

TOWN BOARD
GARNERVILLE, NY
OCTOBER 14, 2008

The Town Board of the Town of Haverstraw met at a Regular Meeting on Monday, October 14, 2008 at 8:00 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	Hector L. Soto

ADOPTION OF MINUTES

312-08 **REGULAR TOWN BOARD MEETING OF SEPTEMBER 22, 2008 AND SPECIAL MEETINGS OF SEPTEMBER 29, 2008 AND OCTOBER 6, 2008** submitted by the Town Clerk on motion by Councilman Gould, seconded by Councilman Soto, were unanimously adopted.

PAYMENT OF BILLS

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

313-08 **RESOLVED**, that bills numbered 3,463 through and including 3,726 in the amount of \$555,550.24; and Highway Vouchers numbered 518 through and including 558 in the amount of \$39,113.17 audited at this meeting, be and they are hereby paid.

ACCEPTANCE OF REPORTS

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

314-08 **RESOLVED THAT THE FOLLOWING POLICE ACTIVITY REPORT HAS BEEN SUBMITTED AND IS HEREBY ACCEPTED: POLICE DEPARTMENT ACTIVITY REPORT FOR THE MONTH OF JULY 2008.**

PRESENTATION OF COLORS

PLEDGE OF ALLEGIANCE

APPOINTMENT OF PETER MURPHY TO LIEUTENANT

The following resolution was moved by the full Town Board.

315-08 **RESOLVED, THAT UPON THE RECOMMENDATION OF CHARLES MILLER, CHIEF OF POLICE, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY APPOINT PETER MURPHY OF NANUET, NEW YORK TO THE POSITION OF LIEUTENANT, FULL TIME, PERMANENT FOR THE TOWN OF HAVERSTRAW, AND BE IT FURTHER**

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

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

AWARD OF BID NO. 6-2008 – ADDITION AND RENOVATION TO THE HAVERSTRAW AMBULANCE BUILDING

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

316-08 RESOLVED, THAT UPON THE RECOMMENDATION OF GENOVESE ASSOCIATES ARCHITECTS, INC., AND THE BIDS HAVING BEEN FOUND IN ORDER BY THE TOWN ATTORNEY, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AWARD THE BID FOR THE ADDITION AND RENOVATION TO THE HAVERSTRAW AMBULANCE BUILDING TO T.M. BRENNAN CONTACTORS, INC. OF HAMBURG, NEW JERSEY, THE SOLE BIDDER AT A COST OF \$635,000.

RELEASE OF BOND - TO HAVERSTRAW PROPERTIES, LLC

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

317-08 RESOLVED, THAT BASED UPON THE RECOMMENDATION OF EUGENE BARNUM, BUILDING INSPECTOR II, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE RELEASE OF A BOND POSTED BASED ON THE AGREEMENT FOR SITE WORK IMPROVEMENTS TO LOT 4 & 5 ON LEWIS DRIVE LOCATED IN GARNERVILLE IN THE SUM OF \$15,000 TO HAVERSTRAW PROPERTIES, LLC.

AGREEMENT BETWEEN THE NORTH ROCKLAND CENTRAL SCHOOL DISTRICT FOR TWO (2) RESOURCE OFFICERS AND THE TOWN OF HAVERSTRAW

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

318-08 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY APPROVE THE SUPERVISOR TO EXECUTE AN AGREEMENT TO APPOINT A SCHOOL RESOURCE OFFICER AT NORTH ROCKLAND HIGH SCHOOL BETWEEN THE HOURS OF 6:45 A.M. TO 2:45 P.M. FROM SEPTEMBER 3, 2008 TO JUNE 26, 2009, AND AT THE FIELDSTONE SECONDARY SCHOOL BETWEEN THE HOURS OF 7:30 A.M. TO 3:30 P.M. FROM SEPTEMBER 3, 2008 TO JUNE 26, 2009, AND BE IT FURTHER

RESOLVED, THAT THE SCHOOL DISTRICT WILL REIMBURSE THE TOWN FOR THE COST OF THE TWO (2) OFFICERS IN THE SUM OF \$77,316.00 FOR EACH OFFICER, PER SCHOOL YEAR.

BUDGET ADJUSTMENTS FOR PERIOD ENDING 9/30/08

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

319-08 RESOLVED, THAT THE SUPERVISOR IS AUTHORIZED TO MAKE BUDGET ADJUSTMENTS FROM THE GENERAL FUND (A) IN THE AMOUNT OF \$102,000 AND HIGHWAY (DA) IN THE AMOUNT OF \$35,000.00 PURSUANT TO THE REPORT OF THE DIRECTOR OF FINANCE FOR THE TOWN OF HAVERSTRAW FOR THE PERIOD ENDING SEPTEMBER 30, 2008. (SEE ATTACHED.)

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AUTHORIZATION FOR TOWN ASSESSOR TO ATTEND EDUCATION SEMINAR

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

320-08 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW, HEREBY GRANTS PERMISSION FOR DAVID ADAMS TO ATTEND A NEW YORK STATE OFFICE OF REAL PROPERTY SERVICES SEMINAR ENTITLED "DEPRECIATION", AT THE HOLIDAY INN IN FISHKILL, NEW YORK ON OCTOBER 17, 2008 AT A COST OF \$95.00.

TOBACCO POINT OF PURCHASE RESOLUTION

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

321-08 WHEREAS, TOBACCO USE KILLS OVER 25,000 NEW YORKERS EVERY YEAR, AND IS THE LEADING PREVENTABLE CAUSE OF DEATH IN OUR COMMUNITIES; AND

WHEREAS, THE SURGEON GENERAL HAS CONCLUDED THAT TOBACCO ADVERTISING CONTRIBUTES TO YOUTH SMOKING RATES; AND

WHEREAS, EACH YEAR TOBACCO COMPANIES SPENT \$15.4 BILLION TO MARKET CIGARETTES IN THE UNITED STATES, INCLUDING \$516 MILLION IN NEW YORK; AND

WHEREAS, OVER 24,900 YOUTHS UNDER AGE 18 IN NEW YORK STATE BECOME NEW DAILY SMOKERS EACH YEAR; AND

WHEREAS, 3 OUT OF 4 TEENAGERS SHOP IN CONVENIENCE STORES AT LEAST ONCE PER WEEK; AND

WHEREAS, TOBACCO ADVERTISING IN RETAIL STORES HAS A POWERFUL INFLUENCE ON TEENS, WHO ARE SIGNIFICANTLY MORE LIKELY TO SMOKE DUE TO ADVERTISING THAN THEY ARE DUE TO PEER PRESSURE; AND

WHEREAS, RESEARCH SHOWS THAT YOUTH ARE MORE THAN TWICE AS LIKELY AS ADULTS TO RECALL TOBACCO ADVERTISING; AND

WHEREAS, OUTDOOR AND EXTERIOR-FACING TOBACCO ADS AT RETAIL STORES ARE OFTEN SEEN BY STUDENTS WALKING TO AND FROM SCHOOL; AND

WHEREAS, RETAIL STORES ARE AN INTEGRAL AND VALUABLE PART OF OUR COMMUNITY; AND

THEREFORE, BE IT RESOLVED, THAT THE TOWN OF HAVERSTRAW HEREBY PARTNERS WITH POW'R AGAINST TOBACCO IN REQUESTING THAT RETAILERS REDUCE OVERALL TOBACCO ADVERTISING IN THEIR PLACE OF BUSINESS AND ELIMINATE TOBACCO ADVERTISING FROM AREAS LIKELY TO BE SEEN BY CHILDREN, INCLUDING EXTERIOR POLES, WALLS, WINDOWS FACING "OUT", INTERIOR WALL SPACE BELOW FIVE FEET, NEAR CANDY DISPLAYS, AND ON COUNTER TOPS; AND

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BE IT FURTHER RESOLVED, THAT THE TOWN OF HAVERSTRAW HEREBY ENCOURAGES LAW ENFORCEMENT AGENCIES THROUGHOUT TO TAKE APPROPRIATE MEASURES TO ENSURE ALL LOCAL, STATE AND FEDERAL LAWS REGARDING ALL SIGNAGE ARE OBSERVED.

CREATE POSITIONS - POLICE OFFICERS

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

322-08 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY CREATE THREE (3) POSITIONS FOR POLICE OFFICER FULL TIME, FOR THE TOWN OF HAVERSTRAW, AS APPROVED BY THE COUNTY OF ROCKLAND, DEPARTMENT OF PERSONNEL, AND BE IT FURTHER

RESOLVED, THAT THE TOWN BOARD DOES HEREBY APPOINT EMPLOYEE NUMBER 019428 TO POSITION CONTROL #0305, EFFECTIVE IMMEDIATELY.

INCREASE CAPITAL PROJECT FOR HAVERSTRAW AMBULANCE BUILDING

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

323-08 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY INCREASES THE CAPITAL PROJECT FOR THE HAVERSTRAW AMBULANCE BUILDING BY \$675,000 ORIGINAL PROJECT WAS \$2.3 MILLION AND WILL BE INCREASED TO \$2,975,000, AND BE IT FURTHER

RESOLVED, THAT THE INCREASE WILL BE FUNDED BY \$300,000 FROM THE AMBULANCE DISTRICT (SA) FUND AND \$375,000 FROM THE GENERAL FUND.

EXTENSION OF TIME TO DECIDE ON SPECIAL PERMIT

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

324-08 RESOLVED, THAT THE TOWN BOARD HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO A STIPULATION WITH UNITED WATER TO EXTEND THE TIME OF THE TOWN BOARD TO RENDER A DECISION ON THE APPLICATION FOR THE SPECIAL PERMIT UP TO AN INCLUDING NOVEMBER 17, 2008.

RETENTION OF APPRAISER

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

325-08 RESOLVED, THAT THE TOWN BOARD HEREBY AUTHORIZES THE ASSESSOR TO RETAIN THE SERVICES OF MAZZELLA AND BALLETTA APPRAISERS TO PERFORM TWO SMALL APPRAISALS FOR A TOTAL COST OF \$900.

RETENTION OF ANTHONY FIORE – VIDEO TAPING

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

326-08 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY RETAINS THE SERVICES OF ANTHONY FIORE OF STONY POINT, NEW YORK TO PRODUCE TWO VIDEOS FOR THE HIGHWAY GARAGE OPEN HOUSE AND THE HALLOWEEN FESTIVAL AT A COST OF \$75.00 PER HOUR. TOTAL NOT TO EXCEED 16 HOURS.

PUBLIC PARTICIPATION

Barry Burman, 19 Turner Drive, Garnerville asked the Supervisor what the status was with the State of New York with the property where the Highway Department is. Where do we stand with this mistake that was made a couple of years ago?

Supervisor Phillips asked what mistake that was made a couple of years ago?

Barry Burman, 19 Turner Drive, Garnerville the mistake at the Highway Department with the land.

Supervisor Phillips stated that did not happen a couple of years ago. It happened 20 years ago under Supervisor Rotella and the Town Board. The State does not have a problem with the Parks Department Building and the Highway Department Building or the area where they store the trucks. We met with the State in Albany and they want us to come up with a proposal and send them some ideas.

Councilman Gamboli stated that the property is in an isolated area. If the state only realized how small the area is they would be more tolerant. The Minesceongo on one side and the school is on the other side. It's a very small piece of land and very limited to what you could do with it.

Supervisor Phillips stated that at the same time, Governors Pataki, Spitzer and Patterson sent letter after letter to consolidate your services and put them under one roof. This saves the tax payers money. All of our services work hand-in-hand with the Parks Department and golf course with the other Villages and Towns. The Town's mechanics assist all the different departments such as the Police, Parks, golf course, etc. This is how you save money by utilizing their services.

Ricky Sanchez, 43 West Wall Street, Haverstraw stated that it was a great idea and that he approves the video taping. It is very effective and is really a good idea. Mr. Sanchez encourages the police to enter into all the businesses in the Village and introduce themselves. About two weeks ago, I was in the Village and I really appreciate that the police did that. It's the little things that go a long way. Keep it up and get the other officers to walk in and be very surprised. We can create a relationship downtown.

Supervisor Phillips stated that he really appreciates Mr. Sanchez' remarks. Mr. Sanchez brings out an excellent point. Over the summer, the two two-man tactical teams, street crime unit and the SRO walked along Broadway and Main Street. Many of the owners did not know they were walking because they closed their stores between the hours of 5:00 p.m.-6:00 p.m.

Supervisor Phillips also complimented the new DA, Tom Zugibe for getting the law enforcement to these areas.

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Ricky Sanchez, 43 West Wall Street, Haverstraw stated that it's showing. Mr. Sanchez asked if the Town has considered opening a substation in one of the 20 empty store fronts in the Village?

Supervisor Phillips stated that the cost is one of the reasons for not having a substation in the Village. We asked the Village if they wanted to be partners with us and meet us half way with the expense. We have been monitoring the Village and always have an officer stationed downtown. The TIPS line has been very active and effective to the police.

Councilman Cancel the police alone will not solve the problems in the Village. There's a lot of issues down there.

Councilman Soto stated that the video taping should include the summer activities at Bowline and Diversity Festival.

ANNOUNCEMENTS

Supervisor Phillips stated that this Saturday from 11:00 am – 2:00 p.m. the Town of Haverstraw Highway, Parks and Golf Course Departments will host an open house at the Highway garage. The Police Department will be there showing child care safety in the car and the proper way to install a car seat. Refreshments will be served.

Halloween Festival will be held on Saturday, October 24, 2008 from 12 noon – 4:00 p.m. at Bowline Point Park. Hey rides, goody bags, a haunted house and inflatable rides will be down at the park. Refreshments will be served.

The Town will be hosting its annual Halloween House decorating contest. The houses, townhouse or living unit will be viewed on October 23 & 24.

Youth Board has trips planned for the Little Mermaid, Radio City Christmas Show and the Arm/Air Force game at West Point. Anyone interested, please call Town Hall at 429-2200.

ADJOURNMENT

327-08 Supervisor Howard T. Phillips, Jr. stated that he would like to close tonight's meeting in memory of James A. Brophy, Sr., William W. Kennard, Veronica C. Antonelli, Brian T. Fay, Peter Rankin, Benjamin E. Conklin and Bridget Sciacca who recently passed away. Supervisor Phillips, the Town Board members and the Elected Officials further extended their condolences and sympathy to the families. Thereafter, a motion was made by Councilman Gamboli, seconded by Councilman Soto to adjourn the Town Board Meeting.

JOSEPHINE E. CARELLA
Town Clerk