

The Regular Meeting of the Town Board of the Town of Goshen was held on the 27<sup>th</sup> day of April, 2006 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

Absent: Philip Canterino

Also Present: John Cappella, Town Attorney, William Standish, Budget Officer

**A. CALL TO ORDER :** Supervisor Bloomfield opened the meeting at 7:30 p.m. and asked Jerry Boss to lead the Pledge of Allegiance.

**B. AMENDMENT TO THE AGENDA:** None

**C. PRIVILEGE OF THE FLOOR:** None

**D. REPORTS:**

Supervisor Bloomfield delayed the Public Hearing to allow the Attorney to arrive and called for the Councilmen's reports.

Councilman Lyons reported on the Police Department saying the police car that was ordered has been received and will be on the road in the next couple of days. He stated Officer Davis, who resigned as a part time officer to retire from his full time position in another jurisdiction, will now be returning to our department on or around May 1<sup>st</sup>. He questioned if another resolution would be required to reappoint him.

Councilman Lyons also said Chief Marsh is working on the five year budget report the Board is working toward, and should have it shortly. He said two vehicles will be coming off the road and the Chief and he had been discussing how to dispose of them and perhaps obtain some salvage money. He also reported the Police Officers are in the process of being trained on the Incident Command System. He stated there are two levels of this: the I 100 level is being done on the computer, the I 200 are continuing seminars.

Councilman Newbold stated he did not have a report, but said he would like to thank everyone at Town Hall for their support for this last month. He said the passing of his wife has been a very difficult time, but everyone in this organization was there to support him. He said the support that came from this community would lighten anyone's heart.

Councilman Cappella reported Highway is involved with Spring clean up and will be for two to three weeks, currently they are ahead of schedule. When they are through with this they will be involved with brush work, patching and the regular road program. Councilman Cappella stated he would like to commend the Highway and Water/Sewer Departments for working together on the Clean up. He said it is a good thing for the Town to have such team effort.

Councilman Cappella said Dial-a-Bus is going well and Hamptonburgh will soon be joining Goshen and Chester. He stated this will be addressed later in the meeting.

Councilman Cappella reported the Senior Center is doing well and the rentals are strong, which helps to reduce the cost to the taxpayers.

Supervisor Bloomfield reported he, Councilman Newbold and Vilma Lawla, from the Town Clerk's Office were invited to come out and meet with the Global Country of World Peace, the organization who purchased the Gratz & Utter Farm, an approximately 865 acre farm off of Pulaski Highway. He said they enjoyed the day, but answers to questions were rather vague. He said the plans they were shown were conceptual and it is too soon to know what they will really do with the property.

Supervisor Bloomfield said he and Councilman Cappella met with Senator Bill Larkin and Legislator Anne Rabbit in hopes of securing money for Goshen. He said they talked about Hambletonian Park and other projects and told them anything they could do would be greatly appreciated. The Supervisor stated it was Bill Larkin who obtained \$30 to 35,000.00 for the infiltration, inflow study at Hambletonian Park, which we are just getting results back and they look fairly good. He said next month the Board would have a Public Hearing on the results of this study.

Supervisor Bloomfield said he signed the contract to begin work on Phase I of Salesian Park and the contract for the Criminal Justice Grant. He explained the Criminal Justice Grant was changed and now allows the Town to buy two cruisers, an overdrive vehicle, a computer and camera, which are much more in line with what the Board feels the Town needs at this time. This grant also came to us from Senator Larkin.

Supervisor Bloomfield said he would like to thank the Town Clerk and her staff for all the work they have done over this last couple of weeks doing a massive, overdue record retention cleanout. He said the Building and Zoning Office is also doing the same.

The Supervisor said he attended an information meeting of the Office of Community Development in the county in regard to HUD Grants. He said he did not feel we could compete for this money, however he would try.

**E. PUBLIC HEARING: RATE CHANGE IN HAMBLETONIAN PARK,  
STONEHEDGE AND ARCADIA WATER/SEWER DISTRICTS**

Councilman Cappella made a Motion to open the Public Hearing, Motion seconded by Councilman Newbold. Motion carried 4 to 0. Supervisor Bloomfield gave a brief review of the reason for the increases. He stated it has been three years since the last increase and that is too long. He reviewed the changes and charges that will be made. ( For complete details see Minutes of Regular April Town Board meeting.)

These additional explanations were attached:

**PROPOSED RATE INCREASE – WATER  
PUBLIC HEARING – 4/27/2006  
Fund Balance Analysis**

<b>FUND BALANCE YEAR</b>	<b>HAMBLETONIAN PARK</b>	<b>ARCADIA HILLS</b>	<b>STONEHEDGE</b>
<b>2004</b>	<b>\$ 1,100.00 *</b>	<b>\$ 7,711.00</b>	<b>\$ 13,413</b>
<b>2005 Projected</b>	<b>\$ 1,100.00 *</b>	<b>**</b>	<b>\$ 12,000</b>
<b>2006</b>	<b>\$ 4,100.00</b>	<b>\$ 6,200.00</b>	<b>\$ 15,600</b>

**\*Hambletonian Park does not include water  
main breaks @\$52,000 in 2004, \$58,000 in 2005**

**\*\* Arcadia Hills does not include water  
main breaks @ \$115,000**

**PROPOSED RATE INCREASE – SEWER  
PUBLIC HEARING – 4/27/2006  
Fund Balance Analysis**

<b>FUND BALANCE YEAR</b>	<b>HAMBLETONIAN PARK</b>	<b>ARCADIA HILLS</b>
<b>2004</b>	<b>\$ 5,255.00</b>	<b>\$ 32,673.00</b>
<b>2005 Projected</b>	<b>\$ 5,755.00</b>	<b>\$ 28,835.00 *</b>
<b>2006 Projected</b>	<b>\$ 7,850.00</b>	<b>\$ 29,766.00</b>

**\*Arcadia Hills does not include sewer main breaks @\$35,000.**

## HAMBLETONIAN PARK SPECIAL ASSESSMENT

### WATER MAIN BREAKS-REPAIR 2004-2006

**\$ 110,000 Principle**  
**\$ 5,500 Interest at 5% (estimated)**  
**\$ 115,500 Total Replacement Cost**

**\$ 115,500**  
**163 homes = \$700/Home**

**\$ 709**  
**2 Qtrs = \$355/Qtr/Home**

## ARCADIA HILLS SPECIAL ASSESSMENT (1)

### WATER MAIN BREAKS-REPAIR 2005

**\$ 115,000 Principle**  
**\$ 5,750 Interest at 5% (estimated)**  
**\$ 120,750 Total Replacement Cost**

**\$ 120,750**  
**261 homes = \$463/Home**

**\$ 463**  
**2Qtrs = \$232/Qtr/Home**

## ARCADIA HILLS SPECIAL ASSESSMENT (2)

### SEWER MAIN BREAKS-REPAIR 2005

**\$ 35,000 Principle**  
**\$ 1,750 Interest at 5% (estimated)**  
**\$ 36,750 Total Replacement Cost**

**\$ 36,750**  
**261 homes = \$141/Home**

**\$ 141**  
**2 Qtrs = \$ 71/Qtr/Home**

Supervisor Bloomfield opened the floor for public comment.

Christine Jacobson, 49 Lower Magic Circle: “Wow”, \$709.00 per household” Supervisor Bloomfield answered yes. Ms. Jacobson said “in addition to the \$194.00 per household, in addition to the average \$1,200 bill.” “ So we are looking at for Hambletonian, in the next twelve months, somewhere in the family of \$2,000,00 paying for water ?”. Supervisor Bloomfield answered “and sewer and that is to include the Section A replacement.” Ms. Jacobson: “and we have only just begun.” - “this is a lot of money and I am very disappointed that more of my neighbors are not here, because I think they are going to be very surprised.” Ms. Jacobson asked what cost Mr. McDermott will have if he builds his 38 houses, what cost will he incur by the time those houses are built and those homes are assessed, which I believe you said at the last meeting, we will have paid out of pocket a large sum of money and he will come in when everything is fixed.

Supervisor Bloomfield stated Mr. McDermott will pay for the water pipe, for the homes he is building through a twenty year pay back. Ms. Jacobson said Mr. McDermott is a member of Hambletonian Park, is he going to help pay for all the water main breaks, etc. that other owners are paying for. Mr. Bloomfield explained that although Mr. McDermott owns land in Hambletonian Park he is not at this time using the water/sewer system.

Ms. Jacobson said another concern of hers and her neighbors is if there is a water main break in any other part of the Town of Goshen every taxpayer in the Town of Goshen bears the cost of repair to that break. Supervisor Bloomfield asked “are you talking about the Village?. Ms. Jacobson replied no I’m talking about the Town of Goshen. Councilman Newbold replied each district has to pay for their own. Ms. Jacobson said not a district, just a home on any town road. Supervisor Bloomfield replied “I live on a town road, my home has a well and a septic.” “If my well goes bad, I have to drill a new one, if my pump goes bad I pay for my own, no one shares that cost for me.” He went on to explain in a water/sewer district the people in that district share the expenses for their well and septic. Those people benefit from these services, no one else does. Therefore, by municipal law the taxpayers in that district must pay for the operation of the district.

Ms. Jacobson said she was very disappointed at the amount of money and hoped the Board would have good news in terms of the sewer. She said this is only the beginning, she said someone drove through Hambletonian Park and stated it was a disgrace, the roads are so bad. “and now we are looking a developer that is talking about \$400 to \$500,000. homes that will be part of Hambletonian and that end will have paved roads with curbs and we have roads in Hambletonian that have no curbs.” Ms. Jacobson said her road has been tarred and chipped once in eighteen years. Supervisor Bloomfield said the town is spending almost the entire allotment of Highway funds this year in Hambletonian Park.

Ms. Jacobson stated that some time ago the owners were assessed for road work and the Town did come in and did pave Yankee Main Lane and some of Florican and put curbs

in. She said the Town never made it down to Lower Magic Circle and never made it down to the rest of Hambletonian Park. Ms. Jacobson felt with the infrastructure on the new end of the park and the existing park will have a negative impact on the value of her home. Ms. Jacobson said she feels like a stepchild in the Town of Goshen.

Ms. Jacobson requested her water be tested. She said her house is the first house in from the pump and she gets a very strong smell of chlorine and is concerned that she is getting to large an amount as what goes in supplies the whole park. Supervisor Bloomfield said he would speak to Water & Sewer and make arrangements to have them come out and test it.

Jerry Boss asked if the McDermott subdivision would be charged hookup fees for sewer and water? Supervisor Bloomfield said he was sure there would be a charge, however he did not know, but he would find out. Mr. Boss also asked if Hambletonian Park was still receiving water from the Village? Supervisor Bloomfield replied no, only sewer, the water comes from their own wells.

Supervisor Bloomfield called for more comments. Since there were no further comments, Councilman Cappella made the Motion to close the Public Hearing. The Motion was seconded by Councilman Lyons. Motion carried 4 to 0.

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

**RESOLUTION OF ADOPTION**

**SETTING SEWER RATE CHANGES**  
**FOR HAMBLETONIAN PARK SEWER DISTRICT**

Introduced by: Councilman Kenneth Newbold  
Seconded by : Councilman George Lyons  
Date of Adoption: April 27, 2006

**WHEREAS**, a public hearing was held on April 27, 2006 to present and discuss sewer rate changes and reasons for said proposed increases for the Hambletonian Park Sewer District.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town of Goshen hereby approves and sets the rates for the Hambletonian Park Sewer District as follows:

<b>Sewer District</b>	<b>Gallon Usage</b>	<b>Per Thousand New Rate</b>
Hambletonian Park	0 – 5,000	\$ 8.50
	5,001 –10,000	\$ 9.00
	10,0001 – 15,000	\$ 9.25
	15,001 – 20,000	\$ 9.50
	20,000+	\$9.75

Special one-time charge of \$141/user for sewer line repairs to be billed in two Installments of \$70.50 each.

**BE IT FURTHER RESOLVED** that the foregoing rates to become effective for all consumption on and after May 1, 2006, the special one-time charges will be included in the August 2006 and November 2006 quarterly.

**Upon Roll Call Vote:**

Supervisor Bloomfield	AYE	Councilman Newbold	AYE
Councilman Lyons	AYE	Councilman Canterino	ABSENT
Councilman Cappella	AYE		

Vote: Resolution carried by a vote of 4 to 0.

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

**RESOLUTION OF ADOPTION**

**SETTING WATER RATE CHANGES  
FOR ARCADIA HILLS WATER DISTRICT**

Introduced by: Councilman Kenneth Newbold

Seconded by: Councilman George Lyons

Date of Adoption: April 27, 2006

**WHEREAS**, a public hearing was held on April 27, 2006 to present and discuss water rate changes and reasons for said proposed increases for the Arcadia Hills Water District.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town of Goshen hereby approves and sets the rates for the Arcadia Hills Water District as follows:

<b>Water District</b>	<b>Gallon Usage</b>	<b>Per Thousand New Rate</b>
Arcadia Hills	0 – 12,000	\$ 6.75
	12,001- 17,000	\$ 7.00
	17,001 – 22,000	\$ 7.25
	22,000 +	\$ 7.50

Special one-time charge of \$463/use for water line repairs to be billed in two installments of \$231.50 each.

**BE IT FURTHER RESOLVED** that the foregoing rates to become effective for all consumption on and after May 1, 2006, the special one-time charges will be included in the August 2006 and November 2006 quarterly.

**Upon Roll Call Vote:**

Supervisor Bloomfield	AYE	Councilman Newbold	AYE
Councilman Lyons	AYE	Councilman Canterino	ABSENT
Councilman Cappella	AYE		

Vote: Resolution carried by a vote of 4 to 0.

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

**RESOLUTION OF ADOPTION**

**SETTING WATER RATE CHANGES  
FOR STONEHEDGE WATER DISTRICT**

Introduced by: Councilman Kenneth Newbold  
Seconded by: Councilman George Lyons  
Date of Adoption: April 27, 2006

**WHEREAS**, a public hearing was held on April 27, 2006 to present and discuss water rate changes and reasons for said proposed increases to the Stonehedge Water District.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town of Goshen hereby approves and sets the rates for the Stonehedge Water District as follows:

<b>Water District</b>	<b>Gallon Usage</b>	<b>Per Thousand New Rate</b>
Stonehedge	0 – 12,000	\$ 10.50
	12,0001 – 17,000	\$ 11.00
	17,001 – 22,000	\$ 11.50
	22,000 +	\$ 11.75

**BE IT FURTHER RESOLVED** that the foregoing rates to become effective for all consumption on and after May 1, 2006, the special one-time charges will be included in the August 2006 and November 2005 quarterly.

**Upon Roll Call Vote:**

Supervisor Bloomfield	AYE	Councilman Newbold	AYE
Councilman Lyons	AYE	Councilman Canterino	ABSENT
Councilman Cappella	AYE		

Vote: Resolution Carried by a vote of 4 to 0.

Councilman Newbold said he would like to thank Supervisor Bloomfield and Budget Officer William Standish on all the work they did trying to crunch these numbers.

Supervisor Bloomfield stated he understood these are big numbers, but the good news is this will get us out of debt for maintenance expenses by the end of this year.

**F. OLD BUSINESS**

**1. Resolution to Form Scotchtown Park Water District:**

Attorney Cappella explained that last February or early March the Board adopted a Resolution to create the Scotchtown Park Water District after holding a Public Hearing with all the property owners. He explained that Resolution was subject to a Submissive Referendum which requires a period of time to see if someone would like to challenge the Resolution. That time has passed with no petitions filed, therefore the Board can adopt the Order and Determination Creating the Scotchtown Park Water District.

Present: Town Board of the Town of Goshen

In the Matter

Of

**ORDER AND  
DETERMINATION  
CREATING THE  
SCOTCHTOWN PARK**

The Creation of the Scotchtown Park District in the  
Town of Goshen, Orange County, New York

**WHEREAS**, a map, plan and report have been prepared in such manner and in such detail as has heretofore been determined by the Town Board of the Town of Goshen, Orange County, New York, relating to the creation of a Water District in said Town, and

**WHEREAS**, such map, plan and report have been prepared by Dufresne-Henry Engineering and Landscape Architect, P.C., a competent engineering firm duly licensed by the State of New York, describing the boundaries of the proposed district extension and the general plan of the said system including a report on the extent of improvements that may be necessary in the future; and

**WHEREAS**, the boundaries of said district extension are more particularly described in Schedule "A" and

**WHEREAS**, an order was duly adopted by the Town Board of the Town of Goshen, on February 9, 2006, reciting the filing of said map, plan and report, the improvements proposed, the boundaries of the proposed district, the maximum amount proposed to be expended for the improvements by the District is zero (\$0.00) dollars since the water system is being conveyed to the District for no Cost, and the water system already connects to customers in the proposed boundary, that no cost of hook-up to the system is necessary, the fact that the map, plan and report describing the same are on file in the Town Clerk's office for public inspection, and stating all other matters required by law to be stated, and specifying February 23, 2006 at 7:30 pm as the day and the time and the Town Hall located at 41 Webster Avenue, Goshen, New York, as the place where the said Town Board would meet to consider said map, plan and report, and to hear all persons interested in the subject thereof concerning the same, and to take such action thereon as is required or authorized by law; and

**WHEREAS**, such order was duly published and posted as required by law; and

**WHEREAS**, permission of the State Comptroller to create such district is not required because the cost is not to be financed by bonds, notes or other evidence of indebtedness; and

**WHEREAS**, a hearing on said matter was duly held by said Town Board on February 23, 2006 at 7:30 pm at the Town Hall located at 41 Webster Avenue, Goshen, New York, and full discussion of the matter having been duly hear, and after due consideration; and it is

**DETERMINED AND ORDERED:**

Based on the map, plan and report, the Environmental Assessment Form, reviewed by this Board, and the recommendations of the Town's engineering consultant, and for the reasons set forth therein, this Board determines that this action will not have a significant adverse impact on the environment.

**BE IT FURTHER DETERMINED AND ORDERED:**

- (A) That the notice of hearing was published and posted as required by law and is otherwise sufficient
- (B) That all property and property owners, within the proposed district boundaries, are benefited thereby.
- (C) That all the property and property owners benefited are included within the limits of the proposed extension
- (D) That it is in the public interest to create said Scotchtown Park Water District; and

**BE IT FURTHER DETERMINED AND ORDERED**, that the Town Clerk shall cause a certified copy of this Order to be duly recorded in the Office of the Clerk in County of Orange, New York and such Clerk shall also within (10) days after adoption of this Order, cause a certified copy thereof to be filed in duplicate in the Office of the State Department of Audit and Control at Albany, New York

The Town Board adoption of the foregoing was duly put to a vote and upon roll call, the vote was as follows:

Supervisor Bloomfield	AYE	Councilman Newbold	AYE
Councilman Lyons	AYE	Councilman Canterino	ABSENT
Councilman Cappella	AYE		

Vote: Resolution carried by a vote of 4 to 0.

## **2. Highway Finance Resolution**

BOND RESOLUTION OF THE TOWN OF GOSHEN, ADOPTED APRIL 27, 2006, AUTHORIZING THE RECONSTRUCTION OF VARIOUS ROADS, STATING THAT THE EXTIMATED MAXIMUM COST THEREOF IS \$3000,000.00, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$300,000.00 SERIAL BONDS TO FINACNE SAID APPROPRIATION

**WHEREAS**, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; and

**WHEREAS**, it is now desired to authorize the financing of such capital project;

**NOW THEREFORE**,

**BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF GOSHEN IN THE COUNTY OF ORANGE, NEW YORK**, (by the favorable vote of not less than two-thirds of all the members of said Board) **AS FOLLOW:**

**Section 1.** The Town is hereby authorized to reconstruct various roads, or portions thereof, including, but not limited to, Fleetwood Drive, Meadowbrook Lane, Oakwood Drive, Knapp Terrace and Coleman Road. The estimated maximum cost of said class of objects or purposes, including preliminary costs, cost of maps, plans, surveys, estimates, advertisements, legal documents and costs incidental hereto and the financing thereof, is \$300,000.00 and the said amount is hereby appropriated therefore. The Plan of financing is the issuance of \$300,000.00 serial bonds to finance said appropriation and the levy of a

tax on all the taxable real property within the Town to pay the principal of said bonds and interest thereon as the same shall become due and payable.

**Section 2.** The following additional matters are hereby authorized to be issued pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

**Section 3.** The following additional matters are hereby determined and stated:

- a) The period of probable usefulness applicable to the purpose for which said serial bonds herein authorized are to be issued, within the limitations of Section 11.00a20 of the Law, is fifteen (15) years.
- b) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.
- c) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150.2 of the United States Treasury Department.

**Section 4.** The bonds authorized by this resolution and any bond anticipation notes anticipation of the sale of said bonds, shall contain the recital of validity prescribed by Sec. 52.00 of the Law and said bonds and any notes issued in anticipation of such bonds, shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest of said bonds and any notes issued in anticipation of said bonds, and provisions shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and notes to mature in each year and (b) the payment of interest to be due and payable in each year.

**Section 5.** Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Sec. 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, and of Sec. 30.00 relative to the authorization of the issuance of bond anticipation notes and of Sec. 50.00 and Sec. 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and relative to providing for substantially level or declining annual debt service, are hereby delegated to the Town Supervisor, the chief fiscal officer of the Town.

**Section 6.** The validity of the bonds authorized by this resolution and of any notes issued in anticipation of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose of which the Town is not authorized to expend money, or

(b) the provisions of the law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication or

(c) such obligations are authorized in violation of the provisions of the constitution.

**Section 7.** This resolution is subject to permissive referendum.

**Section 8.** The object or purpose described in Section 1 hereof has been determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State environmental Quality Review Act.

Councilman Louis Cappella offered the follow resolution and moved its adoption:

RESOLVED BY THE TOWN BOARD OF THE TOWN OF GOSHEN IN THE COUNTY OF ORANGE, NEW YORK, AS FOLLOWS:

Section 1. The Town clerk is hereby authorized and directed to publish the foregoing bond resolution, in summary, in INDEPENDENT REPUBLICAN, a newspaper published in Goshen, New York, the official newspaper of said Town and having a general circulation therein, together with Notice attached in substantially the form as prescribed by Sec. 81.00 of the Local Finance Law of the State of New York.

Section 2. This resolution shall take effect immediately.

\* \* \* \* \*

The adoption of the foregoing resolution was seconded by Councilperson Kenneth Newbold and duly put to a vote on roll call, which resulted as follows:

AYES [4]

NAYS [0]

This resolution was declared unanimously adopted.

**G. NEW BUSINESS**

**1. Resolution Accepting Eileen Kelly, Assessor's Resignation**

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

**RESOLUTION  
ACCEPTING RESIGNATION OF  
TOWN ASSESSOR, EILEEN KELLY**

Introduced by: Councilman Douglas Bloomfield

Seconded by: Councilman Louis Cappella

Date of Adoption: April 27, 2006

**WHEREAS**, the Town has been advised of the Town Assessor Eileen Kelly plans to retire from the position as Town of Goshen Assessor effective April 26, 2006; and

**WHEREAS**, the Town Board with regret accepts such resignation.

**NOW, THEREFORE, BE IT RESOLVED** that the Town of Goshen Town Board hereby regretfully accepts the resignation of Assessor Eileen Kelly.

Upon Roll Call Vote:

Supervisor Bloomfield	AYE	Councilman Newbold	AYE
Councilman Lyons	AYE	Councilman Caterino	ABSENT
Councilman Cappella	AYE		

Vote: Resolution carried by a vote of 4 to 0.

**2. Resolution Appointing Acting Assessor**

**TOWN OF GOSHEN**

**County of Orange, State of New York**

**RESOLUTION  
APPOINTING ACTING ASSESSOR**

**WHEREAS**, the full time Assessor of the Town of Goshen has tendered her resignation and retired from her position; and

**WHEREAS**, the Town deems it necessary to appoint Eileen Kelly as acting Assessor for Purposes of completing the assessment rolls for the year of 2007.

**NOW, THEREFORE, BE IT RESOLVED** that the Town hereby hires Eileen Kelly as acting Assessor for a period to run from May 1, 2006 to June 30,2006 for purposes of completing the current assessment roll and to allow the hire of a new assessor.

Upon Roll Call Vote:

Supervisor Bloomfield	AYE	Councilman Newbold	AYE
Councilman Lyons	AYE	Councilman Caterino	ABSENT
Councilman Cappella	AYE		

Vote: Resolution carried by a vote of 4 to 0.

Councilman Newbold said Eileen Kelly has been working for the Town of Goshen for longer than he has been around and complemented her on what a great job she has always done for the taxpayers of Goshen and the Town is lucky to have her to finish the year.

**3. Resolution Authorizing Supervisor to Execute Agreements with Town of Hamptonburgh and Town of Chester For Dial-A-Bus Service**

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

**RESOLUTION**

**AUTHORIZING SUPERVISOR TO EXECUTE  
AGREEMENTS WITH TOWN OF HAMPTONBURGH  
AND TOWN OF CHESTER FOR DIAL-A-BUS SERVICE**

Introduced by: Councilman Louis Cappella  
Seconded by: Councilman George Lyons  
Date of Adoption: April 27, 2006

**WHEREAS**, the Town of Goshen and Town of Chester have shared Dial-a-Bus Service over the course of the last several year; and

**WHEREAS**, the Town of Hamptonburgh now requests to join in said service, thereby providing service through all three communities; and

**WHEREAS**, the municipalities have agreed that the Town of Goshen, subject to the Orange County's approval of the amendment of the "Third Party Agreement" for Federal Section 5311 Operators Assistance to add Hamptonburgh to the existing Goshen/Chester Dial-a-Bus servicing, shall assume the management of the 3-Town operation from its Dial-a-Bus offices in the Town of Goshen Highway Department; and

**WHEREAS**, they have further agreed that the three municipalities shall share equally all costs associated with such services that are not reimbursed through federal, state and/or county operating assistance and fare box revenues. Such expenses include, but are not limited to provision of adequate insurance, sharing of any potential liability, etc.

**NOW, THEREFORE, BE IT RESOLVED** that the Town Supervisor, subject to the conditions cited above, is hereby authorized to execute an agreement with the Towns of Chester and Hamptonburgh containing the provisions set forth herein.

**BE IT FURTHER RESOLVED** that this resolution is further conditioned upon the Town Attorney's review of the final form of the proposed agreement.

Upon roll Call Vote:

Supervisor Bloomfield	AYE	Councilman Newbold	AYE
Councilman Lyons	AYE	Councilman Canterino	ABSENT
Councilman Cappella	AYE		

Vote: Resolution carried by a vote of 4 to 0.

Supervisor Bloomfield said Michele Radakovits, from the Highway Department, "this young lady works for us, I'm certainly glad she works for us." "She is the dispatcher, she drives the bus, she is a one lady show, a wonderful attitude, a bright, bright young lady." He said she put all of this together for the Town and I would like to applaud her for a job well done. Michele will not be driving anymore and therefore a part time driver will be needed.

**4. Resolution Authorization to Hire Dial-A-Bus Drivers.**

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

**RESOLUTION  
CREATING FULL TIME AND PART TIME  
DIAL-A-BUS DRIVER POSITIONS**

Introduced by: Councilman Louis Cappella  
Seconded by: Councilman George Lyons  
Date of Adoption: April 27, 2006

**WHEREAS**, the Town Board has authorized the Supervisor to execute an agreement that will add the Town of Hamptonburgh to the current agreement between the Towns of Goshen and Chester for provision of Dial-a-Bus service to the three communities; and

**WHEREAS**, in order to effectively provide such service to the three municipalities, it will be necessary to create two (2) new driver positions; one (1) full time and one (1) part time to cover all necessary routes; and

**WHEREAS**, the Town Board determines that it is in the best interest of the Town of Goshen to create such positions.

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board hereby creates the two following new positions: (1) full time Dial-a-Bus driver and (1) part time Dial-a-Bus Driver at a rate to be determined by current union agreement.

**BE IT FURTHER RESOLVED** that the Town Clerk take the necessary steps to advise Civil Service of this full time position

**BE IT FURTHER RESOLVED** that the Town Clerk be authorized to advertise for applicants to fill said two (2) positions.

Upon Roll Call Vote:

Supervisor Bloomfield	AYE	Councilman Newbold	AYE
Councilman Lyons	AYE	Councilman Canterino	ABSENT
Councilman Cappella	AYE		

Vote: Resolution carried by a vote of 4 to 0.

**5. Appointment of Leggette, Brashears & Graham, Inc.**

Councilman Newbold made a Motion to appoint Leggette, Brashears & Graham, Inc. the Town's new Hydrogeologist consultants. The Motion was seconded by Councilman Cappella. Motion carried 4 to 0.

**6. Rehire Officer Davis Part Time:**

Councilman Lyons made a Motion to rehire Police Officer William Davis as a part time Police Officer for the Town of Goshen, at a rate to be determined, starting May 1, 2006. The Motion was seconded by Supervisor Bloomfield. Motion carried 4 to 0.

**H. FINANCE:**

Councilman Lyons made a Motion to authorize the Supervisor to pay Voucher #2006-0715 to Voucher 2006-0869 amounting to \$3,158,270.44. Councilman Newbold seconded the Motion. Motion carried 4 to 0.

**I. PRIVILEGE OF THE FLOOR:**

John Kiersten, 73 Jessup Switch Road, stated he was here tonight, with several of his neighbors to discuss the Ken Sullivan dumps and what the current status has been for the Town. Supervisor Bloomfield replied the Board had discussed the case and went to Court, on Tuesday. At that time Mr. Sullivan was convicted of three charges and was given a significant fine and was served papers to appear before the Supreme Court.

Supervisor Bloomfield said “I took minutes from the last time you came and spoke. I approached the Bench explaining to the Judge this has been going on for a couple of years and gave him the minutes I had taken with the comments from all of you.” He said it was resolved that day. Supervisors Bloomfield said he felt the Town Board had done everything they could do at this time and have spent a lot of time and money on this.

Attorney Cappello explained that the Justice Court can only hand down a fine, it cannot order or enforce cleanup. However, now that guilt has been established the Supreme Court has the power to order it cleaned up or allow the Town to do it and charge it against the property. He said next month the Board should know better.

A woman, (did not give her name) stated in the mean time, Mr. Sullivan is still dumping. She said no one is stopping him and there are all kinds of “weird” people around their home in the middle of the night. Attorney Cappello stated she should call the Police and document every thing that is going on. Attorney Cappello said when someone does not want to comply, you just have to keep following the procedures.

Another gentleman stated that since Mr. Sullivan started he keeps creating more dumps on different pieces of property. He is dumping on productive land old equipment which may be leaking oil, etc into the soil.

Supervisor Bloomfield stated again that at this point the Board is doing everything it can.

Terry Sutnick, 71 Jessup Switch Road, said she can take pictures at 3:00 a.m. in the morning of the dumping that is being done, but, to whom does she give the pictures to. Attorney Cappello said if she sees anyone at that time, call the police as we need to continue documenting what he is doing. He said if it is during the day call the Building Inspector and if after hours call the police.

Supervisor Bloomfield said the solution must come from the courts.

Jerry Boss: When he refuses to pay his fine and does not show up for court the judge can issue a warrant for him. He then has to appear before the judge and will be held in contempt.

Several other residents spoke of other places he is dumping. The Board addressed their concerns, but courts have to pursue it from here. However, Supervisor Bloomfield said he will send the Building Inspector out to look at the new sites people are speaking of.

Residents also complained about the condition of Jessup Switch Road and Celery Avenue and the fact there are big holes in them and more and more traffic.

Jerry Boss reported there are trucks carrying shale, etc. traveling Coleman Road where the culvert is in bad condition. Councilman Cappella said he would tell the Highway Superintendent about it.

Jeff Droutman asked about the car lot on 17M and said the Building Inspector came out and said the cars had to be moved from the front. He said he informed the inspector they had been like that for ten years. He said everybody had to move things back at least ten feet. He said Hudson Valley has to move their ponds and Healey Brothers their cars. He said he moved all the cars in the front, but everyone else is still the same. He said then the Building Inspector told him he needed aisles, I did aisles, no one else has done this. He said I am the only one doing anything. "I asked for site plans for everyone around me, months ago, from the Building & Zoning Department and still have not received them. Mr. Droutman said "I am here tonight, asking why no one else is in compliance, but I have to be?" Supervisor Bloomfield replied he would pursue this with the Building Inspector tomorrow. He said Mr. Droutman could join him when he talks to Inspector Halloran, Mr. Droutman will do so.

Doris Bialas asked about the organization that recently purchased the Gratz & Utter property, Global Country of World Peace. Ms. Bialas asked who they are and what they do? Supervisor Bloomfield stated he had met with them and was told the organization would like to build ten acres of greenhouses to grown organic food, build four peace palaces and a number of other buildings. She asked if they would be tax exempt? Supervisor Bloomfield replied no. Supervisor Bloomfield stated the people he met were highly educated and the organization owns property in various parts of the country and some in Sullivan County and property in other countries. They will be coming to the Planning Board with their plans and the plans will be processed according to our zoning codes.

Ms. Bialas also asked about Celery Avenue explaining the big hole, where the culvert was filled in, is still filled with water, even when it is not raining. She said the sod grower filled the culvert in and it should be his responsibility to repair it. She asked if there was a law that would force them to make the repairs? She said the police have been called a number of times, as the sod farm loads it's trailers on the road with their fork lifts. In doing this they block the road and Ms. Bialas fears the emergency vehicles will be unable to get through if ever they are needed. She said the police do not seem to be issuing any tickets, they usually just make them move. Supervisor Bloomfield said he would talk to the Attorney and Councilman Lyons, the liaison to the Police Department, to see what can be done.

**J. ADJOURNMENT:** Councilman Cappella made a Motion to adjourn the meeting. The Motion was seconded by Councilman Newbold. Motion carried 4 to 0.

Time: 9:15 p.m.

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Valma Eisma, Town Clerk