

**TOWN OF GOSHEN**  
**TOWN BOARD MEETING**

JUNE 27, 2013

MINUTES

A regular meeting of the Town Board of the Town of Goshen was held on the 27th day of June, 2013 at 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
Absent:	Kenneth Newbold	Councilman
Also Present:	Dennis Caplicki	Attorney for the Town
	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**

Guest speaker, Rosemarie Baglia will address the Board.  
Under New Business; request to upload audio files.

**C. PRIVILEGE OF THE FLOOR (agenda items only)**

None at this time.

**Rosemarie Baglia** from the Orange County Cooperative Extension (Cornell University) distributed packets to the Board Members and for the Planning Bd. Members. Her expertise is in commercial horticulture and she is a natural resource educator. Her presentation is part of a program affiliated with the Hudson Estuary Watershed Resiliency Project which works with municipalities in stream management and flooding issues. Each packet contains lists of upcoming programs on stormwater management, climate change, flood stream intervention, Moodna Creek Watershed Flood Summit, and the National Flood Insurance Program and how this affects communities. [Packet is available in the Clerk's office for viewing]

**D. REPORTS**

**Councilman Cappella:** Reported that the Highway Department has been busy installing three culverts on Old Chester Road. He showed pictures of a huge \$8,000 culvert pipe installed near Duck Farm Rd. This massive pipe was installed in one day. Good job!

**Councilman Lyons:** Announced that Day Camp started the 24<sup>th</sup> and will run for seven weeks. Also, a dedication ceremony will take place on Saturday, June 29 at 10am. The Land-O-Goshen Park, aka Craigville Park, will be renamed the Myron Urbanski Memorial Park. Everyone is welcome to attend.

**Councilman Canterino:** Approval was given to hire two part-time Police Officers. They are not additional Officers. They are filling vacancies especially the hard-to-fill shifts. Previously, authorization was given to purchase a 2013 Police car. As it turns out, we will be receiving a 2014 car instead, for the same amount of money.

**Supervisor Bloomfield:** Reported that the two new pumps at Arcadia Hills have been installed and are operational. The manhole which was used when the temporary diesel pumps were in use has been increased in height by 4 feet. This will prevent I & I from flowing into it. This afternoon there was a force main break in Arcadia Hills. According to Tony of TAM Enterprises, it appears to be a corroded piece of pipe that blew out. The section will have to be cut out and a new piece inserted.

**E. OLD BUSINESS:**

**1. REVIEW REQUEST BY SULLIVAN COUNTY PAVING, AND CONSTRUCTION INC. TO INCREASE THE LENGTH OF BOTH WORK WEEK AND THE WORK DAY FOR REPLACEMENT OF THE HARTLEY ROAD CULVERT, AND AUTHORIZE THE SUPERVISOR TO SIGN THE SAME.**

Sullivan County Paving & Construction Inc. has requested a change to their original agreement replacing the Hartley Rd. culvert. They are seeking to extend the work days from 5 to 6 and the work hours from 8 to 10. In canvassing the neighborhood, there seems to be no opposition to this request. Due to the important nature of this culvert project, any delay in carrying it out would result in serious disadvantage to the public.

Councilman Cappella made the motion to authorize the Supervisor to execute the Dispensation For Hours as prepared by the applicant which is to be submitted to the Department Of Labor. Councilman Canterino seconded the motion.

Discussion: Councilman Cappella asked to incorporate the specific request into the motion.

Councilman Cappella made the motion to authorize the Supervisor to execute the Dispensation For Hours to be 10 hours per day, 6 days per week, as prepared by the applicant which is to be submitted to the Department Of Labor. Councilman Canterino seconded the motion.

Upon Roll Call Vote:

Supervisor, Douglas Bloomfield	<u>AYE</u>	Councilperson, Philip Canterino	<u>AYE</u>
Councilperson, Louis Cappella	<u>AYE</u>	Councilperson, Kenneth Newbold	<u>ABSENT</u>
Councilperson, George Lyons	<u>AYE</u>		

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

**2. SET A PUBLIC HEARING TO REVIEW ZONING CHANGES REQUESTED BY TAM ENTERPRISES INC. FOR THE PROJECT AT 114 HARTLEY ROAD SECTION 12, BLOCK 1, LOT 2.3**

This is in response to correspondence received from LAN Associates on June 12, 2013.

TOWN OF GOSHEN  
RESOLUTION

Set Public Hearing for Proposed Zoning Change

INTRODUCED BY: Philip Canterino  
SECONDED BY: George Lyons

DATED: June 27, 2013

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 27th day of June, 2013

WHEREAS, the Town of Goshen has previously received from TAM Enterprises Inc. and Darlene Kerr an application for a zoning change; to wit, requesting that real property located in the Town of Goshen and known on the tax maps thereof as Section 12 Block 1 Lot 2.3 be re-zoned from RU (Rural District) CO (Commercial/Office Mixed Use District) to solely CO (Commercial/Office Mixed Use District), and

WHEREAS, the Town of Goshen is required to set and conduct a public hearing with respect to said request pursuant to Article X, Section 97-79 C. of the Code of the Town of Goshen,

NOW, BE IT THEREFORE RESOLVED that Town of Goshen does hereby set a public hearing with respect to the aforementioned application to be held at Town Hall, 41 Webster Avenue, Goshen, New York on the 22<sup>nd</sup> day of July, 2013 at 7:35 P.M. or as soon thereafter as the matter can be heard as per the terms of the annexed legal notice.

Upon Roll Call Vote:

Supervisor, Douglas Bloomfield	<u>AYE</u>	Councilperson, Philip Canterino	<u>AYE</u>
Councilperson, Louis Cappella	<u>AYE</u>	Councilperson, Kenneth Newbold	<u>ABSENT</u>
Councilperson, George Lyons	<u>AYE</u>		

Vote: Motion carried by a vote of 4 to 0

**F. NEW BUSINESS**

**1. REQUEST TO UPLOAD AUDIO FILES**

Joel Markowitz requested that the Board consider uploading the audio files onto the Town web site. Posting the audio recording after the meeting will coincide with the posting of the approved minutes. By contrast, the audio is a direct document, not an interpretation, which doesn't need approval. His rationale for this is to have the meeting MP3 file (audio) accessible to commuters or someone at home who was unable to attend the meeting. This would be in addition to the recordings on U-Tube.

Attorney Caplicki noted that the minutes will have to correspond very closely to the audio. However, the minutes when typed are not verbatim. The public may not be aware of this and may feel slighted by omissions. The audio files are available to the public who can listen to them in the Clerk's office or FOIL for a copy. It was suggested to link the U-Tube coverage directly to the Town web site. This would appear on the minute page with a disclaimer. People who are unable to attend the meetings will have *direct* access to the U-Tube as they read the minutes. Incidentally, the Fire Department and the Village Board meetings are not recorded. Supervisor Bloomfield suggested that the Attorney for the Town, the Deputy Clerk and our web master meet to list the positives and negatives of posting meeting audio files for the Board to review.

#### **G. FINANCE**

Councilman Canterino made the motion to authorize the Supervisor to pay Manual A/P runs as of 06/27/13 amounting to \$11,339.75, and Account payable check run for 06/27/13 amounting to \$170,438.28 Councilman Cappella seconded the motion.

On A Voice Vote, the motion passed: 4 AYES Bloomfield, Cappella, Lyons, Newbold  
0 NAYS

#### **H. PRIVILEGE OF THE FLOOR**

Joel Markowitz referenced the Town Bd. meeting of May 23, 2013. At the end of this meeting a resolution was passed titled: "Appointment of Special Attorney for Police Discipline". He inquired if this resolution is a result of inappropriate behavior with public involvement or is it part of an internal investigation? Answer: Attorney Caplicki pointed out that we are not at liberty to speak to this at this time. However, very soon an official statement will be released.

#### **I. ADJOURNMENT: 8:25PM**

#### **EXECUTIVE SESSION:**

Councilman Lyons made the motion to enter into Executive Session to discuss the following;

1. Review Parkland Fees
2. P.D. Personnel Update
3. Tax Certiorari Calendar

with the intent not to return. The motion was seconded by Councilman Cappella. Motion Carried

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Priscilla Gersbeck, Deputy Town Clerk