

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, January 27, 2014 at 7:00 p.m. Regular Meeting

Mayor Decker and all members of the Common Council were present except Mr. Cunningham. 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 Lieutenant William VanInwegen, and Corporation Counsel William Bavoso were also present. Attendance

Mayor Decker and Miss Delanee Ennis and Sierra Kostenbader of Co-ed Scout Troop 268 led all present in the Pledge of Allegiance to the Flag. Pledge of Allegiance

Mayor Decker proclaimed January 27, 2014 as Michael W. McCarthy Day in Port Jervis and thanked Mr. McCarthy for his many years of service to the City. Proclamation read

Ms. Kathy Hendrickson, Community Development Agency (CDA) director, gave an overview of the New York Main Street Program application and synopsis of the agreement. The application is ready for review and signing. The target area is several locations on Front Street, including 46-48 Front, 24-32 Front, and 29-31 Front Street. Ms. Hendrickson detailed the requirements for the program and stated the funds have been awarded. New York Main Street Program Update given

Mr. Siegel asked about the apartments that will be included in the program. Ms. Hendrickson stated that there are currently six (6) apartments and will pursue ten (10) others. If the remaining number cannot be obtained, the funds may have to be returned or the application amended.

Mr. Siegel stated that parking behind that area may not be readily available for potential tenants.

Mr. Siegel asked if the code requirements for recreation and trash pickup were being considered. Ms. Hendrickson stated that the code requirements will be met.

Mr. Anthony Lipani, of 44 Glass Street, asked if there was an update to the recent sewer incident and affected homes on Glass Street. Mayor Decker stated that he will contact Mr. Lipani this week to discuss a possible resolution. Public Comment given

Mr. Joe Malfatone, of Glass Street, discussed concerns about a manhole in his back yard and the possibility of a sewer backup. Mayor Decker stated that he will speak to Mr. Lopez and contact Mr. Malfatone to address his concerns. Mr. Lipani noted that he believes the manhole was installed by the City.

Mr. Jack Austin, representing Empowering Port Jervis and the Citizens for a Healthy Community, spoke about having a warming station in the City. Currently, Empowering Port Jervis, on 11 Fowler Street, is housing homeless individuals overnight during times of extreme cold weather. Mayor Decker noted the topic was to be discussed in Executive Session. Mr. Austin stated that beginning December 31, 2013 the business' hours have been extended to accommodate people who need shelter. To date, approximately fifteen (15) people have been serviced. Mr. Austin asked that the City allow the use of the Youth Center for this purpose. He thanked the Police Department and volunteers for their assistance. The organization currently has \$5,000 pledged, and the funds could be used to hire supervisors and reimburse the City for expenses such as utilities and liability insurance. An average of three (3) to five (5) people is housed each night, and one-half are repeat visitors. Mr. Waligroski asked if the adults have been offered alternative venues for services. Mr. Austin stated that information is offered; a few have been referred to other Orange County programs. Mr. Waligroski encouraged the use of other programs that are available. Mrs. Anne Horsham added that on three (3) occasions services for emergency housing were used.

Motion by Mr. Siegel, seconded by Mr. Waligroski, to accept the minutes of the January 13, 2014 regular meeting. Minutes of the 1/13/2014 Regular approved

AYE: 7 ABSENT: 1 (CUNNINGHAM) NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Bell, seconded by Mr. Ritchie, to accept the Finance Committee's December 16, 2013 meeting minutes. Committee Reports given—Finance Committee

AYE: 6 ABSENT: 1 (CUNNINGHAM) NAY: 0 ABSTAIN: 1 (BAVOSO) CARRIED

January 27, 2014

The January Finance Committee meeting was cancelled due to inclement weather. Mrs. Waizenegger, however, distributed information via email for committee members to review. The information included the GFOA Conference in April, Capital Note requests, insurance renewals in February, cash flow, opening a Recreation Department Judo Club account.

Motion by Mr. Bell, seconded by Mr. Bavoso, to accept the email as the Finance Committee's January report.

AYE: 7 ABSENT: 1 (CUNNINGHAM) NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Bell, seconded by Mr. Ritchie, to authorize the City Clerk-Treasurer Robin Waizenegger to attend the GFOA Conference in April 2014 and to travel to meetings as needed to perform her duties.

Funds are budgeted.

AYE: 7 ABSENT: 1 (CUNNINGHAM) NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Bell, seconded by Mr. Waligroski, to authorize the City Clerk-Treasurer to open a Trust and Agency account for the Recreation Department's Judo Club.

AYE: 7 ABSENT: 1 (CUNNINGHAM) NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Bell, seconded by Mr. Bavoso, to authorize the City Clerk-Treasurer to sign and forward the City's Certificate of Base Proportions to the New York State Department of Taxation and Finance.

Mr. Bell reviewed items from the certificate.

AYE: 7 ABSENT: 1 (CUNNINGHAM) NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Bell, seconded by Mr. Ritchie, to approve the unpaid bills in the following amounts for payment: General Fund - \$92,730.73, Water Fund - \$6,553.39, and Capital Fund - \$52,698.54.

AYE: 7 ABSENT: 1 (CUNNINGHAM) NAY: 0 ABSTAIN: 0 CARRIED

Fire and
Emergency
Management
(FEM)

The Fire Department's new ladder truck is currently at KME, but there is no delivery date as yet.

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

Code
Committee

Motion by Mr. Siegel, seconded by Mr. Bavoso, to authorize the payment of accrued benefit time upon the retirement of Building Official Wayne Kidney.

AYE: 7 ABSENT: 1 (CUNNINGHAM) NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Siegel, seconded by Mr. Bell, to appoint Assistant Building Official Laurie Powrie as acting Building Official beginning February 8, 2014 and continue until the Building Official's position is filled or the appointment is rescinded by the Common Council. The interim position will have a \$200 per week stipend.

AYE: 7 ABSENT: 1 (CUNNINGHAM) NAY: 0 ABSTAIN: 0 CARRIED

The February Code Committee meeting will discuss Chapter 464 of the City Code, entitled Streets, Sidewalks, and Public Property. Anyone who would like to provide input on this chapter can email their comments or suggestions to pjnycodes@gmail.com for review by the Code Committee. They will also be discussing a vacant property assessment fee law, a new construction/underground utility law, and a flat roof construction law.

The next Code Committee meeting will be February 5, 2014 at 7:00 p.m.

Department of
Public Works
(DPW)
Committee

There is a "Boil Water" order for the City due to an increase in turbidity levels as a result of a valve not closing during the backwash process. The increased levels exceeded normal parameters, and the City is awaiting lab results before lifting the order.

The DPW Update was given and included the following:

- Garbage and recycling will be on a normal schedule for the next three (3) weeks.
- DPW crews have been filling pot holes throughout the City and removing holiday decorations.
- Renovations at the Beach Road Pump Station are continuing.

Motion by Mr. Oney, seconded by Mr. Siegel, to authorize the payment of \$3,800 to Conrad, Close, and Ewald PC for required work on the Berme Road project.

Monies are included in part of the funding for the project.

AYE: 7 ABSENT: 1 (CUNNINGHAM) NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Oney, seconded by Mr. Bell, to authorize the Mayor to execute the 2014 Urban Renewal agreement for \$35,000 and forward the documents to Orange County Department of Public Works.

The first project will be the installation of lights on the Delaware Bridge.

AYE: 7 ABSENT: 1 (CUNNINGHAM) NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Hendrick, seconded by Mr. Waligroski, to approve Police Officer Daniel Mioglionico for the permanent civil service position of police officer, effective January 27, 2014.

Police Committee

Mayor Decker commented that Officer Mioglionico is an asset to the Police Department.

AYE: 7 ABSENT: 1 (CUNNINGHAM) NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Hendrick, seconded by Mr. Bell, to authorize Chief Worden to sign the necessary documents to accept the 2014 Orange County Stop DWI program funds.

AYE: 7 ABSENT: 1 (CUNNINGHAM) NAY: 0 ABSTAIN: 0 CARRIED

The next Police Committee meeting is February 6, 2014 at 6:30 p.m.

The CDA and Housing Authority met and discussed topics including payroll, CDA office location, and reporting structure. The next meeting will be February 12, 2014 at Hillside Terrace at 7:00 p.m.

Liaison Reports given—
Community Development Agency (CDA)

The regular CDA meeting covered program updates, grants status, 2014 Budget approval, and a software contract.

The next CDA meeting will be February 19, 2014 at 7:00 p.m. at the CDA offices in the Recreation Center building.

The next ADA meeting is tentatively scheduled for February 13, 2014 at 4 p.m. The oaths of office will be administered, and the group will discuss ideas for the upcoming year.

ADA

The Housing Authority held officer elections and met with the CDA Board. The Public Housing Assessment score of 93 had been received.

Housing Authority

The next Housing Authority meeting will be February 15, 2014 at 7:00 p.m. at Hillside Terrace.

The Recreation Commission update was given and included the following:

- Snow Tubing field trip to Fernwood Lake Resort will be February 3, 2014. The cost is \$20 per person.
- Registration for Youth Karate lessons has been extended. Classes begin February 3, 2014 and will last six (6) weeks. The cost is \$50 per person.
- Co-ed Youth basketball league begins January 15, 2014 at 6:30 p.m. at the Anna S Kuhl Elementary School gymnasium.
- The Youth Center schedule was given.

Recreation Commission

The next Recreation Commission meeting will be February 11, 2014 at 7:00 p.m. at the Youth Center.

- Tourism Board** The next Tourism Board meeting will be February 11, 2014 at 6:30 p.m. in the City Hall Conference Room.
- Zoning Board of Appeals and Planning Board** There was no business before the Zoning Board of Appeals. The next Zoning Board meeting is tentatively scheduled for March 4, 2014 at 7:00 p.m.
- The next Planning Board meeting will be February 18, 2014 at 7:00 p.m. The public hearing for 33-35, 37, and 39 East Main Street's application will be continued. At the January 23, 2014 meeting, the two-year extension for the Conditional Use Permit for Rock Solid was approved.
- Plumbing and Electrical Boards** The next Plumbing and Electrical Boards will meet February 5, 2014 beginning at 6:30 p.m.
- Senior Advisory** Mr. Siegel met with Senior Advisory representatives and residents. He informed them of the "Boil Water" order.
- Access 23 TV** The television station welcomed the new Mayor and Council members and thanked the previous administration. New officers were appointed. The meetings will be held the first Wednesday of each month at 7:00 p.m. at the station on Franklin Street, beginning March 5, 2014.
- Mayor's Correspondence reviewed** Mayor Decker will be attending the Deerpark 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.
- Individuals interested in updating the Council and community on Senior, Youth, or Veterans events at Council meetings can contact the Mayor's office.
- The Birthday Club will begin next week.
- Committee Appointment Changes made** Mayor Decker noted the following changes to Committee appointments:
- Fire and Emergency Management—Mr. Siegel will replace Mr. Ritchie
 Department of Public Works—Mr. Bell will replace Mr. Ritchie
 Finance—Mr. Siegel will replace Mr. Ritchie
- City Engineer appointed** Mayor Decker appointed Al Fusco as City Engineer for a one (1) year term to expire January 31, 2015.
- AYE: 7 ABSENT: 1 (CUNNINGHAM) NAY: 0 ABSTAIN: 0 CARRIED
- Committee appointments made** Mayor Decker appointed the following individuals:
- Zoning Board—Mike Roberts and Hermann Barth, 5 year term
 Robert Fink, Esq, 2 year term
 Planning Board—Donald Schields, Jr., 5 year term
 Michael McCann, attorney, 2 year term
 Board of Assessment Review—Chairman, Rafael Gonzales, 5 year term beginning October 1, 2013
 Community Development Agency—Richard K. Roberts, Betsy Gardner, and John Russell, 2 year term
 Housing Authority—Edward Keys, 5 year term
 Industrial Development Agency—Michael McCarthy
 Recreation Commission—Michael Latini, 5 year term
 Tourism Board—Regis Foster, Chairman, Angela Castellano, William Schill, Deborah Schofield, Laura Meyer, Michael Meyer, Kristin Trovei, Marlene Horan, Catherine Westfall, and Winnie DiToto, 2 year term
 City Historian—Richard K. Roberts, 2 year term
 ADA Committee—Tim Monahan, Jennifer Foster, Katie Horsham, and Annie Foster, 2 year term
- Mayor Decker thanked exiting members Allie Aceveno, Robert Krahulik, Dean Aumick, Marie Reeves, and Brian Lewis for their years of service to the City.
- A tax preparer will be available at the Farnum House for residents over 60 years old. Those interested in using the service can call for an appointment at 858-4054.
- Motion by Mr. Ritchie, seconded by Mr. Bavoso, to approve the \$500 membership fee for the Upper Delaware Scenic Byway.
- AYE: 7 ABSENT: 1 (CUNNINGHAM) NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Waligroski, seconded by Mr. Siegel, to authorize an Easter Sunrise Service at Point Peter on April 20, 2014 for the Drew United Methodist Church and Salvation Army from 7:15 a.m. to 8:00 a.m.

AYE: 7 ABSENT: 1 (CUNNINGHAM) NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Oney, seconded by Mr. Ritchie, to authorize the use of Riverside Park by CMA Cycles of the Cross for the annual "Run for the Sun" on May 3, 2014 from 9:00 a.m. to 5:00 p.m.

Motorcyclists are welcome. Bandstand with electrical service is required.

AYE: 7 ABSENT: 1 (CUNNINGHAM) NAY: 0 ABSTAIN: 0 CARRIED

Cruzin' Port will be moving to Riverside Park. Mayor Decker met with representatives of the organization and Chief Worden to develop a plan for the event. The direction for parking on Front and Ball Streets will be one-directional; signs will be posted, and the speed limit will be 15 mph during the event. A motion to finalize the changes will be made at the next Council meeting.

Motion by Mr. Hendrick, seconded by Mr. Bell, to extend an invitation for Ms. Kathy Hendrickson, Mr. Lopez, and Chief Worden to enter into Executive Session.

Executive Session
Invitations
extended

AYE: 7 ABSENT: 1 (CUNNINGHAM) NAY: 0 ABSTAIN: 0 CARRIED

The State of the City address will be Wednesday, January 29, 2014 at 7:00 p.m. in the Council Chambers. The address will be on the City's website.

Mr. Hendrick clarified that a majority of the whole number would be required to the vote on the vacant Council seat.

Old Business
discussed

Mr. Waligroski spoke about DPW's snow removal procedure.

The next Finance Committee meeting will be February 18, 2014 at 7:00 p.m. in the City Hall Conference Room following DPW and FEM Committee meetings.

Mr. Bavoso thanked Mr. Kidney for his years of service to the City and is pleased Mrs. Powrie will be providing continuity in the Building Official's office.

New Business
discussed

Council members thanked Mr. Kidney and Ms. Hendrickson, who will also be retiring soon, for their years dedicated service to the community.

Mr. Siegel noted that puppy mills and landlord rental fees will also be discussed at the next Code Committee meeting.

Mr. Siegel suggested adding a Winter Ice Festival, which could offer ice skating, to City events.

City code requires properties to have numbering, which, in part, aids emergency personnel. City code will be enforced, and Mr. Siegel encouraged everyone to install numbers on their properties' buildings.

Mayor Decker reminded motorists to stop for pedestrians and reminded residents to contact the Police Department is they witness any suspicious activity.

No public comment was given.

Public Comment
given

Motion by Mr. Ritchie, seconded by Mr. Bell, to set Executive Session to discuss CDA contractual, sale of City-owned property, and contractual.

Executive Session
set

AYE: 7 ABSENT: 1 (CUNNINGHAM) NAY: 0 ABSTAIN: 0 CARRIED

The Council entered Executive Session at 8:25 p.m.

Meeting reconvened

The meeting was reconvened at 10:20 p.m.

Motion by Mr. Waligroski, seconded by Mr. Bell, to accept the Homeland Security Grant in the amount of \$142,278.50.

AYE: 7 ABSENT: 1 (CUNNINGHAM) NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Hendrick, seconded by Mr. Ritchie, to approve payment to Nixle for alert notification for \$750 for one (1) year.

AYE: 7 ABSENT: 1 (CUNNINGHAM) NAY: 0 ABSTAIN: 0 CARRIED

Council members discussed the necessity and requirements for paper copies of the City code book and the advantages of using the online version.

Motion by Mr. Siegel, seconded by Mr. Bell, to table a final decision concerning reducing the number of paper copies of the City code book to the next Common Council.

AYE: 7 ABSENT: 1 (CUNNINGHAM) NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Ritchie, seconded by Mr. Bell, to authorize the Mayor to sign the agreement for the New York Main Street Program.

AYE: 7 ABSENT: 1 (CUNNINGHAM) NAY: 0 ABSTAIN: 0 CARRIED

Motion by Mr. Bell, seconded by Mr. Ritchie, to approve the sale of the following five (5) City-held tax liens to McLiens LLC at two percent (2%) per parcel:
SBLs: 5-18-43, 5-18-44, 6-2-13.2, 6-2-13.42, and 9-8-11

AYE: 7 ABSENT: 1 (CUNNINGHAM) NAY: 0 ABSTAIN: 0 CARRIED

Meeting adjourned

Motion by Mr. Bell, seconded by Mr. Bavoso, to adjourn the meeting at 10:25 p.m.

AYE: 7 ABSENT: 1 (CUNNINGHAM) NAY: 0 ABSTAIN: 0 CARRIED

Robin Waizenegger
City Clerk-Treasurer