** **RESOLVED**, that the Town Board of the Town of Haverstraw, does hereby adopt Local Law No. 7-2024 to add Town Code Chapter 51 entitled, “Aggressive Panhandling.”

TOWN BOARD  
GARNERVILLE, NY  
NOVEMBER 12, 2024

**PROCLAMATION CELEBRATING OUR LOCAL SMALL BUSINESSES**

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

**483-24 WHEREAS, THE TOWN OF HAVERSTRAW CELEBRATES OUR LOCAL SMALL BUSINESSES AND THE CONTRIBUTIONS THEY MAKE TO OUR LOCAL ECONOMY AND COMMUNITY; AND**

**WHEREAS, ACCORDING TO THE UNITED STATES SMALL BUSINESS ADMINISTRATION, THERE ARE 34.7 MILLION SMALL BUSINESSES IN THE UNITED STATES, SMALL BUSINESSES REPRESENT 99.7% OF FIRMS WITH PAID EMPLOYEES, SMALL BUSINESSES ARE RESPONSIBLE FOR 61.1% OF NET NEW JOBS CREATED SINCE 1995, AND SMALL BUSINESSES EMPLOY 45.9% OF THE EMPLOYEES IN THE PRIVATE SECTOR IN THE UNITED STATES, AND**

**WHEREAS, 68 CENTS OF EVERY DOLLAR SPENT AT A SMALL BUSINESS IN THE U.S. STAYS IN THE LOCAL COMMUNITY AND EVERY DOLLAR SPENT AT SMALL BUSINESSES CREATES AN ADDITIONAL 48 CENTS IN LOCAL BUSINESS ACTIVITY AS A RESULT OF EMPLOYEES AND LOCAL BUSINESSES PURCHASING LOCAL GOODS AND SERVICES; AND**

**WHEREAS, 59% OF U.S. CONSUMERS AWARE OF SMALL BUSINESS SATURDAY SHOPPED OR ATE AT A SMALL, INDEPENDENTLY OWNED RETAILER OR RESTAURANT ON SMALL BUSINESS SATURDAY 2023; AND**

**WHEREAS, THE TOWN OF HAVERSTRAW, SUPPORTS OUR LOCAL BUSINESSES THAT CREATE JOBS, BOOST OUR LOCAL ECONOMY, AND PRESERVE OUR COMMUNITIES; AND**

**WHEREAS, ADVOCACY GROUPS, AS WELL AS PUBLIC AND PRIVATE ORGANIZATIONS, ACROSS THE COUNTRY HAVE ENDORSED THE SATURDAY AFTER THANKSGIVING AS SMALL BUSINESS SATURDAY.**

**NOW, THEREFORE, I, HOWARD T. PHILLIPS, JR., MAYOR OF THE TOWN OF HAVERSTRAW IN THE STATE OF NEW YORK, DO HEREBY PROCLAIM, NOVEMBER 30, 2024, AS SMALL BUSINESS SATURDAY**

**AND URGE THE RESIDENTS OF OUR COMMUNITY, AND COMMUNITIES ACROSS THE COUNTRY, TO SUPPORT SMALL BUSINESSES AND MERCHANTS ON SMALL BUSINESS SATURDAY – CELEBRATING ITS 15TH YEAR IN 2024 – AND SHOP SMALL THROUGHOUT THE YEAR.**

**2022/2023 MUNICIPAL SNOW & ICE AGREEMENT BETWEEN THE TOWN OF HAVERSTRAW AND THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION**

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

**484-24 RESOLVED, UPON THE RECOMMENDATION OF JOHN BART GORDON, SUPERINTENDENT OF HIGHWAYS, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AUTHORIZE THE SUPERVISOR TO ENTER INTO THE MUNICIPAL SNOW AND ICE AGREEMENT WITH THE STATE OF NEW YORK D.O.T. FOR THE PURPOSE OF THE MAINTENANCE OF STATE HIGHWAYS PURSUANT TO SECTION 12 OF THE HIGHWAY LAW AT AN AVERAGE ANNUAL FEE OF \$48,882.95 TO BE PAID TO THE TOWN BY THE STATE OF NEW YORK FOR THE YEARS 2022/2023.**

TOWN BOARD  
GARNERVILLE, NY  
NOVEMBER 12, 2024

**2023/2024 MUNICIPAL SNOW & ICE AGREEMENT BETWEEN THE TOWN OF  
HAVERSTRAW AND THE NEW YORK STATE DEPARTMENT OF  
TRANSPORTATION**

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

**485-24 RESOLVED, UPON THE RECOMMENDATION OF JOHN BART GORDON, SUPERINTENDENT OF HIGHWAYS, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AUTHORIZE THE SUPERVISOR TO ENTER INTO THE MUNICIPAL SNOW AND ICE AGREEMENT WITH THE STATE OF NEW YORK D.O.T. FOR THE PURPOSE OF THE MAINTENANCE OF STATE HIGHWAYS PURSUANT TO SECTION 12 OF THE HIGHWAY LAW AT AN AVERAGE ANNUAL FEE OF \$48,882.95 TO BE PAID TO THE TOWN BY THE STATE OF NEW YORK FOR THE YEARS 2023/2024.**

**2024/2025 MUNICIPAL SNOW & ICE AGREEMENT BETWEEN THE TOWN OF  
HAVERSTRAW AND THE NEW YORK STATE DEPARTMENT OF  
TRANSPORTATION**

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

**486-24 RESOLVED, UPON THE RECOMMENDATION OF JOHN BART GORDON, SUPERINTENDENT OF HIGHWAYS, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AUTHORIZE THE SUPERVISOR TO ENTER INTO THE MUNICIPAL SNOW AND ICE AGREEMENT WITH THE STATE OF NEW YORK D.O.T. FOR THE PURPOSE OF THE MAINTENANCE OF STATE HIGHWAYS PURSUANT TO SECTION 12 OF THE HIGHWAY LAW AT AN AVERAGE ANNUAL FEE OF \$48,882.95 TO BE PAID TO THE TOWN BY THE STATE OF NEW YORK FOR THE YEARS 2024/2025.**

**2024/2029 MUNICIPAL SNOW & ICE AGREEMENT EXTENSION BETWEEN THE  
TOWN OF HAVERSTRAW AND THE NEW YORK STATE DEPARTMENT OF  
TRANSPORTATION**

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

**487-24 RESOLVED, UPON THE RECOMMENDATION OF JOHN BART GORDON, SUPERINTENDENT OF HIGHWAYS, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AUTHORIZE THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH THE STATE OF NEW YORK D.O.T. FOR THE PURPOSES OF EXTENDING THE MUNICIPAL SNOW AND ICE AGREEMENT AT AN ANNUAL FEE OF \$48,882.95 TO BE PAID TO THE TOWN BY THE STATE OF NEW YORK FOR THE EXTENSION YEARS 2024/2029.**



**AUTHORIZATION TO SETTLE TAX CERTIORARI – ROCKLAND MOTEL, INC.**

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

**488-24 RESOLVED, UPON THE RECOMMENDATION OF HARLEY MCNALLY, TOWN ASSESSOR, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AUTHORIZE THE SETTLEMENT FOR ROCKLAND MOTEL, INC., 89/25.16-3-33 & 25.16-3-41, TOWN OF HAVERSTRAW FOR TAX YEARS 2022, 2023 AND 2024 BASED UPON THE FOLLOWING AMOUNTS ON THIS LOCATION:**

**PARCEL: 89/25.16-3-33**

YEAR	ORIGINAL ASSESSMENT	REVISED ASSESSMENT	REDUCTION AMOUNT	EST REFUND
2022	506,400	347,007	159,393	\$0
2023	506,400	308,007	198,393	\$0
2024	506,400	308,007	198,393	\$0

**PARCEL: 89/25.16-3-41**

YEAR	ORIGINAL ASSESSMENT	REVISED ASSESSMENT	REDUCTION AMOUNT	EST REFUND
2022	802,300	552,993	249,307	\$0
2023	802,300	491,993	310,307	\$0
2024	802,300	491,993	310,307	\$0

**AUTHORIZATION FOR SUPERVISOR TO SIGN AGREEMENT WITH ORANGE AND ROCKLAND UTILITIES, INC. - WOODLAKE DRIVE, EASTLAKE DRIVE AND HIGHLAKE DRIVE**

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

**489-24 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW, DOES HEREBY AUTHORIZE THE SUPERVISOR TO SIGN AGREEMENT WITH ORANGE AND ROCKLAND UTILITIES, INC. WITH RESPECT TO A RESTORATION PROJECT WITHIN PORTIONS OF TOWN ROADS: WOODLAKE DRIVE, EASTLAKE DRIVE AND HIGHLAKE DRIVE.**

TOWN BOARD  
GARNERVILLE, NY  
NOVEMBER 12, 2024

**AUTHORIZATION FOR SUPERVISOR TO SIGN AGREEMENT WITH ORANGE AND ROCKLAND UTILITIES, INC. - STONECREST DRIVE, RIVERGLEN DRIVE, ROCKRIDGE DRIVE AND DAWSON ROAD**

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

**490-24 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW, DOES HEREBY AUTHORIZE THE SUPERVISOR TO SIGN AGREEMENT WITH ORANGE AND ROCKLAND UTILITIES, INC. WITH RESPECT TO A RESTORATION PROJECT WITHIN PORTIONS OF TOWN ROADS: STONECREST DRIVE, RIVERGLEN DRIVE, ROCKRIDGE DRIVE AND DAWSON ROAD.**

**AUTHORIZATION TO ENTER INTO A CONTRACT WITH AUCTIONS INTERNATIONAL, INC.**

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

**491-24 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO A CONTRACT WITH AUCTIONS INTERNATIONAL, INC. OF EAST AURORA, NEW YORK FOR SALE OF GOVERNMENT ASSETS BY ONLINE AUCTION.**

**AGREEMENT WITH ROCKLAND PARAMEDIC SERVICES, INC.**

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

**492-24 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH ROCKLAND PARAMEDIC SERVICES, INC. OF CHESTNUT RIDGE, NEW YORK TO PROVIDE PARAMEDIC SERVICES TO THE TOWN OF HAVERSTRAW FOR THE TERM COMMENCING JANUARY 1, 2025 AND ENDING ON DECEMBER 31, 2025 AT A COST OF \$1,058,265.**

**SCHEDULE PUBLIC HEARING ON LOCAL LAW FOR PARTIAL ZONE CHANGE – 321 ROUTE 202**

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

**493-24 WHEREAS, LAPA HOLDINGS, LLC (“APPLICANT”) SUBMITTED A SITE PLAN APPLICATION TO THE PLANNING BOARD TO REDEVELOP THE PROPERTY LOCATED AT 321 ROUTE 202 (TAX LOT NUMBERS 25.19-2-19 AND -20) (THE “PROPERTY”) WITH A TWO-STORY OFFICE BUILDING, PARKING, VEHICULAR ACCESS TO ROUTE 202, A RETAINING WALL AND OTHER SITE IMPROVEMENTS (THE “PROJECT”); AND**

**WHEREAS, THE PROPERTY IS SPLIT BETWEEN TWO ZONING DISTRICTS WITH THE MAJORITY OF THE PROPERTY (THE PORTION ABUTTING ROUTE 202) BEING IN THE C (COMMERCIAL) DISTRICT WHERE THE PROJECT IS A PERMITTED USE; HOWEVER, THE REAR PORTION OF THE PROPERTY, WHICH WILL CONTAIN SOME OF THE PARKING AND RETAINING WALLS FOR THE PROJECT, IS LOCATED IN THE R-40 ZONING DISTRICT; AND**

TOWN BOARD  
GARNERVILLE, NY  
NOVEMBER 12, 2024

WHEREAS, THE APPLICANT SUBMITTED A ZONING PETITION TO THE TOWN BOARD REQUESTING THAT THE TOWN BOARD REZONE THE PORTION OF THE PROPERTY THAT IS R-40 TO THE C DISTRICT TO BE CONSISTENT WITH THE REMAINDER OF THE PROPERTY AND THE PROJECT; AND

WHEREAS, THE PLANNING BOARD SERVED AS LEAD AGENCY FOR A COORDINATED SEQRA REVIEW OF THE PROJECT, WHICH REVIEW INCLUDED THE ZONING PETITION; AND

NOW THEREFORE,

BE IT RESOLVED, THE TOWN BOARD HEREBY CALLS FOR A PUBLIC HEARING TO BE HELD ON TUESDAY, DECEMBER 10, 2024 AT 7:05 P.M. IN THE LARGE MEETING ROOM OF HAVERSTRAW TOWN HALL, ONE ROSMAN ROAD, GARNERVILLE TO CONSIDER A LOCAL LAW ON THE ZONING PETITION; AND BE IT FURTHER RESOLVED, TOWN OFFICERS, STAFF AND CONSULTANTS ARE AUTHORIZED AND DIRECTED TO CIRCULATE ALL NOTICES AND REFERRALS AS MAY BE REQUIRED BY LAW.

**AWARD OF RFP NO. 9 2024 – PRINTING AND MAILING OF 2024 TOWN OF HAVERSTRAW NEWSLETTER**

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

**494-24 RESOLVED, THAT THREE (3) REQUESTS FOR PROPOSAL WERE SUBMITTED TO OLIVIA HITCHINGS, CLERK TYPIST, FOR PRINTING AND MAILING THE 2024 TOWN OF HAVERSTRAW NEWSLETTER, AND BE IT FURTHER**

**RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AWARD THE RFP NO. 9 2024 TO STAR PRESS OF VALLEY COTTAGE, NEW YORK, AT A COST OF \$6,400.00, THE LOWEST CONFORMING PROPOSAL.**

**BUDGET ADJUSTMENTS FOR PERIOD ENDING IN OCTOBER 31, 2024**

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

**495-24 RESOLVED, THAT THE SUPERVISOR IS AUTHORIZED TO MAKE BUDGET ADJUSTMENTS FROM THE GENERAL FUND (A) IN THE AMOUNT OF \$335,000.00, PART-TOWN FUND IN THE AMOUNT OF \$17,000.00 AND HIGHWAY PART-TOWN FUND IN THE AMOUNT OF \$180,000.00 PURSUANT TO THE REPORT OF THE DIRECTOR OF FINANCE FOR THE TOWN OF HAVERSTRAW FOR THE PERIOD ENDING IN OCTOBER 31, 2024 (SEE ATTACHED BUDGET ADJUSTMENTS.)**

**Town of Haverstraw**  
**Budget Adjustments**  
**For period ending 10-31-2024**

<u>Fund</u>	<u>Account Name</u>	<u>Account Number</u>	<u>Debit</u>	<u>Credit</u>
<b>GENERAL FUND</b>				
	Attorney Personal Servces	A-1420-0100	\$ 20,000.00	
	MTA Payroll Tax	A-1980-0400	\$ 10,000.00	
	Police Contractual	A-3120-0400	\$ 100,000.00	
	Garage Contractual	A-5132-0400	\$ 20,000.00	
	Parks Contractual	A-7110-0400	\$ 100,000.00	
	Spec Rec Golf Equipment	A-7150-0200	\$ 80,000.00	
	Leases - Principal	A-9788-0600	\$ 5,000.00	
	Attorney Contractual	A-1420-0400		\$ 20,000.00
	Judgement & Claims	A-1950-0400		\$ 70,000.00
	Serial Bonds Principal	A-9710-0600		\$ 225,000.00
	Unallocated Insurance	A-1910-0400		\$ 20,000.00
			\$ 335,000.00	\$ 335,000.00

<u>Fund</u>	<u>Account Name</u>	<u>Account Number</u>	<u>Debit</u>	<u>Credit</u>
<b>Part- Town Fund</b>				
	Safety Inspection Contractual	B-3620-0400	\$ 17,000.00	
	Contingent	B-1990-0400		\$ 17,000.00
			\$ 17,000.00	\$ 17,000.00

<u>Fund</u>	<u>Account Name</u>	<u>Account Number</u>	<u>Debit</u>	<u>Credit</u>
<b>Highway Part- Town Fund</b>				
	General Repairs Contractual Expense	DB-5110-0400	\$ 20,000.00	
	Capital Project Fund	DB-9950-0900	\$ 160,000.00	
	General repairs Personal Services	DB-5110-0100		\$ 50,000.00
<b>REVENUE ACCT</b>	Miscellaneous Revenues	DB-0000-2770		\$ 130,000.00
			\$ 180,000.00	\$ 180,000.00

**AMENDMENT OF RESOLUTION NO. 447-24**

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

**496-24 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW, HEREBY AMENDS RESOLUTION NO. 447-24 TO EXCLUDE VEHICLE FORD EXPLORER VIN 1FM5K8AB8RGA23122, AND TO READ AS FOLLOWS:**

**RESOLVED, THAT BASED UPON THE RECOMMENDATION OF JOHN BART GORDON, SUPERINTENDENT OF HIGHWAYS, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AUTHORIZE THE FOLLOWING ITEMS FROM THE TOWN OF HAVERSTRAW HIGHWAY DEPARTMENT TO BE CLASSIFIED AS SURPLUS FOR RESALE:**

- **2011 CHEVY TAHOE VIN 1GNSKBE08BR315951**
- **2001 JOHN DEERE BR/BA TOW BEHIND CHIPPER VIN 4FMUS16121R00698**
- **1993 GMC SIERRA CK-3500 STAKE TRUCK VIN 1GDKC32N7PJ519523**

**CLOSE CAPITAL PROJECT – BOWLINE PARK TENNIS COURT IMPROVEMENTS**

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

**497-24 RESOLVED, THAT BASED UPON THE RECOMMENDATION OF MICHAEL TAMBLIN, TOWN CONSULTING ENGINEER, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY CLOSE THE BOWLINE PARK TENNIS COURT IMPROVEMENTS CAPITAL PROJECT, AND BE IT FURTHER**

**RESOLVED, THAT THIS CAPITAL PROJECT WAS BUDGETED IN THE AMOUNT OF \$325,000.00 OF WHICH \$289,100.00 WAS EXPENDED TO COMPLETE THE ABOVE MENTIONED PROJECT LEAVING A BALANCE OF \$35,900.00 WHICH WILL BE TRANSFERRED BACK TO THE GENERAL FUND AS AN INTERFUND TRANSFER.**

**CLOSE CAPITAL PROJECT – 2024 TULIP TREE DRIVE MILL AND PAVE CAPITAL PROJECT**

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

**498-24 RESOLVED, THAT BASED UPON THE RECOMMENDATION OF JOHN BART GORDON SUPERINTENDENT OF HIGHWAYS, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY CLOSE THE 2024 TULIP TREE DRIVE MILL AND PAVE CAPITAL PROJECT, AND BE IT FURTHER**

**RESOLVED, THAT THIS CAPITAL PROJECT WAS BUDGETED IN THE AMOUNT OF \$135,000.00 OF WHICH \$76,332.35 WAS EXPENDED TO COMPLETE THE ABOVE MENTIONED PROJECT LEAVING BALANCE OF \$58,667.65 FOR THIS CAPITAL PROJECT. THE ARPA BALANCE AMOUNT OF \$33,667.65 WILL REMAIN IN THE CAPITAL PROJECT ACCOUNT FOR ARPA FUNDS AND MOVED TO THE BOWLINE PARK POOL IMPROVEMENT CAPITAL PROJECT. THE REMAINING BALANCE OF \$25,000.00 WILL BE TRANSFERRED BACK TO THE GENERAL FUND AS AN INTERFUND TRANSFER.**

TOWN BOARD  
GARNERVILLE, NY  
NOVEMBER 12, 2024

**AWARD OF RFQ NO. 27 2024 –UPGRADE TO THE LIGHTING FOR THE FRONT  
RIGHT ENTRANCE OF THE GOLF COURSE**

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

**499-24 RESOLVED, THAT THREE (3) RFQs WERE SUBMITTED TO CHRISTOPHER DYROFF, GOLF SUPERINTENDENT FOR AN UPGRADE TO THE LIGHTING AT THE FRONT RIGHT ENTRANCE OF THE PHILIP J. ROTELLA MEMORIAL GOLF COURSE, AND BE IT FURTHER**

**RESOLVED, THAT THE TOWN BOARD OF THE TOWN HAVERSTRAW DOES HEREBY AWARD RFQ NO. 27- 2024 TO NYTKO ELECTRIC INC. OF THIELLS, NEW YORK, AT A COST OF \$1,962.00, THE LOWEST QUOTE.**

**AWARD OF RFP NO. 10 - 2024– PRINTING AND MAILING OF MAGNETS FOR THE  
HIGHWAY DEPARTMENT 2025 PICK UP SCHEDULE**

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

**500-24 RESOLVED, THAT THREE (3) REQUEST FOR PROPOSALS WERE SUBMITTED TO JOHN BART GORDON, JR., SUPERINTENDENT OF HIGHWAYS, FOR THE PRINTING AND MAILING OF TWO THOUSAND FIVE HUNDRED (2,500) CALENDAR MAGNETS FOR THE HIGHWAY DEPARTMENT 2025 PICK UP SCHEDULE, AND BE IT FURTHER**

**RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AWARD THE RFP NO. 10 - 2024 TO PROFORMA K PRINTING SOLUTIONS OF CONGERS, NEW YORK, AT A COST OF \$3,060.00, THE LOW BIDDER.**

**AWARD OF RFP NO. 11 - 2024 – TOWN OF HAVERSTRAW PARKS DEPARTMENT  
WINTER CLOTHING**

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

**501-24 RESOLVED, THAT THREE (3) RFPs WERE REQUESTED AND TWO (2) WERE SUBMITTED TO JOHN FRIZALONE, DIRECTOR OF PARKS, FOR THE TOWN OF HAVERSTRAW PARKS DEPARTMENT WINTER CLOTHING, AND BE IT FURTHER**

**RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AWARD THE RFP TO PROPOINT IMPRINTS AND PROMOTIONS. LTD OF NEW CITY, NEW YORK, THE LOWEST BIDDER, AT THE COST OF \$4,141.75.**

**ACCEPTANCE OF DWI ENFORCEMENT FUNDS FROM ROCKLAND COUNTY**

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

**502-24 WHEREAS THE COUNTY OF ROCKLAND IS WILLING TO GIVE THE TOWN OF HAVERSTRAW THE AMOUNT OF \$7,000 IN STOP DWI ENFORCEMENT FUNDS, IT IS RESOLVED THAT THE TOWN OF HAVERSTRAW IS WILLING TO ACCEPT THE AMOUNT OF \$7,000 IN STOP DWI ENFORCEMENT FUNDS.**

TOWN BOARD  
GARNERVILLE, NY  
NOVEMBER 12, 2024

**AGREEMENT BETWEEN THE TOWN OF HAVERSTRAW AND GAR ASSOCIATES, LLC**

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

**503-24 RESOLVED, UPON THE RECOMMENDATION OF TOWN ASSESSOR HARLEY MCNALLY, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO A SOFTWARE LICENSE AGREEMENT WITH GAR ASSOCIATES, LLC TO PROVIDE PROS ENHANCED AND PROS PRC MOBILE, WEBSITE APPLICATIONS THAT PROVIDE ASSESSMENT INFORMATION COMMENCING NOVEMBER 8, 2024 AND ENDING IN DECEMBER 31, 2025, IN THE AMOUNT OF \$5,500.00 WHICH INCLUDES A ONE-TIME INITIAL SET-UP IMPLEMENTATION AND DEPLOYMENT FEE OF \$2,500.00.**

**APPROVAL OF CHANGE ORDER NO. 1 – INSTALLATION OF GABION BASKETS AROUND CULVERT, HANDRAILS ON EXISTING HEADWALLS AND EXTEND CULVERTS FOR THE EMERGENCY ACCESS ROAD PROJECT**

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

**504-24 BASED UPON THE RECOMMENDATION OF MICHAEL TAMBLIN, PROJECT ENGINEER OF TAMBLIN ENGINEERING, PLLC, THE TOWN BOARD HEREBY APPROVES CHANGE ORDER NO. 1 WITH ENVIRONMENTAL CONSTRUCTION, INC. OF STONY POINT, NEW YORK TO INSTALL GABION BASKETS AROUND CULVERT, HANDRAILS ON EXISTING HEADWALLS, EXTEND CULVERTS, ADD 18” HDPE PIPE 125’ AND NEW GATES END OF ROAD FOR THE EMERGENCY ACCESS ROAD PROJECT IN THE AMOUNT OF \$37,700.**

**ADVERTISE FOR BID NO. 11- 2024 – PHILIP J. ROTELLA MEMORIAL GOLF COURSE BRIDGE DECKING REPLACEMENT**

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

**505-24 RESOLVED, THAT THE TOWN CLERK BE AND SHE HEREBY IS AUTHORIZED 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 11:00 A.M. ON DECEMBER 4, 2024, FOR THE RECEIPT OF BIDS FOR THE PHILIP J. ROTELLA MEMORIAL GOLF COURSE BRIDGE DECKING REPLACEMENT IN ACCORDANCE WITH THE SPECIFICATIONS.**

**PUBLIC PARTICIPATION**

Ken Borchers, Garnerville, NY stated that traffic on 202 is a mess and that some drivers are driving recklessly. Mr. Borchers also stated that the many projects going on in the area are making the problem worse.

Supervisor Phillips stated that the Town Police has been patrolling the area and issuing tickets. Supervisor Phillips also stated that the proposed storage facility is probably the use that would generate the least amount of traffic.

TOWN BOARD  
GARNERVILLE, NY  
NOVEMBER 12, 2024

**ANNOUNCEMENTS**

The Youth Police Academy Fall Class Graduation at North Rockland High School is scheduled for Wednesday, November 20<sup>th</sup> at 7:00 pm. Congratulations to the graduates!

The Turkey for Vets Distribution with the Town Board at Town Hall is scheduled for Friday, November 22<sup>nd</sup> from 1:00 pm to 3:00 pm. This is hosted by the Town of Haverstraw and the Veterans Angels of Hope. If you know any Veterans or their families please ask them to RSVP to Town Hall and register to get a free Veterans Dinner Bag. This is also sponsored by Route 59 Interstate Toyota and People to People.

The next Town Board Meeting is scheduled for Tuesday, November 26<sup>th</sup> at 7:00 pm.

The Thanksgiving Day Feast for those in need is scheduled for Thursday, November 28<sup>th</sup> from 11:00 am to 1:00 pm at Quisqueya Sports Club.

We would like to wish everyone a Happy Thanksgivings.

**ADJOURNMENT**

**506-24** Supervisor Howard T. Phillips, Jr. stated that he would like to close tonight's meeting in memory of Nicholas "Nick" F. Bosico, Helen Aslaug Reinertsen, Philip 'Phil' F. Sunseri Jr., Eugene Edward Gokey, Miguel Rivera and Scott Michael Dumas 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.

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**RAQUEL VENTURA**  
**TOWN CLERK**