

Town of Goshen Financial Planning Goals: Re-establish checking account fund balances, financial stability-continue to weather the economic storm, protect jobs, protect services and achieve the NYS 2% tax levy cap.

Budget Planning Strategies: Utilize a 5 year strategic plan: *buy used equipment, pay cash – no borrowing, develop and improve functioning capability of organization, focus on continuous cost reduction, settle tax certiorari and bring in new revenue with the help of JEDI.* Also, involve all department heads and union leaders early in the process, solicit/share ideas with other municipalities and seek NYS expertise/assistance and participate in accordance with the NYS tax levy guidelines.

Assessable Base: With the economic conditions, the change is minor at the Village level: -.0003% between 2012 (933,238,394) and 2013 (932,933,834) and at the Town level: +.0110% between 2012 (567,124,658) and 2013 (573,359,694).

2013 Budgeted Revenues: Mortgage Tax » 225,000, Sales Tax » 1,000,000, Court Fines & Fees » 265,000, Franchise Fees » 100,000, Grants in Police Dept. » 6,000, and Property Tax » 4,783,888.

Revenues:

| | | | |
|-------------|-------------------------------------|---------------|---|
| | <u>Cumulative Mortgage Tax Loss</u> | Actual (\$M) | |
| <u>2006</u> | → → → → <u>2012</u> | → <u>2013</u> | ▶ Cumulative impact: 2006 through 2013 = -\$2,541 |
| 701 | 256 | 225 | |

| | | |
|-------------|---------------------|--------------|
| | <u>Sales Tax</u> | Actual (\$M) |
| <u>2012</u> | → → → → <u>2013</u> | |
| 1,171 | 1,000 | |

Abnormal Costs To Be Managed For 2013

Major Increases

- 1) NYS Pension Costs: Police (12 Officers) +32,000 (+15%) and Non-Police +35,000 (+17%)
- 2) Hospitalization/Medical Insurance – projected NYSHIP up +11.9% (Individual & Family TBD)
- 3) Labor Contracts (TBD)
- 4) Fuel & Asphalt/Stone (TBD)

Town of Goshen Budget Debt History

| | | | | |
|------------|----|-----------------|---------|-----------------|
| | | <u>12/31/06</u> | → → → → | <u>12/31/13</u> |
| Operations | \$ | 3,076,999 | | \$ 1,189,150 |
| PDR | \$ | 1,511,923 | | \$ 1,860,850 |
| Total Debt | \$ | 4,588,922 | | \$ 3,050,000 |

Debt. Payment in 2006 was \$677,492 (BANS & Serial Bonds) down to \$216,250 in 2013 a total reduction of \$461,242 or -68%. This is a significant decrease due to paying off *high interest debts*. Supervisor Bloomfield believes that “we are probably the only municipality in the State of New York who has paid off debts during this 5 year trauma”.

Cost Reductions

| | | |
|---|----------|----------------|
| 1) Consolidation of assessing services with Orange County | -31,000 | (-18% savings) |
| 2) Full time to part time, 1 financial clerical position | -20,000 | (-50% savings) |
| 3) Debt payment reductions | -136,500 | (-39% savings) |
| 4) Health Insurance (TBD) potential savings | -170,000 | (-20% savings) |
| 5) Sundry reductions, miscellaneous items | -18,000 | (-6% savings) |
| Total | -375,500 | savings |

Budget Comparison

| | | | | | | |
|-------------|-------------|-------------|-------------|-------------|-------------|-------------|
| <u>2007</u> | <u>2008</u> | <u>2009</u> | <u>2010</u> | <u>2011</u> | <u>2012</u> | <u>2013</u> |
| \$6,721,034 | \$7,290,994 | \$7,427,192 | \$7,401,431 | \$7,485,089 | \$6,988,553 | \$7,274,842 |

Less money will be spent in 2013 than in 2008.

In Summary

The Town will be under the 2% Tax Cap at 1.974%
Tax levy increase for a home with \$300,000 fair market value:

| | |
|----------------|-------------|
| <u>Village</u> | <u>Town</u> |
| \$17 | \$34 |

Supervisor Bloomfield called for comments from the public.

Joel Markowitz pointed out that the assessed base has declined slightly for the Town and Village. How has the revenue stayed even when there is a declining market with the economy as it is. Answer: the assessments have been upgraded by accumulating more data and there is a noticeable increase in building permits. Therefore the development of new properties has offset the decline in the assessed base. There was discussion as to the possibility of someday combining the Town and Village to have the County (Sheriff Dept.) handle traffic enforcement. Answer; the County doesn't have a Charter for traffic enforcement. This has been looked into, but it is a very involved process between government entities.

Councilman Canterino is amazed that the Town has the same budget, even a little less, than in 2008. In addition to that, the Town is only carrying 3 million dollars in debt. For a municipality in today's economy, this is phenomenal. "I am really proud of this Board".

Councilman Cappella agreed with Councilman Canterino. He wonders if today's household can work within the same budget as it did in 2008. Everybody has done an outstanding job.

Councilman Lyons mentioned that in 2014 the debt for the Town hall will be paid off which will be a 75 thousand dollar reduction. This is significant.

Councilman Newbold made a comparison between the 1990 budget format and today's format. Then, the Supervisor would present a budget with no input, which was either accepted or not. Today's format has input from many departments/sources finding ways to save money. He thanked everyone for the work that has gone into this budget.

(With no further comments)

Councilman Cappella motioned to close the public hearing for the Town of Goshen 2013 budget.

Councilman Lyons 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 adoption of the Town of Goshen 2013 Budget. Councilman Lyons seconded the motion.

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.

2. DISCUSS AND APPROVE A RESOLUTION REGARDING A RETIREE INSURANCE CONTRACT PROPOSAL WITH THE HARTFORD COMPANY AND BENISTAR ADMINISTRATIVE SERVICES, INC., EFFECTIVE JANUARY 1, 2013

Presently the Town of Goshen provides health insurance coverage through New York State Health Insurance Program (NYSHIP) to certain employees who are Medicare qualified and retired. The Town Board has determined that there are other insurance coverage plans available for the aforementioned employees. Therefore, the following resolution was adopted.

**TOWN OF GOSHEN
RESOLUTION**

Authorization to Replace Existing Insurance Coverage Plan for Town Retirees for Medicare

INTRODUCED BY: Councilman George Lyons
SECONDED BY: Councilman Philip Canterino
DATED: November 8, 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 8th day of November, 2012

WHEREAS, the Town of Goshen presently provides health insurance coverage through the New York State Health Insurance Program ("NYSHIP") to certain Town employees who are Medicare qualified and retired, and

WHEREAS, the Town Board has reviewed and studied said existing insurance coverage plan and has reviewed and studied insurance coverage plans which are available to its Medicare qualified municipal retirees, and

WHEREAS, the Town Board has determined that there exists other insurance coverage plans for Medicare qualified Town retirees which, in the judgment of the Town Board of the Town of Goshen, will provide substantially equal benefits to such Town retirees at reduced premium cost(s) to the municipality, and

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor of the Town of Goshen is hereby authorized and directed to receive and execute an insurance coverage contract, or such other documents as may be necessary, from and/or through the Town of Goshen's insurance agent/consultant, for Medicare qualified Town of Goshen retirees for the express purpose of replacing the existing NYSHIP insurance coverage plan effective January 1, 2013 and that those affected Medicare qualified Town of Goshen retirees be so notified.

Discussion: Councilman Lyons explained that this will affect 13 retirees. Hartford Ins. is under consideration to replace NYSHIP. With Hartford Ins., the Town will save approximately 11 thousand dollars, per year, for the same and or better coverage.

Upon Roll Call Vote:

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

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

3. REVIEW DISCUSSION OF THE NEW YORK STATE COURT OF APPEALS REGARDING THE AL TURI LANDFILL, INC. APPEAL

The State of New York Court of Appeals has rendered a decision in the Matter of Al Turi, Inc. Appellant vs. Town of Goshen, et al., Respondents. Al Turi Landfill request for leave to appeal has been denied with one hundred dollars costs and necessary *reproduction disbursements*. This case is finally ended. Supervisor Bloomfield summarized the events leading up to this decision. Even though the Town spent monies for the litigation, thousands of dollars will be saved (millions for the school district). The library and fire district will also benefit from the savings. Attorney Caplicki praised the lead Attorney representing the Town, David R. Murphy, Esq., for his expertise on the Appellate case.

4. REVIEW BID RESULTS FOR THE SANITARY MANHOLE REHABILITATION RFP AND SELECT VENDER TO COMPLETE THE WORK

This work includes the rehabilitation and sealing of approximately a dozen sanitary manholes in Arcadia Hills and Hambletonian Park to reduce infiltration and inflow. Three proposals were submitted for this project: (1) TAM Enterprises, Inc. for \$14,450.00 (2) National Water Main Cleaning Co. for \$46,620.00 and (3) Montana Construction Corp. Inc. for \$81,000.00.

Councilman Newbold made the motion to award the bid to TAM Enterprises, Inc. who submitted a bid of \$14,450.00. Councilman Cappella seconded the motion.

Discussion: Councilman Newbold asked if all of the legal requirements were met and addressed as reviewed by Riddick Associates P. C. Answer: Attorney Caplicki also reviewed the documents/recommendations from Riddick Associates P.C. and agreed with their decision.

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

5. SETTLEMENT OF KRG TAX CERTIORARI

This is a correction to a Resolution passed on October 25, 2012 pertaining to the settlement of KRG tax certiorari. The error lies with the petitioner using full market value whereas the proper procedure was to use the assessment values.

**TOWN OF GOSHEN
RESOLUTION**

Settling of Tax Certiorari Claim; KRG Realty Co.

INTRODUCED BY: Councilman Philip Canterino
SECONDED BY: Councilman Louis Cappella
DATED: November 8, 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 8th day of November, 2012

WHEREAS, KRG Realty Co. has commenced tax certiorari proceedings against the Town of Goshen in the Supreme Court of the State of New York, County of Orange for the 2009-10, 2010-11, 2011-12 and 2012-13 tax assessment years bearing Orange County Index #'s 2009-7126, 20010-7355, 2011-6829, 2012-5896; and

WHEREAS, It appears from the recommendation(s) of the Town Assessor, the Town's Appraiser, and Dennis P. Caplicki, Esq., Counsel for the Town of Goshen in the aforesaid proceeding, and upon a through investigation of the claims, that any further proceedings and litigation by the Town would involve considerable expense with the attendant uncertainty of the outcome and that the settlement of the above matter(s), as more fully set forth below, is reasonable and in the best interests of the Town; and

WHEREAS, KRG Realty Co. is willing to settle these proceedings without interest, costs or disbursements, in the following manner;

- (1) That the proceeding for the 2009-10 tax year be confirmed at an assessment of \$513,000
- (2) That the proceeding for the 2010-11 tax year be confirmed at an assessment of \$416,125
- (3) That the proceeding for the 2011-12 tax year be confirmed at an assessment of \$435,750
- (4) That the proceeding for the 2012-13 tax year be confirmed at an assessment of \$437,500

That petitioner's real property taxes for the years 2009-10, 2010-11, 2011-12 and 2012-2013 be adjusted accordingly and that the petitioner be reimbursed, if paid, for any overpayment, without interest, if paid within sixty (60) days of notice of entry, or be credited with the corresponding decrease in taxes, as the case may be; and

That the petitioner agrees to waive the right to challenge the 2013-14, 2014-15 and 2015-16 real property tax year assessments pursuant to RPTL Section 727

NOW, BE IT THEREFORE RESOLVED, that the proposed settlement as set forth and described above is hereby accepted pursuant to Section 68 of the Town Law and it is further;

RESOLVED, that JoAnn Soules, Assessor of the Town of Goshen, Dennis P. Caplicki, Esq., Attorney for the Town of Goshen, and Douglas Bloomfield, Supervisor of the Town of Goshen be and they are hereby authorized to take any and all steps and sign any and all documents necessary to effectuate the terms of this resolution;

Upon Roll Call Vote:

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

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

E. NEW BUSINESS:

1. RECAP RESULTS OF HURRICANE SANDY

Supervisor Bloomfield praised Broderick Knoell and Mark Warren (DPW) for their pre-storm preparation in renting 2 generators to be used at the sewage lift station pumps. They also rented a couple of other generators as back-up for water. With this plan in place, the systems operated throughout the entire storm. When the hurricane hit, other municipalities DPW were stranded with the loss of power. The day before the hurricane, we disconnected the Orange and Rockland power from the sewage pumps and hooked up the generators. When Arcadia Hills lost power to the pumps, the generators took over for several days. Hambletonian Park did not lose power to their pumps. When the hurricane passed, we reconnected to Orange and Rockland. "Wonderful, advanced thinking" said Supervisor Bloomfield.

In addition, the Town closed 7 roads for several days, with live wires down. Two of Hambletonian Park's well facilities were damaged by fallen trees. Those wells operated on back-up generator power. Scotchtown Avenue had no power due to fallen trees. However, when the Scotchtown District water facility lost power, our back-up generators took over. After a couple of days, two of the generators were freed-up and we offered them to the County. They were instantly given out to other municipalities without power. In general, the Town of Goshen lost power in many residential areas, but not as much as other areas in Orange County. Councilman Newbold thanked Supervisor Bloomfield for his constant contact with the County in updating and assisting the residents in Goshen.

2. RESOLUTION: AMEND THE QUEST SPECIFICATIONS FOR ASBESTOS REMOVAL FOR SALESIAN BUILDING

Previously the Town had authorized Quality Environmental Solutions & Technologies, Inc. (QUEST) to conduct certain environmental testing and prepare abatement design services with respect to asbestos issues relating to the cleanup of the Salesian property. To update the 2005 report, about 20 additional laboratory samples and tests need to be taken at a cost of \$2,430; one half of which cost will be the responsibility of the Village of Goshen.

**TOWN OF GOSHEN
RESOLUTION**

**AUTHORIZATION TO EXPEND ADDITIONAL MONIES PURSUANT TO
PREVIOUSLY APPROVED REQUEST FOR PROPOSALS FOR ASBESTOS
CLEANUP OF SALESIAN SCHOOL PROPERTY**

INTRODUCED BY: Councilman George Lyons

SECONDED BY: Councilman Louis Cappella

DATED: November 8, 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 8th day of November, 2012

WHEREAS, the Town Board of the Town of Goshen has previously authorized Quality Environmental Solutions & Technologies, Inc. (QUEST) to conduct certain environmental testing and prepare abatement design services with respect to asbestos issues relating to the cleanup of the Salesian property located in the Village and Town of Goshen, and

WHEREAS, effective 2012, additional laboratory testing and an update of the originally proposed and completed 2005 asbestos report is required in the nature of approximately 20 additional laboratory samples and tests, and

WHEREAS, said additional laboratory samples and testing by QUEST will cost an estimated \$2,430; one half of which cost will be the responsibility of the Village of Goshen, and

WHEREAS, the Town of Goshen wishes to authorize the payment to QUEST of its one-half share of the aforementioned amount to complete the pertinent additional laboratory samples and testing,

NOW, THEREFORE, BE IT RESOLVED that the Town of Goshen does hereby authorize QUEST, at an estimated cost not to exceed \$2,430 (one half of which shall be the responsibility of the Town of Goshen and one half of which shall be the responsibility of the Village of Goshen), to perform approximately 20 additional laboratory tests and update the 2005 asbestos report with respect to the Salesian property located in the Town and Village of Goshen.

Discussion:

Councilman Lyons noted that the original bid estimate for the demolition of the Salesian building and asbestos abatement was under priced. Using the 2012 specifications more samples/tests were needed. A new RFP for *only* the asbestos abatement will be developed. Once the asbestos is removed, we'll have different ways to cost effectively take down the Salesian building.

Upon Roll Call Vote:

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

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

3. RESOLUTION: PURSUANT TO CHAPTER 75, PROPERTY MAINTENANCE TAX LEVY AGAINST SECTION 25, block 3, LOT 14

A Notice of Violation was served to 6 Larchwood Drive for not being maintained in conformance with the requirements of chapter 75 of the Code of the Town of Goshen. DBROS Landscaping brought the premises into compliance at a cost of \$1,513.75. Together with the Town of Goshen legal fees in the amount of \$262.50 a total sum of \$1,776.25 will be charged to the subject property in the annual tax levy against the property.

**TOWN OF GOSHEN
RESOLUTION**

**Authorizing Payment and Tax Levy with Respect to Cleanup of
Real Property Pursuant to Chapter 75, Property Maintenance,
of the Code of the Town of Goshen**

INTRODUCED BY: Councilman Philip Canterino

SECONDED BY: Councilman Louis Cappella

DATED: November 8, 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 8th day of November, 2012

WHEREAS, pursuant to Chapter 75, Property Maintenance, of the Code of the Town of Goshen, the owner(s) in title of real property known as 6 Larchwood Drive and known on the tax maps of the Town of Goshen as Section 25, Block 3, Lot 14, were notified and served with a Notice of Violation setting forth that the aforementioned real property was in violation of and not being maintained in conformance with the requirements of Chapter 75 of the Code of the Town of Goshen entitled Property Maintenance, and

WHEREAS, the responsible parties for the aforementioned real property have not responded nor undertaken any activities to remedy or address the violation(s) set forth in Notice of Violation from the Town of Goshen, and

WHEREAS, the responsible parties have, to date, failed to comply with the requirements as set forth in Chapter 75 of the Code of the Town of Goshen, and

WHEREAS, the Town of Goshen hired DBROS Landscaping at a cost of \$1,513.75 to remedy any Chapter 75 violations which existed on the subject premises and DBROS Landscaping did bring said premises into compliance with the requirements of Chapter 75 of the Code of the Town of Goshen, and

NOW, THEREFORE, BE IT RESOLVED, that the DBROS Landscaping be paid the sum of \$1,513.75 as set forth in the invoice annexed hereto in Schedule A, and that said invoice expense, together with the Town of Goshen legal costs in the amount of \$262.50, for a total sum of \$1,776.25, be charged to the subject property by including such expense in the annual tax levy against the property.

Discussion: Councilman Lyons questioned the sales tax on the bill submitted by DBROS. As a municipality, we don't pay sales tax; therefore the bill should be lower. Attorney Caplicki will look into this matter.

Upon Roll Call Vote:

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

Vote: Resolution carried by a vote of 5 to 0

F. FINANCE:

Councilman Canterino made the motion to authorize the Supervisor to pay Accounts Payable check run for 11/1/2012 amounting to \$212,608.01. Councilman Lyons seconded the motion.

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

G. PRIVILEGE OF THE FLOOR

Joel Markowitz inquired if there was a protocol in place between the utility companies and municipalities for prioritizing power? Answer: Yes, in fact on the first day of the hurricane, Orange & Rockland asked which roads had priority to turn off the power for line repairs.

EXECUTIVE SESSION:

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

1. Tax Certiorari Status Update
2. Contract With Perma For Workman's Comp
3. Potential Litigation - Police Department

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

Adjournment: 9:10PM

Priscilla Gersbeck, Deputy Town Clerk