

TOWN OF GOSHEN
TOWN BOARD WORK SESSION
June 7, 2010
MINUTES

A work session of the Town Board of the Town of Goshen was held on the 7th day of June, 2010 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
	Louis Cappella	Councilman
	George Lyons	Councilman
	Kenneth Newbold	Councilman

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

The meeting was called to order by Supervisor Bloomfield at 7:31pm.
There is an amendment to the agenda, switching the order of #10 and the Executive Session.

1. PROPOSED PROJECT TO INCINERATE CONSTRUCTION MATERIALS TO PRODUCE ELECTRICITY

President of eNRG solutions, Mr. Roger Nichols, LLC (Thermochemical Biomass Conversion) presented the Board a packet overview of a proposed ICM Gasifer facility. The conversion of waste to energy (heat, steam & electricity) would require deliveries of wood chips, urban trimmings, C&D waste, municipal solid waste, tires, agriculture residue, sludge etc. to be processed in tonnage quantity. The Board reviewed and questioned the thermal conversion process reminding Mr. Nichols that the Town of Goshen has seen its share of waste processing facilities.

10. RESOLUTION: AUTHORIZE THE SUPERVISOR TO SIGN A CONTRACT WITH VILMA LAWLA AS PART OF PROPERTY REVALUATION EFFORT

Attorney Caplicki explained the contract terms to employ Vilma Lawla in the revaluation project. Photographic pictures are to be taken of each designated parcel in the Town and Village, and then downloaded into the County RPS system. Councilman Canterino had several questions regarding the insurance coverage. This will be reviewed for the next meeting.

EXECUTIVE SESSION:

Councilman Canterino made the motion to enter into Executive Session to discuss the following,

1. Al Turi Tax Certiorari
2. ADC Litigation
3. Owens Road, Litigation
4. Time Warner Franchise Renewal
5. Village/Town Sewer Negotiations Status
6. JRC Litigation Case Status

with the intent to return. The motion was seconded by Councilman Lyons. Motion carried.
Time 8:29PM

Councilman Lyons made the motion to reopen the work session at 10:15PM. The motion was seconded by Councilman Cappella. Motion carried.

The following minutes were taken by Supervisor Bloomfield.

2. REQUEST BY BEAZER HOMES FOR RELEASE OF \$126,000 PERFORMANCE BOND

Mr. Herzog, Land Development Manager for Beazer Homes, requested the release of their Performance Bond in the amount of \$126,000.00. Attorney Caplicki responded asking for certain transfer documents to complete the process with the Village of Florida. No action will be taken until Attorney Caplicki receives the necessary documentation.

3. STATUS UPDATE ON "STOP" SIGN STUDY FOR HAMBLETONIAN PARK

Supervisor Bloomfield will review this at the next meeting. The Town Board is waiting for information.

4. INITIATE PLANS FOR RESERVOIR ROAD DRAINAGE IMPROVEMENTS.

Attorney Caplicki, Councilman Cappella and Councilman Canterino are developing plans for drainage improvements on a section of Reservoir Rd.

5. VILLAGE REQUEST TO BE INCLUDED AS "SPONSOR" IN GRANT APPLICATIONS TO EVALUATE USE OF SOLAR POWER AT THE SEWER PLANT.

Orange County was awarded an Energy Efficiency and Conservation Block Grant through the U.S. Dept. of Energy under the American Resource and Recovery Act. \$430,000 of this block grant will be available to 42 Orange County municipalities and 20 school districts through Incentive Financing Grants. The Village is seeking grant money to evaluate using solar power at the sewer plant and would like to include the Town as a "sponsor" in the application process. With some discussion, the Board agreed to the Village request.

6. BUILDING PERMIT ISSUED TO NEW OWNER OF MATCH POINT SPORTS TO COMPLETE CONSTRUCTION

This information is to update the Board on the existing building which was never used and has been vacant.

7. ACCEPT RESIGNATION OF CARMEN LUGO, PART-TIME JUSTICE CLERK EFFECTIVE, MAY 28, 2010

Councilman Newbold made the motion to accept the resignation of Carmen Lugo, part-time Justice Clerk as of May 28, 2010. Councilman Canterino seconded the motion.

On A Voice Vote, the motion passed: 5 AYES Bloomfield, Canterino, Cappella, Lyons, Newbold
0 NAYS

8. GOSHEN TOWN JUSTICES WOULD LIKE TO HIRE SAMIRA MATOS AS PART-TIME JUSTICE COURT CLERK AT \$13.80 PER HOUR, EFFECTIVE JUNE 14, 2010

Councilman Newbold made the motion to authorize the Goshen Town Justices to hire Samira Matos as part-time Court Clerk at \$13.80/hour for a total of twenty hours per week covering the afternoon shift from 1:00pm to 5:00pm. Councilman Canterino seconded the motion.

On A Voice Vote, the motion passed: 5 AYES Bloomfield, Canterino, Cappella, Lyons, Newbold
0 NAYS

9. BOARD OF ELECTION REQUEST FOR THE USE OF TOWN HALL FOR THREE EVENINGS IN THE MONTHS OF AUGUST, SEPTEMBER OR OCTOBER TO HOLD PUBLIC DEMONSTRATIONS OF NEW SYSTEM

The Orange County Board of Elections has requested the Town to provide two or three evenings during the months of August, September or October where they could hold a public demonstration of the new voting system.

Councilman Cappella made the motion to allow the Orange County Board of Elections to use the Court Room in the Town Hall to hold public demonstrations of the new voting system. Councilman Canterino seconded the motion.

On A Voice Vote, the motion passed: 5 AYES Bloomfield, Canterino, Cappella, Lyons, Newbold
0 NAYS

11. RESOLUTION ADC

Discussion over the proposed stipulation of settlement of ADC Orange, Inc. resulted in the following Resolution.

**TOWN OF GOSHEN
RESOLUTION**

**Authorization to Dennis P. Caplicki, Esq., as Attorney for the Town of Goshen, Richard B. Golden, Esq., as Attorney for the Planning Board Town of Goshen, and Supervisor Douglas Bloomfield, as Supervisor of the Town of Goshen, to Sign the Proposed Stipulation of Settlement with Respect to ADC Orange, Inc. v. Town of Goshen, et al
Litigation**

INTRODUCED BY: Councilman Philip Canterino

SECONDED BY: Councilman Kenneth Newbold

DATED: June 7, 2010

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 7th day of June, 2010;

WHEREAS, ADC Orange, Inc. initiated litigation against the Town of Goshen (Index No. 2009/5248), and

WHEREAS, lengthy discussions and settlement conferences have been held between the parties resulting in a proposed Stipulation of Settlement – Exhibit A annexed, and

WHEREAS, the Town Board of the Town of Goshen wishes to authorize the Attorney for the Town of Goshen, the Attorney for the Planning Board of the Town of Goshen and the Supervisor of the Town of Goshen to sign on behalf of the Town said Stipulation of Settlement, and

NOW, THEREFORE BE IT RESOLVED, that Dennis P. Caplicki, Esq., as Attorney for the Town of Goshen, Richard B. Golden, Esq., as Attorney for the Planning Board of the Town of Goshen and Douglas Bloomfield, as Supervisor of the Town of Goshen be authorized to sign on behalf of the Town of Goshen the annexed Stipulation of Settlement with respect to the aforementioned litigation.

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

Vote: Resolution carried by a vote of 5 to 0

12. BID RESULTS ELECTRIC RE-BID

On June 3, 2010 sealed proposals were opened for the re-bid of electrical services per Diem labor and services. Riddick Associates reviewed the proposed bids which covered: Weekdays (8:00AM to 4:00PM), Nights (4:00pm to 8:00AM) and Weekends/Holidays (Anytime). The Board Members will review the material presented and will address a Resolution at Thursday's meeting.

Councilman Cappella made the motion to close the Public Meeting. Councilman Lyons seconded the motion. Motion carried.

Time: 10:45PM

Priscilla Gersbeck, Deputy Town Clerk