

TOWN BOARD
GARNERVILLE, NY
FEBRUARY 9, 2015

The Town Board of the Town of Haverstraw met at a Regular Meeting on Monday, February 9, 2015 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:

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| Supervisor | Howard T. Phillips, Jr. |
| Councilman | Isidro Cancel |
| Councilman | Vincent J. Gamboli (Absent) |
| Councilman | John J. Gould |
| Councilman | Hector L. Soto |

ADOPTION OF MINUTES

105-15 ADOPTION OF TOWN BOARD MEETING MINUTES OF JANUARY 27, 2015 as submitted by the Town Clerk and on motion by Councilman Cancel, seconded by Councilman Gould, were unanimously adopted.

PAYMENT OF BILLS

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

106-15 RESOLVED, that bills numbered 361 through 489 in the amount of \$1,851,019.14 and Highway bills numbered 61 through 92 in the amount of \$71,235.58 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.

107-15 RESOLVED, THAT THE FOLLOWING HIGHWAY DEPARTMENT OPERATION REPORT HAS BEEN SUBMITTED AND IS HEREBY ACCEPTED: HIGHWAY DEPARTMENT OPERATION REPORT FOR THE MONTH OF JANUARY 2015 HAS BEEN SUBMITTED AND IS HEREBY ACCEPTED.

PUBLIC HEARING - ADOPTION OF 2015 GOLF RATES

Supervisor Phillips announced that this Public Hearing is being held for the purpose of discussing and adopting the Golf Rates for the Philip J. Rotella Memorial Golf Course for the 2015 season.

PRESENTATION BY SUPERVISOR HOWARD T. PHILLIPS, JR.

Supervisor Phillips stated that the Golf Pro and Golf Committee reviewed the rates and the following rates were changed: (See attached 2015 Golf Rates.)

BOARD MEMBERS

No comment.

PUBLIC PARTICIPATION

None.

CLOSE HEARING

108-15 On motion by Councilman Cancel, seconded by Councilman Gould, unanimously adopted, the Public Hearing was closed.

ADOPT RESOLUTION

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

109-15 **RESOLVED**, that the Town Board of the Town of Haverstraw, does hereby adopt the 2015 Golf Rates for the Philip J. Rotella Memorial Golf Course.

AGREEMENT WITH THE NORTH ROCKLAND COMMUNITY FAMILY DAY AND THE TOWN OF HAVERSTRAW

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

110-15 **RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH THE NORTH ROCKLAND COMMUNITY FAMILY DAY TO PAY THE SUM OF \$2,500.00 AS THE TOWN'S ANNUAL CONTRIBUTION.**

AGREEMENT BETWEEN THE TOWN OF HAVERSTRAW AND INTERSTATE WASTE SERVICES

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

111-15 **RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY APPROVES THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH INTERSTATE WASTE SERVICES OF CHESTER, NEW YORK FOR GARBAGE REMOVAL AT THE HAVERSTRAW TOWN HALL AT A MONTHLY FEE OF \$126.96.**

ESTABLISHMENT OF WORKERS' COMPENSATION RESERVE FUND

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

112-15 **WHEREAS, THE TOWN OF HAVERSTRAW WAS A MEMBER OF THE ROCKLAND COUNTY WORKERS' COMPENSATION CONSORTIUM, AND**

WHEREAS, THE TOWN OF HAVERSTRAW ELECTED TO WITHDRAW FROM THE ROCKLAND COUNTY WORKERS' COMPENSATION CONSORTIUM EFFECTIVE DECEMBER 31, 2014, AND

WHEREAS, THE TOWN OF HAVERSTRAW HAS FILED AN ELECTION TO SECURE WORKERS' COMPENSATION AS A SELF-INSURER, AND

TOWN BOARD
GARNERVILLE, NY
FEBRUARY 9, 2015

WHEREAS, THE TOWN WISHES TO CREATE A WORKERS' COMPENSATION RESERVE FUND.

THEREFORE, IN ACCORDANCE WITH SECTION 6-j OF THE GENERAL MUNICIPAL LAW, THE TOWN HEREBY CREATES A WORKERS' COMPENSATION RESERVE FUND IN SUCH AMOUNTS AS MAY BE PROVIDED THEREOF BY BUDGETARY APPROPRIATIONS AND SUCH OTHER SUMS AS MAY BE LEGALLY APPROPRIATED SHALL BE PLACED INTO SUCH FUND, AND IT IS FURTHER,

RESOLVED, THAT THE MONIES IN SUCH FUND SHALL BE DEPOSITED AND SECURED IN THE MANNER PROVIDED BY SECTION 10 OF THE GENERAL MUNICIPAL LAW AND SUCH FUNDS SHALL BE DEPOSITED AND BE ACCOUNTED FOR SEPARATE AND APART FROM ALL OTHER FUNDS OF THE TOWN AND THE CHIEF FISCAL OFFICER OF THE TOWN, TO WIT: THE TOWN SUPERVISOR, SHALL INVEST THE MONIES IN SUCH FUND IN THE MANNER PROVIDED PURSUANT TO SECTION 11 OF THE GENERAL MUNICIPAL LAW. ANY INTEREST EARNED OR CAPITAL GAIN REALIZED ON THE MONEY SAID DEPOSITED OR INVESTED SHALL ACCRUE TO AND BECOME PART OF SUCH FUND, AND IT IS FURTHER

RESOLVED, THAT ANY EXPENDITURE SHALL BE MADE FROM SUCH FUND ONLY FOR THE PAYMENT OF COMPENSATION AND BENEFITS, MEDICAL, HOSPITAL OR OTHER EXPENSES AUTHORIZED BY ARTICLE 2 OF THE WORKERS' COMPENSATION LAW AND THE EXPENSES OF ADMINISTERING THE SELF-INSURANCE PROGRAM FOR THE TOWN OF HAVERSTRAW.

AUTHORIZATION FOR DIRECTOR OF FINANCE TO TRANSFER FUNDS

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

113-15 RESOLVED, THAT THE SUPERVISOR AND TOWN BOARD OF THE TOWN OF HAVERSTRAW AUTHORIZE THE DIRECTOR OF FINANCE, MICHAEL J. GAMBOLI, TO TRANSFER \$600,000.00 FROM THE FUND BALANCE TO THE RESERVE FOR WORKERS' COMPENSATION.

RETAINER AGREEMENT BETWEEN THE TOWN OF HAVERSTRAW AND BERARD & ASSOCIATES, CPA'S, P.C. – HAVERSTRAW MARINA AUDIT

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

114-15 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY RETAINS THE SERVICES OF BERARD & ASSOCIATES, CPA'S, P.C. OF SUFFERN, NEW YORK FOR THE PURPOSE OF PROVIDING AUDITING SERVICES PURSUANT TO THE LEASE AGREEMENT WITH THE HAVERSTRAW MARINA CORPORATION (HMC) FOR THE PERIOD ENDING APRIL 30, 2014, AT A COST OF \$3,700.00.

AGREEMENT BETWEEN THE TOWN OF HAVERSTRAW AND FIREWORKS EXTRAVAGANZA

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

TOWN BOARD
GARNERVILLE, NY
FEBRUARY 9, 2015

115-15 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 THURSDAY, JULY 2, 2015, WITH A RAIN DATE OF FRIDAY, JULY 3, 2015, AT BOWLINE POINT PARK, AND BE IT FURTHER

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

AUTHORIZATION TO PURCHASE THREE (3) 2015 FORD UTILITY POLICE VEHICLES FOR THE TOWN OF HAVERSTRAW POLICE DEPARTMENT UNDER NEW YORK STATE CONTRACT

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

116-15 RESOLVED, BASED UPON THE RECOMMENDATION OF CHIEF OF POLICE, CHARLES MILLER, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO PURCHASE THREE (3) 2015 FORD UTILITY POLICE VEHICLES FOR THE TOWN OF HAVERSTRAW POLICE DEPARTMENT UNDER NEW YORK STATE CONTRACT #PC66390 TO HENDERSON FORD OF WEBSTER, NEW YORK AT A TOTAL COST OF \$78,553.71.

AGREEMENT BETWEEN THE TOWN OF HAVERSTRAW AND WALTER R. SEVASTIAN

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

117-15 RESOLVED, UPON THE RECOMMENDATION OF WILIAM STEIN, THE TOWN ATTORNEY OF THE TOWN OF HAVERSTRAW THE SUPERVISOR IS HEREBY AUTHORIZED TO ENTER INTO AN AGREEMENT WITH WALTER R. SEVASTIAN FOR THE PURPOSE OF REPRESENTING THE TOWN OF HAVERSTRAW ZONING BOARD OF APPEALS RELATIVE TO A MATTER INVOLVING AN APPEAL OF A DETERMINATION OF THE BUILDING INSPECTOR AT A RATE OF \$150.00 PER HOUR.

ADJOURNMENT TO WORKSHOP

118-15 On motion by Councilman Gould, seconded by Councilman Cancel, and unanimously adopted, the Town Board Meeting was adjourned to workshop.

RECONVENED TO REGULAR TOWN BOARD MEETING

119-15 On motion by Councilman Cancel, seconded by Councilman Soto, and unanimously adopted, the Regular Town Board Meeting was reconvened.

AUTHORIZATION TO PURCHASE ONE (1) HEIL PT100 20 CUBIC YARD REAR LOAD PACKER BODY MOUNTED ON 2015 FREIGHTLINER M2-106 CHASSIS GARBAGE TRUCK FOR THE TOWN OF HAVERSTRAW HIGHWAY DEPARTMENT UNDER HEIL NJPA CONTRACT

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

TOWN BOARD
GARNERVILLE, NY
FEBRUARY 9, 2015

120-15 RESOLVED, BASED UPON THE RECOMMENDATION OF SUPERINTENDENT OF HIGHWAYS, GEORGE WARGO, JR., THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERINTENDENT OF HIGHWAYS TO PURCHASE ONE (1) HEIL PT100 20 CUBIC YARD REAR LOAD PACKER BODY MOUNTED ON 2015 FREIGHTLINER M2-106 CHASSIS GARBAGE TRUCK FOR THE TOWN OF HAVERSTRAW HIGHWAY DEPARTMENT UNDER HEIL NJPA CONTRACT NO. 060612-12-ESG FROM VASSO SYSTEMS, INC. OF BROOKLYN, NEW YORK AT A TOTAL COST NOT TO EXCEED \$141,959.00.

PUBLIC PARTICIPATION

None.

ANNOUNCEMENTS

None.

ADJOURNMENT

121-15 Supervisor Howard T. Phillips, Jr. stated that he would like to close tonight's meeting in memory of Francine M. Ronga, Bette E. Meyer, Dorothy Accettura, Stephen M. Anderson, Dorothy E. Schoenberger and Giuseppe Caraccia who recently passed away. The Town Board members further extended their condolences and sympathy to the families. Therefore, a motion was made by Councilman Gould, seconded by Councilman Soto, and unanimously adopted and the Town Board Meeting was adjourned.

KAREN L. BULLEY
Town Clerk