

## TOWN BOARD MEETING

July 10, 2014

MINUTES

A regular meeting of the Town Board of the Town of Goshen was held on the 10th day of July, 2014 at the Town Hall located at 41 Webster Avenue, Village of Goshen, County of Orange, State of New York.

Present:	Douglas Bloomfield	Supervisor
	Louis Cappella	Councilman
	Philip Canterino	Councilman
	George Lyons	Councilman
	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 7:32 pm, followed by the Pledge of Allegiance.

### **B. AMENDMENT TO THE AGENDA**

One item is added to Old Business (#4) and one item to the Executive Session (#6).

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

### **D. OLD BUSINESS:**

- 1. DISCUSS AND APPROVE THE FINAL DRAFT OF THE ADC MAPLEWOOD DEVELOPERS AGREEMENT AND AUTHORIZE THE SUPERVISOR TO SIGN THE SAME**

Attorney Caplicki noted that nothing has been resolved as of this date.

- 2. DISCUSS PROPOSED LOCAL LAW FOR DEFENSE AND INDEMNIFICATION OF TOWN OFFICERS AND EMPLOYEES**

An "educational" meeting has been scheduled for Thursday, July 24 @6:30pm. This meeting is open to the public.

- 3. DISCUSS AND APPROVE REQUEST FROM CATHOLIC CHARITIES REGARDING ORANGE COUNTY BICYCLE CLUB ANNUAL ROADS BICYCLE CHARITY TOUR FOR SEPTEMBER 14, 2014**

Communication has been sent to the Catholic Charities Coordinator requesting insurance coverage. We are waiting for a response.

4. **DISCUSS AND APPROVE RESOLUTION TO SETTLE CERTIORARI CLAIM;  
MUHLRAD/REMEME PRODUCTS CORP.**

Attorney Caplicki stated that this has been previously discussed resulting in the following resolution.

**TOWN OF GOSHEN  
RESOLUTION**

**Settling of Tax Certiorari Claim; Muhlrاد/Remee Products Corp.**

**SECTION 20 BLOCK 1 LOT 148  
SECTION 20 BLOCK 1 LOT 149**

INTRODUCED BY: Councilman Kenneth Newbold

SECONDED BY: Councilman George Lyons

DATED: July 10, 2014

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 10th day of July, 2014

WHEREAS, Elias Muhlrاد and Remee Products Corp. have commenced tax certiorari proceedings against the Town of Goshen in the Supreme Court of the State of New York, County of Orange for the 2009-2010, 2010-2011, 2011-2012, 2012-2013, 2013-2014 assessment years bearing Orange County index numbers 7146-2009, 7106-2010, 6514-2011, 5994-2012, 5728-2013, and

WHEREAS, It appears from the recommendation(s) of the Town Assessor, the Town's appraiser, the Office of Real Property of the County of Orange and Dennis P. Caplicki, Esq., Counsel for the Town of Goshen in the aforesaid proceedings, and upon a thorough investigation of the claims, that any further proceedings and litigation by the Town would involve considerable expense with the attendant uncertainty of the outcome and that the settlement of the above matter(s), as more fully set forth below, is reasonable and in the best interests of the Town; and

WHEREAS, Elias Muhlrاد and Remee Products Corp. are willing to settle these proceedings without interest, costs or disbursements, in the following manner;

As set forth in annexed Consent Order

NOW, BE IT THEREFORE RESOLVED, that the proposed settlement as set forth and described above and as set forth in the annexed Consent Order is hereby accepted pursuant to Section 68 of the Town Law and it is further;

RESOLVED, that the Assessor of the Town of Goshen, Dennis P. Caplicki, Esq., Attorney for the Town of Goshen, and Douglas Bloomfield, Supervisor of the Town of Goshen be and they are hereby authorized to take any and all steps and sign any and all documents necessary to effectuate the terms of this resolution;

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>AYE</u>
Councilperson, George Lyons	<u>AYE</u>		

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

**E. NEW BUSINESS**

**1. ACCEPT TOWN BUDGET OFFICER RESIGNATION EFFECTIVE JULY 31, 2014  
AND REHIRE AT SAME SALARY AS A BUDGET OFFICE CONSULTANT**

Budget Officer, William Standish, has submitted his resignation as of July 31, 2014. With previous discussion it was decided to present Mr. Standish with an offer to be rehired at the same salary as a budget office consultant for the period August 4 thru December 31, 2014.

Councilman Canterino made the motion to accept the aforementioned Budget Officer resignation and rehire conditions thru December 31, 2014. Councilman Cappella seconded the motion.

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

**2. INFORMATION: THE TOWN ERB HAS BEEN ASSIGNED THE TASK OF  
IDENTIFYING ADDITIONAL INDUSTRIAL AND/OR COMMERCIAL  
PROPERTIES IN THE TOWN**

As stated, for information only.

**F. FINANCE**

Councilman Newbold made the motion to authorize the Supervisor to pay Accounts Payable check run of 07/10/14 amounting to \$97,783.00. Councilman Lyons seconded the motion.

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

**F. PRIVILEGE OF THE FLOOR**

None at this time.

**EXECUTIVE SESSION:**

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

1. JEWISH LUBAVITCH TAX ISSUE UPDATE
2. GOSHEN INN AND LEBARON FOUNDRY TAX CERTIORARI UPDATE
3. MTBE LITIGATION – EBT 7/17
4. P.D. PART-TIME HIRE
5. CITIZEN REQUEST TO CHANGE CODE TO ELIMINATE PEDDLERS
6. P.D. EMPLOYEE WORK HISTORY

with the intent to return. The motion was seconded by Councilman Newbold. Motion Carried

Time: 7:55PM

Supervisor Bloomfield reopened the meeting to take action on the following:

Councilman Canterino, made the motion to authorize the hiring of part-time Police Officer, Alfred Powell effective immediately, at the rate of \$24.90 per hour. The motion was seconded by Councilman Newbold.

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

Councilman Canterino made the motion to adjourn the meeting. Motion seconded by Councilman Newbold. Motion carried.

---

Priscilla Gersbeck, Deputy Town Clerk