

November 25, 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, November 25, 2013 at 7:00 p.m.

Regular Meeting

Mayor Potter and all members of the Common Council were present. 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

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

Pledge of Allegiance

Mrs. Waizenegger read the public hearing notice for the 2013 Proposed Budget.

Public Hearing—

Motion by Mr. Siegel, seconded by Mr. Decker, to open the public hearing.

Proposed 2014

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

Mayor Potter commented on the proposed tax increase of 2.9%, which was reached with the assistance of the Council and department heads.

Mr. Decker added that the proposed increase would equate to approximately \$33.00 per year for a homestead parcel with a taxable value of \$50,000.

Motion by Mr. Bell, seconded by Mr. Siegel, to close the public hearing.

Mrs. Waizenegger recommended leaving the public hearing open until the December 9, 2013 meeting to resolve issues that need to be addressed.

There was no vote taken for the motion to close the public hearing; Mr. Bell and Mr. Siegel amended their previous motion.

Motion by Mr. Bell, seconded by Mr. Siegel, to hold open the public hearing for the proposed 2014 Budget.

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

Mr. John Fernandez gave the Council an update on the RC World events held in Riverside Park this past year. Mr. Fernandez has been contacted by car racers and has chosen dates for 2014. He requested the City move electric service to the area in Riverside Park to accommodate his events. He also spoke about holding indoor track races above his store to aid in keeping his business growing. He asked for assistance to ensure compliance with City codes, and Mayor Potter recommended Mr. Fernandez speak to Mr. Kidney. He thanked the Council for their support.

RC World Event Update given

Mrs. Waizenegger summarized the minutes from the November 12, 2013 regular meeting.

Minutes of the 10/28/2013

Motion by Mr. Waligroski, seconded by Mr. Belcher, to accept the minutes of the November 12, 2013 regular meeting.

Regular summarized and approved

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

Motion by Mr. Bell, seconded by Mr. Belcher, to approve the unpaid bills in the following amounts for payment: General Fund - \$175,998.60, Water Fund - \$25,609.51, and Capital Fund - \$35,411.97.

Committee Reports given—Finance Committee

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

The Finance Committee discussed the proposed budget. Mr. Bell thanked the Mayor and Council for their work in decreasing the tax increase as much as possible.

Motion by Mr. Siegel, seconded by Mr. Decker, to accept the Fire and Emergency Management (FEM) Committee's November minutes.

Fire and Emergency Management

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

The next FEM Committee meeting will be December 16, 2013 after the Department of Public Works (DPW) meeting.

Code  
Committee

Motion by Mr. Decker, seconded by Mr. Hendrick, to set a public hearing for December 9, 2013 at approximately 7:00 p.m. for proposed Local Law #9-2013, to amend section 403-6(15) entitled "Performance Regulations", section 403-7 entitled "Fees" and section 403-8 entitled "Action on Permit Applications: Permit Limitations" of chapter 403, of the Code of the City of Port Jervis entitled "Peddling and Soliciting".

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

DPW  
Committee

Garbage and recycling will be on the normal schedule the week of Thanksgiving for the First, Second, and Third Wards. Fourth Ward garbage and recycling will be picked up Wednesday, November 27, 2013, and Fourth Ward paper recycling will be picked up Monday, December 2, 2013.

DPW crews have been installing holiday lights and decorations, preparing for the Holiday Tree Lighting event at Graeb Point on December 1, 2013, and planting trees as part of the Adopt-A-Tree program.

Pick up of both bagged and loose leaves will continue.

Motion by Mr. Oney, seconded by Mr. Belcher, to authorize the Dial-A-Bus' City Lights Tour for December 10, December 12, December 16, and December 18, 2013.

Participants must call the DPW office register.

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

The next DPW Committee meeting will be December 16, 2013 at 6:00 p.m.

Police  
Committee

Motion by Mr. McCarthy, seconded by Mr. Ritchie, to accept the Police Department's October report.

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

The next Police Committee meeting will be December 2, 2013 at 6:30 p.m.

Liaison Reports  
given—  
Community  
Development  
Agency (CDA)

The next CDA meeting will be November 27, 2013 at 7:00 p.m.

Motion by Mr. Ritchie, seconded by Mr. McCarthy, to set a public hearing for December 9, 2013 at 7:00 p.m. or as soon after the previous scheduled public hearing for the Small Cities CDBG Grant program funding availability.

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

Mr. Ritchie again recommended Mayor Potter and Councilmembers create a committee to discuss the reorganization of the CDA.

## ADA

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

Housing  
Authority

The Housing Authority update included the oil tank replacement for Minisink Apartments and renumbering for Hillside Terrace. Legal counsel and the accountant for 2014 were selected.

The next Housing Authority meeting will be December 18, 2013 at 7:00 p.m. at Hillside Terrace.

Recreation  
Commission

The Recreation Update was given and included the following:

- The Thanksgiving Youth Center schedule was given.
- Busy Bodies will end December 14, 2013.
- Youth Basketball will begin December 14, 2013.
- The New York Jets field trip is sold out.

## Tourism Board

The Tourism Board encourages businesses to decorate for the holidays.

Upcoming holiday events include the following:

November 30, 2013—Tree Lighting at Graeb Point at 6:00 p.m.

December 1, 2013—*Christkindlemarkt* with Santa Express from 10:00 a.m. to 6:00 p.m.

December 1, 2013—Methodist Church Holiday Bazaar and Concert

December 8, 2013—42<sup>nd</sup> Annual Rick Drew Holiday Parade at 2:00 p.m. beginning on Canal Street

December 14, 2013—String ensemble section of the Greater New York Symphony concert will be at the Deerpark Reformed Church at 7:00 p.m.

The Zoning Board of Appeals (ZBA) will meet on December 3, 2013 at 7:00 p.m.

Zoning Board of Appeals and Planning Board

The Planning Board approved an application for 21 East Main Street and a request for additional signage for Ellicott Development. The next meeting will be December 17, 2013 at 7:00 p.m.

The next Plumbing and Electrical Boards will meet December 4, 2013 beginning at 6:30 p.m.

Plumbing and Electrical Boards

No Senior Advisory report was given

Senior Advisory

Motion by Mr. Siegel, seconded by Mr. Decker, to authorize the Chabad House of Deerpark, Port Jervis, and Pike County to display an indoor and outdoor electric menorah at City Hall for the holiday season.

Mayor's Correspondence given

Mr. Siegel encouraged everyone to attend the event.

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

Mr. Tom Barnhart, of Acme Extreme Downhill, requested dated the use of Skyline Drive for two (2) race events in 2014. The dates were April 18 and April 19, 2014 or April 25 and April 26 for a Free-ride two-day event and a three-day event to be held in conjunction with the Fall Foliage Festival or over Labor Day weekend. He also requested permission to install permanent parries on the downhill course. Mr. Decker recommended discussing the issue before making a final decision.

The Homeland Security and Emergency Services awarded the City \$142,278.50 under the FY2013 Technical Rescue and Urban Search and Rescue Program. The amount is reduced by \$7,700 for an item, a non-motorized raft for the Whitewater Park, not authorized under the grant. The award is subject to state and federal guidelines and regulations. The grant was a joint effort between the Port Jervis and Sparrowbush Fire Departments and the CDA.

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

No public comment was given.

Public Comment given

The Clerk's office is preparing the 2014 Budget and finalizing the paperwork for the 2013 Tax Lien Sale. The City holds 54 of the 91 tax sale liens. Deed transfers are being prepared for the properties unredeemed from the 2011 Tax Lien Sale.

City Clerk-Treasurer's Report given

Mr. Siegel suggested the second week in December for the meeting date to discuss the reorganization of the CDA.

Old Business discussed

Those wishing to participate in Orange County's Energy Initiative Fuel Fund Program can visit [www.ocfuelfund.org](http://www.ocfuelfund.org) for more information.

Mr. Decker thanked all those who participated in the Fall Park Pride Day and reminded everyone of the services offered by Empowering Port Jervis at 11 Fowler Street.

The next Finance Committee meeting will be December 16, 2013 after DPW and FEM Committee meetings.

Mr. Decker spoke about Mr. and Mrs. James Hendry's challenge for Black Friday to shop locally.

New Business discussed

Mr. Decker reminded everyone of the various upcoming holiday events.

Mr. McCarthy cautioned motorists to be aware of children in crosswalks and encouraged residents to contact the Police Department if they observe any suspicious activity.

Mr. McCarthy reminded residents and guests of the City's off-street parking regulation from December 1, 2013 through April 1, 2014 from 1:00 a.m. to 6:00 a.m. to accommodate snow removal.

Mr. Ritchie wished everyone a Happy Thanksgiving.

**Executive Session set**

**Motion by Mr. Ritchie, seconded by Mr. McCarthy, to set Executive Session for Building Official personnel, contractual matter concerning Cell Phone Tower, a contractual matter concerning personnel, and DPW litigation.**

**An invitation was extended to Mr. Kidney and Mr. Lopez**

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

**Mr. Siegel clarified the dates and times for the off-street parking.**

**Mr. Siegel wished everyone a Happy Hanukah and Happy Thanksgiving.**

**There will be a heating center at the St. Peter's Lutheran Church.**

**Mr. Siegel also encouraged everyone to shop locally.**

**Mayor Potter, on behalf of the Council, wished everyone a safe and happy holiday.**

**Public Comment on Agenda Items given**

**Mrs. Kathy Hylas, a member of the Port Jervis Council for the Arts, invited residents to attend a holiday concert given by the string ensemble of the Newburgh Symphony at the Deerpark Reformed Church on December 14, 2013. Tickets can be purchased in advance for \$10 at Gin'a Hope Chest, the Chamber of Commerce, and Upfront Gallery.**

**Mrs. Laura Myer, of the Tourism Board, invited residents to attend the December 1 holiday event on Front Street.**

**The Council entered Executive Session at 8:02 p.m.**

**Meeting reconvened**

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

**Motion by Mr. Oney, seconded by Mr. Ritchie, to authorize Corporation Counsel to enter into a settlement offer with Pioneer Construction in regards to Beach Road Pump Station.**

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

**Meeting adjourned**

**Motion by Mr. Oney, seconded by Mr. Ritchie, to adjourn the meeting at 9:16 p.m.**

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

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**Robin Waizenegger  
City Clerk-Treasurer**