

**Town of Goshen  
Town Board Meeting  
April 13, 2023  
7:00 pm  
Minutes**

A meeting of the Town Board of the Town of Goshen was held on the 13th day of April 2023 at Goshen Town Hall, 41 Webster Avenue, Village of Goshen, County of Orange, State of New York .

Present:	Joseph Betro	Town Supervisor
	Douglas Bloomfield	Councilmember
	George Lyons	Councilmember
	Richard Florio	Councilmember
	Philip Canterino	Councilmember

Also Present:	Rory Brady	Town Attorney
	Robert Rametta	Town Attorney
	Sean Hoffman	Town Engineer
	Mary Riso	Town Clerk

**VOTE BY PROPER MOTION**, made by Councilmember Canterino, seconded by Councilmember Florio, the Town of Goshen Town Board moved to open the meeting at 7:05 pm. Approved unanimously.

Supervisor Betro	Aye	Councilmember Bloomfield	Aye
Councilmember Canterino	Aye	Councilmember Florio	Aye
Councilmember Lyons	Aye		

**Public Hearing**

**Public Hearing on Introductory Local Law 1 of 2023, Increasing the Term of Office for the Town Supervisor, Highway Superintendent and Town Clerk from two years to four years.**

**VOTE BY PROPER MOTION**, made by Councilmember Bloomfield, seconded by Councilmember Canterino, the Town of Goshen Town Board moved to open the Public Hearing for Introductory Local Law 1 of 2023, Increasing the Term of Office for the Town Supervisor, Highway Superintendent and Town Clerk from two years to four years. Approved unanimously.

Supervisor Betro	Aye	Councilmember Bloomfield	Aye
Councilmember Canterino	Aye	Councilmember Florio	Aye
Councilmember Lyons	Aye		

Whereupon there was a discussion from Jeremy Zweig, residing on Abbe Road who thought the proposed law was a great idea. Mr. Howe who resides on Boxwood Drive, wants the language to be clear on the length of the term. Bob Smith who resides on Brookside Drive, in summary wanted to know if those terms could run on opposite years from the councilmembers. Attorney Brady will inquire to see if this is a possibility. Councilmember Bloomfield stated that since he ran eight times, it took a lot of money and work, this would simplify that and is glad it was introduced. Councilmember Canterino stated he was glad to see this happen.

There were no more comments from the public.

**VOTE BY PROPER MOTION**, made by Councilmember Lyons, seconded by Councilmember Bloomfield, the Town of Goshen Town Board moved to close the Public Hearing. Approved unanimously.

Supervisor Betro	Aye	Councilmember Bloomfield	Aye
Councilmember Canterino	Aye	Councilmember Florio	Aye
Councilmember Lyons	Aye		

**Items for Discussion/Action**

**Discuss the formation of a drainage district within the Persoon Subdivision.**

Scott Bonacic, Bonacic & McMahon, LLP and Nick Rugnetta, Pietrzak & Pfau, PLLC gave a summary of the project. In summary, the project is a 26 residential lot, this project was approved in 2009, and it's at the final stages with the Planning Board. The formation of a drainage district was discussed and how it's going to be maintained. The Planning Board is waiting on the Town Board's decision on the drainage district.

Whereupon, there was a discussion of no obligation for the town to create the district, then it would go into easements for the Town. Town Engineer Sean Hoffman, stated the responsibility of the easements and how we've handled these historically. The matter was tabled to have Town Highway Superintendent Knoell, Building and Zoning Inspector Frank Leva and Town Engineer Hoffman weigh in.

**Discuss and authorize Town Supervisor to originate a Home Rule Request for the creation of a hotel tax for the Town of Goshen.**

Whereupon, there was a discussion on the resolution to carry the bill to the floor. The bill talks about short term rentals, a permit process will be in place, enforcement issues, and health department approval. This will also provide another source of revenue for the Town.

**Review and Approve Decommissioning Cash Bond for Vivian Lane Solar.**

Whereupon, Town Engineer Sean Hoffmann discussed and reviewed the agreement.

**Review and Approve Stormwater Construction completion and Maintenance Guarantee for Vivian Lane Solar.**

Whereupon, Town Engineer Sean Hoffmann reviewed the Stormwater Construction Completion and the Maintenance Guarantee for Vivian Lane Solar. There was a discussion to adopt a local law for surety stormwater bonds. Town Engineer Hoffmann discussed between a Performance Bond or Cash Bond and the importance of the bonds.

**VOTE BY PROPER MOTION**, made by Councilmember Canterino, seconded by Councilmember Florio, the Town of Goshen Town Board moved to approve Decommissioning Cash Bond for Vivian Lane Solar in

the amount of \$402,206.85 and approve Stormwater Construction Completion in the amount of \$483,363.25 and Maintenance Guarantee in the amount of \$13,120.00 for Vivian Lane Solar. Approved unanimously.

Supervisor Betro	Aye	Councilmember Bloomfield	Aye
Councilmember Canterino	Aye	Councilmember Florio	Aye
Councilmember Lyons	Aye		

**Review and Approve Decommissioning Cash Bond for Broadlea Road Solar.**

Whereupon, Town Engineer Sean Hoffmann explained the \$434,903.92 cash bond for Broadlea Road Solar.

**Review and Approve Stormwater Construction Completion and Maintenance Guarantee for Broadlea Solar.**

Whereupon, Town Engineer Sean Hoffman explained the amounts of \$275,326.75 for construction completion and \$9,520.00 as the maintenance guarantee for both lots.

**VOTE BY PROPER MOTION**, made by Councilmember Lyons, seconded by Councilmember Bloomfield, the Town of Goshen Town Board moved to approve Decommissioning Cash Bond for Broadlea Road in the amount of \$434903.92; approve Stormwater Construction Completion in the amount of \$468,378.00; and Maintenance Guarantee in the amount of \$9,520.00. Approved unanimously.

Supervisor Betro	Aye	Councilmember Bloomfield	Aye
Councilmember Canterino	Aye	Councilmember Florio	Aye
Councilmember Lyons	Aye		

**Review and Approve Stormwater Construction Completion and Maintenance Guarantee for Owens Road Solar.**

Whereupon, Town Engineer Sean Hoffman explained the amounts of \$275,326.72 for construction completion and \$9,520.00 as the maintenance guarantee for the Stormwater Construction Completion and Maintenance Guarantee for Owens Road Solar.

**VOTE BY PROPER MOTION**, made by Councilmember Bloomfield, seconded by Councilmember Lyons, the Town of Goshen Town Board moved to approve Stormwater Construction Completion Guarantee in the amount of \$275,326.76 and Maintenance Guarantee in the amount of \$9,520 for Lot/Site No. 1 and Construction Completion Guarantee in the amount of \$410,125.25 and a Maintenance Guarantee of \$13, 115.00 for Lot/Site No.2 for Owens Road Solar. Approved unanimously.

Supervisor Betro	Aye	Councilmember Bloomfield	Aye
Councilmember Canterino	Aye	Councilmember Florio	Aye
Councilmember Lyons	Aye		

**Discuss the bonds required for the Improvements to Town Hall consisting of the Roof Restoration and Window Replacement.**

Whereupon, there was a discussion on the bonds and the reasons to have them. It was the decision of the Board to leave the bond requirement in place. The bid opening has been moved to Wednesday May 10, 2023 at 1:00 pm.

**Schedule public hearing for AI Turus Solar, LLC – Nexamp Solar, LLC.**

Ryan McCune presented and reviewed the project with the Town Board.

Whereupon there was a discussion on the pilot agreement and the decommissioning bond, as well as the variances issued in February. Final sign off would have to come from the DEC. It was proposed to have a Lifetime Bond Term for \$81,664.00. Noted that the construction of this project is all on the surface level, above the ground. Town Attorney Brady stated the unique situation for the potential use of the land. Whereupon there was more discussion about the bond, and Town Engineer Hoffman stated again the unique situation and how the current law is written. Suggested a local law would need to be adopted. Attorney Brady will look into the bond.

**VOTE BY PROPER MOTION**, made by Councilmember Lyons, seconded by Councilmember Bloomfield, the Town Board of the Town of Goshen moved to schedule a Public Hearing for AI Turus Solar, LLC – Nexamp Solar, LLC on May 11, 2023 at 7:00 pm. Approved unanimously.

Supervisor Betro	Aye	Councilmember Bloomfield	Aye
Councilmember Canterino	Aye	Councilmember Florio	Aye
Councilmember Lyons	Aye		

**Discuss and authorize Town Supervisor to originate a Home Rule Request for part-time police officer Kevin Donohue to take the competitive civil service examination for full-time police officer.**

Whereupon there was a discussion to go into Executive Session at the end of the meeting to discuss this personnel matter.

**Review and approve March 9, 2023 Town Board Minutes.**

**VOTE BY PROPER MOTION**, made by Councilmember Lyons, seconded by Councilmember Florio, the Town of Goshen Town Board moved to approve the March 9, 2023 minutes as amended. Approved unanimously.

Supervisor Betro	Aye	Councilmember Bloomfield	Aye
Councilmember Canterino	Aye	Councilmember Florio	Aye
Councilmember Lyons	Aye		

**Review and approve March 23, 2023 Town Board Minutes.**

**VOTE BY PROPER MOTION**, made by Councilmember Florio, seconded by Councilmember Lyons, the Town of Goshen Town Board moved to approve the March 23, 2023 minutes as amended. Approved unanimously.

Supervisor Betro	Aye	Councilmember Bloomfield	Aye
Councilmember Canterino	Aye	Councilmember Florio	Aye
Councilmember Lyons	Aye		

**Review Speed Limit Reduction Resolution.**

Whereupon Town Attorney Brady discussed the Speed Limit Reduction Resolution to go from 30 mph to 25 mph in Heritage Estates. It would go to the County DOT and State DOT to make the determination and authorize the speed limit reduction.

**VOTE BY PROPER MOTION**, made by Councilmember Bloomfield, seconded by Councilmember Lyons, the Town of Goshen Town Board moved to approve the resolution to reduce the speed limit from 30 mph to 25 mph in Heritage Estates as prepared by Attorney Brady. By Roll Call Vote:

Supervisor Betro	Aye	Councilmember Bloomfield	Aye
Councilmember Canterino	Aye	Councilmember Florio	Aye
Councilmember Lyons	Aye		

Motion carried 5 to 0

**VOTE BY PROPER MOTION**, made by Councilmember Bloomfield, seconded by Councilmember Lyons, the Town of Goshen Town Board moved to approve the March 23, 2023 minutes as amended. Approved unanimously.

Supervisor Betro	Aye	Councilmember Bloomfield	Aye
Councilmember Canterino	Aye	Councilmember Florio	Aye
Councilmember Lyons	Aye		

**Finance**

**VOTE BY PROPER MOTION**, made by Councilmember Bloomfield, seconded by Councilmember Lyons, the Town of Goshen Town Board moved to authorize the Supervisor to pay accounts payable check run for April 13, 2023 in the amount of \$185,388.53. Approved unanimously.

Supervisor Betro	Aye	Councilmember Bloomfield	Aye
Councilmember Canterino	Aye	Councilmember Florio	Aye
Councilmember Lyons	Aye		

**Information: Christine Cavaliere conducted an account payable audit for March 23, 2023 (see attached).**

**Privilege of the Floor**

Mr. Howe thanked the Town Board.

Mr. Smith asked if the sports arena has been brought to the Boards attention or been discussed with them. Whereupon there was a discussion that it had not yet, all items aren't ready yet but will be brought to the boards attention and will be privately funded.

Jeremy Zweig spoke as a resident and not as a Planning Board member. Commented on the new construction around Rolling Ridge and 17A, as well as his concerns regarding the quarry.

Mr. Smith spoke again on the wells in Goshen, specific to where the aquifers are. Councilmember Bloomfield advised where the three aquifers are in the Town. Mr. Smith also asked about the Shor DePalma report which lead to a discussion on the report and how Delaware Engineering is creating a new intensive water report.

**VOTE BY PROPER MOTION**, made by Councilmember Lyons, seconded by Councilmember Florio, the Town of Goshen Town Board moved to go into Executive Session to discuss a personnel issue with the intent not to return. Approved unanimously.

Supervisor Betro	Aye	Councilmember Bloomfield	Aye
Councilmember Canterino	Aye	Councilmember Florio	Aye
Councilmember Lyons	Aye		

Meeting adjourned at 8:49 pm.