

A Regular Meeting of the Town Board of the Town of Goshen was held on the 28th day of April, 2005 at the Town Hall located at 41 Webster Avenue, Village of Goshen, County of Orange, State of New York.

Present:

Honey Bernstein	Supervisor	Douglas Bloomfield	Councilman
Louis Cappella	Councilman	Richard Roberts	Councilman
Kenneth Newbold	Councilman		

A. CALL TO ORDER: Supervisor Bernstein opened the meeting at 7:30 p.m. with the Pledge of Allegiance.

B. AMENDMENT TO THE AGENDA - NONE

C. PRIVILEGE OF THE FLOOR (agenda items only) – NO RESPONSE

D. REPORTS:

Councilman Cappella reported the Town garbage pickup is going well. He said what he would really like to talk to the Board about is that he is involved in the Adopt a Road program and was working with two other men on Philipsburg Road. He reported in just one half mile they picked up 250 cans and bottles. Councilman Cappella said he felt this very shameful and he would like to encourage the citizens of Goshen to watch for this and report and obtain a license number of anyone littering and report it to the police. He felt this would be the only way to stop this littering from taking place.

Councilman Cappella also reported President Bush has declared eleven counties, including Orange County, as disaster areas and they will be eligible for assistance starting April 2nd. He said there will be a meeting on May 5th at the C. J. Hooker School for those people who feel they are eligible.

Councilman Newbold reported he had met with the Trail Committee last Monday and they are preparing for the Public Hearing next month. He reported the Humane Society's election went well and the shelter seems to be running smoothly. Councilman Newbold commended the Highway Department for their work during the recent flood. He said he and Councilman Cappella made a tour of all the sewer and water facilities and felt that it will give the Board a better understanding of the work being done there.

Councilman Newbold also reported that the Orange County Chief's Association is awarding two of our officers, and award for Exceptional Police Duty on May 21st.

The officers are Sergeant Matthew Imperio and Officer Michael Imperio who are being commended for their work in a runaway case. Sergeant Matthew Imperio and Officer Michael Wilson will be honored also by the Marine Corps League at the American Legion Hall on May 17th. for their apprehension and investigation work on a domestic dispute they handled and were able to defuse and no one was injured.

Councilman Roberts reported on the work that was done by the Open Space Committee he has been working with. He stated they have been very busy and they now have approximately 22 parcels seeking to sell development rights. He stated the Committee did a great job and he enjoyed working with them. Councilman Roberts said the Committee worked very well together and they looked at all properties, sometimes in the snow, cold, rain and mud. He said he chose not to be a voting member as he missed the first two meetings. However, he said he did oversee the voting and he said it was done in a very impartial and outstanding way. Councilman Roberts stated he would really like to congratulate the Committee for a job well done. Councilman Newbold commended Councilman Roberts for the job he did working with the Committee.

Councilman Bloomfield reported he has been working with the Joint Recreation Commission on their fee schedule. He said the Commission has adjusted all their fees for participation in all the activities and the rental of the facilities. He said they were working on the Commission becoming self-sustaining and felt this was a step in the right direction. Councilman Bloomfield said they did some Spring house cleaning in the attic at Village Hall and managed to clean up and sort out a lot of the equipment stored there. He said the Sub Committee is still working hard on it's Master Plan for Joint Recreation and should be finished in about two more meetings. Councilman Bloomfield said when it is finished it will be presented to the Joint Recreation Commission, the Town Board, the Village Board and Planning Boards. He said this plan will take Joint Recreation into the build out of the Village and Town. He commended Susan Maysels, chairperson for the Sub Committee and Chairman of the Joint Recreation Commission saying she is an incredible person and is doing a terrific job.

Councilman Bloomfield reported a well pump went out again at the park and it is the second time this year. He said unfortunately it went out on a Sunday and was an expensive repair.

Supervisor Bernstein reported Jimmy Myers was resigning from the Water/Sewer Department and the Board replaced him with K Environmental. K Environmental oversees many school systems and other large systems and the Board felt it would be best at an annual fee of \$15,000.00, to be borne by the taxpayers within the systems, to hire them. The Supervisor said they are doing a great job. She said the iron and manganese problem in Arcadia Hills, which is causing brown water, is being addressed and is called sequestering. This method will also be used soon in Hambletonian Park.

Supervisor Bernstein reported the County Executive is looking into mini water loops instead of the massive water loop once proposed. She said there were six areas of the County vying to be among the first to be in it. She reported that the Rt. 17M corridor, which includes Goshen, Wawayanda, Middletown and Wallkill has been chosen as the first site for the miniloop. If this loop can be established it will bring a lot more ratables to the area.

The Supervisor said the Board is meeting with the Village on Saturday, April 30th at 8:30 a.m. to discuss Salesian. She reported the demolition of the mansion will take place at 10:00 a.m. on Tuesday, May 3rd.

Supervisor Bernstein reported the operator for the Scotchtown Water District has agreed, rather than to walk off the job, to remain and operate and maintain the system until such time when the Town obtains the State approvals to take it over.

Supervisor Bernstein thanked Councilman Roberts and the Open Space Committee for the work they did. She explained how the Committee had only a little over a month to create an application to be mailed to solicit landowners who would be interested in selling their development rights, accepting applications, ranking the applications and coming up with a recommendation. The Committee then came up with a priority rating of these different properties based upon the criteria of a very complicated ranking system. The Committee then presented the Town Board with the priority rated properties. The Town Board then chose four of these to present to the County for its first round of matching funds with the application deadline being May 16th.

Councilman Roberts stated he thought the Board was giving him far more credit than he deserved as he was out of town for the first three weeks. He said that in the time he was not present this committee did an enormous amount of work. He said as a Town representative he was there to see that things were done in a fair and equitable way. He said John Gebhardt was the driving force and really should receive the credit.

Supervisor Bernstein reported she had been to a number of meetings: Orange County Citizens Committee on waste water, a seminar with farmers with a representative of Ag & Markets present hosted about forty people, Councilman Newbold and the Supervisor have been meeting with Goshen In Bloom. As the Village of Goshen won the America in Bloom national competition last year it would like to keep the program going. She reported the Farmers Market this year will be expanded.

Supervisor Bernstein stated Councilman Bloomfield has been meeting with her and the Water/Sewer District Committee and this has been working out well. She said she and Councilman Newbold spoke in front of the County Legislature in

regards to the impact of casinos on our community and he also accompanied her to the Association of Towns meeting held at Park Place. The Supervisor said she attended a County meeting on records management. The County wants to bring in a company that can link all of our Police Departments so they can share information readily. The Supervisor reported the Human Rights Commission along with the County will be holding a summit, hosted by the Association of Towns, in late May at which she will be moderating. She said she attended a Community Development meeting, a County Conservation Meeting and a Biodiversity Meeting which hosted the Metropolitan Conservation Alliance which is doing a biodiversity study of Chester, Warwick and Goshen. . They have been doing this study for almost two years and will be coming out with their report mid June.

Supervisor Bernstein said she would like to thank Susan Maysels, who had a connection at Sorrento Cheese, and arranged for the Highway and Town Hall to be able to take office equipment and furniture Sorrento behind. She said the Town was able to pick up some file cabinets and tables and chairs.

Supervisor Bernstein thanked Highway Superintendent Andryshak for the work he did on gathering up the salvageable items from Salesian and arranging for their storage. Supervisor Bernstein reported that the Town gets two dollars per parcel from the state when certain assessing standards are met and this year we received \$10,178.00 and we have our Assessor Eileen Kelly to thank for it. She also reported the Police Department obtained a Grant for \$6,522.00 to participate in State Traffic Control program. With this they obtained a radar unit that was sorely needed and were able to pay overtime for police personnel to participate in the program. She congratulated the department for a job well done.

Supervisor Bernstein also reported the Town received a \$25,000.00 grant for Salesian that will be used for the pond area.

E. OLD BUSINESS

1. APPROVE SHINGEBIS CONTRACT FOR GRANT WRITING

Supervisor Bernstein explained that Glenn Gidaly, from Shingebiss Associates, has been doing grant writing for the Board and the Board would like to continue using his services. Councilman Bloomfield made a Motion to approve the Shingebis contract, Councilman Newbold seconded the Motion. Motion carried unanimously.

CONSULTING AGREEMENT

This Agreement, dated April 28, 2005, is by and between Shingebiss Associates, Inc., (SAI) 176 Main Street, New Paltz, New York 12561 (Glen Gidaly) and Town Of Goshen, P.O. Box 217, Goshen, NY 10924 for Grant writing,

Administrative and project consulting services.

SECTION ONE: Consultant agrees to provide Town with grant writing, administrative and project consulting services. Assistance to the Town may include

analyzing the feasibility of potential projects;
establishing priorities;
project development and coordination;
group facilitation
selecting appropriate funding programs to pursue;
preparation of funding abstracts and applications; and
administration of HUD and other funded projects, as needed.

SECTION TWO: Compensation

A. For services rendered under the terms of this Agreement, the Town shall pay SAI at a rate of \$100 per hour inclusive of ordinary office expenses such as postage, phone and copy expenses.

Expenses not included in the hourly rate are special postage (overnight mail, certified, etc.), mass produced copies @ .05 per page, travel @ \$40.00 per hour (with prior authorization of the Town only), and color copies @ \$1.00 per page. Project expenses such as legal fees, engineering fees, market studies, photographs, land surveys, etc. are the responsibility of the Town. Such expenses shall be incurred only upon written authorization.

SAI will prepare itemized bills for submission on a monthly basis. All payments are due to SAI within 30 days of the date of the invoice.

- B. Should the Town move to proceed with a particular funding application, Consultant may present a project specific Agreement for Services that would establish a flat fee and, usually, have a performance based component.
- C. Consultant will not perform any work or incur any costs without prior approval from the Town Supervisor.

SECTION THREE: Term. The term of this Agreement shall be one (1) year, beginning as of the date entered above. This Agreement will automatically renew for periods of one (1) year unless this Agreement is terminated. Either party may terminate this Agreement shall, at the option of the Town, become the property of the Town and the Consultant shall be entitled to receive just and equitable

compensation for work completed on such documents to the date of the termination.

Town of Goshen/Shingebiss Associates, Inc.

THE UNDERSIGNED HAVE READ THIS AGREEMENT, ARE AUTHORIZED SIGNATORIES AND AGREE TO UPHOLD ALL TERMS HEREIN DESCRIBED.

Glenn Gidaly, President
Shingebiss Associates, Inc.

04/01/05

Date

Honey Bernstein, Supervisor

04/28/05

Date

2. Approve Gargiulo Lawn Maintenance

Supervisor Bernstein stated that Mark Gargiulo had serviced our lawn last year and did a good job. She said he is willing to do it again this year for \$ 325.00. Councilman Roberts made a Motion to approve Mark Gargiulo to service the lawns for \$325.00 per this year. The Motion was seconded by Councilman Cappella, Motion carried unanimously.

F. NEW BUSINESS

1. Approve Budget Officer Request to Hire Intern at \$10.00 per hr.

TOWN OF GOSHEN
County of Orange, State of New York

RESOLUTION
APPROVING HIRING COLLEGE SUMMER INTERN
FOR BUDGET OFFICE

Introduced by: Councilperson Douglas Bloomfield
Seconded by: Councilperson Kenneth Newbold
Date of Adoption: April 28, 2005

WHEREAS, Bill Standish, the Budget Officer of the Town of Goshen has submitted a request to the Town Board to hire a college summer intern from May 15, 2005 through August 20, 2005 at a rate of \$10.00 per hour: and

NOW, THEREFORE, BE IT RESOLVED:

That the Town Board of the Town of Goshen hereby approves the hiring of a college summer intern to help in the Town of Goshen Budget Office from May 15, 2005 through August 20, 2005 at a salary of \$10.00 per hour.

Upon roll Call Vote:

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

Vote: Resolution Carried by a vote of 5 to 0.

2. Set Public Hearing For Community Development

Supervisor Bernstein explained that the Town has received Community Development money in the past to build a Senior Center and to improve the bathrooms at Craigville. She said there is very little Community Development Funds can be used for such as making a building handicapped accessible, to improve a low income area or spot blight. It is the Boards hope to hire Glen Gedaly from Shingebiss to write a grant that could hopefully help with Salesian. However, a Public Hearing will be held to solicit other ideas from the public. Councilman Roberts made a Motion to schedule the Public Hearing for the first meeting in May. Councilman Cappella seconded the Motion. Motion carried unanimously.

3.Approve Budget Officer Request to Open Town New Bank Accounts

**RESOLUTION
AUTHORIZING BUDGET OFFICER TO
ESTABLISH TWO NEW BANK ACCOUNTS**

Introduced by: Councilperson Louis Cappella
Seconded by: Councilperson Douglas Bloomfield
Date of Adoption: April 28, 2005

WHEREAS, Bill Standish, the Budget Officer of the Town of Goshen has submitted a request to the Town Board to his office to establish two new banks as depositories for

the Town of Goshen which will continue the Town's practice to maintain a good pool of competitive bidding on Bond anticipation Notes; and

WHEREAS, the Budget Officer has suggested opening bank accounts for the Town of Goshen at Orange County Trust and Provident Bank as the two new bank depositories.

NOW, THEREFORE, BE IT RESOLVED:

That the Town Board of the Town of Goshen hereby authorizes the Budget Officer to open two new bank accounts with; (1) Orange County Trust and (2) Provident Bank, which will continue the Town's practice to maintain a good pool of competitive bidding for its Bond Anticipation Notes.

Upon roll Call Vote:

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

Vote: Resolution carried by a vote of 5 to 0.

3. Resolution – Dial-A-Bus

RESOLUTION

PURCHASE OF DIAL-A-BUS

Introduced by: Councilman Kenneth Newbold
Seconded by: Councilman Richard Roberts
Date of Adoption: April 28, 2005

WHEREAS, the Town Boards of the Towns of Goshen and Chester have requested that the Town Supervisors file an application on behalf of the Towns with the County of Orange for Federal Section 5311 and State Capital Assistance funds for the purchase of one (1) new, 12 passenger (design-capacity), wheelchair lift-equipped bus with related equipment as an addition to the current Towns fleet; and

WHEREAS, the Town Boards of the Towns of Goshen and Chester wish to take the appropriate action to progress this project with all possible haste to secure funding during Calendar Year 2005 and acquisition during Calendar Year 2005 or 2006; and

WHEREAS, the Town Boards of the Towns of Goshen and Chester further recognize that it will be responsible for all operating costs of the new bus above and beyond those

funds realized through the fare box and through available State and Federal Operating Assistance.

NOW, THEREFORE BE IT RESOLVED that the Town Supervisors of the Towns of Goshen and Chester are hereby authorized to file an application with the County of Orange for Federal Section 5311 Capital Assistance and State funds for the purchase of one (1) new, 12 passenger (design-capacity), wheelchair lift-equipped bus with related equipment as an addition to the current Town fleet; and be it

FURTHER RESOLVED that the Towns of Goshen and Chester agree to pay the 10% Local Share of the cost of the new bus with related equipment up to a maximum of \$4,500 (Five Thousand Five Hundred Dollars).

Upon Roll Call Vote:

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

Vote: Resolution carried by a vote of 5 to 0.

4. Accept Jim Myers' Resignation

Supervisor Bernstein stated that Jim Myers was a long term employee of the water/sewer department and served as department head there without any additional compensation. The Board thanked him for his years of service.

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

**RESOLUTION
ACCEPTING RESIGNATION
OF JAMES F. MYERS, JR. FROM
THE WATER AND SEWER DEPARTMENT**

Introduced by: Councilman Richard Roberts
Seconded by: Councilman Louis Cappella
Date of Adoption: April 28, 2005

NOW, THEREFORE, BE IT RESOLVED:

That the Town Board of the Town of Goshen regretfully accepts the resignation of James F. Myers, Jr. from the Town of Goshen Water and Sewer Department effective May 133, 2005.

Upon Roll Call Vote:

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

Vote: Resolution carried by a vote of 5 to 0.

5. Owens Road – Resolution to Lower Speed to 35 MPH

Councilman Cappella stated he had reported to the Board the speed people are using on this road. The speed limit is 40 MPR and people are driving 50 MPR or higher making it very dangerous for children playing in the area. He said he consulted with Highway and the Police Chief and all agree the speed limit should be reduced.

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

**RESOLUTION
RECOMMENDING REDUCTION OF SPEED LIMIT
FROM 40 TO 35 MILES PER HOUR ON OWENS ROAD**

Introduced by: Councilman Louis Cappella
Seconded by: Councilman Richard Roberts
Date of Adoption: April 28, 2005

WHEREAS, the Town Board has been provided evidence and testimony of unsafe conditions on Owens Road, due to excessive Speed; and

WHEREAS, the Town Board authorizes a reduction of the speed limit on Owens Road, from 40 to 35 miles per hour.

NOW, THEREFORE, BE IT RESOLVED:

That the Town Board supports the reduction of the speed limit on Owens Road, from 40 to 35 miles per hour, and authorizes the Supervisor or her designee to prepare a letter to the County Department of Public works formally requesting such reduction of speed.

On a vote of 5 to 0, the Supervisor declared the resolution adopted.

6. Highway Copier:

Supervisor Bernstein reported that the Highway copier needs to be replaced at the cost of \$2,380. The Board discussed the purchase in comparison to a lease and decided to purchase. Councilman Roberts made a Motion to approve the purchase, Councilman Cappella seconded the Motion. Motion carried 5 to 0.

F. FINANCES:

Councilman Cappella made a Motion to authorize the Supervisor to pay Voucher #2005-0858 to Voucher #2005-0950 amounting to \$172,053.90. Motion seconded by Councilman Bloomfield. Motion carried 5 to 0.

G. PRIVILEGE OF THE FLOORS: No response

Councilman Newbold made a Motion to go into Executive Session to discuss pending litigation and personnel.

H. ADJOURNMENT: 8:15 p.m.

Valma Eisma, Town Clerk

F.