

A Regular Meeting of the Town Board of the Town of Goshen was held on the 10th day of August, 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	Philip Canterino	Councilman
Louis Cappella	Councilman	George Lyons	Councilman
Kenneth Newbold	Councilman		

Also Present: Howard Protter, Town Attorney.

A. CALL TO ORDER: Supervisor Bloomfield called the meeting to order with the Pledge of Allegiance.

B. AMENDMENT TO THE AGENDA: None

C. PRIVILEGE OF THE FLOOR (agenda items only)

Debbie Corr asked for a complete profile as to where the Board is on purchasing farms that were voted on by the public referendum. Supervisor Bloomfield said he did not feel he could answer this, as a lot of this information is confidential. He said he will be going through the history of what has occurred this evening and perhaps some of her questions will be answered then.

D. PUBLIC HEARING:

Knoell Farm & North Star Properties

Councilman Canterino made a Motion to open the Public Hearing on Knoell Farm and North Star properties. The Motion was seconded by Councilman Newbold. Motion carried unanimously.

Supervisor Bloomfield stated there seems to be some confusion as to what this meeting is about. He said this Public Hearing is not about PDR, it is about these two properties. He said tonight the Board will be talking about purchasing 161 plus or minus acres on the Knoell Farm at a cost of \$\$8,615.00 per acre, one million, three hundred ninety one thousand four hundred dollars total. The County portion of this will be six hundred thirty four thousand dollar, representing 45.6%.

The Supervisor said the second farm is the North Star Farm, 131 plus or minus acres, at a cost of \$8,750.00 per acre, one million one hundred fifty three thousand, two

hundred fifty dollars total. The County contribution is four hundred ninety seven thousand, five hundred sixty five dollars, 43.1 %.

The Supervisor explained the process of the purchases starting with the Open Space Preservation Board. When the Bond Resolution passed the Town Board went into Action and created the Open Space Preservation Board. This Board created an application form, sent it out to landowners asking for anyone interested in selling their development rights, twenty three applications were returned, three were too late to participate. The Open space Preservation Board evaluated the twenty properties. In doing so the Board used the following criteria: Water was given 30 points, farmland vs rock land 25 points, scenic overview 15 points, recreational possibilities 12 points, cultural sites 5 points, forest land 8 points, bio diversity 5 points.

After evaluating the properties, the Board went to visit each of these properties, an on site property review. Hours were spent on inter active ratings. This was done alphabetically so that the owners of the properties were not known. In this way when they were presented to the Town Board for us to consider, we did not know the owners of the property. He said then all the candidates were interviewed by the Supervisor at that time, Honey Bernstein and Jane Daley, acting Attorney for the Town, as to the applicants interest in being submitted to the County. Then the applications were presented to the Town Board, again not giving owner's names, to choose which would be submitted to the County. The Board chose four to submit to the County and the County accepted two for matching funds. The two parcels the Board is acting on this evening.

The Supervisor said the Town of Goshen Ethic Law was applied to the Open Space Preservation Board. Supervisor Bloomfield read the law: The Board Members should not take any action that can provide a personal financial benefit to any Town Officers, employees or consultants, a member of his or her family or customer or client. If the Board Member believes an application they are reviewing may violate this provision, The Board Member must immediately refrain from participating any further in the review and make the conflict known to the co- chairs of the Open Space Preservation Board and recuse themselves from acting on this matter. The Board Members shall not solicit anything of value from any person who has or may submit an application to the Open Space Funding Program. Board Members shall not disclose any confidential information submitted to the Board.

The Supervisor said the Board will now adopt two negative declarations for the two parcels and then to authorize the Supervisor to enter into contract with these two properties.

Jasper Fields said in regard to the Knoell Farm he hoped the Board would deal with the Knoells in a fair, expeditious manor. He said he felt one of the main points in this whole thing has not been dealt with and that is the economic benefits of purchasing these two farms. He said he felt the Town should be looking for more property much more actively then they are.

Keith Roddy said he was here this evening in support of using the Open Space Bond. to purchase the development right to these two properties. He said the combined acreage of these farms is close to 300 acres, if developed 100 new homes could be built and with them about 195 new children, this would raise taxes by at least one point two million dollars. Saving this money in taxes over the years is something everyone can appreciate.

Beverly Jappen read a letter stating she has just returned from a trip and when she travels she is amazed at the amount of land others have dedicated to parks and open space. She said it was a pleasure to see how these spaces were used by the people in the cities as well as small towns. She said unfortunately we do not have this tradition in our country. Locally some of us have been in the fight for open space in the Town of Goshen for over four years. We hope tonight we will take the first step in changing our tradition. Ms. Jappen also spoke of the saving in school tax money by purchasing open space. She said she has heard the senior citizens cannot afford to pay for open space and her answer to this is “how much do you like to pay school taxes, because to not do this assures us that our taxes will spiral upward with no end in sight.” She said I urge you to purchase the development rights of these two farms.

Debbie Corr said she did not want to accuse anyone of dragging their heels, but she felt this has been a long drawn out procedure here and we could have saved a whole lot more farms at this point. She said every day more farms are being lost. “Just two farms are not enough.” She asked when is the next round and when will the applications be available? Supervisor Bloomfield said the Board will be discussing this at the next work session. He said the next one is due September 12th. Ms. Corr said there are two other farms waiting to be accepted and one of these owners is eighty six years old. She said he may die if it takes the Board the two to three years it took to choose these two. If he should pass away there is another farm gone. Supervisor Bloomfield said the Board has the other parcels that were not used last time to work with or submit.

Michael Paduch said he was one of the Orange County legislators who sponsored and supported Open Space, I know about the projects in Goshen and I know you took a long time. I know there is a possibility of losing some of that funding. I am here to encourage the Town Board to act quickly and to let you know that I will support you all the way through this on the parcels you have already submitted and anytime you have problems with the County regarding any of your open space parcels please contact me.

Councilman Canterino addressed Mr. Paduch informing him the Town did the appraisals and the appraisals were higher then originally thought. He said the Board went back to the County and said it should be a fifty/fifty split and would they give us the additional

funds . “ They said you are on your own, we are only going to give you so much.” Councilman Canterino asked Mr. Paduch to go back to the County and lobby for the Town of Goshen and see if the County would help us here. He said everyone is under the impression this is a fifty/fifty split, but it really isn't.

Mr. Yeasee Bernstein: Mr. Bernstein said time is of the essence, you are concerned about spending a little extra up front and not saving a whole lot more for the future. He said saving a penny today to spend \$100.00 a few years from now is not wise. He said go down the list as fast as you can and get as much money from the County as you can.

Debbie Marone: I want to thank you for working this out with the farmers and purchasing these two farms. She said some people could not be here tonight and letters were submitted (letters are on file in the Town Clerk's office, all primarily were in favor of Open Space.) so I will only read some parts to you. Holly O'Hern said under careful scrutiny the North Star Farm on Conkintown Road and Knoell Farm on Knoell Road were selected to be preserved and the property owners will be paid for the assessed value of their land. This land will always be protected and will not be developed. They may be opt to sell their land in the future, but the land will continue to be protected from being developed. This land would remain on the tax roll as an agricultural property.

Ms. Marone read a part of Vicki Botta's letter: I know of the area on Knoell Road, that is being discussed and it is one of the prettiest sections of Goshen. I have taken people on that road to proudly share the beauty of this area with them. Please vote on preserving this area and other areas of beauty that still exist in Goshen.

Ms. Marone read a part of a letter written by Lee Bergus: Purchasing the development rights to these farms is good for Goshen. Based on the incentive from the County, I dare say that the PDR program is also good for the County. As a Town resident, as a Planning Board Member and as a County Environmental Engineer, I see many more positive benefits to the program than pitfalls.

Ms. Marone spoke for Lynn Cione, Village Trustee: As my family lives off Old Chester Road in the Village of Goshen, with all the Town's concerns regarding traffic on the Craigville Road corridor, one would hope they would understand preserving open space could only help to control the traffic.

Ms. Marone read part of letter from Mary Ellen Albanase: The voters spoke two years ago in favor of preserving open space in Goshen and we urge the Town Board now to carry out their constituents mandate by voting to purchase these properties.

Ms. Marone said she did not have Susan Cleaver's letter but understood the Board had received it. Supervisor Bloomfield assured her the Board had received it. She said she understood the Town had submitted four properties to the County in the first round and two were chosen. Out of eleven properties chosen by the County, our two are the only ones that have not closed. There is a November deadline and we could lose money.

Ms. Marone said she would like to address the Board members that felt the public had been misled into voting to support working farms. Any one who reads the open space plan or is familiar with the open space plan knows there was a ranking system in place that involves working farms, but not limited to working farms. Ms. Marone said she understood the Board had voted not to submit another farm this September. Supervisor Bloomfield replied "That is not true, we voted to do it at our next work session."

William Wilson asked why it took a County Legislator to come to the Board instead of the Board going to the County Legislator? Why was it a shock that he supported us? The Board offered no answer.

Ralph Decker said he is a full time member of the Orange County Land Trust. "We stand ready to do whatever, obviously we would like to do it in order to preserve these farm lands." "We would be glad to give you any assistance that we might be able to."

With no further response from the audience, Councilman Cappella made a Motion to close the Public Hearing. The Motion was seconded by Councilman Lyons. In discussion Councilman Newbold said when the Board discussed putting in an application for the September deadline he did not remember a vote, but did remember there were three Board members that were against it and two for it. Supervisor Bloomfield said there was a change of the mind of a member and it was "should we or should we not:, it was not decided. He said that it was then agreed to bring it up at the next work session.

Supervisor Bloomfield explained the Board ordered the appraisals for these two farms and then had to wait for the land owners' decisions to sell their development rights. He said this was a difficult thing for them to do and the Town did not want to pressure them. He said there was a lot of due diligence involved and this is why it took so long.

Councilman Canterino said he would like to say it is very important to hear how people think in our Community and he thanked the public for coming tonight. He said he would like to ask for the same support when the Board talks about the Master Plan and zoning, because everything will be off set by our density bonuses of our Master Plan. He said if you have density, you have the same number of children in a smaller area, but the same high school taxes.

Supervisor Bloomfield called the vote: Motion carried unanimously.

TOWN OF GOSHEN
County of Orange, State of New York

RESOLUTION
ADOPTING NEGATIVE DECLARATION
FOR THE PURCHASE OF DEVELOPMENT RIGHTS
FROM KNOELL FARM
TOWN OF GOSHEN TAX MAP SECTION 9, BLOCK 1, LOT 2.2

Introduced by: Councilman Canterino

Seconded by: Councilman Newbold

Date of Adoption: August 10, 2006

WHEREAS, the purchase and development rights is one of the many tools enumerated to preserve open space and farmland protection in the Town of Goshen Open Space and Farmland Protection Plan adopted July 2003; and

WHEREAS, the Town Board desires to purchase the development rights of the Knoell Farm, which is a \pm 161 acre farm in the Town of Goshen located on Knoell and Broadlee Road in the Town of Goshen designated on the Town of Goshen Tax Map as Section 9, Block 1, Lot 2.2, due to the recognized conservation and agricultural values of such property; and

WHEREAS, this action constitutes an Unlisted Action pursuant to the SEQRA Regulations; and

WHEREAS, there are no other involved agencies in this SEQRA review; and

WHEREAS, the board has before it a proposed negative declaration which is incorporated herein;

NOW, THEREFORE, BE IT RESOLVED; that the Town Board of the Town of Goshen adopts the attached Negative Declaration under SEQR for the purchase of development rights from Knoell Farm, Town of Goshen Tax Map Section 9, block 1, Lot 2.2; and

BE IT FURTHER RESOLVED that the description of the action and reasons supporting this determination are included on the Negative Declaration attached hereto and made a part of this resolution.

Upon Roll Call Vote:

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

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

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

**RESOLUTION
ADOPTING NEGATIVE DECLARATION
FOR THE PURCHASE OF DEVELOPMENT RIGHTS
FROM NORTH STAR FARM
TOWN OF GOSHEN TAX MAP SECTION 15, BLOCK 1, LOT 14.43**

Introduced by : Councilman Lyons
Seconded by: Councilman Canterino
Date of Adoption: August 10, 2006

WHEREAS, the purchase and development rights is one of the many tools enumerated to preserve open space and farmland protection in the Town of Goshen Open Space and Farmland Protection Plan adopted July 2003, which plan is incorporated into the Town of Goshen Comprehensive Plan adopted July 2003; and

WHEREAS, the Town Board desires to purchase the development rights of the North Star Farm, which is a ±131 acre farm in the Town of Goshen located on Conklingtown Road in the Town of Goshen designated on the Town of Goshen Tax map as Section 15, Block 1, Lot 14.3 and Section 15, Block 1, Lot 25.3, due to the recognized conservation and agricultural values of such property; and

WHEREAS, this action constitutes an Unlisted Action pursuant to the SEQRA Regulations; and

WHEREAS, there are no other involved agencies in this SEQRA review; and

WHEREAS, the board has before it a proposed negative declaration which is incorporated herein;

NOW, THEREFORE, BE IT RESOLVED; that the Town Board of the Town of Goshen adopts the attached Negative Declaration under SEQR for the purchase of development rights from North Star Farm, Town of Goshen Tax Map Section 15, Block 1, Lot 14.3 and Section 15, Block 1, Lot 25.3 and

BE IT FURTHER RESOLVED that the description of the action and reasons supporting this determination are included on the Negative declaration attached hereto and made a part of this resolution.

Upon Roll Call Vote:

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

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

TOWN OF GOSHEN
County of Orange, State of New York

RESOLUTION
AUTHORIZING SUPERVISOR TO ENTER INTO
CONTRACT TO PURCHASE DEVELOPMENT RIGHTS
OVER ROAD OF KNOELL FARM
TOWN OF GOSHEN TAD MAP SECTION 9, BLOCK 1, LOT 2.2

Introduced by: Councilman Philip Canterino
Seconded by: Councilman George Lyons
Date of Adoption: August 10, 2006

WHEREAS, the Town of Goshen Town Board adopted a Bond Resolution to fund the purchase of open space and/or development rights to preserve open space in the amount of \$5,000,000.00, which Bond Resolution was adopted by the Town of Goshen Town Board on August 26, 2004, and approved pursuant to a town-wide referendum held on November 2, 2004; and

WHEREAS, the purchase and development rights pursuant to the Bond Resolutions is one of the many tools enumerated to preserve open space and farmland protection in the Town of Goshen Open Space and Farmland Protection Plan adopted July 2003; and

WHEREAS, the Town Board created an Open Space Committee and solicited applications from landowners interest in selling development rights in their property; and

WHEREAS, the Open Space Committee interviewed the landowners, evaluated and scored the applications and made a recommendation to the Town of Goshen Town Board as to the most appropriate parcels to obtain development rights from; and

WHEREAS, pursuant to those recommendations, the Town Board submitted an application to Orange County seeking financial assistance in the purchase of development rights of the Knoell Farm, which is a ± 161 acre farm in the Town of Goshen located on Knoell and Broadlee Road in the Town of Goshen designated on the Town of Goshen Tax Map as Section 9, block 1, Lot 2.2 due to the recognized conservation and agricultural values of such property; and

WHEREAS, the Town of Goshen was awarded a \$634,000.00 grant from Orange County towards the purchase of development rights; and

WHEREAS, the Town, therefore, has offered to purchase the said development rights from Grantors for a total purchase price of \$1,391,400.00; and

WHEREAS, it is anticipated that the closing costs, which include legal fees, closing fees, stewardship fees, if any, appraisal, title policy and survey, will be approximately \$60,000.00; and

WHEREAS, on August 10, 2006, the Town Board pursuant to Town of Goshen Code Chapter 71 and New York State General Municipal Law Section 247 held a public hearing at which time all parties interested were provided the opportunity to be heard regarding such purchase; and

WHEREAS, on August 10, 2006, after review of the Full Environmental Assessment Form prepared by the Town's Planning Consultant, the Town adopted a Negative Declaration under SEQRA, a copy of which is attached hereto and made part of this Resolution.

NOW, THEREFORE, BE IT RESOLVED that the Town of Goshen Town Board hereby authorizes Supervisor Bloomfield to enter into an agreement to purchase development rights of the Knoell Farm in the amount of \$1,391,400.00, plus closing costs.

BE IT FURTHER RESOLVED, that such authorization is conditioned upon the Orange county contribution in the amount of \$634,000.00, being available at the time of closing on the purchase of development rights to help defray costs of the Town.

BE IT FURTHER RESOLVED, that such authorization is conditioned upon the execution of a Conservation Easement Agreement at closing in the form substantially similar to that attached subject to final review and approval of Town Attorney.

Upon Roll Call Vote:

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

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

Supervisor Bloomfield introduced Mr. and Mrs. Knoell to the public. The public applauded the vote and Mr. and Mrs. Knoell.

TOWN OF GOSHEN
County of Orange, State of New York

RESOLUTION

**AUTHORIZING SUPERVISOR TO ENTER INTO
CONTRACT TO PURCHASE DEVELOPMENT RIGHTS
OVER A PORTEION OF NORTH STAR FARM
TOWN OF GOSHEN TAX MAP SECTION 15, BLOCK 1, LOTES 14.43 AND 25.3**

Introduced by: Councilman George Lyons
Seconded by: Councilman Philip Canterino
Date of Adoption: August 10, 2006

WHEREAS, the Town of Goshen Town Board adopted a Bond Resolution to fund the purchase of open space and/or development rights to preserve open space in the amount of \$5,000,000.00, which Bond Resolution was adopted by the Town of Goshen Town Board on August 26, 2004, and approved pursuant to a town-wide referendum held on November 2, 2004;

and

WHEREAS, the purchase of development rights pursuant to the Bond Resolutions is one of the many tools enumerated to preserve open space and farmland protection in the Town of Goshen Open Space and Farmland Protection Plan adopted July 2003, which plan is incorporated into the Town of Goshen Comprehensive Plan adopted July 2003; and

WHEREAS, the Town Board created an Open Space Committee and solicited applications from landowners interest in selling development rights in their property; and

WHEREAS, the Open Space Committee interviewed the landowners, evaluated and scored the application and made a recommendation to the Town of Goshen Town Board as to the most appropriate parcels to obtain development rights from; and

WHEREAS, pursuant to those recommendations, the Town Board submitted an application to Orange county seeking financial assistance in the purchase of development rights of the North Star Farm, which is a ±131 acre farm in the Town of Goshen located on Conklingtown Road in the Town of Goshen designated on the Town of Goshen tax map as Section 15, Block 1, Lot 14.43 and Section 15, Block 1, Lot 25.3, due to the recognized conservation and agricultural values of such property; and

WHEREAS, the Town of Goshen was awarded a \$497,565.00 grant from Orange County towards the purchase of development rights; and

WHEREAS, the Town, therefore, has offered to purchase the said development rights from Grantors for a total purchase price of \$1,153,250.00; and

WHEREAS, it is anticipated that the closing costs, which include legal fees, closing fees, stewardship fees, if any, appraisal, title policy and survey, will be approximately \$60,000.00; and

WHEREAS, on August 10, 2006, the Town Board pursuant to Town of Goshen Code Chapter 71 and New York State General Municipal Law Section 247 held a public hearing at which time all parties interested were provided the opportunity to be heard regarding such purchase; and

WHEREAS, on August 10, 2006, after review of the Full Environmental Assessment Form prepared by the Town's Planning Consultant, the Town adopted a Negative Declaration under SEQR, a copy of which is attached hereto and made part of this Resolution.

NOW, THEREFORE, BE IT RESOLVED that the Town of Goshen Town Board hereby authorizes Supervisor Bloomfield to enter into an agreement to purchase development rights of the North Star Farm in the amount of \$1,153,250.00, plus closing costs.

BE IT FURTHER RESOLVED, that such authorization is conditioned upon the Orange County contribution in the amount of \$497,565.00, being available at the time of closing on the purchase of development rights to help defray costs of the Town.

BE IT FURTHER RESOLVED, that such authorization is conditioned upon the execution of a Conservation Easement Agreement at closing in the form substantially similar to that attached subject to final review and approval of Town Attorney.

Upon Roll Call Vote:

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

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

E. OLD BUSINESS:

1. Resolution: 41 J:

Supervisor Bloomfield explained the 41J is a pension benefit of Section 41J of the Retirement and Social Security Law. It has been in our Employee Handbook regarding the use of sick time, however inadvertently the Town had not paid into it. This Resolution will allow the Board to do this as for the first time an employee will be eligible and is asking about it.

TOWN OF GOSHEN
County of Orange, State of New York

RESOLUTION

**PROVIDING FOR AN ALLOWANCE OF
UNUSED SICK LEAVE CREDITS UNDER SECTION 41(j)**

Introduced by: Councilman George Lyons
Seconded by: Councilman Louis Cappella
Date of Adoption: August 10, 2006

WHEREAS, at a meeting of the Town Board of the Town of Goshen held at 41 Webster Avenue, New York on August 10, 2006, the Board offered the following resolution.

BE IT RESOLVED that the Town Board of the Town of Goshen does hereby elect to provide the additional pension benefits of Section 41(J) of the Retirement and Social Security Law, as presently or hereinafter amended.

BE IT FURTHER RESOLVED that the effective date of such shall be the 10th day of August, 2006.

Upon Roll Call Vote:

Supervisor Bloomfield	AYE	Councilperson Newbold	AYE
Councilperson Lyons	AYE	Councilperson Canterino	AYE
Councilperson Cappella	AYE		

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

F. OLD BUSINESS

1. Resolution: Fred Lewis Computer, Inc. Computer Systems Maintenance Contract:

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

RESOLUTION

**AUTHORIZING SUPERVISOR TO RETAIN
FRED LEWIS COMPUTER, INC. AS INDEPENDENT CONSULTANT TO
SERVICE AND MAINTAIN TOWN OF GOSHEN COMPUTERS**

Introduced by: Councilman Kenneth Newbold
Seconded by: Councilman George Lyons
Date of Adoption: August 10, 2006

WHEREAS, the Town Board has determined it is in the best interest of the Town to switch consultants to provide computer service and maintenance to the Town's computers; and

WHEREAS, the Town has solicited quotes and interviewed potential consultants; and

WHEREAS, John R. Nelson has withdrawn its bid; and

WHEREAS, the Town has determined that Fred Lewis Computers, Inc. is the best option for the Town to provide such independent consultant services and maintenance.

NOW, THEREFORE, BE IT RESOLVED that the Town Board hereby authorizes Supervisor Bloomfield to enter into a contract, subject to final attorneys review, with Fred Lewis Computers, Inc. to provide independent consulting services, network support and maintenance to the Town of Goshen computer system as per quoted prices included in a letter dated July 31, 2006, attached hereto and made part of this resolution.

BE IT FURTHER RESOLVED that the Town Board authorizes Supervisor Bloomfield to take whatever necessary steps to advise former provider that their services are no longer needed.

Upon Roll Call Vote:

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

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

2. Lease Agreements with County Polling Places

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

**RESOLUTION
AUTHORIZING SUPERVISOR TO SIGN
LEASE AGREEMENT WITH COUNTY FOR POLLING PLACES**

Introduced by: Councilman Louis Cappella
Seconded by: Councilman Philip Canterino
Date Of Adoption: August 10, 2006

WHEREAS, the Town of Goshen Town Board has received a Lease Agreement from the County of Orange for the Use of the Goshen Town Garage for the 2006 primary election will commence on September 1, 2006 and expire on September 30, 2006 and for the general election which will commence on October 15, 2006 and expire on November 30, 2006; and

WHEREAS, the Town of Goshen hereby agrees to lease the Goshen Town Garage to the County of Orange to conduct primary, general and special elections; and

NOW, THEREFORE, BE IT RESOLVED that the Town Supervisor is authorized to sign the Lease Agreement dated July 10, 2006, with the County of Orange to lease the Goshen Town Garage for the purpose of conducting primary, general and special elections; and

BE IT FURTHER RESOLVED that this resolution is further conditioned upon the Town Attorney's review of the Lease Agreement and an executed copy be attached to and made part of this Resolution.

Upon Roll Call Vote:

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

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

To Review Contract See File

3. Tour De Goshen

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

RESOLUTION

**AUTHORIZING TOUR de GOSHEN
THE USE OF TOWN ROADS AND TOWN POLICE**

Introduced by: Councilman Kenneth Newbold

Seconded by: Councilman George Lyons

Date of Adoption: August 10, 2006

WHEREAS, the Town Board has been requested by the Tour de Goshen for the use of its Town Roads and Town Police for its 19th annual Tour de Goshen on August 20, 2006 bike tour; and

NOW, THEREFORE, BE IT RESOLVED that the Town Board hereby authorizes the use of its Town Roads and Town Police for the 19th Annual Tour de Goshen bike tour on August 20, 2006; and

BE IT FURTHER RESOLVED that this resolution is further conditioned upon Tour de Goshen furnishing the Town of Goshen with a Certificate of Insurance naming the Town as an additional insured.

Upon Roll Call Vote:

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

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

G. FINANCE:

Councilman Canterino made a Motion to authorize the Supervisor to pay Voucher #2006-1641 to Voucher 2006-1783 amounting to \$138,308.15. The Motion was seconded by Councilman Lyons. Motion carried unanimously.

H. PRIVILEGE OF THE FLOOR:

Doris Bialas asked what the Board meant when they said one of the criteria for choosing a property for PDR was water. Supervisor Bloomfield said it referred to streams, ponds, water sheds, etc. She said she talked with Annie Rabbit about the working farms getting a tax exemption from the Open Space Program and was told to talk to the Town of Goshen. She said she is making the request to the Town Board. Supervisor Bloomfield said the Town Board would really have to go over that in a work session. However, he said you will benefit from the PDR property as they will not be developed.

Ms. Bialas said she also had trouble with the previous assessor. She had to hire an attorney for three years and the cost of an appraisal and she never received any money back. Supervisor Bloomfield said he was not sure the Town could make such an exemption. Attorney Protter said no the Town could not, the State would have to be the one.

Supervisor Bloomfield said the Town is searching now for a new appraiser and are taking a good look at the Tax Certs.

Jerry Boss asked where the Town was with the Al Turi Landfill? Supervisor Bloomfield said the only thing he could say is right now it is being handled by the attorneys .

Phil Johnson spoke saying “you wouldn’t have to buy farmer’s development rights if they got a decent price for their product.” He said the younger generation would

farm and the farms would continue. He said PDR is like double taxation for the working farms, “we are already keeping the land open and we are paying for some body else.” He said however he did not know what can be done.

Mr. Johnson said the real reason for his being here this evening is that he and his son run machinery on the Town of Goshen Roads. He said some of the machinery is wide and he needs the shoulder. He said there is a fence on Reservoir Road that he can't get over, all kinds of disturbances on Clark Road and he said he talked to Councilman Cappella about this. He said the roads are either fifty feet or thirty three feet, thirty three feet is sixteen and a half feet from the middle of the road and we do not have this on Clark Road. People are building and landscaping right up to the road and the Building Inspector should stop this. Supervisor Bloomfield said the person who has the fence is saying she owns right up to the road and this is now in court. He said old maps and old homes are a problem, but the Town is working on these problems.

Councilman Cappella said he called in the Building Inspector when Mr. Johnson called him. Supervisor Bloomfield interrupted saying the Building Inspector has nothing to do with the roads and this should be directed to the Highway Superintendent. Councilman Cappella said Mr. Johnson is talking about flower pots that are like milk cans and are off the macadam, but right by the road. However, Councilman Cappella said the mail box is right there too. He said he would revisit the area again with the Highway Superintendent.

Reynold Andrews asked if there was a probationary period for an assessor? Supervisor Bloomfield answered saying this new person coming in would have only a one year term as he or she will be filling out the term.

Mr. Johnson stated he wanted to go on record to say how disgusted he was over the way the Village threw out the Farmer's Market for the Great American Weekend. Ms. Bialas said they were notified Thursday morning by the Mayor and the Police Chief. The Board agreed with Mr. Johnson, but the Town was not involved.

Mr. Johnson also questioned how the taxpayers were going to pay for all the things that are planned for the Town and Village. He named Salesian, the library and “everything down the pike.” He said the past Boards let Sorrento leave, which was a very serious thing. He said his surplus milk on weekends now has to go to Massachusetts. He said Sorrento could have been saved, they came to the table and were willing to talk, but the former Supervisor and Board did nothing. He said the statement was made “we are so glad to get the milk trucks out of Goshen”. When asked who said this Mr. Johnson would not reveal the person's name. Mr. Johnson said as the milk trucks go, so do the farmers.

Supervisor Bloomfield said this Board is very much concerned about the debt and are going to be making some tough decisions in the future.

J. Adjournment: With no further comments from the public, Supervisor Bloomfield made a Motion to go into Executive Session to discuss possible pending litigation with intent to return. The Motion was seconded by Councilman Lyons. Motion carried unanimously.

Time: 9:20 p.m.

Supervisor Bloomfield reopened the meeting at 10:10 p.m. and Councilman Lyons made a Motion to Authorize the Supervisor to retain Stantec to perform Ground water analysis of the Highway garage property.

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

RESOLUTION

**AUTHORIZING THE SUPERVISOR
TO RETAIN STANTEC TO PERFORM
GROUNDWATER ANALYSIS OF
HIGHWAY GARAGE PROPERTY**

Introduced by: Councilman George Lyons
Seconded by: Councilman Kenneth Newbold
Date of Adoption: August 10, 2006

NOW THEREFORE, BE IT RESOLVED that the Town of Goshen Town Board authorizes Supervisor Bloomfield to retain Stantec and its subcontractors to perform a groundwater analysis of the Town Highway Garage Property at a cost not to exceed \$20,000.

BE IT FURTHER RESOLVED that the Town Attorneys, Jacobowitz & Gubits, are authorized to provide all necessary assistance to the Supervisor.

Upon Roll Call Vote:

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

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

Councilman Cappella made a Motion to closed the meeting. The Motion was seconded by Councilman Canterino. Motion carried unanimously.

Time: 10:45 p.m.

Valma Eisma, Town Clerk