

TOWN BOARD
GARNERVILLE, NY
SEPTEMBER 10, 2024

The Town Board of the Town of Haverstraw met at a Regular Meeting on Tuesday, September 10, 2024 at 7:00 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	Ralph W. Kirschkel
Councilman	Johnny Ortiz

ADOPTION OF MINUTES

383-24 ADOPTION OF MINUTES OF THE TOWN BOARD MEETING OF AUGUST 13, 2024 as submitted by the Town Clerk and on motion by Councilman Cancel, seconded by Councilman Gamboli were unanimously adopted.

PAYMENT OF BILLS

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

384-24 RESOLVED, that bills numbered 2528 through 2668 in the amount of \$1,084,380.11 (\$32,636.65– Highway Department) 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.

385-24 RESOLVED, that the Town Board of the Town of Haverstraw does hereby accept the Police Department Activity Report for the month of August 2024.

TOWN BOARD
GARNERVILLE, NY
SEPTEMBER 10, 2024

PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW NO. 1 – 2024

The Town Board of the Town of Haverstraw held a Public Hearing on Tuesday, September 10, 2024 at 7:05 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	Ralph W. Kirschkel
Councilman	Johnny Ortiz

Supervisor Phillips announced that this Public Hearing was being held to consider adopting Local Law No. 1 of 2024 to amend Town Code Chapter 167 of the Town of Haverstraw, Entitled “Zoning” to regulate self-storage facilities in the C and PIO Zoning Districts.

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

PRESENTATION BY TOWN ATTORNEY WILLIAM M. STEIN

William M. Stein, Town Attorney stated that proposed Local Law No. 1 of 2024 is for zone text amendments to regulate self-storage facilities in the C and PIO Zoning Districts and is related to a proposed self-storage facility at 3 W. Ramapo Road. The Town received an application for the mentioned indoor self-storage facility in the Town’s Commercial (C) District.

A representative of the applicant was present and gave a brief presentation of the self-storage project.

PUBLIC PARTICIPATION

Ms. Bradley, Garnerville, NY stated that she has a difficult time getting out of her subdivision to get on to County Road 33 and that this will add more traffic to the area. Ms. Bradley also stated that the storage facility is more acceptable than a strip mall.

CLOSE PUBLIC HEARING

386-24 On motion by Councilman Kirschkel and seconded by Councilman Ortiz unanimously adopted, the Public Hearing was closed.

RESOLUTION – ADOPTION OF LOCAL LAW # 1 OF 2024 – ZONE TEXT AMENDMENTS TO REGULATE SELF-STORAGE FACILITIES IN C AND PIO DISTRICTS

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

387-24 WHEREAS, ON OR ABOUT DECEMBER 28, 2023 PRIME SPACE CAPITAL LLC SUBMITTED A ZONING PETITION TO THE TOWN BOARD REQUESTING A ZONE CHANGE FOR A 2.28-ACRE PROPERTY KNOWN AS 3 WEST RAMAPO ROAD (TAX LOT NUMBER 26.09-4-33) FROM THE R-15 ZONING DISTRICT TO THE C ZONING DISTRICT IN ORDER TO CONSTRUCT A SELF-STORAGE FACILITY (“ZONING PETITION”); AND

WHEREAS, IN CONJUNCTION WITH THE ZONING PETITION, THE TOWN BOARD PRESENTED LOCAL LAW #1 OF 2024 TO IMPLEMENT CERTAIN ZONE TEXT AMENDMENTS TO SPECIFICALLY REGULATE SELF-STORAGE FACILITIES IN THE C AND PIO DISTRICTS (“ZONE TEXT AMENDMENTS”); AND WHEREAS, PURSUANT TO ZONING CODE § 167-108(B), BOTH THE ZONING PETITION AND ZONE TEXT AMENDMENTS WERE REFERRED TO THE PLANNING BOARD FOR ITS REVIEW AND RECOMMENDATION, WHICH THE PLANNING BOARD CONSIDERED CONCURRENT WITH SERVING AS LEAD AGENCY FOR A COORDINATED REVIEW PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT (“SEQRA”); AND WHEREAS, AT ITS JULY 10, 2024 MEETING, THE PLANNING BOARD (1) ADOPTED A NEGATIVE DECLARATION FINDING THE ZONING PETITION AND ZONE TEXT AMENDMENTS DID NOT HAVE THE POTENTIAL FOR ANY SIGNIFICANT ADVERSE ENVIRONMENTAL IMPACTS, THUS ENDING THE SEQRA PROCESS AND (2) ISSUED A ZONING REPORT TO THE TOWN BOARD FAVORABLE OF BOTH THE ZONING PETITION AND THE ZONE TEXT AMENDMENTS; AND

WHEREAS, THE PROPOSED ZONE TEXT AMENDMENTS WERE REFERRED TO THE ROCKLAND COUNTY DEPARTMENT OF PLANNING (“COUNTY PLANNING”) IN ACCORDANCE WITH GENERAL MUNICIPAL LAW § 239-M (“GML”), IN RESPONSE TO WHICH THE TOWN BOARD RECEIVED A RESPONSE FROM COUNTY PLANNING DATED MAY 21, 2024 RECOMMENDING CERTAIN “MODIFICATIONS,” AND ARE ADDRESSED AS FOLLOWS:

1. LOCAL LAW #1 OF 2024 WAS SENT TO THE COUNTY OF ROCKLAND HIGHWAY DEPARTMENT AS PART OF THE GML REFERRAL, AND MORE THAN 30 DAYS HAVE ELAPSED WITHOUT A RESPONSE.
2. LOCAL LAW #1 OF 2024 WAS SENT TO THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION AS PART OF THE GML REFERRAL, AND MORE THAN 30 DAYS HAVE ELAPSED WITHOUT A RESPONSE.
3. LOCAL LAW #1 OF 2024 WAS SENT TO THE COUNTY OF ROCKLAND OFFICE OF FIRE AND EMERGENCY SERVICES AS PART OF THE GML REFERRAL, AND MORE THAN 30 DAYS HAVE ELAPSED WITHOUT A RESPONSE.
4. COMMENT NOTED. ANY PROPOSED SELF-STORAGE FACILITY THAT FOLLOW THE ENACTMENT OF THIS LOCAL LAW WILL REQUIRE SITE PLAN APPROVAL FROM THE PLANNING BOARD. AND AS PART OF THAT PROCESS, THE PLANNING BOARD WILL REVIEW THE LANDSCAPING PLAN TO ENSURE IT INCORPORATES BEST PRACTICES, INCLUDING UTILIZING NATIVE PLANTS.
5. NONE OF COUNTY PLANNING’S GML COMMENTS IS BEING OVERRIDDEN, AND THEREFORE NO FURTHER ACTION IS NEEDED.
6. NONE OF COUNTY PLANNING’S GML COMMENTS IS BEING OVERRIDDEN, AND THEREFORE NO FURTHER ACTION IS NEEDED.
7. THE TOWN WILL ENSURE THAT, UPON ADOPTION, LOCAL LAW #1 OF 2024 IS INCORPORATED INTO THE TOWN’S ONLINE CODE AVAILABLE TO THE PUBLIC AT WWW.ECODE360.COM.

TOWN BOARD
GARNERVILLE, NY
SEPTEMBER 10, 2024

WHEREAS, THE TOWN BOARD HELD A DULY-NOTICED PUBLIC HEARING ON LOCAL LAW #1 OF 2024 AT ITS SEPTEMBER 10, 2024 MEETING, AND MEMBERS OF THE PUBLIC HAVING THE OPPORTUNITY TO ATTEND AND BE HEARD, THE PUBLIC HEARING WAS CLOSED ON SEPTEMBER 10, 2024; AND NOW THEREFORE,

BE IT RESOLVED, THE TOWN BOARD HEREBY ADOPTS LOCAL LAW #1 OF 2024 TO AMEND THE TOWN OF HAVERSTRAW ZONING CODE TO REGULATE SELF-STORAGE FACILITIES IN THE PIO AND C DISTRICTS AS BEING IN THE BEST INTEREST OF THE HEALTH, SAFETY AND WELFARE OF THE TOWN AND ITS CONSTITUENTS BECAUSE CURRENTLY THE USE HAS BEEN DETERMINED TO BE PERMITTED BUT THERE ARE NO REGULATIONS SPECIFICALLY GOVERNING THIS USE AND THEREFORE THESE REGULATIONS WILL BE MORE PROTECTIVE OF THE PUBLIC; AND

BE IT FURTHER RESOLVED, THE TOWN CLERK IS DIRECTED TO ENTER SAID LOCAL LAW IN THE MINUTES OF THIS MEETING INTO THE LOCAL LAW BOOK FOR THE TOWN OF HAVERSTRAW; TO PUBLISH SAID MINUTES IN A NEWSPAPER PUBLISHED IN THE TOWN, IF ANY, OR IN SUCH NEWSPAPER PUBLISHED IN THE COUNTY IN WHICH SUCH TOWN MAY BE LOCATED HAVING A CIRCULATION IN SUCH TOWN, AND AFFIDAVITS OF SAID PUBLICATION SHALL BE FILED WITH THE TOWN CLERK; AND TO FILE A COPY OF SAID LOCAL LAW WITH THE SECRETARY OF STATE OF NEW YORK.

PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW NO. 2 – 2024

The Town Board of the Town of Haverstraw held a Public Hearing on Tuesday, September 10, 2024 at 7:10 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	Ralph W. Kirschkel
Councilman	Johnny Ortiz

Supervisor Phillips announced that this Public Hearing was being held to consider adopting Local Law No. 2 of 2024 for a zone change to rezone the property known as 3 West Ramapo Road, Garnerville (Tax Lot No. 26.09-4-33) from the R-15 Zoning District to the C Zoning District.

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

PRESENTATION BY TOWN ATTORNEY WILLIAM M. STEIN

William M. Stein, Town Attorney stated that Prime Space Capital LLC submitted a zoning petition to the Town Board requesting a zone change for a property known as 3 West Ramapo Road (tax lot number 26.09-4-33) from the R-15 zoning district to the C zoning district in order to construct a self-storage facility.

PUBLIC PARTICIPATION

Ms. Bradley, Garnerville, NY stated that there is a new law that states that LLCs have to make it known who the principals are.

Town Attorney William Stein stated that he will confirm with Building Inspector George Behn.

CLOSE PUBLIC HEARING

388-24 On motion by Councilman Ortiz and seconded by Councilman Kirschkel unanimously adopted, the Public Hearing was closed.

RESOLUTION – ADOPTION OF LOCAL LAW # 2 OF 2024 – ZONE CHANGE FOR 3 W. RAMAPO ROAD FOR PROPOSED SELF-STORAGE FACILITY

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

389-24 WHEREAS, ON OR ABOUT DECEMBER 28, 2023 PRIME SPACE CAPITAL LLC (“APPLICANT”) SUBMITTED A ZONING PETITION TO THE TOWN BOARD REQUESTING A ZONE CHANGE FOR A 2.28-ACRE PROPERTY KNOWN AS 3 WEST RAMAPO ROAD (TAX LOT NUMBER 26.09-4-33) (THE “PROPERTY”) FROM THE R-15 ZONING DISTRICT TO THE C ZONING DISTRICT IN ORDER TO CONSTRUCT A SELF-STORAGE FACILITY (“ZONING PETITION”), WHICH IS KNOWN AS LOCAL LAW #2 OF 2024; AND

TOWN BOARD
GARNERVILLE, NY
SEPTEMBER 10, 2024

WHEREAS, PURSUANT TO ZONING CODE § 167-108(B), BOTH THE ZONING PETITION WAS REFERRED TO THE PLANNING BOARD FOR ITS REVIEW AND RECOMMENDATION, WHICH THE PLANNING BOARD CONSIDERED CONCURRENT WITH SERVING AS LEAD AGENCY FOR A COORDINATED REVIEW PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT (“SEQRA”); AND

WHEREAS, AT ITS JULY 10, 2024 MEETING, THE PLANNING BOARD (1) ADOPTED A NEGATIVE DECLARATION FINDING THE ZONING PETITION DID NOT HAVE THE POTENTIAL FOR ANY SIGNIFICANT ADVERSE ENVIRONMENTAL IMPACTS, THUS ENDING THE SEQRA PROCESS AND (2) ISSUED A ZONING REPORT TO THE TOWN BOARD FAVORABLE OF BOTH THE ZONING PETITION; AND

WHEREAS, THE ZONING PETITION WAS REFERRED TO THE ROCKLAND COUNTY DEPARTMENT OF PLANNING (“COUNTY PLANNING”) IN ACCORDANCE WITH GENERAL MUNICIPAL LAW § 239-M (“GML”), IN RESPONSE TO WHICH THE TOWN BOARD RECEIVED A RESPONSE FROM COUNTY PLANNING DATED APRIL 1, 2024 RECOMMENDING CERTAIN “MODIFICATIONS,” AND ARE ADDRESSED AS FOLLOWS:

1. THE TOWN BOARD ADOPTED LOCAL LAW #1 OF 2024 INCORPORATING REGULATIONS AND RESTRICTIONS ON THE USE OF SELF-STORAGE FACILITIES IN THE C DISTRICT. WHILE SELF-STORAGE FACILITIES ARE A BENIGN AND NON-INTENSIVE USE, THESE RESTRICTIONS WILL FURTHER PROTECT THE NEIGHBORING RESIDENTIAL PROPERTIES FROM ANY ADVERSE IMPACTS RELATED TO THE USE. FURTHER, THE PROPERTY IS ON ROUTE 202, WHICH IS A COMMERCIAL CORRIDOR, AND IS ALREADY IN THE ROUTE 202 OVERLAY DISTRICT – WHICH ALLOWS COMMERCIAL USES. THERE WAS A PREVIOUS APPLICATION FOR THIS PARCEL TO CREATE A STRIP MALL WITH A DAYCARE CENTER – WHICH WOULD HAVE BEEN MUCH MORE IMPACTFUL IN TERMS OF TRAFFIC AND ACTIVITY THAN THE PROPOSED SELF-STORAGE USE.
2. THE APPLICANT’S SUBMISSION OF AUGUST 29, 2024 SUFFICIENTLY ADDRESSED AND ACKNOWLEDGED THE COMMENTS BY THE ROCKLAND COUNTY HIGHWAY DEPARTMENT.
3. LOCAL LAW #2 OF 2024 WAS SENT TO THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION AS PART OF THE GML REFERRAL, AND MORE THAN 30 DAYS HAVE ELAPSED WITHOUT A RESPONSE.
4. LOCAL LAW #2 OF 2024 WAS SENT TO THE COUNTY OF ROCKLAND DEPARTMENT OF HEALTH AS PART OF THE GML REFERRAL, AND MORE THAN 30 DAYS HAVE ELAPSED WITHOUT A RESPONSE.
5. THE VILLAGE OF WEST HAVERSTRAW SUBMITTED A LETTER TO THE PLANNING BOARD DATED APRIL 9, 2024 IN RESPONSE TO THE APPLICANT’S SELF-STORAGE FACILITY PROPOSAL. TO THE EXTENT THE COMMENTS ARE SUBSTANTIVE AND WERE NOT ALREADY CONTAINED IN THE APPLICATION MATERIALS THE VILLAGE RECEIVED, THESE COMMENTS WERE ADDRESSED BY THE APPLICANT’S ENGINEER TO THE SATISFACTION OF THE TOWN’S ENGINEER.
6. AREA VARIANCES ARE NO LONGER NEEDED AS A RESULT OF THE TOWN BOARD’S ADOPTION OF LOCAL LAW #1 OF 2024.

TOWN BOARD
GARNERVILLE, NY
SEPTEMBER 10, 2024

7. THE TOWN WILL CIRCULATE THE ZONE CHANGE TO ROCKLAND COUNTY GIS DIVISION.

8. NONE OF COUNTY PLANNING'S GML COMMENTS IS BEING OVERRIDDEN, AND THEREFORE NO FURTHER ACTION IS NEEDED.

9. NONE OF COUNTY PLANNING'S GML COMMENTS IS BEING OVERRIDDEN, AND THEREFORE NO FURTHER ACTION IS NEEDED.

WHEREAS, THE TOWN BOARD HELD A DULY-NOTICED PUBLIC HEARING ON LOCAL LAW #2 OF 2024 AT ITS SEPTEMBER 10, 2024 MEETING, AND MEMBERS OF THE PUBLIC HAVING THE OPPORTUNITY TO ATTEND AND BE HEARD, THE PUBLIC HEARING WAS CLOSED ON SEPTEMBER 10, 2024; AND NOW THEREFORE,

BE IT RESOLVED, THE TOWN BOARD HEREBY ADOPTS LOCAL LAW #2 OF 2024 TO AMEND THE TOWN OF HAVERSTRAW ZONING MAP TO PLACE 3 W. RAMAPO ROAD IN THE C ZONING DISTRICT FOR THE SOLE PURPOSE OF CONSTRUCTING THE SELF-STORAGE FACILITY AS ANALYZED BY THE PLANNING BOARD THAT CULMINATED IN THE JULY 10, 2024 NEGATIVE DECLARATION UNDER SEQRA; AND

BE IT FURTHER RESOLVED, THE TOWN CLERK IS DIRECTED TO ENTER SAID LOCAL LAW IN THE MINUTES OF THIS MEETING INTO THE LOCAL LAW BOOK FOR THE TOWN OF HAVERSTRAW; TO PUBLISH SAID MINUTES IN A NEWSPAPER PUBLISHED IN THE TOWN, IF ANY, OR IN SUCH NEWSPAPER PUBLISHED IN THE COUNTY IN WHICH SUCH TOWN MAY BE LOCATED HAVING A CIRCULATION IN SUCH TOWN, AND AFFIDAVITS OF SAID PUBLICATION SHALL BE FILED WITH THE TOWN CLERK; AND TO FILE A COPY OF SAID LOCAL LAW WITH THE SECRETARY OF STATE OF NEW YORK.

PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW NO. 3 – 2024

The Town Board of the Town of Haverstraw held a Public Hearing on Tuesday, September 10, 2024 at 7:15 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	Ralph W. Kirschkel
Councilman	Johnny Ortiz

Supervisor Phillips announced that this Public Hearing was being held to consider adopting Local Law No. 3 of 2024 to add Chapter 158-29.2 of the Town Code of the Town of Haverstraw, Entitled, “No Parking within 20 Feet of an Intersection.”

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

PRESENTATION BY TOWN ATTORNEY WILLIAM M. STEIN

William M. Stein, Town Attorney stated that the proposed local law states that no vehicle shall park within 20 feet of the intersection of any two streets and this is for safety and sight distance purposes.

PUBLIC PARTICIPATION

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

CLOSE PUBLIC HEARING

390-24 On motion by Councilman Kirschkel and seconded by Councilman Ortiz unanimously adopted, the Public Hearing was closed.

ADOPT RESOLUTION

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

391-24 **RESOLVED**, that the Town Board of the Town of Haverstraw, does hereby adopt Local Law No. 3 – 2024, to add Chapter 158-29.2 of the Town Code of the Town of Haverstraw, Entitled, “No Parking within 20 Feet of an Intersection.”

ACCEPTANCE OF AUDIT REPORT

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

392-24 **RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY ACCEPT THE AUDIT REPORT FROM BERARD & ASSOCIATES CPA’S P.C. OF SUFFERN, NEW YORK FOR THE YEAR ENDING DECEMBER 31, 2023.**

TOWN BOARD
GARNERVILLE, NY
SEPTEMBER 10, 2024

PROCLAMATION FOR NATIONAL HUNTING & FISHING DAY SEPTEMBER 28,
2024

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

393-24 WHEREAS, NATIONAL HUNTING AND FISHING DAY WAS DECLARED IN 1972 BY PRESIDENT RICHARD NIXON DESIGNATED THE OBSERVANCE TO OCCUR THE FOURTH SATURDAY IN SEPTEMBER; AND

WHEREAS, THE DAY RECOGNIZES THE CONSERVATIONIST AND PRESERVATIONIST FOUND IN THOSE WHO HUNT AND FISH IN THE COUNTRY DOING SO RESPONSIBLY; AND

WHEREAS, THOSE WHO HUNT AND FISH FOLLOW SAFETY PROCEDURES WHICH KEEP THEM AND OTHERS SAFE, THEY FOLLOW LAWS AND GUIDELINES PUT IN PLACE FOR EACH SEASON; AND

WHEREAS, HUNTERS AND FISHERMEN ENJOY THE BEAUTY OF NATURE AND EXPLORE PARTS OF THE COUNTRY THEY WOULDN'T NORMALLY APPRECIATE, WILDERNESS BRINGS FAMILIES TOGETHER OR FRIENDS FOR TIME TO CONNECT; AND

WHEREAS, CELEBRATES THE TIME-HONORED TRADITIONS OF HUNTING, ANGLING, AND THE IMMENSE CONSERVATION AND ECONOMIC CONTRIBUTIONS MADE OVER TIME BY SPORTSMEN AND WOMEN; AND

WHEREAS, AS THE ORIGINAL CONSERVATIONISTS, SPORTSMEN AND WOMEN HAVE BEEN THE GREATEST FUNDERS AND SUPPORTERS OF SCIENCE-BASED WILDLIFE MANAGEMENT THROUGH THE AMERICAN SYSTEM OF CONSERVATION FUNDING; AND

WHEREAS, IS THE MOST IMPORTANT CELEBRATION FOR ENCOURAGING AMERICA'S HUNTING AND ANGLING TRADITIONS, AND THE ECONOMIC AND CONSERVATION PROFITS PROVIDED BY SPORTSMEN AND WOMEN; NOW THEREFORE BE IT

RESOLVED, THAT I, HOWARD T. PHILLIPS, JR., BY VIRTUE OF THE AUTHORITY VESTED IN ME AS SUPERVISOR OF THE HISTORIC TOWN OF HAVERSTRAW, DO HEREBY RECOGNIZE NATIONAL HUNTING & FISHING DAY AS THE MOST ESSENTIAL CELEBRATION FOR ENCOURAGING HUNTING AND FISHING TRADITIONS, AND HIGHLY ENCOURAGE ALL RESIDENTS IN THE TOWN OF HAVERSTRAW TO PARTICIPATE AND ENJOY THE NATURAL BEAUTY AROUND US.

AWARD OF RFQ NO. 20 - 2024 – TO PROVIDE AND OPERATE RIDES FOR THE TOWN OF HAVERSTRAW HALLOWEEN FESTIVAL

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

394-24 RESOLVED, THAT ONE (1) REQUEST FOR QUOTE WAS SUBMITTED TO OLIVIA HITCHINGS, CLERK-TYPIST TO PROVIDE AND OPERATE RIDES FOR THE TOWN OF HAVERSTRAW HALLOWEEN FESTIVAL, AND BE IT FURTHER

RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AWARD THE RFQ TO PETERSON PARTY RENTALS OF STONY POINT, NEW YORK, THE SOLE PROVIDER, AT A COST OF \$7,050.00.

AUTHORIZATION FOR THE TOWN OF HAVERSTRAW, TOWN COURT TO APPLY FOR A JCAP GRANT

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

395-24 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW AUTHORIZES THE TOWN OF HAVERSTRAW, TOWN COURT TO APPLY FOR A JCAP GRANT IN THE 2024-25 GRANT CYCLE UP TO \$30,000.00.

ACCEPTANCE OF LETTER OF RESIGNATION JENNIFER M. MARCHESA

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

396-24 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW, DOES HEREBY ACCEPT THE LETTER OF RESIGNATION FOR OFFICE SERVICES AIDE, TOWN OF HAVERSTRAW, JENNIFER M. MARCHESA, EFFECTIVE SEPTEMBER 6, 2024.

BUDGET ADJUSTMENTS FOR PERIOD ENDING IN AUGUST 31, 2024

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

397-24 RESOLVED, THAT THE SUPERVISOR IS AUTHORIZED TO MAKE BUDGET ADJUSTMENTS FROM THE GENERAL FUND IN THE AMOUNT OF \$125,000.00, PART-TOWN FUND IN THE AMOUNT OF \$30,000.00 PURSUANT TO THE REPORT OF THE DIRECTOR OF FINANCE FOR THE TOWN OF HAVERSTRAW FOR THE PERIOD ENDING IN AUGUST 31, 2024 (SEE ATTACHED BUDGET ADJUSTMENTS).

Town of Haverstraw
Budget Adjustments
For period ending 8-31-2024

<u>Fund</u>	<u>Account Name</u>	<u>Account Number</u>		<u>Debit</u>	<u>Credit</u>
GENERAL FUND					
	Parks Contractual	A-7110-0400		\$ 100,000.00	
	Leases - Principal	A-9788-0600		\$ 25,000.00	
	Judgement & Claims	A-1950-0400			\$ 40,000.00
	Contingent	A-1990-0400			\$ 85,000.00
				\$ 125,000.00	\$ 125,000.00

<u>Fund</u>	<u>Account Name</u>	<u>Account Number</u>		<u>Debit</u>	<u>Credit</u>
Part- Town Fund					
	Youth Program Contractual	B-7310-0400		\$ 30,000.00	
	Contingent	B-1990-0400			\$ 30,000.00
				\$ 30,000.00	\$ 30,000.00

**A RESOLUTION OF THE TOWN BOARD OF THE TOWN OF HAVERSTRAW
AUTHORIZING THE ADOPTION OF THE 2024 ROCKLAND COUNTY, NY HAZARD
MITIGATION PLAN UPDATE**

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

398-24 WHEREAS, ALL JURISDICTIONS WITHIN ROCKLAND COUNTY HAVE EXPOSURE TO NATURAL HAZARDS THAT INCREASE THE RISK TO LIFE, PROPERTY, ENVIRONMENT, AND THE COUNTY AND LOCAL ECONOMY; AND

WHEREAS; PRO-ACTIVE MITIGATION OF KNOWN HAZARDS BEFORE A DISASTER EVENT CAN REDUCE OR ELIMINATE LONG-TERM RISK TO LIFE AND PROPERTY; AND

WHEREAS, THE DISASTER MITIGATION ACT OF 2000 (PUBLIC LAW 106-390) ESTABLISHED NEW REQUIREMENTS FOR PRE AND POST DISASTER HAZARD MITIGATION PROGRAMS; AND

WHEREAS; A COALITION OF ROCKLAND COUNTY MUNICIPALITIES WITH LIKE PLANNING OBJECTIVES HAS BEEN FORMED TO POOL RESOURCES AND CREATE CONSISTENT MITIGATION STRATEGIES WITHIN ROCKLAND COUNTY; AND

WHEREAS, THE COALITION HAS COMPLETED A PLANNING PROCESS THAT ENGAGES THE PUBLIC, ASSESSES THE RISK AND VULNERABILITY TO THE IMPACTS OF NATURAL HAZARDS, DEVELOPS A MITIGATION STRATEGY CONSISTENT WITH A SET OF UNIFORM GOALS AND OBJECTIVES, AND CREATES A PLAN FOR IMPLEMENTING, EVALUATING AND REVISING THIS STRATEGY;

NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN OF HAVERSTRAW:

- 1) ADOPTS IN ITS ENTIRETY, THE 2024 ROCKLAND COUNTY HAZARD MITIGATION PLAN UPDATE (THE “PLAN”) AS THE JURISDICTION’S NATURAL HAZARD MITIGATION PLAN AND RESOLVES TO EXECUTE THE ACTIONS IDENTIFIED IN THE PLAN THAT PERTAIN TO THIS JURISDICTION.**
- 2) WILL USE THE ADOPTED AND APPROVED PORTIONS OF THE PLAN TO GUIDE PRE- AND POST-DISASTER MITIGATION OF THE HAZARDS IDENTIFIED.**
- 3) WILL COORDINATE THE STRATEGIES IDENTIFIED IN THE PLAN WITH OTHER PLANNING PROGRAMS AND MECHANISMS UNDER ITS JURISDICTIONAL AUTHORITY.**
- 4) WILL CONTINUE ITS SUPPORT OF THE PLANNING PARTNERSHIP AS DESCRIBED WITHIN THE PLAN.**
- 5) WILL HELP TO PROMOTE AND SUPPORT THE MITIGATION SUCCESSES OF ALL PARTICIPANTS IN THIS PLAN.**
- 6) WILL INCORPORATE MITIGATION PLANNING AS AN INTEGRAL COMPONENT OF GOVERNMENT AND PARTNER OPERATIONS.**
- 7) WILL PROVIDE AN UPDATE OF THE PLAN IN CONJUNCTION WITH THE COUNTY NO LESS THAN EVERY FIVE YEARS.**

TOWN BOARD
GARNERVILLE, NY
SEPTEMBER 10, 2024

PASSED AND ADOPTED ON THIS 10TH DAY OF SEPTEMBER, 2024, BY THE FOLLOWING VOTE:

AYES: COUNCILMAN CANCEL, COUNCILMAN GAMBOLI, COUNCILMAN KIRSCHKEL, COUNCILMAN ORTIZ, SUPERVISOR PHILLIPS

NOES:

ABSENT:

ABSTAIN:

SUPERVISOR, TOWN OF HAVERSTRAW

ATTEST: _____
CLERK, TOWN OF HAVERSTRAW

AWARD OF CONTRACT TO THE GORMAN GROUP. – MILLING AND PAVER-PLACED SURFACE TREATMENT - CEDAR LANE AND BIRCH DRIVE, TOWN OF HAVERSTRAW

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

399-24 RESOLVED, THAT THE TOWN BOARD HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO A CONTRACT WITH THE GORMAN GROUP OF ALBANY, NEW YORK FOR MILLING AND PAVER-PLACED SURFACE TREATMENT FOR THE FOLLOWING: CEDAR LANE AND BIRCH DRIVE AT A COST NOT TO EXCEED OF \$160,000.00 PURSUANT TO THE SARATOGA COUNTY CONTRACT 24-PWPA-28R.

ESTABLISH CAPITAL PROJECT – MILLING AND PAVER-PLACED SURFACE TREATMENT - CEDAR LANE AND BIRCH DRIVE, TOWN OF HAVERSTRAW

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

400-24 RESOLVED, THAT THE TOWN BOARD HEREBY APPROVES THE MILLING AND PAVER-PLACED SURFACE TREATMENT FOR CEDAR LANE AND BIRCH DRIVE, TOWN OF HAVERSTRAW AS A CAPITAL PROJECT IN THE AMOUNT OF \$160,000.00 WHICH WILL BE FUNDED FROM THE HIGHWAY (DB) FUND AS AN INTERFUND TRANSFER.

TOWN BOARD
GARNERVILLE, NY
SEPTEMBER 10, 2024

**AGREEMENT BETWEEN THE TOWN OF HAVERSTRAW AND SOUTH STREET
SEAPORT MUSEUM**

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

401-24 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AUTHORIZE HOWARD T. PHILLIPS, JR., SUPERVISOR TO ENTER INTO AN AGREEMENT WITH SOUTH STREET SEAPORT MUSEUM OF NEW YORK, NEW YORK FOR THE SERVICE OF SIX (6) 90 MINUTES ADVENTURES UNDER SAIL – PIONEER SHORT ON SEPTEMBER 25, 2024 THROUGH SEPTEMBER 27, 2024 AT A COST OF \$6,000 MINUS A CREDIT OF \$2,750.00 FROM 2023.

**MEMORANDUM OF UNDERSTANDING BETWEEN THE FEDERAL BUREAU OF
INVESTIGATION AND TOWN OF HAVERSTRAW POLICE DEPARTMENT**

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

402-24 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH THE FEDERAL BUREAU OF INVESTIGATION WESTCHESTER COUNTY SAFE STREETS TASK FORCE (SSTF) AND THE TOWN OF HAVERSTRAW POLICE DEPARTMENT TO DELINEATE THE RESPONSIBILITIES OF THE WESTCHESTER COUNTY SAFE STREETS TASK FORCE PERSONNEL.

**AUTHORIZATION TO PURCHASE ONE (1) MAVIC 3T COMBO WITH AIRCRAFT,
ACCESSORIES AND ONE (1) DJI MAVIC BATTERY KIT- TOWN OF
HAVERSTRAW POLICE DEPARTMENT**

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

403-24 RESOLVED, BASED UPON THE RECOMMENDATION OF POLICE CHIEF JOHN J. GOULD, JR., THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO PURCHASE ONE (1) MAVIC 3T COMBO BASIC WITH AIRCRAFT, ACCESSORIES AND ONE (1) DJI MAVIC BATTERY KIT FOR THE TOWN OF HAVERSTRAW POLICE DEPARTMENT UNDER NYS PRICING # 22802 TO STEEL CITY DRONES OF CARNEGIE, PENNSYLVANIA AT A TOTAL COST OF \$6,158.00.

**INTERMUNICIPAL AGREEMENT BETWEEN THE VILLAGE OF WEST
HAVERSTRAW AND THE TOWN OF HAVERSTRAW**

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

404-24 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AUTHORIZE THE SUPERVISOR TO ENTER INTO AN INTERMUNICIPAL AGREEMENT WITH THE VILLAGE OF WEST HAVERSTRAW RELATING TO THE RESTORATION AND PAVING OF CHAPEL STREET IN CONNECTION WITH THE DEVELOPMENT OF THE TOWN OF HAVERSTRAW RECREATION COMPLEX IN THE AMOUNT OF \$86,323.

TOWN BOARD
GARNERVILLE, NY
SEPTEMBER 10, 2024

NOMINATE DANIEL DEMARCO - POLICE OFFICER - FULL TIME

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

405-24 RESOLVED, THAT UPON THE RECOMMENDATION OF JOHN J. GOULD, JR., CHIEF OF POLICE, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY NOMINATE DANIEL DEMARCO OF SUFFERN, NEW YORK TO THE POSITION OF POLICE OFFICER, FULL TIME, FOR THE TOWN OF HAVERSTRAW POLICE DEPARTMENT, AS A RESULT OF A RESIGNATION/REINSTATEMENT, AND BE IT FURTHER

RESOLVED, THAT THIS NOMINATION IS SUBJECT TO THE RULES AND REGULATIONS OF THE ROCKLAND COUNTY DEPARTMENT OF PERSONNEL.

NOMINATE CHARLES BUGLIONE - POLICE OFFICER - FULL TIME

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

406-24 RESOLVED, THAT UPON THE RECOMMENDATION OF JOHN J. GOULD, JR., CHIEF OF POLICE, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY NOMINATE CHARLES BUGLIONE OF SUFFERN, NEW YORK TO THE POSITION OF POLICE OFFICER, FULL TIME, FOR THE TOWN OF HAVERSTRAW POLICE DEPARTMENT, AS A RESULT OF A RESIGNATION/REINSTATEMENT, AND BE IT FURTHER

RESOLVED, THAT THIS NOMINATION IS SUBJECT TO THE RULES AND REGULATIONS OF THE ROCKLAND COUNTY DEPARTMENT OF PERSONNEL.

NOMINATE KENNETH CONNOLLY - POLICE OFFICER - FULL TIME

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

407-24 RESOLVED, THAT UPON THE RECOMMENDATION OF JOHN J. GOULD, JR., CHIEF OF POLICE, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY NOMINATE KENNETH CONNOLLY OF GARNERVILLE, NEW YORK TO THE POSITION OF POLICE OFFICER, FULL TIME, FOR THE TOWN OF HAVERSTRAW POLICE DEPARTMENT, AS A RESULT OF A RESIGNATION/REINSTATEMENT, AND BE IT FURTHER

RESOLVED, THAT THIS NOMINATION IS SUBJECT TO THE RULES AND REGULATIONS OF THE ROCKLAND COUNTY DEPARTMENT OF PERSONNEL.

TOWN BOARD
GARNERVILLE, NY
SEPTEMBER 10, 2024

APPOINTMENT OF COURT ATTENDANT (PT) – JOSE M. PENA, JR.

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

408-24 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY APPOINT JOSE M. PENA, JR. OF CHESTNUT RIDGE, NEW YORK TO THE POSITION OF PART TIME COURT ATTENDANT WITH THE TOWN OF HAVERSTRAW JUSTICE COURT ON AN AS-NEEDED-BASIS, EFFECTIVE SEPTEMBER 10, 2024 AT AN HOURLY RATE OF \$18.00, AND BE IT FURTHER

RESOLVED, THAT THIS APPOINTMENT WAS APPROVED BY THE ROCKLAND COUNTY DEPARTMENT OF PERSONNEL AND IS SUBJECT TO THE RULES AND REGULATIONS OF THE ROCKLAND COUNTY DEPARTMENT OF PERSONNEL.

AUTHORIZATION FOR SUPERVISOR TO SIGN AN AGREEMENT WITH ORANGE AND ROCKLAND UTILITIES, INC.

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

409-24 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW, DOES HEREBY AUTHORIZE THE SUPERVISOR TO SIGN AN AGREEMENT WITH ORANGE AND ROCKLAND UTILITIES, INC. TO INSTALL AN UNDERGROUND STREETLIGHT (POLE NUMBERS: UGH H – 58748/43897) FOR 2 HILLWOOD COURT, THIELLS, NEW YORK AT A COST AS SPECIFIED IN THE AGREEMENT AND AN ADDITIONAL ONE-TIME CHARGE OF \$4,961.14.

PURCHASE OF ONE (1) MOWER – FLAIR AND ONE (1) MOWER – BOOM FOR THE TOWN OF HAVERSTRAW HIGHWAY DEPARTMENT

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

410-24 RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF HAVERSTRAW HEREBY AUTHORIZES THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH STORR TRACTOR COMPANY OF BRANCHBURG, NEW JERSEY TO PURCHASE THROUGH SOURCEWELL CONTRACT NUMBER 031121-TTC, ONE (1) MODEL MA900 (39.55170) MOWER BOOM AND ACCESSORIES (\$18,382.60) AND ONE (1) MODEL MW722 (39.55147) FLAIL MOWER AND ACCESSORIES (\$8,694.00) PLUS OTHER SET UP FEES TOTALING \$1,433.06 FOR THE TOWN OF HAVERSTRAW HIGHWAY DEPARTMENT AT A TOTAL COST OF \$28,509.66.

AGREEMENT BETWEEN THE TOWN OF HAVERSTRAW AND VERIZON CONNECT FLEET USA LLC

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

411-24 RESOLVED, BASED UPON THE RECOMMENDATION OF SUPERINTENDENT J. BART GORDON, THE TOWN BOARD OF THE TOWN OF HAVERSTRAW DOES HEREBY AUTHORIZE THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH VERIZON CONNECT FLEET USA LLC OF ALPHARETTA, GEORGIA TO PROVIDE TWENTY-FOUR (24) VEHICLE TRACKING SUBSCRIPTIONS FOR THE HIGHWAY DEPARTMENT VEHICLES AT \$15.95 EACH FOR A 12 MONTH SUBSCRIPTION STARTING SEPTEMBER 2024.

TOWN BOARD
GARNERVILLE, NY
SEPTEMBER 10, 2024

PUBLIC PARTICIPATION

Ms. Bradley, Garnerville, NY commended Chief of Police John J. Gould for doing a great job in the Village of Haverstraw.

ANNOUNCEMENTS

The Town had the last Thursday Night Concert of the summer with The Epic Soul Band. Thank you to our sponsors Veolia and Tilcon NY.

The Labor Day concert with the 8th Grade Science Band and the mighty spectrum Band was great and the public enjoyed the music. Congratulations to Michael Gamboli for doing a great job selecting the bands!

The Town concluded the Summer Fitness Classes for the summer. These were always free and open to everyone. We had an end of year party and special thanks to all the great instructors. We hope everyone enjoyed and look forward to seeing you next summer!

The Town Board members and Supervisor Phillips were in the ALS Bucket Challenge last week. They got soaking wet at Bowline Point Park for a very worthwhile cause! Thank you to the Haverstraw and West Haverstraw Fire Departments for using their hoses on them as well!

Friday night was the first football game of the season for NRHS JV and Varsity and these were at the Town of Haverstraw Sports Complex! North Rockland played Monroe Woodbury. This game was a Childhood Cancer Awareness Game. Let's go Red Raiders!

Tonight was the Annual 9-11 Memorial Ceremony at Haverstraw Town Hall. Thank you to the Rockland County Marine Corps League for hosting this special service each year. There was a Color Guard, taps and wreath laying ceremony. We remember those we lost and who we will never forget.

This Friday starting at 5 pm there is a Spaghetti and Meatball Dinner at the Knights of Columbus hosted by the Haverstraw Columbiettes.

This Saturday from 8 pm to Midnight the Annual Brick Alley Block Party will be held at Garner Arts Center. For more information please visit <https://garnerartscenter.org/events>.

This Sunday starting at 1 pm is the 10th Annual Haverstraw Food Crawl hosted by the Haverstraw Riverwide Arts in the Village of Haverstraw.

The Spaghetti and Meatball Dinner at the Knights of Columbus hosted by the Haverstraw Columbiettes will be held on Friday, September 13th starting at 5 pm.

The next Town Board meeting is scheduled for Tuesday, September 24, 2024 at 7:00 pm.

ADJOURNMENT

Supervisor Howard T. Phillips, Jr. stated that he would like to close tonight's meeting in memory of Phyllis D'Urso, Emily Celine Gonzalez, Rolando Alberto Castillo, Frederick Joseph Mittermeier Jr, William Skinner, Jose Roman, Mary McShara, Anne Elizabeth Lowry, Martino Antonio Martinez Collado, Joseph DePalma, Deforest Holdrige, Joseph John Truhon, William T. Mayer, Huilan Aurelio Avila Avila and Timothy J. Slain who recently passed away. A motion was made by Councilman Cancel, seconded by Councilman Ortiz, and unanimously adopted and the Town Board Meeting was adjourned.

RAQUEL VENTURA
TOWN CLERK