

September 23, 2013

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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, September 23, 2013 at 7:00 p.m.

Regular Meeting

All members of the Common Council were present. Mayor Potter was absent. Building Official Wayne Kidney, Director of Public Works Vincent Lopez, Fire Chief Jeffrey Rhoades, City Clerk-Treasurer Robin Waizenegger, and Corporation Counsel Damian Brady were also present.

Attendance

Councilman-at-Large Decker led all present in the Pledge of Allegiance to the Flag.

Pledge of Allegiance

Mrs. Waizenegger read the published notice for proposed Local Law #7-2013.

Public hearing for proposed Local Law #7-2013

Mr. Decker noted the proposed law was reviewed by the Planning Board, and their concerns about enforcement were addressed.

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

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

Ms. Dawn Ansboro, Executive Director of the Orange County Arts Council, spoke about the new County-wide Film Council. The Orange County Film Council is seeking to partner with municipalities to create a network of contacts, obtain photographs of City locations, and request the adoption of a standardized permit application and a film law in an effort to promote the area for filmmaking. Mr. Decker commented on the timeliness of Ms. Ansboro's request. He will discuss the request with the Mayor and Code Committee.

Motion by Mr. Siegel, seconded by Mr. Waligroski, to accept the minutes of the September 9, 2013 regular meeting.

Minutes of the 9/9/2013 Regular Meeting summarized and approved

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

The Finance Committee discussed HUD funding reductions and the impact on the Community Development Agency (CDA), the upcoming budget, 2011 tax lien properties, and second quarter sales tax.

Committee Reports given—Finance Committee

Motion by Mr. Bell, seconded by Mr. McCarthy, to authorize the transfer of funds in the amount of \$900 from budget code A.1355.410 to A.1355.447 for emergency computer repairs in the Assessor's office.

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

The next Finance Committee meeting will be October 21, 2013 after DPW and Fire and Emergency Management Committee meetings.

Motion by Mr. Bell, seconded by Mr. Belcher, to approve the unpaid bills in the following amounts for payment: General Fund - \$299,415.55, Water Fund - \$56,663.33 and Capital Fund - \$46,628.44.

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

Emergency Vehicle Response (EVR) will not be available for the September 30, 2013 meeting date; the meeting will be rescheduled.

Fire and Emergency Management (FEM) Committee

Motion by Mr. Siegel, seconded by Mr. Oney, to approve the September 2013 Fire and Emergency Management meeting minutes.

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

The next Fire and Emergency Management Committee meeting will be October 21, 2013.

The next Code Committee meeting will be October 2, 2013.

Code Committee

**DPW
Committee**

Garbage and recycling will be one (1) day later during the week of October 14, 2013 due to the Columbus Day holiday.

Paving of Erie and Mechanic Streets is complete. Mr. Oney commented that the 3,300' of paving was well done and thanked residents for their patience.

Most of the major work is complete for the Beach Road Pump Station project. The remaining work will be done "in-house" by DPW staff.

The Downtown Promenade Project is awaiting final approval, and the requests for bids will be advertised later this year.

The next DPW Committee meeting will be October 21, 2013 at 6:00 p.m.

**Police
Committee**

Motion by Mr. McCarthy, seconded by Mr. Siegel, to accept the Police Department's August report.

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

Motion by Mr. McCarthy, seconded by Mr. Ritchie, to accept the minutes from the Police Committee meeting.

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

The next Police Committee meeting will be October 7, 2013 at 6:30 p.m.

**Executive
Session set**

Motion by Mr. McCarthy, seconded by Mr. Waligroski, to set Executive Session for the following topics of discussion: Police Department contractual, CSEA personnel, 4 Gordon Street and Beach Road litigation, and attorney-client privilege for 19 Railroad Avenue and 2 East Main Street.

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

**Liaison Reports
given—
Community
Development
Agency (CDA)**

The next CDA meeting will be September 25, 2013 at 7:00 p.m. The accountant will be present.

ADA

The next ADA Committee meeting will be December 5, 2013 at 4:00 p.m.

**Housing
Authority**

The Housing Authority update included new apartment numbers being installed soon and 4-H meetings resuming in October at Minisink Apartments.

Tourism Board

Mr. Belcher and the Tourism Board thanked everyone who participated, volunteered, and supported the Fall Foliage Festival. Mr. Belcher announced and congratulated the scarecrow contest winners.

The next Tourism Board event will be the *Christkindlmarkt* on December 1, 2013.

**Recreation
Commission**

The Halloween Parade will be October 27, 2013 beginning with the line-up at 3:00 p.m. Everyone was invited to attend.

The Recreation Update was given and included the following:

- The Fall/Winter Recreation Schedule was given.
- Teen Night will be Friday evenings from 6:00 p.m. to 10:00 p.m. A dance will be held October 4, 2013.
- RC World will host the ROAR Region 1 regional races from September 28 through September 29, 2013 at Riverside Park.
- Beach improvements were discussed at the last Recreation Commission meeting.

The next Recreation Commission meeting will be October 23, 2013 at 7:00 p.m.

The Zoning Board of Appeals' next meeting is October 1, 2013 at 7:00 p.m.

Zoning Board of Appeals and Planning Board

The next Planning Board meeting is scheduled for October 15, 2013 at 7:00 p.m.

No report was given.

Plumbing and Electrical Boards

No report was given.

Senior Advisory

No report was given.

Access 23 TV

Mr. Sean Kolvenbach, of Original Skateboards, spoke about holding a skateboarding event on one-half of Skyline Drive on October 26, 2013. Proceeds from the event will be donated to the Recreation Department for future expansion of the Skateboard Park. He expects 50-150 participants. He requested road closures and support staff to clear the course prior to the races. Mr. Siegel asked for clarification of the racers' and spectators' locations. Mr. Decker reiterated that there would be 50-150 participants. Mr. Kolvenbach noted that he has spoken to Mr. Faggione and his insurance company. He anticipates most of the racers to be from the local area. The entry fee will be \$30 per participant, and the event will be free for spectators. Mr. McCarthy and Mr. Brady detailed the type of insurance and waiver(s) that will be necessary.

Mayor's Correspondence reviewed

Motion by Mr. Waligroski, seconded by Mr. Belcher, to authorize Original Skateboards to hold a skateboarding event, "Skate Jam", on one-half of Skyline Drive on October 26, 2013. The authorization is pending approval of department heads and Corporation Counsel. The certificate of liability and waiver(s) must be received and approved by October 10, 2013.

The participants will be required to wear protective equipment.

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

Motion by Mr. Bell, seconded by Mr. Siegel, to authorize the use of Veteran's Park by Safe Homes of Orange County for the Clothesline Project on October 22, 2013 from 9:00 a.m. to 5:00 p.m.

Everyone was invited to view the display. DPW was asked to assist with hanging the clotheslines.

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

Mr. Adam P. Scopino, Jr., 2nd Ward resident, commented on the lack of readily available handicap bathroom facilities at the Fall Foliage Festival.

Public Comment given

Ms. Valerie Maginsky, a Deerpark resident, updated the Council on the activities of the Substance Abuse Task Force and Operation PJ Pride. She also noted the next drug take-back will be October 26, 2013. The group's one-year anniversary will be October 16, 2013 at 7:00 p.m. at Empowering PJ, located at 11 Fowler Street.

Motion by Mr. Siegel, seconded by Mr. Bell, to authorize moving the October 14, 2013 Common Council meeting to October 15, 2013 due to the Columbus Day holiday.

City Clerk-Treasurer's Report given

Mrs. Waizenegger noted the conflict of this date with the Planning Board meeting on the same date and time and suggested the Planning Board meet in the Conference Room.

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

Mr. Siegel commented on Deerpark's 9/11 ceremony. He thanked those who attended and organized the event.

Old Business discussed

Mr. Siegel, Mr. Ritchie, Mr. McCarthy, Mr. Decker, Mr. Waligroski, and Mr. Bell complimented and commended all those involved in the Fall Foliage Festival. Mr. Siegel suggested the Board consider having a 2-day event in the future.

A reminder was given to motorists to not block intersections and to pedestrians to obey traffic signals.

Old Business
discussed
(continued)

Mr. Oney reminded property owners to recertify their STAR exemptions.

Mr. Oney asked dog owners to clean up after their pets.

Mr. Decker encouraged residents to join the Tourism Board and to visit Empowering PJ on Fowler Street.

Motion by Mr. Hendrick, seconded by Mr. Bell, to adopt Local Law #7-2013.

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

Mr. Belcher spoke about the health hazards of dog feces.

Motion by Mr. Belcher, seconded by Mr. Waligroski, to authorize the request to expedite the Neversink Bridge Project be sent to Governor Andrew Cuomo, Senator John Bonacic, and Assemblywoman Annie Rabbitt.

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

New Business
discussed

Motion by Mr. Bell, seconded by Mr. Belcher, to accept the Finance Committee's August and September minutes.

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

The August savings for electric and natural gas is \$2,935.22.

Upcoming events include a soccer game on September 27, 2013 beginning at 5:00 p.m., the Port Jervis versus Middletown football game and Alumni dinner over Columbus Day weekend, and the RC races on September 28 and 29.

Mr. Decker also reminded property owners to recertify for their STAR exemptions.

Mr. McCarthy thanked residents for helping the Police by contacting them when observing suspicious activity.

Mr. Ritchie encouraged everyone to support the soccer team.

Mr. Siegel commented on liability insurance issues for Fall Foliage Festival vendors from New Jersey and asked the Tourism Board to get clarification prior to the December 1 *Christkindlmarkt* event. Mr. McCarthy noted that the certificate of insurance is acceptable if issued from a company that can provide insurance in New York.

If members of the community have reservations about providing their identity and wish to remain anonymous when contacting the Police Department with a complaint, they can also contact their local Neighborhood Watch group or the ward councilmen. Mr. Decker added that residents should call 9-1-1 in an emergency.

Public Comment
on Agenda Items
given

No comment was given.

Motion by Mr. Ritchie, seconded by Mr. Oney, to enter into Executive Session at 8:30 p.m.

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

Meeting
reconvened

The meeting reconvened at 9:38 p.m.

Motion by Mr. Bell, seconded by Mr. Siegel, to declare 4 Gordon Street, SBL: 6-10-11, as a dangerous building and to authorize said building to be demolished and removed pursuant to the Building Official's report and in accordance with the standard established in Chapter 234 and any other local, state or federal laws.

A hearing will be held October 15, 2013 at 7:00 p.m. in Council Chambers to give premises owners an opportunity to be heard and to contest the determination with respect to this premises.

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

Mr. Kidney added information concerning Workmen's Compensation form in regards to Building Officials.

Motion by Mr. Ritchie, seconded by Mr. Bell, to authorize the acting Mayor to sign all documents in conjunction with the eviction procedures for 19 Railroad Avenue.

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

Motion by Mr. Oney, seconded by Mr. Bell, to authorize the Building Official, in conjunction with the Director of Public Works, to solicit Requests for Proposal for the demolition of 4 Gordon Street.

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

Motion by Mr. Oney, seconded by Mr. McCarthy, to enter into a side letter of agreement with CSEA Employee Number 454 and Employee Number 453.

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

Motion by Mr. Oney, seconded by Mr. Waligroski, to accept the terms of the CSEA contract.

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

Motion by Mr. McCarthy, seconded by Mr. Siegel, to authorize the Mayor to sign an agreement with Orange County for computer equipment to benefit of the Port Jervis Police Department.

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

Motion by Mr. Siegel, seconded by Mr. Waligroski, to authorize the Mayor to sign a license and easement agreement with McHomers LLC in regards to 2 East Main Street.

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

Motion by Mr. Hendrick, seconded by Mr. Bell, to adjourn the meeting at 9:40 p.m.

Meeting
adjourned

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

Robin Waizenegger
City Clerk-Treasurer