

TOWN OF GOSHEN
TOWN BOARD MEETING
January 09, 2014

A Regular Meeting of the Town Board of the Town of Goshen was held on the 9th day of January 2014 at Town Hall located at 41 Webster Avenue, Village of Goshen, County of Orange, State of New York.

Present:

Douglas Bloomfield	Supervisor
Philip Canterino	Councilman
George Lyons	Councilman
Kenneth Newbold	Councilman
Louis Cappella	Councilman

Also Present:

Dennis Caplicki	Town Attorney
Valma Eisma	Town Clerk

A. CALL TO ORDER: Supervisor Bloomfield called the meeting to order at 7:30 p.m., and led the Pledge of Allegiance.

B. AMENDMENT TO THE AGENDA: Supervisor Bloomfield stated that he would like to amend the agenda by taking away items eight and nine, as all the members of the Board of Assessment Review have not had time to review the resumes of the applicants. The two will be addressed at the next work session.

C. PRIVILEGE OF THE FLOOR: No response

D. OLD BUSINESS:

1. Discuss and Approve Resolution to Modify the Prior ADC Maplewood Litigation and Developer Agreement Provision. Supervisor Bloomfield asked Attorney Caplicki the status of the agreement. Attorney Caplicki replied he had received what appears to be a final agreement, with footnotes, from Richard Canton, Attorney for ADC Orange, Inc.. He said he would have it copied, and give it to the Board so they will be able to address it at the next meeting.

2. Discuss and Approve AI Turi Landfill Tax Certiorari Stipulation: Attorney Caplicki reported he has not received a response from Edward Beane, Attorney representing AI Turi Landfill, Inc. Supervisor Bloomfield stated that the Board was led to believe this would be settled before Christmas. There was a lengthy discussion on why this has not been settled.

Supervisor Bloomfield said he will place this on the next meeting's agenda, and if our Attorney does not receive a response from the Attorney involved, they will discuss what has to be done to finally settle this Certiorari.

3. Amendment to Re-levy of Unpaid Water & Sewer Charges: Supervisor Bloomfield explained the Re-levy is done at the end of the year, so that the unpaid Water & Sewer charges can be placed on the Town and County Tax Bill. The charges were sent to the County, but the amount that was due for Hambletonian Park and Arcadia Hills was reversed, the final levy amount was accurate. It has been corrected on the County level, and now has to be corrected on ours. The following Resolution was reviewed, and acted upon:

**TOWN OF GOSHEN RESOLUTION
AMENDMENT TO RELEVY OF UNPAID WATER AND SEWER CHARGES**

BE IT RESOLVED that the following corrections be made to charges for water and/or sewer service re-levied as of the date of this Resolution:

LEVY OF UNPAID UTILITIES

NAME	DISTRICT	AMOUNT
Hambletonian Park	District 1 Sewer correction	\$46,867.61 \$46,368.37
Arcadia Hills	District 2 Sewer correction	\$120,253.99 \$120,753.23
	Total Levy amount remains	\$249,950.17

On a Motion by Councilman Philip Canterino, seconded by Councilman Newbold. The resolution was adopted on a vote of 5 Ayes, 0 Nays.

The Supervisor declared this Resolution adopted.

E. NEW BUSINESS:

1. Discuss and Approve Resolution to Effectuate a 2% Pay Increase for CSEA Employees, Non Union Employees, and Elected Officials Retroactive to 1/1/2014

Supervisor Bloomfield, the Councilmen, and Attorney Caplicki reviewed the following Resolution, and acted on it.

**TOWN OF GOSHEN
RESOLUTION**

Granting a Percentage Increase to all Salaried and/or Hourly Non-Union Town Employees, Elected Officials for Fiscal Year 2014 and Reiterating the Percentage Increase Negotiated and Granted Annually to Members of the Civil Service Employees Association, Local 1000, Town of Goshen Unit, Pursuant to Contract for the Period January 1, 2013 Through December 31, 2015

INTRODUCED BY: Councilman Philip Canterino

SECONDED BY: Councilman George Lyons

DATED: January 09, 2014

At a meeting of the Town Board of the Town of Goshen, County of Orange, State of New York, held at Town Hall in said Town on the 9th day of January, 2014

WHEREAS, the Town Board of the Town of Goshen has managed the finances of the Town of Goshen for the period (s) January 1, 2013 and following in an extremely frugal and efficient manner, and

WHEREAS, the salaried and/or hourly non-union Town employees employed by the Town of Goshen and the elected officials of the Town of Goshen have performed their duties and responsibilities in an exemplary manner, and

WHEREAS, a contract has been negotiated with the Civil Service Employees Association Union, Local 1000, Town of Goshen Unit, representing certain Town of Goshen employees; which contract has been approved by the Town Board of the Town of Goshen and the Town employees so represented, whereby said Town employees shall receive pay/salary increases retroactively for fiscal year of 2013 in the amount of 2% of their annual base pay/salary; and increase of 2% of their annual base pay/salary for fiscal year 2014; and an increase of 3% of their annual base pay/salary for fiscal year 2015;

NOW, BE IT THEREFORE RESOLVED that the salaried and/or hourly non-union Town employees employed by the Town of Goshen and the elected officials of the Town of Goshen receive a 2% increase of their base pay/salary for fiscal year 2014 and the Town of Goshen employees who are members of and are represented by the Civil Service Employees Association Union, Local 1000, Town of Goshen Unit, receive the increase (s) in their respective base pay/salary for fiscal years 2013, 2014, and 2015 all set forth and pursuant to the aforementioned employment contract between the Town of Goshen and the Civil Service Employees Association.

Upon Roll Call vote:

Supervisor Douglas Bloomfield	<u>AYE</u>	Councilman Philip Canterino	<u>AYE</u>
Councilman George Lyons	<u>AYE</u>	Councilman Kenneth Newbold	<u>AYE</u>
Councilman Louis Cappella	<u>AYE</u>		

Vote: Resolution carried by a vote of 5 to 0.

Supervisor Bloomfield thanked Councilman Canterino for his help in the negotiations.

2. Review Proposed Local Law 1-2014 Regarding Spacing of Driveway Decorative Pillars and set a Public Hearing Date: Supervisor Bloomfield asked Attorney Caplicki the status of the Local Law. He replied he had spoken to Kelly Naughton today, and she had limited knowledge in regard to the law. He said he then talked with the Building Inspector, who said he had not been able to complete his work on the law. It will be addressed at the next meeting.

3. Information: The Association of Towns of the State of New York is Holding a Training Meeting and Annual Meeting at the New York Hilton (Midtown NYC) From Sunday, 2/16/14 thru Wednesday 2/19/14. The Town is again asked for a \$250.00 Contribution for a Hospitality Suite: Supervisor Bloomfield stated that no one has gone to the Annual Meeting in eight years, as it is a very expensive meeting. The Board feels that they pay the Town's dues and can get the same information from the Association by phone or in various meetings held locally. Since the Board will not be going, all agreed there was no reason to send the \$250.00.

4. Information: The Orange County Legislature passed a Resolution to Apportion and Charge the Town of Goshen \$24,954.91 for the 9/10/2013 Primary and 11/5/2013 General Election Expenses: Supervisor Bloomfield stated that the Town Clerk reviewed the cost of the expenses, and found the line items to be correct, and found the greatest expense was the cost of the inspectors working the polls.

5. Continuous Financial Planning Needed: The Town Board and Department Heads Need to Continue Efforts to Define Further Cost Reduction to be implemented in 2014 and 2015. "Word Coming Out of Albany is for a Potential Zero Percent Tax Cap for 2015 Going Forward. Supervisor Bloomfield said he had spoken to Councilman Canterino, Commissioner of Finance, and the Budget Officer. Both agreed that the Board will be fine doing the projects planned for this year, and we will be easily within the 0% tax increase in 2015 and 2016.

The Supervisor read a letter from the Governor saying that he wants to freeze the Property Taxes for two years, and give back some of the surplus that the State has at this time to the home owners as tax rebates. The Board discussed the manner in which it would be returned to the tax payer, and the conditions that would be attached. One of the conditions is that the municipality they live in comes in under the property tax cap. If the Town of Goshen can do this it would mean a tax refund for all our Home Owners. The second year rebates would go only to municipalities that are within the tax cap and consider consolidations of services. The Governor stated that "for too long, New York State has had to many local governments". The Supervisor said this Board is in favor of consolidation, but have not been able to do so.

There was a lengthy discussion on the cost of doing business in New York State, and what can be done about it, and the Supervisor compared the cost here in New York to the cost of other states taxes. Supervisor Bloomfield gave a report on all the things the Board has done in the past year to save taxpayer money.

6. Information: Next O.C. Association of Towns, Villages and Cities meeting will be held on 1/28/2014. Outgoing O.C. Executive Edward Diana will be honored. Supervisor Bloomfield informed the Board of this in the event the Board members would like to attend.

7. Review and Approve Request by Goshen Rotary Club to conduct 5K and 10K Races on July 5, 2014 as Part of Great American Weekend Celebration: The Board discussed the fact that this was a yearly thing, and Supervisor Bloomfield stated that he received proof of insurance, etc. Councilman Canterino made a Motion to approve the request by the Rotary Club to conduct 5K and 10k Races on July 5, 2014. The Motion was seconded by Councilman Cappella. Motion carried unanimously.

8 and 9 were postponed to the next work session in Amendment to the Agenda.

10. Accept Resignation of Part Time Police Officer Jason Andino Effective 11/1/2013. Councilman Canterino made a Motion to accept the Resignation of Officer Andino, effective 11/1/2013 with regret. Councilman Lyons seconded the Motion. Motion carried unanimously.

F. FINANCE: Councilman Cappella made a Motion to authorize the Supervisor to pay Accounts Payable Check Run for 12/26/13 amounting to \$147,215.70. Also the correction on 12/12/13 Accounts Payable Check Run approved at December 12th meeting for \$5,050.21, corrected amount of \$60,150.20. Councilman Lyons seconded the Motion. Motion carried unanimously.

G. PRIVILEGE OF THE FLOOR:

Mr. Dennis Mahoney, and Richard Smith, both owners of property adjacent to the Myron Urbanski Park, spoke of their concern for additional lights that are being proposed for the Park by the Goshen Soccer Club. Both men spoke of knowing there was a park there when they bought or built, but never thought it grow in the proportion it has and would have the activity it has now. The noise is to be expected to a certain extent, but the park always closed at dusk. Now the playing time would be extended into the evening, and now not only noise will extend to nine or ten at night, but the bright lights will be an unpleasant addition.

There was a lengthy discussion in which Councilman Lyons stated that the Joint Recreation Commission has not acted on the proposal, as the expense of the project is so high no one has moved forward on it.

Mr. Mahoney objected to the fact that he has never had previous notice on any of the changes that have been approved by the Town or the Joint Recreation Commission.

The Board responded, understanding their concern, and expressed the need for more playing fields, and the fact that they have been seeking them.

H. ADJOURNMENT: Councilman Newbold made a Motion to adjourn the meeting to go into Executive Session, with intent not to return, to discuss:

1. Recap Four PBA Arbitration Requests
2. Recap Dennis Marsh Litigation
3. Recap Shiela Faith et al versus Town of Goshen Litigation

Councilman Cappella Seconded the Motion. Motion carried unanimously.

Time: 8:55 p.m.

Valma Eisma, Town Clerk