

December 14, 2020

Regular Meeting-

The regular meeting of the City of Port Jervis Common Council was held via Zoom Meeting # 405 793 5811 on Monday December 14th, 2020 at 6:30 p.m.

Attendance: Present were All members of the Common Council Except Chandler Campbell. Corporation Counsel William Frank, Deputy Counsel Stephanie Tunic and City Clerk Treasurer Robin Waizenegger were also present. For purposes of approved motions all will be made with 1 recorded absent vote representing Councilwoman Campbell.

Pledge of Allegiance-

The Mayor Kelly Decker opened the meeting with the pledge of allegiance.

Mayor: Okay. It is 6:30 PM on Monday December 14th, 2020. I'll call the meeting of the Port Jervis City Common Council to order. Please rise for the pledge. I have the flag behind me. I pledge allegiance to the flag of the United States of America. And to the republic in which it stands. One nation, under God, indivisible, with liberty and justice for all.

Timothy Simmons: God bless America.

Kelly Decker:

For executive session we have several items, one is a request for tax lien purchase which we would like Robin to sit in on and then we have 4 department head items and then a personnel issue. So, I am going to ask your permission to have Robin sit in on the first two items during executive session and then excused for the personnel item. Do I have a motion?

Lisa Randazzo:

So, Moved

Kelly Decker: I have a motion by Ms. Randazzo do I have a second?

Regis Foster:

Second

Kelly Decker:

Second by Mr. Foster. Discussion? All in Favor?

Members:

Aye

Kelly Decker:

So, Moved.

Please stop recording and we will adjourn to executive session. 6:32 pm

6:52 pm

Kelly Decker:

Can I have a motion to come out of executive session?

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Lisa Randazzo:

So, moved.

Kelly Decker:

Motion by Ms. Randazzo. Second?

Gerald Oney:

Second.

Kelly Decker:

By Mr. Oney. Discussion? All in favor?

Members:

Aye.

Kelly Decker:

Opposed? So, carried. All right. Our first order of business is public hearing for the 2021-

Robin Waizenegger:

No, Mayor, we need to do attendance

Gerald Oney:

Identify ourselves.

Robin Waizenegger:

Thank you-

Kelly Decker:

Oh, thank you. Yeah, because we're recording now, I'm sorry. Okay, Mayor Kelly Decker, present. Ms. Randazzo?

Lisa Randazzo:

Council woman at-large, Lisa Randazzo, present.

Kelly Decker:

Mr. Oney?

Gerald Oney:

Gerald Oney, councilman third ward, present.

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Kelly Decker:

Ms. Stephanie?

Stephanie Tunic:

Stephanie Tunic, deputy corporation counsel.

Kelly Decker:

Thank you. Ms. Trovei?

Kristin Trovei:

Kristin Trovei, third ward council, present.

Kelly Decker:

Mr. Simmons?

Timothy Simmons:

Tim Simmons, fourth ward council, present.

Kelly Decker:

Mr. Frank?

William Frank:

William Frank, corporation counsel, present.

Kelly Decker:

Mr. Foster? Can't hear you, Reg. Regis, you're muted.

Regis Foster:

How about there?

Kelly Decker:

There you are.

Regis Foster:

Okay. Regis Foster first ward councilman, present.

Kelly Decker:

Thank you, sir. Mr. Santini.

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Dominick Santini:

Dominick Santini, first ward councilman, present.

Kelly Decker:

Mr. Siegel?

Stanley Siegel:

Stan Siegel, fourth ward councilman, present.

Kelly Decker:

Ms. Mann?

Maria Mann:

Maria Mann, second ward council, present.

Kelly Decker:

And Ms. Waizenegger.

Robin Waizenegger:

Robin Waizenegger, City clerk treasurer, present.

Kelly Decker:

I will remind the public that if you do speak at any time, whether it's during public hearing or during public comment, to please just say your first and last name and the ward that you live in. So, we will now open the public hearing. It is 6:56 for the 2021 budget that the common council is proposing. I will turn it over to Ms. Trovei.

Kristin Trovei:

Thank you. After five budget workshops, the proposed budget that was voted unanimously to be presented tonight, is at the current tax rate of 2.57%, which is the tax cap rate. The tax cap rate is different from when we first started the process, but that was due to an increase in pension, and once you add that in and review the calculations, it went up. Our tax rate went all over the place, it was up and down. It was a very difficult budget to work with considering all of the funding that has been withheld from us by the state for them to use for other purposes, but we did stay at the tax cap rate.

Kristin Trovei:

We were able to reduce the previously proposed budgets through a combination of cuts and expenses and increase in fees. At this point, no use of fund balance is planned for operational purposes. And there were many things that were removed from the budget previously. So, we had discussed that in 2021 we will keep an eye on finances, which we always do anyway. But if we see any budget adjustments that can be made, we will make them throughout the year, maybe we can add some things back in that were cut or rearrange things as we see fit. So, at this point, the budget that is going to be presented tonight and voted on is the tax rate of 2.57, the tax cap rate.

Kelly Decker:

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Is there anyone from Common Council who would like to speak about this? Not hearing any. Anyone from the public? Not hearing any. I'll entertain a motion to close the public hearing.

Regis Foster:

So, moved.

Kelly Decker:

Motion by Mr. Foster second by Ms. Trovei. Discussion? All in favor?

Members:

Aye.

Kelly Decker:

Opposed? So, carried. We've come to our first public comment. There's a five-minute limit, is there anyone from the public that would like to speak about anything?

Kristin Trovei:

Kelly, we have one other person coming in from the public, hang on one second.

William Frank:

Anything related to City business?

Kelly Decker:

City business, yes. I'll just wait for the audio to connect there. Okay one more time, we are at a public comment, five-minute limit per person on City business. Is there anybody from the public that would like to speak? Not hearing any. I will go to address executive session material. This is actually a quad fold in regards to our DPW director, our assistant DPW director, our recreation director and our police chief, as well as our police lieutenant and any officers that were taken out of vacation from this point forward until December 31st. I believe that the Council will entertain a payout of five days for each if requested and the rest of the leftover vacation time to be used in the first quarter of 2021. Is that correct? And if so, is a motion.

Gerald Oney:

So moved,

Regis Foster:

Second.

Kelly Decker:

So, I have a motion by Mr. Oney. I have a second by Mr. Foster, discussion.

Stanley Siegel:

So, should we be in the same boat in the first quarter, we could amend this correct?

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Kelly Decker:

We can, what we would do is if we come close to the end of the first quarter, and they weren't able to take that time which they will be encouraged to take. We can revisit it. Any other questions? All in favor?

Members:

Aye.

Kelly Decker:

Opposed? So, carried. Thank you. I just skipped over approval of the minutes for the November 23rd common council meeting. What's your pleasure?

Regis Foster:

So, I move

Kelly Decker:

I have a motion by Mr. Foster. Do I have a second Ms. Trovei? Second. discussion? All in favor?

Members:

Aye.

Kelly Decker:

Opposed? So, carried. Thank you. All right. Regular business, Mr. Foster.

Regis Foster:

Okay. At this time, I'd like to make a motion to approve the stipulation agreement between the City and the Police Benevolent Association for the 2020, 2021 contract calendar year. And lieu of cashing in for unused holidays in full value for article nine, section four. Union members shall have the option of converting such unused holidays to sick leave accruals. The union member who wishes to exercise such option shall notify the Chief of Police in writing by no later than December 11th, 2020 and December 11th, 2021. And can have number of unused holidays to be converted to sick leave accruals. This Agreement shall not be precedent setting and may not be introduced by either party as evidence of past practice. And this agreement will be subject to City board approval, I make that a motion.

Kelly Decker:

Motion by Mr. Foster, do I have a second?

Stanley Siegel:

Second.

Kelly Decker:

Second by Mr. Siegel.

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Stanley Siegel:

Discussion please.

Kelly Decker:

Discussion?

Stanley Siegel:

Yeah. *(Dog Howls)* That's Daisy she's discussing. Do we have people on the list for this year?

Kelly Decker:

I don't have a list of anybody.

Robin Waizenegger:

I don't have it yet

Stanley Siegel:

... until the 11th. Right?

William Frank:

Yeah, that was my point. My suggestion is to... a couple of things. Paragraph number three, it should be subject to City Common Council approval. And the agreement if the Council is going to ratify this stipulation, the effective date should be as of December 11th, 2020. That way anyone who has already put in their request, will get credit for them under the agreement.

Gerald Oney:

I'll amend my motion.

Kelly Decker:

Okay. And Mr. Siegel, you amend your second?

Stanley Siegel:

Yes.

Kelly Decker:

Any other further discussion? All in favor?

Members:

Aye.

Kelly Decker:

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Opposed? So, carried. Thank you. Ok go ahead Regis.

Regis Foster:

At this time, I'd like to make a motion to approve the November monthly report that you all have received.

Kelly Decker:

I have a motion by Mr. Foster. Do I have a second for the November monthly report?

Lisa Randazzo:

Second.

Kelly Decker:

Second by Ms. Randazzo. Discussion? All in favor?

Members:

Aye.

Kelly Decker:

Opposed? So, carried.

Regis Foster:

Some of the highlights of the report was total incidences for the month was 740, total traffic stops was 51, tickets issued was 171, value of stolen property was \$25,065, total domestics for the month was 41, animal Control complaints was 10, prisoners detained was 12, and arrests were 53. Part one offenses total number there was 17, part two offenses the total number was 42, parking tickets issued was seven, traffic tickets issued was 162, unlicensed or suspensions was 26, and cell phone violations was 28. Our meeting for this Thursday is going to be canceled due to the COVID-19. Due to the high cases that we are experiencing we will be canceling the police committee meeting for this Thursday, so we will reconvene next year on January 21 at 6:00 pm. Here in the council chambers or on Zoom wherever we are. And ADA has not met yet, but our next meeting is scheduled for February 1st of next year at 6:30 pm. And I also like to wish everyone a happy and healthy and safe Christmas, Kwanzaa, and New Year. Thank you everybody.

Kelly Decker:

Thank you, Mr. Foster.

Kristin Trovei:

But Regis, I'm sorry interrupt. Did you have the other MOA?

Kelly Decker:

So, if he doesn't have it, do you have it Kristin?

Kristin Trovei:

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I have it up on my computer. So, all right, I'll read it.

Kelly Decker:

... officer, do you have that or no?

Regis Foster:

No, I never got it.

Kelly Decker:

So, Ms. Trovei if you can do it. Right?

Kristin Trovei:

Yeah, I'll bring it up in my email.

Kelly Decker:

Okay, thank you.

Regis Foster:

Thank you.

Kelly Decker:

Mr. Santini.

Dominick Santini:

Thank you, Mayor. I'd like to make a motion to set a public hearing for local law number one of 2021. It will be for the limited application fee... I'm sorry, number of plans required by the planning board and the zoning board.

Kelly Decker:

I have a motion to set a public hearing local law number one of 2021. And this is regards to planning and zoning board materials and documentation. Do I've second? Second by Mr. Siegel discussion?

Dominick Santini:

Next meeting for public hearing will be January 11th.

William Frank:

Yes, and this before a vote, on this particular one, I would recommend that the proposed action he designated as type two pursuant to SEQR, as routine administration have an agency within the City and that no environmental review is required.

Kelly Decker:

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And you'll amend your-

Dominick Santini:

I'll amend my motion.

Kelly Decker:

... motion second Stan.

Stanley Siegel:

Back and yes.

Kelly Decker:

Thank you. Any other further discussion? All in favor?

Members:

Aye.

Kelly Decker:

Opposed? So, carried. Thank you.

Dominic Santini:

Kelly let's make another motion for local law number two of 2021. I'm sorry for being a public hearing for a local law number two for 2021 to be set on January 11th. Following executive session and this is for updating and maintaining the zoning map for designation of certain parcels of real property located within the City and currently designated as being within the central business districts zone to rezone set properties to lie within neighborhood mixed use district zone as set forth. Mostly falls on Fowler street. We've talked about this in the past. Make a motion.

Kelly Decker:

Motion by Mr. Santini do I have a second?

Stanley Siegel:

Back in.

Kelly Decker:

Then by Mr. Siegel.

William Frank:

Mr. Mayor and Council with respect to this motion. With this proposed local law, a SEQR will need to be done as necessary so I believe that the motion should include a designation of the City council as lead agency for SEQR purposes and preliminarily classifying this as unlisted subject to changing it to a type one action once we get into it a little further.

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Dominick Santini:

Motion amended.

Stanley Siegel:

Second amended.

Kelly Decker:

Thank you. Any other further discussion? All in favor?

Members:

Aye.

Kelly Decker:

Opposed? So, carried. Thank you. Anything else, Mr. Santini?

Dominick Santini:

Yes, code met on December 10th. Talked about the planning board submission, the Fowler street zoning amendment. We also talked about non-owner-occupied multi-family housing to be considered businesses. Most are not in favor of that and I think that was it. The next code meeting is going to be January 6th at 6:00 pm. Probably through Zoom. And that's all I have, thank you.

Kelly Decker:

Thank you, sir. Ms. Campbell couldn't make it tonight as she's under the weather so I will do the recreation update. We're happy to announce the youth center recreation room reopened today Monday December 14th, 2020 hours of 3:00 to 6:00 pm. The recreation room will be open Monday, Tuesday, Thursday, Friday. Will be closed on Wednesday. The maximum number of participants will be 10 students. Get out of the house and come down to play some video games or board games, play ping pong or pool.

Bowling in the basement, bowling Alley will be held on Tuesday and Fridays and face masks are mandatory for all staff and participants. We are also happy to announce that we will be holding Family Fun days at the youth center over the holiday break. Families are invited to come to the youth center and bowl, play board games, play video games, play table games and more. Also, take a family photo in front of our youth center Christmas tree. We have been cooped up most of the year so take a break and join us at the youth center. Family Fun days are as follows: December 19th 12:30 to 2:00, 2:30 to 4:00 and 4:30 to 6:00, December 29th and 30th from 11:00 am to 12:30 pm and 1:00 pm to 2:30 pm.

After holiday break Family Fun days will be held on Wednesdays from 5:30 to 7:00. Here's how it works, families must pre-register for your date and time. You can register by calling the REC office at 858-4045 or email us at recreationdirector@portjervisny.gov. You must come down as a family not just children. Maximum of 10 people per session. Face masks must be worn at all times, social distancing will be maintained by different families. Bring Your own refreshments, recreation staff will be on duty to assist families.

Overnight parking is prohibited in City parks. Signs have been installed and will be installed by the end of next week. Thank you for your cooperation. Work has started on the second ramp at the rotary skateboard park in Riverside Park. Please stay off the ramp until we complete the renovation. The recreation department and youth center follow all COVID-19 guidelines and restrictions for programs and events that the governor has put on. The next recreation commission meeting is scheduled for Thursday January 21st, 2021 at 6:00 pm. And that is your recreation report. Ms. Mann, Tourism & IDA.

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Maria Mann:

Thank you, Mayor. The holiday lighting contest application deadline is December 15th. Applications may be mailed, faxed or dropped off in the City mailbox or at JJ International deli located at 174 Pike Street. The Tourism committee will judge the lighting contest on December 17th. The Tourism meeting will be held by via email. Anyone that has any idea or suggestions please email tourism chair Laura Meyer at Floraurapj@yahoo.com. Some of the scheduled events for 2021, are the City-Wide Yard Sale May 1st, 2021, Fall Foliage Festival September 26th, 2021, Christkindlmarkt November 28th, 2021 and St. Patrick's Day Parade on March 7th, 2021. The next tourism meeting will be held on January 13th, 2021 at 7:00 pm, location is pending, Council chambers or Zoom. The IDA meeting scheduled for this month December 21st has been canceled due to lack of agenda items. The next meeting is scheduled for January 18, 2021 at 6:00 pm, location pending as well, Council room or Zoom. I would like to wish everyone a happy and healthy holiday season. That's all thank you Mayor.

Kelly Decker:

Thank you, Ms. Mann.

Maria Mann:

I'm sorry Mayor, I don't know I was supposed to this ??

Kelly Decker:

Your volume is really abrupt and it's hard to understand you.

Maria Mann:

Okay.

Kelly Decker:

I will go ahead and do it.

Maria Mann:

Thank you, Mayor.

Kelly Decker:

All right. What Ms. Mann was bringing up was the approval to purchase palm cards. She is just finishing the design, free of charge for us. She's going to put in the dates on the back just like they were last year. And then she will submit it to me, for us to have them printed and for them to go out to the New York State Thruway rest areas. The New York State Thruway is not charging us any more than what they did last year, it'd be the same charge. So, what we're looking for is approval to purchase the design palm cards and contract so that all those cards can be put out at the New York State Thruway rest areas and that money would come from contingency. And it should be under or less than \$1,000, I believe. Maria, do you have that number from what they charged us last year?

Maria Mann:

I apologize Mayor, I do not have it.

Kelly Decker:

Don't have it either. So, what I'm going to ask is for up to \$1500, but I think it's less than that.

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Stanley Siegel:

So, moved.

Kelly Decker:

I have a motion from Mr. Siegel, do I have a second?

Regis Foster:

Second.

Kelly Decker:

And from Mr. Foster discussion.

Stanley Siegel:

The Thruway asked for more of those right?

Kelly Decker:

Yeah, last year they asked for more. I'll make sure I have... when we get them printed, we will have enough to supply them.

Regis Foster:

Good. Thank you.

Kelly Decker:

All in favor?

Members:

Aye.

Kelly Decker:

Opposed? So, carried. Thank you. Mr. Oney, you [inaudible 00:22:52].

Gerald Oney:

Thank you, Mayor. Garbage and recycling will be on its normal schedule the week of 14th, week of the 21st and the 28th are normal pickups except for paper. The paper pick-up in the fourth ward will take place on Monday the 28th of December. Paper pickup in the first ward for January 1st will take place on Monday January 4th. The 2021 garbage schedule is available from each of your council representatives or by calling the DPW office. In the Third Ward refer them to Kristin Trovei, that would be great. That was not on Jack's report, I just added that, you might have realized that.

The leaf pickup is over for the season and after tomorrow it will be very difficult anyway and will resume in the spring. Next DPW meeting will be on Monday January 4th, 2021 at 6:00 pm, probably Zoom. I don't see anything getting any better very soon. The other item I have Mayor is after a discussion on the flagstone that the City owns, we received two quotes that I would like to make a motion that we award sale to Hufcut at \$12 square foot for unbroken and it's \$4 a square foot for the

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broken stuff. The price is at \$400 each for the solid pieces. The broken will be to be determined, based on how much there is, but \$8,400 is for the uncut or unbroken flex flagstone. I want to make that a motion.

Kelly Decker:

A motion Mr. Oney do I have a second?

Lisa Randazzo:

Okay.

Kelly Decker:

I'm sorry, I couldn't see who that was. All right, Ms. Randazzo. Under discussion. Only thing I do want to bring out is that for people who are not sure, this blue stone was found up behind the DPW sheds like buried behind where the officers have their gun range. So, it was excavated out and they found this and had this offer and that's why it's brought to the council.

Gerald Oney:

We have two offers, this one was \$1 more per square foot. Any other discussion?

Kelly Decker:

All in favor?

Members:

Aye.

Kelly Decker:

Opposed? So, carried. Thank you.

Gerald Oney:

That's all I have. Thank you.

Kelly Decker:

Sorry, I had one other thing for Mr. Heal, the 2 Brook Street on the sewer. Yes, I just needed a motion to pay him. It was verified that he does not have City sewer. So, to pay him the funds back for that.

Gerald Oney:

I haven't had recent conversation with Jack, but still what's-

Kelly Decker:

Okay, so I guess that the recommendation is by Jack is to go ahead and authorize reimbursement monies that have been paid. But also make sure that the Building Department investigates the proper disposal of sewage, as I guess their tank had a backup or something. So, if you just make that motion.

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Kristin Trovei:

What's the amount?

Maria Mann:

Yeah, I was just wondering how much that is.

Kelly Decker:

It would be since we started sure.

Gerald Oney:

Four years ago.

Kelly Decker:

He doesn't have it at all. So, we were charging him for a service that he doesn't have.

Kristin Trovei:

Wasn't that supposed to be like an affidavit or something like that? So-

Robin Waizenegger:

Yes, we mailed out affidavits literally to everybody. Just because there are some properties, we were not aware of whether they had sewer service or not. I would say today it's the only exception as far as somebody who did not return an affidavit, who did not have sewer hookup. We do have affidavits from everyone else, we now have an affidavit from him that he does not have it, and we have set him up to be no charge moving forward but that doesn't resolve the back years. Roughly, it'd be about \$350 per year so it's probably about \$1300.

Kelly Decker:

We can carry this over into finance since that the only reason I brought it back up is because we had this... I was told we had signed affidavits so signed two weeks ago.

Robin Waizenegger:

And we've given him credit from the date of the signed affidavits going forward.

Kelly Decker:

Okay. So why don't we bring this to finance? Kristin will go from there.

William Frank:

And she gets a printout of exactly what he's been billed and paid. And then you don't have the document in front of you. And then you'll know what can be authorized to be a refund.

Robin Waizenegger:

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Right. And then my other concern Mr. Legal Counsel, is that we set precedent that the homeowner is not responsible for notifying us because pretty much on everything else throughout our code, the homeowner is responsible for notifying us.

William Frank:

Okay, well we can talk about that. There's nothing being authorized tonight other than taking him off going forward. Right?

Robin Waizenegger:

Right.

William Frank:

So, we can discuss whether or not the reimbursement is appropriate but let's get the figures while we're at it.

Robin Waizenegger:

Okay.

Kelly Decker:

Thank you. And we don't need a motion for that since we have the affidavit.

Gerald Oney:

All right

Stanley Siegel:

Two things, first is that the homeowner indicated that he was advised by the City that he did have sewer service, did we verify if that was true?

Kelly Decker:

I was not told that, no. As of now, they were never told that they had sewer service according to Mr. Farr.

Stanley Siegel:

Okay, and the logic behind this is that it is less expensive for the City and him to do this than to run in the line. Is that correct?

Kelly Decker:

Correct.

Stanley Siegel:

Thank you.

Kelly Decker:

Yes. Any other discussion? Okay. All right. So, Mr. Oney, that's it. Ms. Trovei.

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Kristin Trovei:

Thank you. CDA will be meeting remotely on Wednesday, December 16th. I have a MOA between the City and PBA. This Memorandum of Agreement here after MOA is entered into by and between the City of Port Jervis, and Police Benevolent Association of the City of Port Jervis PBA. Converging collectively as the parties whereas the City and PBA are parties to a collective bargaining agreement for the period of September 1st 2018, through December 31st 2021 and whereas City and PBA was caught by Article 20, section one D with respect to the maintenance of the workforce and therefore it is hereby agreed binding between the parties as follows, article 20 section one of the CBA entitled use of part time dispatcher shall be modified to read as follows, the City agrees to maintain their workforce complement of 18 patrol officers, seven detective/sergeants to include any employees who is on approved leave or light duty.

However, the period on about October 1st, 2020 through December 31st, 2021, the PBA agrees that the City is obligated to maintain a workforce 17 patrol officers and seven detective/sergeants. The City agrees that that's January 1st, 2022 the number will be 18 patrol officers and detective/sergeants shall be 7. To the degree that there will be no lack of any PBA unit members have set forth hearing about non-competitive part time dispatchers and City further agrees that there shall be no layoff of any PBA unit members through December 31st, 2021. All the aspects the CBAs are made in form to the terms of MOA so becomes effective upon execution by the parties signed into a part of the CBA. The motion that we authorize the Mayor to sign that.

Kelly Decker:

Motion by Ms. Trovei. The second.

Regis Foster:

Second.

Kelly Decker:

Second by Mr. Foster, discussion all in favor?

Members:

Aye.

Kelly Decker:

Opposed? So, carried. Thank you.

Kristin Trovei:

So, finance is not meeting this month. It was supposed to meet this Wednesday. The next meeting is scheduled for January 20th, 2021. And by then we should have all the information we have for issue just discussed as well as any other issues that will come up with me now and then we have bills-

Kelly Decker:

Resolution of fees?

Kristin Trovei:

I have to do that after the budget.

Kelly Decker:

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Okay.

Kristin Trovei:

I have bills to pay, from the general fund \$183,520.34, from the water fund \$17,994.59, from the sewer fund \$14,752.31, from the capital fund \$50,952.29, Trust and agency \$543,557.40, for a total of \$810,776.93. Some items from the general water and or sewer funds, Medicare vouchers \$40,458.60, Orange County landfill \$22,879.82, Spinnertech \$8,692, Global Montello Group \$1,345.55. From the capital fund, Perma-Liner \$29,916.53, Sauschuck Maintenance and Towing \$10,500, Brite Upstate Wholesale Inc \$8,000, and Sign Here Incorporated \$1,750. I'll make that a motion .

Kelly Decker:

Do I have a second?

Gerald Oney:

Second.

Kelly Decker:

Second by Mr. Oney. Discussion on favor?

Members:

Aye.

Kelly Decker:

Opposed? So, carried.

Kristin Trovei:

Thank you. At this time, I'd like to make a motion to approve the proposed 2021 budget that was presented tonight.

Kelly Decker:

A motion by Ms. Trovei do I have a second?

Lisa Randazzo:

Second.

Kelly Decker:

Second by Ms. Randazzo. Discussion? Okay, I will do a roll call on the budget. Mr. Santini.

Dominick Santini:

Yes.

Kelly Decker:

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Mr. Foster.

Regis Foster:

Yes.

Kelly Decker:

Ms. Campbell is absent. Ms. Mann.

Maria Mann:

Yes.

Kelly Decker:

Mr. Oney.

Gerald Oney:

Yes.

Kelly Decker:

Ms. Trovei.

Kristin Trovei:

Yes.

Kelly Decker:

Mr. Simmons.

Timothy Simmons:

Yes, Mayor.

Kelly Decker:

Mr. Siegel.

Stanley Siegel:

Yes.

Kelly Decker:

Ms. Randazzo.

Lisa Randazzo:

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Yes.

Kelly Decker:

Very good.

Kristin Trovei:

Thank you.

Kelly Decker:

Thank you.

Kristin Trovei:

Now that the budget is passed, during the budget process we came up with various fee changes so I'm going to read a resolution regarding the fee changes. Resolution of County Council of the City of Port Jervis. Whereas the City Port Jervis County Council has approved a budget for the year 2021. And as that budget includes increased fees for City services and or elimination of fees due to discontinuance of services, therefore be it resolved that the City Council approves the following changes: the West end beach weekend parking fee for non-residents from \$5 to \$10, Park rentals residents 75 people or less \$75 to \$100, Park rentals residents more than 75 people from \$100 to \$125. Is it an hour?

Robin Waizenegger:

Yes, the additional hour.

Kristin Trovei:

Okay. I may have printed out the wrong one I had that little additional wording on it. Park rentals non-residents 75 people or less from \$85 to \$125, Park rentals non-residents more than 75 people \$125 to \$150. Additional charge of over five hours \$0 to \$25 per hour or portion thereof. Dog license, a year spayed from \$10 to \$11. Dog license a year not spayed \$20 to \$23, dump pass from \$10 to \$0. All invoiced City services and charges from \$0 to 5% late fee or penalty per month. Sewer base charge per quarter from \$72 to \$90. Make that a motion?

Kelly Decker:

I have a motion by Ms. Trovei. Do I have a second?

Regis Foster:

Second.

Kelly Decker:

Second by Mr. Foster discussion. All in favor?

Members:

Aye.

Kelly Decker:

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Opposed. One absent. motion carried.

Kristin Trovei:

I think that's it; I would like to thank the department heads for their work on the budget. They worked really hard on it and made a lot of changes and sacrifices and are still making sure that the City functions as efficiently and effectively as possible. I also like to thank the finance committee for their work on that. And I'd also like to thank the department heads and employees just for their work this entire year. 2020 was the year most of us have never experienced and they were able to adjust and pivot and make it work and work through unprecedented circumstances, so I really appreciate all of they've done and will continue to do as we move through this pandemic. So, thanks everyone for that, and everyone, have a happy holiday.

Kelly Decker:

Thank you, Ms. Trovei. Mr. Simmons, planning and zoning.

Timothy Simmons:

Hey Mayor, zoning board met on Tuesday, December 1st, 2020 at 7:00 pm. They entertained an application for variance from 411 Orchard Street, just commonly known as Dr. Little's office, for a variance to accommodate an extension on the building so that she can expand her practice. This was approved by the zoning board and their next meeting will be Tuesday, January 5th, 2021, if they do have any business before them. The planning board, which was scheduled to meet tomorrow, December 15th does not have any business before them. So, therefore their next meeting should they have any business will be held on Tuesday, January 19th, 2021. And both of those meetings at this point I would assume would be via Zoom unless something were to change rather drastically.

Timothy Simmons:

Along with that I just want to mention that I was contacted by resident of Fourth Ward, they were kind of fed up. And then pretty much they demanded... they asked me a question or demanded a question. They were very concerned and want to know why information regarding the pending litigation against the City was posted by Mrs. Trovei's husband on social media and also where he was getting his information from. I was at a loss. I couldn't answer that. So, he just came to me, asked me about this and I couldn't give him an answer so I'm just wondering myself. And then they... I was at a loss and said that I didn't know anything about it and then they subsequently sent me a screenshot confirming that there were comments made on social media, which I'm still at a loss with as to where they came from. That's all I have.

Kelly Decker:

Mr. Frank should there be any comments even made about this?

William Frank:

This is the first time I am hearing about it. We can discuss the pending litigation in executive session if necessary, but I have nothing to report on the board nor to the council on this right now.

Kelly Decker:

Okay, thank you.

Timothy Simmons:

Okay. That's the only reason I asked because I thought it was executive session material and I was kind of caught off guard and kind of not at liberty as to what to say at this person.

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Kelly Decker:

What would be executive session materials is any... at this point would be any advice that either myself or the deputy corporation counsel or any insurance defense counsel would give to the City Council the rest of it is not executive session, but I have no report over to the board on to the Council on this tonight.

Timothy Simmons:

Well, I didn't know how to answer or what to say because I wasn't fully aware of what is and what isn't in or out of executive session, so I didn't give them an answer.

Dominick Santini:

Well Mr. Frank, can I ask you a question on any litigation in New York State, is that able to be ascertained by anybody?

William Frank:

It's a matter of public record, unless it's family court or youth related or divorces anything else is filed with either supreme or county court or the local courts and it's accessible by the public.

Dominick Santini:

Okay, so as long as it didn't come from anything that we discussed in executive session it has nothing to really do with us.

William Frank:

That's correct.

Timothy Simmons:

Thank you.

Kelly Decker:

Okay, thank you.

Kristin Trovei:

I'm just going to comment because I honestly have no idea what you're talking about. I don't control other people's Facebook accounts, if you are assuming that I'm sharing confidential information, I can say that I am not. If it's something that was from the public, because I did see people posting lots of things about litigation on Facebook and sharing links to specific documents and that's fine. Thank you for bringing it up to me in this manner. I'll certainly look into it because I have no idea what you're talking about. But thanks for bringing it up publicly.

Timothy Simmons:

You're welcome.

Kelly Decker:

Anything else, Mr. Simmons?

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Timothy Simmons:

No, that's all I have Mayor.

Kelly Decker:

Thank you, sir. Mr. Siegel.

Stanley Siegel:

Thank you, Mayor. Fire Department first, December fire and emergency management meeting is cancelled. The next meeting will be held on Tuesday, January 19th at 6:00 pm due to Martin Luther King holiday on Monday the 18th. So again, it's on the 19th at 6.00 pm because at 7:00 pm is the planning board, if they meet. There are three pieces of correspondence from the department secretary, two of them happen to do with appointment of probationary drivers. The text is the same, so I'll just read the first part of both and then the text for both of them. Is that good?

Kelly Decker:

That's fine.

Stanley Siegel:

Okay. Dear Mayor Decker and members of City Council it is hereby requested that the full name firefighter be approved as a probationary driver for the company stated. First one is James D. Haas Neversink engine company number one. The second one is Kevin J. Bartha, Delaware engine company number two. Attached are copies of the firefighters' driver licenses duty issued by New York State.

This information was previously entered into the New York State Department of Motor Vehicles license event notification service. This service will notify the department upon expiration and the renewal of a driver's license, the suspension, revocation and restoration of a driver's license, changes to driver's license class and privilege, driver convictions, reportable accidents, driver license suspension or revocation orders, completion of a training course to reduce insurance premiums, changes to hazmat licensed endorsements, excuse me.

William Frank:

Hazmat? Did you say hazmat?

Stanley Siegel:

Yes.

Timothy Simmons:

Yes, hazmat.

William Frank:

Okay, thank you.

Stanley Siegel:

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Changes to hazmat license endorsements and changes to med certs status. These requests were approved by the board officers on the state, once again it's James D. Haas and Kevin J. Bartha, I make the motion we approve them.

Kelly Decker:

A motion by Mr. Siegel. Do I have a second?

Timothy Simmons:

Second.

Kelly Decker:

Second by Mr. Simmons. Discussion? All in favor?

Members:

Aye.

Kelly Decker:

Opposed? So, carried.

Stanley Siegel:

Thank you. So, drivers we can get, dear Mayor Decker members City council, this is a request that the below named member of the Port Jervis Fire Department and a company herein stated. Be removed from the active membership roles for the reasons stated. Member William J. Wolf Excelsior company number five. Reason is that he requested transfer to honorary membership roster of the company. This change is effective as the other to this date, which was December 7th, 2020. Make motion we approve that.

Kelly Decker:

Motion by Mr. Siegel.

Timothy Simmons:

Second.

Kelly Decker:

Second by Mr. Simmons, discussion. All in favor?

Members:

Aye.

Kelly Decker:

Opposed? So, carried.

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Stanley Siegel:

Thank you. And since we're on this I like to express my condolences to the John Garrity family on John's passing today. He was an active member for quite some time, and then he went to the auxiliary, he will be missed. So, rest in peace John. There will be no banquet due to COVID restrictions with the restaurants. We'll have banquet next year, probably in January of next year.

Recently, we received two grants that totaled about \$30,000 and I like to thank the chiefs and anyone else who was involved in that and it's going to bring some good equipment to the department. We were very fortunate that the SCBA stuff that we were able to get the grant for that, we were able to get it on the first time around. I think there was only 14 departments in the whole country, 14 or 17 that were able to get this grant. So, they deserve a lot of credit for the work they did so thank you for that.

Housing Authority last meeting was held on November 24th. The next meeting is tentatively scheduled for December 22nd at Hillside Terrace, but it may be canceled. If it's cancelled, I'll put it out there. Veterans do still have time to get your flu shot. You can make an appointment at the clinic or the drive thru at Castle Point or Montrose. Also, was announced today that any veteran that has a VA loan, the VA will cover late mortgage payments, go to VA.gov for more information about that if you have a VA loan. And veterans if you need a job Verizon announced once again that they're looking to hire vets. If you want to get involved in at Google jobs at Verizon.com and there's information here about that. Senior citizens should consider getting flu shot as well. Again, it's suggested by the CDC and it's covered by Medicare.

Would be a good opportunity now together before the COVID stuff starts happening, the COVID vaccination start happening. I have a report from Jack Pierce I'm sorry, the next meeting of his committee is Wednesday December 16th at 6:00 pm, that's this Wednesday. It's a change from the last announcement that I made last month. The meeting will be via GoToMeeting, you can join the meeting from your computer or your tablet or your smartphone.

And the address is <https://global.gotomeeting.com/join/513947373>. I'm sure you didn't get that stuff so you can text me, message me, email me, call me and I'll read it back for you. You can also dial in on your phone and if you want to do it by phone, give me a text, message, a phone whatever and I'll give those phone numbers and access code.

Hanukkah started on December the 10th and we want to wish everyone Happy Hanukkah those that celebrate the holiday, best wishes. Also, I want to wish everybody a Merry Christmas, Happy Kwanzaa and a Happier New Year than 2020. Remember stay safe distance and wear masks, stay safe. And on the budget, I just like to say that the budget was a little bit higher than I would have liked. But took a lot of work, everybody involved worked really hard to try and to bring it down to 2.57. And I'd like to just thank everybody for the compromise that everybody got involved in to get it to 2.57. So again, happy new year, Merry Christmas, and stay a safe holiday. That's all I have, thank you.

Kelly Decker:

Thank you, Mr. Siegel. Ms. Randazzo.

Lisa Randazzo:

Thank you, Mayor. I just want to also make a thank you out to everyone who worked on the budget, especially the department heads and the staff and hoping that 2021 brings us better things. Wishing everyone very happy holiday, stay safe out there and just try to be good to one another in this upcoming year. Thank you.

Kelly Decker:

Thank you. We're back to public comment and anything that we spoke about during this meeting, if you would like to speak, just state your name and your location. Not hearing any, I have a couple of items the council is aware of one. The first one is a resolution designating police, fire and public works as essential employees. However, I would like to add a caveat to this if the council was so much here this pleasure. After speaking with our building official Jim Farr, our building department as well as our fire inspector also have to go out into the public. They can't relieve themselves of that and have also asked to be added to this essential employee list. Mr. Frank, would that be okay if they were to add them?

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William Frank:

Absolutely. It is up to the City Council to designate whatever employees the council sees fit. So, by all means, if that's what the council wants to do, no question.

Kelly Decker:

Okay. So, again this resolution of the Common Council of the City of Port Jervis designates certain employees as essential and exempting them as emergency responders from the new expanded provisions of FMLA and federal emergency pay leave. I sent this to you, what's your pleasure?

William Frank:

Let's add the language before the motion.

Kelly Decker:

That's why I'm saying if anybody wants to add ... Are you guys okay with adding the building officials that go out on ... So, there's three of them, they go out on inspections as well as the fire inspector so that would be-

William Frank:

I'll be glad to do that.

There'll be an amendment then to number one and the result will be including but not limited to members of its police department, fire department. And we'll just do fire department, building department inclusive of the fire inspector. Will that suffice, Mayor?

Kelly Decker:

That's fine with me.

William Frank:

Building department inclusive of the City Fire inspector. Okay, and department of public works and so on the rest is fine.

Kelly Decker:

Okay, here we go. And what's your pleasure?

Regis Foster:

So, moved.

Kelly Decker:

Ms. Mann, second?

Maria Mann:

These are for anybody that goes out in the field?

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Kelly Decker:

Yeah, mostly covers those people who are going to be out and have to be out in public right. And that have to do essential work for the City.

Maria Mann:

Well, is there any other departments that are left out on this?

Kelly Decker:

No, as far as Ms. Waizenegger is here. Her department, the assessors, they're all extremely important to the function of the City. But this is, they can actually remotely work from home where these folks can't work from home.

Maria Mann:

Okay.

Kelly Decker:

Go out and be in the public.

William Frank:

What we're talking about is workers for example who have to go out and plow the roads, that type of thing.

Maria Mann:

Okay, I was okay.

Stanley Siegel:

How about the crossing guards? I got a taste of that today; they are out in the public.

Kelly Decker:

Yeah Mr. Frank, I believe do they fall under the police department? I mean they are at least part of their hire, so yes, they would fall under the police department.

Stanley Siegel:

Thank you.

William Frank:

Yeah, they're not PBA members but they fall into the police department.

Maria Mann:

That's correct. I just didn't want to leave anyone out.

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Kelly Decker:

Yeah, I mean I would love to pull everybody in, but it was discussed, and this was modeled after what was recommended to us by the Orange County, Towns, Villages and Cities Association. And mostly everybody's done the same thing in the County, some small provisions of changes like we're making tonight, but yeah.

Stanley Siegel:

The ACO is also police department, right?

Kelly Decker:

Police department as well, yes.

Stanley Siegel:

All right okay.

Kelly Decker:

Any second question? All in favor?

Members:

Aye.

Kelly Decker:

Opposed? So, carried. Thank you.

The next one is the discussion about those charging stations that were offered to us. The only thing that Ms. Waizenegger was in on this discussion, if she would like to put any input in, it should be no cost to the City. And we can negotiate how billing would work out because she has some billing questions. But her one question was instead of being City Hall parking lot, that it be something like the mini mall parking lot, where we're more on the public parks rather than in City Hall. I did not discuss that with them but it's definitely an option if you are interested in moving forward with this donation.

Stanley Siegel:

I am only interested in this because I understand the need for electric vehicles to get charged and I understand that many car companies will be predominantly electric vehicles by 2024. But not if there's any cost whatsoever to the City. And I agree with Mrs. Waizenegger the City Hall is not a place for us, it takes up quite a bit of space, depending on how many you have that's the wrong place. So, I would be in agreement with those two provisions.

Kelly Decker:

So, I just say you're aware that I sent you a copy of this email. And number two says to my specific question if they know what the average yearly cost is? There'll be no cost to the City.

Stanley Siegel:

Yeah, but I thought it was a caveat that he put in here.

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Gerald Oney:

My question here, there was a huge number on the power it takes up per month. We're not paying any monthly fees for power for that. Right? Well, that would be a charge that was a discussion about the station itself actually charging and then reimbursement comes from the person who pays for the charging station to charge their vehicle.

Stanley Siegel:

Yeah if there is like a \$30 a month maintenance fee.

Kelly Decker:

And Ms. Waizenegger you want to chime in on this because you did have a discussion with him.

Robin Waizenegger:

Yeah. Basically, the City would be responsible for paying that power bill on a monthly basis. And it's projected that we would take in revenues from that to offset the cost. But that is not a guarantee.

Kelly Decker:

Hey, so what's your pleasure?

Timothy Simmons:

I would not be in favor if it cost us anything at all. And if we're going to incur a cost at some point-

Kelly Decker:

But we can charge for and the only cost is going to be you're going to have electric charge when they're actually charging the vehicle. So, there will be...

Kelly Decker:

Thank you.

Timothy Simmons:

What's that?

Kelly Decker:

Sorry, I thought I had control. I forgot.

Interruptions by uninvited participants occurred.

Kelly Decker:

So, this is a problem with Zoom meetings.

Robin Waizenegger:

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Yeah.

Gerald Oney:

Yeah.

Kelly Decker:

Okay, so going back to the topic at hand is, any electricity that would be used be charged to the person who's actually using the charging station?

Robin Waizenegger:

Well, we would be setting some sort of fee. But that would have to equate to the electric usage and would have to be constantly monitored. And then we have it would be a credit card type of situation, but we would still have collection and monitoring to do as well. So, there is an administrative cost as well as the electric cost.

Gerry Oney:

Has anybody else done this yet Mayor?

Kelly Decker:

Not that I'm aware of them but at some.

Gerald Oney:

I saw a charging station at a Walmart in Newburgh, I just wondered if it was similar.

Kelly Decker:

Yeah, I mean, they're popping up all over. I know Beacon has them. I could speak to them to get information.

William Frank:

We have them at... we have one of the Town of Wallkill, it's been there for a while. And there's also a charging station at village in New Paltz. So, I can see what their average costs are.

Kelly Decker:

All right. We will put this over then to the next meeting.

Maria Mann:

Can we Mayor?

Kelly Decker:

Sure, absolutely.

Maria Mann:

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Just my opinion mind you, but I don't feel that the location is ideal. I mean right now there's no parking but from what I understand, I mean the parking situation. I would not be in favor of being near City Hall.

Kelly Decker:

So, we'll put it over and try to answer those questions by our next meeting.

Gerald Oney:

All right.

Stanley Siegel:

Let me take one more thing Mayor.

Kelly Decker:

Yeah.

Stanley Siegel:

We're going to be in competition at some point, but a lot of different people. Like Walmart for example, I was just brought up about WaWa and what several different convenience stores are doing now. So, we don't want to be in a position where we're going to not be competitive, to pay any kind of a fee, monthly maintenance or anything like that. So, I think it's incumbent upon us to be sure that we can get out of this with no cost whatsoever, no matter what because competition could really cost us a lot of money.

Robin Waizenegger:

Right. And I think it's one thing to put in charging stations, if we're going to be using it. It's another thing if we're going to be in competition with the general business population.

Kelly Decker:

And that might be another thing to think of is somebody's going to install two charger for us for free and maybe something down the road that we might be needing to use and we wouldn't have to buy them ourselves as far as vehicles for the City.

All right. So, we'll bring that back up to next meeting. The next thing I have is the Orange County obviously does not have the 2020 census back, which this actually might benefit us. It could be a benefit to us because we don't know where the census is going to be in 2020 with us, Newburgh and Middletown. So, the County has opted to extend the sales tax agreement that we have with the City that would still use the 2010 census until February 28th, 2023. So, what is your pleasure. I have a motion by Ms. Randazzo, do I have a second?

Gerald Oney:

Second.

Kelly Decker:

I'm sorry, second by who? Mr. Oney. Discussion? All in favor?

Members:

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Aye.

Kelly Decker:

Opposed? So, carried. I am going to make your appointment of two individuals to fill vacancies that were created in the plumbing and electrical boards. The first appointment will be Mr. Jeffrey Clune, to fill the position in the plumbing board as a licensed plumber and liaison on the electrical board. Second is Mr. Bob Culleney, who will fill the position on plumbing and electrical boards and will also be a representative of Orange and Rockland as a City resident.

Kelly Decker:

The next thing is I need, I don't really know, and Ms. Waizenegger, this came up last minute, the new website that's going to be on the .gov. And that's going to be the handicap accessible, that's where the money is from. Do I still need council approval because that that'll come up, I know that Spinner tech and the designer have... Actually, some of it is live right now. But they're fixing out the quirks, but it should be done by December 31st. So, our new website will be portserviceny.gov. And that will be handicap accessible but that \$5,000 I need council approval for that as well.

Robin Waizenegger:

Yes, sir.

Kelly Decker:

Okay. So, I'm going to need a motion to approve up to \$5,000 for the new website.

Stanley Siegel:

Moved.

Kelly Decker:

A motion by Mr. Siegel. Do I have a second?

Regis Foster:

Second.

Kelly Decker:

Second by Mr. Foster discussion? All in favor?

Members:

Aye.

Kelly Decker:

Opposed? So, Carried. All right, the last thing that I have for motion would be to suspend our council meeting on December 28th. And allow all bills to be paid, until our next meeting, which will be January 11th, 2021. What's your pleasure?

Kristin Trovei:

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motion.

Regis Foster:

Second.

Kelly Decker:

Trovei and second by-

Regis Foster:

Second.

Kelly Decker:

Discussion? All in favor?

Members:

Aye.

Kelly Decker:

Opposed? So, carried.

Robin Waizenegger:

On second please, I just need to clarify the second on that motion please.

Kelly Decker:

I'm sorry.

Robin Waizenegger:

I just need to clarify the second on that motion.

Kelly Decker:

Mr. Foster.

Robin Waizenegger:

Okay. Thank you.

Regis Foster:

Yes, it was me.

Kelly Decker:

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Second, the last thing I would like to thank everybody on the council, I would specifically like thank you for our hard work, Ms. Trovei as the finance chairwoman, our department heads, our staff employees who work very hard on this budget that went from an 8.17 something to down to 2.57. Obviously, there were things that we were looking at the beginning that we didn't know where we were with sales tax revenue, we didn't know where we were with health insurance.

Most of that took in prediction so that was able to cut down but really, when it came down to it, they looked for the cuts that needed to be made. They also looked for the money that we could generate. But the bottom line is this, there were two full time positions come out of our department of Public Works. Two full time positions cut out of our police department, both all four of them were unfilled at the time. That 18th officer absolutely needs to come back as well as the 30,000 that was taken out for our dispatchers, which is still missing.

So, I would implore you to definitely look into making these adjustments throughout the year. Hopefully as things start to get better once spring arrives and we get events going and I know we talked about some of the events, one of the events that is going to have to come up and has to be discussed Ms. Trovei in finance is going to be in the St. Patrick's Day Parade because the Tourism Board was unable to create any revenue this year, which usually carries over to pay for the new things before they make money.

We're going to have to see if there's going to be money available to get events going. All right. But anyway, besides that, everybody doing their jobs, thank you for moving our City forward. And I wish everybody a happy holiday, not only to each of you and whatever you celebrate, but to the general public as well. And let's hope for a great 2021 because the 20s came roaring in as usual-

Lisa Randazzo:

Happy new year.

Kelly Decker:

All right. Thank you. I will entertain a motion to adjourn the meeting.

Regis Foster:

So, moved.

Kelly Decker:

Motion by Mr. Foster. Do I have a second?

Kristin Trovei:

I second.

Kelly Decker:

Ms. Trovei.

Kelly Decker:

All in favor?

Members:

Aye.

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Kelly Decker:

Opposed? So, carried. Take care.

Meeting adjourned at 8:04 pm. The next meeting is scheduled for January 11th, 2021 at 6:30 pm.

Robin Waizenegger
City Clerk Treasurer