

TOWN OF GOSHEN
TOWN BOARD MEETING
September 12, 2013

MINUTES

A regular meeting of the Town Board of the Town of Goshen was held on the 12th day of September, 2013 at Town Hall located at 41 Webster Avenue, Village of Goshen, County of Orange, State of New York.

Present:

Douglas Bloomfield	Supervisor
Philip Canterino	Councilman
George Lyons	Councilman
Kenneth Newbold	Councilman
Louis Cappella	Councilman

Also Present:

Dennis Caplicki	Town Attorney
Valma Eisma	Town Clerk

A. CALL TO ORDER: Supervisor Bloomfield called the meeting to order at 7:30 p.m. and led the Pledge of Allegiance.

B. AMENDMENT TO THE AGENDA: NONE

C. PRIVILEGE OF THE FLOOR: NO RESPONSE

D. OLD BUSINESS:

1. PRESENTATION BY TROOP 161 GIRL SCOUTS: Scouts Mackenzie Kurek, Connie Bouchard, and Kelly Fellenzer approached the Board regarding a Girl Scout project they are doing. Connie Bouchard explained to the Board that they were Girl Scouts from Troop 161, and were working toward their silver award. Each girl spoke telling the Board about the program "Turn Your Key, Be Idle Free!" pointing out why they are asking that the public take a pledge to be idle free and to improve and protect the air quality in our community by not leaving their vehicle running for more than 30 seconds when parked. They would like to place signs around the Village and the Town to inform the public of the project. They provided the Board with bumper stickers that they could pass out to taxpayers and others as they come to the Town Hall on business. The girls also pointed out the other advantages of not idling, such as saving gas, creating lesser amounts of carbine dioxide, etc.

There was a lively discussion between the Scouts and the Board. The Scouts thanked the Board for allowing them to attend the meeting, and the Board congratulated them on their informative, professional presentation.

2. UPDATE BOARD ON HEALEY- STONE HEDGE DRIVE PROJECT: Attorney Caplicki explained that a Memorandum of Understanding between Debra Healey and the Town of Goshen has been prepared and agreed upon by all parties. The Memorandum is as follows:

MEMORANDUM OF UNDERSTANDING
DEBRA HEALEY WITH THE TOWN OF GOSHEN

1. The parties will enter into a License Agreement and file with the County, Agreement annexed.
2. The Agreement is subject to inspection of the proposed work and specifications by the Town Highway Superintendent and Town Engineer and approval by the Town Board.
3. Healey will apply for a Driveway Permit and pay the Town's professional fees to review this matter, and filing fees for the Agreement.

Dated September 12, 2013

THE TOWN OF GOSHEN
BY _____

DEBRA HEALEY

Complete License Agreement on file in Town Clerk's Office.

Attorney Caplicki explained the Memorandum is the only thing that will be addressed this evening, the actual License Agreement will be signed at a later date.

Councilman Canterino made a Motion to authorize the Supervisor to execute the Memorandum of Understanding. The Motion was seconded by Councilman Newbold.

Roll Call Vote:

Supervisor, Douglas Bloomfield	<u>AYE</u>	Councilman, Philip Canterino	<u>AYE</u>
Councilman, George Lyons	<u>AYE</u>	Councilman, Kenneth Newbold	<u>AYE</u>
Councilman, Louis Cappella	<u>AYE</u>		

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

Supervisor Bloomfield stated he would like to move to New Business, #2 **DISCUSS ESTABLISHING WATER/SEWER DISTRICTS FOR THE YOUNGS GROVE SUBDIVISION.** Mr. Rieger, one of the developers of the project addressed the Board stating

the project consists of 105 single-family, detached dwelling units, central water system and central sewer system. The site is an open area development that will preserve approximately 294+/- acres or 83% of the project site as open space under a conservation easement. He explained the project will generate approximately 42,000 gpm of domestic sewage. He also told the Board of the approval status at this point: SEQRA - Environmental Impact Statement completed, Findings Statement filed 12/24/12; Preliminary Subdivision Approval pending; NYSDEC-Pre-Application Conference completed, and Joint Permit Application is being prepared.

Mr. Rieger explained they first looked into an on site sewer treatment plant, but we are now considering tying into the Village Sewer Treatment Plant instead. He said at first they felt it would be too expensive to run a force main to the Village. Mr. Rieger said at this point it does seem feasible. He said the Village is amendable to the connection to them.

Steven Esposito, RLA joined Mr. Rieger in addressing the Board. Mr. Esposito presented the Board with a map of the project, and proceeded to explain where the project will be located off of Craigville Road and the layout of the project. He also explained how they talked to the DEC and the Planning Board, and all agree the force main would be a better method to control the sewer. The water would still be an on site operation, and he stated there is more than enough water to do this.

The Board discussed at length the effect a project of this size might influence the water shed. Mr. Esposito replied they would be addressing this with the Planning Board. It was agreed that Dennis Lindsey, Town Engineer would be advised and contacted consistently as the project progresses.

The Board expressed their wishes to combine and adjoin the various developments in the Craigville area to make one large district.

Supervisor Bloomfield stated that the Board would work with the Engineer to set up another meeting in the future to share the progress of the project, and in time draw up a Developer's Agreement.

RETURN TO OLD BUSINESS:

3. UPDATE BOARD ON CELERY AVENUE ROAD PROBLEMS AND RIDDICK ENGINEERING ASSOCIATES RECOMMENDATIONS: Supervisor Bloomfield reported that he had met with the Highway Superintendent and Sean Hoffman, of Riddick Associates, Town Engineers. The situation is basically that the right hand side of the road keeps sinking going into Celery Avenue, sometimes as much as five inches a day. The engineer is suggesting, and the Supervisor agrees that four holes be bored into the ground until it reaches bed rock, and find out what is down there. The engineer wants to find the depth of the black dirt, etc. and also examine the culvert that is located there to be sure it does not leak. After examining all the data, a decision can be made as to how to address the problem.

4. DISCUSS AND APPROVE RESOLUTION TO MODIFY THE PRIOR ADC MAPLEWOOD LITIGATION STIPULATION AND DEVELOPER AGREEMENT PROVISIONS: Attorney Caplicki stated he spoke to the other attorney, who was going to contact his client about the meeting tonight. He said however, he did not hear from either one.

E. NEW BUSINESS:

1. REVIEW AND APPROVE TAX CERTIORARI SETTLEMENTS WITH:

- A. CVS CORP**
- B. GOLDVEST CORP**

Supervisor Bloomfield asked Attorney Caplicki if he was ready to address these Tax Certiorari? Attorney Caplicki replied no, that the Board's work is done, but he is waiting for confirmation from the applicants.

3. TOWN CLERK'S REQUEST TO REINSTATE PART TIME CLERK POSITION:

The Town Clerk, Val Eisma, addressed the Board expressing the need for reinstating the part time clerk position, and the importance of her office. The Supervisor expressed doubt that the position needed to be filled, and expressed concern for the cost to fill the position.

Theresa Makuen, from the audience, suggested volunteer help.

The Supervisor suggested sharing a part timer with the Police Department. The Town Clerk expressed a need for a competent, well trained person, and the need for a registrar to be available. She also expressed concern for the Vital Records, which are private, and the privacy that would be required in the Court.

Justice Van Haaster, who was present, agreed with the Town Clerk. The Board decided to try using the part timer from the Police Department.

The Town Clerk also addressed the hope of following up on grant that might allow renovations to the "so called safe" that is in her office. she has been trying to find a grant to help preserve the vital records. She noted that the "safe" is a small room, not fire proof, with a sprinkler system and a window in it. The Clerk will present the grant program to the Board at another time.

F. FINANCE: Councilman Canterino made a Motion to authorize the Supervisor to pay Manual A/P runs of 8/27/13 amounting to \$93,237.54 and Accounts Payable Check Run of 9/1/13 amounting to \$217,899.86. The Motion was seconded by Councilman Lyons. Motion carried unanimously.

G. PRIVILEGE OF THE FLOOR:

James Cimino asked if Young Groves was a phase project. Supervisor Bloomfield replied that would be a Planning Board question. The Board does not feel that that is the plan.

Joel Markowitz asked if in settling the CVS Tax Certiorari there would be a reduction in taxes. Attorney Caplicki stated there are many ways of settling a Tax Certiorari, not always calling for a reduction of taxes.

H. ADJOURNMENT: Councilman Newbold made a Motion to adjourn the meeting, and go into executive session to address the following, with intent not to return. The Motion was seconded by Councilman Cappella. Motion carried unanimously.

EXECUTIVE SESSION:

1. PD PERSONNEL CASE UPDATE
2. PROBLEM PROPERTY - HAMPTON ROAD - UPDATE
3. AL TURI LANDFILL LITIGATION UPDATE
4. JEDI UPDATE
5. WATER/SEWER DELINQUENCIES
6. DENNIS MARSH LITIGATION UPDATE

Time: 9:00 p.m.

Valma Eisma, Town Clerk