

Council Meeting June 14, 2021

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 June 14th, 2021, at 7:00 pm.

Attendance –

All members of the Common Council were present except Chandler Campbell. Also, present are Corporation Counsel William Frank, Deputy Corporation Counsel Stephanie Tunic, City Clerk Treasurer Bobbie Jo Muller, and Account Clerk Suzanne McBride.

Mayor: It is 7PM, Monday, June 14th, 2021. It is Flag Day and in honor of Flag Day, I'm going to ask you to please rise for the Pledge of Allegiance. I call the meeting of the Port Jervis Common Council to order. I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all.

Tim Simmons: God bless America.

Mayor: I will have a change in the agenda for tonight. We're going to move Executive Session to the end of the meeting before adjourning. So, we'll move up to public comment. Ms. Barbara Marszalek.

Barbara Marszalek: Good evening, council. First, I'd like to personally thank the council members that were able to be in attendance yesterday at Kamelot for the Revival, as well as the Police Chief and the police officers that made sure the children were safe, and they taught them about safety, so it was really good.

Next, I'd like to thank all the pastors and the ministers that showed up, but a special thanks to Tri-State Christian Family Center, and the extra helping hands that we had. It really made it a wonderful success yesterday. Of course, I would like to thank Nicholas Baker and his mom, and The Hope for The Enabled Ministries that he is a founder of. We had a wonderful testament from him yesterday, as well as some inspirational words on Ball Street speaking about love and hope and really just inspiring to gather some individuals that really needed to hear it and as they passed by they were really encouraged from the event. And that was really wonderful, so thank you, Nicholas, for that.

I did want to mention that Kamelot is going to step it up this summer and do our workshop as a camp on the 5th to the 9th. I'm looking for contributions and sponsorships. So it will be a full-day program of workshops that will be from 8 in the morning til 6PM, from Monday the 5th to Friday the 9th. I will be in charge of all the programs.

We'll have a few individuals from the community that already have done several art classes there at Kamelot and we'll also try to encourage the high schoolers to come by to volunteer, because that's still, I believe, a requirement for graduation, some volunteer services. As well as extending that to some paid service as well. So they can also call to see about a summer job for the week. So that will be really great.

It will be a full day. I did want to put out what the day would include and so the start of the day would be something like an introduction. We do have puppets at Kamelot so we're going to utilize them as best we can and it's going to be like, "I feel like ..." "My name is ..." And it really will be a group

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discussion about feelings, emotions, nutrition, exercise and it will conclude with some stretches. And that will be the first hour.

At 9 o'clock, we're going to do some creative writing, utilize some imagery, really embrace the children's creativity. At 10 o'clock, there will be a snack that will be included as well as the second afternoon snack and lunch. Art classes will be a drawing, a little bit of theater, so we're going to do so let's make a movie, so the children can actually participate, and knowing what it is and how much it takes to actually make a movie.

3:30 to 5:30, I really want to focus on Port and Port's history and involve the community to come down really and just give their inspiration, their talents. The businesses, some of the historic things here. So, it would be an opportunity for individuals to share some things about Port that are important to all of you and of course, to them so that the children can also know.

It's not free. It's \$500 for the week, so that breaks it up to \$10 an hour for a workshop. So, I am looking for businesses and community members, whether themselves to sponsor a child, or to split it. I will sponsor a child myself. It will be limited seating, so I will not do more than 24 children. But I wanted to do something in addition to some of the other organizations and some of the camps because there still is limited seating.

So, we're looking for some sponsorships and some contributions. I will run it if I have at least 10 sponsorships. So, it will at least give the community a chance and we will do a drawing. So, it will be randomly chosen. I will put it out if I have that many. I will put it out to the community next week, and I'll do it on Facebook so that the individuals in the community are able to at least have some time where they can learn something and really just enjoy themselves. Parents get a little bit of a break.

During our theater portion, I will also be willing and encouraging the parents to actually come down and visit, and they can participate during that hour. So, they will be able to if the child is there, the guardians will be able to also be a part of it. Okay? Thank you.

Lisa Randazzo: Can I just ask two quick questions? What are the ages that you're looking for?

Barbara Marszalek: Oh yes, thank you. I'm going to do a flyer. It's from 5 to 8, and 9 to 12 for that. Two separate age groups and any high schooler, 13 and up may volunteer, and/or may be compensated for time that they want to spend over there for some credits.

Lisa Randazzo: So, it's just like a licensed camp for the summer.

Barbara Marszalek: Just for the week, not even for the summer, just for the week.

Lisa Randazzo: Okay. Thank you.

Mayor: Thank you. Sharon and Nick are both coming up?

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Sharon: Thank you and good evening, everyone. Nicholas and I just wanted to come up and express our gratitude, not only to Chief Worden for being on board with helping out with the Revival yesterday, which was very important to Nicholas' ministry, which is Hope for the Enabled. As you can see, Nicholas has special talents. He's different, right? We all are different. His stand out just a little bit more. But Hope for the Enabled is designed for young adults with different needs and they meet weekly, not this coming Friday, but every Friday at the bowling alley, Port Jervis. They do a couple rounds of bowling, depending on how many show up. So that's out there for the community that's generally not recognized for various reasons.

The other thing, we wanted to thank the Port Jervis Police Department. The three officers that showed up yesterday were phenomenal. They were wonderful with the kids. They were very engaging, very professional, so kudos to them. Just wanted to recognize and thank them, not only personally, but publicly. And on a side note, last week, DPW was down on Hamilton and Glass Street doing some major work with the sewage and we had that beautiful storm come through and make a hot mess out of everything, and again, I just want to give kudos to those gentlemen. They were, again, very professional, very pleasant.

We tried to offer them water, towels, umbrellas were a little too late. They declined but would have given them anything. They were on top of it, and they were great. So, just kudos to the DPW, I think it's Jack Farr? So just again, personal, and professional, and public thanks to them. Thank you.

Lisa Randazzo: Sorry, I have a quick question. What time is your meeting on Friday?

Sharon: They're...

Nicholas: Maybe at 3:30.

Sharon: 3:30.

Lisa Randazzo: Thank you. 3:30, thank you.

Sharon: And they're planning other events, a couple weeks ago they did a fundraiser, they did a talent show, again Tri-State Family Christian Center stepped up and gave us the space. And they were able to raise a little over \$1,000 for orphanages overseas that are poorly funded, obviously. And the orphanages work specifically with disabled children. And these children are typically Velcro-ed to the walls, right, because they don't have the equipment to stand them up or put them in different positions. Great community service, people stepped up, they came out, and most of the towns were people of different abilities. So, it was really, as a mother it made me very proud, and as a citizen and a human being, couldn't be prouder. So, thank you again.

Mayor: Thank you. Erika Cox?

Erika Cox: Good evening. Unfortunately, my saga won't be as inspirational as the previous were. Good evening, my name is Erika Cox and I'm a life-long resident and taxpayer of the City of Port Jervis. I'm not

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personally involved in any current lawsuits against the City of Port Jervis. I'm here to provide a public service announcement to the property owners of Port Jervis, especially the elderly who may be duped because they trust the word of our city Mayor, Mr. Decker. When he may come to follow up with the complaint after the DPW utilizes your private property to fix, and I quote, fix the superficial city-owned drainage pipe that runs on a ridge along your garage and driveway, in the process caused the irreversible property damage, which they take no responsibility for, exceeding \$100,000.

The Mayor may have the DPW crew return and fix the cosmetic damage, share photos of both he and the DPW director, Jack Farr, on your property evaluating the complaint of the property owner. Photos may even be shared with the DPW crew on your property, attempting to repair the damage of your property stemming from your complaint. Photos shared with you, of your broken footings included. All while Mayor Decker nor DPW director, Jack Farr, ever filing an incident report or a complaint form in city records justifying sending a DPW seven-man crew to attempt to correct the complaint less than three months from the original completed work and initial observation of damage due to continued erosion and trespass of water.

As of last week on social media, Mayor Decker states he was on the property and followed up with the complaint, but on sworn affidavit, city clerk and DPW director swear under oath to their personal secretaries, city paid notaries, there was no record of the city being aware of any complaint, or ever being on this property, again, swear to never being on the property.

Imagine utilizing taxpayer money to send a crew to repair ongoing damage, but no documentation of record of where employees or heavy equipment spent the day. When the property damage may worsen irreversibly, the Mayor may suggest a letter from your engineer be submitted to the City's liability insurance. Your elderly parent, on a fixed income may be duped again by the Mayor that she trusts. Since when, this letter gets submitted to the city's insurance due to the city never knowing of such complaints since onset, the city's liability will deny the claim because it is over 90 days and over one year.

Imagine Mayor Decker was unaware of the New York State law that states on social media the city's liability insurance ruled in the city's favor. The claim was denied, Mayor Decker, because you denied ever knowing of the complaint since the onset which fell in the allotted time span. You did not advocate for the property owner but did advocate for the property owner who wanted the pipe replaced for water run off reasons, which she continues to have and place massive sandbags around the pipe's location. But again, Mr. Mayor, he is your personal friend.

The Mayor then offers to take this costly complaint to the city common council and make you aware that the common council has no interest in your problem since the DPW never damaged your property, nor were they ever on it. Fast forward now, your approach by the common council members and being told, the Mayor misrepresented your 82 year old elderly mother's issue, and that they were never made aware of the grave situation. You had another common council representative private messaging you after your elderly mother retained an attorney two years after the fact, asking to come see the property because they had doubts about the story, which has been presented by the DPW director.

You had your own common council ward rep not advocating at all for your issue, apparently not supporting anyone's best interest who lives on the ridge about Fowler St., where the infrastructure of

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the street is literally going to hell. With unrepaired sink holes six foot in length and three foot in depth around the street go unrepaired for months until this writer is made aware of the incident form the city requires to be completed and notarized in the city clerk's office. And only when this form is completed will the city take onus of any complaint you have, or damage they created invalid and may have been on your property or then admit to knowing there was a complaint. Imagine that.

So, if our esteemed Mayor Decker, or our DPW director would have directed my elderly mother to fill out this form, the city's liability insurance would have paid out a claim. Possibly then, city clerk, Waizenegger would have possibly told the truth on sworn affidavit. Possibly, DPW director, Jack Farr would have sworn to the truth that the city was aware of the complaint of damage to the property owner's property instead of denying ever being on the property or knowing of such complaint on sworn affidavit.

Since your overseeing of the city of Port Jervis, Mayor Decker, due to the corruption occurring in our city, how many lawsuits and deceptive actions have occurred on taxpayer's behalf? In 2016, a lawsuit ensued due to religious discrimination. And in 2017, it was settled. This lawsuit was initiated because of so many changes you implemented, underhandedly and deceptively. You again, this past winter, attempted to change zoning in lower second ward until Mr. Frank questioned whether certified letters were sent out to affected property owners. This was taken off the table immediately since no such letters were sent, nor certified letters sent out with upper second ward residential zoning was changed-

Mayor: Ms. Cox, I have to stop you there. Your time's up.

Erika Cox: My time is up? Wonderful.

Stanley Siegel: Can we let her go because she's not, she's not done.

Mayor: She can sign up for the second one.

Maria Mann: She can sign up for the second one.

Stanley Siegel: The second one, Erika.

Ms. Vanhorn: Want to finish reading it, Erika? Because what I have to say I can, I can read it?

Erika Cox: Actually, it would be my pleasure to finish it at the second opportunity, and I just wanted to share this quick picture that hangs in the city clerk's office. Please note, that it is a felony to lie to a notary. I will come finish completing my saga.

Mayor: Thank you for your opinion.

Erika Cox: My pleasure.

Mayor: Ms. Vanhorn.

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Ms. Vanhorn: Wow, I don't know what to say after that. What I wanted to say, I will say quickly. I just want to thank Barbara Marszalek and the city police and the council people that stopped by yesterday. It was really nice to be at Camelot. It was a great opportunity for everybody. I really enjoyed the ministry that was given, and all the activities. I especially enjoyed the magician as well as the children, watching their faces and everything. That was really super. I stayed to have some fellowship and engage with the refreshments. And I hope that if she has it again, I'll be able to be free to go. It's a great opportunity, so anybody that missed it, please next time, try to make time for it. Thank you, Barbara.

Mayor: Thank you. Patricia Cal.

Patricia Cal: Good evening, Mayor and Council. I just had a brief comment and question. I've been watching the meetings from home on Facebook or the local cable channel. At times, questions are directed to the attorney and the responses I often don't hear. I'm just wondering if there's a possibility of having a microphone at the back table for-

Mayor: We just discussed that. I think they just discussed that.

Patricia Cal: Yeah, I think that would help for accessibility for people at home and being able to follow what's going on. Thank you.

Mayor: Thank you.

Okay. We'll move on to regular business. Mr. Foster, police and ADA.

Regis Foster: Are we going to approve the minutes?

Mayor: Oh, that would be helpful. I have three sets of minutes that need to be approved. First, the May 10th Common Council meeting. Your pleasure?

Regis Foster: So, moved.

Stanley Siegel: Second.

Mayor: Motion by Mr. Foster, second by Mr. Siegel. Discussion? All in favor?

Audience: Aye.

Kristin Trovei: Abstain.

Mayor: Opposed? One abstention, that's Ms. Trovei. Thank you. So, carried. May 19th, special Common Council meeting, this is in regard to the hiring of the City Clerk Treasurer, what's your pleasure?

Timothy Simmons: So, moved.

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Mayor: Motion by Mr. Simmons, second by Ms. Randazzo, discussion. All in favor?

Audience: Aye.

Mayor: Opposed? So, carried. And the May 24th regular Common Council meeting, what's your pleasure?

Regis Foster: So, moved.

Stanley Siegel: Second.

Mayor: Motion by Mr. Foster, second by Mr. Siegel, discussion. All in favor?

Audience: Aye.

Dominick Santini: Abstain.

Mayor: Opposed? One abstention. So, carried.

Bobbie Jo Muller: And did everybody get the second set with the name fixed-

Mayor: Yes.

Bobbie Jo Muller: Okay, just wanted to make sure everybody was on board with the correction.

Mayor: Mr. Santini, is that an abstention? Thank you. Okay, Mr. Foster, police and ADA.

Regis Foster: Port Jervis City Police Department is proud to participate in the 2021 Governor's Traffic Safety Committee, Operation "See, Be Seen". Pedestrian safety enforcement mobilization operating June 11th to the 24th, using grant funding obtained under 2021 Police Traffic Services Program. The governor's Traffic Safety Committee Department will deploy additional patrol officers to areas in the city so that contain increased volume of pedestrian and vehicle traffic to provide education and enforcement. Efforts designed to improve both pedestrian driver safety in crosswalks and roadways.

Pedestrian safety is an important traffic safety issue and public health concern for New York State. Approximately 300 pedestrians are killed and 15,000 injured by motor vehicles each year on the state's roadways and more than 3,000 pedestrians are admitted to the hospital annually. Injuries of pedestrians are among the top ten leading causes of injury, relating to hospital admissions and death for almost all age groups in the state of New York.

I'm going to paraphrase all of this. Children and older adults are vulnerable to pedestrian injuries and death. There's a number of common risk factors. Older adults 65 and older can also take steps in preventing pedestrian injuries by recognizing five main risk factors, to avoid getting struck by motorists; properly following signals at intersections, safely stepping off the curb, providing motorists

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adequate pedestrian visibility, awareness of motorists backing up into roadways, driveways, and parking lots, and awareness of environmental conditions, and addressing personal health concerns or impairments that could make walking safer.

So, in an effort to raise this pedestrian safety awareness, during this period of time, statewide slogan is "See, Be Seen," it's an educational campaign that was created by the State of New York, Health and Governor Safety Traffic Committee to provide safety tips for both pedestrians and drivers. So, for motorists: do not block crosswalks when stopped at intersections. Do not run red lights, slow down, obey speed limits, always look for pedestrians, particularly when turning at a green light, or making a right turn on red. Be careful when passing stopped vehicles. They might be stopping for pedestrians and pay attention. Do not text and drive.

"Be seen" tips for pedestrians: Cross at intersections and marked crosswalks. Look left, right, and left again. Use pedestrian push buttons where available and wait for the signal to cross. Use sidewalks. Stay visible after dark and in bad weather by wearing light colored and reflective clothing. Watch the vehicles backing out of a parking space and existing driveways. Make eye contact with drivers so they see you. Look left, look right and then look left again before crossing the street, and also pay attention; that's the most important thing.

Also, the police department will be sponsoring the 2021 Bike Rodeo and Community Safety Day. That will be on June 20th, from 12PM to 3PM at the Howard Wheat Engine Company #4 at 31 Owen St. There will be a bike rodeo, bike registrations, obstacle course, bike and helmet inspections. They'll be giving out free helmets, locks, silicone wrist bands, bike tire repair kits, reflective zipper pulls, and bike lights.

Jessica Ridgeway is the Orange County Community Health Coordinator and will be donating a major part of the items that will be used and handed out. The New York State Dept. of Health has funded the program creating healthy schools and communities. And also, there will be a child passenger safety seat inspection service performed by the Port Jervis Police Department on how to properly install your child's car seat.

Timothy Simmons: What was the time of the rodeo again? I'm sorry.

Regis Foster: The rodeo will be from 12:00 to 3:00.

Timothy Simmons: Thank you.

Regis Foster: At this time, I'd like to make a motion that you all have received a monthly police report for May of 2021.

Gerald Oney Jr.: Second.

Mayor: And a motion by Mr. Foster, second by Mr. Oney, Discussion? All in favor?

Audience: Aye.

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Mayor: Opposed? So, carried.

Regis Foster: Some of the highlights for this month: total incidents for the month was 990. Traffic stops was 115. Total mileage on patrol vehicles was 9,827. Value of stolen property was \$765. Total domestics for the month was 33, and total arrests for the month were 41. Motor vehicle accidents, was total for the month was 30. Parking tickets issued was 7, traffic tickets issued was 127, speeding was 24, unlicensed or suspensions was 16 and seat belt violations were 13.

And at this time, I'd like to make a motion to reinstate Patrol Officer Robert Krentz to a part-time school officer position effective June 28th, 2021. His application has been approved by civil service. Officer Krentz's years of law enforcement experience and professionalism will greatly benefit our team of school police officers and their mission to enhance the safety of our schools in our community and make that a motion.

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

Gerald Oney Jr.: Second.

Mayor: Second by Mr. Oney. Discussion? All in favor?

Audience: Aye.

Mayor: Opposed? So, carried.

Regis Foster: And I'd also like to make a motion to hire this recently retired Sergeant Michael Worden to a part-time position as a clerk dispatcher at the top step of \$20 effective June 15th 2021.

Mayor: A motion by Mr. Foster. Do I have a second?

Dominick Santini: Second.

Mayor: Second by Mr. Santini. Discussion? All in favor?

Audience: Aye.

Mayor: Oppose? So, carried.

Gerald Oney Jr.: He certainly didn't take much time off, did he?

Regis Foster: No, he didn't.

Mayor: Obviously if he gets elected to his position... Honestly, it's to keep up with all of the discovery that we have a difficult time keeping up with.

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Gerald Oney Jr.: That's right, couple days, that's all you need.

Regis Foster: This week and next week, we'll be interviewing police officers to replace all the retired police officers. That's gone into effect so we will be looking at that. There will be a police committee meeting this Thursday, 6PM, right here in the Council Chambers.

Regis Foster: The ADA has not met yet. Our next meeting will be on August 2nd, 6:30, right here in the Council Chambers. That's it. Thank you.

Mayor: Thank you, sir. Mr. Santini, code.

Dominick Santini: Thank you, Mayor. Code did not meet last time due to lack of agenda items. The next Code meeting will be June 7th, 6PM, here in the Council Chambers. That's all I have. Thank you.

Mayor: Thank you, sir. Ms. Campbell did text me. She's trying to make it,

Dominick Santini: Sorry, it's July 7th.

Mayor: July 7th.

Mayor: She did text me and said that she was trying to make it here, so the only item she has under recreation is, "The Recreation commission respectfully requests the approval of the following students as seasonal lifeguards to the Recreation Department approval will be contingent on them finishing and passing the lifeguard course on Sunday, June 13th. All positions are budgeted if they pass and are approved, we plan to open the beach June 25th. And they are Brandon Ross, Andrew Tomasi, and Emma Maley." What's your pleasure?

Lisa Randazzo: So, moved.

Kristin Trovei: Second.

Mayor: Motion by Ms. Randazzo, second by Ms. Trovei. Discussion?

Stanley Siegel: Did they pass?

Mayor: What's that?

Gerald Oney Jr.: He didn't say, let's hope. Didn't pass yet.

Mayor: Contingent on them passing. All in favor?

Audience: Aye.

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Mayor: Opposed? So, carried. Thank you. Ms. Mann, Tourism, IDA.

Maria Mann: Thank you, Mayor. The Tourism last met on Wednesday, June 9th. The Italian festival, Bella Italiano Notte was approved on May 24th, 2021, by the Common Council. A request was sent to Council to change the date of the event from August 14th to August 21st due to the lack of manpower. They discussed the vendor fees and decorating ideas for the event.

The Fall Foliage Festival, planning is underway for September 26th. Applications were emailed out to the 2019 vendors. Applications are also available on the city's website and the city clerk's office. Four local bands are booked to perform. The Chris Clark Stunt Bike Show is scheduled to perform and as well as a Classic Car Show to participate. They discussed the Christkindlmarkt is scheduled for November 28th. They'll be the skinny German juggle boy will return along with the horses and wagon.

One of the Board members also mentioned and spoke about the idea of holding a bee event. You all received a copy of the Tourism minutes from the June 9th meeting. I'd like to make a motion to accept the minutes.

Mayor: A motion by Ms. Mann.

Timothy Simmons: Second.

Mayor: I have a motion by Ms. Mann, second by Mr. Simmons. Discussion? All in favor?

Audience: Aye.

Mayor: Opposed? So, carried.

Maria Mann: The next Tourism meeting is scheduled for Wednesday, July 14th here in the Council Chambers.

Maria Mann: Due to the lack of agenda items, IDA has not met, and they do not have a meeting set yet for the same reasons. And that's all that I have.

Mayor: Thank you. Mr. Oney, DPW.

Gerald Oney Jr.: Thank you, Mayor. Garbage and recycling will be on its normal schedule for the next two weeks. The leaf pile and brush pit are open on Saturdays from 7:15 to 11:30. Yard debris pickup will continue city-wide for the foreseeable future. Again, a reminder to use biodegradable or compostable bags.

Just a reminder that the Orange County Transfer Station in Port Jervis will be closed on June 16th and 17th. Don't ask me why, I have no idea. Does anyone else know?

Lisa Randazzo: Juneteenth.

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Gerald Oney Jr.: Oh, that's a good bet.

Bobbie Jo Muller: No. It's Juneteenth.

Mayor: It's a holiday now.

Bobbie Jo Muller: So, they're doing a four-day weekend, a Friday, I think.

Gerald Oney Jr.: Okay. So, June 16th and 17th, it's definitely closed, that part I knew. I mean I got, but, very good. The next DPW meeting will be on Tuesday, July 6th at 6PM, here in Council Chambers. And that's all I have, Mayor.

Mayor: Thank you, sir. Ms. Trovei, Finance and CDA.

Kristin Trovei: Thank you. CDA will be meeting remotely on Wednesday, June 23rd at 7PM. Director Maginsky did submit all the requests for funding for various projects to Senator Gillibrand's office earlier this month. As of now, we have not heard back about whether any of those have been awarded, but if, when they are awarded, we are in receipt of some of them, and I can bring good news to the next meeting. Finance will be meeting this Wednesday, June 16th at 6PM here in the Council Chambers.

I would like to make note that the clerk's office will be closing on Fridays at 1PM during the summer months. We have bills to pay. From the general fund, \$224,456.37, from the water fund, \$27,127.55. From the sewer fund, \$7,444.23, from the capital fund, \$53,371.79, trust and agency, \$74,335.42, for a total of \$386,735.36. Some of the larger items from the general water and/or sewer funds: Orange County Sanitary Landfill, \$23,757.18. State Insurance, Workmen's Comp Fund: \$77,804.64, Orange and Rockland, \$17,856.44, New York State Public Entities Safety Group, \$36,783.30. From the capital fund: Chemung Supply and Corp., \$37,279.78, Pierce-Eagle Equipment for the sewer quick lock system, \$11,775, and Neversink Lumber for police renovations, \$1,116.99.

Make a motion to pay the bills.

Mayor: By Ms. Trovei. Do I have a second?

Lisa Randazzo: Second.

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

Audience: Aye.

Mayor: Opposed? So, carried.

Kristin Trovei: Thank you. The 3rd Ward held a neighborhood watch meeting and that went well. We discussed some issues as well as reviewed some police protocols, and the Chief of Police handed out some materials and there was a good group of people that are interested in being part of the existing neighborhood watch committee to bring more visibility and more activity, coming up with different

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ideas, such as more of a social media presence, more neighborhood walks, things like that. To just help address some issues and promote some safety and healthy communities. So hopefully another meeting will be held soon to coordinate these interests and ideas and efforts, and when that gets planned, I'll share that here.

I would also want to remind everyone that riding ATVs in city streets as well as aerial and projectile fireworks are not allowed in the city limits. So, if you were doing that and were unaware, you are now aware so please stop riding your ATVs through the streets and please stop shooting fireworks within the city.

And I would also just like to say congratulations and good luck to the Port Jervis class of 2021. It was a very strange year for sure, but everyone overcame all the obstacles, and they had to adjust and adapt, and hopefully, they came out stronger because of this. And I'm happy that they were able to experience some of the traditional school events, albeit maybe a little bit differently, but I wish you all the best of luck in whatever you are doing after high school graduation. And that's it.

Mayor: Thank you. Mr. Simmons, Planning and Zoning.

Timothy Simmons: Thank you, Mayor. Planning is not going to meet tomorrow night due to the lack of agenda items. Their next meeting will be July 20th, Tuesday, July 20th.

The ZBA will meet the first Tuesday of the month, here at Council Chambers. July 6th.

And the 4th Ward also held a neighborhood watch meeting on June 10th, and I would like to applaud Chief Worden for his role in the neighborhood watch there. He always comes with a concern and an ear to listen to the concerns and any issues. I also applaud the people who do come to neighborhood watch and voice their concerns and are diligent in watching the neighborhood and reporting the things that are going on. If you see something, say something. Just keep calling, calling and calling. And slowly, things will be taken care of.

There will be a walk for the neighborhood watch on Thursday, July 22nd at 6:30PM starting at the Engine 4 Fire Station and then going out from there. And that's all I have Mayor. Thank you.

Mayor: Thank you, sir. Mr. Siegel, Fire Emergency Management and Housing.

Stanley Siegel: Thank you Mayor. The May Fire Emergency and Management meeting was held on Monday May 17th. The next meeting will be held next Monday, June 21st at 6:30PM in the Council room right here. I have some secretary correspondence. Two of them have the same subject but they're different names, so I'll try to combine them.

"Dear Mayor Decker and members of City Council. This is a request that the below-named member of the Port Jervis Fire Department, in company herein stated, be removed from the active membership roles for the reasons stated. First member is Kenneth J. Howell, second member is Wendy J. Howell, both are from Howard Wheat Engine Company 4, and both are for non-participation. And this change was effective this date, which is June 7th, 2021, and make a motion to approve that."

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Mayor: Motion by Mr. Siegel.

Timothy Simmons: Second.

Mayor: And second by Mr. Simmons. Discussion? All in favor.

Audience: Aye.

Opposed? So, carried.

Bobbie Jo Muller: Stan, what is the date? June 7th?

Stanley Siegel: June 7th.

Bobbie Jo Muller: June 7th, thank you.

Stanley Siegel: We have an event, Delaware Engine Company 2, here Mayor Decker and members of City Council Delaware Engine Company 2 requests permission to attend the following event: Sullivan County Parade on 9/18/21. This request was approved by the board officers this evening and it's dated June 7th, 2021, as well. Make a motion to approve that.

Mayor: Motion by Mr. Siegel.

Timothy Simmons: Second.

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

Audience: Aye.

Mayor: Opposed? So, carried.

Stanley Siegel: Thank you. "Dear Mayor Decker and members of City Council, the Firefighter Burn Treatment Fund of Orange, Sullivan, Ulster and Dutchess Counties attends parades to bring awareness to their mission and also to solicit donations of support of the Fund by pushing donation barrels throughout the parade route. They are seeking permission from the city of Port Jervis to be present on July 10th and to push donation barrels to solicit financial support and for the city of Port Jervis to waive fees for permit requirements. The Board officers also support their endeavors and approve this request this evening. I ask the Mayor and Common Council also to approve and support this request." And it is dated June 7th, 2021, as well. And I make a motion we approve that.

Mayor: Motion by Mr. Siegel.

Timothy Simmons: Second.

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

Audience: Aye.

Mayor: Opposed? So, carried.

Stanley Siegel: Thank you. The housing authority last met on Tuesday, May 25th. The next meeting is scheduled for Tuesday, June 22nd at 7PM at Hillside Terrace.

Veterans, COVID vaccines are still available. There are walk-in clinics. They're still Monday through Friday from 8:30AM until 2:30PM at Castle Point, or Montrose Hospitals, or you can call our clinic at 856-5396 and schedule an appointment locally. The VA is encouraging all to get the second shot. There seems to be some reluctance by some to get the second shot because the numbers are down, but we should get the second shot if you got the first one to get full opportunity of the vaccine. Spouses or partners are also eligible at the VA.

Today is Flag Day and it is also 246th birthday of The United States Army, and I'd like to thank everybody for flying their flag, so it's great to see all the flags in town and the people out at the big flag outside at the ceremony today. Also, I wish a happy birthday to all the soldiers, both past and present, and thank them for their service to our community, and I stand here Army proud.

I'd like to once again talk about house numbering and remind people that every resident needs to have 4-inch numbers on a contrasting background. And I see as I travel the community, I see that there is a lot of people that are adhering to the regulation, and I'd like to try to see if we can get closer to 100%. So once again, if you don't have 4-inch numbers on a contrasting background, please do that to help the EMS, the fire, the police, the mailman and of course, Amazon and FedEx, UPS, especially. But it is important. It's very difficult in the daytime sometimes to find an address when you're in a hurry to go to a fire call or ambulance call. It's much more difficult in the evening. So, I implore on people to do that. But as I said, I see more compliance, at some point I'm hoping I don't have to keep on doing this.

I would like Codes to review time frame for boarding up houses that were caught on fire. We have a few houses in town that have been on fire that are not boarded up properly and because the time frame is so long and it causes problems with people entering, possibly getting hurt. It causes problems with critters, and I think we need to take a look and see if the time frame that we have is short enough to protect our residents. So, I'd like to bring that up at the Codes Committee at the next time that we meet.

And seniors, if you're looking for local first or second vaccination, please call us at 856-6150 and we can try to help you schedule one locally, so you don't have to leave town. There are some people that still are asking for them and there are vaccines still available. And I'd also like to congratulate the 2021 graduates. I know it was a difficult year. I know that they didn't get their due, but we're all proud of them anyway, so congratulations. And that's all I have. Thank you.

Mayor: Thank you. Ms. Randazzo.

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Lisa Randazzo: Thank you, Mayor. I also just want to congratulate the Class of 2021. I know it's been a tough year, but I think what we've seen over the past year and watching what everyone can get through, that we know, our kids are really resilient so I'm looking forward to seeing what they can do in the future.

Just a reminder that school's out, so please be careful when you're out in the roads. The children are out. There are a lot of kids that are around town, they are looking for summer things to do, but many of them still manage to be out during the day, so just please be conscious of that.

And then also, thank you to the Port Jervis Elks Lodge 645 for sending members to carry the large flag today and everyone else that was...the bands involved in the five days ceremonies. So, thank you for that. That's all I have. Thank you, Mayor.

Mayor: Thank you. Mr. Frank needs to speak with us regarding new Power of Attorney in New York State.

William Frank: Thank you.

William Frank: Good evening, this is not an announcement just for the Common Council. This is for anyone listening at home and anybody here. As of June 13th, New York State is requiring a new Power of Attorney form, not the one that's been used up until now.

If you are someone who's got a Power of Attorney for their parent or their family member and it was done prior to June 13th, it's fine. You don't have to worry about it. However, if you're going to be in a situation where you're either getting a Power of Attorney from someone who wants you to act on their behalf, such as if you're doing a real estate closing for somebody, or if you're doing some banking transactions for a loved one, or someone who you regularly assist, a family member, the new Power of Attorney form, which is available online on the Department of State's website and in other places online. If you type in Google, "New Power of Attorney form, New York State," the fillable form will probably come up. If not, you can check with your own attorney or you can get a hold of the Mayor's office, and I can email you the link if you need it.

Very important, if you're doing do-it-yourself stuff and you use the old form, it's not valid. So, the new form is out there, check with your attorney if you're going to get a new one. If you're doing estate planning, I'm sure your attorneys will know about it, but it's very important because you don't want to go through the whole process of, you think everything is all set, and you're doing a Power of Attorney as of June 13th, use the wrong form, it's going to result in problems. So please, everyone, just be mindful of that. I just wanted to let everyone know it's very important for banking, real estate, business transactions, tax matters, anything you're doing; you'll want to use that new form. And it is available. And once again, if somebody needs help finding it, the Mayor's office, give him your email address, he'll get it to me. And I'll send anybody the link who needs it. That was it. Thank you.

Mayor: Thank you, sir. Second public comment. Ms. Cox.

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Erika Cox: Let me continue with my saga. That being said, after the settlement in 2017 with US Attorney for the Southern District of New York, Preet Bharara, which revolved about zoning changes and discrimination within the city, Port Jervis had to agree to comply with a certain notice, training and record-keeping requirements. To ensure that the city remained in compliance and allowed the government to monitor them. Where is the recordkeeping in this situation since the city of Port Jervis on sworn affidavit denies ever being on 19 East View Place? Mr. Mayor, you run the city, as does your Council. You were aware of the ongoings. If there is lying, it is on you because nothing goes on in the city without your input and approval. A sign in the city clerk's office states to lie to a notary is a felony. This, I will demonstrate is a copy of the sign which was given to me by the city clerk staff.

Mr. Frank, we have sworn affidavits of city employees who have lied to city paid staff notaries which happen to be the personal secretaries. I, as a city taxpayer want accountability. My taxpayer money is being utilized for corrupt, illegal practice. I believe the statute of limitation for a felony is five years. I believe this felony is active. I believe your notaries are obligated to report this, or they are guilty as well for notarizing their superiors' sworn affidavit. Since I have written documentation, the city provided in FOILs, photos prior to sworn affidavit, where Mr. Jack Farr states the truth and letter and lies of same on sworn affidavit.

These are photos that have been provided and taken by Mr. Jack Farr. This here is our Mayor with my mother coming to evaluate the complaint, right after the work was completed on her property. The work done on her property was done in May the 15th, in 2015. They returned in the fall to evaluate the damage. This is a picture of the superficial pipe that was replaced and an 18-inch space between her garage and her neighbor. It also includes the broken footings of her foundation as well as this picture demonstrating the sandbags the city placed underneath her foundation after doing the work.

This is the letter of which our Mayor denies, or states Travelers benefited the city and ruled in their favor, but states, the claim had to be done within 90 days to one year. And since the damage occurred May 18th, 2015, we're in that time frame, the limitation expired in August of 2016.

The Mayor, the city, they came, repaired, and did superficial repairs. This is the City workers doing the repairs. And I will show you a picture of the completed work, the ongoing problems continue ... Well, at least I thought I was going to show you a picture. And if you come back, or return to the property, you will see where the city filled the area with blacktop and now that area has sunk again.

One of the main reasons I'm here this evening is because I would like city residents and taxpayers to be made aware that the City of Port Jervis has an incident and accident report form. So especially now when the city is repairing our pipes and realigning them, and if they trespass onto your property and you notice damage, and the city comes out and assesses the damage, more than likely they will deny ever damaging your property or being on your property. Make sure you fill out this form because when The Travelers Insurance looks to see if the city was ever on your property, they're going to see whether or not you filed this form.

At no time did the Mayor, or any other city official make my 82-year-old mother aware that this form should have been filled out so her complaint would have been taken and followed through with any assistance by the city. She is left with over \$100,000 worth of damage on a fixed income. And let me ask this question, Mr. Mayor. If you were honest with Travelers Insurance and made them aware of how you

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came out, how you even sent city workers to repair the damage within that timeframe, I'm sure that it would not have costed our city very much money to have paid this claim.

And to this day, you still have that opportunity to make Travelers aware that you were on the property, and you were very well aware of the damage, and I don't know what the city has to gain. Will our insurance go up that much if this claim is paid out? As a lifetime resident of Port Jervis and taxpayer, I have little respect for you because all of you have the opportunity to question him, to grow a set of balls and stand up to him. But you sit here, and you allow a resident of Port Jervis, the same resident you asked for a vote for. And where does it help her? Where does it help any taxpayer?

Mayor: Thank you. Mr. DeGroat?

Mr. DeGroat: Your troubles, Mrs. Cox, because they all lie to each other, and it just never ends. Kelly Decker brought half of the Council to my property to look at my street, which the neighbor was using, which the house was built into. He brought half the Council to my property, to my street, and said he was going to sell a little bit of property under the building. I've got an email from Kristin Trovei saying they just sold a little bit of property under the building. What happened? They sold the whole street, the whole thing, 130 feet of street by my house. Mayor Kelly Decker, he lies constantly. Everything he says is a lie. Karma is coming, Mayor, karma is coming.

Mayor: Thank you, sir. All right. I have several things but I'm going to start with a new one that came in today. This normally doesn't get approved when it comes to Council, but corporation counsel wants it approved. We got a SAM Grant for the civil war statue, and she starts tomorrow. She comes back tomorrow. She did an assessment last week; she comes back tomorrow and the due date ... We have the insurance on file. The completion date would be mid-July, I believe.

Bobbie Jo Muller: Yes, that's what you put in your email.

Mayor: Anyway, the cost to repair is \$29,935 but that is covered 100% with the New York State SAM Grant that we received from Senator Metzger last year. What's your pleasure?

Audience: (Various Council members) So, moved.

William Frank: This will just be a motion to approve authorizing the Mayor to execute an agreement between the city and Cultural Heritage Conservation for the rehabilitation of the monument.

Mayor: Thank you, sir. Mr. Foster's motion, do I have a second?

Lisa Randazzo: Second.

Mayor: Second by Ms. Randazzo. Discussion?

Stanley Siegel: Yes, what's the scope of work since we haven't seen the document?

Mayor: This is the first time I got it too, today.

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Mayor: Repointing: Existing mortar will be removed with hand tools and electric tools if necessary. New mortar mix will be developed. Mortar will be placed as a flush profile. Repointing base stones: The wide based joints and the joints behind the sculptural elements will be first filled with backer rod so the mortar has backing, and pointing mortar placed on top, flush with the stone. Cleaning unpolished granite: Granite will be cleaned with D2 at two applications to address biological growth. An IBIX micro-abrasive unit should be tested with garnet, calcium carbonate, and other media to determine most effective yet gentle media and PSI. Cleaning polished granite and inscription area: Polished granite will be cleaned with D2 with one application. Gum removal: Use of well-honed chisels for removal. Tooling: well-honed chisels and diamond pads to remove flaking stone and tool to match surrounding stone texture and to ensure water will shed.

Stanley Siegel: Is there enough money in that SAM Grant to pressure wash the rest of the monuments?

Mayor: No, because the SAM Grant is specific to what they award us, and it's specific to that monument.

Stanley Siegel: Well, the monuments need some work because they're turning black, so I think we need to address that on our own then. Thank you.

Mayor: Any other questions?

Timothy Simmons: What's the time frame?

Mayor: By mid-July.

William Frank: They already started the preliminary work.

Mayor: Right, as long as weather cooperates.

Timothy Simmons: So, I would assume there will be scaffolding?

Mayor: No, they have a lift.

Timothy Simmons: Okay.

Will Frank: Which the city is handling, that's not part of this.

Mayor: It gets refunded with the SAM..

William Frank: It gets refunded, but this company isn't being paid for the lift?

Mayor: Right.

Mayor: Any other questions?

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Timothy Simmons: We had mentioned doing some type of rededication?

Mayor: We are, but we're going to wait until it's completed, and through tourism, they discussed that at tourism.

Timothy Simmons: Okay.

Mayor: Any others? All in favor?

Audience: Aye.

Mayor: Opposed? So, carried. Thank you.

Mayor: Okay, what I have listed, the first item is the Car Show for Veterans on July 24, 2021, 8AM to 6PM Riverside Park. All approved through these departments. What's your pleasure?

Stanley Siegel: So, moved.

Timothy Simmons: Second.

Mayor: Motion by Mr. Siegel, second by Mr. Simmons. Discussion? All in favor?

Audience: Aye.

Mayor: Opposed? So, carried.

The next approval is for Chai Life Bike Tour. This is done every year, I believe, July 29th, 8:00 to 5:00 through the city streets, they come from Montague and then they go through Deerpark and then they come down. So approved through all the department heads. This is Thursday, July 29th, 3 to 600 riders, 9 hours, 8:00 to 5:00.

Stanley Siegel: So, moved.

Timothy Simmons: Second.

Mayor: Motion by Mr. Siegel, second by Mr. Simmons. Discussion? All in favor?

Audience: Aye.

Mayor: Opposed? So, carried.

Mayor: Next one is a change of date for the Bella Italiano Notte Festival?

Maria Mann: Notte. You did good.

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Mayor: Thank you. August 14th to August 21st, and this is primarily due to the fact that it was based around what Mount Carmel Society was going to do with their sausage and peppers and zeppole, and minestrone soup. I'm not Italian, clam steamers, so they've asked to move it to one week later. So, what's your pleasure?

Lisa Randazzo: So, moved.

Mayor: Motion by Ms. Randazzo, second?

Stanley Siegel: Second.

Mayor: Second by Mr. Siegel. Discussion? All in favor?

Audience: Aye.

Mayor: Opposed? So, carried. I received a quote for the survey of the turntable property as well as mark it all out and it will include mapping and certification. \$2,900 and this would come from contingency. What's your pleasure?

Stanley Siegel: So, moved.

Gerald Oney Jr.: Second.

Maria Mann: I do have a question.

Mayor: Motion by Mr. Siegel, second by Mr. Oney. Question.

Maria Mann: I saw that it was in some of the correspondence, it was surveyed in the past.

Mayor: Correct.

Maria Mann: And I had asked you, at another committee meeting, if it was surveyed before or not, and you said you weren't sure how long ago, and I saw in some of the correspondence that it was surveyed so ...

Mayor: So, what Jack explained was that that's why the price is so little. It would be much more if they were doing a full survey. Since they already have the survey, this is for marking it and mapping its certification.

Maria Mann: So, the survey that was done before, there was no mapping? Was it marked out, or is just added?

Mayor: I guess it was a purchase survey when we received it from the railroad.

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Maria Mann: Okay. I just didn't understand...

Mayor: To my knowledge it wasn't done anytime in between there.

Maria Mann: Okay. That's all.

Mayor: Any other questions? All in favor?

Audience: Aye.

Mayor: Opposed? So, carried.

Mayor: I received a correspondence from Cody Knotts. It says that he's doing a film for the Catholic Archdiocese, and it will include using some areas in Port Jervis, very limited time frame that they'll be using city streets, as well as the front of the church. I sent you the coordination dates, which are July 5th and July 7th. And they're asking for a waiver of the fee for this. What's your pleasure?

Stanley Siegel: What would the fee be if...

Mayor: I think it's a \$500 a day fee.

Maria Mann: Is it the first time in this situation before where it's a not-for-profit?

Stanley Siegel: Is the company that's doing it not-for-profit as well, or just the church?

Mayor: I have no idea. This is what I got, that's what I got.

Stanley Siegel: I don't know either.

Maria Mann: And what does our Code say as far as-

Mayor: I think it's \$500 a day.

Maria Mann: But is there anything that says, excludes not for profit?

Mayor: I don't think it does.

Bobbie Jo Muller: It is \$500 a day.

Mayor: Huh?

Bobbie Jo Muller: It is \$500 a day.

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Mayor: It's \$500 a day, but I don't think it says anything about excluding not-for-profit. I mean, I have time, I can reach out to the priest, and I can ask him.

Timothy Simmons: I would say we table it till our next meeting. I'll move that.

Stanley Siegel: Second.

Mayor: That's all right. I'll just bring it back to you. So, the travel plaza that takes our rack cards here is asking for another 1,500. They've already gone through in six months, the 1,500 that we have. So, Ms. Mann is gracious enough to make the changes on the back side to update and get rid of stuff that's already happened, and we would get it out if it's your pleasure. The cost is about \$212.75 for 2,000 of them. It may be a little bit more, or a little bit less. So, I say, just \$300 to be on the safe side, but I don't even think it'll be that.

Maria Mann: I thought that I saw something that said you were going to get 2,000.

Mayor: And I went online to do that, that was the number it gave me. Well, in six months, he did 1,500, so if we do another 1,500 plus, we give them to stores and they've already asked for them.

Maria Mann: Well, we give them to the stores and Mr. Faggione, who is Head of the Rec, also asked me for some to pass out when he headed the 5K.

Lisa Randazzo: Can we allow up to \$500?

Mayor: I mean, you can. I was just answering to this and then the ones that I knew that the business was looking for. We can go higher; we can say 3,000.

Lisa Randazzo: What's the dollar amount?

Mayor: I'm just guessing that dollar amount, even when you go up here, isn't going to be too much more. But we can authorize up to \$300. So, what's your pleasure?

Maria Mann: So, moved.

Lisa Randazzo: Second.

Mayor: Motion by Ms. Mann, Second by Ms. Randazzo, discussion? All in favor?

Audience: Aye.

Mayor: Opposed. So, carried. Thank you.

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Mayor: All right. So, if you recall, we have that \$20 million bond, which is 0% interest that we approved several meetings ago, I think it was like three meetings, four meetings ago. For those of you on the Council right now that have yet to meet Carol Gallagher, our environmental attorney, she is absolutely, extremely thorough. So, she has sent to me several of these bond proposals and offers. The only one that I'm not going to put up is this one that came in question today, the engineering service.

Mayor: But what's going to happen is, and I'm going to explain this, so I'm going to schedule a special Council meeting for June 24th because this all has to be submitted on the 25th. Yeah, I changed it from the 23rd to the 24th, and here's why, because they may need us to do some more changes to this bond before the 25th due date, but the Chief is also doing interviews for promotional sergeants. He won't have those promotions to us until Thursday, the 24th. It's their last interview date is the 23rd. So that's why I moved the date to the 24th and I'll make it for 7PM. And we're going to do that via Zoom. Mr. Frank said that we can still do that Zoom. That way wherever you are, you can just sign on.

William Frank: It's been extended, because everybody knows. The governor's executive order, with respect to getting remote meetings, is sort of a deviation from the current meeting clause has been extended once again. In the current situation, it is July 5th, 2021. Likely he'll extend it again, but for now you're good until July 5th.

Mayor: Okay. So, actually I just jumped to number nine. So, I'm setting this special Common Council meeting, June 24th, 7PM, via Zoom, and this is in regard to EFC applications, as well as promotional appointments in the police department.

Stanley Siegel: 6:00 or 7:00?

Mayor: 7PM. Yeah, because his last meeting ... I think you guys have a police meeting that night?

Regis Foster: No. It's the interview committee unless he changed it.

Mayor: I think he's going to tell you it's at 6PM on next Thursday, all right, so that's why I made it 7:00.

Regis Foster: Then I'll be prepared.

Mayor: All right, so, I have a handful of different things. Robert Smith is the Bond Counsel for EFC Financing, and so I need a motion to approve a contract with him. Everything has been reviewed by corporation counsel. According to this, it is not to exceed the maximum amount, if possible. The fees will be lower than the maximum and maybe range between \$15,000 and \$20,000. So, the letter you receive that, what is your pleasure?

Gerald Oney Jr.: So, moved.

Dominick Santini: Second.

Mayor: I have a motion by Mr. Oney, second by Mr. Santini, discussion? All in favor?

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Audience: Aye.

Mayor: Opposed? So, carried.

Mayor: Okay, then I have a contract from Ms. Gallagher, this rate of her legal services is \$200 per hour, which will be billed in 15-minute increments. Total fee will not exceed \$37,000, what's your pleasure?

Regis Foster: So, moved.

Mayor: Motion by Mr. Foster. Second?

Dominick Santini: Second.

Mayor: Second by Mr. Santini. Discussion? All in favor?

Audience: Aye.

Mayor: Opposed? So, carried. Just bear with me for a second here.

William Frank: The bond resolution itself.

Mayor: This one here, with tonight's thing ... So, I have the three resolutions that they gave me today, so I'm going to need you, to each of them...

William Frank: I went through the bond resolution and...

Mayor: Well, this is it, she sent it to me in single forms, so if you'd just look at that. Okay. So, these resolutions. Resolution, the Common Council authorizing the execution of engineering ... Oh.

William Frank: I thought we were going to table it.

Mayor: This one?

William Frank: That's the one for the June.

Mayor: Right, okay. Authorizing execution of environmental attorney service agreement, we just did that one. And authorizing the execution of bond attorney agreement. So that's the one that we have to approve.

William Frank: And was the bond resolution accepted?

Mayor: Yeah, I think that's it right there. Thank you. Okay, this is the resolution.

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Bond Resolution of the City of Port Jervis, New York, adopted June 14th, 2021, authorizing the construction of improvements to the City's wastewater system in order to reduce inflow and infiltration into the system; stating the estimated maximum cost thereof is \$20,000,000; appropriating said amount for such purpose; and authorizing the issuance of bonds in the principal amount of not to exceed \$20,000,000 to finance said appropriation.

Be it resolved by the Common Council of the City of Port Jervis in the County of Orange, New York (by the favorable vote of not less than two-thirds of all the members of said Common Council), as follows:

Section 1. The City of Port Jervis, in the County of Orange, New York (herein called the "City") is hereby authorized to construct improvements of the City's wastewater system in order to reduce inflow and infiltration into the system, consisting of in-place sewer main relining and all ancillary or related work required in connection therewith. The plan of financing includes the issuance of bonds in the principal amount of \$20,000,000 to finance said appropriation and the levy and collection of sewer rents and/or taxes on the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable. Any grant funds received or any other funds appropriated by the City for the project are authorized to be applied to the cost of said project or the payment of principal and interest on any bonds or notes issued to finance the project.

Section 2. Bonds of the City in the principal amount of not to exceed \$20,000,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

- (a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a.4 of the Law is forty (40) years.
- (b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the City for expenditures made after the effective date of this resolution for the purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.
- (c) Pursuant to the applicable provisions of the State Environmental Quality Review Act ("SEQRA"), the Common Council, acting in the role of Lead Agency, has heretofore determined that the project is a Type II action pursuant to the State Environmental Quality Review Act (SEQRA), constituting Article 8 of the Environmental Conservation Law, and 6 N.Y.C.R.R., Regulations Part 617.5, and that no further environmental review is required.
- (d) Pursuant to Section C 10-1(C) of the City Charter, this resolution shall not be subject to any mandatory or permissive referendum because the project is necessary for the public health and safety.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed in Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the City, payable as to both principal and interest by a general tax upon all taxable real

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property within the City. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the City Board as to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the City Clerk-Treasurer, the chief fiscal officer of the City.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with, and any action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of this constitution.

Section 7. This bond resolution shall take effect upon approval of the Mayor and a summary thereof shall be published by the City Clerk-Treasurer in "*The Times Herald Record*," the official newspaper of the City, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law.

Mayor: Your pleasure?

Stan Siegel: Did Carol write that?

Mayor: No, actually, the Bond Attorney wrote it. I would swear she did too.

Stanley Siegel: I missed that. Could you start at page two?

Mayor: What's your pleasure?

Lisa Randazzo: So, moved.

Mayor: Motion by Ms. Randazzo-

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Stanley Siegel: Second.

Mayor: Second by Mr. Siegel. Discussion? All in favor?

Audience: Aye.

Mayor: Opposed? So, carried. Thank you. So, I do have the \$985,000 that kept bouncing back and forth, the last piece that I have on that, it says we can wait on that. Is that what you have too?

William Frank: I think so.

Mayor: Okay. She didn't think so, but the bond attorney thinks, yeah.

William Frank: Per Bond counsel, the requisite, after the ... Because the resolution was adopted this evening, the clerk is now authorized to file the notice, the summary notice of the resolution, which is part of this. So, we'll work with the clerk to ensure that that notice gets published and we can revisit the other \$985,000 at the next meeting.

Mayor: Okay folks, the last piece is we're going back up to Executive session. We'll be going into Executive Session for three items, that's Harold Street, 126 Front Street, Superior Officer's contract negotiation. We may come out of this Executive Session with a vote; it's possible. And so, if you want to wait outside, I don't know how long it's going to take. I'm guessing shortly, but we have to stop all recordings. We will not start up again. If there is a vote, I will put on this link of the Mayor's Facebook page. But the vote will be on it. It will only be on those three items, if there is a vote. I'll entertain a motion to go into Executive Session.

Regis Foster: So, moved.

Dominick Santini: Second.

Mayor: Motion by Mr. Foster, second by Mr. Santini for executive session for the purpose of: 105.1d Harold St., 105.1h 126 Front Street, and 105.1e Superior Officer's contract negotiation.

Bobbie Jo Muller: Who was the second?

Mayor: Mr. Santini.

Bobbie Jo Muller: Thank you.

Mayor: All in favor?

Audience: Aye.

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Mayor: Opposed? So, carried. Thank you.

Meeting adjourned to Executive session at 8:19 PM.

Okay, 8:50PM, I'll call a meeting back out of Executive Session. Do I have a motion to come out of Executive Session?

Dominick Santini: Motion.

Lisa Randazzo: Second.

Mayor: Motion by Mr. Santini, second by Ms. Randazzo. Discussion? All in favor?

Audience: Aye.

Mayor: Opposed? So, carried, thank you.

Mayor: Okay, we're going to do a roll call, so I'll start with Mayor Kelly Decker, present. Ms. Randazzo?

Lisa Randazzo: Councilwoman, Lisa Randazzo, present.

Mayor: Mr. Santini?

Dominick Santini: Yeah. Councilman Santini, 1st ward, present.

Mayor: Mr. Foster?

Regis Foster: Councilman Foster, present.

Mayor: Ms. Mann?

Maria Mann: Councilwoman, Maria Mann, 2nd ward, present.

Mayor: Mr. Oney?

Gerald Oney Jr.: Gerald Oney Jr., Councilman 3rd ward.

Mayor: Ms. Trovei?

Kristin Trovei: Kristin Trovei, 3rd ward Council, present.

Mayor: Mr. Simmons?

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Timothy Simmons: Tim Simmons, 4th ward Council, present.

Mayor: Mr. Siegel?

Stanley Siegel: Stan Siegel, 4th ward Councilman, present.

Mayor: Mr. Frank?

William Frank: William Frank, Corporation Counsel, present.

Mayor: Okay, that's everybody, I think...

Mayor: Stephanie Tunic?

Stephanie Tunic: Stephanie Tunic, Deputy Corporation Counsel, present.

Mayor: Hopefully, that will help you in your notes. All right, I'll entertain a motion to adjourn.

Timothy Simmons: So, moved.

Mayor: Motion by Mr. Simmons, second by Mr. Santini. Discussion? All in favor?

Audience: Aye.

Mayor: Opposed? So, carried, thank you. We are going back to regular seating at our next meeting.

Bobbie Jo Muller: Okay.

The meeting was adjourned at 8:52 pm.

Next special meeting is scheduled for 7:00 pm on June 24th, 2021, via ZOOM.

Next regular meeting is scheduled for 6:30 pm on June 28th, 2021, in-person in Council Chambers City Hall 20 Hammond Street, Port Jervis, New York.



Bobbie Jo Muller
City Clerk Treasurer