

TOWN OF GOSHEN
TOWN BOARD MEETING
December 09, 2010
MINUTES

A regular meeting of the Town Board of the Town of Goshen was held on the 09th day of December, 2010 at 7:30pm 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
	Louis Cappella	Councilman
	George Lyons	Councilman
	Kenneth Newbold	Councilman

Also Present:	Dennis Caplicki	Attorney for the Town
	Priscilla Gersbeck	Deputy Town Clerk

A. CALL TO ORDER

The meeting was called to order by Supervisor Bloomfield at 7:31 pm, followed by the Pledge of Allegiance.

[Change in the Agenda]

7:30pm › Councilman Newbold made the motion to enter into Executive Session to discuss the Al Turi Litigation with the intent to return. The motion was seconded by Councilman Cappella.

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

8:02pm › Councilman Newbold made the motion to reconvene the Town Board Meeting. Councilman Canterino seconded the motion.

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

B. AMENDMENT TO THE AGENDA

Councilman Lyons received communication from Scott Liebert stating that he will not be presenting a proposal to the Town for 2011 Insurance Coverage.

C. PRIVILEGE OF THE FLOOR (agenda items only)

None at this time.

D. REPORTS:

Councilman Cappella reported that everything is the same as last week, nothing new to add.

Councilman Newbold reported that everything is the same as last week, nothing new to add.

Councilman Lyons reported that the JRC used two busses yesterday to transport 114 people to the Christmas Spectacular in NYC. Also the construction of the Salesian Park bathrooms is in progress.

Councilman Canterino stated that this is the time of year that the Carters/Haulers are notified to renew their Carting/Hauling licenses. All of the notifications have gone out. About 50% have responded. Therefore a *second* notification will be sent out to those who have not responded. This will give them ample time to renew their Carting/Hauling license before the due date of January 1, 2011. The Town permit sticker for 2011 is blue. Councilman Canterino has been in contact with the Police Department regarding this matter.

Supervisor Bloomfield reported that this week, the Army Corp of Engineers sent a river expert from Mississippi to “walk” the Wallkill River section in Goshen. He spoke with the farmers, whose property is along the Wallkill River and to those responsible for maintaining the River. The Federal Government suggested that a study be done to alleviate flooding from the Wallkill River in the black dirt area. One of the biggest hurdles will be the funding of this study.

E. OLD BUSINESS:

1. Review of Insurance Proposal for 2011 – Greg Townsend – Marshall & Sterling

Representing Marshall & Sterling Insurance Agency, Mr. Greg Townsend gave a lengthy presentation to the Board Members. He distributed packets detailing Marshall & Sterling’s *proposal* of insurance coverage for the Town in 2011. A *proposed* premium summary outlined contents of a package with US Specialty Ins. Co. to include Property Coverage, General Liability, Inland Marine, Law Enforcement, Public Officials Liability, Business Auto and Employment Practices Liability plus OCP and Umbrella Liability. Crime coverage with Hartford Fire Ins. Co. and an excess umbrella with Westchester Fire Ins. Co. are included. The *proposed* grand total premium stands at \$76,642.51.

Satisfactory answers were given to the questions from the Board Members. Discussion covered the umbrella additional coverage (15 million over top), Tail Claims, coverage of legal settlements, environmental disaster coverage, possibility of JRC consolidation coverage and many other possibilities of carrier coverage.

2. Tax Receiver Bond for 2011

This will be discussed when an insurance company is selected.

3. Discuss Joining Other Municipalities To Oppose Orange & Rockland Rate Increase

Supervisor Bloomfield commented that 13 or 14 municipalities have united in opposition to Orange & Rockland’s 2010 rate increase (9% - 13%). Daniel Duthie, Attorney At Law, along with the Hudson River Energy Group will represent the municipalities. Services will be charged equally and capped at \$3,000 for each municipality. Supervisor Bloomfield received skepticism from the Board Members regarding the qualifications of Attorney Duthie along with his fee ratios and scope of services. Some of the concerns

covered Mr. Duthie's credentials and the extent of his presentation. Other than an unimpressive contract, the billing process was scrutinized.

Councilman Newbold made the motion to authorize the Supervisor to sign a contract with Daniel Duthie, representing the Town of Goshen to contest the proposed Orange & Rockland rate increases. The motion was seconded by Councilman Cappella.

Discussion:

Councilman Cappella mentioned that most of the rates are between 9% and 11%. If 2% was saved it would add up to more than \$3,000 for the community.

Councilman Lyons voiced his opposition to any O & R rate increase. He is displeased with the wording on the contract pertaining to payment.

Councilman Canterino questioned the credentials of Mr. Duthie. He would prefer that this issue to be handled by the Association of Towns.

Supervisor Bloomfield has discussed this matter with Supervisor Michael Sweeton, Town of Warwick, who agrees with him. In accordance with the other 13 municipalities he feels that the Town of Goshen should join in opposing Orange & Rockland's rate increase.

Upon Roll Call Vote:

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

Vote: Resolution carried by a vote of 3 to 2.

Councilman Canterino stated for the record; Supervisor Michael Sweeton is a very respectable person. There are no remarks against Mr. Sweeton. It's all about the *issue* and voted on the issue.

4. Scotchtown Water District Storage Tank Installation Near Completion

Supervisor Bloomfield reported that the job was completed today and is online. A new pump and new casing were installed inside the new storage tank. Supervisor Bloomfield noted that the Town has two wells on this property. Well #1 is in the building. Well #2 is about 50 feet from the building. This abandoned well has never been wired. Depending on the Dept. of Health's criteria, this well may be used as a back-up.

Councilman Newbold credited the Board for pursuing the re-bid process to obtain an acceptable installation rate/tank.

F. NEW BUSINESS:

1. Set Date for Town of Goshen Reorganization Meeting for 2011

Councilman Cappella made the motion to hold the Town of Goshen reorganization meeting on January 3, 2011 at 7:00pm. The motion was seconded by Councilman Newbold.

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

Priscilla Gersbeck, Deputy Town Clerk