

A Regular Meeting of the Town Board of the Town of Goshen was held on the 12th day of May, 2005 at the Town Hall located at 41 Webster Avenue, Village of Goshen, County of Orange, State of New York.

Present:

Richard Roberts	Deputy Supervisor	Louis Cappella	Councilman
Douglas Bloomfield	Councilman	Kenneth Newbold	Councilman

Absent: Honey Bernstein, Supervisor

Also Present: John Cappello, Town Attorney

PUBLIC HEARING: COMMUNITY DEVELOPMENT

Deputy Supervisor Roberts opened the Public Hearing at 7:30 p.m.

Attorney Cappello explained this is a Grant that can be used for only certain areas and projects. It can be used in low income areas and for spot blight. Councilman Bloomfield explained that last year it was used to put bathrooms (handicapped accessible) in Craigville Park. The Board would like to use it for Salesian, but is looking for other suggestions from the public. Leslie Cosgrove recommended the Erie Street ball field which has no bathroom facilities, emergency phones, water, etc. Councilman Newbold explained that this field is in the Village and he would suggest it to the Village Trustees and Mayor. Councilman Bloomfield stated the Recreation Commission is considering it as a possibility.

With no further comment from the public Councilman Newbold made a Motion to close the Public Hearing. The Motion was seconded by Councilman Bloomfield. Motion carried 4 to 0.

CALL TO ORDER: Deputy Supervisor Roberts opened the regular business meeting at 7:45 p.m.

B. AMMENDMENT TO THE AGENDA

Two amendments were made: 1. Emergency Management.

Deputy Supervisor Roberts explained he and Councilman Cappella attended a meeting called by the Orange County Water Conservation District. He said one of the things to come out of this meeting was a request from Orange County to have the four municipalities involved (Goshen, Minisink, Wawayanda and Warwick) to sign a letter

reinforcing the County's request for assistance from FEMS on clearing of debris from the Wallkill main channel.

2. Authorize Retention of Hudson & Pacific Design

C. PRIVILEGE OF THE FLOOR (agenda items only)

Doris Bialas said in 1985 a flood control project was done on the Wallkill River. She said it took about two years and at that time all the Towns along the river were supposed to take on the obligation to keep the river clean. She asked who and how the cost would be paid. Deputy Supervisor Roberts stated the cost would be divided among the four Towns and would be based on the amount of miles each Town has on the river.

Mrs. Bialas asked if the work was done and the cost would be accounted for? Deputy Roberts answered that they had met with two County Legislators, Michael Pillmeier and Thomas Pahucki and both assured them any work done on this would be accounted for dollar for dollar.

Deputy Roberts explained the work to be done will entail the removal of trees that fell into the river as a result of the flood and dealing with the erosion caused by this.

D. OLD BUSINESS:

APPROVE MINUTES:

Work Sessions – 03/07/2005 and 4/11/05

Councilman Newbold made the Motion to accept the Work Session of 03/07/05 and 4/11/05. The Motion was seconded by Councilman Cappella, Motion carried 4 to 0.

Work Session and Regular Meeting 03/21/05

Councilman Cappella made the Motion to accept the minutes of the Work Session and Regular Meeting of 03/21/05. The Motion was seconded by Councilman Bloomfield. Motion carried 4 to 0.

Regular Meetings – 03/10/05, 04/14/05 and 4/28/05

Councilman Cappella made the Motion to accept the minutes of 03/10/05, 04/14/05 and 4/28/05. The Motion was seconded by Councilman Bloomfield. Motion carried 4 – 0.

E. NEW BUSINESS:

1. Resolution: Joint Recreation Petty Cash

**TOWN OF GOSHEN
County of Orange, State of New York**

**RESOLUTION
AUTHORIZING BUDGET OFFICER TO
ESTABLISH NEW ACCOUNT FOR JOINT RECREATION**

Introduced by: Councilperson Douglas Bloomfield
Seconded by: Councilperson Louis Cappella
Date of Adoption: May 12, 2005

WHEREAS, Bill Standish, the Budget Officer of the Town of Goshen has submitted a request to the Town board to allow his office to establish a new account CR0210 "Petty Cash" on the Joint Recreation balance sheet in the amount of \$100.00 for incidental expenses.

NOW, THEREFORE, BE IT RESOLVED:

That the Town Board of the Town of Goshen hereby authorizes the Budget Officer to establish a new account designated as CR0210 "Petty Cash" on the Joint Recreation balance sheet in the amount of \$100.00 for incidental items that occur and cannot be purchased under a vendor credit agreement.

Upon Roll Call Vote:

Supervisor Bernstein	Absent	Councilman Newbold	AYE
Councilman Roberts	AYE	Councilman Bloomfield	AYE
Councilman Cappella	AYE		

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

2. Introduction Clear Cutting Law – Set Public Hearing

TOWN OF GOSHEN
County of Orange, State of New York
RESOLUTION OF INTRODUCTION
CLEARING AND GRADING CONTROL
LOCAL LAW

Introduced by: Councilman Kenneth Newbold
Seconded by: Councilman Louis Cappella
Date of Introduction: May 12, 2005

WHEREAS, an Introductory Local Law entitled “Clearing and Grading Controls” was introduced before the Town Board of the Town of Goshen in the County of Orange and State of New York on May 12, 2005; and

NOW, THEREFORE, BE IT RESOLVED, that copies of the aforesaid proposed local law be laid upon the desk of each member of the Board, and

BE IT FURTHER RESOLVED, that the Board hold a public hearing on said proposed local law at the Goshen Town Hall, Webster Avenue, Goshen, New York, at 7:30 o’clock P.M. on June 9, 2005; and

BE IT FURTHER RESOLVED, that the Clerk publish or cause to be published a public notice in the official newspaper of the Town of Goshen of said public hearing at least ten (10) days prior thereto.

Vote: Resolution carried by a vote of 4 Ayes 0 Nays

3. Resolutions Approving Highway Purchases

1. Vacuum Road Sweeper

TOWN OF GOSHEN
County of Orange, State of New York

RESOLUTION
ACCEPTING BID OF
GANNON MUNICIPAL EQUIPMENT, INC.
FOR VACUUM STREET SWEEPER

Introduced by : Councilperson Kenneth Newbold
Seconded by: Councilperson Louis Cappella
Date of Adoption: May 12, 2005

WHEREAS, the Town of Goshen pursuant to its procurement policy having requested bid proposals for a Vacuum Street Sweeper; and

WHEREAS, the Town Board after review and consideration of submitted bid proposals has determined to award the bid to Gannon Municipal Equipment, Inc. to Supply a 1996 Johnston 605 model machine mounted on a Ford cab cover chassis for the price of \$25,000., which meets the specifications set forth in their proposal date May 6, 2005.

NOW, THEREFORE, BE IT RESOLVED:

That the Town Board of the Town of Goshen hereby awards the bid to Gannon Municipal Equipment, Inc. to supply a 1996 Johnston 605 model machine mounted on a Ford cab cover chassis for the price of \$25,000., which meets the specifications set forth in their proposal dated May 6, 2005.

Upon Roll Call Vote:

Supervisor Bernstein	Absent	Councilman Newbold	AYE
Councilman Roberts	AYE	Councilman Bloomfield	AYE
Councilman Cappella	AYE		

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

Councilman Cappella said this is a very good buy and Highway should get a good ten years out of it. He said trying as always to save the taxpayers money, this is a good choice.

2. Motor Grader

TOWN OF GOSHEN
County of Orange, State of New York

RESOLUTION
ACCEPTING BID OF
TRACEY ROAD EQUIPMENT
FOR ARTICULATING MOTOR GRADER

Introduced by: Councilperson Louis Cappella
Seconded by: Councilperson Douglas Bloomfield
Date of Adoption: May 12, 2005

WHEREAS, the Town of Goshen pursuant to its procurement policy having requested bid proposals for an Articulating Motor Grader; and

WHEREAS, the Town Board after review and consideration of submitted bid proposals has determined to award the bid to Tracey Road Equipment to supply one used 2000 New Holland RG1709 motor grader which meets the specifications set forth in their proposed dated May 5, 2005.

NOW, THEREFORE, BE IT RESOLVED:

That the Town Board of the Town of Goshen hereby awards the bid to Tracey Road Equipment to supply one used 2000 New Holland RG1709 motor grader which meets the specifications set forth in their proposal dated May 5, 2005, at a cost of \$69,990. subject to final inspection of the vehicle by the Highway Superintendent or his designee.

Upon Roll Call Vote:

Supervisor Bernstein	Absent	Councilman Newbold	AYE
Councilman Roberts	AYE	Councilman Bloomfield	AYE
Councilman Cappella	AYE		

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

Councilman Cappella stated this purchase is really cost effective. He said he had reviewed past invoices and found that in just four weeks of rentals the cost was \$22,000.00. Councilman Cappella said in just four years it would save the Town money and it is a piece of equipment needed to maintain the roads properly.

4. Resolution: Donation of Road Grader to County

TOWN OF GOSHEN
County of Orange, State of New York

**RESOLUTION OF DONATION OF
ROAD GRADER TO COUNTY**

Introduced by: Councilman Douglas Bloomfield

Seconded by: Councilman Louis Cappella

Date of Adoption: May 12, 2005

WHEREAS, the Town of Goshen Highway Department has a Road Grader which is no longer functioning; and

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

WHEREAS, the County of Orange, Department of Public Works would have use for such vehicle to use for parts.

NOW, THEREFORE, BE IT RESOLVED, that the Road Grader be declared surplus and donated to the County of Orange, Department of Public Works for \$1.00 to be used for parts.

Upon Roll Call Vote:

Supervisor Bernstein	ABSENT	Councilman Newbold	AYE
Councilman Roberts	AYE	Councilman Bloomfield	AYE
Councilman Cappella	AYE		

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

5. Authorization: Part Time Water Operator – Held over for Executive Session.
6. Authorization: Letter to Federal Emergency Management: A Motion was made by Councilman Newbold to authorize Deputy Supervisor to sign a letter of support of Orange County’s application for a large project for disaster. The Motion was seconded by Councilman Bloomfield. Motion carried 4 to 0.

LETTER

The Town of Goshen wishes to express its most urgent support of Orange County's application for a large project for disaster – 1589-DR-NY for debris clearing of the Wallkill river main channel.

Our Town is one of the five parties to the agreement that establishes channel maintenance obligations for the Wallkill. Along with the other Towns and the county, we contribute annually to a fund used for maintenance activities. As a result of the extreme storms of fall 2004 and spring 2005, a tremendous amount of debris – far beyond the scope of what our annual maintenance fund can cover – has accumulated in the Wallkill. This debris reduces channel capacity, and contributed to the unusually high floodwater elevations and prolonged flooding we saw in April 2005. Public roads, including a County highway, were flooded and impassable.

Without quick and extensive removal of this debris, future storms can be expected to cause similar and perhaps worse flooding of public roads, not to mention extensive damage of land and property. An investment now to restore the Wallkill's channel capacity could avert damages of many times greater value, while reducing the likelihood of far more grievous circumstances should flooding or related damages prevent the passage of emergency vehicles.

We thank you in advance for your attention to Orange County's application for assistance for the Wallkill.

7. Resolution: Authorizing retention of Hudson & Pacific – Tabled for Executive Session.

F. FINANCES

Councilman Bloomfield made a Motion to authorize the Supervisor to pay Voucher #2005-0951 to Voucher #2005-1070 amounting to \$253,560.26. The Motion was seconded by Councilman Cappella. Motion carried 4 to 0.

G. PRIVILEGE OF THE FLOOR

Nick Petraglia questioned the new hire for the Water and Sewer Department since at the last meeting the public was told that K Environment has just been hired. Deputy Supervisor Roberts explained that K Environment was hired to manage the department not to do the day to day operation.

Mr. Petraglia also asked for clarification of the Clearing and Grading Control Local Law. Attorney Cappella explained how the law would provide for the proper use of land and regulate timber harvesting, site preparation, etc., which

would protect the natural environment, trees and natural vegetation and prevent problems related to erosion.

Councilman Cappella made a Motion to go into Executive session to discuss pending litigation and personnel, with intent to return. The Motion was seconded by Councilman Newbold Motion carried 4 – 0. Time: 8:32 p.m.

9:10 p.m: Deputy Supervisor reopened the Regular Meeting at 9:10 p.m.

TOWN OF GOSHEN
County of Orange, State of New York

RESOLUTION
AUTHORIZING TOWN TO HIRE

Introduced by: Councilperson Kenneth Newbold
Seconded by: Councilperson Douglas Bloomfield
Date of Adoption: May 12, 2005

WHEREAS, the Town of Goshen has determined the need to fill a part time position as Water Operator; and

WHEREAS, the Town Board deems it in its best interest to hire Steven Eubanks to fill the part time position as Water Operator.

NOW, THEREFORE, BE IT RESOLVED that the Supervisor is hereby authorized to hire Steven Eubanks to fill the Part Time position as Water Operator for the Town of Goshen, at a rate of \$15.97 per hour. Not to exceed 1,040 hours per year without prior approval.

Upon Roll Call Vote:

Supervisor Bernstein	Absent	Councilman Newbold	AYE
Councilman Roberts	AYE	Councilman Bloomfield	AYE
Councilman Cappella	AYE		

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

H. **ADJOURNMENT:** 9:31 p.m.

Valma Eisma, Town Clerk

TOWN OF GOSHEN
County of Orange, State of New York

RESOLUTION
AUTHORIZING RETENTION OF HUDSON & PACIFIC
DESIGN LANDSCAPE ARCHITECTURAL SERVICES
FOR SALESIAN PARK

Introduced by: Councilperson Douglas Bloomfield
Seconded by: Councilperson Kenneth Newbold
Date of Adoption: May 12, 2005

WHEREAS, the Town Board has committed to proceed with Phase I of the Salesian Community Park Master Plan; and

WHEREAS, the Town has solicited a proposal from a professional landscape architects, Hudson & Pacific Design to prepare construction documents, soliciting and obtaining bids for the work and overseeing construction phase of the Phase I, Salesian Park Master Plan; and

WHEREAS, the Town Board has determined that it is in the best interest of the Town to retain Hudson & Pacific Design as Landscape Architects for Phase I.

NOW, THEREFORE, BE IT RESOLVED the Town of Goshen Town Board authorizes the Supervisor to retain the services of Hudson & Pacific Design Landscape Architects to prepare construction documents, assist and evaluate construction proposals and oversee construction of the Phase I portion of the approved Salesian Community Park Master Plan at a cost not to exceed \$52,000.

BE IT FURTHER RESOLVED that said approval conditioned upon the approval of the contract by the Town's attorney and the Village of Goshen pursuant to the terms of the mutual agreement between the Town and Village to undertake the Salesian Community Park project as a joint effort.

Upon Roll Call Vote:

Supervisor Bernstein	ABSENT	Councilman Newbold	AYE
Councilman Roberts	AYE	Councilman Bloomfield	AYE
Councilman Cappella	AYE		

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

Councilman Newbold made a Motion to adjourn, seconded by Councilman Bloomfield. Motion carried 4 to 0.

