

**Town of Goshen
Town Board Meeting
February 10, 2022
Minutes**

[Town of Goshen, New York - YouTube](#)

A meeting of the Town Board of the Town of Goshen was held on the 10th day of February, 2022 at Goshen Town Hall, 41 Webster Avenue, Village of Goshen, County of Orange, State of New York.

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| Present: | Joseph Betro | Town Supervisor |
| | Douglas Bloomfield | Councilmember |
| | Philip Canterino | Councilmember |
| | Richard Florio | Councilmember |
| | George Lyons | Councilmember |

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| Also Present: | Rory Brady | Town Attorney |
| | Mary Riso | Town Clerk |

VOTE BY PROPER MOTION, made by Councilmember Bloomfield, seconded by Councilmember Canterino, the Town of Goshen Town Board moved to open the meeting at 7:30 pm. Approved unanimously.

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| Supervisor Betro | Aye | Councilmember Canterino | Aye |
| Councilmember Bloomfield | Aye | Councilmember Florio | Aye |
| Councilmember Lyons | Aye | | |

Public Hearing

VOTE BY PROPER MOTION, made by Councilmember Florio, seconded by Councilmember Lyons, the Town of Goshen Town Board moved to open the Public Hearing of Introductory Local Law No. 1 of 2022 authorizing the use of the best value methodology in the award of purchase contracts and contracts for services within the Town of Goshen. Approved unanimously.

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|--------------------------|-----|-------------------------|-----|
| Supervisor Betro | Aye | Councilmember Canterino | Aye |
| Councilmember Bloomfield | Aye | Councilmember Florio | Aye |
| Councilmember Lyons | Aye | | |

Whereupon, Attorney Brady read Local Law No. 1 of 2022 into the record.

**TOWN OF GOSHEN
INTRODUCTORY LOCAL LAW NO. 1 OF 2022
A LOCAL LAW AUTHORIZING THE USE OF THE BEST VALUE METHODOLOGY IN
THE AWARD OF PURCHASE CONTRACTS AND CONTRACTS FOR SERVICES**

BE IT ENACTED by the Town Board of the Town of Goshen, Orange County, New York as follows:

Section 1. Purpose and Intent

New York General Municipal Law § 103 requires competitive bidding for purchase contracts and contracts for services and has historically required that such bids be awarded to the lowest responsible bidder whose bid meets the requirements of the specifications for the project. This section was amended to provide that, through enactment of a local law so providing, the Town may award purchase contracts and contracts for services on the basis of best value, as defined in New York State Finance Law § 163, to a responsive and responsible bidder or offerer.

The Town Board hereby determines that it is in the best interest of the Town and its residents for the Town Board to have the authority to award purchase contracts and contracts for services on the basis of best value. This "best value" option may be, but is not required to be, used to award an applicable purchase contract to optimize quality, cost, and efficiency among responsive and responsible offers instead of the lowest responsible bidder.

Section 2. Code Amendments

The Code of the Town of Goshen is hereby amended, at **Chapter 85 “Fees,”** by the addition of the following language, to be set forth in Article III “Purchase Contracts and Services”:

Section 85-5: Definition

Best value: The basis for awarding purchase contracts and services to the offerer that optimizes quality, cost and efficiency, among responsive and responsible offerers.

Section 85-6: Standards for Best Value

Goods and services procured and awarded on the basis of the best value are those that the Town Board determines optimize quality, cost and efficiency, among responsive and responsible bidders or offerers. Such basis shall reflect, wherever possible, objective and quantifiable analysis. The criteria may include, but shall not be limited to, any or all of the following: cost of maintenance, proximity to the end user if distance or response time is a significant term, durability, availability of replacement parts or maintenance contractors, longer product life, product performance criteria, and quality of craftsmanship.

Section 85-7: Documentation

Whenever any contract is awarded on the basis of best value instead of lowest responsible bidder, the basis for determining best value shall be thoroughly and accurately documented.

Section 85-8: Authority

This local law is adopted pursuant to the authority of the Municipal Home Rule Law and General Municipal Law § 103(1).

Section 6. Severability

The invalidity of any section, clause, sentence or provision of this local law shall not affect the validity of any other part of this local law which can be given effect without such invalid part or parts.

Section 7. Effective Date

This local law shall take effect upon the filing of certified copies thereof with the Office of the Secretary of State in accordance with the Municipal Home Rule Law.

Mr. Smith asked for clarification on who decides what the best value is.

Whereupon, there was a discussion on the purchase contract and the procurement policy.

VOTE BY PROPER MOTION, made by Councilmember Lyons, seconded by Councilmember Florio, the Town of Goshen Town Board moved to close the Public Hearing on Introductory Local Law No. 1 of 2022 authorizing the use of the best value methodology in the award of purchase contracts and contracts for services within the Town of Goshen. Approved unanimously.

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| Supervisor Betro | Aye | Councilmember Canterino | Aye |
| Councilmember Bloomfield | Aye | Councilmember Florio | Aye |
| Councilmember Lyons | Aye | | |

VOTE BY PROPER MOTION, made by Councilmember Bloomfield, seconded by Councilmember Lyons, the Town of Goshen Town Board moved to Adopt Introductory Local Law No. 1 of 2022 authorizing the use of the best value methodology in the award of purchase contracts and contracts for services within the Town of Goshen. Approved unanimously.

Roll Call Vote:

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| Supervisor Betro | Aye | Councilmember Florio | Aye |
| Councilmember Bloomfield | Aye | Councilmember Lyons | Aye |
| Councilmember Canterino | Aye | | |

Old Business

Information: Update on the progress of the salt shed at the Highway Department and pre-constructed pavilion at Craigville Park.

Councilmember Florio reported, in summary, the foundation is completed for the salt shed at the Highway Department, and TAM will construct it at an unspecified date. The pre-constructed pavilion for Craigville Park is a 40x50 structure and costs \$42,000 before installation. It will be a quick process to construct.

Whereupon, there was a discussion on engineer plans, day camp during the summer, and it was noted that the cost of the pavilion would be under \$100,000.

Information: Update on the progress of the Salesian demolition.

Councilmember Canterino reviewed a memo from Sean Hoffman, Town Engineer. In summary, the contract documents are with the attorney for review. There were no changes. The bidding process was reviewed with Quest. Quest indicated NYSDOL approval relative to asbestos abatement is generally easier if the structure has been condemned. The Town will decide how to proceed. It was noted that Ted Lewis, Building Inspector for the Village of Goshen, would be the person to condemn the structure. Technical specifications will be reviewed by Quest. Construction access will be provided to the County DPW with the site distance from the building to the road that is going to be used. Councilmember Canterino has spoken with Mayor Wohl to discuss the temporary road.

Whereupon, there was a discussion on the temporary road coming off Craigville Road. Also discussed was moving privilege of the floor to the beginning of the agenda versus the end.

New Business

Sewer repair on Larchwood – Whereupon, there was a discussion on a bubble creating backflow, causing spillage at 17 Larchwood. This occurred twice in the past year. The data is going to be submitted to the DEC. The plan is to replace the line from 17 Larchwood to 21 Larchwood. There is a four degree pitch going the wrong way. Presently waiting on update and bid from TAM and will proceed working off the County Contract.

Review and discuss the lining of the sewers in Hambletonian Park and Arcadia Hills.

The estimated cost of the sewer lining for Arcadia is 1.9 million dollars, and Hambletonian Park is \$828,000. The Supervisor is looking at some grant services. He met with Senator Skoufis, who gave direction as to what is needed to apply for the grant. The districts are losing approximately \$100,000 a year in I&I. In April the Board will review the new rates with the residents.

Discuss and approve the increase of Parkland Fees from \$3,000 to \$3,500 to correspond with the Village's fee.

Whereupon, there was a discussion on the potential of increasing parkland fees from \$3,000 to \$3,500.

Whereupon, there was a discussion on grant consulting services. Millennium Strategies and Delaware Engineering packets were distributed for review.

Review and approve minutes from January 27, 2022.

VOTE BY PROPER MOTION, made by Councilmember Lyons, seconded by Councilmember Canterino, the Town of Goshen Town Board moved to approve the minutes from January 27, 2022. Approved unanimously.

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| Supervisor Betro | Aye | Councilmember Bloomfield | Aye |
| Councilmember Canterino | Aye | Councilmember Florio | Aye |
| Councilmember Lyons | Aye | | |

Discuss and approve the final payment for Water Storage Tank Replacement for Arcadia Hills Water District (see attached memo from H2M).

Whereupon, there was a discussion on the Arcadia Hills Water Tank and Attorney Brady, upon review, gave his approval to proceed with payment.

VOTE BY PROPER MOTION, made by Councilmember Bloomfield, seconded by Councilmember Canterino, the Town of Goshen Town Board moved to approve the final payment to Statewide Aquastore, Inc. for the water storage tank replacement in Arcadia Hills Water District. Approved unanimously.

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| Supervisor Betro | Aye | Councilmember Bloomfield | Aye |
| Councilmember Canterino | Aye | Councilmember Florio | Aye |
| Councilmember Lyons | Aye | | |

Finance

VOTE BY PROPER MOTION, made by Councilmember Florio, seconded by Councilmember Lyons, the Town of Goshen Town Board moved to approve a motion to authorize the Supervisor to pay accounts payable check run on February 10, 2022 in the amount of \$2,461,260.49. Approved unanimously.

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| Supervisor Betro | Aye | Councilmember Bloomfield | Aye |
| Councilmember Canterino | Aye | Councilmember Florio | Aye |
| Councilmember Lyons | Aye | | |

VOTE BY PROPER MOTION, made by Councilmember Florio, seconded by Councilmember Bloomfield, the Town of Goshen Town Board moved to approve a motion to authorize the Supervisor to pay manual A/P run in the amount of \$2,219.32. Approved unanimously.

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| Supervisor Betro | Aye | Councilmember Bloomfield | Aye |
| Councilmember Canterino | Aye | Councilmember Florio | Aye |
| Councilmember Lyons | Aye | | |

Christine Cavaliere, Budget Officer, requested to rescind her request of January 24, 2022, Interfund Transfer request expense (A-9950-900) from A-General Town-wide to DA-Highway Town-wide to fund the purchase of equipment for \$108,390.65. Budget transfer from DA-Highway Town-wide Fund Balance to DA-5130-200 Highway Town-wide Machinery Equipment for \$108,391. Requested approval for: Budget transfer from DA-5031 Highway Town-wide Interfund Transfer Revenue to DA-5130-200 Highway town-wide Machinery Equipment for \$108,391. In addition she is requesting approval for Budget transfer from A-General Town-wide Fund Balance to A-9950-900 General Town-wide Interfund Expense.

VOTE BY PROPER MOTION, made by Councilmember Lyons, seconded by Councilmember Florio, the Town of Goshen Town Board moved to approve budget transfer from Christine Cavaliere, as stated above. Approved unanimously.

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| Supervisor Betro | Aye | Councilmember Bloomfield | Aye |
| Councilmember Canterino | Aye | Councilmember Florio | Aye |
| Councilmember Lyons | Aye | | |

Information: Christine Cavaliere conducted an account payable audit for January 13, 2022 and January 27, 2022 (see attached).

Privilege of the Floor

Bob Smith, in summary, expressed concern in regards to the pavilion at Craigville Park. Whereupon, there was a discussion on the summer program and the need for more parks in the Town.

VOTE BY PROPER MOTION, made by Councilmember Bloomfield, seconded by Councilmember Lyons, the Town of Goshen Town Board moved to close the meeting. Approved unanimously.

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| Supervisor Betro | Aye | Councilmember Bloomfield | Aye |
| Councilmember Canterino | Aye | Councilmember Florio | Aye |
| Councilmember Lyons | Aye | | |

Meeting adjourned at 8:53 pm.

Submitted by Mary Riso, Town Clerk.