

The minutes of the Regular Meeting of the Village of Haverstraw Board of Trustees on Monday, November 6, 2017, beginning at 7:00 PM.

PLEDGE OF ALLEGIANCE

ROLL CALL	Trustee Bueno	- Present
	Trustee Watson	- Present
	Trustee Dominguez	- Present
	Trustee Santana	- Present
	Mayor Kohut	- Present

Mayor Kohut: The Mayor opened the meeting with the first Public Hearing of the night.

Mel Post, 1422 Round Pointe Dr.: Mr. Post would like to congratulate Emily, our Deputy Mayor, on the article in the Journal News. It was very nicely done and a congratulations to your mother also.

No further public participation at this time.

Mayor Kohut:

REPORTS OF VILLAGE OFFICIALS

VILLAGE ATTORNEY, Jay Hood, Jr.: Counselor Hood reported that we resolved the Street Sweeper situation and the company will be buying the sweeper back for the full purchase price that we paid 1 year ago. I would like to ask the Board to pass a resolution authorizing me to sign any necessary documents to finalize this agreement.

Mayor Kohut entertained a motion to authorize Counselor Hood to sign any necessary settlement documents regarding the Street Sweeper with Stewart-Amos.

RESOLUTION # 198 - 2017

Motion by: Trustee Watson
Seconded by: Trustee Dominguez
Motion Carries: All

Trustee Dominguez: Congratulated Mr. Hood on a job well done.

Counselor Hood had nothing further to report.

VILLAGE TREASURER, Judith Curcio: Ms. Curcio had nothing to report.

MAYOR'S REPORT, Mayor Kohut: The Mayor reported that he had a few items one of which was that the Board needed an Executive Session regarding litigation matters.

Mayor Kohut stated that we have a proposal from Magna5, a third party telephone service supplier. The customer service and billing under the existing vendor, Optimum, has not worked out. We've used this company before and were happy with them. Also, new products they offer may reduce our telephone expenses.

Mayor Kohut entertained a motion to sign a three year contract with Magna5 to supply the telephone service to the Village government buildings.

RESOLUTION # 199 - 2017

Motion by: Trustee Dominguez
Seconded by: Trustee Bueno
Motion Carries: All

Mayor Kohut: Subject to further verification we need to make some repairs to a driveway in Village on the Green, 80 Halgren Crescent. The lowest bid for the work is from DeSimone's Paving for \$2,667.

Mayor Kohut entertained a motion to make the necessary repairs.

RESOLUTION # 200 - 2017

Motion by: Trustee Dominguez
Seconded by: Trustee Bueno
Motion Carries: All

Mayor Kohut: The Mayor asked the Village Attorney to follow up on possible new laws regarding feral cats, the use of public trash cans for personal garbage and no solicitation on public roads.

Mayor Kohut: There is a need to create the position of Clerk-Typist Spanish Speaking at our Youth & Family Service Center.

Mayor Kohut entertained a motion to create this position.

RESOLUTION # 201 - 2017

Motion by: Trustee Bueno
Seconded by: Trustee
Motion Carries: All

Mayor Kohut: Mayor explained that the Village would be moving an existing employee, Vanessa Lopez, into the position and that this position more accurately describes the job duties that she was performing.

Mayor Kohut entertained a motion to move Ms. Lopez into the classified position of Clerk-Typist Spanish Speaking,

RESOLUTION # 202 - 2017

Motion by: Trustee Santana
Seconded by: Trustee Dominguez
Motion Carries: All

Mayor Kohut: Mayor Kohut read an abbreviated version of the following:

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$3,300,000 BONDS OF THE VILLAGE OF HAVERSTRAW, ROCKLAND COUNTY, NEW YORK TO PAY PART OF THE COST OF THE ACQUISITION OF REAL PROPERTY AT 30 LIBERTY STREET, IN AND FOR SAID VILLAGE, AND TO INCREASE THE ESTIMATED MAXIMUM COST THEREOF TO \$6,600,000, AN INCREASE OF \$3,300,000 OVER THAT PREVIOUSLY AUTHORIZED, ALL BY AMENDING A PRIOR BOND RESOLUTION ADOPTED JANUARY 10, 2010 AND AMENDED JANUARY 5, 2015 AND AUGUST 29, 2016.

WHEREAS, by the bond resolution dated January 10, 2010, as amended January 5, 2015 and August 29, 2016, the Board of Trustees of the Village of Haverstraw, Rockland

County, New York, has authorized the issuance of an aggregate \$3,300,000 bonds of said Village to pay the cost of acquisition of real property at 30 Liberty Street in the Village of Haverstraw, known as the "Chair Factory", in and for the Village of Haverstraw, Rockland County, New York, including incidental expenses in connection therewith, at an estimated maximum cost of \$3,300,000.

WHEREAS, based on developments to date in In the Matter of the Application of the Village of Haverstraw (The Ray River Co., Inc./Chair Factory); Index No. 8853107, the Board of Trustees now wishes to increase the estimated maximum cost of the aforesaid class of objects or purposes from \$3,300,000 to \$6,600,000, an increase of \$3,300,000, and to increase the amount of bonds authorized to \$6,600,000, NOW, THEREFORE, BE IT

RESOLVED, by the Board of Trustees of the Village of Haverstraw, Rockland County, New York, as follows:

Section A. The bond resolution of this Village Board of Trustees dated and adopted January 10, 2010, as amended January 5, 2015 and August 29, 2016, authorizing the issuance of an aggregate \$3,300,000 bonds, to pay the cost of acquisition of real property at 30 Liberty Street in the Village of Haverstraw, known as the "Chair Factory", in and for the Village of Haverstraw, Rockland County, New York, including incidental expenses in connection therewith, is hereby amended, in part, to read as follows:

"A RESOLUTION AUTHORIZING THE ISSUANCE OF \$6,600,000 BONDS OF THE VILLAGE OF HAVERSTRAW, ROCKLAND COUNTY, NEW YORK, TO PAY THE \$6,600,000 ESTIMATED MAXIMUM COST OF ACQUISITION OF REAL PROPERTY AT 30 LIBERTY STREET, IN AND FOR SAID VILLAGE, IN AND FOR SAID VILLAGE.

". . . .

"Section 1. For paying the cost of acquisition of real property at 30 Liberty Street in the Village of Haverstraw, known as the "Chair Factory", in and for the Village of Haverstraw, Rockland County, New York, including incidental improvements and expenses in connection therewith, which is a class of objects or purposes, there are hereby authorized to be issued \$6,600,000 bonds of said Village pursuant to the provisions of the Local Finance Law.

"Section 2. The estimated maximum cost of the aforesaid class of objects or purposes is hereby determined to be \$6,600,000, and the plan for the financing thereof is by the issuance of the \$6,600,000 bonds of said Village authorized to be issued pursuant to this bond resolution."

Section B. The validity of such bonds and bond anticipation notes authorized by the bond resolution dated and duly adopted January 10, 2010, as amended January 5, 2015, and as amended by this bond resolution, may be contested only if:

- (1) Such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or
- (2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- (3) Such obligations are authorized in violation of the provisions of the Constitution.

Section C. Upon this resolution taking effect, the same shall be published in summary in the official newspaper, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section D. This resolution is adopted subject to permissive referendum in accordance with Section 36.00 of the Local Finance Law and Article 9 of the Village Law.

Mayor Kohut entertained a motion to pass the bonding resolution.

RESOLUTION # 203 - 2017

Motion by: Trustee Watson
Seconded by: Trustee Santana

The question of the adoption of the foregoing resolution was put to a vote on roll call, which resulted as follows:

Trustee Rafael Bueno Sr.	VOTING	Yes
Trustee Emily Dominguez	VOTING	Yes
Trustee Joel I. A. Santana	VOTING	Yes
Trustee Thomas Watson Jr.	VOTING	Yes
Mayor Michael Kohut	VOTING	Yes

The resolution was declared duly adopted.

Mayor Kohut: The Mayor stated that there were several budget adjustments that needed to be made and he read the following adjustments to the 2017-2018 budget year submitted by Joseph Modafferi, Village Accountant:

2016-2017 BUDGET ADJUSTMENTS				
Acct. #	Account Name	Increase	Decrease	Increase
		Appropriations	Appropriations	Revenue
A1440.0410	Engineering Ferry	4,000.00		
A.1990.0400	Contingency Account		5,000.00	
A.7310.0410	Summer Camp Contractual	1,000.00		

Mayor Kohut entertained a motion to approve the above budget adjustments.

RESOLUTION # 204 - 2017

Motion by: Trustee Watson
 Seconded by: Trustee Dominguez
 Motion Carries: All

Mayor Kohut: Just an announcement that has been reported previously; Suez Water will be replacing water mains at Edgar, Orchard, Union, Ridge and O&R will be replacing gas lines on Harrigan, Robbins, Picariello, Rela, Victor & Rhoda. Repaving will take place in the spring.

Mayor Kohut entertained a motion to approve Village holiday parking in the downtown to begin on Monday December 18th and continue until Tuesday January 2nd. There will still be

RESOLUTION # 205 - 2017

Motion by: Trustee Dominguez
 Seconded by: Trustee Bueno
 Motion Carries: All

Mayor Kohut reminded everyone that overnight parking rules go into effect on November 15th. Notices will be distributed and an IRIS alert will be sent out as well.

The Mayor had nothing further to report.

Mayor Kohut:
REPORTS OF STANDING COMMITTEES

FIRE & ORDINANCES – Trustee Rafael Bueno: Trustee Bueno read the following report of fire activity for the month of , 2017, submitted by Fire Chief Tom Price:

Total Alarms	-	20
General Alarms	-	11
Special Calls	-	7
Mutual Aid Calls	-	2
Structure Fires	-	0
Cooking Fires	-	3
Brush Fires	-	3
Electrical Fires	-	1
Wires Down	-	1
Extrication Calls	-	2
Good Intent/Misc.	-	1
Fireworks Explosions	-	1
False Alarms	-	6

Total Manpower Responding - 227 members

Trustee Bueno had nothing further to report.

PUBLIC WORKS, BUILDINGS & GROUNDS – Trustee Terence Watson: Trustee Watson read the following report submitted by Robert Drexler, Jr., Superintendent of Public Works:

- Installed street signs, park signs & parking lot signs
- Repaired guardrail at Samsondale & Westside Aves
- Removed tree on Dowd St
- Repaired sewer damage on Lincoln St
- Repaired damaged meter at 33 Main St
- Called out for a sewer job on Third St
- Repaired potholes at Fairmount & Conger Ave
- Installed Christmas lights in the downtown & Village Hall
- Stripped & painted sanders
- Repaired catch basin at 133 Broadway

We have an estimate from DNV in Garnerville to purchase and install a plow on Truck # 9 for \$5,600. I'd like to make a motion that we approve this installation.

Mayor Kohut entertained a motion to that effect.

RESOLUTION # 206 - 2017

Motion by: Trustee Watson
Seconded by: Trustee Bueno
Motion Carries: All

Trustee Watson had nothing further to report.

Mayor Kohut: The Mayor informed the Board and public that St. Mary’s was an active church again and that they had reacquired the use of their parking lot on Conklin Ave. They will make arrangements with people directly to give permission to park there and we will no longer have it as a municipal lot.

YOUTH & FAMILY SERVICES - Trustee Joel Santana: Trustee Santana read the following report of activities at the Community Center for the period of October 23rd to Nov. 6th, 2017:

- 1) The Halloween Parade took place on October 31st
- 2) The Thanksgiving luncheon is scheduled for November 21st at 4pm
- 3) The annual Holiday party will be on Thursday December 19th at 4 pm
- 4) The Haverstraw Collaborative continues to meet monthly
- 5) The Spanish Speaking Parents Group – next meeting is scheduled for Dec. 6th at 6 pm at the Haverstraw Elementary School
- 6) JUMP program will be on Tuesday Nov. 14th
- 7) Other programs include Homework Help & Celebrating Families

If anyone is interested in any of these or any of the programs please contact the Youth & Family Service Center.

Trustee Santana had nothing further to report.

BUILDINGS & CODE ENFORCEMENT – Deputy Mayor Emily Dominguez:

The Deputy Mayor read the following report submitted by the Building Inspector, Ruben Berrios, for the period October 23rd through November 6th 2017:

Rental registrations	-	0
Miscellaneous inspections	-	59
Complaints	-	6
Municipal searches	-	2
Construction inspections	-	11
Violations/Tickets	-	9

Deputy Mayor Dominguez had nothing further to report.

Mayor Kohut: Item of note; on Wednesday I expect to be closing on 2 properties that the Village is acquiring from the County, 1 is the small triangular piece on Allison & Main and the other is the drainage easement on Hudson Ave that runs down to Clove.

There will be a meeting of the Downtown Waterfront Development Committee on Monday at 6 PM at Village Hall. At 7 pm in Village Hall there will be a meeting between Tilcon and the Riverside residents regarding improvements that need to go on down there and other issues that they are having with Tilcon.

If anyone is interested there is a retirement party scheduled for Chief Miller for next Tuesday at noon at the Water Club.

The Village’s Community Development Committee will be meeting on Tues. Nov. 14th at 7 pm.

Mayor Kohut:
OLD BUSINESS
None.

Mayor Kohut:
NEW BUSINESS
None.

Mayor Kohut:
2nd PUBLIC PARTICIPATION

Mel Post, 1422 Round Pointe Dr.: Is the \$3,000,000 bonding for the Chair Factory? Will you explain a little bit about that?

Mayor Kohut: Yes, it is for the Chair Factory. We are still in the midst of appealing a decision on the Chair Factory property but it is our counsel's opinion that we should have available the funds we offered in settlement plus the interest to that date as a good faith effort to the court that we were ready, willing and able to settle the case on the date of trial. In order to comply with that, we will be bonding for additional funds. .

Village Attorney Jay Hood: And it stops the interest running from the date of "taking" through the date the money goes into our account.

Mel Post, 1422 Round Pointe Dr.: The Village has offered the previous owner a settlement in that amount?

Mayor Kohut: Yes.

Mayor Kohut: With nothing further from the public, the Mayor entertained a motion to go into Executive Session:

RESOLUTION # 207 - 2017

Motion by: Trustee Dominguez
Seconded by: Trustee Santana
Motion Carries: All

Executive Session: Discussion regarding Martin Ginsburg and the lack of forward movement on the AAA Settlement matter pending between GDC and the Village. The Board is prepared to file, through Attorney Jim Neale, a Default Notice on GDC.

Mayor Kohut entertained a motion to close Executive Session and return to the regular Board meeting:

RESOLUTION # 208 - 2017

Motion by: Trustee Dominguez
Seconded by: Trustee Bueno
Motion Carries: All

The Mayor entertained a motion to authorize the Village Attorney to proceed with a Default Notice on GDC.

RESOLUTION # 209 - 2017

Motion by: Trustee Watson
Seconded by: Trustee Bueno
Motion Carries: All

Mayor Kohut: With no further business to be conducted by the Board, the Mayor entertained a motion to adjourn the meeting with a moment of silence in memory of the people who lost their lives in Texas yesterday.

RESOLUTION # 210 - 2017

Motion by: Trustee Dominguez
Seconded by: Trustee Watson
Motion Carries: All

Respectfully submitted,
Judith R. Curcio