

TOWN OF GOSHEN
TOWN BOARD MEETING

October 11, 2012

MINUTES

A Regular Meeting of the Town Board of the Town of Goshen was held on the 11th day of October, 2012 at the Town Hall located at 41 Webster Avenue, Village of Goshen, County of Orange, State of New York.

Present:	Douglas Bloomfield	Supervisor
	Louis Cappella	Councilman
	George Lyons	Councilman
	Kenneth Newbold	Councilman
Absent	Philip Canterino	Councilman
Also Present	Dennis Caplicki	Town Attorney
	Valma Eisma	Town Clerk

A. CALL TO ORDER:

The meeting was called to order by Supervisor Bloomfield at 7:35 p.m. and he led the Pledge of Allegiance.

B. AMENDMENT TO THE AGENDA: None

C. PRIVILEGE OF THE FLOOR: (agenda items only)

D. OLD BUSINESS:

1. REVIEW AND APPROVE CONTRACT WITH GOSHEN HUMANE SOCIETY TO PROVIDE DOG CONTROL OFFICER SERVICES:

Supervisor Bloomfield reported an agreement has been finalized with the Humane Society to provide dog control officer services, and he is waiting for the contract to be drawn up.

2. APPROVAL OF MINUTES: Councilman Newbold made a Motion to accept the minutes of the Work Session of the 24th of September 2012. The Motion was seconded by Councilman Lyons. Motion carried 4 to 0. Councilman Newbold made the Motion to accept the Regular Meeting of September 27, 2012, the Motion was seconded by Councilman Lyons. Motion carried 3 to 0, with Councilman Cappella abstaining as he was not present at this meeting.

E. NEW BUSINESS:

1. SET PUBLIC HEARING FOR 2013 TOWN OF GOSHEN BUDGET FOR NOVEMBER 8, 2012:

Councilman Newbold made a Motion to set a Public Hearing for the 2013 Town of Goshen Preliminary Budget for November 8, 2012 at 7:30 p.m. or as soon there after as possible. Councilman Cappella seconded the Motion. Motion carried with a vote of 4 to 0.

F. FINANCE: Councilman Cappella made a Motion to authorize the Supervisor to pay Accounts Payable Check Run of 10/04/12 amounting to \$216,939.24. The Motion was seconded by Councilman Newbold. Motion carried 4 to 0.

G. PRIVILEGE OF THE FLOOR:

Gary Wile, Goshen resident, addressed the Board asking about the franchise fee the Town is charging Time Warner. He said he received his bill, and there is a \$9.00 a month addition to it that Time Warner is passing on to the consumer. He stated that he has a business that requires a cable company, and therefore he has no other choice but to deal with Time Warner. He said it appears the Town is singling out home owners, such as himself, when it allows Time Warner to pass this fee along to the homeowner.

Supervisor Bloomfield asked Attorney Caplicki to clarify this matter for Mr. Wile. Attorney Caplicki replied that the theory of the franchise fee is a way of compensating the community for the presence of the cable company, and to share the revenue. He gave a brief history of the cable laws, and said the Telecommunication Act, established by the State, governs the cable companies. He said these laws allow the Cable Companies to pass along the fee to the subscriber.

Mr. Wile felt if this were the case, other companies like Frontier should be paying a fee to the Town also. There was a long discussion of the amount of the fee, what part the Town receives, the format for setting up these franchises, and the laws involved. The Board felt that many of Mr. Wile's complaints were justified, and Supervisor Bloomfield said the Board would pursue this. The Supervisor stated that this is a local issue, but until the laws in New York change, there is little that can be done on the Town level. Supervisor stated "the remedy here is in Albany." Attorney Caplicki will research this further.

H. ADJOURNMENT: With no further business, Councilman Newbold made a Motion to go into Executive Session, with intent not to return, to discuss Health Insurance Coverage. The Motion was seconded by Councilman Cappella. Motion carried 4 to 0.

Time: 8:12 p.m.

Valma Eisma, Town Clerk