

TOWN OF GOSHEN
TOWN BOARD MEETING
February 28, 2013
MINUTES

A regular meeting of the Town Board of the Town of Goshen was held on the 28th day of February, 2013 at the Town Hall located at 41 Webster Avenue, Village of Goshen, County of Orange, State of New York.

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| Present: | Douglas Bloomfield | Supervisor |
| | Philip Canterino | Councilman |
| | George Lyons | Councilman |
| | Kenneth Newbold | Councilman |

Absent: Louis Cappella, Councilman

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| Also Present: | Dennis Caplicki | Town Attorney |
| | Valma Eisma | Town Clerk |

A. CALL TO ORDER: Supervisor Bloomfield opened the meeting at 7:30 pm, and led the Pledge of Allegiance.

B. AMENDMENT TO THE AGENDA: None

C. PRIVILEGE OF THE FLOOR (agenda items only) No comments

D. REPORTS:

COUNCILMAN KENNETH NEWBOLD reported the following: He spoke with Highway Superintendent Broderick Knoll, in reference to the replacement and repairing of the manholes and catch basins. They have done six in Arcadia Hills, and three in Hambletonian Park. Superintendent Knoll estimated a savings of approximately thirty five gallons per minute.

Councilman Newbold also reported he attended the Farm meeting in Warwick, and heard the concerns of the farmers in that area. He found it very informative, and there should be many reports coming out as a result of the meeting, looking to help the farmers going forward.

COUNCILMAN GEORGE LYONS reported the following on Joint Recreation: The zumba classes and Volley Ball classes continue at C. J. Hooker School Middle School on Tuesday and Thursday evenings, registration is on going. The JRC annual Egg Hunt will be held March 23rd at 11:00 am, at Craigville Park. Information will be available on the JRC web site, goshenrecreation.org. Park Staff are performing maintenance on their equipment, getting ready for the Spring season.

Councilman Lyons also reported that JRC has given two donations, one to Little League, and one to soccer to improve drainage at the park. He said he informed the Village and Joint Recreation that the Resolutions to do so were passed.

COUNCILMAN PHILP CANTERINO reported the following: The PBA negotiations has been suspended until the end of March, as it is often hard to get all the parties together at one time. He has talked to Sergeant Faust regarding the St. Patrick's Day Parade, as the Board has embarked on a policy, as most municipalities have done, to have the taxpayers reimbursed for the use of the police officers that they have requested. He has a call into the Police Consultant, as the Board is thinking of expanding his duties,

to include some scheduling, and some positive things, instead of just looking to save finances, etc. He will keep the Board informed going forward.

SUPERVISOR DOUGLAS BLOOMFIELD reported the following: He and Councilman Canterino held their third negotiation meeting with the CSEA, and that is going well. The Joint Economic Development Initiative (JEDI) Committee is working on two or three things, and if any one of these comes to fruition, it will be a change for the community of Goshen.

E. OLD BUSINESS:

1. Discuss and Pass Resolution to Modify the Town of Goshen Police Tow Service Policy:

Attorney Caplicki addressed the Board explaining they have the new policy in their packet, and there are some available to the public. He said it is the same Policy that is in place, with minor modifications. He reviewed it with the Board and Public, listing the changes. The towing companies must maintain a minimum of \$1,000,000 of liability coverage per occurrence, which is standard for the industry. He stated the major changes are on page three: He stated, to summarize, the Board is doing away with the rotating selection list. There will still be a list of eligible/approved towing companies, but there will not be a rotating list. They will be selected off the approved list, at the discretion of the Officer at the scene, with priorities to Goshen Businesses. If the Resolution should be adopted the Police Department will be instructed accordingly with cautionary measures, and procedures to use so they are fair in selecting a company. The owner of the vehicle will have first choice as to who they would like to call, unless it was a safety issue, whereby the company nearest would be called.

There was a brief discussion, and Councilman Newbold made a Motion to adopt the Resolution of Modification and Adoption of Town of Goshen Police Tow Service Policy. The Motion was seconded by Philip Canterino.

**TOWN OF GOSHEN
Resolution**

INTRODUCED BY: Councilman Kenneth Newbold
SECONDED BY: Councilman Philip Canterino
DATED: February 28, 2012

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 28th day of February, 2013.

WHEREAS, the Town of Goshen presently has in effect a town wide police tow service policy, and,

WHEREAS, the Town Board has reviewed and studied said existing tow service policy and has determined that certain modifications and additions to said policy are necessary and in the best interest of the Town of Goshen,

NOW, THEREFORE BE IT RESOLVED, the Town Board of the Town of Goshen does hereby adopt the Police Tow Service Policy annexed hereto as Schedule A.

Upon Roll Call Vote:

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| Supervisor, Douglas Bloomfield | <u>AYE</u> | Councilman, Philip Canterino | <u>AYE</u> |
| Councilman, Louis Cappella | <u>Absent</u> | Councilman, Kenneth Newbold | <u>AYE</u> |
| Councilman, George Lyons | <u>AYE</u> | | |

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

2. Discuss Proposed Declaration of Conservation Easement Between Orange and Rockland Utilities and the Town of Goshen and Authorize the Supervisor To sign the Same at the Appropriate Time: Attorney Caplicki explained that the Orange and Rockland project has been conditionally approved by the Planning Board, the Board passed it on Monday night. He said this is a subsequent, to be submitted, Declaration of Conservation Easement. He said it is not completed as Orange and Rockland does not have all the information they need at this time. Attorney Caplicki stated that at the appropriate time Orange and Rockland should be sending a signed Declaration, and at that time the Supervisor will be authorized to sign the same.

Attorney Caplicki reviewed the Declaration with the Board, and answered their questions, and it was decided to make some minor changes. Alan S. Lipman, an attorney representing Orange and Rockland stated he had not seen the Declaration, and was presented with a copy. It was decided to table the Declaration till the next work session.

3. Approval of Minutes: Councilman Newbold made the Motion to approve the Work Sessions of January 22nd and February 11, 2013 and the Regular Meetings of January 10th and February 14, 2013. The Motion was seconded by Councilman Canterino with two minor corrections submitted by Councilman Lyons. Motion carried 4 to 0.

F. NEW BUSINESS;

1. REVIEW REQUEST BY NYS ASSEMBLYMAN WILLIAM LICATA TO CONSIDER PASSING A PROPOSED RESOLUTION IN SUPPORT OF BILLS A.88 AND A.824: Supervisor Bloomfield reported he had received a request from Assemblyman William Licata to consider passing a proposed resolution of support for Bills A.88 and A.824. The bills are regarding foreclosure bills making it mandatory for banks to provide municipalities with contact information of property managers or other parties responsible for upkeep and maintenance of foreclosed or abandoned properties.

The Board discussed the need for this as the Town has had this problem before, and had a difficult time finding someone accountable to pay for a cleanup. The Board decided they would use the sample Resolution, and vote to support the bills.

TOWN OF GOSHEN RESOLUTION SUPPORT FOR NYS-CONTACT INFORMATION FOR VACANT STRUCTURES

On a Motion made by Councilman Philip Canterino, Seconded by Councilman George Lyons.

Resolved to support New York State regarding the proposed laws concerning contact information for vacant structures.

WHEREAS, vacant, abandoned and foreclosed homes and structures have proliferated throughout New York State over the last five years; and

WHEREAS, vacant structures that are not maintained for months at a time degrade and depreciate the value of the vacant structure as well as the value of surrounding properties; and

WHEREAS, lending institutions that hold mortgages on said vacant structures do not always provide the contact information of a responsible party; and

WHEREAS, Assembly Bill A.88 and Assembly Bill A.824, currently pending, would make it mandatory for lending institutions to provide contact information of responsible parties regarding

vacant structures; and require good faith in obtaining a foreclosure; and

WHEREAS, the Town of Goshen Town Board supports the passage of said bills;

NOW THEREFORE, BE IT RESOLVED that the Town of Goshen hereby supports the passage of said Bills and respectfully requests that the State Representatives who represents constituents in the Town of Goshen support the passage of said Bills.

Upon Roll Call Vote:

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| Supervisor Douglas Bloomfield | <u>AYE</u> | Councilman Philip Canterino | <u>AYE</u> |
| Councilman Louis Cappella | <u>ABSENT</u> | Councilman Kenneth Newbold | <u>AYE</u> |
| Councilman George Lyons | <u>AYE</u> | | |

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

2. Reminder: Mid-Hudson St. Patrick’s Day Parade will be held on Sunday, March 10, 2013: Supervisor Bloomfield reported those marching should report to Erie Street at 1:00 pm and the parade will start at 2:00 pm.

G. FINANCE: Councilman Canterino made a Motion to authorize the Supervisor to pay Accounts Payable Check Run for 02/21/2013, amounting to \$472,463.48. The Motion was seconded by Councilman Newbold. Motion carried 4 to 0.

H. PRIVILEGE OF THE FLOOR:

Alan Lipman, Attorney at Law spoke against the Tow Policy where it says the “tow calls from the towing list shall be made randomly”. He said he could not understand what randomly adds to the sentence. He said he felt it should read “based only upon the criteria set forth in paragraph B.” Attorney Caplicki said he had no objection to this change. There was a brief discussion on this.

Supervisor Bloomfield stated that this has been worked over for some time, and every time something different turns up. He said what he would like to do is “see us work this, and see how it goes, and be opened to coming back at a later time, based on fact, and see how well it is doing.”

Councilman Canterino stated the reason the Board did this was to take government out of it, “less government”.

Melissa Canfield, Officer Manager for Chet’s Garage, stated that if you present the list to the person every time, they will take the first on the list most times. She said the police officer might, not meaning to play favorites, do the same thing. She said the Board has to give the Officers some guidance.

Supervisor Bloomfield said the Police Officers will be given instructions, and guidance on being fair and equitable.

Louis Adamas asked about the 911 request for the calls to go to one towing company per day. Attorney Caplicki stated “its our Police Force, our policy, and they will follow the protocol.”

The fact that under the new policy the applications to be on the Towing List will have to now be filed in the Town Clerk’s Office. The Clerk will than send a copy to the Police Department.

Mike Randal presented the Town Board with photographs of fences, and will return to discuss them with the Board at a work session.

ADJOURNMENT:

With no further comments, Councilman Newbold made a Motion to adjourn the meeting, and go into Executive Session, to discuss an update on CSEA negotiations, with intent not to return. The Motion was seconded by Councilman Canterino. Motion carried 4 to 0.

Time: 8:17 pm

Valma Eisma, Town Clerk