

TOWN BOARD
GARNERVILLE, NY
FEBRUARY 25, 2013

The Town Board of the Town of Haverstraw held a Public Hearing on Monday, February 25, 2013 at 8:00 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 (Absent)
Councilman	John Gould
Councilman	Hector L. Soto

**PUBLIC HEARING – VEHICLE & TRAFFIC – TO PROHIBIT PARKING ON
BALSAM ROAD**

Supervisor Phillips announced that this Public Hearing is being held for the purpose of discussing amending Chapter 158-46: Vehicles & Traffic to Prohibit Parking on Balsam Road in the Town of Haverstraw. The Town Clerk read proof of publication and presented the Affidavit of Publication to the Board.

PRESENTATION BY SUPERVISOR HOWARD T. PHILLIPS, JR.

Supervisor Phillips stated that an application came before the Planning Board to create a new entrance at the Foremost Shopping Center. Therefore, along that stretch of road there is a site distance problem, etc. This local law will prohibit parking at all times on Balsam Road between Rte. 202 and Poplar Road. It was also recommended to close one of the exits at the shopping center based upon a traffic study.

PUBLIC PARTICIPATION

None.

BOARD MEMBERS

No comment.

CLOSE PUBLIC HEARING

145-13 On motion by Councilman Gould and seconded by Councilman Cancel, unanimously adopted, the Public Hearing was closed.

ADOPT RESOLUTION

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

146-13 **RESOLVED**, that the Town Board of the Town of Haverstraw, does hereby accept **LOCAL LAW NO. 3-2013** entitled, **“VEHICLES AND TRAFFIC.”**

KAREN L. BULLEY
Town Clerk

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The Town Board of the Town of Haverstraw met at a Regular Meeting on Monday, February 25, 2013 at 8:05 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 (Absent)
Councilman	John J. Gould
Councilman	Hector L. Soto

ADOPTION OF MINUTES

147-13 ADOPTION OF TOWN BOARD MEETING MINUTES OF FEBRUARY 11, 2013, submitted by the Town Clerk on motion by Councilman Soto, seconded by Councilman Gould, were unanimously adopted.

PAYMENT OF BILLS

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

148-13 RESOLVED, that bills numbered 570 through and including 709 in the amount of \$1,277,640.44 be and they are hereby paid; and Highway Vouchers numbered 99 through and including 120 in the amount of \$8,389.24 audited at this meeting, be and they are hereby paid.

ACCEPTANCE OF REPORTS

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

149-13 RESOLVED, THAT THE POLICE ACTIVITY REPORT FOR THE YEAR 2012 HAS BEEN SUBMITTED AND IS HEREBY ACCEPTED.

RESCIND BID FROM H2M FOR BID NO.3-2013 SANITARY LANDFILL TESTING

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

150-13 RESOLVED, THAT THE SUPERVISOR AND THE TOWN BOARD HEREBY ALLOWS H2M OF NEW CITY, NEW YORK TO RESCIND THEIR BID REGARDING THE SANITARY LANDFILL TESTING DUE TO A COMPUTING ERROR ON THE LABOR AND LAB TESTING COSTS FOR THE LEACHATE MANHOLES PORTION.

AWARD OF BID – BID NO. 3-2013 – SANITARY LANDFILL TESTING

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

151-13 RESOLVED, THAT BASED UPON THE RECOMMENDATION OF CONVERSE CONSULTANTS, PC AND THE BIDS HAVING BEEN FOUND IN ORDER BY THE TOWN ATTORNEY, THE TOWN BOARD OF THE TOWN OF

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HAYERSTRAW DOES HEREBY AUTHORIZE THE SUPERVISOR TO ENTER INTO A CONTRACT WITH THE ENVIROTEST LABS, OF NEWBURGH, NEW YORK, THE LOWEST CONFORMING BIDDER, FOR SAMPLING AND ANALYTICAL SERVICES FOR THE GROUNDWATER, LEACHATE DISCHARGE AND SURFACE WATER MONITORING SYSTEMS AT THE TOWN OF HAYERSTRAW SANITARY LANDFILL AT THE FOLLOWING RATES: \$600.00 PER YEAR FOR GROUND WATER AND SURFACE WATER FIELD SAMPLING; \$6,300.00 PER YEAR FOR LEACHATE FIELD SAMPLING AND \$14,730.00 PER YEAR FOR LABORATORY ANALYTICAL COSTS.

AUTHORIZATION TO BID – BID NO. 10-2013 – SUPPLY AND DELIVER ONE (1) 381 GALLON DEDICATED TURF SPRAYER

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

152-13 RESOLVED, THAT ON THE RECOMMENDATION OF CALVIN FOWX, GREENSKEEPER, 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 10:00 A.M. ON FRIDAY, APRIL 5, 2013, FOR THE RECEIPT OF BIDS TO SUPPLY AND DELIVER ONE (1) 381 GALLON DEDICATED TURF SPRAYER FOR THE PHILIP J. ROTELLA MEMORIAL GOLF COURSE LOCATED ON THIELLS MT. IVY ROAD IN THE TOWN OF HAYERSTRAW. IN ACCORDANCE WITH THE SPECIFICATIONS ON FILE IN THE OFFICE OF THE TOWN CLERK, COPIES OF WHICH, TOGETHER WITH FORM OF PROPOSAL, MAY BE OBTAINED AT HER OFFICE. THE TOWN RESERVES THE RIGHT TO REJECT ANY AND ALL BIDS. BIDS RECEIVED LATER THAN THE DATE AND TIME SPECIFIED WILL NOT BE CONSIDERED AND WILL BE RETURNED TO THE BIDDER UNOPENED. ALL BIDDERS MUST FILE A STATEMENT OF NON-COLLUSION WITH THEIR BIDS.

REJECTION OF ALL BIDS RECEIVED ON BEHALF OF BID NO. 6-2013- SUPPLY AND DELIVER A NEW 2012 OR 2013 MODEL YEAR 250/2500 PICK-UP TRUCK FOR THE TOWN OF HAYERSTRAW PARKS DEPARTMENT

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

153-13 RESOLVED, THAT THE TOWN BOARD HEREBY REJECTS ALL OF THE BIDS RECEIVED ON BEHALF OF BID NO. 6-2013 TO SUPPLY AND DELIVER A NEW 2012 OR 2013 MODEL YEAR 250/2500 PICK-UP TRUCK FOR THE TOWN OF HAYERSTRAW PARKS DEPARTMENT.

AUTHORIZATION TO REBID – BID NO. 6A-2013 – SUPPLY AND DELIVER A NEW 2012 OR 2013 4 X 4 MODEL YEAR 250/2500 PICK-UP TRUCK FOR THE TOWN OF HAYERSTRAW PARKS DEPARTMENT

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

154-13 RESOLVED, THAT ON THE RECOMMENDATION OF MICHAEL COTIER, DIRECTOR OF PARKS, 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 10:30 A.M. ON FRIDAY, MARCH 22, 2013, FOR THE RECEIPT OF BIDS TO SUPPLY AND DELIVER A NEW 2012 OR 2013

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MODEL YEAR 250/2500 4 X 4 PICK-UP TRUCK FOR THE TOWN OF HAVERSTRAW PARKS DEPARTMENT, IN ACCORDANCE WITH THE SPECIFICATIONS ON FILE IN THE OFFICE OF THE TOWN CLERK, COPIES OF WHICH, TOGETHER WITH FORM OF PROPOSAL, MAY BE OBTAINED AT HER OFFICE. THE TOWN RESERVES THE RIGHT TO REJECT ANY AND ALL BIDS. BIDS RECEIVED LATER THAN THE DATE AND TIME SPECIFIED WILL NOT BE CONSIDERED AND WILL BE RETURNED TO THE BIDDER UNOPENED. ALL BIDDERS MUST FILE A STATEMENT OF NON-COLLUSION WITH THEIR BIDS.

ESTABLISH CAPITAL PROJECT – INSTALL NEW ROOF FOR BATHHOUSE AND CONCESSION STAND BUILDINGS AT BOWLINE POINT PARK

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

155-13 RESOLVED, THAT THE TOWN BOARD HEREBY APPROVES INSTALLATION OF NEW ROOF FOR BATHHOUSE AND CONCESSION STAND BUILDINGS AT BOWLINE, AS A CAPITAL PROJECT IN THE AMOUNT OF \$70,000.00, WHICH WILL BE FUNDED FROM THE GENERAL FUND.

AWARD OF BID NO. 1-2013 – INSTALL NEW ROOF FOR BATHHOUSE AND CONCESSION STAND BUILDINGS AT BOWLINE POINT PARK

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

156-13 RESOLVED, THAT UPON THE RECOMMENDATION OF MICHAEL COTIER, DIRECTOR OF PARKS AND THE BIDS HAVING BEEN FOUND IN ORDER BY THE TOWN ATTORNEY, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AWARD BID NO. 1-2013 TO INSTALL NEW ROOFS FOR BATHHOUSE AND CONCESSION BUILDINGS AT BOWLINE POINT PARK FOR THE TOWN OF HAVERSTRAW PARKS DEPARTMENT TO LORENCIN CONTRACTING CORP. OF NEW CITY, NEW YORK, THE SOLE BIDDER, AT A PRICE OF \$55,000.00 FOR THE BATHHOUSE AND \$8,800.00 FOR THE CONCESSION BUILDING FOR A TOTAL PRICE OF \$63,800.00.

AWARD OF BID NO.2-2013 – SUPPLY & DELIVER ONE (1) NEW POOL COVER FOR BOWLINE POINT PARK POOL

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

157-13 RESOLVED, THAT UPON THE RECOMMENDATION OF MICHAEL COTIER, DIRECTOR OF PARKS AND THE BIDS HAVING BEEN FOUND IN ORDER BY THE TOWN ATTORNEY, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AWARD BID NO. 2-2013 TO SUPPLY AND DELIVER ONE (1) NEW POOL COVER FOR BOWLINE POINT PARK POOL FOR THE TOWN OF HAVERSTRAW PARKS DEPARTMENT TO “IF IT’S WATER”, INC. OF DOWNINGTOWN, PENNSYLVANIA, THE SOLE BIDDER, AT A PRICE OF \$17,160.00.

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APPOINTMENT OF ERIC RAMOS TO PERMANENT FULL TIME POLICE OFFICER POSITION

The following resolution was moved by the full Town Board.

158-13 RESOLVED, THAT UPON THE RECOMMENDATION OF CHARLES MILLER, CHIEF OF POLICE, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY APPOINT ERIC RAMOS OF STONY POINT, NEW YORK TO THE POSITION OF POLICE OFFICER, FULL TIME, PERMANENT FOR THE TOWN OF HAVERSTRAW, AND BE IT FURTHER

RESOLVED, THAT MR. RAMOS HAS BEEN CLEARED ON ALL PRE-EMPLOYMENT TESTS BY THE ROCKLAND COUNTY DEPARTMENT OF PERSONNEL AS A RESULT OF A RESIGNATION/REINSTATEMENT, AND BE IT FURTHER

RESOLVED, THAT THIS APPOINTMENT IS EFFECTIVE MARCH 4, 2013 AND IS SUBJECT TO THE RULES AND REGULATIONS OF THE ROCKLAND COUNTY DEPARTMENT OF PERSONNEL AND MR. RAMOS SHALL SERVE A PROBATION PERIOD OF TWO (2) YEARS.

APPOINTMENT OF DETECTIVE – GREGORY GAYNOR

The following resolution was moved by the full Town Board.

159-13 RESOLVED, THAT BASED UPON THE RECOMMENDATION OF POLICE CHIEF CHARLES MILLER, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY APPROVE THE APPOINTMENT OF GREGORY GAYNOR TO THE POSITION OF DETECTIVE AT THE TOWN OF HAVERSTRAW POLICE DEPARTMENT, EFFECTIVE IMMEDIATELY.

APPOINTMENT OF DETECTIVE – DAVID DEL LA ROSA

The following resolution was moved by the full Town Board.

160-13 RESOLVED, THAT BASED UPON THE RECOMMENDATION OF POLICE CHIEF CHARLES MILLER, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY APPROVE THE APPOINTMENT OF DAVID DEL LA ROSA TO THE POSITION OF DETECTIVE AT THE TOWN OF HAVERSTRAW POLICE DEPARTMENT, EFFECTIVE IMMEDIATELY.

AGREEMENT BETWEEN THE TOWN OF HAVERSTRAW AND FIREWORKS EXTRAVAGANZA

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

161-13 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AUTHORIZE THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH FIREWORKS EXTRAVAGANZA, OF ROCHELLE PARK, NEW JERSEY FOR THE PURPOSE OF PROVIDING A FIREWORKS DISPLAY ON WEDNESDAY, JULY 3, 2013, WITH A RAIN DATE OF FRIDAY, JULY 5, 2013, AT BOWLINE POINT PARK, AND BE IT FURTHER

RESOLVED, THAT THE COST OF SAID AGREEMENT SHALL NOT EXCEED \$40,000.

**AWARD OF BID NO. 9-2013 –SUPPLY AND DELIVER VARIOUS PUMP MOTORS
AND ULTRA VIOLET CONTROL PANEL FOR PARKS DEPARTMENT**

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

162-12 RESOLVED, THAT UPON THE RECOMMENDATION OF MICHAEL COTIER, DIRECTOR OF PARKS AND THE BIDS HAVING BEEN FOUND IN ORDER BY THE TOWN ATTORNEY, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AWARD BID NO. 9-2013 TO SUPPLY AND DELIVER VARIOUS PUMP MOTORS AND ULTRA VIOLET CONTROL PANEL FOR THE PARKS DEPARTMENT AT BOWLINE POINT PARK TO IF IT'S WATER, INC. OF DOWNINGTOWN, PENNSYLVANIA, THE SOLE BIDDER, AT THE FOLLOWING PRICES:

PUMP #1	\$713.70
PUMP #2	\$885.30
PUMP #3	\$1,067.30
PUMP #4	\$3,193.06
ULTRA VIOLET (UV) PANEL	\$16,286.01
SHIPPING:	\$500.00
TOTAL COST:	<u>\$22,645.37</u>

BUDGET ADJUSTMENTS FOR PERIOD ENDING 12/31/12

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

163-12 RESOLVED, THAT THE SUPERVISOR IS AUTHORIZED TO MAKE BUDGET ADJUSTMENTS FROM THE GENERAL FUND (A) IN THE AMOUNT OF \$901,500.00, PART TOWN FUND (B) IN THE AMOUNT OF \$8,000; HIGHWAY FUND (DA) TOWN-WIDE IN THE AMOUNT OF \$6,000.00; HIGHWAY PART TOWN (DB) IN THE AMOUNT OF \$16,000.00; AMBULANCE DISTRICT (SA) IN THE AMOUNT OF \$15,000.00 AND SEWER DISTRICT (SS) IN THE AMOUNT OF \$2,000.00 PURSUANT TO THE REPORT OF THE DIRECTOR OF FINANCE FOR THE TOWN OF HAVERSTRAW FOR THE YEAR ENDING DECEMBER 31, 2012. (SEE ATTACHED BUDGET ADJUSTMENTS.)

AGREEMENT WITH THE COUNTY OF ROCKLAND AND THE TOWN OF HAVERSTRAW FOR OVERTIME TRAINING REIMBURSEMENT

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

164-13 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AUTHORIZE HOWARD T. PHILLIPS, JR., SUPERVISOR TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF ROCKLAND FOR OVERTIME TRAINING REIMBURSEMENT UNDER THE STATE HOMELAND SECURITY PROGRAM (SHSP) AND AUTHORIZING THEIR EXECUTION BY THE COUNTY EXECUTIVE (SHERIFF'S DEPARTMENT) FOR

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ANTI TERRORISM ACTIVITIES FOR THE PERIOD FROM AUGUST 1, 2009 THROUGH JULY 31, 2012, WHICH SAID EXPIRATION DATE WAS EXTENDED TO JANUARY 31, 2013, IN THE AMOUNT OF \$6,810.84 FOR THE TOWN OF HAVERSTRAW POLICE DEPARTMENT.

APPROVAL OF CELL TOWER LEASE WITH VERIZON WIRELESS

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

165-13 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO A LEASE AGREEMENT WITH VERIZON WIRELESS TO CONSTRUCT AND MAINTAIN A CELL PHONE TOWER AT 64 W. RAMAPO ROAD (26.09-5-46), GARNERVILLE, NEW YORK WITH A MONTHLY RENT OF \$2,100.00 PLUS ANNUAL INCREASES.

RELEASE OF BOND CUMBERLAND FARMS SITE PLAN (GULF STATION)

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

166-13 RESOLVED, THAT BASED UPON THE RECOMMENDATION OF JOSEPH CARUSO, PE OF MASER CONSULTANTS OF CHESTNUT RIDGE, NEW YORK, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY RELEASES THE CASH BOND IN THE SUM OF \$230,000.00 BACK TO CUMBERLAND FARMS (GULF STATION) DUE TO THE COMPLETED INSTALLATION OF A TRAFFIC SIGNAL LOOP ON ROUTE 45 IN POMONA, NEW YORK.

PUBLIC PARTICIPATION

There was no public participation.

BOARD MEMBERS

Supervisor Phillips stated that the Youth Board went to Cinderella the Broadway Play. The show was sold out and everyone had a wonderful time. The next trip is the Ringling Bros. Circus scheduled for next month, which is sold out. We also have concert tickets available for Taylor Swift. If you need further information, please call Town Hall at 429-2200.

Michael Cotier, Park Director stated that Bowline Point Park is moving along and we are in the process of redoing the snack shack because it was damaged by Hurricane Sandy. Approximately 50 trees were lost from Hurricane Sandy that fell on the roadway at Cheesecote which need to be cleared.

Frank Brooks, Superintendent of Highways stated that we have a drainage project and are ready to do stone work but the ground is frozen.

ADJOURNMENT

167-13 Supervisor Howard T. Phillips, Jr. stated that he would like to close tonight's meeting in memory of Anthony Maldonado, Eugenia Maria Rist, Henry Gunby, James Sullivan, Arnold Laub, Howard Kent Hutson, Emelina Puelles, Paulino A. Hilario, Jr., Raymond Napolitano,

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Hannibal E. Holmes, Jr., and Maebelle Diehl, who recently passed away. Supervisor Phillips and the Town Board members further extended their condolences and sympathy to the families. Thereafter, a motion was made by Councilman Soto, seconded by Councilman Gould, unanimously adopted, the Town Board Meeting was adjourned.

KAREN L. BULLEY
Town Clerk