

A Regular Meeting of the Town Board of the Town of Goshen was held on the 27th day of July, 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	Kenneth Newbold	Councilman
George Lyons	Councilman		

Also Present: John Cappello, Town Attorney, Rick Golden, Attorney.

A. CALL TO ORDER: Supervisor Bloomfield opened the meeting asking Attorney Golden to lead the Pledge of Allegiance.

B. AMMENDMENT TO THE AGENDA: Supervisor Bloomfield stated there would be two amendments to the agenda as the Attorney wanted them processed this evening. He said they would be inserted later in the agenda, with clarification from the attorney.

C. PRIVILEGE OF THE FLOOR (agenda items only) No response.

D. REPORTS:

1. Councilman Canterino reported things are going smoothly. He said there was a small problem in that the Little League was offered a score board, but it would have an advertisement on it. He said he explained the policy to the Little League, the Board recognizes donations, appreciates them, perhaps a plaque will be placed on the donated board. However, a company name, telephone number, etc. is against the Board's policy.

Councilman Canterino stated he is winding up the five year financial plan, "which is a headless monster". He is consolidating it for the presentation to the Board.

2. Councilman Lyons reported Chief Marsh gave him a report on the two Resource

Officers working at BOCES for the school year 2005 to 2006. The report tells of all the activities handled by the officers for the year. Councilman Lyons said he would like to read the commentary at the end of the report. "This concludes the fourth school year in which the Orange/Ulster BOCES has retained the services of the Town of Goshen Police Department in the implementation of the School Resource Officer Program." "Over the last four years it has become increasingly evident that the SRO Program is affecting a safer school environment and increasing the positive rapport between students and police." "This past year saw a substantial increase in activity on the Special Education side of the campus, with Principal Jake Mc Hale commenting "it was the most turbulent year of his tenure." "The partnership between the Orange Ulster BOCES and the Town of Goshen Police continues to benefit both entities, as it frees up Patrol Officers to cover the Town more effectively and the School Resource Officers address concerns, both proactively and reactively here at the BOCES Goshen Campus.

Councilman Lyons said a couple of people and the Police Chief went to Arcadia to address the request for a stop sign. He said they are now in the process of looking into and possibly putting up multiple stop signs.

3. Councilman Cappella reported Highway was working on Coleman Road putting in a culvert and while they were there the Supervisor and Highway Superintendent met with Councilman Cappella. They walked the Salesian property and found things that needed to be done that were not included in Phase I. He said the work amounted to about \$15,000.00. He said he would like to thank Steve Andryshak, Highway Superintendent and his men for doing the work that needed to be done and saving the Town \$15,000.00.

Councilman Cappella also reported he and the Highway Superintendent met with the County DPW to examine a culvert that is in front of the main gate at Salesian. They asked if the County DPW could address the problem before the Town starts the work on the entrance. The County agreed to do the work and Councilman Cappella said they were working today and he believed it was completed. He also reported Highway is replacing the many street signs that were destroyed last year. This was not in the budget, but had to be done to meet 911 requirements.

Councilman Cappella reported the new Dial-A-Bus servicing Hamptonburgh is working smoothly. He said the Senior Center is starting to work on it's 2007 budget

4. Councilman Newbold reported the Goshen Humane Society had it's first meeting of the year. They reported there are currently fifty cats and five dogs at the center and August 19th they are holding a concert, a fund raiser, on the grounds of the Presbyterian Church. He said both sides had their attorney present and they are working toward arbitration hoping to resolve their differences and move forward.

Councilman Newbold said former Councilman Dick Roberts is recovering from surgery and asked that everyone remember him in their prayers.

5. Supervisor Bloomfield reported for the last four weeks he has been concentrating on budget preparations. He said the Board is concerned with the debt load and will be concentrating on this. The Supervisor has asked each department head to try to do more with less.

Supervisor Bloomfield said he had been working with the DEC and the Health Department in regard to the MTBE problem. They have been checking everything and are now looking at the options and will be discussing it in Executive Session. He said he had talked with the Mayor and we can obtain water from the Village. He also talked with Joe Klopchin about the cost of the carbon filters. The Supervisor said he had talked to the County Executive about their MTBEs that are much higher than ours. He said the question is are the MTBEs coming from them to us or us to them. The Town will have to do some soil borings and the County will have to do some more deep well testing. He said everyone is working together to learn what the source of the contamination is and all at this time are drinking bottled water. Additional homes are being tested also.

E. NEW BUSINESS:

1. Resolution: Riccardulli Easement Request:

Supervisor Bloomfield said he chose to skip to new business as this has been in abeyance for a long time.

TOWN OF GOSHEN
County of Orange, State of New York

RESOLUTION

APPROVAL OF EASEMENT ON TOWN LAND

Introduced by: Councilman Philip Canterino

Seconded by: Councilman George Lyons

Date of Adoption: July 27, 2006

WHEREAS, owing to a Town approved subdivision, a subdivided lot off Magic Circle Terrace, known as Section 6, Block 4, Lot 6.1 of the Tax Maps of the Town of Goshen, was created without knowledge that it did not have access to a public or private road, and whose only access necessarily crossed over the private lands of another, and

WHEREAS, the only reasonable access from this property to a roadway is over the lands of the Town of Goshen, known as Section 6, Block 4, Lot 7.1 of the Tax Maps of the Town of Goshen, and

WHEREAS, and as a consequence of the above, the owners of the subdivided parcel known as Section 6, Block 4, Lot 6.1 desire an easement over Town lands to access their property,

NOW, THEREFORE, BE IT RESOLVED, that the Town of Goshen hereby agrees to grant to the above referenced subdivided parcel known as Section 6, Block 4, Lot 7.1 an easement over Town owned lands known as Section 6, Block 4, Lot 7.1 for the sole purpose of ingress and egress to the said subdivided parcel upon the following conditions:

1. That the easement shall be approximately twelve feet (12') in width along the present Town improved access onto and across its lands as shown on the attached map, or as otherwise reasonably directed by the Town of Goshen.
2. That the owners of Section 6, Block 4, Lot 6.1 shall pay to the Town of Goshen prior to the filing of the easement (1) the reasonable value of such easement as previously determined by a competent certified general appraiser to be in the

amount of \$750.00, and (2) the reasonable attorney fees incurred by the Town of Goshen in attending to this matter.

3. That the owners of Section 6, Block 4, Lot 6.1 shall defend and indemnify the Town of Goshen, including its officers, agents and employees, with respect to any claim of damage arising out of the use of such easement by said owners, or their guests, invitees, or others utilizing the easement as ingress or egress to Section 6, Block 4, Lot 6.1.
4. That the easement shall be in such form as is acceptable to the Special Counsel to the Town of Goshen responsible for this matter, and proof of filing of the easement with the Orange County Clerk must be served upon the Town of Goshen and its Special Counsel in this matter.

Vote: The above Resolution carried by a vote of 5 Ayes, 0 Nays, and 0 Abstentions.

The Riccardullis were present and thanked the Board for their actions on their behalf.

AMENDMENTS TO THE AGENDA: Attorney Cappello explained one of the amendments was in regard to open space. He said as he has researched the surveys, etc. of the PDRS that were done by other towns a survey was always done. Therefore he felt the Town should do surveys of the two selected parcels. He presented the Board with a letter to mail out on Town letter head soliciting quotes. Letter as follows:

The Town Board is pursuing purchase of development rights of the following farms:

1. North Star Farms, Town of Goshen Tax Map No. Section 15, Block 1, Lot 25.3 (approximately 118.7 acres) and Lot 14.43 (approximately 13.1 acres)
2. Knoell Farm, Town of Goshen Tax Map No. Section 9, Block 1, Lot 2.2 (Approximately 169.5 acres)

The Town is soliciting quotes to undertake a boundary survey of the above referenced parcels. Additionally the surveyor will be delineating an area to be determined within the parcels to constitute the farmstead parcel for each individual farm.

The Town Board will be accepting quotes for each of these surveys up to the end of business on August 10, 2006.

The Town will be requiring the work in these surveys be completed by October 1, 2006.

TOWN OF GOSHEN
Douglas Bloomfield, Supervisor

The Motion was made by Councilman Newbold to authorize the Supervisor to solicit quotes for surveys of North Star Farm and Knoell Farm. Motion seconded by Councilman Lyons. Motion carried unanimously.

TOWN OF GOSHEN
County of Orange, State of New York

RESOLUTION

**AUTHORIZING SUPERVISOR TO SOLICIT QUOTE
FOR SURVEY OF KNOELL FARM AND NORTH STAR FARMS**

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

WHEREAS, on August 10, 2006, the Town Board will be holding a public hearing to hear comments on the purchase of development rights from the Knoell Farm and North Star Farm parcels; and

WHEREAS, if said purchases are approved and contracts executed, it will be necessary to survey the prospective property to appropriately delineate the easement rights given to the Town and County.

NOW, THEREFORE, BE IT RESOLVED that the Town Supervisor is hereby authorized to solicit quotes to conduct said surveys on the Knoell Farm and North Star Farm and report to the Town Board with the results at the August 10, 2006 meeting.

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.

Attorney Cappello stated the other amendment to the agenda was the Jonas Trust Conservation Easement. The Board felt they have not had time to review this and would like to place this on the next work session, giving them more time to do so.

F. OLD BUSINESS:

1. Resolution: Software – Budget Officer

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

RESOLUTION

**AUTHORIZING THE BUDGET OFFICER TO
PURCHASE A NEW CENTRAL SERVER AND
ACCOUNTANT SOFTWARE PACKAGE**

Introduced by: Councilman Philip Canterino
Seconded by: Councilman George Lyons
Date of Adoption: July 27, 2006

WHEREAS, the Budget Officer has performed an extensive review to determine the most appropriate software to purchase to meet the needs of the Department and has requested the Town to purchase a new central server and new accounting software package from Edmunds & Associates; and

WHEREAS, the Town Board concurs with the conclusion of the Budget Officer that it would be in the best interest for the Town to purchase a new central server a new software accounting package from Edmunds & Associates.

NOW, THEREFORE, BE IT RESOLVED that the Budget Officer is authorized to purchase the new central server and new software accounting package from Edmunds & Associates in an amount not to exceed \$34,500.00, of which Edmunds & Associates has proposed a 60% billing for 2006 and the remaining 40% in 2007.

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

G. FINANCE: Councilman Newbold made a Motion to authorize the Supervisor to pay Voucher #2006-1592 to 2006-1607 amounting to \$56,295.38. The Motion was seconded by Councilman Lyons. Motion carried 5 to 0.

H. PRIVILEGE OF THE FLOOR:

Chris Cockburn, resident of Police Drive said he has not yet received any paper work from the tests that have been taken and if he had to foil for the results? Attorney Cappello answered a simple FOIL is all that is needed to obtain the information. He said he would like to be kept “in the loop better” as the only information he has received is from attending the Board meetings. Mr. Cockburn said he is in contact with Orange County also looking for answers.

Supervisor Bloomfield explained to him the various steps that are being taken by the Town and the County and the fact the Town is looking to possibly provide Village water to the contaminated homes. The Supervisor suggested he might want to contact Lee Burgess with the Orange County Health Department.

Mr. Cockburn said he is concerned for his children.

Supervisor Bloomfield said the primary concern of the Board is to get the Town’s people potable water as soon as humanely possible. He said the Board is looking for any grants or funds anywhere that might help to defray the expenses involved. He said in the mean time whatever money is needed will be spent.

Reynolds Andrew asked what the cost of the new software will be? Councilman Lyons replied \$34,500.00. Supervisor Bloomfield said the server is about \$10,000.00 so the software would be approximately \$24,500.00.

Terry Makuen asked how extensive the testing would be as she has a home on Maple Avenue and her children live there? Supervisor Bloomfield explained originally the Town was asked to test four homes and they have extended this to two more homes. He said the Town is moving along with this as quickly as possible and he said he would keep in touch with Ms. Makuen.

ADJOURNMENT:

Supervisor Bloomfield made a Motion to go into Executive Session to discuss possible pending litigation and personnel, without the intention to return. Motion was seconded by Councilman Cappella. Motion carried unanimously.

Time: 8:30 p.m.

Valma Eisma, Town Clerk