

TOWN BOARD MEETING

June 12, 2014

MINUTES

A regular meeting of the Town Board of the Town of Goshen was held on the 12th day of June, 2014 at the 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

Absent:	Kenneth Newbold	Councilman
---------	-----------------	------------

Also Present:	Dennis Caplicki	Attorney for the Town
	Priscilla Gersbeck	Deputy 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

Several additions/changes were made to the original agenda.

Agenda Item #1 (ADC Maplewood Developers Agreement) will be moved into the Executive Session to discuss details of the contract negotiations.

C. PRIVILEGE OF THE FLOOR (agenda items only)

None at this time.

D. OLD BUSINESS:

- 1. INFORMATION: THE REQUESTED INSURANCE COVERAGE/CHANGES FOR THE ULSTER-ORANGE-SULLIVAN CATHOLIC SCHOOLS 5K RUN/WALK ON SATURDAY, JUNE 14, 2014 HAS BEEN RECEIVED.**

As stated, for information only

- 2. DISCUSS THE NEED FOR TWO PROPERTY MAINTENANCE RESOLUTIONS TO AUTHORIZE PROPERTY CLEANUP: 6 LARCHWOOD DRIVE & 4 MEADOWBROOK LANE**

Attorney Caplicki stated that in the present code the Town sends out a 10 day notice and a second 10 day notice to the unkempt properties that are in violation. Supervisor Bloomfield has requested streamlining the law to expedite the process. This will be placed on the next work session.

3. APPROVAL OF MINUTES: WORK SESSIONS OF MAY 5TH AND MAY 19TH OF 2014, AND REGULAR MEETINGS OF MAY 8TH AND MAY 22ND OF 2014

Councilman Lyons made the motion to approve the work session minutes of May 5, 2014 and May 19, 2014. Councilman Canterino seconded the motion.

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

Councilman Cappella made the motion to approve the regular meeting minutes of May 8, 2014 and May 22, 2014. Councilman Lyons seconded the motion.

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

(Old Business is continued at the end of Privilege of the Floor)

E. NEW BUSINESS:

1. INFORMATION: THE ORANGE CO. SOIL & WATER CONSERVATION DISTRICT INTENDS TO BE LEAD AGENCY FOR THE SEQRA REVIEW OF THE WALLKILL RIVER FLOOD MITIGATION PROJECT

Senator Bonacic was able to secure 2 million dollars for the proposed Wallkill River Flood Mitigation Project. The project will be located in the Towns of Goshen, Wawayanda, Warwick, and Minisink. The three separate Sites involved are; 1) Celery Avenue: removal of a portion of the rock ledge on the Wallkill River. 2) Pochuck Creek: removal of a portion of the rock ledge on the Pochuck Creek. 3) Wallkill Floodplain Bench: involves creating a floodplain each on either side of the Wallkill River. A SEQRA review is needed in which Orange County Soil & Water Conservation will establish itself as Lead Agency.

2. INFORMATION: THE ORANGE CO. SOIL & WATER CONSERVATION DISTRICT STUMP CUTTING PROJECT NEAR THE PELLETS ISLAND BRIDGE

Soil & Water Conservation applied for permission allowing stump cutting near the Pellets Island Bridge. The application included an engineering study stating that there would be no deleterious effects to those at, before or downstream of the cutting. This application was also approved by the NYS DEC. Therefore, the Town of Goshen issued the permit to cut down the stumps to the level of those which were cut last year.

3. PASS A MOTION TO HIRE JENNIFER HART AS RECORDING SECRETARY FOR THE ENVIRONMENTAL REVIEW BOARD AND THE ZONING BOARD OF APPEALS

Councilman Canterino made the motion to hire Jennifer Hart as recording secretary for the Environmental Review Board and the Zoning Board of Appeals at a rate of \$14.65 per hour, effective June 15, 2014. Councilman Lyons seconded the motion.

On A Voice Vote, the motion passed: 4 AYES Bloomfield, Canterino, Cappella, Lyons
0 NAYS

F. FINANCE

Councilman Canterino made the motion to authorize the Supervisor to pay Manual A/P runs as of 05/27/2014 amounting to \$228,658.24 and Accounts Payable check run for 05/29/2014 & 06/12/2014 amounting to \$248,733.64. Councilman Lyons seconded the motion.

On A Voice Vote, the motion passed: 4 AYES Bloomfield, Canterino, Cappella, Lyons,
0 NAYS

G. PRIVILEGE OF THE FLOOR

Jerry Boss inquired as to the involvement of Supervisor Bloomfield's appointment to a special committee by County Executive, Steve Neuhaus. This committee of eight people will be working with the Legislators looking at the many options involved with the design of the closed County building. FEMA has noticed the County as to flaws in the County's current plans to remodel the building. Mr. Boss cautioned Supervisor Bloomfield not to get involved "in the blame game".

OLD BUSINESS CONTINUED:

**4. AUTHORIZE THE SUPERVISOR TO SIGN SETTLEMENT OF TAX CERTIORARI CLAIM;
SHADE/BRANCOVEANU, INC.**

As previously discussed:

Councilman Canterino made the motion to authorize the Supervisor to sign the attached Consent Judgment settlement tax certiorari Shade/Brancoveanu for the tax year 2013-14. Councilman Cappella seconded the motion.

On A Voice Vote, the motion passed: 4 AYES Bloomfield, Canterino, Cappella, Lyons,
0 NAYS

**5. APPROVAL OF EASEMENT AND AUTHORIZATION TO SIGN NECESSARY DOCUMENTS
TO ESTABLISH EASEMENT WITH RESPECT TO SUBDIVISION ENTITLED DEVELOPMENT
PLAN PHASE II, HIGH POINTE ESTATES, GOSHEN, NEW YORK**

Previous discussion has resulted in the following resolution.

**TOWN OF GOSHEN
RESOLUTION**

**Approval of Easement and Authorization to Sign Necessary Documents to Establish Easement
with Respect to Subdivision entitled Development Plan Phase II, High Pointe Estates, Goshen,
New York**

**INTRODUCED BY: Councilman Louis Cappella
SECONDED BY: Councilman Philip Canterino**

DATED: June 12, 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 12th day of June 2014,

WHEREAS, Grout is the owner of property identified as Lot "8" on a subdivision plat entitled "Development Plan Phase II, High Pointe Estates, Goshen, NY" filed in the Orange County Clerk's Office on July 29, 1993 as Map No. 140-93 (the "Map") in the Town of Goshen, County of Orange, State of New York and designated on the Town Tax Maps as Section 4, Block 2, Lot 5.2 (the "Grout Property"); and

WHEREAS, Whitetail is the owner of property in the Town of Goshen, County of Orange, State of New York and designated on the Town Tax Maps as Section 4, Block 2, Lot 5.1 (the "Whitetail Road Property"), which is shown on the Map as an intended Town road with cul-de-sac; and

WHEREAS, Whitetail is the owner of property in the Town of Goshen, County of Orange, State of New York identified as Lot 9 on the Map, and designated on the Town Tax Maps as Section 4, Block 2, Lot 3 (the "Whitetail Lot"), which is shown on the Map as a residential building lot; and

WHEREAS, there is a 30' Drainage Easement shown on the Map from the cul-de-sac portion of the Whitetail Road Property over and across the Grout Property, which easement is for benefit of the Town, and the boundaries of which are described in Schedule "A" annexed hereto (the "Easement Parcel"); and

WHEREAS, it is the obligation of Whitetail to install and construct the drainage facilities within the Easement Parcel before such time as the Town undertakes its rights and obligations set forth herein; and

WHEREAS, Parties wish and desire to enter into an agreement granting easements set forth herein, and setting forth the rights and obligations of the parties thereto.

NOW, BE IT THEREFORE RESOLVED that the Town Board of the Town of Goshen does hereby approve the terms of the attached Easement Agreement and the Supervisor if the Town of Goshen is hereby authorized to sign any and all document(s) as necessary and, take such other actions and procedures as appropriate, so as to effectuate the terms hereof.

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>ABSENT</u>
Councilperson, George Lyons	<u>AYE</u>		

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

6. INFORMATION: REVIEW PERSON EASEMENT FORMAT

The Person modified generic easement has finally been approved by all parties involved. A request was made by the applicant for Attorney Caplicki to submit confirmation to the bank that the Town has approved the generic easement.

ADJOURNMENT: 8:05PM

EXECUTIVE SESSION:

Councilman Cappella made the motion to enter into Executive Session to discuss the following;

1. P.D. Personnel Case Update – Notice of Claim
2. Jewish Lubavitch Tax Issue
3. PBA Contract Negotiations - Update
4. ADC Maplewood Developers Agreement

with the intent to return pertaining to the Jewish Lubavitch Tax Issue and possibly ADC Maplewood Developers Agreement authorizing signature. The motion was seconded by Councilman Lyons.
Motion Carried

No Actions were taken in the Executive Session.

Priscilla Gersbeck, Deputy Town Clerk