

TOWN BOARD  
GARNERVILLE, NY  
NOVEMBER 26, 2018

The Town Board of the Town of Haverstraw met at a Regular Meeting on Monday, November 26, 2018, 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**

**407-18 ADOPTION OF MINUTES - TOWN BOARD MEETING OF TOWN BOARD MEETING OF NOVEMBER 13, 2018** as submitted by the Town Clerk and on motion by Councilman Gamboli, seconded by Councilman Cancel was unanimously adopted.

**PAYMENT OF BILLS**

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

**408-18 RESOLVED**, that bills numbered 3603 through 3737 in the amount of \$506,615.45 and Highway bills numbered 603 through 620 in the amount of \$212,060.22 audited at this meeting, be and they are hereby paid.

**ACCEPTANCE OF REPORTS**

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

**409-18 RESOLVED**, that Police Department Activity Report for the month of July 2018 and Police Department Activity report for the month of September 2018 have been submitted and are hereby accepted.

**CONTINUATION OF PUBLIC HEARING - TO CONSIDER ADOPTING A LOCAL LAW NO. 8 – 2018 – TO AMEND CHAPTER 167-67.2B (2), OF THE TOWN CODE OF THE TOWN OF HAVERSTRAW ENTITLED, “SPECIAL PERMIT USE ASSISTED LIVING RESIDENCE (ALR) FLOATING OVERLAY ZONE DISTRICT, BULK REGULATIONS”**

The Town Board of the Town of Haverstraw held a Continuation of a Public Hearing on Monday, November 26, 2018 at 8:05 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	John J. Gould
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Supervisor Phillips announced that this is a continuation of a Public Hearing that is being held to consider adopting a Local Law No. 8 – 2018 to amend Chapter 167-67.2B (2), of the Town Code of the Town of Haverstraw Entitled, “Special Permit Use Assisted Living Residence (ALR) Floating Overlay Zone District, Bulk Regulations.”

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

**BOARD MEMBERS**

No comment.

**PUBLIC PARTICIPATION**

No comment.

**CLOSE HEARING**

**410-18** On motion by Councilman Gamboli and seconded by Councilman Gould, unanimously adopted, the Public Hearing was closed.

**RESOLUTION ADOPTING PROPOSED LOCAL LAW NO. 8 OF 2018  
AMENDING THE TOWN ZONING CODE**

On a motion of Councilman Gould, seconded by Councilman Gamboli, the following resolution was adopted:

**411-18** WHEREAS, it has come to the attention of the Town Board that certain bulk regulations relating to assisted living facilities are inconsistent with reasonable development of larger parcels of property, and

WHEREAS, the Town Board believed it would be beneficial to develop new regulations for parcels that are 4.5 acres or larger, and

WHEREAS, the Town Board requested that its planning consultant recommend language to be incorporated into a local law that would more realistically address appropriate bulk requirements for such parcels, and

WHEREAS, a proposed local law creating a new section 167-67.3 was circulated in accordance with General Municipal Law (GML), and

WHEREAS, the Town Board has held a duly noticed public hearing on the proposed Local Law to receive comments on the proposed text of the Local Law, and

WHEREAS, the GML notices were circulated more than thirty days prior to the date this resolution was adopted and no negative comments were received by the date of the adoption of this resolution

NOW THEREFORE,

BE IT RESOLVED, that the Town Board hereby adopts the annexed SEQRA Negative Declaration finding that the proposed amendment requires no further environmental review, and

BE IT FURTHER RESOLVED, that for the foregoing reasons the Town Board hereby adopts Local Law No. 8 of 2018.

**CANCELLATION OF TOWN BOARD MEETING FOR DECEMBER 24, 2018**

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

**412-18 RESOLVED, THAT THERE WILL BE ONLY ONE TOWN BOARD MEETING FOR THE MONTH OF DECEMBER, WHICH WILL BE HELD ON MONDAY, DECEMBER 10, 2018 AT 8:00 P.M., AND BE IT FURTHER**

**RESOLVED, THAT THE SECOND TOWN BOARD MEETING FOR DECEMBER 24, 2018, HAS BEEN CANCELLED IN OBSERVANCE OF THE LEGAL HOLIDAY FOR CHRISTMAS.**

**AUTHORIZATION TO SETTLE TAX CERTIORARI – 96 WEST RR LLC**

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

**413-18 RESOLVED, UPON THE RECOMMENDATION OF CHARLES ZABA, TOWN ASSESSOR AND WILLIAM M. STEIN, TOWN ATTORNEY, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AUTHORIZE THE SETTLEMENT FOR 96 WEST RR LLC (LOT 20.18-4-10), LOCATED AT 96 RAILROAD AVENUE, IN THE VILLAGE OF WEST HAVERSTRAW FOR TAX YEAR 2018 BASED UPON THE FOLLOWING AMOUNTS ON THIS LOCATION:**

	<b>ORIGINAL ASSESSMEN T</b>	<b>REVISED ASSESSMEN T</b>	<b>REDUCTIO N AMOUNT</b>	<b>% REDUCTIO N</b>	<b>EST REFUN D</b>
<b>YEAR</b>					
<b>2018</b>	<b>350,000.00</b>	<b>234,800.00</b>	<b>\$115,200.00</b>	<b>33</b>	<b>0</b>

**AUTHORIZATION TO SETTLE TAX CERTIORARI – ORANGE & ROCKLAND UTILITIES**

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

**414-18 RESOLVED, UPON THE RECOMMENDATION OF CHARLES ZABA, TOWN ASSESSOR AND WILLIAM M. STEIN, TOWN ATTORNEY, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AUTHORIZE THE SETTLEMENT FOR ORANGE & ROCKLAND UTILITIES (LOTS 622.001-9999-134.100/1001, 622.005-9999-134.100/1012, 622.089-9999-134.100/1002, 622.089-9999-134.100/1011, 622.089-9999-134.100/1022, 622.089-9999-134.100/1031) FOR TAX YEAR 2018 BASED UPON THE FOLLOWING AMOUNTS ON THESE LOCATIONS:**

622.001-9999-134.100/1001

	<b>ORIGINAL ASSESSMEN T</b>	<b>REVISED ASSESSMEN T</b>	<b>REDUCTIO N AMOUNT</b>	<b>% REDUCTIO N</b>	<b>EST REFUN D</b>
<b>YEAR</b>					
<b>2018</b>	<b>\$1,877,706</b>	<b>\$825,282</b>	<b>\$\$1,052,424</b>	<b>56%</b>	<b>0</b>

622.005-9999-134.100/1012

	<b>ORIGINAL</b>	<b>REVISED</b>	<b>REDUCTIO</b>	<b>%</b>	<b>EST</b>
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YEAR	ASSESSMENT	ASSESSMENT	N	REDUCTION	REFUND
	T	T	AMOUNT	N	D
2018	\$788,283	\$37,352	\$750,931	95%	0

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622.089-9999-134.100/1002

YEAR	ORIGINAL ASSESSMENT	REVISED ASSESSMENT	REDUCTION	%	EST
	T	T	AMOUNT	REDUCTION	REFUND
				N	D
2018	\$2,290,986	\$392,656	\$1,898,330	83%	0

622.089-9999-134.100/1011

YEAR	ORIGINAL ASSESSMENT	REVISED ASSESSMENT	REDUCTION	%	EST
	T	T	AMOUNT	REDUCTION	REFUND
				N	D
2018	\$3,340,638	\$1,904,572	\$1,436,066	43%	0

622.089-9999-134.100/1022

YEAR	ORIGINAL ASSESSMENT	REVISED ASSESSMENT	REDUCTION	%	EST
	T	T	AMOUNT	REDUCTION	REFUND
				N	D
2018	\$3,140,217	\$1,896,255	\$1,243,962	40%	0

622.089-9999-134.100/1031

YEAR	ORIGINAL ASSESSMENT	REVISED ASSESSMENT	REDUCTION	%	EST
	T	T	AMOUNT	REDUCTION	REFUND
				N	D
2018	\$3,927,492	\$2,954,126	\$973,366	25%	0

**APPOINTMENT OF MICHELLE VENTURA TO THE POSITION OF CLERK TYPIST (SPANISH SPEAKING) – TOWN OF HAVERSTRAW JUSTICE COURT**

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

**415-18 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY APPOINTS MICHELLE VENTURA OF WEST HAVERSTRAW, NEW YORK TO THE POSITION OF CLERK TYPIST (SPANISH SPEAKING), FOR THE TOWN OF HAVERSTRAW JUSTICE COURT, FULL TIME, EFFECTIVE DECEMBER 10, 2018 AND BE IT FURTHER**

**RESOLVED, THAT THIS APPOINTMENT IS SUBJECT TO THE RULES AND REGULATIONS OF THE ROCKLAND COUNTY DEPARTMENT OF PERSONNEL AND MS. VENTURA SHALL RECEIVE A YEARLY SALARY OF \$42,000.00 PRO RATA.**

**REQUEST OF TOWN BOARD TO BE NAMED AS LEAD AGENCY FOR THE TOWN OF HAVERSTRAW – BOWLINE PARK PICKLE BALL COURTS**

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

**416-18 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO SEND A LETTER TO NYSDEC REQUESTING THE TOWN BOARD BE NAMED AS LEAD AGENCY FOR THE COORDINATED SEQRA REVIEW OF THE PROPOSED TOWN OF HAVERSTRAW – BOWLINE PARK PICKLE BALL COURTS.**

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**AGREEMENT WITH DANES BRIDGE ENTERPRISES, INC.**

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

**417-18 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH DANE BRIDGE ENTERPRISES, INC. OF FLUSHING, NEW YORK TO PREPARE 2019 COUNTY AND TOWN TAX BILLING AT A COST OF \$1,500.00 PLUS EXPENSES.**

**APPROVAL FOR EMERGENCY SEWER REPAIRS AT 4 HOEY CIRCLE, POMONA, NY**

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

**418-18 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY APPROVES THE EMERGENCY SEWER REPAIRS AT 4 HOEY CIRCLE, POMONA, NEW YORK BY VICTOR P. ZUGIBE INC. OF GARNERVILLE, NEW YORK AT A COST OF \$7,000.00.**

**SET DATE FOR PUBLIC HEARING - SEWER ASSESSMENT ROLL 2018**

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

**419-18 RESOLVED, THAT PURSUANT TO THE TOWN LAW A PUBLIC HEARING WITH REFERENCE TO THE SEWER ROLL FOR THE YEAR 2018 SHALL BE HELD ON MONDAY, DECEMBER 10, 2018 AT 8:05 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.**

**PUBLIC PARTICIPATION**

Ilan Shulein, Thiells, NY asked the Board if there is anything they can do to financially help a struggling local radio station, WRCR Radio AM-1700.

Supervisor Phillips stated that we can share on our Facebook page the GoFundMe account that was created to raise funds for this station but being that they are not a not-for-profit organization, the Town cannot make a donation.

## **ANNOUNCEMENTS**

On November 16<sup>th</sup> the PBA of Rockland County hosted their 300 Club Party at Terrace on the Hudson where they bid farewell to their longtime President, Councilman Hector Soto. Congratulations Hector and thank you for all your dedication and commitment to our community.

The Concert for Life on November 17<sup>th</sup> was beautiful and well attended.

We hope everyone had a wonderful Thanksgiving.

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The North Rockland Youth Police Academy will be having its 18<sup>th</sup> graduation ceremony on November 29<sup>th</sup>. Congratulations to all the students who participated in this great program.

The Youth Board has a trip to see The Christmas Spectacular with the Rockettes on December 6<sup>th</sup>. For more information please call Town Hall at 845-42-2200.

## **ADJOURNMENT**

**420-18** Supervisor Howard T. Phillips, Jr. stated that he would like to close tonight's meeting in memory of Thomas J. Malone, Alicia Patricia Gavin, John Byron, Mario Gargaro, Walter May, Kevin D. Bryan, Gloria J. Kistner, Alan Benet and Robert Watkins 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