

The Regular Meeting of the Town Board of the Town of Goshen was held on the 17th day of December, 2007 at 7:30 p.m. in the Town Hall located at 41 Webster Avenue, Village of Goshen, County of Orange, State of New York.

Present:

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

Also Present: Dennis Caplicki, Town Attorney

A. CALL TO ORDER: Supervisor Bloomfield called the meeting to order and led the Pledge of Allegiance.

B. AMENDMENT TO THE AGENDA: None

C. PRIVILEGE OF THE FLOOR: No Comments

D. REPORTS:

COUNCILMAN CAPPELLA reported at the last meeting there was a letter from Daniel Slesinski, Goshen Town resident and farmer, requesting a reduction of the speed limit on Cross Road from its current limit of 55 mph to 40 mph. He said he told the Board he would go out and inspect the road, which he did. There are four signs, two in each direction, stating the current limit is forty.

He also reported he and Village Trustee Lynn Cione inspected the items which were saved when the Salesian mansion was taken down. The items were stored in a trailer near the Highway Department. He said the odor of lead paint was very evident when the trailer was opened and the articles are starting to deteriorate. He said they were not shrink wrapped as they were supposed to be. Councilman Cappella said Trustee Cione is taking it up with the Village Board to hold an auction and also to encourage local builders to possibly purchase items and put them in buildings they are doing within the Village or the Town limits. He said the items need to be addressed before there is more deterioration.

He said he and the Highway Department wishes everyone a Merry Christmas and a Happy New Year.

COUNCILMAN NEWBOLD reported he met with Supervisor Bloomfield and Joe Klopchin to discuss improvements to our water districts. Mr. Klopchin is concerned about the water tank on Scotchtown and felt the large amount of residue on the bottom of the tank may be causing the discoloration. Councilman Newbold said Mr. Klopchin is in the process of investigating the problem and will report back to the Board with whatever options are available.

Councilman Newbold wished everyone a Merry Christmas and Happy Holidays to the Board and to all.

COUNCILMAN LYONS reported the Police Department received a complimentary letter from a citizen for finding her children who, without her knowledge, had gone out the front door, along with the dog. The children were twenty one month old twins. Officer Cecil Thomas was on patrol and spotted the children playing with the dog, with no adult supervision. He stopped and took care of the children until he could let the mother know they were out.

He reported also that there is a lot of action from the Police Department, due to the new license plate readers. The officers have issued a large number of citations since obtaining them.

Councilman Lyons said some time ago a locker room was added to the station and it was painted. In January some of the inmates from Otisville will be coming in to paint the entire station.

He also reported there will be no meetings in the near future for the Growth Committee, he had been attending, prior to the recent school referendum vote for the school budget.

He also wished Happy Holidays and a Happy New Year to one and all.

COUNCILMAN CANTERINO wished everyone a Happy Holiday also. He reported Joint Recreation has some litigation, but that will be discussed in Executive Session.

He reported one of the Eagle Scouts, Ethan Hankler, would like to do a project involving the site of the mansion at Salesian. It will be quite involved and he will keep the Board aware of the progress as it evolves.

He reported a new cooking class that Joint Recreation offered, worked out very well and had an excellent response. Councilman Canterino said he had spoken to the Board about an extension of the kitchen at Craigville Park. He reported there may be some problems with the extension or expansion in regard to the slate flooring not being able to hold the weight. He said one of the engineers is going to look at the project and give his recommendations to the Board.

SUPERVISOR BLOOMFIELD said he would like to comment on Councilman Cappella's report of the architectural pieces collected from Salesian mansion. He said originally they were to be auctioned off, but to local people so they would remain in the Village and Town of Goshen.

The Supervisor reported he and Councilman Canterino just finished two sessions with the CSEA negotiations, and they went well.

He announced there will be a Public Hearing at the Orange County legislature on December 20th, at 9:30 a.m. in regard to the Brookfield Farm PDR. At that time the Supervisor will be presenting our part from the Town.

The Supervisor said he talked again with John Hall's office in regard to the \$400,000.00 grant. The grant is still in abeyance, and he was told they hope to have it resolved by Christmas.

He announced the annual Association of Towns will be held in February in New York City. He said anyone can go, but he is not going to attend and said they are very helpful and will answer any questions, etc. at any time over the phone.

The Supervisor said he and Councilman Canterino attended a meeting with Orange County to thank them for the County of Orange Community Development Grant. This was a joint venture with the Village and will be discussed later in the meeting.

He said he was very proud of the fact that the Town now will be processing our own payroll. He said the new software has been installed, people trained and it seems to be doing quite well. Therefore, in January the budget office will be doing the checks. This will be a savings of \$300 to \$400 a month.

The Supervisor wished everyone a Happy Holiday.

E. OLD BUSINESS:

1. Hometown on Line Franchise: Supervisor Bloomfield explained this company had come before us previously and would like to supply cable to the small segment of the Town of Goshen which they have been serving with telephone service for some time. He said the Public Hearing has been held and it is time to do a resolution in reference to the franchise. .

Attorney Caplicki reported the company is willing to pay a fee of 5%, the highest fee allowed in the State of New York. He said the agreement is being drawn up and the Board should see it before agreeing to it. It will be re-addressed at the January 10th meeting.

2. ACCEPTANCE OF DICKERSON & MEANY INSURANCE CONTRACT

**TOWN OF GOSHEN
RESOLUTION**

**Appointment of Dickerson & Meany, Inc. as the Town of Goshen's Insurance
And Approval of Selective Insurance Company Renewal Package
Policy Term January 1, 2008 through January 1, 2009 and
Approval of Travelers Insurance Company Renewal Package for Crime Coverage
For Fiscal 2008**

INTRODUCED BY: Councilman George Lyons
SECONDED BY: Councilman Louis Cappella
DATED: December 17, 2007

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 17th day of December , 2007;

WHEREAS, the Town Board of the Town of Goshen has elected to appoint Dickerson & Meany, Inc. as the Town of Goshen's Insurance Consultant, and

WHEREAS, Selective Insurance Company has presented a renewal package of insurance to the Town of Goshen for the term of January 1, 2008 through December 31, 2008 which policy includes public officials liability and police professional liability and OCP, and

WHEREAS, Travelers Insurance Company has offered a renewal policy to the Town of Goshen with respect to crime coverage,

NOW, THEREFORE BE IT RESOLVED, that Dickerson & Meany, Inc. is appointed the Town of Goshen's Insurance Consultant and the renewal package policy proposed by Selective Insurance Company for the year January 1, 2008 to December 31, 2008 with an annual premium of \$95,450.91 be accepted and approved and the Travelers Insurance Company proposal for a renewal of the crime coverage for the Town of Goshen with an annual premium of \$1,450 be accepted and approved.

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.

3. APPROVAL OF TOWN BOARD MEETING MINUTES OF NOVEMBER 8, 2007:

Councilman Lyons made the Motion to approve the Town Board meeting minutes of November 8, 2007. The Motion was seconded by Councilman Canterino. Motion carried by a vote of 4 to 0, with Councilman Newbold abstaining as he was not present at this meeting.

F. NEW BUSINESS:

1. DISCUSSION OF PROPOSED PLANNING/BUILDING MORATORIUM:

Attorney Caplicki explained the Board has a resolution in front of them regarding the proposed Local Law #1 of 2008, which is establishing a Public Hearing on a residential moratorium for January 24, 2008. He stated the Board, over the last month, has had various discussions and conferences regarding the input it received from the Public Hearings on the proposed Local Laws II and III. He said also the Board has received a great deal of input from the public, applicants and interested parties. Also this is the time when the Board is called upon to review the Town's Comprehensive Plan.

It has been decided that the Board is in need of time to perform the necessary analysis and studies that will be needed. Also, time will be needed to review and possibly revise the Town's Comprehensive Plan and Zoning Code. If revisions are made, the Board will have to meet the necessary compliance with the analysis and procedures mandated by the State Environmental Quality Review Act (SEQRA). In order to do what has to be done, the Board has been advised by their consultants that the Town enter into a moratorium pertaining to the approval of any residential subdivisions consisting of twenty lots or higher. He said the moratorium would likely last for approximately eight months or perhaps even a shorter period. He presented the Board with a proposed text of the Local Law pertaining to the moratorium, which by law, will now be referred to the County Planning Department for comment.

After a brief discussion Councilman Canterino introduced the following Resolution:

TOWN OF GOSHEN

RESOLUTION

Local Law #1 of 2008

INTRODUCED BY: Councilman Philip Canterino
SECONDED BY: Councilman Kenneth Newbold
DATED: December 17, 2007

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 17th day of December, 2007;

WHEREAS, a local law, being proposed local law #1, a copy of which is attached hereto, was introduced at this meeting by a member of the Town Board, and

WHEREAS, this Board desires to hold a public hearing in respect to the adoption of said local law,

NOW, THEREFORE BE IT RESOLVED, that a public hearing be held by the Board with respect to the adoption of the aforesaid local law at 7:35 p.m., or as soon thereafter as the matter can be heard, on the 24th day of January, 2008 at Town Hall, 41 Webster Avenue, Goshen, New York, and it is further

RESOLVED, that the Town Clerk is hereby authorized and directed to cause public notice of said hearing to be given as provided by law.

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.

2. DISCUSSION OF BFJ PLANNING PROPOSAL: Supervisor Bloomfield explained the work that will go into the update of the Town Comprehensive Plan, Amendments to the Zoning Law and associated State environmental Quality Review Act documentation and analysis will be significant. Therefore, the Board has approached BFJ Planning and Environmental Consulting Services. They in turn presented the Board with a proposal which the Board reviewed. The Board was concerned with the expense, but Attorney Caplicki stated a lot of the work has been done and he and the Town Planner, Edwin Garling will monitor the company to be sure things that have been done will not be duplicated. Therefore, the fees mentioned should not be reached and are “not to exceed” amounts.

**TOWN OF GOSHEN
RESOLUTION**

**Approval of Proposal for Planning and Environmental Consulting
Services of BFJ Planning for the Preparation of an Update to the
Town Comprehensive Plan, Amendments to the Zoning Law, and
Associated State Environmental Quality Review Act
Documentation and Analysis**

Introduced By: Councilman Philip Canterino
Seconded By: Councilman Kenneth Newhold
Dated: December 17, 2007

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 17th day of December, 2007;

WHEAREAS, the Town Board of the Town of Goshen is in the process of reviewing, updating and modifying its Comprehensive Plan and Zoning Laws, and

WHEAREAS, the Town Board of the Town of Goshen requires certain planning and environmental consulting services in connection therewith, and

WHEREAS, THE Town Board of the Town of Goshen has requested of BFJ Planning of 115 Fifth Avenue, New York, New York a proposed scope of services and fees with respect to planning and environmental consulting services for the preparation of an update to the Town Comprehensive Plan, Amendments to the Zoning Law of the Town of Goshen and the associated State Environmental Quality Review Act documentation and analysis,

NOW, THEREFORE BE IT RESOLVED, that the Town of Goshen accept the proposed scope of services, fee and schedule for planning and environmental consulting services as submitted by BFJ Planning, a copy of which is attached hereto, not to exceed \$68,500 for the preparation and an update to the Town Comprehensive Plan, Amendments to the Zoning Law and associated State Environmental Quality Review Act

documentation and analysis and not to exceed \$20,000 to review and update the 2006 Stantec Goshen Townwide Traffic Study.

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.

3. DISCUSS POTENTIAL CHANGE IN WORKERS' COMPENSATION

Supervisor Bloomfield explained that in the past Goshen, as most of the communities in Orange County, have belonged to the Orange County Risk Management Group. This group has now hired Triad, a company who will look into the servicing needs of Workers' Compensation plans. He said the premiums on Workers' Compensation have continued to go up and he has been meeting with the County and Insurance providers who would like to cover us for a lesser cost. The Supervisor said he is now looking into two companies and just wanted to inform the Board of his progress and he will continue to do so, because in January he will bring a proposal or two to the Board so it can make a determination as to what path it would like to take. Supervisor Bloomfield said he feels the County really wants to get out of the insurance business and many of the municipalities are leaving January first and others are leaving in February.

4. CDG APPROVAL FOR \$225,000 TO ALLEVIATE FLOODING IN THE VILLAGE

Supervisor Bloomfield explained this is a Community Development Grant to the Village of Goshen to alleviate flooding in certain areas of the Village. The Town supported the Village and it became a joint effort allowing the Village to obtain \$225,000 as opposed to a lesser amount if the Village had applied for it alone.

TOWN OF GOSHEN RESOLUTION

Approval of Proposal for County of Orange Community Development Grant to the Village of Goshen to Alleviate Flooding in Certain Areas of the Village of Goshen

Introduced By: Councilman Kenneth Newbold

Seconded By: Councilman Philip Canterino

Dated: December 17, 2007

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 17th day of December, 2007;

WHEREAS, the Town Board of the Town of Goshen is interested in supporting the Village of Goshen in connection with their efforts to alleviate flooding in certain areas of the Village of Goshen, and

WHEREAS, the County of Orange has proposed to grant to the Village of Goshen a Community Development Grant in the sum of \$225,000 in order to alleviate flooding in the area of Greenwich Avenue, Green Street and Bruen Place by the installation of piping, catch basins and related sidewalk, street and landscaping restoration.

NOW, THEREFORE BE IT RESOLVED, that the Town of Goshen joins in and supports the proposal for the County of Orange to provide to the Village of Goshen a Community Development Grant for the purpose of alleviating flooding in the area of Greenwich Avenue, Green Street and Bruen Place by the installation of piping, catch basins and related sidewalk, street and landscaping restoration; as more particularly set forth in Schedule A annexed hereto.

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. YEAR END BUDGET TRANSFERS:

Supervisor Bloomfield presented the Budget Officer's request for approval to make year-end budget transfers of all funds from their contingency account budgets, from accounts with excess budget dollars available for transfer, and from fund balance accounts where necessary. He also requested approval to make budget transfers of the following list of accounts for year-end closing purposes, also from monies budgeted originally to cover cost overruns and price increases during the year.

Councilman Cappella made the Motion to approve the transfers requested by the Budget Officer. The Motion was seconded by Councilman Newbold. Motion carried unanimously.

Budget Transfers for year-end closing purposes:

GENERAL FUND (A)

A 1110-000	MUNICIPAL COURT	\$	7,430.05	
A 1110-444	Office Expense			\$ 380.05
A 1110-454	Interpreter/Reporter			\$ 800.00
A 1110-480	Training			\$ 800.00
A 1990.400	Contingent			\$ 5,450.00
A 1220-000	SUPERVISOR	\$	1,623.99	
A 1220-414	Dues			\$ 500.00
A 1220-474	Cell Phones			\$ 504.63
A 1220-476	Telephone			\$ 489.44
A 1220-480	Training			\$ 129.92
A 1330-000	TAX COLLECTOR	\$	585.65	
A 1330-400	Contractual-Lock Box			\$ 585.65
A 1340-000	BUDGET	\$	2,149.12	
A 1340.408	Accounting Clerk-New(P. Gugliotta)			\$ 2,149.12
A 1355-000	ASSESSOR	\$	4,572.52	
A 1355-403	Auto Maintenance			\$ 2,500.00
A 1355-414	Dues			\$ 220.00
A 1355-780	Training			\$ 528.99
A 1990-400	Contingent			\$ 1,323.53
A 1410-000	TOWN CLERK	\$	875.00	
A 1410-401	Advertising			\$ 875.00
A 1420-000	LAW	\$	52,576.60	
A 1420-432	Attorney-Municipal			\$ 10,000.00
A 1420-455	Attorney-Bonds			\$ 2,000.00
A 1990-400	Contingent			\$ 40,576.60
A 1430-000	PERSONNEL	\$	2,573.95	
A 1990-400	Contingent			\$ 2,573.95
A 1440-000	ENGINEER	\$	3,735.10	
A 1440-491	Grant Writer			\$ 1,500.00
A 1990-400	Contingent			\$ 2,235.10
A 1450-000	ELECTIONS	\$	20,226.52	
A 1450-110	Election Custodians			\$ 2,950.00
A 1450-120	Inspection & Clerks			\$ 14,250.00
A 1990-400	Contingent			\$ 3,026.52
A 1620-000	BUILDINGS	\$	1,999.01	
A 1620-457	Repairs-Building			\$ 1,999.01
A 1650-000	CENTRAL COMMUNICATIONS	\$	439.50	
A 1650-434	Nycomco/Radios			\$ 439.50
A 1670-000	CENTRAL PRINTING AND MAILING	\$	8,376.95	
A 1990-400	Contingent			\$ 8,376.95
A 1680-000	CENTRAL DATA PROCESSING	\$	13,223.10	
A 1990-400	Contingent			\$ 13,223.10
A 1920-400	DUES	\$	99.00	
A 1990-400	Contingent			\$ 99.00
A 3510-000	DOG WARDEN	\$	1,741.23	
A 1990-400	Contingent			\$ 1,741.23
A 5010-000	HIGHWAY ADMINISTRATION	\$	145.95	
A 5132-211	Highway-Building Improvements			\$ 145.95
A 5132-000	HIGHWAY-GARAGE	\$	28,527.24	
A 5132-211	Highway-Building Improvements			\$ 28,527.24
A 5630-000	BUS OPERATIONS	\$	56,872.47	
A 0909	Fund Balance			\$ 56,872.47
	(COVERED BY FEDERAL REVENUES)			

GENERAL OUTSIDE (B)	
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B 1420-000	LAW	\$	63,693.87	
B 1991-400	Contingent			\$ 63,693.87
B 1440-000	ENGINEER	\$	5,458.88	
B 1440-488	Road Inspections			\$ 5,458.88
B 3120-000	POLICE	\$	33,338.89	
B 3120-209	Computer Software			\$ 6,000.00
B 3120-480	Training			\$ 9,500.00
B 1990-400	Contingent			\$ 17,838.89
	(OFFSET BY TRACS GRANT)			
B 3620-000	SAFETY	\$	3,814.65	
B 3620-432	Legal-Violations			\$ 3,814.65
B 5182-484	FLAG POLE	\$	160.79	
B 1990-400	Contingent			\$ 160.79
B 7620-000	ADULT RECREATION	\$	656.84	
B 7620-436	Building Maintenance			\$ 656.84
B 8020-000	PLANNING	\$	4,511.61	
B 8020-432	Legal			\$ 4,511.61
B 8160-400	REFUSE	\$	897.75	
B 8160-400	Refuse & Garbage			\$ 897.75
B 9730-000	BOND ANTICIPATION NOTES	\$	10,166.00	
B 1990-400	Contingent			\$ 10,166.00
	(PD. BAN IN FULL A YEAR EARLY)			

HIGHWAY TOWNWIDE (DA)	
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DA 5130-000	MACHINERY	\$	62,437.40	
DA 5140-000	MISCELLANEOUS EQUIPMENT	\$	1,122.82	
DA 5140-410	Chain Saw			\$ 1,122.82
DA 5130-418	Equipment Maintenance			\$ 8,000.00
DA 1990-400	Contingent			\$ 54,437.40
	(GRANT PENDING FOR THE NEW TRUCK)			

HIGHWAY TOWN OUTSIDE (DB)	
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DB 5110-000	GENERAL REPAIRS	\$	11,357.20	
DB 5110-451	Patch/Blacktop			\$ 11,357.20
DB 5112-000	PERMANENT IMPROVEMENTS	\$	245,042.56	
DB 5112-110	CHIPS-Personnel Services			\$ 18,500.00
DB 5112-200	CHIPS-Improvements			\$ 66,000.00
DB 5112-203	Road Program-Capital			\$ 100,000.00
DB 1990-400	Contingent			\$ 60,542.56
	(CONTINGENCY WILL BE OFFSET BY FEMA REVENUES)			
DB 9730-000	BOND ANTICIPATION NOTES	\$	1,036.33	
DB 1990-400	Contingent			\$ 1,036.33

6. FEALY/PRINCIPI:

Supervisor Bloomfield explained that involves the New Horizons Subdivision which is proposing an eight lot subdivision. Representatives met with the Board a number of times regarding a problem they are having with water percolations on this property and they would now like to propose one lot that percs very well and turn it into a series of pump stations to support the eight lots and create a huge leech field. They came before the Board requesting this and would like the Board to create a sewer district. At that time the Board refused to do so and suggested they find a technology that would solve their problem.

Supervisor Bloomfield said they returned asking to create a Home Owners Association that would manage the sewer. He said he would like the Board to authorize the Supervisor to refer New Horizons Subdivision to the Town Engineer, Dennis Lindsay, for analysis and recommendations.

**TOWN OF GOSHEN
RESOLUTION**

**Referring New Horizons Subdivision Application (Section 10 Block 1 Lot 28) to
Town Engineer, Dennis Lindsay, for Analysis and Recommendation**

Introduced By: Councilman George Lyons
Seconded By: Councilman Philip Canterino
Dated: December 17, 2007

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 17th day of December, 2007;

WHEREAS, the Town Board requests that said application/proposal be analyzed by the Town Engineer and that the Town engineer make recommendations with respect thereto.

NOW, THEREFORE BE IT RESOLVED, that the application of New Horizons Subdivision be referred to Town Engineer, Dennis Lindsay, for analysis and recommendation (s). With all costs to be the responsibility, and paid for, by the applicant.

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.

G. FINANCE: Councilman Lyons made a Motion to authorize the Supervisor to pay Manual A/P Check Run as of 11/20/2007 amounting to \$998,074.97; 11/29/07 amounting to \$6,120.43; A/P run of 12/10/07 amounting to \$270,693.42; A/P run of 12/13/07 amounting to \$523,073.20. The Motion was seconded by Councilman Newbold. Motion carried unanimously.

Attorney Caplicki stated in regard to the moratorium there was one more procedural item. He said the Board would have to declare itself lead agency for SEQRA . Councilman Canterino made a Motion to declare the Town Board as lead agency for the moratorium and it is a type two action and as such no further SEQRA action will be required in regard to the proposed moratorium. The Motion was seconded by Councilman Lyons. Motion carried unanimously.

H. PRIVILEGE OF THE FLOOR:

Doris Bialas asked why there were trucks parked on Maple Avenue. The Supervisor replied he and Councilman Cappella are looking into it.

She also commented on why the Humane Society just turned in their financial report to the Town Board when they had all that information available when they filed their taxes.

H. ADJOURNMENT – EXECUTIVE SESSION

Supervisor Bloomfield made a Motion to go into Executive Session to discuss the following: a. Joint Recreation, b. Serdarevic, c. Sullivan, d. MTBEs, e. Bartley & Cockburn, f. IWS, with no intent to return. The Motion was seconded by Councilman Newbold. Motion carried unanimously.

Time: 9:20 p.m.

Valma Eisma, Town Clerk