

TOWN OF GOSHEN  
TOWN BOARD WORK SESSION  
**July 25, 2011**  
MINUTES

A work session of the Town Board of the Town of Goshen was held on the 25th day of July, 2011 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 7:32pm, followed by the Pledge of Allegiance.

**EXECUTIVE SESSION #1**

**1. DISCUSSION WITH POLICE CHIEF MARSH REGARDING PERSONNEL ISSUE.**

Councilman Canterino made the motion to enter into Executive Session to discuss a personnel issue with Police Chief Marsh with the intent to return. The motion was seconded by Councilman Lyons. Motion carried. (7:35pm)

Councilman Lyons made the motion to resume the Work Session. The motion was seconded by Councilman Cappella. Motion carried. (8:18pm)

**1. DISCUSS ESTABLISHING APPLICATION PROCESSING FEES FOR PUBLIC ASSEMBLIES**

Local Law #1 of 2011 titled Public Assemblies is added to Chapter 49D. Supervisor Bloomfield stated that a schedule of fees needs to be established into the Code Book. Chapter 49D-10 (Permit Fee) reads as: *The applicant shall pay to the Town at the time the application is submitted, a processing fee as established by the Town and as set forth in the Town of Goshen's Schedule of fees.*

The Deputy Clerk, Priscilla Gersbeck, presented the Board Members with a listing of fees to be discussed for various public assemblies/special events. The fees reviewed resulted in the following; Festival-\$200.00 per day, Runners-Racers-Walkers-Cyclists-\$25.00 per day, Parade/Motorcade-\$150.00 per day, Amusement Entertainment-\$200.00 per day, Movie-Video-Recording Productions-\$200.00 per day, Block Party-\$25.00 per day and Other-\$150.00 per day. All of the listed fees will *note* that additional charges may be included for Code Enforcement Inspections, Planning Bd. Fees, Police Dept. Inspections, Police Personnel Coverage and any additional miscellaneous charges.

Councilman Newbold made the motion to accept the application processing fees for Public Assemblies as listed. The motion was seconded by Councilman Canterino.

Discussion: The Board agreed to reserve the right to waive the application fee (in unique circumstances) for not-for-profit applications. The Block Party application fee would also be determined on an individual basis.

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

Attorney Caplicki informed the Deputy Clerk to file the fee schedule with the Code publisher and date it.

**2. DISCUSS EVENT PERMIT APPLICATION SUBMITTED BY GILES HAYSOM FOR A MUSIC FESTIVAL AT 1839 RTE 17A, AUGUST 20 & 21, 2011**

Giles Haysom has submitted an application for a music festival to be held at 1839 RTE 17A, on August 20 & 21, 2011. He is expecting to sell around 500 tickets. This is mainly an event comprised of live music with camping available for those staying over-night. The application has been reviewed by the Orange County Board Of Health, Goshen Police Department (Chief Marsh) and the Code Enforcement Officer (Neal Halloran). Mr. Halloran has submitted a memo listing 18 items to be addressed by the applicant. The Town is waiting for the applicant's response.

On a side note, Councilman Canterino commented on his visit to the Golus Festival which just ended. He visited the festival to follow-up on a phone conversation with the Board Of Health Dept. *A site inspection was held on Thursday by the Bd. Of Health. It was determined that there wasn't enough water available for the festival to continue past Sunday morning and would have to shut down at that time.* Upon his observation, Councilman Canterino was impressed with the orderly conduct of the individuals participating in the Golus Festival. Those attending the Golus Festival made arrangements to relocate on Sunday morning.

**3. RECEIVED \$102,000 PARKLAND FEES, \$17,000 WATER STUDY CONTRIBUTION, AND \$3,675 FINAL APPROVAL FEE FROM MEADOWS OF GOSHEN SUBDIVISION**

Supervisor Bloomfield was pleased with the above fees that the Town has recently received.

**4. AUTHORIZE POLICE CHIEF MARSH TO HIRE GENE IANNUZZI AS A PART-TIME POLICE OFFICER AT \$21.38 EFFECTIVE AUGUST 1, 2011**

Councilman Canterino made the motion to hire Gene Iannuzzi as a part-time police officer at \$21.38 per hours effective August 1, 2011. Councilman Cappella seconded the motion.

Discussion: Councilman Canterino stated that Gene Iannuzzi is added to the roster of part-time police officers. "We are not replacing the full time police officer – not back filling him". Putting on one extra part-timer will assure the Chief that he has a large enough roster to cover the hours needed.

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

**5. REVIEW AND APPROVE PROPOSED RESOLUTION TO SETTLE THE EASTGATE TAX CERTIORARI**

Attorney Caplicki stated that the applicant is not ready at this time.

**6. REVIEW PROPOSED RESOLUTION TO ACCEPT NEW YORK FARMS, LLC (AKA HERITAGE ESTATES) CONSERVATION EASEMENT PROPOSAL, PARCEL A, AND PROPERTY TRANSFER WITH CONSERVATION EASEMENT PARCEL B.**

Attorney Caplicki stated that the applicant is not ready. We are waiting for the money to go into escrow before finalizing the resolution.

**7. REVIEW PROPOSED RESOLUTION TO CREATE AN EXPANDED HAMBLETONIAN PARK WATER DISTRICT TO INCLUDE 75 NEW HOMES OF THE NEW YORK FARMS, LLC SUBDIVISION**

There are a number of issues pending. The Town is in agreement with the water district issue. The Village sewer agreement is pending. We are also waiting for monies to go into escrow.

**8. REVIEW PROPOSED RESOLUTION FOR CANNON HILLS ROAD DEDICATION**

Attorney Caplicki spoke with our Engineer and the Superintendent of Highways as to what is to be done to Cannon Hills Road to get ready for acceptance. A memo as to *exactly* what has to be done is being sent to NJ Truck and Trailer to forward to the other businesses that use Cannon Hills Road.

**9. STATUS REVIEW OF PURCHASE OF TWO DEFIBRILLATORS**

Councilman Lyons reported that he is working with Jen Hart. She is helping him locate two quality defibrillators at an affordable price.

**10. STATUS OF SECOND NEW POLICE CAR: CHIEF MARSH AND JOHN CORR**

Supervisor Bloomfield will ask the Police Chief to put together a purchase order. This will be submitted to John Corr. Mr. Corr has volunteered to cover half of the purchase of a new police vehicle. The Town will cover the other half.

**11. REVIEW AND DISCUSS UCPM INSURANCE COMPANY PROPOSAL FOR STORAGE TANK, THIRD PARTY LIABILITY COVERAGE**

Councilman Lyons stated that Zurich Insurance Company denied insurance for the storage tanks. The tanks are located at 44 Police Dr. There are 2 – 2,000 gallon double-walled UST's, installed in 1994, containing gasoline/diesel and 2 – 274 gallon AST's, installed in 1996 containing waste oil/lubricant oil (inside a building).

Marshall & Sterling was only able to locate one insurance company (Liberty Surplus Ins. Co.) that will cover the tanks. The premium is about double what Zurich was charging us. The deductible is \$10,000 each incident.

Supervisor Bloomfield suggested insuring only the two tanks in the ground. The other two are above the ground inside a building. He asked Councilman Lyons to get a quote on the two tanks under ground.

**12. NEW ORANGE COUNTY FILING PROCESS FOR FILING TO ESTABLISH A SPECIAL DISTRICT**

Attorney Caplicki explained that Real Property has devised a process for filing Special Districts in order to "stream-line" information for the purpose of taxing etc. Special Districts include: sewer, water, drainage, refuse/garbage, park, sidewalks, business improvement district, ambulance, lighting, disposal, water supply, public parking, and beach erosion. These districts fund a level of service, not available to the entire town. They are assessed and taxed differently. The new filing process will go into affect August 1, 2011.

**13. RECEIVED GRANT PAYMENTS FROM STATE COMPTROLLER'S OFFICE:  
\$3,758.00 FOR A POLICE DEPARTMENT AIR CONDITIONER AND \$5,476.00 FOR A  
SCOTCHTOWN PARK WATER STORAGE TANK**

Supervisor Bloomfield noted that the above grants came from the office of Assemblywoman Annie Rabbitt.

**14. DISCUSS ESTABLISHMENT OF A TEAM TO EXPLORE ALTERNATE SEWER  
SERVICE FOR CURRENT AND FUTURE TOWN CITIZENS**

Supervisor Bloomfield received a letter from the Village a couple of weeks ago. This letter informed the Town that the Village "unilaterally cancelled our Sewer Contracts for Arcadia Hills and Hambletonian Park".

The Town has continuously requested a written consent from the Village to accept the proposed 75 homes in Hambletonian Park. With the arbitration process, we don't know what the outcome will be. The Town has been told several times, paraphrasing the Village Attorney, 'if you don't like us, go out and build your own'. We've also heard this from the past Mayor, John Higgins.

Supervisor Bloomfield suggested exploring the Town's options for sewer hookups. We can look at possibly hooking-up to Chester, Florida or Orange County. American Water/Sewer can build, lease & operate a sewer plant for the Town. This is the absolute the last alternative. It is not good for the community, when we have capacity in the Village plant. We need to have options.

Councilman Canterino mentioned that many years ago, a regional sewer system was discussed. He does agree that a team should be formed to look into alternatives. "We have two subdivisions that we have to provide sewer for. They have cancelled the contracts." This is strictly a defensive measure, we have no where else to go.

Attorney Caplicki agreed with exploring other options. It seems that the Village feels that it is under capacity restraints from NYS and the DEC. If the Village adds to the capacity, they may be required to have trade offs.

The Board supports the establishment of a team to explore alternate sewer service for current and future Town citizens.

**EXECUTIVE SESSION #2**

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

1. Discuss Status Of Sewer Arbitration
2. Discuss Tax Certiorari Status For:
  - a. Orange Hollow
  - b. RAD Realty
  - c. Matrock Properties
3. Police Personnel Issue

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

Time: 9:00PM

---

Priscilla Gersbeck, Deputy Town Clerk