

The Regular Meeting of the Town Board of the Town of Goshen was held on the 23rd of March, 2006 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
George Lyons	Councilman	Kenneth Newbold	Councilman

Absent: Louis Cappella, Councilman

Also Present: Howard Protter, Town Attorney

A. CALL TO ORDER

Supervisor Bloomfield called the meeting to order at 7:35 p.m. and asked Councilman Lyons to lead the Pledge of Allegiance.

B. AMENDMENT TO THE AGENDA: None

C. PRIVILEGE OF THE FLOOR (agenda items only): Doris Bialas stated “the Town of Goshen is not fiscally stable for us to borrow money to purchase another police vehicle, and I don’t think we should be doing it.”

D. REPORTS

Councilman Newbold: Councilman Newbold reported a meeting with Al Fusco of Fusco Engineering involving the water main replacement to be done in Hambletonian Park and said this will be going forward. He said there have been water meetings and he was happy there was a final solution to the Scotchtown Water District.

Councilman Lyons: Councilman Lyons reported Sergeant Matthew Imperio and wife Jill are the proud parents of a new baby boy, Alexander James and all are doing fine. He said the Police Department is in the process of being trained in the National Incident Command System. Training started at the Orange County Training Center and the basic can be done on line, which the officers are in the process of doing now. Councilman Lyons said there are several items on the agenda that are Police items and he will speak to them as they come up on the agenda.

Councilman Canterino: Councilman Canterino reported the Recreation Commission is busy. He attended a meeting with the JRC and the Little League last night to go over a new contract that will be used with organizations using the park. The Little League had some concerns about the contract, they took the contract and will come back to negotiate the terms at a later date. He reported the other programs are coming along very well, but he expressed concerns for a petty cash fund to be set up, as members are using a lot of money out of their own pockets to purchase items needed. He felt this to be unfair and would like to see it addressed. He said the people on the Joint Recreation Commission work very hard and it is somewhat of a thankless job.

Councilman Caterino reported he is still working on the five year budget plan and will have to contact all the department heads to find what their expenses will be over a five year period.

Supervisor Bloomfield: Supervisor Bloomfield started his report saying he would like to welcome the Town Clerk, Val Eisma, back after her surgery. He stated he would like to recognize the Deputy Town Clerk, Linda Doolittle for the great job she did for the three to four weeks where she did both her job as deputy and the Town Clerk's work as well. He said his job, during that time, was smooth as could be relative, to what he needed. Supervisor Bloomfield stated there were times he thought "we were wearing her out, but she kept going like the Ever Ready Battery bunny." He said he would also like to thank the other two part timers, in the Clerk's office, Vilma Lawla and Dee Giattino, who also did a great job.

Supervisor Bloomfield stated when he ran for office he stated he would be a full time Supervisor and he is now realizing just what that means. He stated the Board met last Saturday morning with the Village Trustees to go over two pieces of business and did not finish either one. He said they would meet again this Saturday and go over them again. He stated the Board was here till 11:30 p.m. at the Work Session Monday evening.

Councilman Newbold read the Highway Superintendent's report, which follows:

Highway: This year our annual Spring Cleanup will begin on April 24, 2006. We are asking the residents of the Town to have their household items curbside by 7 a.m. on April 24, 2006.

The following roads will be included in this year's Road Program (\$300,000):

Fleetwood Drive, Meadowbrook Lane, Oakwood Drive and Knapp Terrace all in Hambletonian Park and the culvert pipe on Coleman Road.

Presently we are prepping the roads for the Spring, including brush cutting.

Dial-A-Bus is up and running smoothly.

E. OLD BUSINESS:

1. Hambletonian Park – Water Main Replacement

**RESOLUTION
TOWN OF GOSHEN TOWN BOARD
REPLACEMENT OF WATER MAIN WATER DISTRICT NO. 1,
ALSO KNOWN AS, HAMBLETONIAN PARK WATER DISTRICT**

WHEREAS, the Town Board has commissioned a study to determine the extent of repairs necessary to water mains within Water District NO 1 (Hambletonian Park Water District); and

WHEREAS, the Town Board has determined that it is in the public interest to replace the antiquated water mains to insure continuing safe and adequate water supply to users within said district in accordance with state and county law and regulations; and

WHEREAS, a map, plan and report describing the project, depicting the locations of the water lines to be replaced, as well as all excavation, trenching, backfilling, etc. associated with such work, including an estimated maximum cost of \$600,000 has been prepared by Fusco Engineering and Land Surveying, P.E., competent engineers duly licensed in the State of New York.

NOW, THEREFORE, BE IT RESOLVED that the Town of Goshen Town Board will hold a public hearing on said proposed improvement and replacement of facilities within Water District No. I (Hambletonian Park Water District) on April 10, 2006, at 7:30 p.m. at the Town of Goshen Town Hall, 41 Webster Avenue, Goshen, New York, 10924, to consider and hear public comment on the proposed water main replacement.

On a Motion by Councilman Kenneth Newbold, seconded by Councilman George Lyons, the foregoing resolution was adopted on a vote of 4 Ayes. 0 Nays.

Dated March 23, 2006

2. Notice of Hearing:

**NOTICE OF HEARING
TOWN OF GOSHEN
WATER DISTRICT NO. 1 (HAMBLETONIAN PARK WATER DISTRICT)
WATER MAIN REPLACEMENT**

PLEASE TAKE NOTICE that the Town Board of the Town of Goshen will hold a public hearing on April 10, 2006 at 7:30 p.m. at the Town Hall, 41 Webster Avenue, Goshen, New York, to consider and hear public comment on the proposed replacement of water mains within Water District No 1, also known as the Hambletonian Park Water District. A map, plan and report prepared by Fusco Engineering and Land Surveying, P.C., describing the proposed improvements together with an estimated cost is on file in the Town Clerk's office. The maximum estimated cost of site preparation, excavation of old main and replacement with new main including backfilling and site restoration, including construction, engineering, legal and administrative costs is \$600,000. All persons interested will be heard by the Town Board at the public hearing.

The Town of Goshen will make every effort to assure that the hearing is accessible to persons with disabilities. Anyone requiring special assistance and/or reasonable accommodations should contact the Town Clerk.

Councilman Newbold made a Motion to set the Public Hearing. The Motion was seconded by Councilman Lyons.

By Roll Call Vote:

Supervisor Bloomfield	AYE	Councilman Canterino	AYE
Councilman Newbold	AYE	Councilman Lyons	AYE
Councilman Cappella	ABSENT		

Vote: Motion carried 4 AYES and 0 NAYS.

Dated: March 23, 2006

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF GOSHEN

VALMA EISMA, TOWN CLERK

F. NEW BUSINESS

1. Authorize Purchase of New Police Car

Councilman Lyons stated there was much discussion over this at Monday's work session as the Police Chief was asking for the purchase of two vehicles. However, the Board decided on one vehicle. He stated this car will be paid for in cash with the money. Part of it will come from the \$4,500.00 from car #277 when it was totaled. There is also

money available since the Board did not hire the full time officer at this time. Councilman Lyons said with this money available the new vehicle will be purchased in cash.

**Town of Goshen
County of Orange, State of New York**

**RESOLUTION AUTHORIZING THE
PURCHASE OF A POLICE CAR**

Introduced by: Councilman George Lyons
Seconded by: Councilman Philip Canterino
Date of Adoption: March 23, 2006

WHEREAS, the Town of Goshen Police Department has advised the Town Board of its need for a new police vehicle; and

WHEREAS, the Town Board has considered this request and determines that it is in the best interest of the Town to purchase such vehicle.

NOW, THEREFORE, BE IT RESOLVED:

That the Town purchase a 2006 Crown Victoria police car on state bid at a cost not to exceed \$30,032.25.

Vote: Resolution carried by a vote of 4 to 0.

Supervisor Bloomfield said with the five year budget being formed by the Board would like to turn the credit card mentality around which is one of the reasons the other car was not purchased at this time.

2. Donation of Disabled Police Vehicle to BOCES

Councilman Lyons explained this was a police car that was totaled in an accident. He said many of the parts were taken from it to use in other vehicles and what is left has no value. BOCES has asked if the Police Department would donate the car to them for their auto body shop.

TOWN OF GOSHEN
County of Orange, State of New York

**RESOLUTION OF DONATION OF
DISABLED POLICE VEHICLE TO BOCES**

Introduced by: Councilman George Lyons
Seconded by: Councilman Kenneth Newbold
Date of Adoption: March 23, 2006

WHEREAS, the Town of Goshen Police Department has a 2003 Ford Crown Victoria (car#277), which was involved in an accident and is no longer functional.; and

WHEREAS, the remainder of the vehicle is in such a state as to have no real monetary value; and

WHEREAS, the Orange/Ulster BOCES, a non-profit educational institution, would have use for such vehicle to use in its mechanical shop classes; and

WHEREAS, the Town of Goshen Town Board deems that it is in the public interest to donate this vehicle to Orange/Ulster BOCES.

NOW, THEREFORE, BE IT RESOLVED, that the 2003 Ford Crown Victoria (Car #277) is a surplus vehicle with virtually no monetary value to the Town.

BE IT FURTHER RESOLVED, that the Town donate such vehicle to the Orange/Ulster BOCES for the use by its mechanical shop classes.

Vote: Resolution carried by a vote of 4 to 0.

3. Appoint Chief Marsh as Point of Contact for the National Incident Management System (NIMS)

TOWN OF GOSHEN
County of Orange, State of New York

RESOLUTION APPOINTING
CHIEF MARSH AS POINT OF CONTACT
FOR THE NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS)

Introduced by: Supervisor Douglas Bloomfield
Seconded by: Councilman George Lyons
Date of Adoption: March 23, 2006

WHEREAS, the Town Board has received correspondence from the Orange County Department of Emergency Services, Deputy Commissioner, advising the Town that a point of contact for National Incident Management Systems be appointed by the Town; and

WHEREAS, the Town Board believes that the most appropriate person for that position is Police Chief Dennis Marsh.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby designates Police Chief Marsh as the point of contact for the National Incident Management System (NIMS) and authorizes the Supervisor to advise Orange County Department of Emergency Services of such designation.

Vote: Resolution carried by a vote of 4 to 0.

4. Accept Patrolman William Davis' Resignation

Councilman Lyons explained we have a part time officer who works with another jurisdiction in another capacity, his name is William Davis. He explained Officer Davis is retiring from the other jurisdiction in order to collect his retirement. In doing so he must also retire from our Police Force. However, Councilman Lyons stated that Officer

Davis can then come back to work for us as a part time officer, at a lesser cost to the Town since he will not be paying into retirement.

TOWN OF GOSHEN
County of Orange, State of New York

RESOLUTION
ACCEPTING RESIGNATION OF
POLICE OFFICER WILLIAM DAVIS

Introduced by: Councilman George Lyons
Seconded by: Councilman Philip Canterino
Date of Adoption: March 23, 2006

WHEREAS, the Town has received a request from the Town of Goshen P.O. William Davis resigning from his position as Police Officer in the Town of Goshen Police Department for purposes of retirement effective as of March 31, 2006.

NOW, THEREFORE, BE IT RESOLVED that the Town of Goshen Town Board hereby regretfully accepts Officer Davis' resignation.

Vote: Resolution carried by a vote of 4 to 0.

Councilman Newbold said he was familiar with Officer Davis, having worked with the Police Department this last two years, and has found him to be a fantastic Police Officer. He said he has done a wonderful job for this town and our town should be very proud of him. Councilman Lyons said Officer Davis has been on the force since 1997 and Chief Marsh complimented him on being a very professional officer.

5. Authorize Supervisor to Execute Letter Agreement re: MCA Biodiversity Plan

Supervisor Bloomfield gave some background information to the public explaining the Metropolitan Conservation Alliance approached the Town Board a couple of years ago. The Alliance is made up of a group of biologists and wild life specialists who travel the nation. At that time they were in the Northeast because of the huge build out of homes and business here and the fact that this puts a lot of wildlife at risk. He said the group spent some time here to find where we would have this problem with animals. He said our area of concern is partially in the Town of Warwick, Chester and the Town of Goshen.

Supervisor Bloomfield stated he has met with the Supervisors of the other towns and has agreed to protect these areas for the wildlife.

TOWN OF GOSHEN
County of Orange, State of New York

RESOLUTION
AUTHORIZING SUPERVISOR TO
EXECUTE A LETTER AGREEMENT
REGARDING THE MCA BIODIVERSITY PLAN

Introduced by: Supervisor Douglas Bloomfield
Seconded by: Councilman Philip Canterino
Date of Adoption: March 23, 2006

WHEREAS, a biodiversity plan has been prepared by the Metropolitan Conservation Alliance demonstrating that an area partially within the Town of Warwick, partially within the Town of Chester and partially within the Town of Goshen may possess important and significant attributes relating to its biodiversity; and

WHEREAS, the three subject municipalities intend to cooperate with each other to insure impacts to any identified areas are minimized and/or mitigated to maximum practical through the following measures:

1. Agreeing to name each respective municipality as an interested agency under SEQR for any development application that lies within any inter-municipal biodiversity area.
2. Obtaining detailed overlay maps of the documented inter-municipal Biodiversity areas to be provided to each respective municipality's planning board for consideration during review of any and all applications within said areas.
3. Working cooperatively with each other and MCA to develop design guidelines To be implemented within any designated biodiversity areas.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Goshen Town Board hereby authorizes Supervisor Bloomfield be authorized to provide letter or agreement or memorandum of understanding evidencing the Town of Goshen's commitment to cooperate with the Town of Chester and the Town of Warwick to protect to the maximum extent practical these areas of biodiversity through the three measures listed above.

Vote: Resolution carried by a vote of 4 to 0.

5. Authorize Supervisor to Send Letter to O & R Protesting Rate Increase

Supervisor Bloomfield read the letter he intends to submit upon approval from the Board. Councilman Newbold complimented the Supervisor on his letter and thanked him for picking up on this increase and responding to it.

TOWN OF GOSHEN
County of Orange, State of New York

RESOLUTION
AUTHORIZING SUPERVISOR TO
RESPOND TO ORANGE & ROCKLAND UTILITIES
GAS SERVICE LETTER

Introduced by: Councilman Philip Canterino
Seconded by: Councilman George Lyons
Date of Adoption: March 23, 2006

WHEREAS, the Town Board received a copy of a Notice of Public Statement Hearings issued March 14, 2006, from the New York State Public Service Commission seeking public comments regarding the request of Orange and Rockland Utilities to increase its rates for gas delivery services annually by \$20.6 Million; and

WHEREAS, this amount represents an increase of approximately 4.8% of annual gas revenues and an increase on delivery rates of approximately 22%; and

WHEREAS, the Town Board is of the opinion that this increase is falsely inflated and should not be based on value of the gas transported, but rather on the cost of delivery expenses occurred; and

WHEREAS, the Town Board further agrees that it is in the best interest of the Town of Goshen residents that a letter be submitted to the Public Service Commission registering the Town Board's opposition to the increase to be noted during the requisite public comments period.

NOW, THEREFORE, BE IT RESOLVED that the Town of Goshen Town Board hereby authorizes Supervisor Bloomfield to submit a letter to the New York State Public Service Commission evidencing the Town Board's opposition to the rate increase of Orange and Rockland Utilities Company.

Vote: Resolution carried by a vote of 4 to 0.

G. FINANCE

Councilman Canterino made a Motion to authorize the Supervisor to pay Voucher #2006-0361 to Voucher #2006-0562 amounting to \$210,005.62. The Motion was seconded by Councilman Lyons. Motion carried 4 to 0.

H. PRIVILEGE OF THE FLOOR

Nick Petraglia asked about the expenses involved in the Joint Recreation Commission, how is it funded? Councilman Canterino replied there are user fees for the activities and use of the pavilion. He said Little League and some of the organizations use the amount they take in and put it back into the fields, such as sod, etc. Councilman Canterino said the Commission is running just about even.

Mr. Petraglia also asked about the Bio-diversity Plan and Supervisor Bloomfield gave him a copy of their Best Development Practices which explains the workings of the alliance.

Mr. Petraglia asked about the grant for the Police Department that he felt the Board was against. Supervisor Bloomfield replied the Board had a lot of doubts and discussions, but took the original grant and removed two all terrain vehicles, an all terrain snow plow, two snow mobiles, night vision binoculars. In their place, the Supervisor said, the Board put two cruisers in. The rest remained the same and it has been resubmitted and hopefully will be approved in October.

Councilman Newbold said he would like to comment on Linda Doolittle, Deputy Town Clerk, and the job she did while the Clerk was out. He said she not only covered the Town Board Meeting that lasted until 11:30 p.m., but also does the Planning Board minutes that sometimes lasts longer. He said the Board is fortunate to have her and the Town Clerk is too. The Town Clerk said she feels extremely fortunate and suggested the Board remember Linda at Budget Time.

Supervisor Bloomfield made a Motion to go into Executive Session to discuss possible pending litigation and personnel with intent not to return. The Motion was seconded by Councilman Newbold. Motion carried 4 to 0.

Time: 8:20 p.m.

Valma Eisma, Town Clerk