

TOWN OF GOSHEN  
**TOWN BOARD MEETING**  
**September 24, 2015**

**MINUTES**

A Regular Meeting of the Town Board of the Town of Goshen was held on the 24<sup>th</sup> day of September 2015 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:	John Swift	Town Attorney
	Kelly Naughton	Planning Board 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:** None

**C. PRIVILEGE OF THE FLOOR:** (agenda items only) No response.

**D. REPORTS:**

**COUNCILMAN PHILIP CANTERINO** reported the following: The PBA negotiations are continuing. The PBA would like to go to arbitration, however the Board feels the negotiations should continue. Supervisor Bloomfield added that the CSEA contract is running out at the end of the year, and they will start their negotiations soon.

**COUNCILMAN GEORGE LYONS** reported the following: For Joint Recreation: The final Summer Concert, in conjunction with the Friends of Goshen Parks, will be held this Sunday, September 27<sup>th</sup> at the Salesian Park, from 2:00 to 5:30 p.m. The concert is free. Zumba continues at the Senior Center on Tuesdays and Thursdays, from 6:30 to 7:30 p.m.. The free Chess Program is held at the Senior Center on Wednesday nights, from 6:00 to 7:30 p.m. It is open to all ages and abilities. The annual Halloween Party will take place on Saturday, October 17<sup>th</sup>, from 1:00 to 4:00 p.m., at Salesian Park. The party is a free event, open to Town and Village residents, all participants must register on line.

Councilman Lyons reported the front entrance and the main parking lot at Myron Urbanski park have been paved, and the Recreation Commission thanks the Highway Superintendent Broderick Knoell and the DPW

for their help. Also a thank you to Dave Crawford, an architect who did a gratis layout, which is not striped yet, but should be done in a couple of weeks. Mike Nuzzolese, Tom Mays and Councilman Lyons will do the striping.

Councilman Lyons also reported that he met with Greg Townsend, our insurance representative, on Friday, September 18<sup>th</sup>. He said that Barbara, Christine, and Priscilla are all gathering quotes for liability of public officials, autos and structures. They will ask for two quotes for Worker's Comp and are comparing defense costs.

**COUNCILMAN KENNETH NEWBOLD** reported the following: He spoke to Broderick Knoell in reference to the two wells he has been working on the last few weeks. Superintendent Knoell informed him that the wells are fully on line at this time, and he is very pleased with the production of the wells. Councilman Newbold said the most important thing, is the addition of these two wells now allow the other two to rest, this will be to the benefit of everyone. He said they have not had to bring more water in during the last month, but he said we still need more rain.

**COUNCILMAN LOUIS CAPPELLA** reported the following: Dial - A-Bus is making some special trips, they are all Monday trips. October 12<sup>th</sup> they are going to Tommy's Pizza, which was formerly Federico's. On Monday, October 19<sup>th</sup> they are going to Entenmann's Bakery Outlet, items purchased will be half priced. The next trip will be on October 26 to the Dollar Tree. These three trips are all normal bus fares, to make reservations call 294-8920. On October 17<sup>th</sup>, Saturday, normal fare to Rustic Wheelhouse Restaurant. All pickup times are the same: 10:45 am and 11:15 am.

The Chamber is sponsoring a trip to Orange County Bagels on Monday, October 5<sup>th</sup>. The Chamber will pick up the fares, and pickup will be 10:15 a.m. and 11:15 a.m., return trip 1:00 p.m.

Councilman Cappella reported that Ellen Teatum has returned to work, after being away for about six weeks taking care of her mother. He said he would like to commend Bonnie Mayefsky for the great job she did covering for Ellen. He said they accomplished a lot of work during that time.

**SUPERVISOR DOUGLAS BLOOMFIELD** reported the following: The budget is coming along nicely, he and Councilman Canterino have spent a good amount of time with the Budget Officer Christine Cavaliere. He complimented Christine on the wonderful job she does. He said the Town is fortunate to have Christine and Bill Standish.

Supervisor Bloomfield commented on the two new wells in Arcadia Hills. He reported the wells are producing 40,000 gallons of water from the two wells in a twenty four hour period, per day. This allows the other well to recover, "at this time the tank is full and topped off, and we are not trucking in any water".

## **E. OLD BUSINESS:**

**1. Discuss and Pass Resolution to Accept Irrevocable Offer of Dedication:** Supervisor Bloomfield asked Kelly Naughton, Esq. to review the dedication. She joined the Board, presented them with a map,

and proceeded to point out the area to be dedicated by Sunset Ridge Associates. She explained this is a road dedication of approximately .3 acres, which the Town does not have to accept, but it comes with the recommendation of the Planning Board, their attorney, and Engineer. Attorney Naughton stated the acceptance of the dedication will be very helpful to the Highway Department when they are making road repairs, etc. as it will belong to the Town.

Councilman Canterino made a Motion to accept the Irrevocable Offer of Dedication of Land owned by Sunset Ridge Associates to the Town of Goshen, and authorize the Supervisor to sign any, and all documents related to the transfer. Councilman Cappella Seconded the Motion.

Upon a 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.

**2. Discuss and Pass Resolution Regarding the Bargain and Sale Deed for the Above Actions:** approval Included in the above Motion.

**3. Approval of Minutes:** Councilman Newbold made a Motion to accept the Work Sessions of July 6<sup>th</sup>, July 20<sup>th</sup>, August 10<sup>th</sup> and August 21<sup>st</sup> of 2015; also the Regular Meetings of July 9<sup>th</sup>, July 23<sup>rd</sup>, August 13<sup>th</sup> and August 24, 2015. Councilman Canterino Seconded the Motion. Motion carried, unanimously.

## **F. NEW BUSINESS:**

**1. Information: Benistar Medical Insurance Policy for Retirees is increasing 3.6% for 2016:** Supervisor Bloomfield explained that the cost of the insurance was \$459.08, and now will be \$475.63, an increase of 3.6%. He stated that this is within the budget.

**2. Discuss Recent Events Regarding Town Towing Policy and need for change:** Since Attorney Caplicki had not arrived yet, Supervisor Bloomfield suggested the Board come back to this when he arrives.

**3. Discuss Opportunity presented by NYS Senator John J. Bonacic for a NYS Capital Program Grant:** Supervisor Bloomfield referred to a letter from Senator Bonacic saying he will be seeking funding under the New York State Capital Program Grant for municipalities in his Senate District with a demonstrated need for municipal improvements. It is expected that the maximum grant will be \$100,000. the minimum amount is \$50,000.

Supervisor Bloomfield said he would like to suggest the Town Hall parking lot, the road along the side of the building, circular drive in front, and a new catch basin in the parking lot. He said he feels that this is a good opportunity to get these things done. He asked for other ideas or suggestions. There were no other suggestions, the Board was in agreement with the Supervisor to do the work on the Town Hall property..

**4. Information: Tentative Budget for 2016:** Supervisor Bloomfield reported that the Goshen Tentative Budget for 2016 has been presented to the Town Clerk for the Board's review. He gave a brief review of the budget process, and this Board's financial views since they began working together ten years ago. He said "we said we are not going to borrow money"; "Pay as we go, or we don't go". "We are probably the only municipality in the State of New York that has not borrowed money." He stated that this Board has paid down a good deal of debt, including paying off the Town Hall Building.

Supervisor Bloomfield stated that these are the reasons why this 2016 Budget will reflect an overall Town Tax Decrease of -1.25%. Councilman Canterino reported they have brought all the contingencies, reserves and fund balances up to par. He stated that most of the Towns are borrowing money "just to get through". He felt this Board has done very well.

**G. FINANCE:** Councilman Newbold made a Motion to authorize the Supervisor to pay Accounts Payable Check Run of 9/10/15 amounting to \$127,815.34, Manual A/P Runs as of 8/31/15 amounting to \$14,333.42, and Accounts Payable Check Run of 9/24/15 amounting to \$141,849.35. The Motion was Seconded by Councilman Canterino. Motion carried 5 to 0.

#### **The Supervisor returned to New Business:**

**# 2. Discuss Recent Events Regarding Town Towing Policy:** Supervisor Bloomfield explained that he received a number of complaints regarding the Towing Policy, which does not seem to be working. He called upon Police Chief McDowell to tell the Board about a recent incident. Chief McDowell informed the Board: that a dump truck rolled over on the corner of Maple Avenue and Police Drive. A woman seeing it reported it to the Police Department. The Chief was present, and went to the site in a matter of minutes, within minutes Adamis Towing was there, no one called him. "This should be the first rule, do not go, create a scene or get to a scene before you are called". However Adamis is there with a small tow truck. The Chief called for ambulance, a heavy duty wrecker, where by Adamis informed the Chief it was his day to tow. The Chief informed him that no one called for him. Mr. Adamis insisted it was his day. The Chief informed Adamis that this is not how it works, the car owner gets a choice as to who he wants to tow the truck etc. Now Chet's Garage has arrived with a heavy duty truck, having been called by 911. Mr. Adamis still insisted that he was calling his heavy duty truck person he works with, who knows and works with the owner of the dump truck. He wanted the Chief to talk to him, which the Chief refused to do. He asked Mr. Adamis to leave, Mr. Adamis said he was going to talk to the Town Board about this. Chet's Garage proceeded to prepare the dump trunk for towing. The owner of the truck arrived, and the Chief asked if he knew Mr. Adamis. The owner of the truck replied "I never heard of him."

The Chief explained that he went back to the station after everything had been cleaned up, and Mr. Adamis came there, and again stated this was not fair, and he again said it was his day to tow. He again said he would talk to the Supervisor about this. Supervisor Bloomfield stated that Mr. Adamis did indeed come to see him, and accused the Chief of causing him to lose a \$5,000 towing fee.

Attorney Caplicki had joined the Board in time to hear the Chief's report. Supervisor Bloomfield explained to all that he told Mr. Adamis he would talk to the Board, and Attorney Caplicki, who drew up the original policy and see what could be done. Supervisor Bloomfield stated this system is obviously not working.

The Board discussed the policy at length. The Chief suggested the Board consider the State Police Policy. He stated our policy, with only two companies, is a good policy. He said the State Police Policy has penalties, letter of reprimands, suspensions, etc., ours has none of these. It was agreed by all that this tow policy has always been a problem.

Attorney Caplicki reviewed the draft for a new policy which provides some new requirements and penalties, etc. He answered the Boards questions or suggestions. Councilman Canterino suggested it be put out to a bid process. Rate cards were discussed, this has not been done with the current policy. There was an extended discussion on the fees these towing companies are charging, which seem excessive.

Supervisor Bloomfield suggested that Police Chief McDowell and Attorney Caplicki get together, review the new Plan, put together a plan the Board can work with prior to the next work session, which would be October 5<sup>th</sup>. He said then it can be presented to the towing companies, if they cannot agree to work with it the Board will put it out to bid.

**H. PRIVILEGE OF THE FLOOR:** No response.

**1. ADJOURNMENT AND EXECUTIVE SESSION:** Councilman Newbold made a Motion to adjourn the meeting to go into Executive Session, with intent not to return, to discuss:

1. Amy's Kitchen Review
2. Discuss DPW. Personnel Case

The Motion was seconded by Councilman Canterino. Motion carried unanimously.

Time: 8:50 p.m.

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Valma Eisma, Town Clerk

