

**TOWN OF GOSHEN
COMBINED WORK SESSION AND REGULAR MEETING
JANUARY 26, 2017
MINUTES**

A combined work session and regular meeting of the Town Board of the Town of Goshen was held on the 26th day of January, 2017 at Town Hall located at 41 Webster Avenue, Village of Goshen, County of Orange, State of New York.

Present: Douglas Bloomfield Supervisor
 Melissa Gallo Councilmember
 George Lyons Councilmember
 Kenneth Newbold Councilmember
 John VanDerMolen Councilmember

Also Present: Richard Golden, Esq. Attorney for the Town
 Priscilla Gersbeck Town Clerk

A. CALL TO ORDER

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

B. AMENDMENT TO THE AGENDA

C. PRIVILEGE OF THE FLOOR (agenda items only)

None at this time.

D. REPORTS:

Councilmember Van Der Molen, Nothing to report at this time.

Councilmember Newbold reported a new leak in the Town Hall roof that is in need of repair. He thanked the DPW employees for working through ice/snow storms, off-hours, and weekends to make our roads safe.

Councilmember Lyons reported that the DPW has been out for 4 snow events in January. Christmas trees have been picked up. Over 100 tires were picked up and disposed of at the transfer station.

In between storms, truck (painting) & plow (welding) maintenance continues.

Councilmember Gallo the JRC monthly meeting discussed improvements to Erie St. Park such as filling in the ice rink and repairs to the skate-boarding section.

Supervisor Bloomfield announced that the CSEA negotiations have begun.

E. OLD BUSINESS:

1. **INFORMATION: THE FAITH, et al., v. TOWN OF GOSHEN, et al. APPEAL OF THE TOWN'S MOTION FOR SUMMARY JUDGEMENT GRANTED JANUARY 15, 2016, HAS BEEN RESOLVED FOR AN AMOUNT OF \$37,500 TO BE PAID TO THE PLAINTIFFS. THE MUNICIPAL INSURANCE CARRIER MADE THE "BUSINESS DECISION" TO AVOID FURTHER ADDITIONAL COSTS. (SEE ATTACHED LETTER)**

As stated, for information only.

F. NEW BUSINESS:

1. DISCUSS AND APPROVE MOTION TO AUTHORIZE CHRISTINE CAVALIERE, TOWN OF GOSHEN BUDGET OFFICER, TO ATTEND THE GFOA ANNUAL CONFERENCE & TRAINING SEMINARS IN ALBANY

As submitted by Ms. Cavaliere, "This conference is important for ensuring that the Town remains in compliance with changing Federal and State regulations, strengthening internal controls, and improving government efficiencies".

Councilmember Newbold made the motion to authorize Christine Cavaliere to attend the GFOA Annual Conference & Training seminars 3/29/2017 through 3/31/2017 in Albany. Councilmember Lyons seconded the motion.

On a Voice Vote, the motion passed: 5 AYES Bloomfield, Gallo, Lyons, Newbold, Van Der Molen
0 NAYS

2. DISCUSS AND APPROVE RESOLUTION TO ESTABLISH WATER AND SEWER TRANSPORTATION CORPORATIONS IN SUPPORT OF WATER AND SEWER SERVICES FOR AMY'S KITCHEN AND SCIENCE OF THE SOUL

This is postponed, because the Orange County Water Authority and Orange County Department of Health have not finished their review.

3. REVIEW AND APPROVE A "THOROUGH CLEANING" PROPOSAL FOR THE TOWN HALL AND AUTHORIZE THE SUPERVISOR TO SIGN THE SAME

A proposal for a thorough "extra" cleaning in the amount of \$975.00 has been submitted by T. Burton. His service provides the Town Hall with weekly janitorial services.

Councilmember Gallo made the motion to approve the "extra" cleaning proposal and authorize the Supervisor to sign the same. Councilmember Van Der Molen seconded the motion.

On a Voice Vote, the motion passed: 5 AYES Bloomfield, Gallo, Lyons, Newbold, Van Der Molen
0 NAYS

4. DISCUSS AND APPROVE RESOLUTION TO AMEND SECTION 85-1 REGARDING CHANGES TO THE ESCROW FEE SCHEDULE FOR FUTURE PROJECT APPLICATIONS.

The following resolution lists the changes to the fee schedule listed in Section 85-1.

TOWN OF GOSHEN
Resolution
RESOLUTION ADOPTING AN AMENDMENT TO THE SCHEDULE OF BUILDING, PLANNING AND ZONING APPLICATION AND INSPECTION FEES

INTRODUCED BY: Councilperson Kenneth Newbold
SECONDED BY: Councilperson George Lyons
DATED: January 26, 2017

WHEREAS, Section 85-2 of the Town Code authorizes the Town Board to publish and modify a Schedule of Fees for various reviews performed in connection with the Building, Planning and Zoning Application and Inspection fees provisions of the Town Code, and

WHEREAS, the Town Board desires to modify the present schedule of fees, listed under Section 85-1 of the Town Code, to include an increase in the amount of Escrow fees due for applicants that are seeking the issuance of a new: subdivision(s); site plan(s) or conditional use(s); or sign(s) in connection with approvals granted by the Planning Board, and applications to the Zoning Board of Appeals, and

NOW, THEREFORE, BE IT RESOLVED that the Town of Goshen hereby adopts the following as an amendment to Section 85-1 of the Town Code, the current Schedule of Building, Planning and Zoning Application and Inspection Fees, effective January 26, 2017:

§ 85-1. Schedule of fees.

Planning Board

Subdivisions

Escrow: \$ 1,500/lot

Site plan or conditional use

Escrow: \$ 2,500, plus \$2,500/10,000 square feet of floor area

Signs:

\$160, plus \$2,000 escrow

Wireless telecommunications applications

Escrow: \$5,000

Zoning Board of Appeals

Applications: \$450, plus \$2,000 escrow

Upon Roll Call Vote:

Supervisor, Douglas Bloomfield AYE
Councilperson, Melissa Gallo AYE
Councilperson, George Lyons AYE

Councilperson, John Van Der Molen AYE
Councilperson, Kenneth Newbold AYE

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

5. TOWN OF GOSHEN WILL BE HOSTING THE JANUARY 31, 2017 ASSOCIATION OF VILLAGES, CITIES AND TOWNS AT LIMONCELLO'S STARTING AT 6:00PM AT THE CASH BAR AND 7:00PM DINNER

This is for information only.

6. INFORMATION: AN ORANGE COUNTY COMMUNITY ADVISORY BOARD WILL BE HELD IN TOWN HALL JANUARY 31, 2017 AT 10:00AM. CHIEF MCDOWELL AND THE SUPERVISOR WILL ATTEND

As stated, for information only.

G. FINANCE

Councilmember Newbold made the motion to authorize the Supervisor to pay Accounts Payable Check Run for 1/26/2017 in the amount of \$376,532.44. Councilmember Gallo seconded the motion.

On a Voice Vote, the motion passed: 5 AYES Bloomfield, Gallo, Lyons, Newbold, Van Der Molen
0 NAYS

H. PRIVILEGE OF THE FLOOR

Comments regarding Legoland: Parcels owned by the Town: will they be offered to Merlin? (*Currently, considered in the Environmental Review*). Will there be a resolution to sell Town owned land subject to a permissive referendum? Questioned the process of a permissive referendum. Questioned the Host Agreement offered by Legoland that could come before the Town Board for a vote either by motion or resolution. The Host Agreement is mentioned many times in the DEIS. Explain what is the economic benefit of the host agreement offered? Questioned Executive Session item: 'Discuss Business Negotiation'. Asked to avoid "all appearances of inappropriate behavior". Request representation for the people of Goshen not Merlin/Legoland. Asked for Supervisor to stop attending anything associated with Merlin/Legoland. Requested the Poughkeepsie meeting date(s) with the DOT and the meeting date when Supervisor first learned of Legoland. Asked the Town Bd. and Supervisor to be neutral during the SEQRA process. Explain how Goshen was picked to be the site for Legoland? Host agreement/fee is voluntary- will there be an expiration date? Status of testing the Otterkill for a baseline. (*Building Inspector attended a Moodna Creek meeting where discussion covered obtaining a grant*). The Town can require a bond for clearing, grading, restoration etc. (*Bond monies can only be used for what was designated for that bond*). Who is the contact for the Ethics Board? (*Clerk's office*) Inquired if the Board members have read the DEIS, the responses submitted and seen the petition previously submitted. Current status of the DEIS? (*The applicant will respond to the substantive comments to present to the Planning Board. Such substantive comments may lead to changes or revisions in the analysis or in one or more of the alternatives.*) A comparison of how a small country town (West Pt.) in Pennsylvania was transformed and ruined as a pharmaceutical company grew. Warned against the County calling the "shots". Questioned how the "process" of SEQRA, Merlin's acceptance of a IDA, changing local laws, and other variables can influence the outcome. If Local Law #5 and Local Law #6 are *not* adopted, that ends the process.

Comments in General: Status of taking down the Salesian School Bldg. (*person never came back with an offer*). Liability factor associated with the different levels of Conservation Easements. Do we have a resolution pertaining to this? (*Each specific easement will need to be reviewed as to what is required for proper liability coverage. An agricultural easement on the Strong Property (Amy's/Science of the Soul) has a "Hold Harmless" Agreement attached to it.*)

I. ADJOURNMENT: 8:55PM

EXECUTIVE SESSION:

Councilmember Van Der Molen made the motion to enter into Executive Session to discuss the following:

1. Attorney/Client Discussion

with the intent not to return. The motion was seconded by Councilmember Gallo. Motion Carried.

Priscilla Gersbeck, Town Clerk