

**GOSHEN**  
**TOWN BOARD MEETING**  
November 12, 2020  
MINUTES

A meeting of the Town Board of the Town of Goshen was held on the 12th day of November, 2020 at the Town Hall located at 41 Webster Avenue, Village of Goshen, County of Orange, State of New York via videoconference due to the recent Covid-19 pandemic.

Present:	Douglas Bloomfield	Supervisor
	Philip Canterino	Councilmember
	Richard Florio	Councilmember
	George Lyons	Councilmember
	Kenneth Newbold	Councilmember

Also Present:	Richard Golden Esq.	Attorney for the Town
	Priscilla Gersbeck	Town Clerk
	Mary Riso	Clerk to the Supervisor

**CALL TO ORDER**

Councilperson Canterino motioned to open the meeting at 7:30pm and seconded by Councilperson Newbold. Motion carried.

**OLD BUSINESS:**

**1. Information: The sewer pipe lining project is underway.**

The National Water Main Cleaning Co. completed the sewer cleaning and television inspections for the entire length at Arcadia Hills (1,086 linear feet). The sewer lines have been ordered and should be manufactured by Monday. If the weather cooperates, they anticipate installing the liners for Arcadia early next week. In Hambletonian Park two protruding laterals prevented the television camera from advancing. Work will be done to locate the downstream manhole and work upstream to remove the protrusions. Once this is accomplished, the television inspection will be completed to provide the information of rehabilitation work required.

**2. Information: The Town of Goshen initiative to develop a "Police Reform and Reinvention Collaboration Plan" is on schedule. (See attached are November 2<sup>nd</sup> meeting minutes and letters to prospective committee members.)**

Letters were written to: Robert Conflitti, DA's Office / Gary Abramson, Legal Aide Society / Stanley Lupinski, PBA President / Carl Lunden, St. James episcopal Church / Catherine Brieger, Warwick Area Migrant Committee / Brian Gallo, Hambletonian Park resident / Louis Clemente, Arcadia Hills resident / Rick Golden, Esq. / Douglas Bloomfield, Town Supervisor and Philip Canterino, Town Councilman.

**3. The Town has not heard from the State of New York regarding our request of a \$100,000 grant to help subsidize the Arcadia Hills water storage tank project. There is concern that this grant, along with the Town Hall roof and window replacement grants, may not be forthcoming due to NYS financial problems. I have contacted Sen. Metzger's Office.**

Councilperson Newbold was asked to contact Sen. Metzger's office to update where we are on the waiting list for the Arcadia Hills water tank.

**4. Hear a report from Councilman Phil Canterino regarding current planning status for razing the Salesian School Building.**

Councilperson Canterino received estimates from Quest's firm with two choices: (1) to condemn the entire building as contaminated for demolition estimated around \$800,000 - \$900,000. (2) asbestos abatement – which entails an engineer to evaluate the condition of the present construction to stabilize the structure (each floor) *cost unknown* with no guarantee of stabilization, the abatement estimated around \$150,000 - \$200,000 and the demolition around \$350,000 - \$400,000. He would like to arrange a joint meeting with the Village. If a decision is reached we can have Sean Hoffman, PE prepare a bid package. The building is falling down piece by piece which is a safety hazard. This situation will not get better.

**5. Hear a report from Councilman Rick Florio regard the repairing of the Salesian Park fence.**

Restoration and repairs to the Salesian Park fence began the second week in October and has been completed stated Councilperson Florio. From Craigville to Route 207 and around the restoration work received many complements. The library has decided they will do the same restoration work to their section of the fence.

**6. Discuss and approve an updated license agreement with Merlin Entertainment for use of Town parcel Lot 68.**

Supervisor Bloomfield summarized the agreement as follows:

"WHEREAS, Merlin Entertainments desires to construct a vegetated berm, a portion of which will lie within Lot 68, for purposes of creating an additional buffer of the Project as viewed from residences within Arcadia Hills; and

WHEREAS, based upon a review of the berm design, the Town Board finds that the construction of the berm would be consistent with the proposed surrounding topography and the License Agreement,

NOW, THEREFORE, the parties hereto agree to amend the June 14, 2018 Agreement as follows:

1. All terms of the June 14, 2018 Agreement remain in full force and effect unless modified herein.
2. The revocable at will license granted by the Town to Merlin Entertainments, their agents, representatives, employees and contractors to enter upon Lot 68, is hereby amended to include the following additional limited purposes:
  - a. The construction of a vegetated berm, consistent with the surrounding topography, now or Proposed hereafter in connection with the Project, so as to provide additional screening of the Project from Arcadia Hills,
  - b. The provision of all necessary documents confirming that the berm has been safely and adequately constructed to necessary State standards, to the satisfaction of the Town Engineer and Building Inspector;
  - c. After the construction of the berm, to seed the parcel and provide landscaping, such as trees, bushes and other plantings, in accordance with a plan that must be approved by the Town Board;
  - d. To maintain the grass and landscaping in a clean, healthy and vibrant condition for so long as the Project exists.
3. In the event the Town determines that a safety risk exists with regards to any of the clearing, grading, landscaping or maintenance performed by Merlin Entertainments on Lot 68, including the construction of the berm, the Town may remedy the problem itself or give Merlin Entertainments notice of the problem and request Merlin Entertainments to remedy it. Merlin Entertainments shall be responsible for paying the cost of remedying any such safety risks, whether remedied by the Town or Merlin Entertainments."

Discussion: the Council members are concerned with the height (18 ft.) of the berm, the size of Lot 68, how much of Lot 68 will be the berm. Originally Lots 68 & 69 were part of the Arcadia Hills expansion that bellied-up. The County took over ownership of Lots 68 & 69. The Town bought back the Lots. Merlin Entertainment entered into a License Agreement for use (not ownership). The agreement is revocable at will.

Councilperson Lyons made the motion to approve the updated Amendment No. 1 to License Agreement with Merlin Entertainment for the use of Town parcel Lot 68 and for the Supervisor to sign the same. Councilperson Florio seconded the motion.

The Board members questioned the physical footprint of the berm and would prefer to do a site inspection with Neal Halloran. This agreement will be continued at the next meeting pending a site inspection. Therefore: Councilperson Lyons and Councilperson Florio have withdrawn their motions.

## NEW BUSINESS

- 1. Accept the letter of resignation from part-time Town of Goshen Court Officer, Domenic DiMarco.**

Councilperson Canterino made the motion to accept the letter of resignation from part-time Town of Goshen Court Officer, Domenic DiMarco effective November 6, 2020. Councilperson Lyons seconded the motion.

Upon Roll Call Vote:

Supervisor Douglas Bloomfield	<u>AYE</u>	Councilperson George Lyons	<u>AYE</u>
Councilperson Philip Canterino	<u>AYE</u>	Councilperson Kenneth Newbold	<u>AYE</u>
Councilperson Richard Florio	<u>AYE</u>		

Vote: Motion carried by a vote of 5 to 0

- 2. Approve a request from Town Justice Kimberly C. VanHaaster and Rory Brady to hire Lisa Brattesani as part-time Town of Goshen Court Officer.**

Councilperson Florio made the motion to hire Lisa Brattesani as part-time Town of Goshen Court Officer effective January 11, 2021 at \$23.03 per hour. Councilperson Lyons seconded the motion.

Upon Roll Call Vote:

Supervisor Douglas Bloomfield	<u>AYE</u>	Councilperson George Lyons	<u>AYE</u>
Councilperson Philip Canterino	<u>AYE</u>	Councilperson Kenneth Newbold	<u>AYE</u>
Councilperson Richard Florio	<u>AYE</u>		

Vote: Motion carried by a vote of 5 to 0

- 3. Information: A Town of Goshen Highway Department employee stayed home because he was not feeling well and three days later tested positive for COVID-19 on 10/23/2020. All remaining employees, to include Dial-A-Bus employees, were sent home with pay for 14 days fo self-quarantine. All tested negative for COVID-19 and are now back at work. The original infected employee is feeling well but tested positive a second time on 11/6/2020. The OC Health Department Director of epidemiology said the infected employee can test positive for 90 days, but is only contagious for 10 days; thus, the employee can return to work.**

As stated, for information only.

4. **Information: Jay Beaumont, Chairman of the Moodna Creek Watershed Intermunicipal Council, is working directly with Trish Sherlock of the JRC to have an Eagle Scout project to build an educational Kiosk at Urbanski Park.**

As stated, for information only.

5. **Information: There was a lengthy conference call this week with planners and engineers working with Amy's Kitchen. The plan is to build the site in phases starting with a 15,000 square feet office area followed by three phases of constructing three manufacturing lines. The designs will be sent to the Town Building Office for our review and approval starting in the third week of December. Construction will commence in Spring 2021.**

As stated, for information only.

6. **Review and approve virtual minutes for Town Board Meeting held October 22, 2020.**

Councilperson Newbold made the motion to accept the virtual meeting minutes as presented for October 22, 2020. Councilperson Lyons seconded the motion.

Upon Roll Call Vote:

Supervisor Douglas Bloomfield	<u>AYE</u>	Councilperson George Lyons	<u>AYE</u>
Councilperson Philip Canterino	<u>AYE</u>	Councilperson Kenneth Newbold	<u>AYE</u>
Councilperson Richard Florio	<u>AYE</u>		

Vote: Motion carried by a vote of 5 to 0

#### **FINANCE:**

1. Councilperson Canterino made the motion to authorize the Supervisor to pay Accounts Payable check run on November 12, 2020 in the amount of \$189,024.78. Councilperson Florio seconded the motion.

Upon Roll Call Vote:

Supervisor Douglas Bloomfield	<u>AYE</u>	Councilperson George Lyons	<u>AYE</u>
Councilperson Philip Canterino	<u>AYE</u>	Councilperson Kenneth Newbold	<u>AYE</u>
Councilperson Richard Florio	<u>AYE</u>		

Vote: Motion carried by a vote of 5 to 0

2. Councilperson Lyons made the motion to authorize the Supervisor to pay Manual A/P run for 10/31/2020 in the amount of \$18,764.18. Councilperson Newbold seconded the motion.

Upon Roll Call Vote:

Supervisor Douglas Bloomfield	<u>AYE</u>	Councilperson George Lyons	<u>AYE</u>
Councilperson Philip Canterino	<u>AYE</u>	Councilperson Kenneth Newbold	<u>AYE</u>
Councilperson Richard Florio	<u>AYE</u>		

Vote: Motion carried by a vote of 5 to 0

3. Councilperson Newbold made the motion to approve year-to-date budget transfers requested by the Budget Officer. Councilperson Florio seconded the motion.

Upon a roll call Vote:

Supervisor Douglas Bloomfield	<u>AYE</u>	Councilperson George Lyons	<u>AYE</u>
Councilperson Philip Canterino	<u>AYE</u>	Councilperson Kenneth Newbold	<u>AYE</u>
Councilperson Richard Florio	<u>AYE</u>		

Vote: Motion carried by a vote of 5 to 0

4. Memo from Christine Cavaliere, Town Budget Officer, on a cost reduction item being implemented through her office with a savings of \$11,551.92 for 2021.

Prices for the Town dumpster rental/garbage disposal services have been creeping up every year. We are currently paying Interstate Waste Services (IWS) \$1,043/month for rental of a 4-year dumpster, with 2x/week service. After receiving quotes from 2 competitors, IWS responded with a lower offer of \$218/month with a credit of \$2,087.92. This results in a savings of \$436 for 2020, and \$11,551.92 for 2021. For 2022 on, savings will be \$9,900 per year, if rates remain the same.

**Supervisor Bloomfield** noted a late memo came in today as a request from NYS Legislation to put in writing what the Town has for an Emergency Health Plan for COVID-19. He is implementing much of the plan that was used in May 2020. This includes fourteen key health items and essential personal. The Town Hall is still operating by appointment only.

**Town Clerk**, Priscilla Gersbeck, requested to amend the total levy of unpaid utilities passed in the meeting on 10/22/2020 amounting to \$175,300.32 to reflect the amount of \$172,738.50 on 11/12/2020. Payments continue to come that change the totals. Attorney Golden suggested, for the future, this should be worked out with the County as to how they want payments coming in to be addressed.

**TOWN OF GOSHEN RESOLUTION**

**RELEVY OF UNPAID WATER AND SEWER CHARGES**

BE IT RESOLVED that the following charges for water and/or sewer service remaining unpaid as of the date of this resolution be relevied upon the 2021 real property tax rolls:

**Levy of Unpaid Utilities**

<b>NAME</b>	<b>DISTRICT</b>	<b>AMOUNT</b>
Hambletonian Park	District 1 Water	\$14,595.34
	District 1 Sewer	\$21,562.66
	<i>Subtotal</i>	<b>\$36,158.00</b>
Arcadia Hills	District 2 Water	\$45,395.09
	District 2 Sewer	\$86,472.18
	<i>Subtotal</i>	<b>\$131,867.27</b>
Stone Hedge	District 3 Water	<b>\$3,567.49</b>
Scotchtown	District 4 Water	<b>\$1,145.74</b>

**TOTAL LEVY OF UNPAID UTILITIES** **\$172,738.50**

Councilperson Newbold made the motion to adopt the amended above resolution in the amount of \$172,738.50 for the Total Levy of Unpaid Utilities. Councilperson Lyons seconded the motion.

Upon a roll call Vote:

Supervisor Douglas Bloomfield	<u>AYE</u>	Councilperson George Lyons	<u>AYE</u>
Councilperson Philip Canterino	<u>AYE</u>	Councilperson Kenneth Newbold	<u>AYE</u>
Councilperson Richard Florio	<u>AYE</u>		

Vote: Motion carried by a vote of 5 to 0

Councilperson Newbold noted the next Town Board meeting will be on Monday, November 23, 2020.

ADJOURNMENT: Time 8:50pm

Councilperson Canterino made the motion to adjourn. Councilperson Lyons seconded the motion.

Motion Carried.

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Priscilla Gersbeck, Town Clerk