

December 17, 2018

**Regular Meeting- As amended 3/25/2019 for correction**

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 December 17th, 2018 at 7:00 p.m.

**Attendance-**

All members of the Common Council were present except Councilman David Bavoso.

Meeting opened at 7:00pm by Mayor Kelly Decker.

**Pledge of Allegiance-**

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

**Youth Report-** Mallory Conklin gave the youth report as follows:

Good Evening!  
Winter Sports are well underway.

PJHS Cheerleaders recently traveled to Disney World for the Varsity Spirit Spectacular. Great job representing Port Jervis!

The Port Jervis High School power hour after school tutoring program will be in room 134 Monday through Thursday after school starting from 230 to 3 o'clock. Monday: social studies, Tuesday: English, Wednesday: Math, Thursday: Science. Each day there will be a teacher present as well as student tutors to assist in those subject areas.

The HS MUSIC DEPARTMENT HOLIDAY CABARET is - Friday 12/21 @ 6pm in the High School Auditorium - \$5 admission, includes a gourmet hot chocolate.

The PTSA is selling beautiful PJ CHRISTMAS ORNAMENTS for \$ 10.00 each. Pick them up in the main office of the High School.

The Recreation Department will once again be participating in the annual Holiday Toy Drive. New toys only may be dropped off at the Youth Center Monday-Friday 10:00 am-6:00pm. The Holiday Toy Drive started on Monday, November 26, 2018 and will end on Thursday, December 20th. This Toy Drive is run by the Orange County Departments of Parks and Recreation. This is the 24th year that we are participating in this program.  
NOTE: All of the toys we collect go DIRECTLY to the children of the tri-state area.

**Co-Ed Youth Basketball**

Registration for this year's program will be Saturday, December 1st-9am-12pm, December 3rd and 5th 6pm-8pm. All registrations will be held at the Youth Center. Cost is \$35/child. Family discounts are available. This program is for boys and girls in grades 3-6 and will be held at the ASK Gym every Saturday afternoons beginning January 5, 2019.

New this winter, youth volleyball will be held at the High School Gym Sunday mornings between 8:30 am-11:30 am. 8:30 am-10:00 am is for elementary and middle school students and 10:00 am- 11:30 am is for high school students. This program will run through February 3, 2019.

Also new this winter, youth soccer will be held at the Middle School Gym Thursday evenings between 6 pm- 8 pm. This program is designed for kids ages 4-12. This program is set to start Thursday December 6, 2018 and will run through January 31, 2019.

**Senior & Veteran Report-** Mr. Siegel gave a combined Senior & Veterans report comprised of tips regarding telephone scams as follows:

- 1.) Do not answer calls from unknown numbers.
- 2.) Do not give out any personal info on the telephone.

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- 3.) Register for the Do Not Call list.
- 4.) Ask your phone company about blocking options

He also reminded everyone to get a flu shot.

**Veteran Report-** As noted above.

**Public Hearing – Budget 2019 continued**

Mrs. Trovei presented that at present the budget stands at a 2.97% tax rate increase. Mrs. Trovei went over the changes made from the Mayor's budget.

No comment received from the public.

Motion made by Kristin Trovei seconded by George Belcher to close the public hearing.

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

**Public Hearing – Local law #1 of 2019 – Peddler's permits**

The Mayor explained that due to time constraints this local law will not be filed until 2019 thus the 2019 effective date.

Mrs. Randazzo read the Local Law change which would permit peddling throughout the year rather than limited to April to October. Mr. Santini questioned why it was limited previously. Mrs. Waizenegger indicated that previously it was food trucks which are hard for the DPW to accommodate in winter months. Mrs. Randazzo informed the Council that a change is sought as now the tide has changed and it is primarily door-to-door sales for solar products and they want year round sales.

Motion made by Lisa Randazzo, seconded by George Belcher to close the public hearing for Local Law #1.

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

**Minutes Approved-**

Motion by George Belcher, seconded by Regis Foster to approve the minutes of the November 26th, 2018 regular meeting.

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

**For the Good of the City – No Comments**

Motion for Executive Session made by Regis Foster, seconded by Dominic Santini as follows:

1. Personnel matters involving the Police Department and invite the City Clerk-Treasurer and Police Chief into Executive Session after discussion amongst the Common Council.
2. Offers to purchase regarding City owned properties.
3. Discussion of next steps in the legal process for annexation of Deerpark property.
4. Personnel matters in Recreation with invitation to Mr. Faggione

And

Upon the conclusion of Executive Session, the Council will may be meeting with our legal counsel for advice regarding matters involving attorney/client privilege.

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

Adjourned to Executive Session at 7:12pm

Meeting Reconvened at 7:47pm

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**Business:**

**Ms. Randazzo-** She reported that the next Plumbing and Electrical boards will be 5:30 and 5:45 respectively on 1/2 followed by Code committee at 6pm.

Motion by Lisa Randazzo, seconded by George Belcher to approve local law #1 to amend the peddler's permit law for year round availability.

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

Ms. Randazzo gave cudos to Whoville and the GrinchMas conducted by the Downtown Merchants.

**Mrs. Fitzpatrick-** Gave the Recreation update as follows:

1. Our Annual Toy Drive- Santa's Toy Box continues until this Friday December 21. NEW toys can be dropped off at the Youth Center between the hours of 10:00 am-6:00 pm. All toys will be given to children in the Tri-State area. Please help us help the kids of the community. Thank you.
2. The Youth Center schedule for the Holiday break is as follows:  
Closed December 24, 25, 31 and January 1  
Open- 11 am-3 pm December 26-27-28  
There is NO Teen Night this Friday December 21. Teen Night will resume Friday January 4, 2019
3. Winter Recreation programs this season include the following:  
Co-ed Youth Soccer Thursday evenings at the Middle School Gym. 6 pm-8 pm  
Co-ed Youth Volleyball Sunday mornings at the High School Gym. 8:30 am-11:30 am  
Adult Basketball at the A.S.K Gym Sundays. 10:00 am-12:00 pm  
Co-ed Youth Basketball at the A.S.K. Gym Saturdays beginning January 6. 11:00 am-2:00 pm.
4. The Outdoor Club of Port Jervis will be hosting a Holiday Hike with Santa this Saturday December 22 at Elks-Brox Park at 10:00 am. This family oriented hike will have a rest stop at the campground with hot chocolate, cookies, juice and special treats. This is a FREE event!
5. There is NO Recreation Commission meeting this December. The next meeting is scheduled for Thursday January 17, 2019 at 7:00 pm at the Youth Center.

Motion by Gina Fitzpatrick seconded by Dominic Santini for approval of the paid and unpaid positions for the winter recreation season pending results of background checks.

Co-Ed Youth Basketball Volunteers:

Steven Small- returning volunteer  
Hector Figueroa- pending background check

Paid Positions: These positions receive a \$575 stipend at end of program

Warren Ponds- returning instructor  
Stan Buczek- returning instructor  
Mackenzie Decker- returning instructor  
Laasia Brown – new basketball instructor << *Correction done 3/25/2019*

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

Motion by Gina Fitzpatrick seconded by Lisa Randazzo to accept the resignation of Sarah Kean from the position of Recreation Specialist effective immediately.

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

Motion by Gina Fitzpatrick seconded by Lisa Randazzo hire Sarah Kean from the position of Recreation Specialist effective 12/18/2018.

AYE: 8 ABSENT: 1(Bavoso) NAY: 0 ABSTAIN: 0 CARRIED << *Correction done 3/25/2019*

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Motion by Gina Fitzpatrick seconded by Dominic Santini for approval of the promotion of Wayne Addy to working Supervisor effective 1/1/2019.

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

Motion by Gina Fitzpatrick seconded by George Belcher to approve the carryover of 3 unused 2018 vacation days for John Faggione for use by March 31<sup>st</sup> 2019.

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

Motion by Gina Fitzpatrick seconded by Lisa Randazzo as follows:

**WHEREAS**, the City of Port Jervis Common Council is desirous of continuing the Youth Recreation Program and Juvenile Aid Bureau and

**WHEREAS**, the County of Orange through the Youth Bureau has approved \$17,460 for the recreation program and \$8,000 for the juvenile aid bureau

**NOW, THEREFORE**, be it resolved that the Common Council of the City of Port Jervis hereby accepts the funding for 2019

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

**Mr. Belcher-**

A motion was made by George Belcher seconded by Regis Foster to approve the carryover of 10 unused 2018 vacation days for Jack Farr for use by March 31<sup>st</sup> 2019.

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

The 2019 Garbage schedule has been posted on the website.

3 DPW workers, Douglas Smith, Travis Farr and Taylor Warren have received commendations for assisting a woman who had fallen beside her house. The DPW workers assisted her back into her house, made sure she called for assistance and replaced the garbage cans as needed. The woman's daughter claims that her mother might have been more seriously injured had these men not helped her. Theses DPW employees went above and beyond to help her.

Mr. Belcher reviewed the holiday garbage schedule.

Overnight parking restrictions to facilitate snow removal commence on December 1<sup>st</sup> to April 1<sup>st</sup>. Please have your vehicles off the streets from 1am to 6am.

The holiday lighting contest judging will occur on 12/19 in both traditional and festive categories to award prizes.

**Mr. Santini-**

The planning meeting will occur tomorrow at 6pm.

He reported that there will be no zoning meeting due to lack of agenda items.

**Mr. Foster-**

Motion by Mr. Foster seconded by Stanley Seigel to promote Officer Jeremy Eagan to the rank of Sargent effective 1/1/2019 based on the recommendation of the Police Chief.

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

Motion by Mr. Foster seconded by Mr. Santini to approve the 2019 contract with the Humane Society at the same rates as last year.

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

Next police meeting is 12/20 at 6pm.

Next ADA meeting will be on 1/7/2019 at 6:30 pm after DPW.

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He expressed Happy Holidays to everyone.

**Mrs. Mann-** She reported that the IDA Meeting of 12/17 was cancelled due to lack of agenda items

Next IDA meeting is tentatively scheduled for 1/22 at 6pm.

Maria Mann thanked everyone involved in the GrinchMas and Whoville event along with Happy Holidays to everyone.

**Mrs. Trovei-**

Motion by Mrs. Trovei, seconded by Mr. Belcher to pay the current bills for General Fund, Water Fund, Sewer Fund and Capital Account for a total of \$1,369,398.09.

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

Mrs. Trovei brought forth from the Clerk's office a notice of application for a liquor license for Roy's Family Diner and Restaurant requesting that the council inform her of any objections. No objections were noted.

Motion by Mrs. Trovei, seconded by Mr. Seigel as follows:

**WHEREAS**, the City of Port Jervis Common Council has reviewed the fee schedule for Civil Service Examinations and received a recommendation from the Civil Service Commission of the City of Port Jervis for a fee increase,

**NOW, THEREFORE**, be it resolved that the Common Council of the City of Port Jervis hereby establishes a new fee schedule effective for all examinations to take place on January 1, 2019 and thereafter as follows:

Non-Uniform exam (general): \$20.00

Uniform exam(police officer):\$35.00

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

Motion by Mrs. Trovei, seconded by Mr. Seigel as follows:

**WHEREAS**, the City of Port Jervis Common Council is not conducting a second Council meeting in the month of December 2018 and

**WHEREAS**, it may be necessary to conduct normal business operations to issue payments for the remainder of the year

**NOW, THEREFORE**, be it resolved that the Common Council of the City of Port Jervis hereby empowers the Finance Chairperson, Mayor and/or City Clerk Treasurer to authorize necessary payments with a recap of said payments to be presented at the next available council meeting.

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

Motion by Mrs. Trovei, seconded by Ms. Randazzo to authorize the Mayor to sign and execute the City Officer Employment Agreements as given to him by the Council.

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

As discussion Mr. Seigel indicated that these are 3 year contracts and that he is against any agreements that give automatic salary increases.

Motion by Mrs. Trovei, seconded by Mr. Belcher to approve the 2019 budget with changes as proposed by the Council.

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

A roll call vote was requested by the Mayor and conducted with all members present answering in the affirmative.

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Motion by Mrs. Trovei, seconded by Ms. Randazzo as follows:

**WHEREAS**, the City of Port Jervis Common Council desires to make a budget change for the position of Mayor's secretary to the maximum allowable for the employee per Social Security earnings limitations for 2019

**NOW, THEREFORE**, be it resolved that the Common Council of the City of Port Jervis hereby resolves to increase the salary of the Mayor's Confidential secretary to the annual amount of \$17,640 an increase of \$382.

Motion by Mrs. Trovei, seconded by Mr. Belcher to accept the retirement resignation of Jeanne Elston effective 12/28/2018.

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

Motion by Mrs. Trovei, seconded by Mr. Belcher to accept the retirement resignation of Sandra Corcoran effective 12/28/2018.

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

Mrs. Trovei noted that the Comprehensive Code review committee met on 12/6 and the next meeting will be 1/24 at 6pm.

The CDA met on 11/28 to review current finances, their budget for 2019, the AHC Grant and the next meeting will be 1/23 and a \$13,000 health link grant that was awarded to the City.

**Mr. Siegel-**

Motion by Mr. Seigel, seconded by Maria Mann to sell 33 Kingston for \$3000 for rehabilitation as a single family home.

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

Motion by Mr. Seigel, seconded by Ms. Randazzo as follows:

This is to request that the below named, a member of the Port Jervis Fire Department and the Company herein stated, be removed from the active membership rolls for the reason(s) stated.

Member: Donald Reiff

Company: Maghogomock Hook Ladder Company No. 1

Reason(s): Deceased

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

Motion by Mr. Seigel, seconded by Mr. Belcher as follows:

This is to request that the below named, a member of the Port Jervis Fire Department and the Company herein stated, be removed from the active membership rolls for the reason(s) stated.

Member: Alexander Grech

Company: Fowler's Rescue Salvage Company No. 3

Reason(s): Deceased

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

Motion by Mr. Seigel, seconded by Mr. Belcher as follows:

This is to request that following By-Law changes be made:

Create the position of Captain for the Special Operations Squad, appointed by the Fire Chief. The Captain will oversee the operations of the Special Operations Squad.

A secondary part of the request is to retitle the positions of Team Leader and Assistant Team Leader to First Lieutenant and Second Lieutenant respectively, each being appointed by the fire chief. This would align those positions with common fire service titles and would affect the Accident Victim Extrication Team, the Technical Rescue Rope Team and the Water Operations Team.

The applicable sections include Article IX (specifically Sections F, G and H) and Article XII (specifically Sections E, F and G). These changes will affect the language, at minimum, on the following pages: 3, 10, 23, 24, 25, 26, 27, 28, 29, 36, 37, 39, 40, 46, 50, 51, 59, 60, 63, 73, 74, 75, 78, 109 and 113.

The captain would be the only voting members representing the Squad at Board of Officer meetings and their will have no alternate.

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

Port Jervis Housing will meet next on 1/29.

The Fire and Emergency meeting scheduled for tonight was cancelled. The next meeting will be held on 1/21.

He expressed his delight at the GrinchMas and Whoville event with special thanks to Maria Mann for her involvement.

Mr. Seigel expressed get well wishes to Henry & Cheryl Holley.

He thanked Access 23 for their continuing broadcast of the meetings.

Mr. Seigel expressed Happy Holidays to all.

**Mr. Bavoso- Absent**

**For the Good of the City-** No public comment

**Mayor Decker-**

Mayor Decker appointed Teresa Spradling to the Upper Scenic Delaware Byway Commission as representative for Port Jervis.

The Mayor re-appointed Erica Ropke-Polanis and Debbie Cunningham to the recreation commission with terms to expire on January 1 2025.

The Mayor mentioned the kind acts of our DPW Workers who assisted the injured citizen above and beyond the scope of their job duties.

The Mayor mentioned renovations of the house at 6 Kingston which is a historical site and cited Steven Duryea and the DPW crews that went above and beyond on the sewer installation which was difficult due to the age of the connections.

Santa is coming to town on December 22<sup>nd</sup> to be escorted by the police and fire personnel to all of the fire stations and downtown.

The Mayor noted that the City was highlighted in Dirt magazine, a bike racing periodical, which highlights our trails and bike races.

The Mayor noted that the White Water Kayak Park permitting may appear as withdrawn due to a technicality in the Army Corps of engineer system that is causing a delay but the project is still moving forward and the permit will be re-opened shortly.

Commuters should be advised that there is a regional transit study being conducted in our area and that they can provide input at [www.connectmidhudson.com](http://www.connectmidhudson.com).

The Mayor also indicated that there are already cost increases impacting us after the budget was completed by Orange County for recycling at \$104 per ton which is an increase to us annually of approximately \$28,000. This as compared to Sullivan County who is charged \$60 per ton. He expressed his anxiety at the lack of due diligence on the part of the County.

He wished everyone Happy Holidays and is looking forward to a much brighter 2019 and beyond.

**Meeting Adjourned –**

Motion by Kristin Trovei seconded by George Belcher to adjourn to the meeting at 8:25pm

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

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Robin Waizenegger  
Clerk Treasurer