

July 13<sup>th</sup>, 2015

#### **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 July 13<sup>th</sup>, 2015 at 7:00 p.m.

#### **Attendance-**

Councilman at Large Mr. Bavoso and all members of the Common Council were present except Mayor Decker and Mr. Cunningham. Acting Director of Public Works John Farr, Fire Chief Jeffrey Rhoades, Director of Recreation John Faggione, CDA Director Valerie Maginsky, City Clerk-Treasurer Robin Waizenegger, and Special City Counsel Michael Fox and Corporation Counsel William Bavoso were also present.

#### **Pledge of Allegiance-**

Mr. Bavoso led all present in the Pledge of Allegiance to the Flag. Mr. Bavoso is functioning as acting Mayor during the vacation of Mayor Kelly Decker and will abstain from voting at this meeting.

#### **Youth Report given by Mr. Michael Conklin-**

The Recreation programs are in full swing. There are 3 supervised parks; Church Street, Farnum Park and Riverside Park from 9am-4pm. Encourages everyone to check out the Rec Depts. Facebook page for upcoming scheduling of events.

The Dinner along the Delaware was a huge success and the fireworks were great.

Reminded citizens there is no swimming at West End Beach.

The Port Jervis Free Library has a reading summer program. Visit [www.portjervislibrary.org](http://www.portjervislibrary.org) for more details.

Tri-State youth soccer club is every Tuesday-Thursday depending on the child's age.

Thanked all the firefighters for a great parade day.

Deerpark Lions Club is starting a new club Leo Lions for ages 12 and up. If anyone is interested they can attend the informational meeting July 23<sup>rd</sup> at 4:30pm.

#### **Senior Report-**

There was no report to be given today.

Meetings are held on the 2<sup>nd</sup> and 4<sup>th</sup> Wednesday of the month at 1:30pm in the Farnum building.

#### **Veterans Report-**

There was no report to be given today.

#### **Public Hearing-**

#### **Public Comment-**

Mrs. Opelt, 4<sup>th</sup> ward, talked about the malfunction of the pedestrian crosswalk signal machine on the corner of Jersey and East Main Street. She thinks this intersection is dangerous and would like the DPW to go and investigate the problem. Addressed the rumors of the closing of Engine 6 and wanted to inform the council that the rumor has surfaced again. Mrs. Opelt also spoke about how motorized wheelchairs shouldn't be allowed to drive on the streets.

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Deaconess Izetta Briggs-Bolling, Faith Tabernacle International Ministries, asked the council for permission to hold a community event August 8<sup>th</sup> from 9am to dusk at Riverside Park.

Wayne Kidney, 1<sup>st</sup> ward, discussed the sewer fee and how he feels it's inequitable towards 2 and 3 family home owners.

#### **Minutes Approved-**

Motion by Mr. Hendrick, Seconded by Mr. Ritchie to approve the minutes of the June 22nd, 2015 regular meeting.

AYE: 7 ABSENT: 1 (Cunningham) NAY: 0 ABSTAIN: 1 (Bavoso) CARRIED

#### **Committee Reports:**

##### **Finance Committee-**

Mr. Bell reported the City's annual audit work will be completed this month. Informed everyone the City will be having a Tax Lien Sale on November 17, 2015 and as of right now were starting with over 300 parcels.

Motion by Mr. Bell, seconded by Mr. Bavoso to pay the current bills for General Fund, Water Fund, and Capital Account for a total of \$329,922.11

AYE: 7 ABSENT: 1 (Cunningham) NAY: 0 ABSTAIN: 1 (Bavoso) CARRIED

The next meeting will be held on July 23<sup>rd</sup>, at 6:00pm in the council chambers.

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

The 165<sup>th</sup> annual Fireman's Day Parade was held on July 11<sup>th</sup>, 2015. The event was one of the largest to date with estimated 15,000-20,000 spectators.

Motion by Mr. Waligroski, seconded by Mr. Belcher to approve Shawn Babcock & Dancan DeGroat for active membership.

AYE: 7 ABSENT: 1 (Cunningham) NAY: 0 ABSTAIN: 1 (Bavoso) CARRIED

Motion by Mr. Waligroski, seconded by Mr. Belcher to remove Daniel Loeb, Riley Delaney, Jack Glick and Dylan McCarthy from active membership rolls.

AYE: 7 ABSENT: 1 (Cunningham) NAY: 0 ABSTAIN: 1 (Bavoso) CARRIED

Motion by Mr. Waligroski, seconded by Mr. Ritchie to approve Tyler Kowinski, Delaware Engine Company #2, as a probationary driver.

AYE: 7 ABSENT: 1 (Cunningham) NAY: 0 ABSTAIN: 1 (Bavoso) CARRIED

Recognized all 25 and 50 year members for July.

Motion by Mr. Waligroski, seconded by Mr. Siegel to approve events:

Fowler Rescue and Salvage Company #3- Attend parade in Carmel on August 22

Neversink Engine Company #1- Hold a Burger Bash at Burger King on August 10

Howard Wheat Engine Company #4- Sausage & Pepper take out on October 3

Delaware Engine Company #2- Attend parade in Ossining on August 7 & Hold an Old Timers Night Dinner on July 25

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AYE: 7 ABSENT: 1 (Cunningham) NAY: 0 ABSTAIN: 1 (Bavoso) CARRIED

Next meeting July 20<sup>th</sup> at 6:30 in the council chambers.

**Code Committee-**

Last meeting was July 1, at 7:00pm.

Discussed Mr. Kidney's concerns and will continue to discuss the sewer fee at the next meeting.

The next meeting will be August 5<sup>th</sup>, 2015 at 7:00pm.

**Department of Public Works (DPW) Committee- (Mr. Oney)**

Last meeting was July 6<sup>th</sup>.

**UPDATE:**

Garbage and Recycling is on its regular schedule for the next two weeks.

No loose leaf pick up, so please bag your yard debris and put by the road. It will be picked up on the same Friday as your paper pick up.

The City compost and brush pile will be open the 2<sup>nd</sup> and 4<sup>th</sup> Saturdays of each month.

Next meeting will be held Monday August 3<sup>rd</sup>, 6:30pm in the council chambers.

Asked Mr. Farr to please look into the crosswalk signaling machine at the TD Bank intersection. Addressed Mrs. Opel's concerns regarding the motorized wheelchairs driving in the streets and admits it is a safety issue that they are trying to find a solution too.

**Police Committee-**

Motion by Mr. Hendrick, seconded by Mr. Oney to approve the minutes from the May Police committee meeting.

AYE: 7 ABSENT: 1 (Cunningham) NAY: 0 ABSTAIN: 1 (Bavoso) CARRIED

Next meeting will be August 3<sup>rd</sup> at 6:30.

**Liaison Reports:**

**Community Development Agency (CDA)-**

Last meeting was June 24<sup>th</sup>.

Valerie Maginsky, the CDA Director, is working on consolidating funding applications.

Motion by Mr. Hendrick, seconded by Mr. Bell to set a public hearing on July 27<sup>th</sup> at 7:00pm, for Local Law #4 to adopt The Orange County Greenway Compact Plan.

AYE: 7 ABSENT: 1 (Cunningham) NAY: 0 ABSTAIN: 1 (Bavoso) CARRIED

Motion by Mr. Hendrick, seconded by Mr. Siegel that a resolution reaffirming the City's 2009 Delaware River Waterfront Revitalization Plan.

AYE: 7 ABSENT: 1 (Cunningham) NAY: 0 ABSTAIN: 1 (Bavoso) CARRIED

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Motion by Mr. Hendrick, seconded by Mr. Bell requesting grant funds to be used for the City of Port Jervis Housing Rehabilitation Program.

AYE: 7 ABSENT: 1 (Cunningham) NAY: 0 ABSTAIN: 1 (Bavoso) CARRIED

The next meeting will be Wednesday July 22<sup>nd</sup> at 7pm on the second floor of the Recreation Center.

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

Last meeting was July 8<sup>th</sup>.

At the last meeting, they met with 100 River Road. LLC regarding their interest in extending the PILOT agreement they currently have with the City. The board has expressed concerns about Future Homes Technology/Excel Company, a special meeting has been set up for July 15<sup>th</sup> at 6:00pm in the council chambers.

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

Last meeting was July 7th.

Discussion of the closure of the sub-basement access at Bon Secours Community Hospital was noted. It's an ongoing issue due to lack of other handicap access points of the hospital.

Reported mechanical issues with the crosswalk signal machine in front of the hospital and referred the problem to Mr. Farr to investigate.

Reviewed the proposal for the ADA grievance procedure and designated the City Clerk Treasurer as the ADA Coordinator.

Motion by Mr. Hendrick, seconded by Mr. Ritchie to adopt the grievance procedure under the American's with Disabilities Act and to appoint Robin Waizenegger the ADA Coordinator for the City of Port Jervis.

AYE: 7 ABSENT: 1 (Cunningham) NAY: 0 ABSTAIN: 1 (Bavoso) CARRIED

Next meeting to be held October 1<sup>st</sup> at 6:00pm in the council chambers.

#### **Housing Authority-**

Last meeting was held on June 23rd.

No report to be given.

The next meeting will be July 28<sup>rd</sup>, at 7:00pm at Hillside Terrace in the conference room.

#### **Recreation Commission:**

Updates:

Playgrounds and Youth Center are into their 3<sup>rd</sup> week of the summer schedule. Our summer programs runs through August 21. Plenty of activities for kids to participate in every day. Free lunch is also served each day at 12pm at all 3 parks and the Youth Center.

The Summer Concert Series at Riverside Park starts this Thursday July 16 with The Carl Richards Band. Concerts are free of charge and will run every Thursday evening from 7pm-9pm through August 27.

Next Tuesday July 21<sup>st</sup> the Rec Dept. will be sponsoring a field trip to Yankee Stadium. Tickets are still available, contact the Rec Center for more information.

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PJ Rec and First Assembly of God Church will host its 1<sup>st</sup> free outdoor movie of the summer. Movie will be played at 7:30 and hotdogs and popcorn will be served.

Church Street Park basketball court will be closed during the installation of new poles.

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 Wednesday August 12, at 5:00 at the Youth Center.

**Tourism Board-**

The Tourism Board is working on the fall foliage festival being held September 27<sup>th</sup>, 2015.

The next meeting will be on July 14<sup>th</sup>, at 6:30pm in the down stairs conference room.

**Zoning Board of Appeals-**

Continuation of the public hearing regarding 140 Jersey Ave regarding variances to the building. A decision has not been agreed upon at this time.

The next meeting will be held on July 21st, at 7pm in the Council Chambers.

**Planning Board-**

There was no report to be given today.

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

**Plumbing Board-**

Nothing to be reported.

There are no meetings during the summer months except when necessary.

**Electrical Board-**

Nothing to be reported.

There are no meetings during the summer months except when necessary.

**Senior Advisory-**

There are no major developments to discuss.

July 13<sup>th</sup>, 2015**Access 23 TV-**

Encourages young adults to get involved with TV production.

**Mayor's Correspondence-** (Bavoso)

Motion by Mr. Belcher, seconded by Mr. Waligroski to set a public hearing for Local Law #5 regarding tax sale procedures.

AYE: 7 ABSENT: 1 (Cunningham) NAY: 0 ABSTAIN: 1 (Bavoso) CARRIED

Motion by Mr. Bell, seconded by Mr. Belcher to request commitment and funds from the State of New York in order to support the Metro-North Railroad projects that promote community development growth.

AYE: 7 ABSENT: 1 (Cunningham) NAY: 0 ABSTAIN: 1 (Bavoso) CARRIED

Motion by Mr. Siegel, seconded by Mr. Oney to allow Faith Tabernacle International Ministries to hold a community event August 8<sup>th</sup> from 9am to dusk at Riverside Park.

AYE: 7 ABSENT: 1 (Cunningham) NAY: 0 ABSTAIN: 1 (Bavoso) CARRIED

Mr. Oney asked if the church had insurance, they responded that yes, they will provide insurance information prior to the event.

Port Jervis Farmers Market will begin July 18<sup>th</sup> from 8am-1pm in the parking lot of the mini mall.

17<sup>th</sup> Annual Arts Walk will be held July 18<sup>th</sup> from 11am-5pm and following the walk, the movie Frozen will be played downtown at approximately 9:00pm.

Artful Gardeners Club will be having flower show at UpFront art gallery on July 24 2pm-4pm & July 25 10am-4pm

Motion by Mr. Belcher, seconded by Mr. Siegel to approve the Tri-State Chamber of Commerce hosting a triathlon event being held August 16<sup>th</sup>.

AYE: 7 ABSENT: 1 (Cunningham) NAY: 0 ABSTAIN: 1 (Bavoso) CARRIED

**City Clerk Treasurer's Report-**

Reminded citizens that the City Clerk's Office is now accepting credit cards. Online payments will also be available in August.

**Old Business:**

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**Mr. Siegel**

Praised the Dinner Along the Delaware event & fireworks. Looks forward to next year's event. Thanked Sharon Siegel and Dick Drew for their efforts in making the Fireman's Day Parade articles in the Times Herald Record.

Agrees with Ms. Opelt regarding the motorized wheelchairs riding in the middle of streets. It is a safety concern and thinks we should pass this along to the Police Dept. to see what solutions are possible.

Congratulated Kris Bogach, a Port graduate, on playing for the USA Softball Team.

Wishing Mr. Cunningham a speedy recovery.

**Mr. Oney-** No old business

**Mr. Ritchie-** No old business

**Mr. Hendrick-** No old Business

**Mr. Bavoso-**

Thanked the fire department for hosting such a great parade.

**Mr. Cunningham-** No old business

**Mr. Belcher-**

Informed everyone that he was disappointed with the outcome regarding Orange & Rocklands of the proposed rate increase and that they in fact agreed on a higher rate than originally proposed.

**Mr. Waligroski-** No Old business

**Mr. Bell-** No old business

**New Business:**

**Mr. Bell-**

Neighborhood watch meeting will be held July 15<sup>th</sup> at Hose #4.

July 13<sup>th</sup>, 2015**Mr. Waligroski-**

Motion by Mr. Waligroski, seconded by Mr. Siegel to approve the Riverside Park use Policy regarding the closure of the basketball courts during City events.

AYE: 7 ABSENT: 1 (Cunningham) NAY: 0 ABSTAIN: 1 (Bavoso) CARRIED

**Mr. Belcher-** No new business

**Mr. Cunningham-** Absent

**Mr. Bavoso-**

Motion by Mr. Bell, seconded by Mr. Belcher to approve with regrets the resignation of Rafael Gonzalez from the Board Of Assessment Review.

AYE: 7 ABSENT: 1 (Cunningham) NAY: 0 ABSTAIN: 1 (Bavoso) CARRIED

Motion by Mr. Belcher, seconded by Mr. Siegel to appoint Mr. Gonzalez as a volunteer to help in the Assessor's Office.

AYE: 7 ABSENT: 1 (Cunningham) NAY: 0 ABSTAIN: 1 (Bavoso) CARRIED

**Mr. Hendrick-** No new business

**Mr. Ritchie-** No new business

**Mr. Oney-**

Thinks the City should seriously take a look at the motorized wheelchairs driving in the streets, he worries someone will get hurt.

**Mr. Siegel-** No new business

**Public Comment**



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Wayne Kidney, 1<sup>st</sup> Ward, asked how much the firework display cost the City.  
Mrs. Waizenegger replied \$5000.00

**Executive Session set-**

Motion by Mr. Hendrick, seconded by Mr. Ritchie to allow Executive session at 8:05pm for litigation, DPW & Building Personnel, and seek advice of the City Counsel with invitation to the Michael Fox.

AYE: 7 ABSENT: 1 (Cunningham) NAY: 0 ABSTAIN: 1 (Bavoso) CARRIED

**Meeting Reconvened at 8:55pm**

Motion by Mr. Oney, seconded by Mr. Hendrick to approve American Tree to remove 20 of the most visible/largest tree stumps at \$125.00 per stump.

AYE: 7 ABSENT: 1 (Cunningham) NAY: 0 ABSTAIN: 1 (Bavoso) CARRIED

Motion by Mr. Oney, seconded by Mr. Ritchie to approve the suspension of employee #600 indefinitely, without pay, pending the outcome of criminal charges, effective immediately.

AYE: 6 ABSENT: 1 (Cunningham) NAY: 0 ABSTAIN: 2 (Bavoso & Hendrick) CARRIED

Motion by Mr. Waligroski, seconded by Mr. Bell to approve \$2,500 from contingency funds to Map Heritage Trails on Point Peter.

AYE: 7 ABSENT: 1 (Cunningham) NAY: 0 ABSTAIN: 1 (Bavoso) CARRIED

**Meeting Adjourned -**

Motion by Mr. Bell, seconded by Mr. Siegel to adjourn the meeting at 8:57p.m.

AYE: 7 ABSENT: 1 (Cunningham) NAY: 0 ABSTAIN: 1 (Bavoso) CARRIED

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Robin Waizenegger  
City Clerk Treasurer

