

Councilman Lyons noted that the Superintendent of Highways, Broderick Knoell, submitted a letter of concerns, on August 20th. to the Town initiating this Local Law.

Councilman Cappella (liaison to the DPW) will contact the DPW and PD as to what can be done to control speeders at the intersection of Cheechunk and Hartley Road.

Supervisor Bloomfield requested that a letter from **Susan and Daniel Ronga** be entered into the record. They are in favor of the proposed stop signs. (letter available in the Clerk's Office).

(With no further comments)

Councilman Canterino motioned to close the public hearing for Local Law #1 of 2012. Councilman Lyons seconded the motion.

On a Voice Vote, the motion passed: 5 AYES Bloomfield, Canterino, Cappella, Lyons, Newbold
0 NAYS

Based on the comments and letters received, the following Resolution was voted on.

**TOWN OF GOSHEN
RESOLUTION**

ADOPTION OF LOCAL LAW NO. 1 OF 2012

INTRODUCED BY: Councilman Kenneth Newbold
SECONDED BY: Councilman Philip Canterino
DATED: September 10, 2012

WHEREAS a local law, being Local Law No. 1 of 2012, a copy of which is annexed hereto, was introduced at a meeting of the Town Board of the Town of Goshen at a Regular Meeting of said board on August 23, 2012, and

WHEREAS, a legal notice was published in the Independent Republican Newspaper notifying the general public that a public hearing with respect to said Local Law Number 1 of 2012 was to be held at 7:35 p.m. or as soon thereafter as the matter could be heard at Town hall, 41 Webster Avenue, Goshen, New York on September 10, 2012, and

WHEREAS, said Town Board of the Town of Goshen did hold a Public Hearing on September 10, 2012 at Town Hall, Town of Goshen with respect to the adoption of Local Law No. 1 of 2012 whereat all interested persons were given an opportunity to comment in favor of or in opposition to the proposed local law, and

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Goshen having conducted and closed the public hearing with respect to proposed Local Law No.1 of 2012 does hereby adopt Local Law No. 1 of 2012 as written and proposed.

Upon roll Call Vote:

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

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

1. REVIEW PROPOSED 2013 CONTRACT FOR LEGAL SERVICES WITH THOMAS, DROHAN, WAXMAN, PETIGROW & MAYLE, LLP AND AUTHORIZES THE SUPERVISOR TO SIGN THE SAME.

Councilman Canterino made the motion to authorize the Supervisor to sign the 2013 contract with Thomas, Drohan, Waxman, Petigrow & Mayle, LLP. Councilman Newbold seconded the motion.

On a Voice Vote, the motion passed: 5 AYES Bloomfield, Canterino, Cappella, Lyons, Newbold
0 NAYS

In summary, the above firm has elected to freeze their rates at the levels that have been in effect since 2009. The rates are \$195.00 per hour for attorneys and \$90.00 per hour for paralegal services.

2. REVIEW AND APPROVE REQUEST TO HIRE JOSE E. SOTO AT \$18.00 PER HOUR AS PART-TIME COURT ATTENDANT EFFECTIVE AUGUST 14, 2012 CONTINGENT ON BACKGROUND CHECK

Councilman Lyons made the motion to hire Jose E. Soto at \$18.00 per hour as part-time Court Attendant effective 8/12/2012 contingent on background check. Councilman Cappella seconded the motion.

Discussion: Councilman Newbold believes that there is no justification for the differential in pay. The previous Court Attendants had the same job description paid (\$14.00 per hour) at a lower rate. "Just giving raises for the sake of giving raises, so I will be voting no."

On a Voice Vote, the motion passed: 4 AYES Bloomfield, Canterino, Cappella, Lyons
1 NAY Newbold

3. REVIEW AND APPROVE REQUEST TO HIRE TRAVIS HALL AT \$18.00 PER HOUR EFFECTIVE AUGUST 18, 2012 CONTINGENT ON BACKGROUND CHECK

Councilman Lyons made the motion to hire Travis Hall at \$18.00 per hour as part-time Court Attendant effective 8/12/2012 contingent on background check. Councilman Cappella seconded the motion.

On a Voice Vote, the motion passed: 4 AYES Bloomfield, Canterino, Cappella, Lyons
1 NAY Newbold

4. REVIEW AND APPROVE RESOLUTION TO AUTHORIZE THE SUPERVISOR TO SIGN THIRD PARTY LEASE AND SERVICE AGREEMENT WITH THE COUNTY OF ORANGE FOR A NEW DIAL-A-BUS.

Supervisor Bloomfield read from a letter dated July 24, 2012 by Broderick Knoell, "This bus is being funded through a Section 5307 Federal Transit Administration grant via stimulus funds. Thus it is 100% funded and does not require the typical 10% Town cost share that has been associated

with bus procurements in the past.” The County requested a formal resolution to accompany the lease agreement.

**TOWN OF GOSHEN
RESOLUTION**

**Authorizing the Signing of A Third Party Lease
and Service Agreement for Capital Equipment**

INTRODUCED BY: Councilman Louis Cappella

SECONDED BY: Councilman George Lyons

DATED: September 10, 2012

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 10th day of September, 2012.

WHEREAS, Section 5307 of Chapter 53 of Title 49, United States Code provides for the payment of federal financial assistance for public transportation services, and

WHEREAS, the County of Orange through a Third Party Lease and Service Agreement for Capital Equipment via stimulus funds from the federal government is willing to provide to the Town of Goshen a new bus for the Dial-A-Bus program, and

WHEREAS, the Town of Goshen wishes to receive said new equipment for use in connection with its Dial-A-Bus program,

NOW, BE IT THEREFORE RESOLVED that the Town of Goshen does hereby accept and approve the provisions of the proposed Third Party Lease and Service Agreement for Capital Equipment between the County of Orange and the Town of Goshen as annexed and does hereby authorize the Supervisor of the Town of Goshen to sign same on behalf of the Town of Goshen,

Discussion:

Councilman Canterino inquired as to the details of a Third Party Lease agreement.

Basically, the County purchases the buses and leases them to the Towns. The Town is responsible for the maintenance and insurance of the bus.

Councilman Cappella noted that we have been waiting a long time for a new bus. Eliminating an older bus will save on repeated maintenance expenses.

Upon Roll Call Vote:

Supervisor, Douglas Bloomfield AYE

Councilman Philip Canterino AYE

Councilman Louis Cappella AYE

Councilman Kenneth Newbold AYE

Councilman George Lyons AYE

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

5. REVIEW AND DISCUSS THE FIRST DRAFT OF THE TOWN OF GOSHEN FINANCIAL BUDGET FOR 2013

Budget Officer, Bill Standish, distributed the first draft of the 2013 Town Budget. Anticipating many changes to meet the NYS 2% tax cap, he reviewed his draft determinations.

<u>TAX RATE:</u>	9.56%	
"A" Fund =	12.66%	}Affect Village & Town Residents
"DA" Fund =	4.99%	}Affect Village & Town Residents
"B" Fund =	9.80%	}Affect Town Residents Only
"DB" Fund =	7.96%	}Affect Town Residents Only
<u>DETERMINATIONS</u>		
>Current A Fund balance is in the red and we need to budget responsibly to increase those funds		
>Justice revenues are down slightly in 2012		
>Mortgage Tax revenues continue to decrease		
>Parkland revenues are off significantly		
>Legal costs regarding tax certioraris are trending \$113,000 over budget		
>Retirement increase for 2013 has a projected 39% increase, though is expected to go down		
>Current B Fund balance is in fair shape, but we need to buffer continued losses in that fund		
>Police budget is trending approximately 18% over budget for the current year (further cuts required)		
>Projected retirement increase for police for 2013 is 17% and for non union employees, 39%		
>In the DB Fund, capital road projects were reduced in 2012 and will need to bump it up significantly to meet the true need of road maintenance and capital upgrades.		
>Gasoline and Diesel prices are at or more than last year and oil product prices continue to rise, making purchases of patch and blacktop items more expensive.		
>We also have a cash flow difficulty because of the delay in FEMA revenues from Hurricane Irene last August		
>The DA Fund continues to be healthy and allows us to balance against large tax increases, each year. However, we are sparsely budgeted on our capital equipment line, and going forward, we will need to increase that line which will shorten our ability to offset large tax increases in the other funds.		

Mr. Standish included the draft line item changes (revenues/expenses) to each Fund. (available in the Clerk's Office).

6. APPROVAL OF MINUTES: JOINT TOWN & VILLAGE WORK SESSION OF JULY 23rd, WORK SESSION OF AUGUST 6th, AND REGULAR MEETING OF AUGUST 9, 2012.

Councilman Canterino made the motion to approve the Joint Town & Village work session minutes of July 23, 2012. Councilman Cappella seconded the motion.

On a Voice Vote, the motion passed: 5 AYES Bloomfield, Canterino, Cappella, Lyons, Newbold
0 NAYS

Councilman Canterino made the motion to approve the work session minutes of August 6, 2012. Councilman Cappella seconded the motion.

On a Voice Vote, the motion passed: 4 AYES Bloomfield, Canterino, Cappella, Lyons
0 NAYS
1 ABSTAIN Newbold

Councilman Canterino made the motion to approve the regular meeting minutes of August 9, 2012. Councilman Cappella seconded the motion.

On a Voice Vote, the motion passed: 4 AYES Bloomfield, Canterino, Cappella, Newbold
0 NAYS
1 ABSTAIN Lyons

[The regular Town Board meeting scheduled for July 26th was cancelled due to weather related power outages.]

7. REVIEW AND APPROVE REQUEST BY THE CATHOLIC CHARITIES ARCHDIOCESE OF NEW YORK TO HOLD THE ORANGE COUNTY ROADS FALL FOLIAGE BICYCLE TOUR SUNDAY SEPTEMBER 16, 2012

At a previous meeting it was discovered that the insurance coverage of this event was not sufficient to cover the Town of Goshen. Councilman George Lyons followed up with Catholic Charities Archdiocese to amend the insurance coverage for approval.

Councilman Lyons made the motion to accept the request by the Catholic Charities Archdiocese of New York Country Roads Tour sponsored by the Orange County Bicycle Club to traverse designated routes through the Town of Goshen. Councilman Canterino seconded the motion.

On a Voice Vote, the motion passed: 5 AYES Bloomfield, Canterino, Cappella, Lyons, Newbold
0 NAYS

8. FINANCE:

Councilman Canterino made the motion to authorize the Supervisor to pay Manual A/P runs as of 08/31/12 amounting to \$95,256.41 and Accounts Payable Check run for 09/06/2012 amounting to \$74,998.36. Councilman Cappella seconded the motion.

On A Voice Vote, the motion passed: 5 AYES Bloomfield, Canterino, Cappella, Lyons, Newbold
0 NAYS

Supervisor Bloomfield opened up the meeting for public comments.

Councilman Newbold noted that tomorrow is the 11th Anniversary of the 911 terrorist attack on the U.S. We are reminded to keep those who have perished in our thoughts and prayers.

EXECUTIVE SESSION:

Councilman Cappella made the motion to enter into Executive Session to discuss the following:

1. Review Proposed Tax Certiorari
2. P.D. Chase Case Status Update
3. P.D. Chief Status Update
4. Dog Control Officer Status Update

with the intent not to return. The motion was seconded by Councilman Newbold. Motion carried.

Adjournment: 8:42PM

Priscilla Gersbeck, Deputy Town Clerk