

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 28, 2013 at 7:00 p.m.

Regular Meeting

Mayor Potter and all members of the Common Council were present. Director of Public Works Vincent Lopez, Fire Chief Jeffrey Rhoades, Police Chief William Worden, City Clerk-Treasurer Robin Waizenegger, and Corporation Counsel Damian Brady were also present.

Attendance

Mayor Potter led all present in the Pledge of Allegiance to the Flag.

Pledge of Allegiance

The public hearing for proposed Local Law #4-2013 was opened at 7:00 p.m. Mrs. Waizenegger read the public notice.

Public Hearing for Proposed Local Law #4-2013 and Local Law #5-2013

No comments were given.

Motion by Mr. Bell, seconded by Mr. Belcher, to close the public hearing at 7:02 p.m.

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

The public hearing for proposed Local Law #5-2013 was opened at 7:02 p.m. Mrs. Waizenegger read the public notice.

No comments were given.

Motion by Mr. Decker, seconded by Mr. Waligroski, to close the public hearing at 7:04 p.m.

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

Mrs. Waizenegger summarized the minutes from the May 13, 2013 regular meeting.

Minutes of the 5/13/2013 Regular Meeting summarized and approved

Motion by Mr. Waligroski, seconded by Mr. Ritchie, to accept the minutes of the May 13, 2013 meeting.

AYE: 8 ABSENT: 0 NAY: 0 ABSTAIN: 1 (MCCARTHY) CARRIED

The Finance Committee reviewed insurance proposals. Travelers' Insurance was accepted, giving the City a savings of approximately \$24,000 over last year's costs. The Committee also discussed the AIM submission, long-term financing, and date for Audit presentation.

Committee Reports given—Finance Committee

Motion by Mr. Bell, seconded by Mr. Ritchie, to authorize the submission of the City's AIM submission to the State Comptroller's Office.

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

Motion by Mr. Bell, seconded by Mr. Waligroski, to set a public hearing for proposed Local Law #6-2013 for June 10, 2013 at 7:00 p.m.

Mr. Bell read the proposed law. Mr. Brady noted that the year must be corrected to 2014. Mr. Bell noted that this will allow the City to override the two percent (2%) tax cap if necessary.

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

Motion by Mr. Bell, seconded by Mr. Decker, to authorize the Recreation Department to hire a temporary, part-time Beach Parking Attendant during weekends and high volume days for \$8.00 per hour for twenty-two (22) days for six (6) hours per day.

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

Motion by Mr. Bell, seconded by Mr. Belcher, to authorize charging a \$5.00 per car parking fee for non-residents at West End Beach effective June 1, 2013.

Mr. Waligroski asked if the Police Department will issue citations for violators. Mayor Potter commented that an amendment could be done to the City code, if necessary. Mr. Decker added that the newly-hired attendant could contact the Police Department if a trespassing situation develops.

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

The next Finance Committee meeting will be June 17, 2013 at 7:00 p.m. after the Department of Public Works (DPW) and Fire and Emergency Management Committee meetings.

**Fire and
Emergency
Management
Committee**

Motion by Mr. Siegel, seconded by Mr. Bell, to approve Michael Petitti, of Fowler Rescue and Salvage Company #3, and Daren Howlett, a Junior Member of Excelsior Engine Company #5, for active membership into the Port Jervis Fire Department.

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

Motion by Mr. Siegel, seconded by Mr. Belcher, to approve Camrin Northrop, of Tri-States Hose Company #6, as a driver for the Port Jervis Fire Department.

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

The new ladder truck has been ordered, and the current ladder truck is available for purchase.

Fire Department physicals will be done in June.

The next Fire and Emergency Management Committee meeting will be June 17, 2013 after the DPW Committee meeting.

**Code
Committee**

Motion by Mr. Decker, seconded by Mr. Bell, to approve Local Law #4-2013.

Mr. Decker briefly explained the law and thanked Mr. Brady for expediting the paperwork.

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

Motion by Mr. Decker, seconded by Mr. Waligroski, to approve Local Law #5-2013.

Mr. Decker again thanked Mr. Brady for his work to bring this law to fruition.

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

The next Code Committee meeting will be June 5, 2013 at 7:00 p.m.

**DPW
Committee**

Garbage and recycling pick-up will be one (1) day later in all wards due to the Memorial Day holiday.

Pick up of grass clippings, bagged leaves, and bundled branches will return to the normal schedule beginning June 3, 2013.

Department of Public Works crews have been re-painting street lines, filling potholes, and cleaning catch basins.

Motion by Mr. Oney, seconded by Mr. Belcher, to authorize the payment of \$28,000 to Clough, Harbour and Associates for a biological impact study of the Neversink River as required by the New York State Department of Conservation (NYSDEC) for the continuation of the Tri-States Bridge Replacement Project.

Mr. Decker noted that the City will be reimbursed for a portion of the cost. The actual cost to the City will be \$1,400.

Mr. Oney described the phases of the study.

Mr. Bell and Mayor Potter recommended the study of the Delaware River be completed at the same time.

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

Motion by Mr. Oney, seconded by Mr. Bell, to contract with Clough, Harbour and Associates to complete the NYSDEC's recommended study of the Delaware River, with funding to be determined.

Mr. Brady commented that a specific monetary amount must be included with the motion. The company, however, can provide a bid for the Council to consider.

The motion was withdrawn until more specific information can be obtained.

The next DPW Committee meeting will be June 17, 2013 at 6:00 p.m.

Hydrant flushing is complete.

Motion by Mr. McCarthy, seconded by Mr. Ritchie, to accept the Police Department’s 2012 Annual Report.

Police Committee

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

Motion by Mr. McCarthy, seconded by Mr. Decker, to accept the Police Department’s May report.

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

Motion by Mr. McCarthy, seconded by Mr. Waligroski, to set Executive Session for the following topics of discussion: Police Department personnel and litigation.

Executive Session set

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

The next Police Committee meeting will be June 3, 2013 at 6:30 p.m.

Mr. Ritchie thanked Mr. Oney for providing the Council with the Community Development Agency (CDA) report at the last Council meeting.

Liaison Reports given—Community Development Agency

There will be a brief CDA meeting on May 31, 2013 at 5:45 p.m. at the Recreation Building, and the regular meeting will be June 26, 2013 at 7:00 p.m.

The next ADA meeting will be June 6, 2013 at 4:00 p.m.

The next Housing Authority meeting will be June 19, 2013 at 7:00 p.m. at Hillside Terrace.

Housing Authority

The Tourism Board discussed the Fall Foliage Festival and *Christkindlmarkt*. The next Tourism Board meeting will be June 12, 2013 at 6:30 p.m.

Tourism Board

The Recreation Update was given and included the following:

Recreation Commission

- Hours were given for the Rotary Skateboard Park, supervised playgrounds, West End Beach, and Youth Center.
- The summer schedule is available.

The next Recreation Commission meeting will be June 19, 2013 at 7:00 p.m. at the Youth Center.

The Zoning Board of Appeals next meeting will be June 4, 2013 at 7:00 p.m.

Zoning Board of Appeals and Planning Board

The next Planning Board will be May 21, 2013 at 7:00 p.m. with a continuation of the pre-submission for 100 Pike Street.

The next Plumbing and Electrical Boards’ meetings will be June 5, 2013 beginning at 6:30 p.m.

No date has been set for the next Senior Advisory meeting.

Senior Advisory

Volunteers are needed for filming Council meetings. Those interested can contact the television station.

Access 23 TV

Mayor Potter commended the community for its participation at the Memorial Day Parade.

Mayor’s Correspondence reviewed

Mayor Potter proclaimed June 2 through June 8, 2013 as “Artful Gardeners Week”. Mrs. Clayton, on behalf of the organization, accepted the proclamation. The group meets each fourth Thursday of the month at 1:00 p.m.

Motion by Mr. McCarthy, seconded by Mr. Decker, to appoint Mr. James Blanton, Ms. Laura Meyer, and Ms. Debbie Schofield to the Shade Tree Commission.

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

The next Cruzin’ Port will be June 4, 2013 from 5:00 to 7:00 p.m. on Front Street.

The Soap Box Derby will be June 9, 2013 beginning at 8:30 a.m.

Mayor Potter reminded businesses of the Business of the Week program. Applications are available in the Mayor’s office.

Public Comment given	<p>Mr. Jim Rennish asked when work would begin on the canal since FEMA has approved the work. Mayor Potter stated that he would speak to Mr. Rennish after the Council meeting on this issue.</p>
City Clerk-Treasurer's Report given	<p>Mrs. Waizenegger stated that letters continue to be mailed concerning water billing for newly-reclassified commercial property owners.</p> <p>The second half of the 2013 City tax is due by June 30, 2013 without penalty.</p>
Old Business discussed	<p>Mr. Siegel, Mr. Ritchie, and Mr. Decker commented on the large number of participants for the Memorial Day Parade.</p> <p>Mr. Siegel and Mr. Waligroski thanked those organizations involved with the Youth Safety Day.</p> <p>A spaghetti dinner fundraiser will be held June 12, 2013. Tickets are available from the Port Jervis and Matamoras American Legion Posts and the Port Jervis Elks.</p> <p>Mr. Ritchie asked everyone to pick up stray trash to help keep the City clean.</p> <p>Mr. McCarthy thanked everyone for their well-wishes, respect, and support at the time of his mother-in-law's passing.</p> <p>Mr. Decker reminded residents of the Fitness Loop and encouraged everyone to use the Loop to stay fit.</p> <p>Mr. Decker thanked those who voted at the recent school board vote. He wished the new members well and thanked the previous members for their service.</p> <p>There will be a 1st Ward meeting on June 4, 2013 at 7:00 p.m. at Hose 5's firehouse. There will also be a Neighborhood Watch reorganization meeting.</p> <p>Mr. Belcher reminded pedestrians and motorists of the crosswalk law.</p> <p>Mr. Waligroski asked that the crosswalk in front of Bon Secours Community Hospital be discussed at the next Police Committee meeting.</p> <p>Mr. Waligroski encouraged everyone to attend the Soap Box Derby.</p> <p>There will be a 3rd Ward meeting on June 25, 2013 at 7:00 p.m. at the firehouse on Orange Street.</p> <p>Motion by Mr. Bell, seconded by Mr. Decker, to accept the Finance Committee's April minutes.</p> <p>AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED</p> <p>Motion by Mr. Bell, seconded by Mr. Decker, to approve the unpaid bills in the following amounts for payment: General Fund - \$67,867.96, Water Fund - \$9,326.03 and Capital Fund - \$109,702.67.</p> <p>AYE: 9 ABSENT: 0 NAY: 0 ABSTAIN: 0 CARRIED</p>
New Business discussed	<p>Mr. Belcher will provide the Council with an update on the City's electric and natural gas at the next Council meeting.</p> <p>The City's website has a link to Orange County Health Department's survey. Completing the survey will help with reimbursements for medical expenses within Orange County.</p> <p>Tri-States Youth Soccer sign-ups are being held.</p> <p>Mr. Decker spoke about how disgruntled he is with the New York State Department of Transportation (NYSDOT) about the delays with the Tri-States Bridge Project. He commented that the bridge is in disrepair and could be shut down if delays continue. He recommended residents contact the NYSDOT to complain.</p> <p>Mr. Decker wished the high school varsity softball team good luck with the Section 9 competition.</p>

Mr. Decker stated that he had met with members of the Perez family who participate in the annual Tri-States Chamber of Commerce's Farmer's Market. This year, the Chamber will not be sponsoring the market, and the Perez farm would like to obtain a vendor's permit to continue to sell their fresh produce, possibly, at Riverside Park.

New Business
discussion
continued

Motion by Mr. Decker, seconded by Mr. Belcher, to allow the Perez Farm to obtain a vendor's permit for one-half the cost of the regular fee.

Mr. Decker noted that the farm is WIC certified and can accept WIC checks as payment. City resident Anne Horsham and Mr. Hendrick spoke about Farmer's Market checks.

Mr. McCarthy and Mr. Bell commented that, although they are in favor of supporting the farm selling fresh produce to the community, they would like more information on this issue prior to voting.

Mr. Siegel asked if other farmers would be participating along with the Perez family and needing vendors' permits.

Mr. Belcher commented that residents need this service.

Mr. Hendrick noted that participation in the Farmer's Market Program has been on the decline throughout Orange County.

The motion was withdrawn.

Mayor Potter encouraged participation in the Fitness Loop.

Mr. McCarthy reminded 1st Ward residents of the 1st Ward meeting on June 4, 2013 at 7:00 p.m.

Mr. McCarthy commented on the new design for crosswalks, which was done to improve their effectiveness, and encouraged everyone to use crosswalks for safety.

There will be a 4th Ward meeting for senior citizens on May 30, 2013 at noon at Water's Edge. A general 4th Ward meeting date will be announced.

Mr. Siegel spoke about Chris Farlekas' participation at the Memorial Day Parade ceremony.

Mr. Dan VanKleeck reminded residents to check on seniors, small children, and disabled during warm weather days. Mr. Siegel commented that firehouses are usually opened during days of extreme warm weather as cooling stations.

Public
Comment on
Agenda Items
given

The Council entered Executive Session at 8:32 p.m.

The Council reconvened at 9:00 p.m.

Meeting
reconvened

Motion by Mr. McCarthy, seconded by Mr. Decker, to promote Officer Jason Vicchiariello to the rank of Probationary Sergeant to be effective June 3, 2013.

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

The Council congratulated Officer Vicchiariello on his promotion.

Motion by Mr. Oney, seconded by Mr. Decker, to authorize the expenditure of \$650.00 from Ruggeri Fund for a bus trip by the Senior Club of Port Jervis.

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

Motion by Mr. Waligroski, seconded by Mr. Bell, to adjourn the meeting at 9:05 p.m.

Meeting
adjourned

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