

TOWN OF GOSHEN  
TOWN BOARD WORK SESSION

May 19, 2014  
MINUTES

A work session of the Town Board of the Town of Goshen was held on the 19th day of May 2014 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

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

**1. DISCUSS AND REVIEW ADC MAPLEWOOD DEVELOPERS AGREEMENT AND AUTHORIZE SUPERVISOR TO SIGN THE SAME**

It was suggested to table this for the June 12<sup>th</sup> meeting. We are waiting for clarification from Dennis Lindsay.

**2. REVIEW AND APPROVE REQUEST BY THE ULSTER-SULLIVAN REGION OF CATHOLIC SCHOOLS TO HOLD A 5K RUN/WALK ON SATURDAY, JUNE 14, 2014. IT STARTS AND ENDS AT BURKE HIGH SCHOOL. SEE ATTACHED MAP.**

The Ulster-Orange-Sullivan Region office located in Florida, NY has requested permission to hold a 5K Run/Walk on Saturday, June 14, 2014. The route for this event is in the Town of Goshen, starting and ending at Burke Catholic High School. Upon reviewing the application, it was determined that the insurance coverage is not sufficient to cover the Town. A request was made to remove the word "directly" from the last sentence in the description of operations..... on the certificate coverage form. In addition, to request an opinion from our insurance agent pertaining to the presented coverage..

Councilman Canterino made the motion to approve the request by the Ulster-Orange-Sullivan Region of Catholic Charities for their 5K Run/Walk to traverse designated routes through the Town of Goshen, providing an amended insurance coverage is approved.

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

**3. REVIEW AND PASS RESOLUTION IN SUPPORT OF ALLOWING MUNICIPALITIES TO SET THEIR OWN SPEED LIMITS**

Supervisor Bloomfield received a letter from Nadine Lemmon who is an advocate for the tri-state transportation campaign. She is asking municipalities to draft a resolution to support legislation that would provide more local control over speed limits on local roads. Existing state law prevents municipalities from setting their own speed limits. Currently the procedure is that a request is made to the Town Board to change a speed limit on a road. Once the Board is in agreement, a resolution is sent to the County DPW for the speed limit change. The County reviews this resolution and forwards it to the state for approval. The State determines the validity of the requested speed change, notifying the County DPW of its decision which then notifies the town of the decision. This process takes a long time and usually is not in favor of the Town's requested change. The following resolution was sent to Governor Andrew Cuomo and those elected officials participating in this legislation.

**TOWN OF GOSHEN  
RESOLUTION**

**Authorizing the Town of Goshen to join with other municipalities supporting legislation that would provide more local control over speed limits on local roads.**

INTRODUCED BY: Councilman George Lyons  
SECONDED BY: Councilman Kenneth Newbold  
DATED: May 19, 2014

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 19th day of May, 2014;

WHEREAS, lowering speeds on our local roads can be an effective way to improve the safety of our community. Speed kills. Vehicles traveling at higher speeds cause more crashes, because drivers don't have time to slow down. Crashes at higher speeds are also more deadly, because of the physics involved. Vehicle on pedestrian crashes that occur at 30 mph are ten times as deadly as crashes which happen at 20 mph.

WHEREAS, lowering speeds is especially important in areas that attract pedestrian traffic – such as business and residential areas – and where children congregate, given that children lack the ability to accurately perceive vehicle speeds until they begin puberty. In 2012, New York State had the worst record in the nation for pedestrian and bicyclist fatalities – 27% of the fatalities on our roads were either a pedestrian or a bicyclist. These are preventable deaths.

WHEREAS, despite the fact that New York State is a home rule state, existing state law prohibits municipalities from setting their own speed limits. Villages and cities can lower their speed limits to 25 mph on a street-by-street basis, but counties and non-suburban towns must petition the Department of Transportation to do even that. No municipality can adopt an area speed limit that is lower than 30 mph. In order to attain the authority to change the limit, municipalities must get a state law passed, a time-consuming procedure that is rarely successful. There are 932 towns, 62 cities, 551 villages, and 62 counties in New York State. Changing the law one municipality at a time is a piecemeal approach that makes no sense.

WHEREAS, villages, towns, and cities with the power to choose a lower speed limit would have a powerful, low-cost tool to create calmer and safer streets; and calmer streets have been proven to promote retail activity and increase residential property values.

WHEREAS, our constituents, correctly, hold us accountable for their health, safety and welfare in a way that comports with our jurisdictions' distinct characteristics. In order to protect them and help our communities thrive, we need the ability to set our localities' own speed limit. To force an inflexible, one-size-fits-all statutory scheme on all of us is an untenable state mandate.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Goshen recognizes the importance of local decision-making in a home rule state, and asserts that municipalities should have the authority to lower the speed limit on local roads, in appropriate areas, to improve the safety of our communities.

Upon Roll Call Vote:

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

Vote: Resolution carried by a vote of 5 to 0

**4. INFORMATION: NYS DEPARTMENT OF LABOR ISSUED RESULTS OF 11/01/2013 DPW AUDIT. NON-COMPLIANCE ITEMS NEED TO BE CORRECTED BY 6/23/2014.**

As stated, the Superintendent of Highways is working to correct the items listed to avoid financial penalties. Councilman Cappella noted that some of the listed items are due in July.

**5. INFORMATION: THE SLATE HILL HISTORICAL CEMETERY PROJECT IS PROGRESSING**

A committee was established to find ways to *financially perpetuate* the upkeep of the Slate Hill Cemetery. Families of those who are buried in this cemetery are being asked for financial donations to be placed in a fund for necessary upkeep and ground improvements. Supervisor Bloomfield noted several people who are willing to be on this committee.

**6. APPROVAL OF MINUTES: WORK SESSION OF APRIL 7<sup>TH</sup>, REGULAR MEETING OF APRIL 10<sup>TH</sup> AND COMBINED WORK SESSION/REGULAR MEETING OF APRIL 24, 2014.**

Councilman Newbold made the motion to approve the work session minutes of April 7, 2014. Councilman Lyons seconded the motion.

On a Voice Vote, the motion passed: 4 AYES Bloomfield, Canterino, Lyons, Newbold  
0 NAYS  
1 ABSTAIN Cappella

Councilman Cappella made the motion to approve the regular meeting minutes of April 10, 2014. Councilman Newbold seconded the motion.

On a Voice Vote, the motion passed: 4 AYES Bloomfield, Canterino, Cappella, Newbold  
0 NAYS  
1 ABSTAIN Lyons

Councilman Lyons made the motion to approve the combined work session and regular meeting minutes of April 24, 2014. Councilman Newbold seconded the motion.

On a Voice Vote, the motion passed: 3 AYES Bloomfield, Lyons, Newbold  
0 NAYS  
2 ABSTAIN Canterino & Cappella

Supervisor Bloomfield called for comments from the public.  
Attorney Caplicki inquired as to the billing procedure for payment to the professionals who were involved in the annexation/acquisition of the property the Village sold to a brewery company.

#### **EXECUTIVE SESSION**

Councilman Newbold made the motion to enter into Executive Session to discuss the following:

#### **EXECUTIVE SESSION:**

1. REVIEW PROPOSAL MULRAD TAX CERTIORARI SETTLEMENT
2. PBA NEGOTIATIONS STATUS UPDATE
3. AMY'S KITCHEN STATUS UPDATE
4. TURI TAX CERTIORARI STATUS UPDATE
5. ORANGE CO. / TOG ASSESSOR PROPOSAL FOR 2015 & 2016
6. GOSHEN MEADOWS LITIGATION

with the intent not to return. The motion was seconded by Councilman Lyons. Motion carried.

Time: 8:15PM

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Priscilla Gersbeck, Deputy Town Clerk