

February 10, 2014

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The regular meeting of the City of Port Jervis Common Council was held in the Council Chambers, 20 Hammond Street, Port Jervis, New York on Monday, February 10, 2014 at 7:00 p.m.

Regular Meeting

Mayor Decker and all members of the Common Council were present. Recreation Director John Faggione, Assistant Building Official Laurie Powrie, Director of Public Works Vincent Lopez, Fire Chief Jeffrey Rhoades, City Clerk-Treasurer Robin Waizenegger, Police Chief William Worden, and Corporation Counsel William Bavoso were also present.

Attendance

Mayor Decker and James Oosterom, Joseph Ennis, and Johnathan Weiss of Troop 68 led all present in the Pledge of Allegiance to the Flag.

Pledge of Allegiance

Mr. Michael Conklin gave the Youth Report, which included school sports update, elementary school registration information, school board meeting date, little league signup dates, and Empowering Port Jervis youth activities.

Youth Report given

Mr. Ted Otney, of Clough, Harbour and Associates, gave an update on the East Main Street widening/Tri-States Bridge replacement project. He reviewed the primary objectives of the project, realigning South Maple Avenue and replacing the Neversink Bridge, and spoke about the three (3) options that had been considered. The project will move forward with Option C (Modified). The new bridge will have three (3) lanes, including a center turn lane, and have the structure underneath the bridge.

Mr. Otney reviewed the following work that has been completed to date:

- Reconnaissance Study
- Design Report and Cultural Resources Study submitted to NYSDOT
- Mitigation Phase Data Recovery Plan
- Indian Tribal Report
- Receipt of SHPO's concurrence with the proposed Mitigation Plan
- Threatened and Endangered Species surveys
- Biological Assessment submitted to USFWS and NYSDEC

Mr. Otney inquired about the level of involvement of the Indian tribes and the distribution of information to the three (3) identified tribes who had been sent letters concerning the project. Mr. Otney stated that the tribes must respond so that a memorandum of agreement can be prepared and executed. Mayor Decker commented that he will be sending a letter to Senator Bonacic to address the issues concerning the project. Once the necessary submissions are received and approved, the design can be completed and approved by the City. Mr. Otney stated that he anticipates this process to take several months. Approximate dates relating to the project include having design approval by June 2014, Clove Brook construction beginning by April 2015, and bridge and roadway construction beginning by August 2015. The project could be complete as early as the fall of 2016 or early 2017. Mr. Siegel asked about speaking to residents concerning property loss, and Mr. Otney stated that could be done after the design approval.

Motion by Mr. Siegel, seconded by Mr. Waligroski, to accept the minutes of the January 27, 2014 regular meeting.

Minutes of the 1/27/2014 Regular approved

AYE: 8 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Bell, seconded by Mr. Bavoso, to approve the unpaid bills in the following amounts for payment: General Fund - \$428,405.68, Water Fund - \$26,365.06, and Capital Fund - \$40,486.62.

Committee Reports given—Finance Committee

AYE: 8 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

The next Finance Committee meeting will be February 18, 2014 after the Department of Public Works (DPW) and Fire and Emergency Management (FEM) Committee meetings, in the City Hall Conference Room

February 10, 2014

Fire and
Emergency
Management
(FEM)
Committee

Motion by Mr. Waligroski, seconded by Mr. Bell, to approve the following events for the Port Jervis Fire Department:

- Fowler Rescue and Salvage Company #3—
May 10, 2014—car wash
June 8, 2014—Soap Box Derby sausage and peppers booth
June 21, 2014—car wash
August 16, 2014—car wash
September 27, 2014—attend Orange County Volunteer Parade
- Maghogomock Hook and Ladder Company #7—
March 29, 2014—chicken barbecue
May 17, 2014—motorcycle run (ending at Riverside Park), with the approval of DPW and Police
- Port Jervis Fire Police—
June 22, 2014—car wash, with a rain date of June 29, 2014
- Port Jervis Fire Department—
February 22, 2014—mandatory OSHA training at Port Jervis High School (8 hours)

AYE: 8 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Waligroski, seconded by Mr. Siegel, to remove Robert Schulman, of Excelsior Engine Company #5, from the active membership rolls of the Port Jervis Fire Department.

AYE: 8 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Waligroski, seconded by Mr. Ritchie, to approve Michael Pettiti, Mark Clavelli, and Kenneth Howell as probationary drivers for Fowler Rescue and Salvage Company #3 of the Port Jervis Fire Department.

AYE: 8 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

The Fire Department's new ladder truck is expected to be delivered at approximately 5:00 p.m. on February 11, 2014 at the Orange Street firehouse.

Public
Comment given

No public comment was given.

Code
Committee

Mr. Siegel read portions of a *New York Times* article concerning vacant and/or abandoned properties. He feels the actions being taken as detailed in the article will benefit Port Jervis.

The next Code Committee will be February 11, 2014. Items to be discussed include Chapter 464 of the City Code, entitled Streets, Sidewalks, and Public Property, a vacant property assessment fee law, rental building fee, a new construction/underground utility law, and puppy mills. The agenda is on the City's website.

Motion by Mr. Siegel, seconded by Mr. Bell, to designate the City of Port Jervis as lead agency for the purposed of SEQRA review of Local Law #1 of 2014, entitled "A Local Law Amending the Port Jervis Zoning Map".

AYE: 8 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Department of
Public Works
(DPW)
Committee

The DPW Update was given and included the following:

- Garbage and recycling will be on a normal schedule this week. Next week, due to the Presidents' Day holiday, pick up will be one day later in all wards, and cardboard and paper pick up for the Third Ward will be February 21, 2014.
- DPW crews have been removing snow from recent storms.
- Upgrades at the Beach Road Pump Station are nearly complete.
- A reminder was given for winter overnight parking restrictions from December 1 through April 1 between 1:00 a.m. to 6:00 a.m.

The next DPW Committee meeting will be on February 18, 2014 in the City Hall Conference Room.

Police
Committee

Motion by Mr. Hendrick, seconded by Mr. Ritchie, to accept the Police Committee's February minutes.

AYE: 8 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Hendrick, seconded by Mr. Ritchie, to accept the Police Department’s January report.

Police Committee (continued)

AYE: 8 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

The next Police Committee meeting will be March 3, 2014 at 6:30 p.m.

Contract negotiations will begin with the Police Benevolent Association and will be scheduled at a future date.

The next Community Development Agency (CDA) meeting will be February 26, 2014 at 7:00 p.m. in the Recreation building.

Liaison Reports given—Community Development Agency (CDA)

The next IDA meeting will be February 12, 2014 at 6:00 p.m.

Industrial Development Agency (IDA)

The date of the next ADA meeting will be announced at a future Council meeting.

ADA

The next Housing Authority meeting will be February 19, 2014 at 7:00 p.m. at Hillside Terrace.

Housing Authority

The Recreation Commission update was given and included the following:

Recreation Commission

- The snow tubing field trip scheduled for February 3, 2014. Was postponed due to inclement weather. It has been rescheduled for February 24, 2014.
- Co-ed youth basketball continues. The Cops vs Kids Basketball game will be March 8, 2014 at 10:00 a.m.
- Adult basketball is offered every Friday night at the Anna S. Kuhl gymnasium from 8:00 p.m. to 10:00 p.m.
- Youth Center hours for the Presidents’ weekend was given.
- Youth Karate continues.
- The sleigh riding hill at West End Beach is open.

The next Recreation Commission meeting will be February 18, 2014 at 7:00 p.m. at the Youth Center.

Motion by Mr. Waligroski, seconded by Mr. Hendrick, to accept the Recreation Update.

AYE: 8 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Bavoso, seconded by Mr. Oney, to approve the following Tourism events:
May 3, 2014, with a rain date of May 4, 2014—4th Annual Citywide Yard Sale
September 28, 2014—22nd Annual Fall Foliage Festival
December 7, 2014—2nd Annual Christkindlemarkt

Tourism Board

The Tourism Board requests banners be displayed at the entrances to the City prior to each event to advertise them, street closures as needed, and the assistance of the DPW, Police Department, and Fire Police when needed for the events.

AYE: 8 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Mr. Bavoso encouraged everyone to attend City events.

A pre-submission before the Zoning Board of Appeals was set for public hearing for 33-35, 37, and 39 East Main Streets for the next meeting on March 4, 2014 at 7:00 p.m.

Zoning Board of Appeals and Planning Board

A public hearing will be continued for 33-35, 37, and 39 East Main Streets and a pre-submission for 266-272 and 290-294 East Main Streets will be heard before the Planning Board at the next meeting February 18, 2014 at 7:00 p.m.

Plumbing and Electrical Boards The February Plumbing and Electrical Boards were cancelled due to inclement weather. The next meeting will be March 5, 2014 beginning at 6:30 p.m.

Senior Advisory Mr. Siegel met with representatives and residents. There are no issues to report.

Access 23 TV The report will be given at the next Council meeting.

Mayor's Correspondence reviewed Mayor Decker will be attending the St. Lutheran's Church on Sunday, February 16, 2014, at 10:00 a.m. Anyone wishing to join him can meet at City Hall at 9:30 a.m.

Mayor Decker made the following appointments:
 Tom Vicchiariello—Planning Board Chairman, 5 year term
 Mike Latini—correct previous 5 year term appointment to be a 7 year term
 George Belcher—Tourism Board, 2 year term

Mayor Decker thanked Mr. Wayne Kidney for his years of service to the City. A committee will be created to begin the replacement process.

The sign up for Nixle alert system is available on the City's website.

The issue of a warming station is still under consideration. Mayor Decker thanked Valerie Maginsky and Empowering Port Jervis for continuing the program.

Mayor Decker thanked Mr. Lopez and the DPW staff for their work clearing snow after the recent storms.

Mayor Decker thanked the Police Department for their mutual aid during an incident in Deepark. The suspect was apprehended.

Mayor Decker and members for the Fire Department, Police Department, Emergency Management, and Council participated in training for disaster preparedness. More information is available at www.nvprepare.gov.

Motion by Mr. Siegel, seconded by Mr. Bell, to authorize the Clothesline Project to be held in Veteran's Park on April 11, 2014 from 10:00 a.m. to 2:00 p.m.

Mayor Decker will be attending the Deepark Reformed Church on Sunday, February 2, 2014, at 11:00 a.m. Anyone wishing to join him can meet at City Hall at 10:30 a.m. This Sunday is Scout Sunday

Motion by Mr. Waligroski, seconded by Mr. Cunningham, to authorize the First Baptist Church to hold a sunrise service on Point Peter on April 20, 2014 from 6:00 a.m. to 7:00 a.m.

There is no conflict with other organizations authorized to hold sunrise services on that date.

AYE: 8 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Siegel, seconded by Mr. Oney, to authorize Nutrition Site Manager Kathy Shortell to attend a Servsafe seminar on March 11, 2014 at a cost of \$135.00.

AYE: 8 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

A meeting will be held on February 27, 2014 at 7:00 p.m. in the City Hall Conference Room to discuss children's mental health issues. A snow date will be March 6, 2014.

Motion by Mr. Hendrick, seconded by Mr. Ritchie, to approve payment of the \$10.00 membership renewal for the Arbor Day Foundation.

The Arbor Day Ceremony will be April 25, 2014 and is tentatively scheduled to be held at the Port Jervis Middle School.

AYE: 8 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

February 10, 2014

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A Orange County Technical Committee meeting will be February 18, 2014 at 10:00 a.m. for those Councilmen interested in attending.

Mayor's
Correspondence
reviewed
(continued)

A Rural Economic Roundtable will be held at Orange County Community College on March 24, 2014 from 10:00 a.m. to 1:00 p.m.

The State Comptroller's office completed their exit audit and determined a full audit was not warranted. Minor issues were noted, including the necessity for updating the City's purchasing policy.

Anyone wishing to represent the City on the Upper Delaware Scenic Byway Committee can contact the Mayor's office. The meetings are held in Narrowsburg on the fourth Monday of each month.

The State Comptroller's audit went very well. The auditors were impressed with the City Clerk's office cash register system's reporting, tracking, and integration with other financial software.

City Clerk-
Treasurer's
report given

Internal audit work continues, and the City's audit be held at the end of March.

Mrs. Waizenegger thanked all those who paid their County and water bills in January. City tax bills will be mailed March 15, 2014.

Mr. Siegel spoke about recently meeting a Port Jervis native who is now the personal photographer for the governor of New York.

Old Business
discussed

Mr. Siegel recommended people walk on sidewalks rather than in City streets.

Motorists were reminded to stop in crosswalks for pedestrians.

Residents were asked to shovel out fire hydrants to aid emergency responders.

Mr. Bavoso spoke about the effects of the winter on City departments and the dedication of City employees.

Mr. Bell commented on the snow removal and thanked the DPW staff.

Mr. Waligroski requested the Council send a letter to the governor in opposition of the decision to close Interstate 84 during the last snowstorm. He commented on the difficulties the closure caused, including the dangerous driving conditions for people getting to work from Port Jervis and for expectant mothers who would have to use alternate routes to hospitals.

New Business
discussed

Motion by Mr. Hendrick, seconded by Mr. Waligroski, to set Executive Session to discuss litigation, Police Department contractual, and Beach Road Pump Station contractual.

Executive Session
set

Mr. Lopez and Chief Worden were invited to attend.

AYE: 8 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Siegel, seconded by Mr. Bavoso, to set a public hearing for proposed Local Law #1-2014 at 7:00 p.m. on February 24, 2014.

AYE: 8 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

A 4th Ward Neighborhood Watch meeting will be February 19, 2014 at 7:00 p.m.

Mr. Siegel encouraged everyone to attend the Code Committee meetings.

Mr. Peter Tomasi, 2nd Ward resident, asked the City Code requirements pertaining to snow removal. Mrs. Powrie stated that snow must be removed from sidewalks within twenty-four (24) hours from the end of a storm, and a minimum of a twenty-four inch (24") path must be cleared. Additionally, corners must also be cleared. It was noted that DPW staff has been maintaining approximately seventy (70) abandoned properties. Mr. Tomasi suggested the Youth Center coordinate with City youth who would be interested in shoveling snow.

Public Comment
given

Motion by Mr. Bavoso, seconded by Mr. Ritchie, to enter Executive Session at 8:20 p.m.

AYE: 8 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Meeting reconvened

The meeting was reconvened at 9:15 p.m.

Motion by Mr. Waligroski, seconded by Mr. Ritchie, to approve the payment of the membership dues for the Tri-State Chamber of Commerce in the amount of \$185.00.

AYE: 8 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Bell, seconded by Mr. Oney, to approve the memorandum of agreement (MOA) with CSEA pending updates from the City attorney and City Clerk-Treasurer.

Mayor Decker clarified that this MOA will address only the December issue and forward.

AYE: 8 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Cunningham, seconded by Mr. Ritchie, to approve Change Order #1 in regards to Pioneer Construction pending receipt of the release of liens and other documentation necessary to perfect a settlement.

AYE: 8 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Meeting adjourned

Motion by Mr. Bavoso, seconded by Mr. Bell, to adjourn the meeting at 9:16 p.m.

AYE: 8 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Robin Waizenegger
City Clerk-Treasurer

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