

TOWN OF GOSHEN
TOWN BOARD WORK SESSION

June 13, 2016

MINUTES

A work session of the Town Board of the Town of Goshen was held on the 13th day of June, 2016 at the Town Hall located at 41 Webster Avenue, Village of Goshen, County of Orange, State of New York.

Present:	Douglas Bloomfield	Supervisor
	George Lyons	Councilmember
	Kenneth Newbold	Councilmember
	John VanDerMolen	Councilmember
Absent	Melissa Gallo	Councilmember
Also Present:	Richard Golden, Esq.	Attorney for the Town
	Ashley Torre, Esq.	Attorney
	Dennis Caplicki, Esq.	Special Counsel – Al Turi Tax Litigation
	Priscilla Gersbeck	Town Clerk

The meeting was called to order by Supervisor Bloomfield at 7:30pm, followed by the Pledge of Allegiance

1. REVIEW MILMAR FOOD GROUP, LLC PLAN FOR EXPANDING CURRENT FACILITY AND NEED FOR ADDITIONAL WATER

Milmar Food Group, located at one 6 ½ Station Road, is seeking an expansion providing a hook up to water and sewer is available. The County is entertaining a “licensing” agreement.

Attorney Golden gave a brief history as to how Orange County and the Village of Florida made an agreement to provide water to the jail site. In 1998, the SEQRA review pertained to the jail site only with no other “tie-ins”. Currently, the County has the right to enter into an agreement to add existing commercial establishments for water and sewer through the “17M corridor”. However, a full environmental review must be done under SEQRA before allowing this to happen. Studies will have to be done to define the “17M corridor” and what businesses are allowed in the “17M corridor” along with traffic impact related to commercial growth.

A safeguard for Florida addresses the possibility of an extended severe drought at which time Florida would have the absolute unconditional right to terminate services to Milmar. By contrast, this would lead to constitutional issues and judicial proceedings.

Attorney Caplicki noted that Milmar has its own sewer, so do the other existing businesses. Discussion of licensing is for water and sewer hook-up for the expansion.

Consensus of the Town Board is to notify the County to hold off on pursuing an agreement with the Village of Florida. It would be feasible to first look to the Village of Goshen to provide water and sewer services. For Milmar to expand, a SEQRA process has to be done to look at the impacts.

2. DISCUSS AND APPROVE RESOLUTION TO SUPPORT AN ORANGE COUNTY DISTRIBUTION OF FUNDS TO BE USED BY THE TOWN OF GOSHEN POLICE DEPARTMENT FOR THE “STOP DWI” PROGRAM

This program is grant funded, at no expense to the Town. The monies will vary per quarter.

**TOWN OF GOSHEN
RESOLUTION
Authorization to the Chief of Police to Sign Contract and/or Documentation with
County of Orange**

INTRODUCED BY: Councilman John Van Der Molen
SECONDED BY: Councilman George Lyons
DATED: June 13, 2016

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 13th day of June, 2016;

WHEREAS, the County of Orange has funds to be distributed to local law enforcement agencies for the purpose of conducting enforcement activities related to the STOP DWI PROGRAM referred to as the ENFORCEMENT WAIVE(S); and

WHEREAS, the Town of Goshen does wish to participate in said program; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Goshen approves the receipt of said funds on behalf of the Town of Goshen Police Department from the County of Orange and authorizes Chief of Police James McDowell to execute any and all necessary documents and contracts with regards to the available funds.

Upon Roll Call Vote:

Supervisor, Douglas Bloomfield	<u>AYE</u>	Councilperson, John VanDerMolen	<u>AYE</u>
Councilperson, Melissa Gallo	<u>ABSENT</u>	Councilperson, Kenneth Newbold	<u>AYE</u>
Councilperson, George Lyons	<u>AYE</u>		

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

**3. DISCUSS AND APPROVE CHIEF MCDOWELL'S REQUEST TO HIRE ANTHONY J. PITT
AS PART-TIME POLICE OFFICER**

The reason to hire a part-time officer: two police officers are out on disability.

Councilman Lyons made the motion to authorize the Chief of Police to hire Anthony J. Pitt as part-time Police Officer effective June 14, 2016. Councilman VanDerMolen seconded the motion.

On A Voice Vote, the motion passed: 4 AYES Bloomfield, Lyons, Newbold, VanDerMolen
0 NAYS
1 ABSENT Gallo

4. DISCUSS AND APPROVE FRONTIER COMMUNICATIONS REQUEST FOR A VIDEO FRANCHISE AGREEMENT

The Town has received a draft copy of the Frontier Vantage Video Franchise Agreement enabling Frontier to compete with Time Warner Cable Vision.

Attorney Caplicki explained that Frontier's request is to expedite a "market success build-out proposal" to compete for potential subscribers, in areas, who are requesting service. Once a franchise agreement is offered, a public hearing will be set within 60 days of the application date.

Councilman Newbold made the motion to authorize the Supervisor to send a letter to the Public Service Commission (PSC) acknowledging receipt and no objection to the format as presented by Frontier Communications. Councilman Lyons seconded the motion.

On A Voice Vote, the motion passed: 4 AYES Bloomfield, Lyons, Newbold, VanDerMolen
0 NAYS
1 ABSENT Gallo

5. DISCUSS AND APPROVE REQUEST BY TOWN OF GOSHEN PLANNING BOARD CHAIRMAN TO APPOINT DAVID F. CRAWFORD, RESIDENTIAL ARCHITECT, AS A FULL TIME ALTERNATE BOARD MEMBER EFFECTIVE IMMEDIATELY

Planning Board Chairman, Lee Bergus, has been notified that due to seasonal work schedules and summer vacations a few members of the Planning Board will not be able to attend the biweekly meetings. With projects in progress and upcoming, it is critical to conduct meetings with a full Board in attendance. Therefore, he is asking the Town Board to appoint David Crawford, residential architect, as a full time alternate.

Councilman Newbold made the motion to appoint David F. Crawford as a full time alternate Board member effective immediately, for two years, for any Board member who is unable to attend scheduled meetings. Councilman Lyons seconded the vote.

On A Voice Vote, the motion passed: 4 AYES Bloomfield, Lyons, Newbold, VanDerMolen
0 NAYS
1 ABSENT Gallo

6. REVIEW AND DISCUSS BOARD INPUT TO THE FIRST ITERATION OF THE PROPOSED LOCAL LAW AMENDING CHAPTER 97, ZONING/CODING FOR WIND/SOLAR ENERGY SYSTEMS

Supervisor Bloomfield is asking for any additions/changes to the first iteration of Local Law #4, amending and supplementing Chapter 97, "Zoning". A new section will be added to provide regulations for wind and solar energy systems. Comments will be forwarded to Dennis Lindsay, Town Planner, to put into a Local Law format. Once this is done, a date will be set for a public hearing.

7. DISCUSS AND ACCEPT RESIGNATION OF THOMAS J. SPREITZER FROM THE BOARD OF ASSESSMENT REVIEW EFFECTIVE JUNE 8, 2016

Thomas Spreitzer has been a Board member for the past eleven years.

Councilman Newbold made the motion to accept the resignation of Thomas J. Spreitzer from the Board of Assessment Review effective June 8, 2016. Councilman Lyons seconded the motion.

On A Voice Vote, the motion passed: 4 AYES Bloomfield, Lyons, Newbold, VanDerMolen
0 NAYS
1 ABSENT Gallo

8. INFORMATION: THERE IS A SPECIAL TOWN OF GOSHEN BOARD MEETING TOMORROW, JUNE 14th, AT 7:30 P.M. AT THE ORANGE COUNTY 911 CENTER, TO REVIEW PROJECT PLANS TO BUILD A LEGOLAND THEME PARK IN THE TOWN OF GOSHEN

As stated, for information only. Legoland is listed as a Type 1 Action, requiring an Environmental Impact Statement. When the application is submitted a draft scope of the Environmental Impact Statement will be included. This allows the public to raise issues to be addressed in the Environmental Impact Statement. Therefore, the public will have input early in the process. Legoland representatives will hold an "open house" on July 7th. This will give the public an opportunity to see what the proposed Legoland Park is all about.

9. FINANCE:

Councilman VanDerMolen made the motion to authorize the Supervisor to pay Manual A/P Runs as of 5-31-2016 amounting to \$191,923.22. Councilman Newbold seconded the motion.

On A Voice Vote, the motion passed: 4 AYES Bloomfield, Lyons, Newbold, VanDerMolen
0 NAYS
1 ABSENT Gallo

10. APPROVAL OF MINUTES:

Councilman Newbold made the motion to approve minutes of the work sessions of 05-09-2016 & 05-23-2016 and regular meeting minutes of 05-12-2016 & 05-26-2016. Councilman Lyons seconded the motion.

On A Voice Vote, the motion passed: 4 AYES Bloomfield, Lyons, Newbold, VanDerMolen
0 NAYS
1 ABSENT Gallo

EXECUTIVE SESSION:

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

1. REVIEW LATEST TURI CERTIORARI SETTLEMENT PROPOSAL
2. DPW DISCIPLINARY UPDATE
3. DISCUSS P.D. PERSONNEL CASE AND ANCILLARY ISSUES
4. DISCUSS RECENT P.D. INJURY
5. DISCUSS MOST RECENT PBA CONTRACT PROPOSAL

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

ADJOURNMENT: 8:55PM

Priscilla Gersbeck, Town Clerk