

TOWN BOARD  
GARNERVILLE, NY  
OCTOBER 10, 2017

The Town Board of the Town of Haverstraw met at a Regular Meeting on Tuesday, October 10, 2017, 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**

**357-17 ADOPTION OF MINUTES - TOWN BOARD MEETING OF SEPTEMBER 25, 2017 AND TOWN BOARD SPECIAL MEETING OF OCTOBER 2, 2017** as submitted by the Town Clerk and on motion by Councilman Soto, seconded by Councilman Gould, were unanimously adopted.

**PAYMENT OF BILLS**

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

**358-17 RESOLVED**, that bills numbered 3046 through 3226 in the amount of \$727,311.89 and Highway bills numbered 526 through 558 in the amount of \$18,335.93 audited at this meeting, be and they are hereby paid.

**ACCEPTANCE OF REPORTS**

None

**CONTINUATION OF PUBLIC HEARING - TO CONSIDER ADOPTING LOCAL LAW NO. 7-2017**

The Town Board of the Town of Haverstraw held a continuation of a Public Hearing on Tuesday, October 10, 2017 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
Councilman	Hector L. Soto

Supervisor Phillips announced that this is the continuation of a Public Hearing that is being held to consider adopting a local law regulating garages in all residential districts in the Town of Haverstraw.

The Town Clerk presented the Affidavit of Publication to the Board.

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

William M. Stein, Town Attorney stated that this is a continuation of the Public Hearing that was held on September 25<sup>th</sup>. At that meeting the Town Board could not vote and adjourned the meeting because they were waiting for comments, if any, from the Rockland County Planning Commission and any municipalities. We received a letter from the Rockland County Department of Planning, which stated that they reviewed the proposed law and approved it. They made additional comments that were offered as observations but are not part of their General Municipal Law review. These observations were reviewed by our planner.

**PUBLIC PARTICIPATION**

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

**CLOSE HEARING**

**359-17** On motion by Councilman Cancel, seconded by Councilman Gamboli, unanimously adopted, the Public Hearing was closed.

**SEQRA RESOLUTION FOR ADOPTION OF LOCAL LAW NO. 7 OF 2017**

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

**360-17** Resolved, the Town Board hereby declares itself Lead Agency under the SEQRA for purposes of reviewing the proposed Local Law., and

Resolved, that the Town Board of the Town of Haverstraw, as lead agency, has determined that the proposed action described below will not have a significant effect on the environment and a Draft Environmental Impact Statement will not be prepared, and be it further

Resolved that the proposed Local Law No 7 of 2017 is a Type 1 action and will not have a negative impact on the environment. This notice has been prepared in accordance with Article 8 (State Environmental Quality Review Act) of the New York State Environmental Conservation Law;

**Project Name: Local Law Regulating Garages**

**Date: October 10, 2017**

**Lead Agency: Town Board**

Town of Haverstraw  
One Rosman Road  
Garnerville, NY 10923

**Prepared by: Michael D. Kauker, PP, AICP**

Kauker & Kauker. LLC  
356 Franklin Ave.  
Wyckoff, NJ 07481  
(201) 847-2900

This notice has been prepared in accordance with Article 8 (State Environmental Quality Review Act) of the New York State Environmental Conservation Law.

The Town Board of the Town of Haverstraw, as lead agency, has determined that the proposed action described below will not have a significant effect on the environment and a Draft Environmental Impact Statement will not be prepared.

**Name of Action: Local Law Regulating Garages**

**SEQRA Status:** Type 1

**Conditioned Negative Declaration:** No

**Description:** Proposed local law to enact zoning criteria in the Town of Haverstraw, which would create regulations governing garages.

**Location:** All zoning districts, Town of Haverstraw, Rockland County, New York.

**Reasons Supporting This Determination:**

1. The proposed zoning amendment, which would create zoning regulations governing the use of garages in the Town of Haverstraw, is not anticipated to result in any adverse environmental impacts for the following reasons.
2. This law is intended to promote health, safety and welfare by establishing standards for garages consistent with the New York State building codes.
3. The ordinance is also designed to minimize off-street parking congestion, neighborhood overcrowding, fire hazards and other conditions detrimental to public safety and quality of life
4. The proposed action is not site specific and is generic in nature and the amendment of the ordinance does not actually result in the actual development of a site but creates regulations pertaining to the use of garages in the Town of Haverstraw. Therefore, it is not anticipated that the change in zoning would result in a substantial impact on the environment.
5. It is not anticipated that any of the criteria as described in 6 NYCRR §617.7(c)(1)(i –xii) would be significantly impacted as a result of the zoning amendment.

**ADOPTION OF LAW**

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

**361-17        RESOLVED**, that the Town Board of the Town of Haverstraw, does hereby adopt Local Law No. 7 of 2017 to add new section 167-68, entitled, “Garages.”

**PUBLIC HEARING - TO CONSIDER ADOPTING LOCAL LAW NO. 9-2017**

The Town Board of the Town of Haverstraw held a Public Hearing on Tuesday, October 10, 2017 at 8:10 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	John J. Gould
Councilman	Hector L. Soto

Supervisor Phillips announced that this Public Hearing was being held to consider adopting a Local Law to amend the Town Code of the Town Of Haverstraw, Chapter 158 thereof, entitled, “Vehicles And Traffic” to add new stop sign locations:

<u>STOP SIGN ON</u>	<u>DIRECTION OF TRAVEL</u>	<u>AT INTERSECTION OF</u>
Madison Avenue	Northwest	Suffern Place
Madison Avenue	Southeast	Suffern Place

The Town Clerk read the proof of publication.

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**PRESENTATION BY GEORGE WARGO, SUPERINTENDENT OF HIGHWAYS**

George Wargo, Superintendent of Highways stated that he has received numerous complaints from residents about speeding in this area and placing stop signs is very effective in slowing down traffic. Also, a temporary speed sign will be placed there to make drivers aware when they are driving at speeds above the posted limits.

**PUBLIC PARTICIPATION**

The following residents expressed their concerns about the excessive speeding in the area and also suggested other possible alternatives to help with slowing down traffic such as speeding tables:

Christopher Klettlinger, 56 Madison Avenue, Garnerville, NY

Dina Wassmer, 78 S. Lilburn Drive, Garnerville, NY

Robert Klein, 47 Madison Avenue, Garnerville, NY

**CLOSE HEARING**

**362-17** On motion by Councilman Gould, seconded by Councilman Soto, unanimously adopted, the Public Hearing was closed.

**ADOPTION OF LAW**

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

**363-17** **RESOLVED**, that the Town Board of the Town of Haverstraw, does hereby adopt Local Law No. 8 of 2017 to amend the Town Code of the Town Of Haverstraw, Chapter 158 thereof, entitled, "Vehicles And Traffic" to add new stop sign locations.

**BUDGET ADJUSTMENTS FOR PERIOD ENDING IN SEPTEMBER 30, 2017**

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

**364-17** **RESOLVED, THAT THE SUPERVISOR IS AUTHORIZED TO MAKE BUDGET ADJUSTMENTS FROM THE GENERAL FUND (A) IN THE AMOUNT OF \$20,000.00, THE PART TOWN (B) FUND IN THE AMOUNT OF \$10,000 AND THE SEWER FUND (SS) IN THE AMOUNT OF \$100,000.00 PURSUANT TO THE REPORT OF THE DIRECTOR OF FINANCE FOR THE TOWN OF HAVERSTRAW FOR THE PERIOD ENDING IN SEPTEMBER 30, 2017. (SEE ATTACHED BUDGET ADJUSTMENTS).**

**APPROVAL OF ASBESTOS AND LEAD SURVEY**

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

**365-17** **BASED UPON THE RECOMMENDATION OF GEORGE BEHN, BUILDING INSPECTOR, THE TOWN BOARD HEREBY APPROVES A SURVEY FOR ASBESTOS AND LEAD SURVEY AT 498 WILLOW GROVE ROAD, STONY POINT, NEW YORK WHICH WAS PERFORMED BY WCD GROUP OF NEW YORK, NEW YORK AT A COST NOT TO EXCEED \$4,100.**

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**CREATE POSITION OF MUNICIPAL AIDE (FT) (NON-COMPETITIVE) FOR THE TOWN OF HAVERSTRAW**

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

**366-17 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY CREATE A MUNICIPAL AIDE POSITION, FULL TIME, (NON-COMPETITIVE) FOR THE TOWN OF HAVERSTRAW, AND BE IT FURTHER**

**RESOLVED, THAT THE CREATION OF THE POSITION IS PENDING CLASSIFICATION BY THE ROCKLAND COUNTY DEPARTMENT OF PERSONNEL.**

**APPOINTMENT OF DAWN COLON TO THE POSITION OF SENIOR ACCOUNT CLERK**

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

**367-17 RESOLVED, THAT UPON THE RECOMMENDATION OF THE DIRECTOR OF FINANCE, MICHAEL GAMBOLI, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY APPOINTS DAWN COLON OF GARNERVILLE, NEW YORK TO THE POSITION OF SENIOR ACCOUNT CLERK AT THE SUPERVISOR'S OFFICE, FULL TIME, EFFECTIVE AS OF OCTOBER 23, 2017 AND BE IT FURTHER**

**RESOLVED, THAT THIS APPOINTMENT IS SUBJECT TO THE RULES AND REGULATIONS OF THE ROCKLAND COUNTY DEPARTMENT OF PERSONNEL, SHALL SERVE A PROBATION PERIOD OF TWENTY SIX (26) WEEKS AND MRS. COLON SHALL RECEIVE A YEARLY SALARY OF \$45,000 PRO RATA.**

**SCHEDULE PUBLIC HEARING – TO HEAR ALL COMMENTS AND SUGGESTIONS REGARDING THE PROPERTY LOCATED AT 9 CENTENNIAL DRIVE, GARNERVILLE, NY 10923**

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

**368-17 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW PURSUANT TO CHAPTER 127-31 OF THE TOWN CODE OF THE TOWN OF HAVERSTRAW DOES HEREBY SCHEDULE A PUBLIC HEARING TO HEAR ALL COMMENTS AND SUGGESTIONS REGARDING THE PROPERTY LOCATED AT 9 CENTENNIAL DRIVE, GARNERVILLE, NY 10923 DUE TO THE FAILURE OF THE OWNER AND/OR TENANT AND/OR OCCUPANT OF THE ABOVE PREMISES TO CORRECT A CONDITION COMPLAINED OF, SPECIFICALLY THAT THE GRASS AND/OR WEEDS ARE SIGNIFICANTLY OVERGROWN ON THE PROPERTY CAUSING A PUBLIC NUISANCE. SAID PUBLIC HEARING WILL BE HELD ON MONDAY, NOVEMBER 13, 2017 AT 8:10 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.**

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**SCHEDULE PUBLIC HEARING – TO HEAR ALL COMMENTS AND SUGGESTIONS  
REGARDING THE PROPERTY LOCATED AT 5 ANDERSON DRIVE,  
POMONA, NY 10970**

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

**369-17 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW PURSUANT TO CHAPTER 127-31 OF THE TOWN CODE OF THE TOWN OF HAVERSTRAW DOES HEREBY SCHEDULE A PUBLIC HEARING TO HEAR ALL COMMENTS AND SUGGESTIONS REGARDING THE PROPERTY LOCATED AT 5 ANDERSON DRIVE, POMONA, NY 10970 DUE TO THE FAILURE OF THE OWNER AND/OR TENANT AND/OR OCCUPANT OF THE ABOVE PREMISES TO CORRECT A CONDITION COMPLAINED OF, SPECIFICALLY THAT THE GRASS AND/OR WEEDS ARE SIGNIFICANTLY OVERGROWN ON THE PROPERTY CAUSING A PUBLIC NUISANCE. SAID PUBLIC HEARING WILL BE HELD ON MONDAY, NOVEMBER 13, 2017 AT 8:10 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.**

**AGREEMENT BETWEEN THE TOWN OF HAVERSTRAW AND  
SMARTPROCURE**

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

**370-17 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH SMARTPROCURE TO PROVIDE ACCESS TO A DATABASE OF NATIONAL PURCHASING DATA FOR THE AN ANNUAL COST OF \$1,500 FOR A PERIOD OF THREE (3) YEARS**

**PUBLIC PARTICIPATION**

Mel Post, Round Pointe Drive, Haverstraw, NY asked the Board information they had about the ongoing negotiations in reference to finishing the development at the Harbors.

Supervisor Phillips stated that we continue to negotiate with the owner of the property and we have not yet reached out an agreement.

**ANNOUNCEMENTS**

The Cruisin for Kids 2017 Car Show on Sunday, October 1<sup>st</sup> was a great success. The proceeds from this event will benefit a local child who is suffering from a rare disease.

The Taste of North Rockland at the West Haverstraw Community Center was hosted by the North Rockland Lions and the North Rockland Rotary and it went very well. Numerous restaurants participated in this event.

This past Sunday, Leo Laders The American Legion Auxiliary Ladies had their 25<sup>th</sup> Anniversary. Congratulations!

The Town of Haverstraw's Eleventh Ninety-Plus Recognition Day will be held on Thursday, October 12<sup>th</sup> at the Hudson Water Club. The honorees will enjoy a luncheon and will also receive a gift.

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The Town of Haverstraw Youth Board has two events planned: Charlie & the Chocolate Factory scheduled for Sunday, October 15<sup>th</sup>, and the Town's annual trip to the Christmas Spectacular at Radio City Music Hall on Wednesday, December 6<sup>th</sup>.

**ADJOURNMENT**

**371-17** Supervisor Howard T. Phillips, Jr. stated that he would like to close tonight's meeting in memory of Norma E. Feit, Andrew W. Friscoe, Gerald "Jerry" Pileggi, Justina Rivera, Brian Baek, Charlie Jimenez, Edward T. McGovern and Peter Quinones 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