

The Regular Meeting of the Town Board of the Town of Goshen was held on the 26<sup>th</sup> day of April, 2007 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:

Douglas Bloomfield	Supervisor	Louis Cappella	Councilman
Kenneth Newbold	Councilman	George Lyons	Councilman
Philip Canterino	Councilman		

Also Present: Dennis Caplicki, Town Attorney

**A. CALL TO ORDER:**

Supervisor Bloomfield opened the meeting with the Pledge of Allegiance.

**B. AMMENDMENT TO THE AGENDA:** Councilman Cappella said he would like to Add an amendment to the agenda under New Business number three – Goshen Senior Center.

**C. PRIVILEGE OF THE FLOOR:** No response.

**D. REPORTS:**

Councilman Cappella reported Highway is busy with Spring Cleanup and moving along nicely. He said also he would like to thank Fran Turi for serving on the Senior Commission since the very inception of the Senior Center. Councilman Cappella said he would bring up a new member later in the meeting. He reported the Senior Center and the Dial A Bus are doing fine.

Councilman Newbold reported he spoke to Monsignor Burns at Burke High School in reference to the stop sign and the Monsignor was very pleased and thanked the Board for their decision to place it there. Councilman Newbold said he also informed the Monsignor the Town would begin enforcing the no parking on the Town road in front of the school.

Supervisor Bloomfield thanked Councilman Newbold for meeting with the Monsignor.

Councilman Lyons reported the Police Chief was going to talk to the Monsignor also. He also reported the new hire, Officer Jason Andino, had unfortunately injured himself and was unable to begin his duties. He said the negotiations for the SRO officers is still

taking place. The Chief was very busy with the flooding and helping the residents get to safety.

Councilman Lyons also reported attending the kick off meeting for Community Development and brought back all the papers in the event the Board would like to pursue a grant as it has done so in the past. It is a grant to help low income projects and blight areas. There is 1.7 million dollars available and the deadline to apply is June 21<sup>st</sup>. The Board discussed various projects that might be eligible.

Councilman Canterino reported he had received some correspondence from the Dispute Resolution Center that has a Youth Community Service Program. He said the participants are referred due to minor offenses and are typically assigned between ten and fifty hours of community service. The participants ages range anywhere between eight to twenty years old. The Director of the Program would like to see Goshen Recreation Parks utilize the help these participants could offer. Councilman Canterino said he would speak to Bonnie Mayefsky, Park Administrator to obtain her input on the possibility of pursuing this as it does require some supervision and time keeping.

Councilman Canterino also reported the Recreation Web site is up and running and is working extremely well and all information is on it. In reference to Salesian he said the Supervisor was arranging a joint meeting between the Village and the Town to discuss the future of Salesian and address the insurance inspection.

Supervisor Bloomfield reported he had met with Mayor Weinberger and they discussed the various items the Town and Village are working on and what they will be working on together. However, they will be unable to set up a joint meeting until the Mayor can complete his budget.

The Supervisor also reported on the state of emergency due to the torrential rain. He stated it was only for Celery Avenue which had four feet of water over the road and approximately thirty people were evacuated. The water has receded and the Building Inspector will be assessing the damage. He said the Town had invested a lot of money in maintaining this road. The Supervisor said New York State declared a state of emergency for three counties, one of them Orange. He said as soon as the federal government does so, we will be able to access funds for damages.

The Supervisor reported the loss of several culverts that will have to be replaced when the money is available.

Supervisor Bloomfield reported the tax certioraris are being addressed aggressively as it is a priority with this Board to deal with these.

Councilman Cappella reported the DEC came to Highway today to install the filters that will address the MTBEs in the water systems.

**E. OLD BUSINESS:** None

**F. NEW BUSINESS:**

- 1. Resolution: DPW sale of Obsolete Equipment:** Councilman Newbold made a Motion to adopt the following resolution. The Motion was seconded by Councilman Cappella. Motion carried 5 to 0.

**TOWN OF GOSHEN  
RESOLUTION  
Designation of Surplus Property/Procedures for Sale**

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 26<sup>th</sup> day of April, 2007;

WHEREAS, the Town of Goshen Highway Department presently owns the following equipment :

1. 1999 Ford Crown Victoria; Vin #2FAFP71W2XX108929
2. 1969 John Deere 820 with Broom
3. 1989 Ford 555C Backhoe

And, WHEREAS, based upon the recommendation of the Town Superintendent of Highways, Stephen Andryshak, and inspection of the aforementioned items of equipment and a thorough investigation thereof, said equipment is of no further use or utility to the Town of Goshen, and,

WHEREAS, the Town of Goshen wishes to sell said equipment pursuant to public bid procedure,

NOW, THEREFORE, BE IT RESOLVED, that the Town of Goshen does hereby declare said items of equipment to be surplus and directs that same be noticed for sale pursuant to the terms and conditions as set forth in the annexed legal notice;

Upon Roll Call Vote:

Supervisor Douglas Bloomfield	AYE	Councilperson Philip Canterino	AYE
Councilperson Louis Cappella	AYE	Councilperson Kenneth Newbold	AYE
Councilperson George Lyons	AYE		

Vote: Resolution Passed/carried by a vote of 5 to 0.

The advertisement for the bid will go out the first week in May and the bids will be opened on May 16<sup>th</sup>.

## **2. Authorization for Highway to Obtain Bids for New Dump Truck**

Councilman Cappella reported Highway had a dump truck go down shortly after Budget time and was not replaced. However, now with the grant monies made available by Senator Larkin, \$40,000. and Representative Anne Rabbit, \$10,000. Highway would like to purchase a new truck. After discussing the dates and the procedures Councilman Cappella made the Motion to authorize the Town Clerk to advertise for bids for a new dump truck for Highway, with bids being advertised the 2<sup>nd</sup> of May and the bids to be opened on the 16<sup>th</sup> of May. The Motion was seconded by Councilman Newbold. Motion carried 5 to 0.

**3. Senior Center:** Councilman Cappella reported Shelia Keenan has been appointed to represent the Goshen Senior Citizens Club on the Goshen Senior Commission. Councilman Newbold made a Motion to approve the appointment of Shelia Keenan. The Motion was seconded by Councilman Cappella. Motion carried unanimously. Councilman Newbold suggested sending a letter to Fran Turi, thanking her for her years of service and to wish her well. The Board agreed.

## **G. FINANCE:**

Councilman Canterino made a Motion to authorize the Supervisor to pay Voucher #2007-0662 to Voucher #2007-0818 amounting to \$140,772.32. The Motion was seconded by Councilman Cappella. Motion carried 5 to 0.

## **H. PRIVILEGE OF THE FLOOR:**

Bill Johnson asked where the grant is coming from for the dump truck? Councilman Cappella replied Supervisor Bloomfield, Highway Superintendent Andryshak and himself applied for grants from Representative Annie Rabbit and Senator Larkin. Supervisor Bloomfield replied they are New York State Grants. Mr. Johnson said it bothers him that “instead of coming out of this pocket, they come out of this pocket”. Supervisor Bloomfield said the money would go to someone and he would rather it be us.

Mr. Johnson also inquired if the Board had received the financial report from the Humane Society? Councilman Newbold replied no and he had requested the same from the attorney or the Society and was assured he would receive one. However, he has not received it. Mr. Johnson said he did not think this was a good way to do business.

Mr. Johnson said the third thing that concerned him was a ditching problem on Houston Road. He explained his son rents the farmland there and there is a problem of flooding. He said he reported it three years ago and was told as soon as the gas company was through working there it would be repaired. The gas company has been finished for a long time. It is really not a repair job, but a question of maintenance. The Councilman Cappella said he would address the problem and get back to Mr. Johnson.

Jerry Boss stated he had attended a Village board meeting and heard there was a problem with the lights on the Salesian property. He said Trustee Cione had contacted the Village of Ardsley, they use some type of low wattage bulbs. He asked if the insurance inspection that was done on the property referred to whether the park should be lit or not lit. Supervisor Bloomfield said the Board has addressed it, but the insurance inspection made no mention of it. The Supervisor said the Board is trying to work out something with the Village to address the problem and the expense of the lights. Councilman Newbold stated the bulbs currently being used are the wrong bulbs. Councilman Canterino stated the insurance company addressed safety issues, but not the lights.

Mr. Boss also asked who was representing the Town in the Al Turi Tax Certs. Supervisor Bloomfield replied David Hagstrom and stated he had worked for the Town previously. There was a lengthy discussion on how and who handles the various aspects of the Town's legal needs. Mr. Boss asked if there was any conflicts of interest involved. Attorney Caplicki explained how his office was handling the various areas.

Doris Bialas referred to the flooding of the Wallkill and the fact that there are trees in the water and are causing blockage. After discussing the problem Supervisor Bloomfield said he would speak to Michael Pillmeier who is a member of the Wallkill River Task Force.

Nick Petraglia asked about the revisions being done on the Zoning & Coding. Attorney Caplick explained the Master Plan calls for a three year review. He asked if there would be a Public Hearing. Attorney Caplicki replied yes and explained the long process that will take place at that time.

Supervisor Bloomfield announced the next two Town Board meetings will begin at 6:00 p.m to work on the Zoning and Coding changes. And a joint Village and Town meeting will be held on Saturday May 5<sup>th</sup> at 9:00 a.m. at the Town Hall. He said the Board would now adjourn the regular meeting, there would be no Executive Meeting, but the Board would remain to discuss the building/zoning code changes. The public is welcome to stay if they would like.

**I. ADJOURNMENT OF BUSINESS MEETING:**

Supervisor Bloomfield made a Motion to adjourn the business part of the meeting. The Motion was seconded by Councilman Canterino. Motion carried 5 to 0.

Time: 8:50 p.m.

\* \* \* \* \*

At 8:50 the Board moved down to the lower table to continue to review the Zoning and Coding.

Attorney Caplicki explained this evening the Board was presented with an updated report of what was discussed at the previous meeting with the changes that were made at that meeting. Planner Edward Garling stated “we will go over some things and then what has to be done will be put in Local Law form.” He said once it is introduced it will then have to go the Planning Board, the County Planning Department for their review. Mr. Garling said the current zoning allows the developer to do almost any thing he wants. He said the developer can build up densities that are greater than before the Master Plan was done. However, there are great environmental restrictions in the existing plan also. The current Master Plan is very confusing.

Mr. Garling said through the years we have always known there is very little water available. However, the developers are coming to the Planning Board stating the water is there, but no one is bringing a study to the Board and no one is testing a well yet, etc. to clearly demonstrate that the water is there.

The Board reviewed the Town of Goshen, Chapter 95, Wells and made the following changes:

Chapter 95, Wells: Section 95-2 Applicability: First sentence will be changed saying : This chapter shall apply to all well drilling and installation of wells upon all lands. In the B section of Chapter 95 the wording will change to: Nothing contained hereafter shall eliminate, impair or diminish the obligation to conform to the water quality standard set forth.

Under Section 95.3 Definitions; standards: change NONPOTABLE WATER- Water unfit for human consumption because it contains one or more pollutants

Page 4 – B Take out Amended 1-9-200 by L.L. No. 1 – 2000

Section 95.4 Perm required; fee

- A. Add: A permit is required for the construction of any water well. An application for permission to construct, reconstruct or repair, etc. to follow as it now appears.

A (8) Take out (300 feet for shallow wells if water ??,

Page 6. B. Location

Take out {Amended 2-8-2000 by L. L. No. 1 2000}

- (1) General: (a) Last sentence take out: or New York State Department of Environmental Conservation..
- (2) New well on undeveloped lots. The proposed well shall be located in accordance with 10 NYCRR, Appendix 5-B, Rural Water Supply. Take out New York State

Section 95-13 Variances – taken out.

Water Protocols Changes: The Board briefly reviewed Stantec’s Town of Goshen Water protocol changes. Minor changes discussed by the Board include no watershed transfers, page 2 #3, second paragraph: For projects of greater than to 50 lots (insert the work or) which are not built out, etc.

3. 9727C – mentions “non-residential” uses; Section could be tightened.

The Board will continue to examine the Zoning and Coding for the next two meetings May 7<sup>th</sup> and May 10<sup>th</sup>. The meetings will start at 6:00 p.m. to address the Zoning, Coding and Water Protocols and the regular meetings will follow. A joint Village and Town Meeting will be held on Saturday, May 5<sup>th</sup> at 9:00 a.m. at the Town Hall to discuss the Salesian Property.

The Supervisor made a Motion to adjourn, Motion was seconded by Councilman Cappella. Motion carried unanimously.

Time: 10:00 p.m.

---

Valma Eisma, Town Clerk