

**TOWN OF GOSHEN
TOWN BOARD WORK SESSION**

August 19, 2013

MINUTES

A work session of the Town Board of the Town of Goshen was held on the 19th day of August, 2013 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
	Kenneth Newbold	Councilman

Absent	George Lyons	Councilman
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Also Present:	Dennis Caplicki	Attorney for the Town
	Priscilla Gersbeck	Deputy Town Clerk

The meeting was called to order by Supervisor Bloomfield at 7:31pm, followed by the Pledge of Allegiance.

AMENDMENTS:

Items 1 & 2 on the agenda are tabled for Thursday's meeting.
The following resolution is added on.

1. DISCUSS AND APPROVE RESOLUTION AUTHORIZING CLEANUP OF REAL PROPERTY PURSUANT TO CHAPTER 75, PROPERTY MAINTENANCE.

This property located at 6 Larchwood Drive is in dire need of lawn care maintenance. It is understood that DBros Landscaping will remedy the violations not to exceed \$1,600. The expense will be charged to the property in the annual tax levy against the property.

**TOWN OF GOSHEN
RESOLUTION**

Authorizing Cleanup of Real Property Pursuant to Chapter 75, Property Maintenance, of the Code of the Town of Goshen

INTRODUCED BY: Councilman Philip Canterino

SECONDED BY: Councilman Kenneth Newbold

DATED: August 19, 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 19th day of August, 2013

WHEREAS, pursuant to Chapter 75, Property Maintenance, of the Code of the Town of Goshen, the owner(s) in title of real property known as 6 Larchwood Drive and known on the tax maps of the Town of Goshen as Section 25, Block 3 Lot 14, were notified and served with a Notice of Violation setting forth that the aforementioned real property was in violation of and not being maintained in conformance with the requirements of Chapter 75 of the Code of the Town of Goshen entitled Property Maintenance, and

WHEREAS, the responsible parties for the aforementioned real property have not responded nor undertaken any activities to remedy or address the violation (s) set forth in Notice(s) of Violation from the Town of Goshen dated July 2, 2013 and August 8, 2013, and

Whereas, the responsible parties have, to date, failed to comply with the requirements as set forth in Chapter 75 of the Code of the Town of Goshen,

NOW, BE IT THEREFORE RESOLVED that the Town of Goshen Code Enforcement Officer is authorized to take any and all steps and incur such expense, not to exceed \$1,600, with DBros Landscaping immediately so as to remedy any Chapter 75 violations as shall exist on the subject premises and to bring said premises into compliance with the requirements of Chapter 75 of the Code of the Town of Goshen, Property Maintenance; it being understood that any actual expense will be paid by the Town of Goshen but that any actual expense so incurred and paid shall be charged to the property so affected by including such expense in the annual tax levy against the property.

Discussion: Councilman Canterino questioned as to why a *standard* notice can be used, therefore eliminating the need to repeat this procedure seasonally.

Councilman Cappella stated that by the time the violation process begins, the property's condition is an eyesore to the residents in that community and the season is almost over.

Answer: Our code would have to be modified to change the procedure for property maintenance violations. Supervisor Bloomfield asked if this can be looked into.

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>ABSENT</u>		

Vote: Resolution carried by a vote of 4 to 0

2. INFORMATION: NEXT MEETING OF THE ASSOCIATION OF TOWNS, VILLAGE AND CITIES IS AUGUST 27TH IN NEWBURGH. MAUREEN HALAHAN, CEO OF ORANGE COUNTY PARTNERSHIP, IS SPEAKER

As stated, for information only.

3. INFORMATION: "FIRST DRAFT" OF TOWN OF GOSHEN BUDGET SHOULD BE COMPILED BY END OF THIS WEEK

Supervisor Bloomfield was informed that NYS has imposed, for 2014, an increase of 45% in pension contribution for everybody except the police. The PBA's pension contribution will increase by 19%. PBA employees work until the age 42 and are then eligible for a pension. The increase in

pension contributions will make it harder for municipalities to budget under the 1.66% tax cap for 2014.

4. ACCEPT RESIGNATION OF MICHAEL WILSON AS PART TIME POLICE OFFICER

Councilman Cappella made the motion to accept the resignation of Michael Wilson as parttime police officer effective August 14, 2013. Councilman Canterino seconded the motion.

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

5. BEGIN DISCUSSION OF REZONING GOSHEN TOWN COMMERCIAL PROPERTIES

The Town is looking to create more commercial properties to attract businesses to Goshen. Neal Halloran (Building & Zoning) reviewed prospective parcels in a packet presented to the Board. Not all of the properties are currently up for sale. The locations of the four prospective properties are as follows: (1) Along Route 17M - backside of Maaco Collision/Quality Bus Company (2) 61/2 Station Road (already zoned commercial) aka Hendler Property, close to Route 17 (3) Harriman Drive, past Glen Arden has some wet lands/sloops and (4) end of Harriman Drive with good drainage/flat. Parcels 3 & 4 have the potential for a sewer line hookup.

Councilman Canterino is requesting to look at the "whole" town rather than identifying individual properties. He stated that "...our business is that when we look at the zoning, that it is zoned properly." He wants to see the list the ERB has identified for changes.

Supervisor Bloomfield felt that this is a good start by looking for prospective commercial zoning changes. Looking at the entire Town, there may be other zoning changes/code changes/sign changes etc. This is a *start* to the process.

6. DISCUSS GURDA GARDENS LTD. REQUEST TO RECONSIDER (SM) SOIL MINING ZONING FOR 271 MAPLE AVENUE PROPERTY

A site inspection rendered a decision to deny Gurda Gardens Ltd. a zoning change to soil mining for an expansion to a pre-existing, nonconforming mining operation. A letter was sent to Gurda Gardens Ltd. stating the reasons for denial. Recently, the Town Board received a letter from the firm representing Gurda Gardens Ltd. to reconsider the previous decision. The Board unanimously decided not to grant this request. Attorney Caplicki will send a letter to Gurda Gardens Ltd. informing them of the decision.

7. REVIEW STORMWATER CATCH BASIN REPAIR AND REPLACEMENT BIDS

Bids for the Stormwater Catch Basin Reconstruction & Replacement came back with mistakes. Apparently the bidders did not understand the bid specs of including minimum/maximum expenditure for mobilization for the project and for cleanup after the project is completed. The majority of the bids did not comply with that requirement. This rendered the bids improper and had to be rebid.

Councilman Canterino made the motion to reject any and all bids opened on August 12, 2013 regarding Stormwater Catch Basin Reconstruction & Replacement Project. Councilman Cappella seconded the motion.

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

Councilman Newbold made the motion, effective immediately, to authorize the Superintendent of Highways to get competitive bids for the Stormwater Catch Basin Reconstruction and Replacement Project and for the Reconstruction and Replacement of Sanitary Manholes Project (Phase 2) both to be opened at 4PM on Monday, September 16th in the Town Hall, located at 41 Webster Ave., with the intention of awarding the contract during the September 23rd Town Board meeting. Councilman Cappella seconded the motion.

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

8. PRIVILEGE OF THE FLOOR

Comments were received from Joel Markowitz regarding bidding procedures.

EXECUTIVE SESSION

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

1. P.D. PERSONNEL CASE UPDATE - SELECT HEARING OFFICER
2. HAMPTON ROAD PROBLEM PROPERTY UPDATE
3. DENNIS MARSH LAWSUIT

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

Time 8:25PM

Priscilla Gersbeck, Deputy Town Clerk