

TOWN OF GOSHEN
TOWN BOARD MEETING

March 26, 2015
MINUTES

A regular meeting of the Town Board of the Town of Goshen was held on the 26th day of March, 2015 at 7:30pm at 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:	John Swift, Esq.	Special Counsel to Town Board
	Priscilla Gersbeck	Deputy Town Clerk

A. CALL TO ORDER

The meeting was called to order by Supervisor Bloomfield at 7:30 pm, followed by the Pledge of Allegiance.

B. AMENDMENT TO THE AGENDA

C. PRIVILEGE OF THE FLOOR (agenda items only)

None at this time

D. REPORTS

Councilman Louis Cappella, None at this time

Councilman Kenneth Newbold, None at this time

Councilman George Lyons Reporting on the JRC: Zumba classes continue on Tuesdays and Thursdays at the Senior Center. The chess program continues on Tuesday evenings, it is free and open to all ages. The Easter egg hunt will take place at the Salesian Park on Saturday, March 28 at 11:00am. The camp will be held at Myron Urbanski Park (not the Intermediate School) June 29 to August 10. The park staff is busy getting the grounds ready for use.

Councilman Philip Canterino reported that the Police Chief will return to duty Monday, on a "light schedule" as he recovers from a total knee replacement. His position has officially been recognized by the County. On another note, the fingerprint time clock system has been ordered for the Police Dept. This will keep track of payroll for each employee's activities.

Supervisor Douglas Bloomfield reported that the principals of Amy's kitchen was here for Monday's meeting. They gave a power point presentation of Amy's beginnings to the present proposals.

Supervisor Bloomfield thanked Councilman Lyons for filling in as Deputy Supervisor during his absence.

E. OLD BUSINESS

1. REVIEW AND APPROVE RESOLUTION OF ROAD AND EASEMENT DEDICATION FOR PART OF HOUSTON ROAD AND OF GABRIELLA TERRACE, GOSHEN PROPERTIES, LLC

Attorney John Swift reviewed the following resolution for approval.

**TOWN OF GOSHEN
RESOLUTION**

Authorizing Acceptance of Dedication Materials with respect to Gabriella Terrace and Part of Houston Road;

Goshen Properties, LLC to Town of Goshen

SECTION 13; BLOCK 2; LOT 15 and SECTION 13, BLOCK 1, LOT 34 P/O

INTRODUCED BY: Councilman Philip Canterino

SECONDED BY: Councilman Louis Cappella

DATED: March 26, 2015

At a meeting of the Town Board of the Town of Goshen, County of Orange, State of New York, held at Town Hall in said Town on the 26th day of March, 2015

WHEREAS, GOSHEN PROPERTIES, LLC, owner and developer of properties located at Gabriella Terrace, Goshen, New York and a portion of Houston Road, Goshen, New York, as part of the subdivision process completed by the Planning Board of the Town of Goshen required Goshen Properties, LLC to dedicate to the Town of Goshen those lands and real property lying within the proposed rights-of-way of Gabriella Terrace and a portion of Houston Road and certain other project easements, and

WHEREAS, GOSHEN PROPERTIES, LLC, has submitted to the Attorney for the Town of Goshen all of the necessary documents to transfer to the Town of Goshen that portion of Gabriella Terrace and that portion of Houston Road as owned by GOSHEN PROPERTIES, LLC, and to be dedicated to the Town of Goshen for use for road purposes and such other easement materials as were required by the Planning Board of the Town of Goshen, and

WHEREAS, The Town Engineers, Riddick Associates, have inspected the road area and the project and have recommended that the road dedications and easement materials be approved and accepted by the Town Board of the Town of Goshen; and

WHEREAS, John B. Swift III, Esq., as special counsel for the Town of Goshen has reviewed said proffered road and easement dedication materials, and found same to be in acceptable form,

NOW, THEREFORE, BE IT RESOLVED, that the Town of Goshen does hereby acknowledge and receive the proffered materials with respect to the dedication of that portion of Gabriella Terrace and that portion of Houston Road owned by GOSHEN PROPERTIES, LLC, and to be dedicated to the Town of Goshen and those easements in connection with the project as per the requirements of the Planning Board of the Town of Goshen pursuant to approval of the Lands of Goshen Properties, LLC project subject to, and contingent upon said materials being submitted to, and being in acceptable form to CTI Abstract Corp., and the payment of all title charges and filing fees as required by the Orange County Clerk's Office for said materials; and

BE IT FURTHER RESOLVED, that upon submission to, and acceptance by CTI Abstract Corp. of the proffered materials together with the appropriate amount of title and filing fees; the issuance by CTI Abstract Corp. of the pertinent fee policies of title insurance to the Town of Goshen; and the acceptance of the pertinent proffered materials and filing fees by the Orange County Clerk's Office for said materials, the Town of Goshen Supervisor is authorized to sign any and all documents necessary to effectuate the subject dedications and transfers.

Upon Roll Call Vote:

Supervisor, Douglas Bloomfield	<u>AYE</u>	Councilman, Phillip Canterino	<u>AYE</u>
Councilman, Louis Cappella	<u>AYE</u>	Councilman, Kenneth Newbold	<u>AYE</u>
Councilman, George Lyons	<u>AYE</u>		

Vote: Resolution carried by a vote of 5 to 0

2. REVIEW AND APPROVE RESOLUTION FOR CONVERSION OF A PERFORMANCE BOND TO A MAINTENANCE BOND FOR GABRIELLA TERRACE, GOSHEN PROPERTIES, LLC

As previously discussed, the following is the resolution for the conversion to a Maintenance Bond.

**TOWN OF GOSHEN
RESOLUTION**

**Authorizing Conversion of Performance Bond with Respect to Gabriella Terrace;
Goshen Properties, LLC to Town of Goshen**

SECTION 13; BLOCK 2; LOT 15

INTRODUCED BY: Councilman George Lyons

SECONDED BY: Councilman Louis Cappella

DATED: March 26, 2015

At a meeting of the Town Board of the Town of Goshen, County of Orange, State of New York, held at Town Hall in said Town on the 26th day of March, 2015

WHEREAS, GOSHEN PROPERTIES, LLC, owner and developer of property located at Gabriella Terrace, Goshen, New York and a portion of Houston Road, Goshen, New York, as part of the subdivision process completed by the Planning Board of the Town of Goshen required Goshen Properties, LLC to dedicate to the Town of Goshen those lands and real property lying within the proposed rights-of-way of Gabriella Terrace and a portion of Houston Road, and certain other project easements, and

WHEREAS, GOSHEN PROPERTIES, LLC, did so dedicate to the Town of Goshen for use for road purposes those lands and real property lying within the proposed rights-of-way of Gabriella Terrace and a portion of Houston Road as required, and

WHEREAS, The Town Board of the Town of Goshen approved and accepted such proffered offer of dedication by resolution dated March 26, 2015, and

WHEREAS, the Town of Goshen now wishes to reduce the previously posted performance bond and convert same to a Maintenance Bond and refund to the applicant the balance, and

WHEREAS, Riddick Associates, engineers for the Town of Goshen, has reviewed and inspected the project and has recommended that the existing Performance Bond of the applicant be converted to a Maintenance Bond in the amount of \$ 49,930.00 and that same be held for the required period,

NOW, THEREFORE, BE IT RESOLVED, that the Town of Goshen does hereby convert the existing Performance Bond for Gabriella Terrace and the Lands of Goshen Properties, LLC project to a Maintenance Bond with respect to Gabriella Terrace in the amount of \$ 49,930.00 and that the remaining balance of said posted performance bond be refunded to the applicant.

Upon Roll Call Vote:

Supervisor, Douglas Bloomfield	<u>AYE</u>	Councilman, Phillip Canterino	<u>AYE</u>
Councilman, Louis Cappella	<u>AYE</u>	Councilman, Kenneth Newbold	<u>AYE</u>
Councilman, George Lyons	<u>AYE</u>		

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

3. REVIEW PROPOSED DRAFT OR ADC MAPLEWOOD DEVELOPERS AGREEMENT

The Maplewood Village Sewer and Water System Developer's Agreement was reviewed by the Board. Many of the requested changes will be addressed by Attorney John Swift. Technical questions will be forwarded to Riddick Associates, Town Engineers, for clarification. This agreement should be finalized at the next Town work session.

4. APPROVAL OF THE MINUTES

Councilman Newbold made the motion to approve the work session minutes of February 9, 2015. Councilman Lyons seconded the motion.

On a Voice Vote, the motion passed: 5 AYES Bloomfield, Canterino, Cappella, Lyons, Newbold
0 NAYS

Councilman Newbold made the motion to approve the work session minutes of February 23, 2015.

Councilman Lyons seconded the motion.

On a Voice Vote, the motion passed: 4 AYES Bloomfield, Cappella, Lyons, Newbold
0 NAYS
1 ABSTAIN Canterino

Councilman Newbold made the motion to approve the regular meeting minutes of February 12, 2015.

Councilman Cappella seconded the motion.

On a Voice Vote, the motion passed: 4 AYES Bloomfield, Canterino, Cappella, Newbold
0 NAYS
1 ABSTAIN Lyons

Councilman Newbold made the motion to approve the regular meeting minutes of February 26, 2015.

Councilman Lyons seconded the motion.

On a Voice Vote, the motion passed: 3 AYES Bloomfield, Lyons, Newbold
0 NAYS
2 ABSTAIN Canterino, Cappella

F. NEW BUSINESS

1. SET A PUBLIC HEARING FOR THE ANNUAL WATER/SEWER DISTRICTS INFORMATIONAL MEETING & PROPOSED RATE CHANGES AND REVIEW OF THE ADC MAPLEWOOD DEVELOPERS AGREEMENT FOR HAMBLETONIAN PARK RESIDENTS

Supervisor Bloomfield summarized/reviewed his presentation draft for the annual public hearing for the water and sewer districts.

Councilman Canterino made the motion to set the annual water/sewer districts informational meeting and rate changes and review of the ADC Maplewood Developers Agreement for Hambletonian Park residents to be held on April 9th at 7:30pm at 41 Webster Ave. Councilman Cappella seconded the motion.

On a Voice Vote, the motion passed: 5 AYES Bloomfield, Canterino, Cappella, Lyons, Newbold
0 NAYS

G. FINANCES:

Councilman Canterino made the motion to authorize the Supervisor to pay Accounts Payable check run of 03-26-2015 in the amount of \$172,085.33. Councilman Cappella seconded the motion.

On a Voice Vote, the motion passed: 5 AYES Bloomfield, Canterino, Cappella, Lyons, Newbold
0 NAYS

H. PRIVILEGE OF THE FLOOR:

None at this time

I. EXECUTIVE SESSION

Councilman Cappella made the motion to enter into Executive Session to discuss the following,

1. Al Turi Certiorari Litigation Update - Robert Rametta, Esq.
2. P. D. Personnel Update – NYHS Comptroller & Or. Co. D. A.

with the intent not to return. The motion was seconded by Councilman Lyons. Motion carried.

J. ADJOURNMENT: 8:35PM

Priscilla Gersbeck, Deputy Town Clerk