

May 23<sup>rd</sup>, 2016**Regular Meeting-**

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 May 23<sup>rd</sup>, 2016 at 7:00 p.m.

**Attendance-**

Mayor Kelly Decker and all members of the Common Council were present. Police Chief William Worden, Building Official David Rivera, CDA Director Valerie Maginsky, Recreation Director John Faggione, DPW Director Jack Farr, Fire Chief Frank Fuller III, City Clerk-Treasurer Robin Waizenegger, Mike Fox and Corporation Counsel William Bavoso were also present.

**Pledge of Allegiance-**

Mayor Decker and members of Daisy Troop 229 led all present in the Pledge of Allegiance to the Flag.

**Youth Report given by Mr. Matthew Conklin**

Port Jervis High School math teacher Carolyn Dorritie has been named finalist for 2017 NYS Teacher of the year. The Teacher of the year award recognizes the exceptional skills and talents of the recipient and their superior ability to inspire learning in students of all backgrounds and abilities. Dorritie's selection would be the first ever for PJ Schools.

Parents, guardians, family and friends of Port Jervis HS Seniors, now is your chance to show your neighbors and the entire community how proud you are of your graduate. The class of 2016 graduate yard signs are now available. They are \$15.50 each and can be purchased by going to the pjschools website. All proceeds to benefit the All Night Grad Party.

National Honor Society held their annual induction ceremony Wednesday, May 4<sup>th</sup>. Keynote speaker Ray Holyk challenged the inductees to hold fast to the merits of this fine association. Advisor, Deb Cassara, noted that "The National Honor Society inductees have demonstrated exemplary scholarship, leadership, character and service and the evening was a celebration of their outstanding accomplishments.

ASK participated in Healthy Orange's National Public Health Week with other schools throughout the County. This national campaign, organized by the American Public Health Association, aims to bring awareness to the public about the importance of public health and prevention in keeping our nation healthy. Students wrote and drew healthy messages along the school's sidewalks.

Due to the mild winter PJ Schools will give back its final snow day. There will be no school Thursday, May 26<sup>th</sup> through Monday, May 30<sup>th</sup>. All district offices will be closed Friday, May 27<sup>th</sup> and Monday, May 30<sup>th</sup>, in observance of Memorial Day.

The next meeting of the Board of Education is Tuesday, June 7<sup>th</sup>, 2016 at 7:00pm.

**Senior Report-** No report

**Veterans Report-**

Mr. Siegel announced the VA Hudson Valley Healthcare System is hosting a ceremony to recognize the 50<sup>th</sup> anniversary of the Vietnam War on June 20<sup>th</sup> from 12:30-2:00 at the FDR Montrose Campus August 30<sup>th</sup> Castle Point Campus.

**Presentations:**

May 23<sup>rd</sup>, 2016**Artful Gardeners Club**

Mayor Decker presented members of the artful garden club a proclamation that states June 5<sup>th</sup>-11<sup>th</sup> be named Artful Gardeners Week here in the City of Port Jervis.

**SoapBox Derby**

Mayor Decker read a proclamation declaring the month of June, as SoapBox Derby month and thanked all involved.

**Catholic Charities-Martin Cavalito**

Praised the Port Jervis Police Department for all that they do for the community.

**Public Comment-**

Ed Degroat, 3<sup>rd</sup> ward, commented with regards to ongoing issues with building department relating to a property located on Farnum Street.

Owner of Port Jervis Laundry Mat, Pike Street, had concerns with the new 15 minute parking signage that was place near her business.

Mayor Decker urged owner to speak with the Police Chief regarding any traffic related signage.

**Minutes Approved-**

Motion by Mr. Belcher, Seconded by Mr. Bavoso to approve the minutes of the May 9<sup>th</sup>, 2016 regular meeting.

AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

**Committee Reports:****Finance Committee**

Motion by Mr. Ritchie, seconded by Mr. Bavoso to pay the current bills for General Fund, Water Fund, and Capital Account for a total of \$321,566.11

AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Ritchie, seconded by Mr. Bavoso to approve Trident as the City's Insurance carrier.

AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Ritchie, seconded by Mr. Bavoso to approve the closure of the 2014 capital note and authorizes the City Clerk Treasurer to transfer the remainder of the funds to be applied to debt repayment in 2016.

AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Ritchie, seconded by Mr. Belcher to approve the use of unused funds from the 2009 serial bond to be consolidated to engineering, replacement and relining of sewers for a total of \$74,676.67

AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

May 23<sup>rd</sup>, 2016

Motion by Mr. Ritchie, seconded by Mr. Bavoso to approve the use of unused funds from the 2013 serial bond to be used for the purpose of similar Capital Project expenditures.

AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Ritchie, seconded by Mr. Bavoso to approve the amendments to the 2016 budget to reflect actual activity and necessary expenditures.

AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

The next meeting will be held on June 15<sup>th</sup>, at 6:30pm in the council chambers.

#### **Fire & Emergency Management (FEM) Committee**

Motion by Mr. Siegel, seconded by Mr. Ritchie to approve Burton W. Struble as an Emergency Driver for Company Howard Wheat Engine Company No. 4

AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Siegel, seconded by Mr. Belcher to approve Kevin J. Bartha for active membership into Tri State Hose Company No. 6

AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Siegel, seconded by Mr. Bavoso to approve Neversink Engine Company No. 1 to hold a fundraiser at A Taste of Sicily on 06/14/2016 from 5:00 p.m. to 8:00 p.m. and Sell raffle tickets through the end of July for the 08/04/2016 NY Mets vs. NY Yankees game.

AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Reminded residents about the Fireman's Day Parade.

The next meeting will be held on June 20<sup>th</sup>, 2016 at 7:00pm in the council chambers.

#### **Code Committee-**

Motion by Mr. Bavoso, seconded by Mr. Siegel to approve a public hearing for proposed local law # 12 relating to 421F exemption to be held on June 13<sup>th</sup> at 7:00 pm.

AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Bavoso, seconded by Mr. Siegel to approve a public hearing for proposed local law # 13 relating to a zone district change to be held on June 13<sup>th</sup> at 7:01 pm.

AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Bavoso, seconded by Mr. Belcher to approve a public hearing for proposed local law # 14 relating to the override of the tax cap levy to be held on June 13<sup>th</sup> at 7:02 pm.

Mrs. Hendry read the following written statement on behalf of herself and Mrs. Trovei

"A few months ago this council voted down the law to exceed the 2% tax cap citing a hope that a more focused and concerted effort to reduce costs would make it unnecessary. We have seen the careful budgeting of resources by Department Heads in

May 23<sup>rd</sup>, 2016

committee meetings, and we don't imagine there is an officer or employee of the City that isn't reminded daily of our dire financial situation.

In addition to the regular business of the Council, several cost savings ideas have been brought to the table and have been or are currently being researched. Councilwoman Trovei has spent a significant amount of time on the future of garbage removal in our City as well as cost savings ideas in billing and various areas within the different departments. I, with members of the Codes committee are working on an event fee that will potentially save the City tens of thousands of dollars in labor costs that have previously been used to subsidize non-city events. If it costs money, it has and will be questioned. In our opinion, no budget line can be ignored and every cost needs to be on the table for consideration.

Unfortunately, the reality is that previous councils have negotiated away our ability to make sound financial decisions. Contractual obligations have removed too many possible cost saving measures, leaving us only the power to cut budget lines and force layoffs.

We represent the residents of the first and third wards, and their voice in local government. It is our belief that those we represent want as many services as they can reasonably afford. We do not believe a tax increase of greater than 2 percent is reasonable, affordable, or viable for this City or this State. Another 9 percent increase this December is not acceptable. Our continued overtaxing of the residents of Port Jervis, who are already financially strained, is unsustainable.

With 73% of our budget attributable to personnel, reducing this cost is the only feasible way to avoid substantial job loss, and it is our sincere hope that others see this as well. This council's ability to make any positive change is reliant upon it being in agreement on this issue. Without a clear collective voice we remain powerless.

We encourage you to contact your councilperson prior to the public hearing on the tax cap override and voice your opinion. It is nearly impossible to make good decisions without input from those you are charged with representing.

If anyone would like to make a public comment in writing, you can email to the addresses below and it will be read it into the record. Please know that any written comments received will only be read if signed."

Mr. Siegel- in agreeance with Mrs. Trovei and Mrs. Hendry and will be voting no for the tax cap override.

Mayor Decker- agrees with parts of Mrs. Hendry's statement but disagrees with employee layoffs. Urges the public to become aware of the amount of taxes residents pay compared to other parts of the county and the services that are provided.

AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Next code meeting to be held June 1<sup>st</sup> at 7:00pm in the council chambers.

#### **Department of Public Works (DPW) Committee-**

##### **UPDATE:**

Garbage pickup will be one day late due to the Memorial Day Holiday.

Every Saturday from 7:15am-11:30am the dump will be open for residents to use. Dump passes can be purchased at the City Clerk's Office for \$10.00 per pass.

Informed residents to report pot holes to the DPW Director.

Orange County will be holding a household collection waste on June 10<sup>th</sup> & June 11<sup>th</sup> any questions please call 845-291-2664.

Motion by Mr. Belcher, seconded by Mr. Bavoso to approve Valerie Maginsky to serve as the certifying officer for the City of Port Jervis to conduct an environmental review.

AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

May 23<sup>rd</sup>, 2016

Motion by Mr. Belcher, seconded by Mr. Bavoso to approve Valerie Maginsky to make determinations as lead agency relating to the Jersey Avenue repair project.

AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Belcher, seconded by Mr. Bavoso to approve the letter proposal and agreement for engineering services, dated March 10<sup>th</sup>, 2016, submitted by Mcgoey, Hauser & Edsall, consulting engineers to provide services to prepare the sewer system evaluation study phase II, that will be funded by the engineering planning grant.

AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Belcher, seconded by Mr. Bavoso to approve the technical force account work by the Department of Public Works for the sewer system evaluation study phase II that will be funded by the engineering planning grant.

AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Next meeting will be held June 6<sup>th</sup>, 2016 at 6:00pm

#### **Police Committee-**

Discussed last meeting.

Motion by Mr. Ritchie, seconded by Mr. Bavoso to approve the appointment of M. Worden and K. Moscatiello to permanent status with the title Sergeant.

AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Invited everyone to National Night Out being held August 2<sup>nd</sup>.

Announced the Police Department is accepting applications for a part time Animal Control Officer.

Informed residents that the Click It or Ticket Seatbelt Program will run through the Memorial Day Holiday.

The next meeting will be June 21<sup>st</sup> at 7:00pm.

#### **Liaison Reports:**

#### **Community Development Agency (CDA)-**

The next meeting will be May 25<sup>th</sup> at 7:00pm.

#### **Industrial Development Agency (IDA)-**

The next meeting will be June 15<sup>th</sup> at 6:00pm

Mayor Decker announced a vacancy on the IDA board and to speak to Mrs. Waizenegger for details.

#### **American's with Disabilities Act (ADA)-**

Last meeting was February 4<sup>th</sup>, 2015

Next meeting to be held June 1<sup>st</sup> at 6:30pm in the Mayor's Conference room

May 23<sup>rd</sup>, 2016

**Housing Authority-**

The next meeting will be May 24<sup>th</sup>, at 7:00pm at Hillside Terrace in the conference room.

**Recreation Commission:**

The Youth Center schedule for Memorial Day weekend will be as follows: May 26, 27 and 30- 11:00am-3:00 pm, CLOSED on Saturday, May 28<sup>th</sup>.

The 2016 Summer Recreation Flyer is completed and can be picked up at the Youth Center or emailed to you or you can find it on our Facebook page- Port Jervis Recreation. Plenty of activities for the kids this summer with special events, sports camps, the re-opening of West End Beach and field trips.

Call the Recreation Office with any questions- 845-856-4045. Hiking and Biking Trails at Watershed Park and Recreation Area are open. If you need a map of the trails call the Recreation office. Tree Markers are in and will be going up soon as well as Trail Head signs. Please remember to "Pack in and Pack Out, Leave only Footprints and Tire Treads".

For any questions on programs or events contact the Recreation Office at (845) 858-4045 or email us at [pjrec@frontier.net](mailto:pjrec@frontier.net).

The next meeting will be May 25<sup>th</sup>, 2016 at 7:00pm at the Youth Center.

**Tourism Board-**

Discussed several upcoming events.

The next meeting will be on June 14<sup>th</sup> at 6:30 pm in the council chambers.

**Zoning Board of Appeals-**

The next meeting will be held on June 7<sup>th</sup>, at 7pm in the Council Chambers.

**Planning Board-**

Discussed last meeting.

The next meeting will be held on June 21<sup>st</sup> at 7:00pm.

**Plumbing Board-**

The next meeting will be held in September

**Electrical Board-**

The next meeting will be held in September.

**Senior Advisory-**

Informed residents that Water's Edge currently has vacancies.

May 23<sup>rd</sup>, 2016

**Access 23 TV-**

No report to be given.

**Mayor's Correspondence-**

Appointed Councilwoman Ms. Randazzo to be the liaison to the Zoning and Planning Board.

Appointed Councilman Mr. Belcher to deliver any Access 23 reports.

Discussed the potential homeowner occupancy program and informed residents that the program has been turned over to the Codes committee, where it will be further amended.

Valerie Maginsky attended a National Geographic presentation in NYC, informing the public of the Upper Delaware Scenic Byway. Mayor Decker also revealed the new City brochures which highlights points of interest throughout the City.

Mayor Decker updated residents on the Whitewater Park.

Motion by Mr. Bavoso, seconded by Mr. Siegel to approve the Minisink Valley Historical Society's request for a historical marker to be placed where the Erie New York Bridge crossed the Delaware River.

AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Siegel, seconded by Mr. Foster to approve signage to be placed throughout the City for a free event hosted by the Kadampa Meditation Center on June 4<sup>th</sup> from 11:00am-4:00pm.

AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Bavoso, seconded by Ms. Randazzo to approve the Tri-State Chambers Art Walk to be held on August 7<sup>th</sup> with a rain date of August 14<sup>th</sup>, 2016 and to approve the road closure from Sussex Street to Ball Street from 11:00am-5:00pm.

AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Bavoso, seconded by Mrs. Fitzpatrick to approve the Saint Peters Lutheran Church to hold a community Drumming Circle Event at Orange Square Park on the 1<sup>st</sup> & 3<sup>rd</sup> Thursdays from 6:30-7:30 pm.

AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Bavoso, seconded by Mr. Foster to approve the Crop Walk Event and the request of Police presence as in previous years to be held on October 16<sup>th</sup>, 2016

AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Announced Orange County Summer Youth Internship currently has numerous job openings.

Reminded residents that the Farmers Market will begin on Saturday June 25<sup>th</sup>.

The 1<sup>st</sup> Presbyterian Church is hosting a history on the wonders of stained glass on Saturday May 28<sup>th</sup>. Tour times are 9:30am, 10:00am, 10:30am, and 11:00am.

Announced Art and History in the park being held June 18<sup>th</sup>, 2016.

May 23<sup>rd</sup>, 2016

Appointed Don Copa to the Zoning Board and to fill Ms. Randazzo vacancy. Mayor Decker welcomed Mr. Copa and thanked Ms. Randazzo for her time spent on the board.

Reappointed David Everheart to the Housing Authority Board to expire May 31<sup>st</sup>, 2021.

**City Clerk Treasurer's Report-**

Informed residents that Orange County is holding a free rabies vaccination clinic on June 11<sup>th</sup> in the Town of Woodbury. Any questions please call 845- 928-6829 ext. 7.

Announced that a federal primary will be held on June 28<sup>th</sup>.

Mrs. Waizenegger explained she has been working on a budget presentation and informed the council that by not passing the tax cap override it would in turn cost the City \$40,000.00 in revenue due to a Pilot stipulation within the tax cap formula dictated by New York State.

**Old Business:**

**Mr. Siegel-**

Thanked the Fire Department for responding to a fallen tree incident and warned residents to get old trees inspected by a professional to prevent injuries.

**Mrs. Trovei-** No comment

**Mr. Ritchie-**

Informed the council that the Police committee interviewed 3 candidates for the Sergeant position within the Police Department.

**Mr. Foster-** No comment

**Mr. Bavoso-** No comment

**Mrs. Hendry-** No comment

**Mr. Belcher-**

Mayor Decker appointed Mr. Belcher to sit on the Fire & Emergency Management committee as a member to fill Mr. Bell vacancy.

May 23<sup>rd</sup>, 2016

**Mrs. Fitzpatrick-** No comment

**Ms. Randazzo-**

Thanked all involved in the Bike Rodeo Event.  
Announced 4<sup>th</sup> ward meeting being held June 15<sup>th</sup> at 7:00pm

**New Business:**

**Ms. Randazzo-** No comment

**Mrs. Fitzpatrick-** No comment

**Mr. Belcher-** No comment

**Mrs. Hendry-** No comment

**Mr. Bavoso-** No comment

**Mr. Foster-**

**Executive Session set-**

Motion by Mr. Foster, seconded by Mr. Bavoso to allow Executive session for discussion for personnel and contractual matters with invitation to include Chief Worden, Tom Vicchiariello, John Faggione, Jack Farr, Dave Rivera, Mike Fox and to seek advice of council regarding matters involving attorney/client privilege.

AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

**Mr. Ritchie-** No comment

**Mrs. Trovei-** No comment

**Mr. Siegel-**

May 23<sup>rd</sup>, 2016

Asked Mrs. Waizenegger if she could reach out to the Board of Elections to attempt to consolidate the upcoming primary to one polling station.

**Public Comment**

Ed Degroat, 3<sup>rd</sup> ward, asked the council if the Building Official and Fire Inspector could go investigate claims of code violations at a property located on Farnum Street.

Motion by Mrs. Fitzpatrick, seconded by Mr. Foster to enter into executive session at 8:55pm.

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

**Meeting Reconvened at 10:40pm**

Motion by Mr. Ritchie, seconded by Ms. Randazzo to approve the hiring of Marissa Watson as a matron effective May 23<sup>rd</sup>, 2016.

AYE: 6 ABSENT: 3 (Foster, Fitzpatrick, Siegel) NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Ritchie, seconded by Ms. Randazzo to approve the probationary appointment of Jeffery Legato to Sergeant to be effective June 3<sup>rd</sup>, 2016.

AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Ritchie, seconded by Mr. Belcher to deny 100 River Road LLC aka Skydyne's request for a penalty waiver in the amount of \$472.22.

AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mrs. Fitzpatrick, seconded by Mr. Bavoso to approve the Mainly Marathon Event at Riverside Park on May 4<sup>th</sup>, 2017, a fee will be probable and will be determined at a later date.

AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Belcher, seconded by Mr. Bavoso to remove employee #603 from the Dial-A-Bus Department.

AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Bavoso, seconded by Mr. Ritchie to appoint Mike Donnelly as impartial hearing officer for discipline matter #01-2016.

AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED

**Meeting Adjourned –**

Motion by Mr. Bavoso, seconded by Mr. Siegel to adjourn the meeting at 10:45p.m.

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

---

Robin Waizenegger

May 23<sup>rd</sup>, 2016

103

City Clerk Treasurer