

Regular Meeting - City of Port Jervis Common Council:

A regular meeting of the City of Port Jervis Common Council was held in the Council Chambers at 20 Hammond Street, Port Jervis, New York on Monday July 22nd, at 6:30 p.m.

Attendance-

Jason Vicchiariello	1st Ward	Present
Colin O'Connell	1st Ward	Absent
Misty Fuller	2nd Ward	Present
Maria Mann	2nd Ward	Present
Jeffrey Rhoades	3rd Ward	Present
Gerald Oney, Jr.	3rd Ward	Present
Jacqueline Dennison	4th Ward	Absent
Stanley Siegel	4th Ward	Absent
Michael Hockenberry	Councilman-At-Large	Present
Dominic Cicalese	Mayor	Present

Also present:

Deputy Clerk-Treasurer, Bobbie Jo Muller, William Frank, Esq.

The meeting opened at 6:30 pm by Mayor Cicalese.

Pledge of Allegiance- Mayor Cicalese led all present in the Pledge of Allegiance.

Public Hearing - None

Presentation - None

Public Comment -

Matt Lemke - (Port Jervis resident) Stated that 6-8 Hammond Street was the prior City Council's suggested location for a cannabis dispensary. He is calling on the current Mayor and Council for safe and legal access to cannabis as he feels that Local Law #4 was designed to spot zone and essentially block licensing dispensaries.

Bill Stanton - (Monticello resident) Identified himself as a stage 4 colon cancer patient who was being helped by a dispensary providing product that managed his symptoms, where the traditional medications prescribed failed to do that. He would like to see the dispensaries re-opened.

Kathy Stanton - (spouse of Monticello resident Bill Stanton) She stated that she had difficulty finding some of our Local Laws pertaining to the Moratorium and that the public has a right to know the specifics. She displayed a bag of prescription medication that she will have to administer to her husband once the supply of product her husband obtained from the cannabis dispensaries is depleted in a few days. She stated that they support other local business in Port Jervis when coming here such as restaurants and donating to surrounding charities.

Kyle Marion - (originally from Port Jervis) - He has rheumatoid arthritis and other ailments. He needs legal access for relief that a cannabis dispensary can provide.

Monty Vacura - (of Middletown) - He stated he knows discrimination and we are seeing discrimination here from our government who is withholding & restricting access from something that is safe (cannabis dispensary).

Executive Session-6:52 pm

Motion by J Rhoades, second by M. Hockenberry to enter executive session on Public Officers Law Article 7 -

- 105.1-f Personnel (x1) Clerk/Treasurer Position
- 105.1-f Contractual (x1) NYCLASS

AYE: 6 ABSENT: 3 (O'Connell, Dennison, Siegel) NAYS: 0 ABSTAIN: 0 CARRIED

7:31 pm Motion was made by M. Hockenberry to return from executive session, second by J. Rhoades.

AYE: 6 ABSENT: 3 (O'Connell, Dennison, Siegel) NAYS: 0 ABSTAIN: 0 CARRIED

Approval of Minutes - None**Regular Business-****J. Vicchiariello - Code**

- The Code Committee has not met since the previous Council Meeting.
- The next Code Committee meeting will be held on August 7th at 6:30pm at the Council Chambers.

J. Vicchiariello - Police

- The Police Committee has not met since the previous Council Meeting.
- Motion for Resolution 2024-0722-054 to hire Craig Weymer as a Part-Time Police Officer-School Policing Unit Position, pending completion of the required assessments, second by M. Hockenberry.
AYE: 6 ABSENT: 3 (O'Connell, Dennison, Siegel) NAYS: 0 ABSTAIN: 0 CARRIED
- Motion for Chief Worden to accept \$100,000 Crest Grant and for the Mayor & Chief to execute the contract on behalf of the City, second by Mike Hockenberry.
AYE: 6 ABSENT: 3 (O'Connell, Dennison, Siegel) NAYS: 0 ABSTAIN: 0 CARRIED
- Motion to authorize Chief Worden to enter into an agreement with Adelphi University for the Social Work Law Enforcement Program for Brittany Smith Masters Level Social Work Internship for a term beginning 8/15/2024 through 6/30/2025 and 450 volunteer intern hours, second by J. Rhoades.
AYE: 6 ABSENT: 3 (O'Connell, Dennison, Siegel) NAYS: 0 ABSTAIN: 0 CARRIED
- National Night Out against crime is scheduled for August 6th at Riverside Park from 6pm to 9pm
- The next meeting is scheduled for August 22nd with possible reschedule for August 29th at 6pm, pending possible conflict.

J. Vicchiariello - Zoning

- There is no Zoning report due to Councilman O'Connell's absence tonight.
- Motion to accept the resignation of Herman "Lefty" Barth with regrets, second by J. Rhoades.
AYE: 6 ABSENT: 3 (O'Connell, Dennison, Siegel) NAYS: 0 ABSTAIN: 0 CARRIED

M. Fuller - Finance

- The Finance Committee has not met since the previous Council Meeting.
- Motion to approve Accounts Payable Warrant for \$934,077.55, second by J. Vicchiariello.
AYE: 6 ABSENT: 3 (O'Connell, Dennison, Siegel) NAYS: 0 ABSTAIN: 0 CARRIED
- Motion to renew the Orange County Chamber of Commerce membership, renewal fee of \$300 initially due in December 2023 but only recently received, second by J. Rhoades.
AYE: 6 ABSENT: 3 (O'Connell, Dennison, Siegel) NAYS: 0 ABSTAIN: 0 CARRIED
- Next Finance Meeting will be held on August 21st in the Council Chambers at 6:30 pm.

M. Mann - Tourism -

- Tourism last met on July 10th.
- The Italian Festival "Bella Notte Italiana" will be held on August 17th from 3pm to 9pm at Veterans Orange Square Park. The Orange County Tourism Grant was awarded to use toward this event.
- Fall Foliage Festival will be held Sept. 22nd from 10am to 5pm. Inquiries can contact Tourism Chair Laura Meyer at floralaurapi@yahoo.com.
- Tourism received a request for a change to the tent locations to be placed up the center of the street, back-to-back. However, this cannot be done due to safety reasons and points of access necessary for emergency services if needed.
- There was discussion to bring back "Monsters on the Mountain". Outdoor Club assistance & partnership would be necessary to consider this event.
- The next Tourism Meeting will be held on June 12th at 7pm.

M. Mann - IDA

- IDA has not met due to lack of agenda items; the next meeting will be held on August 19th at 6pm in Council Chambers.

J. Rhoades - FEM

- Motion to remove Francis J. Clune of Delaware Engine Co. #2 from active duty, reason - deceased, second by M. Hockenberry.
AYE: 6 ABSENT: 3 (O'Connell, Dennison, Siegel) NAYS: 0 ABSTAIN: 0 CARRIED
- The next FEM meeting will be held on August 19th, at 6:30pm.

G. Oney, Jr. - ADA

No report.

J. Dennison - CDA- Absent

- Corporation Counsel, Will Frank outlined the City Water Filtration Plant Improvement Project.
- J. Vicchiariello made a motion for Resolution #2024-0722-055 Declaring Lead Agency Status for the City Water Filtration Plant Improvement Project and Issuing a Negative Declaration Under the New York State Environmental Quality Review Act, second by J. Rhoades.
AYE: 6 ABSENT: 3 (O'Connell, Dennison, Siegel) NAYS: 0 ABSTAIN: 0 CARRIED

S. Siegel -HOUSING and VETERANS- Absent

No report.

M. Hockenberry - DPW-

- Garbage, recycling, and paper pick up will be on the normal schedule for the weeks of July 22nd and the 29th.
- The 2024 Garbage schedule is available on the city website at www.portjervisny.gov or by emailing the DPW office at dpwclerk@portjervisny.gov
- Compost pile and City Dump is now open every Saturday from 7:15am to 11:30.
- Street sweeping is ongoing.
- Citywide bagged leaf pickup continues every Monday.
- Orange Square restoration is ongoing.
- Catch basin and manhole replacement for areas being blacktopped this year has begun.
- The intersection of Jersey Avenue and East Main Street 360 degree traffic camera installation has begun.
- City surplus auction beginning August 5 and running two weeks. Items are listed with Auctions International.
- The next DPW meeting will be held on August 5 at 6 pm.

- Motion for Resolution #2024-0722-056 to promote Taylor Warren to Full Time Supervisor Position, second by J. Vicchiariello.
AYE: 6 ABSENT: 3 (O'Connell, Dennison, Siegel) NAYS: 0 ABSTAIN: 0 CARRIED

Mayor Cicalese -

- Addressed the recent social media post by a Maryland Law Firm stating Port Jervis Water quality issues and contamination - this is a scam. The City's water is safe to drink and tested daily.
- The City Clerk's office is temporarily closed on Wednesdays due to a vacancy and the workload this has created.
- Water payments are due on 7/31. If paying on that date, the drop box can be used.
- Motion for Clothes Line Event on October 16th, by M. Hockenberry, second by M. Mann.
AYE: 6 ABSENT: 3 (O'Connell, Dennison, Siegel) NAYS: 0 ABSTAIN: 0 CARRIED
- Motion to forgive a maintenance invoice for 57 Barcelow St., by J. Rhoades, second by J. Vicchiariello.
AYE: 6 ABSENT: 3 (O'Connell, Dennison, Siegel) NAYS: 0 ABSTAIN: 0 CARRIED
- Mayor appointed Ricky Broas to fill the vacant Zoning board seat.
- Mayor thanked the Recreation Department for a great job with the Food Truck & Fireworks Festival.
- Corporation Counsel Will Frank spoke about the cannabis dispensary regulation to address the Public Comment portion and concerns brought forth at the beginning of tonight's meeting. The Moratorium has been lifted and Applicants first step would be to go to the Planning Board. If a proposed location does not fall into a permitted area, Applicant can then go to the Zoning Board of Appeals to attempt to obtain a use variance. He rejects the last speaker's claim of discrimination as those remarks are unfounded. The City opted in and has moved forward. Local Laws were filed and are available on the New York State website. For anyone having difficulty navigating the system, he can be contacted through City Hall and will be happy to assist.

7:57 pm - Motion to adjourn by J. Rhoades, second by M. Fuller - all in favor.

Respectfully,
Bobbie Jo Muller
Deputy City Clerk Treasurer

CITY OF PORT JERVIS

P.O. BOX 1002
20 HAMMOND STREET
PORT JERVIS, NEW YORK 12771
Regular Common Council Meeting Agenda
IN-PERSON MEETING ONLY



Monday July 22, 2024 - 6:30 pm Regular Session:

Pledge of Allegiance

Roll Call

Public Hearing: NONE

Presentation: NONE

Public Comment: 5-minute limit per person

BASED ON PUBLIC OFFICERS LAW ARTICLE 7

Executive Session: 105.1-f Personnel x 1 (Clerk/Treasurer position)
105.1-f Contractual x 1 (NYCLASS)

Approval of Minutes: June 24, 2024 - Common Council Meeting Minutes

Address Executive Session Material:

Regular Business:

CODE <i>Vicchiariello</i>	Report			
POLICE <i>Vicchiariello</i>	Report Consideration: Hire C. Weymer as PT School Resource Officer	Motion:	2nd:	Vote:
PLANNING & ZONING/RECREATION <i>O'Connell</i>	Report Consideration: Resignation from the zoning board	Motion:	2nd:	Vote:
FINANCE <i>Fuller</i>	Report Consideration: Bills to be paid Consideration: OC Chamber Invoice	Motion: Motion:	2nd: 2nd:	Vote: Vote:
TOURISM/IDA <i>Mann</i>	Report			
FIRE <i>Rhoades</i>	Report			
ADA <i>Oney</i>	Report			
CDA <i>Dennison</i>	Report Consideration: 2024 CFA – CDBG Application Environmental Review Record (ERR)/SEQR	Motion:	2nd:	Vote:

CITY OF PORT JERVIS

P.O. BOX 1002
20 HAMMOND STREET
PORT JERVIS, NEW YORK 12771
Regular Common Council Meeting Agenda
IN-PERSON MEETING ONLY



HOUSING/VETERANS Report
Siegel

DPW Report
Hockenberry Appoint T. Warren as a full-time Working Supervisor

Motion: **2nd:** **Vote:**

MAYOR'S COMMENTS
Mayor Cicalese

Consideration: 10.16.24 Clothesline Event **Motion:**
Reminder: Clerk's office is closed on Wednesdays. *2024*
Reminder: Water payments are due by 7/31/24.

2nd: **Vote:**

ADJOURNMENT

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF PORT JERVIS
FILL OPEN PART-TIME POLICE OFFICER - SCHOOL POLICING UNIT POSITION

WHEREAS, the City of Port Jervis is in need of a part-time Police Officer – School Policing Unit, and:

WHEREAS, Craig Weymer has applied for said position and appears qualified to perform the duties required of said position;

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Port Jervis hereby appoints Craig Weymer as a part-time Police Officer – School Policing Unit at an hourly rate of \$27.92 (Per police chief). Start date of August 12, 2024.

Motion by: J. Vicchiariello

Second by: M. Hockenberry

Jason Vicchiariello	1st Ward	AYE
Colin O'Connell	1st Ward	ABSENT
Maria Mann	2nd Ward	AYE
Misty Fuller	2nd Ward	AYE
Jeffrey Rhoades	3rd Ward	AYE
Gerald Oney, Jr.	3rd Ward	AYE
Stanley Siegel	4th Ward	ABSENT
Jacqueline Dennison	4th Ward	ABSENT
Michael Hockenberry	Councilman-At-Large	AYE

DATED: July 22, 2024



Deputy City Clerk Treasurer

ROLL CALL VOTE

**THE CITY OF PORT JERVIS
COMMON COUNCIL**

The following was presented

By: J. Vicchiariello

Sec'd by: J. Rhoades

Date of Adoption: July 22, 2024

Names	Ayes	Noes	Abstain	Absent
<i>Councilman at Large</i> Mr. Hockenberry	√			
<i>Councilman</i> Mr. Vicchiariello	√			
<i>Councilman</i> Mr. O'Connell				√
<i>Councilwoman</i> Ms. Mann	√			
<i>Councilwoman</i> Ms. Fuller	√			
<i>Councilman</i> Mr. Rhoades	√			
<i>Councilman</i> Mr. Oney	√			
<i>Councilwoman</i> Ms. Dennison				√
<i>Councilman</i> Mr. Siegel				√
TOTAL	6			3

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF PORT JERVIS
DECLARING LEAD AGENCY STATUS FOR THE CITY WATER FILTRATION
PLANT IMPROVEMENT PROJECT AND ISSUING A NEGATIVE DECLARATION
UNDER THE NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT**

WHEREAS, the City of Port Jervis is in the process of applying for Community Development Block Grant funding with respect to necessary upgrades at the City’s Water Filtration Plant, inclusive of the removal and replacement of the water intake building, in-kind replacement of the existing intake screen, and gravity sand filter rehabilitation such as new filter media, valves, control panel, troughs, and underdrains (“the Project”); and

WHEREAS, the Common Council hereby initially determines that the Project is an action subject to the State Environmental Quality Review Act (“SEQRA”) and the regulations promulgated thereunder, classifies the action as Unlisted, and determines that it will be the Lead Agency with respect to the consideration, review, and determination of environmental significance of the Project pursuant to the SEQRA regulations; and

WHEREAS, the Common Council has completed the necessary SEQRA documentation and has considered the significance of any potential environmental impacts of the Project by (i) using the criteria specified in 6 NYCRR Part 617.7 of the SEQRA Regulations, and (ii) examining the Short Environmental Assessment Form (“EAF”) prepared in connection with the Project in its SEQRA review, including an examination of all of the relevant facts and conclusions in Parts 1 and 2, together with other available supporting information, to identify the relevant areas of environmental concern, if any; and

WHEREAS, the Common Council is satisfied with its review and wishes to adopt a Negative Declaration finding for the Project.

NOW, THEREFORE, IT IS HEREBY RESOLVED AS FOLLOWS:

1. In accordance with the provisions of § 617.6 of the regulations implementing the New York State Environmental Quality Review Act (“SEQRA”), (the “SEQRA regulations”), the Common Council hereby determines that the Project is an action subject to SEQRA.
2. The Common Council determines that it is, and has acted as, the Lead Agency with respect to the consideration, review, and determination of significance of the Project pursuant to the SEQRA regulations.
3. The Common Council confirms its classification of the aforementioned action as Unlisted pursuant to the SEQRA regulations.
4. 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, the Common Council hereby makes the determination that the Project will not have a significant adverse environmental impact and that the Project will not require the preparation of a Draft Environmental Impact Statement.
5. The annexed Negative Declaration is hereby adopted by the Common Council in its entirety and is incorporated in this resolution by reference.
6. The Clerk-Treasurer shall publish these findings in accordance with the requirements of SEQRA.

DATED: July 22, 2024


Bobbie Jo Muller, Deputy City Clerk Treasurer

CITY OF PORT JERVIS

Accounts Payable

7/22/2024

1 General Fund		\$521,789.11
2 Water Fund		\$85,096.34
3 Sewer Fund		\$27,193.25
4 Capital Fund		\$298,714.12
5 Tourism		\$1,284.73
	Total	<u><u>\$934,077.55</u></u>

GENERAL, WATER & SEWER FUNDS

NYS Employee Health Insurance	\$318,191.73
Global Montello	\$15,137.87
Orange County Sanitary Landfill	\$23,978.41
Orange & Rockland/Port Jervis Solar	\$30,056.90

CAPITAL FUND

Marshall Machinery	\$195,717.23
Hudson Valley Computer	\$ 29,650.00
Cardiac Life Products	\$ 37,735.00
Amchar Wholesale	\$ 8,275.65

Deputy Clerk Treasurer

From: William R. Werner <w.r.werner@portjervisfire.org>
Sent: Monday, July 1, 2024 10:53 PM
To: jeffrey rhoades
Cc: Clerk Treasurer; Deputy Clerk Treasurer; Daniel A. VanKleeck
Subject: ACTION NEEDED - Removal of Member (Clune, Francis J.)

Councilman Rhoades,

For your consideration and action by the Common Council, Delaware Engine Company No. 2 requests the following member be removed for the reason stated

Francis J. Clune - deceased 05/30/2024

An electronic response (approval) would be appreciated, including the return of the attached letter, and if granted, the return of a hard copy will not be necessary.

This text is being provided for the benefit of the City Clerk's office.

Thank you,
Bill



William R. Werner, Department Secretary
PORT JERVIS FIRE DEPARTMENT
8-10 Orange Street, Post Office Box 1002
Port Jervis, New York 12771
Residence: 845-858-8155
W.R.Werner@portjervisfire.org
<https://portjervisfire.org>
www.facebook.com/portjervisfiredepartment/
<https://port-jervis-fire-department.business.site>
<https://www.instagram.com/PortJervisFire/>

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF PORT JERVIS
FILL OPEN FULL TIME WORKING SUPERVISOR POSITION

WHEREAS, the City of Port Jervis is in need of a full-time Working Supervisor and:

WHEREAS, Taylor Warren has applied for said position and appears qualified to perform the duties required of said position;

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Port Jervis hereby appoints Taylor Warren as a full-time Working Supervisor at an hourly rate of \$30.7488. Start date of July 23, 2024.

Motion by: M. Hockenberry

Second by: J. Vicchiariello

Jason Vicchiariello	1st Ward	AYE
Colin O'Connell	1st Ward	ABSENT
Maria Mann	2nd Ward	AYE
Misty Fuller	2nd Ward	AYE
Jeffrey Rhoades	3rd Ward	AYE
Gerald Oney, Jr.	3rd Ward	AYE
Stanley Siegel	4th Ward	ABSENT
Jacqueline Dennison	4th Ward	ABSENT
Michael Hockenberry	Councilman-At-Large	AYE

DATED: July 22, 2024



Deputy City Clerk Treasurer