

**TOWN OF GOSHEN**  
**TOWN BOARD MEETING**  
**March 01, 2010**  
MINUTES

A regular meeting of the Town Board of the Town of Goshen was held on the 1st day of March, 2010 at 7:30pm 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

Absent:	Louis Cappella	Councilman
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Also Present:	Dennis Caplicki	Attorney for the Town
	Priscilla Gersbeck	Deputy Town Clerk

**A. CALL TO ORDER**

(The scheduled meeting of February 25, 2010 was cancelled due to a snow storm and rescheduled for tonight.)

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

**B. AMENDMENT TO THE AGENDA**

Item E.1 on the agenda: Review Proposed Franchise Renewal Contract With Time Warner Cable And Set A Public Hearing has been removed. We are waiting for more information.

**C. PRIVILEGE OF THE FLOOR (agenda items only)**

Jerry Boss wanted clarification on the agenda item pertaining to the Resolution to support the ERB request for re-classification of the Purgatory Swamp and the Bird Sanctuary wetlands to "Protected Water Bodies". Supervisor Bloomfield stated that with the re-classification, the applicant(s) will have more restrictions on the wetlands.

**D. REPORTS:**

**COUNCILMAN NEWBOLD** reported that the water tank for Scotchtown has been delivered. He was impressed with the Highway Department for their assistance in this project.

Last weekend, two pumps went down in Arcadia Hills. Our Water Department brought in generators and had the system back up and working so that there was no effect on the residents of Arcadia. He thanked our Police Department and Highway Department for "a job well done" during the snow storm.

**COUNCILMAN LYONS** reported that at the last JRC meeting on February 9<sup>th</sup>, discussion was held to find ways to improve their relationship with the school district during the summertime. They will be meeting with the new Superintendent on March 11<sup>th</sup>. Currently meetings are on going for the Salesian Park bathroom project. They received the (\$15,000 from the County and \$15,000 from Town&Village) \$30,000 grant. Both the Village and Town DPW'S will work together for an added savings on this project. Both DPW'S are also working to improve the drainage on the fields at Land-O-Goshen Park.

**COUNCILMAN CANTERINO** reported that during the snow storm he was in contact with the Police Chief and Supervisor Bloomfield during the day. At 8:00am he received a phone call from the Highway Superintendent informing him that we were running low on diesel fuel. Likewise, everyone in the area was low and we couldn't get a delivery from our regular vendor. A call was made to the County, which provided us with the diesel fuel we needed. During the storm, two truck transmissions were blown and a windshield cracked. Some of the water pumps were operating on low voltage, but we were able to acquire two generators, one from Albany and one from New Jersey to save the day. Due to the storm, there was a shortage of portable generators.

Chief Watt informed us that the electricity was out at our Senior Citizen Housing. During the course of the day, provisions were made through the Dial-A-Bus to transport the seniors to a shelter. The power was restored before anyone was transported. The cooperation of the Dial-A-Bus drivers, at this time of need, is to be commended. However a senior residing at Stone Gate was moved to a shelter, because the electricity was out. Councilman Canterino was pleased that we had "total cooperation" between the Town and Village during this emergency.

**SUPERVISOR BLOOMFIELD**, who was without power and phone service, thanked Councilman Canterino for handling this emergency. Supervisor Bloomfield met with the Attorney for the Town to create a "State Of Emergency" for the Town in addition to the County. This is done in case we'll need financial assistance from FEMA. He is pleased with the cooperation of everyone in Goshen.

Neal Halloran, Building Inspector, was called in when a propane gas heater caught fire in a commercial building. Mr. Halloran was also called to a vacant building where the weight of the snow caved in a section of the roof, breaking a one-inch gas line. The entire structure was loaded with natural gas. It was so intense that a neighbor called in the smell. The gas company and electric company turned off services to prevent an explosion.

Supervisor Bloomfield also reported that the Town has filed for two grants. One to Senator Larkin for 12 bullet proof vests, two police cars and an asphalt distributor trailer. The other one to Assemblywoman Rabbitt for carpet replacement in the Town Hall.

## **E. OLD BUSINESS;**

- 1. Notified by Senator Larkin's office that our grant request for a new police car has final approval (\$30,000)**
- 2. Approval of minutes:**  
Councilman Lyons made the motion to approve the work session minutes of February 8<sup>th</sup> and the regular meeting of February 11<sup>th</sup>. Councilman Newbold seconded the motion.

Discussion: Councilman Lyons made a few corrections to the minutes. The Clerk agreed to make the necessary corrections.

On A Voice Vote, the motion passed: 4 AYES Bloomfield, Canterino, Lyons, Newbold  
0 NAYS

**F. NEW BUSINESS:**

**1. Review request by Susan Cleaver, Planning Board member, to attend a "Groundwater Fractured Bedrock" training session, April 28, 2010**

Councilman Canterino made the motion to pay the expenses to/ from and tuition for Susan Cleaver to attend the Groundwater In Fractured Bedrock training session. Councilman Newbold seconded the motion.

Discussion: Supervisor Bloomfield noted that each of the Planning Board members is encouraged to attend various training sessions to do a better job on the Planning Board.

On A Voice Vote, the motion passed: 4 AYES Bloomfield, Canterino, Lyons, Newbold  
0 NAYS

**2. Resolution to support the ERB request for re-classification of the Purgatory Swamp and the Bird Sanctuary wetlands to "Protected Water Bodies".**

**TOWN OF GOSHEN  
RESOLUTION**

**Municipal Request that land located within the Town of Goshen consisting of portions of Section 10, Block 1, Lot 36.1; Section 10, Block 1, Lot 55; Section 10, Block 1, Lot 60.1; Section 10, Block 1, Lot 63; Section 12, Block 1, Lot 3.211; Section 12, Block 1, Lot 5, Section 12, Block 1, Lot 6; Section 12, Block 1, Lot 74; (Bird Sanctuary) receive a special classification from the New York State Department of Environmental Conservation – Division of Water so as to place said real property on the Waterbody Inventory and Priority Waterbodies List**

INTRODUCED BY: Councilman Philip Canterino

SECONDED BY: Councilman George Lyons

DATED: March 1, 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 1st day of March, 2010;

WHEREAS, the Town Board of the Town of Goshen is very concerned with respect to environmental protections of waterbodies located within the Town of Goshen; and

WHEREAS, it has come to the attention of the Town Board of the Town of Goshen that certain waterbodies located within the town such as Bird Sanctuary (located on portions of real property known on the Tax Maps of the Town of Goshen as Section 10, Block 1, Lot 36.1; Section 10, Block 1, Lot 55; Section 10, Block 1, Lot 60.1; Section 10, Block 1, Lot 63; Section 12, Block 1, Lot 3.211; Section 12, Block 1, Lot 5, Section 12, Block 1, Lot 6; Section 12, Block 1, Lot 74) needs and deserves special attention and protection,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Goshen recommend to the New York State Department of Environmental Conservation – Division of Water that said real property sites receive special classification of Special Protection Waters on the New York State Department of Environmental Conservation – Division of Water Waterbody Inventory and Priority Waterbodies List.

Upon Roll Call Vote:

Supervisor, Douglas Bloomfield	<u>AYE</u>	Councilperson, Philip Canterino	<u>AYE</u>
Councilperson, Louis Cappella	<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.*

#### TOWN OF GOSHEN RESOLUTION

**Municipal Request that land located within the Town of Goshen consisting of portions of Section 3, Block 1, Lot 15; Section 3, Block 1, Lot 17.31; Section 3, Block 1, Lot 17.4; Section 3, Block 1, Lot 17.5; Section 3, Block 1, Lot 20.21; Section 3, Block 1, Lot 23; Section 3, Block 1, Lot 24; Section 3, Block 1, Lot 26.2; Section 3, Block 1, Lot 26.3; Section 3, Block 1, Lot 26.5; Section 3, Block 1, Lot 29.11; Section 8, Block 1, Lot 7.21; Section 8, Block 1, Lot 7.22; (Purgatory Swamp) Receive a Special Classification from the New York State Department of Environmental Conservation – Division of Water so as to place said Real Property on the Waterbody Inventory and Priority Waterbodies List**

INTRODUCED BY: Councilman George Lyons

SECONDED BY: Councilman Philip Canterino

DATED: March 1, 2010

WHEREAS, the Town Board of the Town of Goshen is very concerned with respect to environmental protections of waterbodies located within the Town of Goshen; and

WHEREAS, it has come to the attention of the Town Board of the Town of Goshen that certain waterbodies located within the town such as Purgatory Swamp (located on portions of real property known

on the Tax Maps of the Town of Goshen as Section 3, Block 1, Lot 15; Section 3, Block 1, Lot 17.31; Section 3, Block 1, Lot 17.4; Section 3, Block 1, Lot 17.5; Section 3, Block 1, Lot 20.21; Section 3, Block 1, Lot 23; Section 3, Block 1, Lot 24; Section 3, Block 1, Lot 26.2; Section 3, Block 1, Lot 26.3; Section 3, Block 1, Lot 26.5; Section 3, Block 1, Lot 29.11; Section 8, Block 1, Lot 7.21; Section 8, Block 1, Lot 7.22) needs and deserves special attention and protection,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Goshen recommend to the New York State Department of Environmental Conservation – Division of Water that said real property sites receive special classification of Special Protection Waters on the New York State Department of Environmental Conservation – Division of Water Waterbody Inventory and Priority Waterbodies List.

Upon Roll Call Vote:

Supervisor, Douglas Bloomfield	<u>AYE</u>	Councilperson, Philip Canterino	<u>AYE</u>
Councilperson, Louis Cappella	<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.*

Susan Cleaver (ERB member) explained that the two wetlands are over 600 acres. She thanked the Town Board for being supportive and acknowledging the importance of protecting the many species that depend on these wetlands for survival. The reclassification means that these unique waters should be here for future generations and that they require extra protection. It also means that potential developers will have to take extra measures to protect these wetlands.

#### G. FINANCE

Councilman Lyons made the motion to authorize the Supervisor to pay Manual Check run of 01/27/10 amounting to \$143.00 and Manual Check run of 2/21//2010 amounting to \$4,238.35 and Accounts Payable check run of February 25, 2010 amounting to \$162,020.91. Councilman Newbold seconded the motion.

On a Voice Vote, the motion passed: 4 AYES Bloomfield, Canterino, Lyons, Newbold  
0 NAYS

#### H. PRIVILEGE OF THE FLOOR:

Councilman Newbold inquired as to an old *law* allowing residents to take salt from our Highway Dept. He was asked to check this out. Attorney Caplicki stated that “years” ago people were allowed to take salt to assist the Highway Department in salting roads. Then municipalities were not in the business of salting all of the time and there were less traveled roads. This will have to be clarified and researched for liability reasons.

**I. EXECUTIVE SESSION:**

Councilman Newbold made the motion to enter into Executive Session to discuss the following;

1. Litigation Update: ADC Properties
2. Sewer Negotiations with Village – Status Update
3. Tax Certiorari – Status Update

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

**I. ADJOURNMENT**

The public meeting concluded at 8:10PM

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Priscilla Gersbeck, Deputy Town Clerk