

A Regular Meeting of the Town Board of the Town of Goshen was held on the 23rd day of February 2005 at 7:30 p.m. in the Town Hall located at 41 Webster Avenue, Village of Goshen, County of Orange, State of New York.

Present:

Richard Roberts Deputy Supervisor Douglas Bloomfield Councilman
Kenneth Newbold Councilman

Absent: Honey Bernstein, Supervisor, Louis Cappella, Councilman

Also Present: John Cappello, Esq. Town Attorney

A. CALL TO ORDER: Deputy Supervisor Roberts opened the meeting at 7:30 p.m. with the Pledge of Allegiance.

B. AMENDMENT TO THE AGENDA

1. Deputy Supervisor Roberts said there were two amendments. One will be number ten requesting the Board to approve \$7,000.00 to retain a company to do structural probing to the Salesian school building.
2. Item #11 rescheduling the meeting of March 24.

C. PRIVILEGE OF THE FLOOR (agenda items only)

Reynold Andrews asked about the appointment of K Environmental (item #3). The Deputy Supervisor replied that the Town is hiring this firm to oversee the operation of the water/sewer department at a cost of \$15,600. Councilman Bloomfield said the firm will be looking after the procedures we are using and the maintenance. The Town employees will be doing the day to day work and K Environmental will be checking for problems and suggesting improvements. He also said we may soon be adding another water district with Scotchtown Park. Mr. Andrews questioned why our employees could not do what is necessary. Councilman Bloomfield stated that our system has not been maintained properly for many, many years and it is not operating properly now. He said this firm is professional and will show us how to operate the system properly.

PUBLIC HEARING CONTINUED

ZONING CODE REVISIONS

Deputy Supervisor Roberts opened the Public Hearing at 7:45 p.m. Reynold Andrews asked about formulas used in certain areas and expressed his concerns in other areas. (refer to tape for details) Attorney Cappello answered his questions. Mr. Andrews cited the two planned adult

communities before or coming before the Planning Board, one on Cheechunk and one off of 17A. The Board and Attorney Cappello agreed that the revisions will continue to refine the law, but this is a start. Councilman Newbold made the Motion to close the Public Hearing and Councilman Bloomfield seconded the Motion. Motion carried 3 to 0.

Councilman Newbold made a Motion to accept the Full Environmental Assessment Form stating no significant impact on the environment – Negative Declaration. Councilman Bloomfield seconded the Motion. Motion carried 3 to 0.

Councilman Bloomfield made a Motion to adopt the Zoning Code Revisions. The Motion was seconded by Councilman Newbold. Motion carried 3 to 0.

TOWN OF GOSHEN
County of Orange, State of New York

RESOLUTION OF ADOPTION

ZONING TEXT REVISIONS AND CLARIFICATIONS

Introduced by: Councilman Douglas Bloomfield

Seconded by: Councilman Kenneth Newbold

Date of Adoption: February 23, 2005

WHEREAS, an introductory Local Law entitled “Zoning Test Revisions and Clarifications” be and it was hereby introduced before the Town Board of the Town of Goshen on January 27, 2005, and upon notice duly published and posted, a hearing was held on February 22, 2005 and continued on February 23, 2005 before the Town Board; and

WHEREAS, public discussion was heard at such hearing concerning the merits and environmental significance of said introductory local law;

NOW, THEREFORE, BE IT RESOLVED, that the adoption of the introductory Local Law entitled “Zoning Text Revisions and Clarifications” is hereby determined not to have a significant effect on the environment.

BE IT FURTHER RESOLVED, that the introductory Local Law entitled “Zoning Test Revisions and Clarifications” of the Town of Goshen be and hereby is adopted as Local Law of the Town of Goshen on February 23, 2005

Upon Roll Call Vote:

Supervisor Bernstein	ABSENT	Councilperson Roberts	AYE
Councilperson Newbold	AYE	Councilperson Bloomfield	AYE
Councilperson Cappella	ABSENT		

Vote: Resolution carried by a vote of 3 to 0.

D. REPORTS

Councilman Bloomfield reported that there was a water leak in the men's room at the Craigville Park. He has been in touch with the insurance company, but there is a \$1,000.00 deductible, therefore he is looking into "doing the work ourselves". Councilman Bloomfield also reported the Joint Recreation Commission is working with the Town Planner, to determine for the Planning Board, what the Commission's needs will be for ball fields, etc. based on growth due to the increased housing before the Planning Board.

Councilman Bloomfield also reported the movie night at the Senior Center has been successful and has been showing two movies on Friday nights.

Councilman Newbold reported the farmers meeting two weeks ago brought in about thirty people, farmers from as far away as Greenville. He said it went well, with a lot of good dialogue and a lot of different points of view were exchanged.

Councilman Newbold also reported he and Mary Israelski, from the Trail Committee met with the Supervisor to discuss the various grants the committee is working on. He reported also that the last Humane Society meeting was well attended and went well.

Councilman Newbold commended the Town Police and Town Highway Department for their work in the snow storms when "we are at home and they are out there".

Deputy Supervisor Roberts reported the following: he felt the Board had done the right thing with the Humane Society by standing firm, it brought the Humane Society together and defined its roll. He commended Councilmen Newbold and Bloomfield for their hard work during the process.

Deputy Supervisor Roberts reported that he has continued to work with the Open Space Committee and they are moving forward quickly and positively. The committee is working rapidly to meet the March 8th deadline so as not to miss matching funding with the county. Letters have been sent out and there has been some response.

Deputy Supervisor Roberts said he has been attending the Library Committee meetings, and the latest report from the structural engineer on the school building is that it is salvageable.

E. OLD BUSINESS

1. CORRECT 2/10/05 ABSTRACT:

Deputy Supervisor Roberts made a Motion to correct the 2/20/05 abstract from Voucher #2005-0001 to 2005-0241 amounting to \$170,015.01 to Voucher #2005-0001 to Voucher 2005-0242 amounting to \$170,549.05. Motion was seconded by Councilman Newbold. Motion carried 3 to 0.

F. NEW BUSINESS

1, SET PUBLIC HEARING: PARKLAND FEES

**TOWN OF GOSHEN
COUNTY OF ORANGE, STATE OF NEW YORK**

RESOLUTION OF INTRODUCTION

**AMENDMENT INCREASING
PARKLAND AND RECREATION FEES**

Introduced by: Councilman Kenneth Newbold
Seconded by: Councilman Douglas Bloomfield
Date of Introduction: February 23, 2004

WHEREAS, An Introductory Local Law entitled “Amendment to Increase Parkland and Recreation Fee” was introduced before the Town Board of the Town of Goshen in the County of Orange and State of New York on February 23, 2005; and

NOW, THEREFORE, BE IT RESOLVED, that copies of the aforesaid proposed local law be laid upon the desk of each member of the Board, and

BE IT FURTHER RESOLVED, that the Board hold a public hearing on said proposed local law at the Goshen Town Hall, Webster Avenue, Goshen, New York, at 7:30 o’clock p.m. on March 21, 2005, and

BE IT FURTHER RESOLVED, that the Clerk publish or cause to be published a public notice in the official newspaper of the Town of Goshen of said public hearing at least ten (10) days prior thereto.

Vote: Resolution carried by a vote of 3 Ayes 0 Nays

2. RESOLUTION: Permitting Warwick Dial – A – Bus to Stop at Quarry Road

**TOWN OF GOSHEN
County of Orange, State of New York**

**AUTHORIZING WARWICK DIAL-A-BUS
TO STOP ON QUARRY ROAD**

Introduced by: Councilman Douglas Bloomfield
Seconded by: Councilman Kenneth Newbold

Date of Adoption: February 23, 2005

WHEREAS, the Town of Goshen has received a request for the Warwick Dial-A-Bus to stop at Quarry Road; and

WHEREAS, the Town of Goshen has determined it is in the best interest of the Town residents to permit the Warwick Dial-A-Bus to stop at Quarry Road.

NOW, THEREFORE, BE IT RESOLVED:

That the Town Board authorizes the Warwick Dial-A-Bus to stop at Quarry Road.

Vote: Resolution carried by a vote of 3 to 0.

3. APPOINT K ENVIRONMENTAL TO MANAGE WATER & SEWER DEPARTMENT

**TOWN OF GOSHEN
County of Orange, State of New York**

**RESOLUTION
AUTHORIZING K ENVIRONMENTAL
TO MANAGE THE WATER & SEWER DEPARTMENT**

Introduced by: Councilperson Kenneth Newbold
Seconded by: Councilperson Douglas Bloomfield
Date of Adoption: February 23, 2005

WHEREAS, the Town of Goshen pursuant to its procurement policy having requested proposals for the management of the Town's water and sewer department; and

WHEREAS, the Town Board after review and consideration has determined to award K Environmental to manage the Town of Goshen's water and sewer department.

NOW, THEREFORE, BE IT RESOLVED:

That the Town Board of the Town of Goshen hereby authorizes the Supervisor to sign a contract with K environmental to manage the Town of Goshen's water and sewer department, substantially in the form as attached, subject to final review of the contract by legal counsel.

Upon Roll Call Vote:

Supervisor Bernstein	Absent	Councilman Newbold	AYE
Councilman Roberts	AYE	Councilman Bloomfield	AYE

Councilman Cappella Absent

Vote: Resolution carried by a vote of 3 to 0.

4. RESOLUTION: APPROVE GREENWAY APPLICATION FOR VISIONS & PLANNING AWARD

**TOWN OF GOSHEN
County of Orange, State of New York**

**RESOLUTION
AUTHORIZING GREENWAY GRANT APPLICATION**

Introduced by: Councilman Kenneth Newbold
Seconded by: Councilman Douglas Bloomfield
Date of Adoption: February 23, 2005

WHEREAS, the Town board of the Town of Goshen has determined that it is in the best interest of the Town to pursue grant monies from the Greenway counsel for Visions & Planning Award; and

NOW, THEREFORE BE IT RESOLVED that the Supervisor is hereby authorized to submit the Greenway Application for Visions & Planning Award.

Upon Roll Call Vote:

Supervisor Bernstein	Absent	Councilman Newbold	AYE
Deputy Supervisor Roberts	AYE	Councilman Bloomfield	AYE
Councilman Cappella	Absent		

Vote: Resolution carried by a vote of 3 to 0.

5. RESOLUTION: Authorize Voting Machine Custodians, John E. Bracaccio and John Carey, to Attend Voting Machine Custodian Class April 13th and 14th at Fire Training Center, New Hampton, N. Y.

**TOWN OF GOSHEN
County of Orange, State of New York**

**AUTHORIZING VOTING MACHINE CUSTODIANS
TO ATTEND CUSTODIAN CLASS**

Introduced by: Councilman Kenneth Newbold
Seconded by: Councilman Douglas Bloomfield
Date of Adoption: February 23, 2005

WHEREAS, John E. Bracaccio and John Carey, Voting Machine Custodians for the Town of Goshen have submitted a request to attend the Voting Machine Custodian Class on April 13 and 14, 2005 at the Fire Training Center, New Hampton, New York, at a cost of \$160.00 per person.

NOW, THEREFORE, BE IT RESOLVED:

That the Town Board approves John E. Bracaccio and John Carey request to attend the Voting Machine Custodian Class on April 13 and 14, 2005 at the Fire Training Center, New Hampton, New York, at a cost of \$160.00 per person.

Vote: Resolution carried by a vote of 3 to 0.

6. AUTHORIZE BUDGET OFFICER WILLIAM STANDISH TO ATTEND GFOA ANNUAL CONFERENCE & TRAINING FROM APRIL 6 THROUGH APRIL 8.

Councilman Douglas Bloomfield made a Motion to authorize Budget Officer William Standish to attend GFOA Annual Conference & Training from April 6 through April 8, total cost of \$667.00. The Motion was seconded by Councilman Kenneth Newbold. Motion carried 3 to 0.

7. AUTHORIZE BUILDING INSPECTOR AND 2 STAFF MEMBERS TO ATTEND HUDSON VALLEY CODE ENFORCEMENT OFFICIAL EDUCATIONAL CONFERENCE.

Councilman Kenneth Newbold made the Motion to authorize Building Inspector, Neal Halloran and two staff members to attend the Hudson Valley Code Enforcement Official Educational Conference at a cost of \$180.00 each. The Motion was seconded by Councilman Douglas Bloomfield. Motion carried 3 to 0.

8. AUTHORIZE BUILDING INSPECTOR TO HIRE PART TIME OFFICE STAFF- LINDA FINNEGAN

Councilman Kenneth Newbold made the Motion to authorize the Building Inspector to hire Linda Finnegan as a part time employee as this was placed on a budget line. The Motion was seconded by Councilman Bloomfield. Motion carried 3 to 0.

9. RESOLUTION REQUIRED DISCRIMINATION COMPLAINT PROCEDURE – DIAL-A-BUS

TOWN OF GOSHEN
County of Orange, State of New York

**AUTHORIZING DISCRIMINATION COMPLAINT
PROCEDURE – DIAL-A-BUS**

Introduced by: Councilman Douglas Bloomfield
Seconded by: Councilman Kenneth Newbold
Date of Adoption: February 23, 2005

WHEREAS, the Town of Goshen has received a Discrimination Complaint Procedure from Warwick Dial-a-Bus; and

WHEREAS, the Town of Goshen has determined it is in the best interest of the Town of Goshen to adopt the procedures outlined in the model Dial-A-Bus Discrimination complaint Procedure, attached.

NOW, THEREFORE, BE IT RESOLVED:

That the Town Board adopts the attached Dial-A-Bus Discrimination Complaint Procedure and directs the Town Clerk to cause such policy to be prepared for the Town of Goshen and made available as required by law.

Vote: Resolution carried by a vote of 3 to 0.

**10. APPROVE ROBERT SILMAN ASSOCIATES TO TEST THE STRUCTUARAL
INTEGRETY OF THE SALESIAN SCHOOL BUILDING**

Councilman Bloomfield made a Motion to authorize Robert Silman Associates, the structural engineering firm that has been working on the Salesian school, to do a structural probe to check the integrity of the building. The cost not to exceed \$7,000.00. The Motion was seconded by Councilman Newbold. Motion carried 3 to 0.

11. RESCHEDULE MARCH MEETINGS

Councilman Newbold made a Motion to change the March 24th Regular Meeting to March 21st and make it a combined Work Session and Regular Meeting night. Starting at 6:30 p.m. for the work session and 7:30 p.m. for the Regular Meeting which will include two Public Hearings: Parkland Fees and Driveway Markings for Emergency Purposes at 7:30 p.m. or soon thereafter as possible. Councilman Bloomfield seconded the Motion. Motion carried 3 to 0.

G. FINANCE:

Councilman Bloomfield made a Motion to authorize the Supervisor to pay Voucher #2005-0243 to Voucher #2005-03224 amounting to \$131,860.04.

PRIVILEGE OF THE FLOOR

Nick Petraglia asked what would happen if the Salesian School building is found to be suitable for the library to use and the library wants a new building, what kind of input could or would come from the Town Board. There was a lengthy discussion with various ideas and opinions.

Reynold Andrews asked about parkland fees and felt they should be largely based on number of bedrooms. He suggested that the fees for a four bedroom home should be between \$3,500 to \$4,000.

Barbara Rocher spoke to the Board expressing a desire to obtain a permit to operate an ice cream truck in the Town. The Board will look into the code with the Town Clerk and the Town Clerk will contact her.

Councilman Roberts made a Motion to adjourn the meeting and go into Executive Session, not to return, to discuss possible litigation.

ADJOURNMENT: 9:10 P.M.

Valma Eisma, Town Clerk

