

January 13, 2020

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 January 13, 2020 at 7:15 p.m.

Attendance-

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

Meeting opened at 7:15 pm by Mayor Kelly Decker.

Pledge of Allegiance-

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

Executive session: There was no executive session.

Youth Report- Mallory Conklin gave the Youth report which included information as follows:

No school for Martin Luther King Jr. Day on 1/20/2020 and no school for a teacher training day on 1/28/2020, reminder of year book deadlines for seniors, wins by the PJHS wrestling team, work of the art department on display, thank you to the American Legion for an HBE donation, a 6th grade band performance, HBE's Zero Hour PE program, Xmas gingerbread houses, thanks to Orange County DOH for Fit and fun Playscapes Sensory Pathways in HBE and an indoor walking trail at the High School complex for winter.

Minutes Approved - A motion was made by Lisa Randazzo and seconded by Regis Foster to approve the minutes of the December 9th, 2019 regular meeting.

AYE: 6 ABSENT: 0 NAYS: 0 ABSTAIN: 2 (Campbell, Simmons) CARRIED

A motion was made by Kristin Trovei and seconded by Timothy Simmons to appoint Gerald Oney Jr. to the vacant 3rd ward Council seat as Mrs. Fitzpatrick has declined to serve for personal reasons after winning the seat in the November elections and she feels that Mr. Gerald Oney Jr. as a former Council member will bring valued experience to the position.

Mayor Decker read a letter in support of Erica Cox to fill the vacant seat from the Democratic Committee.

A role call vote was all votes of Yes.

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

Mrs. Waizenegger administered the oath of Office to Mr. Gerald Oney Jr.

Council seats are now all full for 2020 with the members as follows:

Mayor – Kelly Decker

Council member at Large – Lisa Randazzo

Council Members - Regis Foster 1st Ward

Dominick Santini 1st Ward

Chandler Campbell 2nd Ward

Maria Mann 2nd Ward

Gerald Oney Jr. – 3rd Ward

Kristin Trovei 3rd Ward

Timothy Simmons 4th Ward

Stanley Siegel 4th Ward

For the Good of the City (Public Comment) –

Mr. Peter Grech – Apologized for the error he made at the December Council Meeting regarding Mr. David Bavoso being involved in a related party real estate transaction. He states that the information he gave was false and apologizes.

Business:

Mr. Foster – A motion was made by Regis Foster and seconded by Stanley Siegel to approve the December Police Report.

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AYE: 6 ABSENT: 0 NAYS: 0 ABSTAIN: 3 (Campbell, Simmons, Oney) CARRIED

He reviewed highlights of the report.

A motion was made by Regis Foster and seconded by Dominick Santini to approve a permanent appointment to the rank of detective for Det. Matthew Curreri effective January 13, 2020.

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

Det. Curreri has served as a detective assigned to the youth division since his probationary appointment of August 20, 2108 with distinction. He has acted professionally, compassionately and has consistently demonstrated a high degree of skill in providing effective community-oriented services to our young residents and investigating criminal acts to warrant a permanent civil service appointment to the rank of detective.

A motion was made by Regis Foster and seconded by Dominick Santini to accept with regrets Det. Matthew B. Curreri's notice of retirement from active service from the City of Port Jervis Police Department effective January 30, 2020.

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

Mr. Santini – He noted that the planning board met on 12/20/2019 and there was a public hearing for 17-21 Ridge Avenue and a pre-Submission for Cornerstone Healthcare. He stated that there will be a public hearing for Cornerstone at the next planning meeting. Mr. Santini also noted there are some issues with building encroachments which the Council is aware of.

Ms. Campbell – A motion was made by Chandler Campbell and seconded by Kristin Trovei 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 \$19,500 for the recreation program and \$9,000 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 2020

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

Ms. Campbell also gave the Recreation Update as follows:

1. The 1st Annual Port Jervis Polar Plunge is this Saturday January 18, 2020 at West End Beach at 9:00 am. Cost to take the plunge is \$25. All proceeds will go to the Special Operations Team of the PJFD. You can register on-line at www.runsignup.com- then search for Port Jervis Polar Plunge. You can also register the day of the Plunge at West End Beach between 7:30 am-8:45 am. The snow date is January 25, 2020.
2. The Youth Center will be open between 11:00 am- 3:00 pm on Monday January 20, 2020- Martin Luther King Jr. Day.
3. The Recreation Commission requests the following 2020 Special Events be approved by the Council:
 - April 4, 2020 Spring Parks and Playground Clean-up 10:00 am at City parks and playgrounds
 - April 5, 2020 Easter Egg Relay Races 12:30 pm at Church St. Park (upper level)
 - May 3, 2020 27th Annual Delaware River 5K Run and Walk 9:00 am Riverside Park
 - July 2, 2020 Dinner Along the Delaware and Fireworks Display 6:30 pm Riverside Park
 - October 24, 2020 72nd Annual Halloween Parade 3:30 pm City Hall and Farnum Park (rain date October 25- same time)
 - November 7, 2020 Port Jervis Stone Challenge (sponsored by OCOPI with assistance from PJ Rec) 9:00 am Elks-Brox Park
 - November 14, 2020 Fall Parks and Playground Clean-up 10:00 am City Parks and Playgrounds
4. The next Recreation Commission meeting is scheduled for this Wednesday January 15, 2020 at 7:00 pm at the Youth Center on Pike Street.

Mrs. Mann- She updated everyone that the VA Clinic is going to have a walkthrough on 1/16, start moving on 1/21 and a projected opening date of 1/27. The IDA meeting scheduled for 1/21 has been cancelled due to lack of agenda items

Mr. Oney - Garbage pickup will be on the normal schedule except for the MLK Holiday which will make garbage one day late the week of 1/20-24 . 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. He also announced that the 2020 Garbage schedules are available. The Bridge is open for traffic. Xmas trees are still being collected on Mondays. The next DPW meeting will be 2/3/2020 at 6pm.

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A motion was made by Gerald Oney Jr. and seconded by Lisa Randazzo as follows:

WHEREAS, the City of Port Jervis Common is currently actively involved in a project known as Safe Routes to School Sidewalk Replacement which are NYSDOT PIN number 8780.48,
AND WHEREAS, these projects are part of the OCTC Transportation Improvement Program as a capital plan
NOW, THEREFORE, be it resolved that the Common Council of the City of Port Jervis hereby affirms its commitment to move forward with the project, fund local costs and execution of the project's completion.

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

A motion was made by Gerald Oney Jr. and seconded by Lisa Randazzo as follows:

WHEREAS, the City of Port Jervis Common is currently actively involved in projects known as the Route 6 Neversink Bridge Replacement and the widening of East Main Street which are NYSDOT PIN numbers 8756.64 and 8757.08 respectively,
AND WHEREAS, these projects are part of the OCTC Transportation Improvement Program as a capital plan
NOW, THEREFORE, be it resolved that the Common Council of the City of Port Jervis hereby affirms its commitment to move forward with the projects, fund local costs and execution of the project's completion.

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

Ms. Randazzo read a statement from Orange County Legislator Thomas Faggione supporting the Neversink Bridge Project as follows:

"This project is huge for Port Jervis, and vital for Western Orange County, in fact, all of Orange County. I am glad to have worked with Mayor Decker, the city council, and DPW Director Jack Farr, to secure for Port Jervis this funding from the Orange County Transportation Council."

Thank you.

Tom

Thomas J. Faggione

Orange County Legislator, 13th District

(C) [845-551-5784](tel:845-551-5784)

[310 Prospect Hill Road](#)

[Cuddebackville, NY 12729](#)

Mrs. Trovei – She apologized in advance as she has many resolutions to make this evening.

She noted that the CDA met on 12/18/2019 and reviewed Section 8, the 2020 budget, and grants. The CDA's next meeting is 1/22/2020 at 7pm.

Mrs. Trovei read highlights of the Finance Committee Minutes.

A motion was made by Kristin Trovei and seconded by Lisa Randazzo to Approve the finance minutes of 12/18/2019.

AYE: 6 ABSENT: 0 NAYS: 0 ABSTAIN: 3 (Campbell, Simmons, Oney) CARRIED

The next Finance meeting is 1/15 at 6 pm. She also noted that after the December Finance meeting Orange County has now raised their rates for 2020 paper and cardboard recycling.

A motion was made by Kristin Trovei and seconded by Timothy Simmons to pay the bills totaling \$350,639.30.

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

A motion was made by Kristin Trovei and seconded by Lisa Randazzo as follows:

WHEREAS, the City of Port Jervis Common Council has recognized the need to maintain and/or establish additional internal audit controls over the disbursement function of its regular business

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It is hereby RESOLVED, that the Common Council of the City of Port Jervis directed the City Clerk-Treasurer to notify official depositories of the requirement for dual signatures for disbursement of funds maintained in the Checking and Saving accounts of the City of Port Jervis as was effective April 1st, 2006.

The Requirement of dual signatures will be considered met by a combination of either the City Clerk Treasurer, Deputy Clerk Treasurer or Chief of Police and signature of either the Mayor, Councilman at Large and/or Chairman of the Finance Committee.

Other types of business transactions may be completed by the City Clerk Treasurer and/or the Deputy City Clerk Treasurer as necessary to conduct regular business and approved via the Finance Committee and Council proceedings.

This requirement remains for the bank accounts as listed in the annual depository resolutions with the exception of the accounts maintained on behalf of the Fire Department.

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

A motion was made by Kristin Trovei and seconded by Stanley Siegel as follows:

WHEREAS, the City of Port Jervis Common Council recognizes the need to establish a standard work day for all elected and appointed positions within the City for NYS Retirement reporting purposes and to satisfy reporting requirements to the NYS Retirement systems with respect to time worked **It is hereby resolved** and reaffirmed, that the Common Council of the City of Port Jervis hereby establishes a standard work day of 8 hours for all employees, elected and appointed officials and **It is also resolved** that all employees, elected and appointed officials who participate in the NYS Retirement system are required to submit timesheets of actual time worked and/or shall complete record of activities log for at least a three-month representative time period and submit same to the City Clerk for reporting purposes.

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

A motion was made by Kristin Trovei and seconded by Stanley Siegel as follows:

WHEREAS, the City of Port Jervis Common Council has recognized the need to maintain and/or establish accounts to conduct regular business: **It is hereby RESOLVED**, that the Common Council of the City of Port Jervis directs the City Clerk-Treasurer to utilize the Times Herald Record as its official newspaper for the year 2020 with the Gazette and Pike County Dispatch as alternatives when necessitated for legal notices, local laws, ordinances, advertisements for bids for materials, equipment, and services as may be required during the year 2020, and **Be it further RESOLVED**, that WDLC be designated as the official radio outlet and Port Jervis-Deerpark TV also known as Access-23 TV, provided by Spectrum under the present cable franchise agreement be the designated television outlet.

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

A motion was made by Kristin Trovei and seconded by Dominick Santini as follows:

WHEREAS, the City of Port Jervis Common Council has recognized the need to maintain and/or establish accounts to conduct regular business **It is hereby RESOLVED**, that the Common Council of the City of Port Jervis directs the City Clerk-Treasurer to utilize official depositories for the funds maintained in the Checking and Saving accounts of the City of Port Jervis for the year of 2020 as follows:
TD Bank – General Operating, Water, Sewer, Capital, Money Market, Recreation, Industrial Development Agency, Senior Citizens/Ruggeri Legacy Account, Payroll, Rachel Dietz Memorial Fund, Small Cities Grant and USDA Water Clarifier Reserve Funds.
M&T Bank – Trust & Agency, Federal Drug Forfeiture and City Drug Forfeiture Funds.

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

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A motion was made by Kristin Trovei and seconded by Timothy Simmons as follows:

WHEREAS, the City of Port Jervis Common Council is desirous of replacing or adding vehicles for municipal use and **WHEREAS**, the finance committee has reviewed and is recommending the following vehicles for replacement/addition:

- 2012 Dodge Charger - Replace with 2020 Dodge charger – \$30,000.00+*
- 2013 Ford Sedan – Replace with 2020 Dodge Charger - \$30,000.00+*
- 2013 Ford Sedan – Replace with 2020 Dodge Durango - \$37,500.00
- 2013 Ford Utility – Replace with 2020 Dodge Durango - \$37,500.00
- *Paint, decaling, push bars, lighting, sirens, for four vehicles \$12,800.00 @ 4vehicles = \$51,200
- DPW 1 Pickup w/ Plow - \$50,000
- DPW/Recreation Shared Pickup w/Plow - \$50,000
- Fire Dept 2 Fire Vehicles - \$80,000 (1 Fire chief/1 Spec Ops)

TOTAL \$ 366,200

NOW, THEREFORE, be it resolved that the Common Council of the City of Port Jervis hereby authorizes the city Clerk Treasurer to obtain financing and purchase the above vehicles through the use of commercial financing for vehicles.

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

A motion was made by Kristin Trovei and seconded by Lisa Randazzo as follows:

WHEREAS, the City of Port Jervis Common Council recognizes the need for continued training of its staff

IT IS HEREBY RESOLVED that the Common Council of the City of Port Jervis approves the following training and travel for the Office of the City Clerk Treasurer:

April 1st, 2nd and 3rd for the City Clerk Treasurer and Deputy City Clerk Treasurer to attend the GFOA Annual Conference in Albany NY and various regional trainings or necessary membership meetings as they arise throughout the year with costs to be determined which may require budget adjustment in the 2020 budget within funds be transferred from other budgetary lines as should be necessary.

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

A motion was made by Kristin Trovei and seconded by Maria Mann as follows:

WHEREAS, the City of Port Jervis Common Council recognizes that Jennifer Morse has successfully completed her 6-month probationary period on 10/29/2019 and her supervisor has recommended her for permanent appointment.

NOW, THEREFORE, be it resolved that the Common Council of the City of Port Jervis permanently appoints Jennifer Morse to the position of Account Clerk.

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

A motion was made by Kristin Trovei and seconded by Lisa Randazzo as follows:

WHEREAS, the City of Port Jervis Common Council recognizes that Dorothy Braid has successfully completed her 6-month probationary period on 10/29/2019 and her supervisor has recommended her for permanent appointment.

NOW, THEREFORE, be it resolved that the Common Council of the City of Port Jervis permanently appoints Dorothy Braid to the position of Account Clerk.

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

A motion was made by Kristin Trovei and seconded by Stanley Siegel as follows:

WHEREAS, the City of Port Jervis Common Council recognizes the need for certain positions within the City to be identified as per NYS HCR

NOW, THEREFORE, be it resolved that the Common Council of the City of Port Jervis hereby authorizes the following positions and responsible persons as required to be identified annually by resolution,

1. Fair Housing Officer - Valerie Maginsky
2. MWBE & Section 3 Coordinator - Robin Waizenegger
3. ADA Grievance Coordinator - Robin Waizenegger
4. Labor Standards Compliance Officer - John R. Farr

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

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Mrs. Trovei relayed the following news from the City Clerk's office:

Water & Sewer bills are due by January 31st. Avoid wait times by paying or mailing early.

A special reminder for those people who pay using automated electronic bill pay systems that you will need to adjust your amount for the increased sewer fee.

Orange County Property Taxes are also due by January 31st. Again, avoid wait times by paying or mailing early.

There is a new law in NYS regarding the rights of adoptees obtaining their original birth certificates which were previously sealed. Please be advised that these are only available in Albany and not at our local office. When original birth records have been amended the local office is not informed of a reason and cannot ASSUME it is for reasons of adoption and therefore cannot unseal a local record.

Albany Department of Health will be making adoptee birth certificates available beginning on January 15th. The records will be available to the adopted person over the age of 18 only. These records are not being made available to anyone other than the adopted person. Local staff in our clerk's office can assist you with information on how and where to contact the Albany offices.

Mrs. Trovei welcomed everyone to the council both new and old and wishes we keep the forward momentum of the past two years going.

Mr. Simmons – He expressed that he is excited to be here and moving the City forward.

Mr. Siegel –

A motion was made by Stanley Siegel and seconded by Timothy Simmons as follows:

For your consideration and action by the Common Council, Howard Wheat Engine Company No. 4 requests the following member be removed from the rolls for the reason stated: **Brian S. Vanderveer - voluntary resignation**

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

A motion was made by Stanley Siegel and seconded by Timothy Simmons as follows:

For your consideration and action by the Common Council, Excelsior Engine Company No. 5 requests the following member be removed from the rolls for the reason stated: **Kenneth S. Vance, Jr. - deceased 12/24/2019**

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

A motion was made by Stanley Siegel and seconded by Timothy Simmons as follows:

For your consideration and action by the Common Council, Maghogomock Hook & Ladder Company No. 1 requests the following member be removed from the rolls for the reason stated: **John R. Westfall - deceased**

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

A motion was made by Stanley Siegel and seconded by Timothy Simmons as follows:

For your consideration and action by the Common Council, Delaware Engine Company No. 2 requests the following be approved for transfer from Tri States Hose Company No. 6:

Kevin J. Bartha

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

A motion was made by Stanley Siegel and seconded by Timothy Simmons as follows:

For your consideration and action by the Common Council, Delaware Engine Company No. 2 requests the following be approved for Active membership: **Janine M. Addy**

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

A motion was made by Stanley Siegel and seconded by Timothy Simmons as follows:

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For your consideration and action by the Common Council, Neversink Engine Company No. 1 requests the following be approved:

Host a Spaghetti and Meatball Take Out on 03/07/2020;
 Host a Spaghetti and Meatball Take Out on 11/07/2020;
 Attend a Christmas parade in Wallington, New Jersey on 11/28/2020; and
 Attend a Christmas parade in Orangeburg on a date yet to be determined.

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

A motion was made by Stanley Siegel and seconded by Timothy Simmons as follows:

For your consideration and action by the Common Council, Excelsior Engine Company No. 5 requests the following be approved: **Soup Take Out on 01/25/2020**

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

A motion was made by Stanley Siegel and seconded by Timothy Simmons as follows:

For your consideration and action by the Common Council, Excelsior Engine Company No. 5 requests the following be approved:

Host a Super Bowl Party on 02/02/2020;
Host a Daytona 500 Party on 02/23/2020;
Host a Pizza Take Out on 04/10/2020;
Host an Old Timer's Night on 05/16/2020;
Host a booth at the Soap Box Derby on 06/14/2020;
Attend candlelight vigil in Washingtonville on 09/11/2020;
Host a booth at the Fall Foliage Festival on 09/27/2020;
Attend a parade in Middletown on 10/04/2020; and
Host a kids Christmas party on 12/20/2020

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

A motion was made by Stanley Siegel and seconded by Timothy Simmons as follows:

For your consideration and action by the Common Council, Tri-States Company No. 6 requests the following be approved:

Host a Super Bowl Party on 02/02/2020;
Host a Golf Outing at High Point Country Club on 06/12/2020; and
Host a booth at the Fall Foliage Festival on 09/27/2020.

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

A motion was made by Stanley Siegel and seconded by Timothy Simmons as follows:

For your consideration and action by the Common Council, Maghogomock Hook & Ladder Company No. 1 requests the following be approved:

Host a Roast Beef Dinner Take Out on 02/22/2020

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

A motion was made by Stanley Siegel and seconded by Timothy Simmons as follows:

For your consideration and action by the Common Council, the Port Jervis Fire Department requests approved to host a Coin Toss on the following dates:

May 22nd & 23rd, July 3rd & 4th, and September 4th & 5th

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

Mr. Siegel welcomed the new Council members.

For Seniors and Veterans, he informed everyone when you are signing an important document and dating it in this year of 2020 that you use the four-digit format as if you use only two digits it would be too easy to use as a forgery for the future by simply adding the additional two digits. He also noted that he believes the new VA facility at 100 Pike will be a nice facility.

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The next fire and emergency meeting will be 1/21/2020 at 6pm.

There was no PJ Housing meeting in December, their next meeting will be 1/28 at Hillside Terrace at 7pm.

Ms. Randazzo – She informed the Council that the next Code Committee meeting is scheduled for 2/5 but a time has not yet been set. The plumbing and electrical boards are also set to meet on that date at 5:30 and 5:45 respectively.

A motion was made by Lisa Randazzo and seconded by Dominick Santini as follows:

RESOLUTION ESTABLISHING CITY OF PORT JERVIS AS LEAD AGENCY AND DETERMINING THAT THE CITY OF PORT JERVIS COMPREHENSIVE PLAN UPDATE IS A TYPE I ACTION AND WILL NOT HAVE A SIGNIFICANT ADVERSE IMPACT ON THE ENVIRONMENT

WHEREAS, the City of Port Jervis (City) is proposing adoption of the City of Port Jervis Comprehensive Plan Update.

WHEREAS, the Project has been classified as a Type I Action as defined by the State Environmental Quality Review Act (SEQRA); and

WHEREAS, on November 25th 2019, the City caused a letter and Part 1 of the EAF to be sent to other potentially “involved agencies” and “interested agencies” (as these quoted terms are defined in the Regulations), indicating the City’s Common Council’s (“Common Council”) desire to serve as “lead agency” (as this quoted term is defined in the Regulations) for a coordinated review under SEQRA of the Project; and

WHEREAS, each of the involved agencies or potentially involved agencies has agreed to or raised no objections to the Common Council serving as lead agency for a coordinated review under SEQRA of the Project; and

WHEREAS, pursuant to the Regulations, the Common Council has considered the significance of the potential environmental impacts of the Project by (a) using the criteria specified in Section 617.7 of the Regulations, and (b) examining the EAF for the Project, including the facts and conclusions in Parts 1, 2, and 3 of the EAF, together with other available supporting information, to identify the relevant areas of environmental concern, and (c) thoroughly analyzing the areas of relevant environmental concern.

WHEREAS, Part I of a Short Environmental Assessment Form (SEAF) has been completed, reviewed by the City of Port Jervis Common Council, and will be circulated to all Interested and Involved Agencies for purposes of establishing the City of Port Jervis Common Council as “Lead Agency” in accordance with 6 NYCRR Part 617.6(b).

NOW, THEREFORE, BE IT RESOLVED AND DETERMINED, that the Common Council hereby establishes itself as lead agency for the Project; and

BE IT FURTHER RESOLVED, that based upon an examination of the EAF and other available supporting information, and considering both the magnitude and importance of each relevant area of environmental concern, and based further upon the Common Council’s knowledge of the area surrounding the Project and such further investigations of the Project and its potential environmental impact as the Common Council has deemed appropriate, the Common Council makes the following findings and determinations: the Project constitutes a Type I Action; and no significant adverse environmental impacts are noted in the EAF for the Project and none are known to the Common Council. Therefore, the Common Council hereby determines that the Project will not have a significant adverse environmental impact and will not require the preparation of a Draft Environmental Impact Statement with respect to the Project; and

BE IT FURTHER RESOLVED, that because of such determination and in compliance with the requirements of SEQRA and the Regulations, the Common Council directs the City’s Mayor to prepare a Negative Declaration in accordance with 6 NYCRR § 617.12; and

BE IT FURTHER RESOLVED, that the Common Council directs the City Mayor to publish notice of and file a copy of the Negative Declaration for the Project in accordance with the Regulations; and

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately

The question of the adoption of the foregoing resolution was duly put to a vote, and upon roll call, the vote was as follows:

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Council Member-At-Large Lisa M. Randazzo	<u> Y </u>
Council Member Regis Foster	<u> Y </u>
Council Member Dominic Santini	<u> Y </u>
Council Member Maria Mann	<u> Y </u>
Council Member Chandler Campbell	<u> Y </u>
Council Member Kristin Trovei	<u> Y </u>
Council Member Stan Siegel	<u> Y </u>
Council Member Timothy Simmons	<u> Y </u>
Council Member Gerald Oney Jr.	<u> Y </u>

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

A motion was made by Lisa Randazzo and seconded by Kristin Trovei as follows:

RESOLUTION ESTABLISHING CITY OF PORT JERVIS AS LEAD AGENCY AND DETERMINING THAT THE DEERPARK - PORT JERVIS ANNEXATION PROJECT IS A TYPE I ACTION AND WILL HAVE A SMALL TO MODERATE IMPACT ON THE ENVIRONMENT

WHEREAS, the City of Port Jervis (City) is proposing annexation of cluster of parcels and a single parcel totaling 121.3 acres of property that borders the City of Port Jervis in two places within the Town of Deerpark.

WHEREAS, the Project has been classified as a Type I Action as defined by the State Environmental Quality Review Act (SEQRA); and

WHEREAS, on December 13, 2019, the City caused a letter and Part 1 of the EAF to be sent to other potentially “involved agencies” and “interested agencies” (as these quoted terms are defined in the Regulations), indicating the City’s Common Council’s (“Common Council”) desire to serve as “lead agency” (as this quoted term is defined in the Regulations) for a coordinated review under SEQRA of the Project; and

WHEREAS, each of the involved agencies or potentially involved agencies has agreed to or raised no objections to the Common Council serving as lead agency for a coordinated review under SEQRA of the Project; and

WHEREAS, pursuant to the Regulations, the Common Council has considered the significance of the potential environmental impacts of the Project by (a) using the criteria specified in Section 617.7 of the Regulations, and (b) examining the EAF for the Project, including the facts and conclusions in Parts 1, 2, and 3 of the EAF, together with other available supporting information, to identify the relevant areas of environmental concern, and (c) thoroughly analyzing the areas of relevant environmental concern.

WHEREAS, Part I of a Full Environmental Assessment Form (FEAF) has been completed and has been circulated to all Interested and Involved Agencies for purposes of establishing the City of Port Jervis Common Council as “Lead Agency” in accordance with 6 NYCRR Part 617.6(b).

NOW, THEREFORE, BE IT RESOLVED AND DETERMINED, that the Common Council hereby establishes itself as lead agency for the Project; and

BE IT FURTHER RESOLVED, that based upon an examination of the EAF and other available supporting information, and considering both the magnitude and importance of each relevant area of environmental concern, and based further upon the Common Council’s knowledge of the area surrounding the Project and such further investigations of the Project and its potential environmental impact as the Common Council has deemed appropriate, the Common Council makes the following findings and determinations: the Project constitutes a Type I Action (as the quoted term is defined in the Regulations); and small to moderate environmental impacts are noted in the EAF for the Project and are known to the Council. Therefore, the Common Council hereby determines that the Project will have a small to moderate environmental impact and will require the preparation of a Draft Environmental Impact Statement with respect to the Project; and

BE IT FURTHER RESOLVED, that as a consequence of such determination and in compliance with the requirements of SEQRA and the Regulations, the Common Council directs the City Mayor to prepare a Positive Declaration in accordance with 6 NYCRR § 617.12; and

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BE IT FURTHER RESOLVED, that the Common directs the City Mayor to publish notice of and file a copy of the Positive Declaration for the Project in accordance with the Regulations; and

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately

The question of the adoption of the foregoing resolution was duly put to a vote, and upon roll call, the vote was as follows:

Council Member-At-Large Lisa M. Randazzo	___ Y ___
Council Member Regis Foster	___ Y ___
Council Member Dominic Santini	___ Y ___
Council Member Maria Mann	___ Y ___
Council Member Chandler Campbell	___ Y ___
Council Member Kristin Trovei	___ Y ___
Council Member Stan Siegel	___ Y ___
Council Member Timothy Simmons	___ Y ___
Council Member Gerald Oney Jr.	___ Y ___

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

Ms. Randazzo stated that she is happy to be back on the Council again but that she knows Mr. Belcher will be missed and sent out a greeting to him.

For the Good of the City (Public Comment) –

Mr. Peter Grech welcomed the new Council and reminded them that their duty is to the people and the law, not their friends.

Mayor Kelly Decker – The Mayor requested a motion and a motion was made by Stanley Siegel and seconded by Dominick Santini to Approve a provisional and probationary appointment of Mr. Robert Brady as a full-time Fire Inspector effective as soon as possible after this date.

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

The Mayor requested a motion and a motion was made by Timothy Simmons and seconded by Regis Foster to defer any remaining funds in the Tourism fund account A.6410.460 upon close of the books for the year to be used for \$2500 for a police bagpipe band for the St. Patrick’s Day Parade and the balance for new Xmas decorations for the City.

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

The Mayor explained that the Cornerstone Project has run into a problem with encroachments onto City property due to inaccuracies of a 1959 map versus the physical construction of the former Sunnyside Hospital building. There exists a 2-foot encroachment at the front vestibule and a 1-foot encroachment at the handicapped ramp onto City Property.

The Mayor requested a motion and a motion was made by Timothy Simmons and seconded by Stanley Siegel to give Cornerstone the property needed.

Mr. Santini questioned why the City would give them anything. It was noted that their current project cannot obtain site approvals from the planning board without the granting of property from the City. The Mayor indicated that as this is a new 5-million-dollar medical facility and these small pieces of property are unusable for any City purpose due to their size that he recommends approving the motion.

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

The Mayor indicated that there are several events in need of approval and that applications were previously forwarded to Council members and department heads for review.

A motion was made by Lisa Randazzo and seconded by Chandler Campbell to approve the Stone Challenge Event by the Outdoor Club for 11/7/2020.

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

A motion was made by Stanley Siegel and seconded by Gerald Oney Jr. to approve the Women’s March for 1/18/2020.

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AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

A motion was made by Regis Foster and seconded by Gerald Oney Jr to approve the St. Patrick's Day parade and festivities for 3/8/2020.

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

The Mayor stated that he wanted to now discuss 29-31 Front Street with the public which he could not do while the City was in negotiation. He reviewed the history of the building and how the City had done emergency repairs, had delinquent taxes and CDA Loans on the building. The most recent owner settled all of taxes and CDA Loans and gave the City a mortgage for their amount of emergency repairs. The City has recently foreclosed on the building and is now the owner of the building.

The City will be seeking to new owners that will do redevelopment of the building. He has referred this to the finance committee for discussion regarding how to proceed.

The Mayor noted that we have received preliminary approval for a grant of \$300,000 to continue replacement of city sidewalks and some other smaller projects but that this most likely will be done in 2021 as the sewer re-lining project must take precedent this year. He noted that this will take care of portion of Pike Street.

The Mayor requested a motion and a motion was made by Stanley Siegel and seconded by Timothy Simmons to authorize changing the basement conference room into 2 offices to accommodate the hiring of the full-time fire inspector and an HR consultant using \$6400 of contingency funds.

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

The Mayor announced the retirement of David Church from the Orange County Planning Department.

The Mayor requested a motion and a motion was made by Lisa Randazzo and seconded by Kristin Trovei to hire a part-time temporary assessor's clerk, Cheryl Donnelly to fill in during a maternity leave effective 1/14 as possible at the rate of \$18 per hour.

Mrs. Trovei indicated that these funds are essentially budget through the full-time position and the fact that some of the leave will be unpaid in that position.

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

The Mayor announced the Polar Plunge event to benefit the Port Jervis Fire Department's Special Operations team for Saturday 1/18/2020 at West End beach. He encouraged everyone to come out whether or not you are plunging for this fun and beneficial event.

Mayor Decker announced his state of the City event will be Wednesday 1/29 at 6pm in the Council room.

The Mayor made appointment to the Port Jervis Fire Police as follows:

Pursuant to the provisions of the City Charter and the By-Laws of the Port Jervis Fire Department, it is requested that the following members be appointed to a one-year term effective 1 February 2020:

**2020 MEMBERS
LISTED BY COMPANY**

MAGHOGOMOCK

Richard G. Finan
Jeffrey D. Lewis

NEVERSINK

Matthew R. Moore
Adam P. Scopino, Jr.

DELAWARE

Kevin J. Bartha
Robert D. Padgett, Sr.
Edward Pavlich, Jr.
Jennifer L. Snyder
Thomas M. Snyder

HOWARD WHEAT

EXCELSIOR

TRI-STATES

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Randall D. Aber
 William P Conklin Jr.
 Henry H. Dunn III
 Barry D. Longwell
 Morgan R. Mosher, III
 George W. Padgett Jr.
 Stanley B. Siegel

Vincent L. Atkinson
 Richard F. Drew
 Frank W. Fuller Jr.
 William R. Werner

Jeffrey A. Martin
 Edward C. Pavlich Sr.
 Richard R. Oppelt

Total Membership = 23, maximum allowed per Department By-Laws = 36 members.

Mayoral Appointments:

The Mayor submitted for their confirmation his appointment of David Bavoso as City Corporation Counsel with William Bavoso available as Deputy Counsel at no fee. The Mayor noted the qualifications of David Bavoso. He did state that he reviewed an unsolicited request to be City attorney which he reviewed as well as an outreach to several other attorneys who were not interested.

A Motion was made by Timothy Simmons to table the confirmation of this appointment which was seconded by Mr. Stanley Siegel.

The Mayor expressed his displeasure at this action and detailed how a working relationship between legal counsel and the Mayor’s office as well as the department heads is driving his decision which should not be delayed.

Ms. Randazzo recited the code related to the appointment of the City Counsel noting the 5 votes necessary for ratification. She stated that continuity of using David Bavoso on open issues would be invaluable in her opinion and the interests of the City come first above politics and she asked that we support the Mayor’s choice.

Mr. Simmons while he recognizes that the Counsel is a Mayor’s appointment, but it is subject to approval of the Council and he feels any decision should not be rushed to review other candidates.

The Mayor indicated that he has already reviewed other candidates.

A roll call vote was taken at the request of the Mayor as follows to table the appointment:

Council Member-At-Large Lisa M. Randazzo	___N___
Council Member Regis Foster	___Y___
Council Member Dominic Santini	___N___
Council Member Maria Mann	___Y___
Council Member Chandler Campbell	___Y___
Council Member Kristin Trovei	___N___
Council Member Stan Siegel	___Y___
Council Member Timothy Simmons	___Y___
Council Member Gerald Oney Jr.	___N___

AYE: 5 ABSENT: 0 NAYS: 4 ABSTAIN: 0 CARRIED – ISSUE TABLED

The Mayor indicated to the public that he can continue to propose David Bavoso and until such a time that he or another candidate would be appointed Mr. William Bavoso will continue as Counsel.

Mr. Siegel stated that he wanted a meeting to iron out all our concerns.

Mr. Simmons expressed concerns about the annexation issue. The Mayor indicated that William Bavoso will continue to handle the annexation. Mr. Simmons indicated that his concern is that we would be hiring David not William.

Ms. Randazzo confirmed that as the annexation was a concern that current counsel would continue to handle that issue at no fee and confirmed same with him. She provided comparison cost information from other Orange County Municipalities noting that our budgeted funds are much smaller than other municipalities. She stated that everyone needs to focus on what is best for the City.

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Mr. Siegel referenced the offer from another attorney and thinks that it should be considered. He also stated that it is not fair to compare us to some of the other municipalities. The Mayor noted that an email was sent listing municipalities with our same size. Mr. Siegel made an excuse for not seeing the email.

Ms. Randazzo stated that they have all received the resume of the other candidate and felt that there is value in municipal experience which the other candidate did not have.

Mr. Siegel stated that the wants more than one candidate considered and that an attorney is an attorney and does not think specific municipal experience applies.

Mrs. Trovei indicated that the all have seen the multiple rejections from other attorneys with one attorney being willing to be considered as a backup if conflicts existed. She indicated that she supports the Mayor's recommendation and she does not always agree with him but on this matter, she supports him on his choice of candidate and does feel that municipal experience is important. She also feels that the relationship between the Mayor and legal counsel is important which is why it is a mayoral appointment.

Mr. Simmons related another name of an attorney he might want considered.

Ms. Randazzo stated that all kinds of names can be thrown around but without a clear direction the process will be dysfunctional. As this is a mayor's appointment it should be a search directed by the Mayor.

Mr. Oney indicated that in his previous service he has never seen the recommendation of the Mayor ignored in this fashion.

Mr. Simmons stated that Damien Brady was refused. Counsel Bavoso and the City Clerk corrected that impression noting that Damian Brady served as City Counsel for 4 years under Mayor Potter. Current legal counsel succeeded him.

Mr. Oney wanted to confirm that it takes 5 votes to confirm and that that it is not just a majority of those present. It was noted that it takes 5 votes not just a majority.

The Mayor moved on to the office of City Court Judge. The City Court Judge is an elected position but the Acting or assisting City Court Judge is appointed by the Council. The Current Judge James Hendry will have to run for office his potential opponent is the current acting City Court Judge Matthew Witherow. Mr. Witherow has indicated, and it is agreed with Mr. Hendry that if the City would appoint the Acting City Court Judge now Mr. Witherow will not run against the current Judge Hendry which will save both parties a considerable amount of funds.

The Mayor therefore appoints and submits to the Council Matthew Witherow as Acting City Court Judge for an additional 6-year term when his current term expires. A motion was made by Stanley Siegel and seconded by Regis Foster to confirm the appointment.

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

The Mayor indicated that he will be making good faith appointments to committees in the spirit of doing what is best for the City despite the division over the City Counsel position as he must do what is best for the City and with the hope that everyone can work together in a spirit of cooperation.

2020 – 2021 Mayoral Appointments

Department of Public Works

Gerry Oney – Chairman
Regis Foster
Stan Siegel
Lisa Randazzo

Police

Regis Foster – Chairman
Kristin Trovei
Chandler Campbell

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Maria Mann

Fire and Emergency Management

Stan Siegel – Chairman

Tim Simmons

Dominick Santini

Maria Mann

Code

Dominick Santini – Chairman

Stan Siegel

Chandler Campbell

Kristin Trovei

Finance

Kristin Trovei – Chairwoman

Lisa Randazzo

Dominick Santini

Gerry Oney

Tourism

Maria Mann – liaison

Laura Meyer – Chairwoman

Todd Kowinsky

Chris Addy

Brook Csencsits

Regis Foster

Bill Schill

Ann Foster

Mike Meyer

Catherine Westfall

Bob Bloomer

Jen Foster

Kathy Potter

Chandler Campbell

Theresa Balogh

George Belcher

Jin Pang

Melissa Hernandez-Newhauser

Zoning and Planning Boards

Timothy Simmons – liaison

IDA

Maria Mann – liaison

CDA

Kristin Trovei – council majority

Gerry Oney – council majority

Erika Cox – mayoral appt no council minority

Richard Roberts – mayoral appt

John Russell – mayoral appt

Housing

Stanley Siegel – liaison

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ADA

Regis Foster – liaison

Recreation

Chandler Campbell – liaison

Brandy Figueroa – 01/31/2027

Dawn Jones – 01/31/2027

Senior Advisory

Stan Siegel

Zoning Board of Appeals

Tom Sexton – Chairman

Donn Copa - Co-Chair

Mike Decker – to fill vacancy left by Tim Simmons – 1/31/2022

Melissa Hernandez-Newhauser – to fill vacancy left by Earl Miller – 1/31/2022

Robert Fink - Attorney

A motion was made by Lisa Randazzo and seconded by Timothy Simmons to confirm the appointment of Robert Fink as Zoning Board Attorney.

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

Planning Board

George Belcher – to fill vacancy left by Gerry Oney to 01/31/2021

Ann Marie Foster – Reappointment for 5 years to 1/31/2025

Dominic Cicalese – Reappointment for 5 years to 1/31/2025

Glen Plotsky – Attorney

A motion was made by Gerald Oney Jr. and seconded by Regis Foster to confirm the appointment of Glen Plotsky as Zoning Board Attorney.

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

Committee Appointments:

IDA: Donn Copa and Tom McCarron – Reappointment for 5 years to 1/31/2025

ADA: Jennifer Foster (Chairwoman), Tim Monahan, Annie Foster, Katie Horsham and Melissa Decker – Reappointments for 2 years to 1/31/2022

Upper Scenic By-Way: Teresa Spradling (Representative) and Kelly Decker (Alternate) – Reappointment for 2 years to 1/31/2022

Tree Commission: Jim Blanton (Chairman), Stan Siegel, Peter Tomasi – Reappointment for 2 years to 1/31/2022

City Historian: Kelly Decker – Reappointment for 2 years to 1/31/2022

RECAP Representative:**P.J. Ambulance Board City Representative:**

Labor Attorney: Thomas, Drohan, Waxman, Petigrow, & Mayle, LLP

A motion was made Lisa Randazzo and seconded by Kristin Trovei to confirm the appointment of Stuart Waxman of Thomas, Drohan, Waxman, Petigrow, & Mayle, LLP as our Labor Attorney.

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

City Engineer: Jim Farr

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A motion was made Lisa Randazzo and seconded by Dominick Santini to confirm the appointment of James Farr of Farr Engineering as our City Engineer.

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

City Marshall: Jeff Rohrer 5-year term to expire 1/31/2025

The Mayor noted that he still must make appointments for RECAP Liaison, PJ Volunteer Ambulance Liaison and the City Counsel. He requested of the council that they supply him with reasons in writing to consider other candidates or information on other attorneys to be considered. If the situation remains the same, he will be coming back with David Bavoso again as his appointment for confirmation.

Meeting Adjourned – A motion was made by Kristin Trovei and seconded by Regis Foster to adjourn.

AYE: 9 ABSENT: 0 NAYS: 0 ABSTAIN: 0 CARRIED

Meeting Adjourned at 9:05 pm.

Next Meeting is scheduled for 6:30 pm executive session and 7:15 pm general business session Monday January 27th, 2020.

Robin Waizenegger
City Clerk Treasurer