

September 9, 2019

**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 September 9th, 2019 at 7:00 p.m.

**Attendance-**

All members of the Common Council were present except Gina Fitzpatrick. Also present were Corporation Counsel William Bavoso, City Clerk Treasurer Robin Waizenegger and Deputy City Clerk Treasurer Bobbie Jo Muller.

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

**Pledge of Allegiance-**

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

**Youth Report-** Mr. Michael Conklin gave the Youth report on behalf of his sister Mallory as follows:

Good Evening!

School is back in session and in full swing.

At the high school:

Fall sports are going well

PJHS OPEN HOUSE!! Open house will be held on September 19<sup>th</sup> at 7pm.

The last day to Add or Drop classes will be September 13th. No schedule changes will be done after this date.

There are many clubs and activities for students to get involved in. Keep an eye out for announcements and other information about them.

Monday, September 23 will be Senior Picture make up day

College and Career Fair will take place at the High School on Monday, September 30 @ 9:00 am till 12:00 pm

At the middle school:

MS Open House will be Wednesday, September 18 @ 6:30 pm - 8:30 pm

MS Picture Day will be Wednesday, September 25

At the elementary schools:

HBE and ASK Open House Gr. 1-3 will be on Wednesday, September 11 @ 7:00 pm - 9:00 pm

HBE and ASK Open House Gr. 4-6 will be on Thursday, September 12 @ 7:00 pm - 9:00 pm, Both at their respective schools

HBE Family Fun Night will be on Friday, September 20 @ 5:30 pm - 7:30 pm

Have you ever wanted to be a hero or a villain?

Join The Port Jervis Free Library and Haven for Heros, as we hold our first ever, P.J. Fan Fest. Come experience pop culture at it's finest on SEPTEMBER 28, 2019 from 11AM TO 4PM

Finally, don't forget about the 27<sup>th</sup> annual Fall Foliage Festival on Sunday, September, 22 from 10 till 5

**Senior and Veterans Report-** Mr. Siegel reported that he will be continuing with scam alerts. The warning for this meeting is to beware offers for free genetic testing as it may be an attempt just to obtain your Medicare number. Report anyone requesting your Medicare number vis a telephone solicitation to 1-800-MEDICARE.

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**Minutes Approved**-Motion by George Belcher seconded by Dominick Santini to approve the minutes of the August 26th, 2019 regular meeting.

AYE: 8 ABSENT: 1 (Fitzpatrick) NAYS: 0 ABSTAIN: 0 CARRIED

**For the Good of the City** – No public comments

**Business:**

**Ms. Randazzo-**

A motion was made by Lisa Randazzo and seconded by David Bavoso as follows:

**WHEREAS**, the City of Port Jervis Common Council passed Local Law #7 on August 12, 2019 with respect to establishing a Municipal Dog Park/yard in the City of Port Jervis and

**WHEREAS**, the law gives the council the authority to set fees by resolution

**NOW, THEREFORE**, be it resolved that the Common Council of the City of Port Jervis sets no fee for a permit obtained by a city resident and a \$25 fee for a permit obtained by any non-resident acknowledging that with or without the payment of any fee all requirements as set forth in the Local Law #7 must be followed to obtain a permit.

AYE: 8 ABSENT: 1(Fitzpatrick) NAYS: 0 ABSTAIN: 0 CARRIED

A motion was made by Lisa Randazzo and seconded by George Belcher as follows:

WHEREAS, on the 26th day of August 2019, the Common Council adopted Local Law #10 of 2019; and

WHEREAS, that Local Law enacted provisions that regulate the installation of small cell wireless communications towers within the City of Port Jervis; and

WHEREAS, that Local Law provided that the Common Council of the City of Port Jervis shall set the application fee for such wireless communications towers by Resolution; and

WHEREAS, the Common Council of the City of Port Jervis desires to have the application fee in place as soon as possible;

**NOW THEREFORE, BE IT RESOLVED**, that pursuant to Local Law #10 of 2019, adopted by the Common Council of the City of Port Jervis on the 26<sup>th</sup> day of August 2019, the Common Council sets the following fee for permit applications for small cell wireless communications towers within the City of Port Jervis:

The permit application fee shall be the maximum amount permitted by the Federal Communications Commission of the United States of America.

AYE: 8 ABSENT: 1(Fitzpatrick) NAYS: 0 ABSTAIN: 0 CARRIED

A motion was made by Lisa Randazzo and seconded by George Belcher to set a public hearing for Local Law #11 for a zoning change on the properties owned by PJ Quarry involved in the annexation for 9/23/2019 at 7:01pm.

AYE: 8 ABSENT: 1(Fitzpatrick) NAYS: 0 ABSTAIN: 0 CARRIED

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Mrs. Randazzo noted that there will be free training on lead paint for any painters, contractors, landlords or others doing any construction work available in Orange County from 8am to 4:30pm on 10/25 and 1/17. Registration is required. To register please do so through [www.certrebel.com](http://www.certrebel.com) or by calling 646-470-7119.

At the recent Plumbing board meetings, they discussed the scheduling for sexual harassment training for all members, fee resolutions and reciprocal licensing with the City of Middletown.

The next Plumbing and Electrical Board meetings will be 10/2 at 5:30 and 5:45 respectively.

At the 9/4 code meeting the fire safety reporting and subsequent reports, St Peters Lutheran Church warming center and referred them to the building official for review. They also reviewed the small cell fee resolution, curb heights for sidewalks and the building officials report.

There will be no October Code committee meeting and the next code meeting will be 11/6 at 6pm.

**Mrs. Fitzpatrick-** Absent – The Mayor reviewed the Recreation schedule.

1. The youth center will be open this week everyday from 11am-6pm. The center will be closed on September 2<sup>nd</sup> and 3<sup>rd</sup>. The center will begin its fall hours next week and be open from 3pm to 7pm Monday through Thursday and 3pm -6pm on Fridays. Teen night will begin on Friday September 6<sup>th</sup> from the hours of 6pm to 10 pm.
2. The next Recreation Commission meeting is scheduled for next Wednesday September 18 at 6:00 pm at the Youth Center.

**Mr. Belcher-** Garbage pickup will be on the regular schedule the next two weeks. Bulk waste is available from 7:15 to 11:30 on Saturdays with a dump pass. The brush pile and compost pile are also available on Saturday mornings. Bagged yard debris will be picked up on Mondays. Paving will begin next week on West Main street.

The next DPW meeting will be 10/7/2019 at 6pm in the Council room.

The safe walk to school sidewalk project is scheduled to be completed by 9/27 along with the paving of the road alongside. Please note that the intersections at Kingston and Pike will be under construction for at least 4-6 more weeks. The contractor is providing one walkway open. Please follow signs and directions from the construction crews. If you have any concerns please contact the DPW at 845-858-4001.

Motion was made by George Belcher and seconded by Lisa Randazzo to allow the DPW to attend the Touch a truck event on 10/4 at little Lambs Pre-school along with appropriate equipment.

AYE: 8 ABSENT: 1(Fitzpatrick) NAYS: 0 ABSTAIN: 0 CARRIED

Motion was made by George Belcher and seconded by David Bavoso to approve the DPW minutes for 9/3/2019.

AYE: 8 ABSENT: 1(Fitzpatrick) NAYS: 0 ABSTAIN: 0 CARRIED

The tourism board has not met since the last Council meeting and there next meeting is Wednesday 9/11 at 7pm.

Monsters on the Mountain will be meeting Wednesday nights and needs volunteers for the 10/11, 10/12 and 10/13 events. Please contact Todd Kowinsky at 845-754-6546.

The Annual Fall Foliage event will be held on 9/22 10am-5pm.

City yard sale is 10/5 and it is not too late to sign up.

Mr. Belcher stressed the importance of "If you see something, say something" and encouraged people to report issues to the police. He also stressed the importance of everyone participating in the 2020 census.

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**Mr. Santini.** Zoning met on 9/3 at 7pm where they held a public hearing on an exception to 30% coverage for 29 Cahoonzie Street for an enclosed porch that was passed. They also set a public hearing for 10/1/2019 for a request to install an accessory shed on Stoll Street.

The planning board has not met since the last council meeting.

The next planning board meeting is 9/17 at 7pm and the next Zoning meeting is 10/1 at 7pm.

**Mr. Foster-** A motion was made by Regis Foster and seconded by Dominic Santini to approve the purchase of a firearms simulator as part of a multi-agency agreement using funds from the 2017 Serial Bond.

AYE: 8 ABSENT: 1(Fitzpatrick) NAYS: 0 ABSTAIN: 0 CARRIED

A motion was made by Regis Foster and seconded by Lisa Randazzo to approve the August monthly police report.

AYE: 8 ABSENT: 1(Fitzpatrick) NAYS: 0 ABSTAIN: 0 CARRIED

Mr. Foster reviewed highlights of the report.

A motion was made by Regis Foster and seconded by Lisa Randazzo to approve the August police committee minutes.

AYE: 8 ABSENT: 1(Fitzpatrick) NAYS: 0 ABSTAIN: 0 CARRIED

Mr. Foster reviewed the minutes.

Mr. Foster mentioned that the Hope not Handcuffs treatment program is in need of volunteers to assist those recovering from addiction. This group is run by the tri-county partnership at [www.tccpartnership.org](http://www.tccpartnership.org). You can volunteer by calling 833-428-HOPE (4673).

He reminded everyone that schools are open and encouraged everyone to drive more safely.

The next police committee meeting will be 9/24/2019 at 6pm

The next ADA committee meeting will be 10/7 at 6:30 pm

**Mrs. Mann-** The next IDA Meeting is scheduled for 9/16 at 6pm.

**Mrs. Trovei** – She reviewed the topics addressed at the finance meeting held on 8/28/2019 which included a presentation by Badger Meter company regarding replacement meter equipment, repair of an ADA sidewalk access, creating space at the brush pile by chipping the pile, rehabilitation of the storage building on Franklin Street, purchase of the building department ford fusion vehicle, Human resource RFP, Full time fire inspector for 2019 and the presentation of the audited financial statements at the next finance meeting.

The next Finance meeting will be 9/18 at 6pm.

A motion was made by Kristin Trovei and seconded by George Belcher to pay the bills totaling \$1,810,114.19.

AYE: 8 ABSENT: 1(Fitzpatrick) NAYS: 0 ABSTAIN: 0 CARRIED

A motion was made by Kristin Trovei and seconded by Lisa Randazzo to release the HR RFP.

AYE: 8 ABSENT: 1(Fitzpatrick) NAYS: 0 ABSTAIN: 0 CARRIED

A motion was made by Kristin Trovei and seconded by David Bavoso to approve the expenditure of \$11,000 from contingency for the chipping of the brush pile.

AYE: 8 ABSENT: 1(Fitzpatrick) NAYS: 0 ABSTAIN: 0 CARRIED

A motion was made by Kristin Trovei and seconded by Stanley Seigel to approve the auction of city owned properties acquired thru tax liens as listed below by Absolute Auctions which is the same firm the County uses.

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15 Seward	13-23-26
220 E Main	19-4-1.2
17 Brooklyn	8-5-7.1
4 Gordon	6-10-11
42 Pennsylvania	9-8-11
31 Fowler	13-12-21
33 Lumber	17-7-19
19 Railroad	17-7-3
169 Front	14-10-9
5 Spring	13-7-27
178 Ball	14-2-11
180 Ball	14-2-12
91 Hammond	13-17-2.2
83 Orange	5-5-26
34 Church	9-12-6
185 Ball	14-9-5
19 Owen	14-9-22
12 Brown	17-9-5
32 N Maple Ave	20-1-2.2
93 Hammond St.	13-17-3
131 Hammond St.	13-22-10
157 Front St	14-10-3

AYE: 8 ABSENT: 1(Fitzpatrick) NAYS: 0 ABSTAIN: 0 CARRIED

Mrs. Trovei indicated that the CDA met on 8/28 and reviewed Section 8 funds, grants and grant opportunities Their next meeting will be 9/25 at 7pm.

**Mr. Siegel** – He indicated that the last Fire and Emergency meeting was 8/19 and the next meeting will be 9/16 at 7pm.

A motion was made by Stanley Seigel and seconded by Regis Foster as follows:

Howard Wheat Engine Company No. 4 requests the following be approved for active membership:

**Jonathan R. Waldron**

AYE: 8 ABSENT: 1(Fitzpatrick) NAYS: 0 ABSTAIN: 0 CARRIED

A motion was made by Stanley Seigel and seconded by David Bavoso as follows:

Howard Wheat Engine Company No. 4 requests the following be approved for transfer from Tri States Hose Company No. 6:

**George W. Padgett, Jr.**

AYE: 8 ABSENT: 1(Fitzpatrick) NAYS: 0 ABSTAIN: 0 CARRIED

A motion was made by Stanley Seigel and seconded by David Bavoso as follows:

Excelsior Engine Company No. 5 requests the following member be removed from the rolls for the reason stated:

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**Marc DeJesus - non participation, failure to complete probationary term**

AYE: 8 ABSENT: 1(Fitzpatrick) NAYS: 0 ABSTAIN: 0 CARRIED

Mr. Siegel reminded all interior firefighters that the annual physicals will be on 10/1 and 10/5 @ Engine 4 by Partners in Safety. He also noted that there will be a pipeline disaster demo on October 2<sup>nd</sup> which he is encouraging all to attend by registering online through the fire department website link.

The next meeting of the Port Jervis Housing Authority will be 7pm on 9/24 at Hillside Terrace.  
The next landlord association meeting will be at goodwill church on 9/12 at 7pm.

Mr. Siegel asked when the dog park/yard will be opening. The Mayor responded that that the grand opening is scheduled for 9/28 at 10am.

**Mr. Bavoso-** Mr. Bavoso noted that the Comprehensive Code Committee's will be 9/26 at 6pm at the Youth Center. He will be extending invitation to both the planning and zoning board members.

A motion was made by Regis Foster and seconded by David Bavoso for an executive session to discuss a potential claim by a property owner, a request for repairs from a city resident, a real property transaction request, a personnel issue, and other legal matters as necessary seeking the advice of corporation counsel.

AYE: 8 ABSENT: 1(Fitzpatrick) NAYS: 0 ABSTAIN: 0 CARRIED

Meeting adjourned at 7:41pm  
Meeting reconvened at 8:02pm

**For the Good of the City –**

Peter Grech – Thanked the Mayor for following protocol at the last meeting.

Ed DeGroat – Asked if the City has put in place the rental fees for downtown dumpster areas. The mayor responded by answering not yet. He also asked David Bavoso if he was the attorney for a sale of a house on Orange Street. Mr. David Bavoso indicated that he was not.

Barbara Marszalek – Stated that she enjoys the City and is seeking to become a better citizen. She then tried to bring forth a political announcement and was informed it was not allowable.

Ed DeGroat – Re-approached by asking if there is an ethics committee? The Mayor indicated that the city at present does not. Mrs. Lisa Randazzo noted that the city has not had one since as far back as the 90's.

**Mayor Kelly Decker** – The Mayor noted that the dog park will open on 9/28 at 10am.

The Mayor wished Councilwoman Maria Mann a Happy Birthday.

A motion was made by Lisa Randazzo and seconded by George Belcher to approve a prayer vigil event on 10/12/2019 as submitted.

AYE: 8 ABSENT: 1(Fitzpatrick) NAYS: 0 ABSTAIN: 0 CARRIED

The Mayor made an appointment to the recreation commission of Mr. Corey Popoulo to replace Ms. Polanis and her uncompleted term to 1/31/2025.

The Mayor re-appointed Mrs. Kathy Potter to the assessor's review board with a 5-year term expiring 9/30/2024.

The Mayor accepted the resignation of Councilwoman Gina Fitzpatrick effective immediately with regrets and noted that it was a pleasure serving and working with Mrs. Fitzpatrick. The entire Council echoed the Mayor's sentiments and wished her well.

A motion was made by David Bavoso and seconded by George Belcher to authorize the Mayor sign a renewal of the sick bank agreement for employee #450.

AYE: 8 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

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**Meeting Adjourned** – Motion was made by Dominic Santini, seconded by Stanley Siegel to adjourn.

AYE: 8 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

Meeting Adjourned at 8:10 pm.

Next Meeting is scheduled for 7 pm Monday September 23rd, 2019.

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Robin Waizenegger  
City Clerk Treasurer