

TOWN OF GOSHEN
TOWN BOARD MEETING

August 11, 2016
MINUTES

A regular meeting of the Town Board of the Town of Goshen was held on the 11th day of August, 2016 at the Town Hall located at 41 Webster Avenue, Village of Goshen, County of Orange, State of New York.

Present: Melissa Gallo Councilmember
 George Lyons Councilmember
 Kenneth Newbold Councilmember
 John VanDerMolen Councilmember

Absent: Douglas Bloomfield Supervisor

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

A. CALL TO ORDER

The meeting was called to order by Deputy Supervisor Lyons at 7:34pm, followed by the Pledge of Allegiance.

B. AMENDMENT TO THE AGENDA

C. PRIVILEGE OF THE FLOOR (agenda items only)

None at this time

D. OLD BUSINESS:

**1. DISCUSS AND APPROVE REQUEST TO HOLD 29TH TOUR DE GOSHEN ON
 SUNDAY, AUGUST 21, 2016**

Attorney Golden has reviewed the insurance coverage. Questions about the amounts designated for proper coverage still need to be resolved.

Councilman Newbold made the motion to authorize the 29th Tour de Goshen to proceed contingent upon submission of acceptable insurance to the Town Attorney and the insurance broker for the Town. Councilman VanDerMolen seconded the motion.

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

2. REVIEW AND APPROVE 2015 YEAR-END BUDGET TRANSFERS

Christine Cavalier, Budget Officer, submitted a listing of expenditure accounts that have exceeded their budgeted amounts. Therefore, she is requesting an approval to make year-end budget transfers in all funds to cover Expenditure Accounts that have exceeded their budgeted amounts. These transfer will be funded by contingency Account budgets from accounts with excess budget amounts available for transfer and from Fund Balance Accounts where necessary.

Councilman Newbold made the motion to approve 2015 year-end budget transfers as presented. Councilwoman Gallo seconded the motion.

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

(out-of-order) **3. DISCUSS AND APPROVE REQUEST TO APPROVE LEASING CONTRACT FOR NEW PITNEY BOWES POSTAGE MACHINE AND FOLDER/INSERTER MACHINES AND AUTHORIZE THE SUPERVISOR TO SIGN THE SAME. THE MONTHLY CHARGES WILL BE \$400.73.**

Christine Cavalier summarized the contract amounts in leasing a new Pitney Bowes postage machine & envelope stuffer. The contract length is for five (5) years. Our current price is: \$1,203.00/qtr. = \$4,812.00/yr. The new price is: \$1,202.19/qtr. = \$4,808.76/yr.

Councilwoman Gallo made the motion to authorize the Supervisor to sign the lease contract for a Pitney Bowes postage machine not to exceed the amount presented. Councilman VanDerMolen seconded the motion.

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

4. REVIEW REQUEST BY THEODORE EPIDY TO IMPOSE A FIVE (5) TON WEIGHT LIMIT ON DURLAND ROAD

A letter was received from Theodore Epidy, a resident of Durland Road. He is requesting a weight limitation to be imposed on Durland Road to a maximum of 5 tons. The road is populated with many children/school bus stops. It is narrow and not engineered to handle constant commercial traffic neither was a small bridge on that road. Heavy commercial dump trucks and tractor trailers use the road as a shortcut to Route 94 from Route 17A and visa versa.

E. NEW BUSINESS:

1. INTRODUCE LOCAL LAW #7 AND SET A PUBLIC HEARING DATE REGARDING LOCAL LAW #7 OF 2016 AMENDING SECTION 89-19 OF THE TOWN CODE ("DESIGNATION OF WEIGHT LIMITS ON TOWN ROADS")

The focus of the Local Law #7 is to establish a five (5) ton weight limit on Durland Road in the Town of Goshen.

Councilman VanDerMolen made the motion to hold a public hearing on September 8, 2016 at 7:30pm or soon thereafter at 41 Webster Ave for Local Law #7 of 2016 amending section 89-19 of the Town Code ("Designation of Weight Limits on Town Roads") to establish a weight limit on Durland Road. Councilwoman Gallo seconded the motion. [Copy of Local Law #7 is in the Clerk's Office]

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

2. PASS MOTION TO APPOINT GOSHEN TOWN BOARD LEAD AGENCY FOR SEQRA REVIEW REGARDING LOCAL LAW #7 OF 2016 WITH A SHORT FORM NEGATIVE DECLARATION AND AUTHORIZE THE DEPUTY SUPERVISOR TO SIGN SHORT FORM EAF.

Councilman Newbold made the motion to appoint the Goshen Town Board lead agency for SEQRA review on this action. Councilwoman Gallo seconded the motion.

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

By establishing a 5 ton weight restriction on Durland Road will ensure the health, safety and welfare of the traveling public. This road is not suited for safe travel of heavy commercial and other traffic.

Councilwoman Gallo made the motion to determine a Negative Declaration of Local Law #7 and that this action will not have a significant adverse effect on the environment and authorize the Deputy Supervisor to sign the EAF. Councilman Newbold seconded the motion.

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

F. FINANCE:

Councilman VanDerMolen made the motion to authorize the Supervisor to pay Accounts Payable Check Run for August 11, 2016 amounting to \$80,345.01. Councilwoman Gallo seconded the motion.

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

G. PRIVILEGE OF THE FLOOR

[The Wednesday, 8-10-26, Times Herald-Record paper featured an article titled "Legoland, Goshen reach water, sewer deal" – Proposed park would need 64M gallons of water a year. Many of the comments reflected the decision by the Village to approve a resolution to provide water and sewer service to Legoland theme park.] Noted: This is a preliminary approval subject to approvals from the Planning Department.

Residents commented on the proposed Legoland Park. Unfortunately some didn't properly identify themselves or were inaudible. In all fairness, this is a summary of some of their concerns/comments:

(1) concerned that if a new well is drilled, it'll take water away from other Goshen wells and "draw Down" from surrounding municipal wells (2) would like the comments on computer sites to be factual not

false scares (3) questioned if the Village supplies the water, will this come under the SEQRA process (4) the Town Board does not decide if the Village of Goshen is to/not to supply water to Legoland – it is a Village’s decision (5) the Town Planning Board will study the *environmental impact* of the Village of Goshen if they supply water/sewer to the Legoland project (6) High School graduates leave Goshen, because there is no reason for them to stay – nothing for them to do (7) something is wrong when you drive down certain streets and see 4-6 houses for sale (8) the jobs Legoland creates will not be favorable as long term employment, maybe for summer employment (9) would like to see the engineering plans/study of the water safety-mark for the residents (10) the difference between an Independent SEQRA and a combined SEQRA: one SEQRA review being conducted, one coordinated effort (11) the future usage of the multiple well sites/green areas within the Legoland proposed site (12) years ago, green areas came about from developers/subdivisions providing land for recreational purposes, now a parkland-fee can be paid in lieu of land (13) Local Law #5 & Local Law #6 does not increase a liability for the Town (14) we want what’s best for the Town with a careful analysis (15) noted zoning law 97.10 and (16) some of the comments on face-book are negative of “our neighbors”.

H. EXECUTIVE SESSION:

With no issues for the Executive Session, Councilman VanDerMolen made the motion to adjourn the meeting. Councilwoman Gallo seconded the motion. Motion carried.

I. ADJOURNMENT: 8:35PM

Priscilla Gersbeck, Town Clerk