

**TOWN OF GOSHEN**  
**TOWN BOARD COMBINED WORK SESSION AND REGULAR MEETING**  
**December 22, 2014**  
MINUTES

A work session of the Town Board of the Town of Goshen was held on the 22nd day of December, 2014 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 7:33 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 Cappella:** Announced: it was decided that the senior center will follow the snow-related closing schedule as the school district does. If the schools are closed, so are the activities at the senior center. Dial-A-Bus is running normal. The bus schedule for 2015 has been sent to Chester.

**Councilman Newbold:** Reported that there were several water main breaks keeping the DPW busy.

**Councilman Lyons:** Announced the winter schedule of the following Park & Recreation activities: Zumba, Mandarin Chinese, Creative Writing, and Chess Program. For schedule details call 845.294.1558. The trip to Radio City Music Hall was successful with 56 people attending. Reporting on meetings with our Worker's Comp Ins. and Liability coverage: both quotes came in under budget. He is looking into obtaining cyber coverage against hacking etc.

**Councilman Canterino:** Police Dept. activities are quiet. We are waiting for a date to begin the PBA negotiations.

**Supervisor Bloomfield:** The two water tanks behind the Riccardulli residence (Upper Magic Circle Dr.) have been inspected. Tam Enterprises will remove them after January 1 at the cost of the salvage. For information: the Orange & Rockland Hartley Road substation has successfully powered-up. This gives back-up power to our community, Walkill and Middletown. He thanked Councilman Lyons for his work in obtaining insurance coverage for the Town, saving tens of thousands of dollars.

*{Well wishes from the Supervisor and Councilmen to all for a Merry Christmas and a Happy New Year}*

**E. OLD BUSINESS:**

**1. CONTINUE DISCUSSION REGARDING ESTABLISHMENT OF YOUNG'S GROVE SEWER DISTRICT AND POSSIBLE DEVELOPER'S AGREEMENT**

Dennis Lindsay, P. E. summarized Young's Grove sewer application. From the Planning Board's perspective he noted that there was a conscious effort to avoid multiple sewer districts throughout the Town. A study was conducted to see if there is a *financial incentive* proving one system over another to be cost effective. The *incentive* was small and basically a null. However, the cost for operating a sewage treatment plant is more than operating a pump station force main. Both systems were extensively reviewed by the Planning Board under the SEQRA review. Both systems can proceed.

Supervisor Bloomfield wanted to know how the Village rates will affect the Town. Lessons learned during the arbitration revealed an array of initial/operating costs for future consideration.

Councilman Cappella inquired as to the specifications for a residential on-site septic system. He also inquired as to the materials that will be used for construction, types of connections/joints, fusible pipes etc. The discussion led to various methods for odor control.

Councilman Canterino questioned the integrity of the products to be used. How the connecting materials, pipe lines etc. will withstand the test of time. He wants to minimize infrastructure burdens for future generations.

Steven Esposito reviewed the many reasons preferring the forced main system over package plants.

Broderick Knoell concurred that materials, craftsmanship and maintenance have greatly improved in the last 40 years. He explained the difference between this project as a force main connection, *not* a gravity system. He clarified many of the technical questions of a gravity system.

Councilman Lyons questioned how there can be sewer districts that are not contiguous.

There was a lengthy discussion involving zoning regulations, financial pros & cons of a sewer district, management of a package plant, pipeline materials, environmental considerations, etc. etc. etc.

Supervisor Bloomfield is looking for the right balance for all parties involved. He stated: "We are looking at the real numbers of cost....." "We're looking for what's right and how to do it and what's best for the people, not best for us and not best for you, but best for the people in the long run".

**2. INFORMATION: ADC MAPLEWOOD APPLICANT HAS AGREED TO THE TOWN BOARD'S LAST PROPOSAL AND WILL BE FORWARDING A DEVELOPER'S AGREEMENT. AS SOON AS RECEIVED, A PUBLIC HEARING WITH HAMBLETONIAN PARK RESIDENTS WILL BE SCHEDULED**

Supervisor Bloomfield asked the Board members to review this proposal over the holiday.

**3. INFORMATION: ORANGE AND ROCKLAND UTILITIES, INC. HAS A SUCCESSFUL "POWER-UP" AT THE HARTLEY ROAD POWER DISTRIBUTION PLANT AND THE FACILITY IS NOW ON-LINE SERVING CUSTOMERS. CONGRATULATIONS TO THEM!!**

As stated for information.

**F. NEW BUSINESS:**

**1. REVIEW AND APPROVE RESOLUTION FOR A PERFORMANCE BOND IN REGARD TO PHASE II AND III OF A & L ACRES, TAX MAP 13-1-34.2 AND 48**

Supervisor Bloomfield read from a letter received from Riddick Associates, Sean Hoffman, PE- "Based on the foregoing, and an application of a 10% contingency factor, we recommend a total bond for Phase II and III in the amount of \$254,800." In preparing this recommendation, Sean Hoffman considered the approved plans, the resolution of approval, the Town Code and site visits conducted with the developer (11/25/14) and Highway Superintendent Knoell (12/4/14).

Councilman Newbold made the motion to accept a performance bond from A & L Acres, 13-1-34.2 and 48 for Phase II & III in the amount of \$254,800. Councilman Cappella seconded the motion.

Discussion: Councilman Lyons asked how we will receive the money. Answer: By an irrevocable letter of credit. He asked for clarification of a few line items on the second page.

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.

**2. REVIEW AND APPROVE RESOLUTION FOR A MAINTENANCE BOND FOR EVA ESTATES SUBDIVISION IN REGARD TO ROADS AND INFRASTRUCTURE**

Supervisor Bloomfield read from a letter received from Riddick Associates, Sean Hoffman, PE – "Presuming the performance guarantee was reduced in accordance with our October 29, 2009 correspondence to \$101,400 (to be confirmed with the Town Clerk's office), we recommend retention of \$49,930 as a maintenance bond (see Item 3 below) and the release of the remainder."

Attorney Richard Golden instructed the Board to first accept the road, Gabriella Terrace, and then to require a maintenance bond for the road repairs. He listed the steps required for the road acceptance and maintenance bond: (1) Inspection of the road for acceptance (2) A deed to transfer (3) Offer of

dedication (4) resolution to accept the dedication and (5) authorize Supervisor to sign maintenance bond. We need the *offer of dedication with the description* of the road (metes & bounds) before we can take action.

Councilman Lyons read from the letter; "3) Road Title – In accordance with the legal description submitted with plat approval, the developer is offering the entire length of Gabriella Terrace (from Houston Road to the terminus) for dedication at the time. We recommend you discuss with counsel any confirmation of ownership and clear title you may have." Councilman Lyons questioned if/who has the title. Answer: to be determined.

**3. DISCUSS AND APPROVE REQUEST BY THE BUILDING OFFICE TO USE A LICENSED PROFESSIONAL ARCHITECT TO REVIEW COMMERCIAL MULTIFAMILY PLANS**

This will be tabled until January when Neal Halloran, Building Inspector, is available.

**4. DISCUSS AND APPROVE MOTION TO AUTHORIZE THE POLICE CHIEF TO PURCHASE AND INSTALL A FINGER PRINT SYSTEM FOR OFFICER SIGN IN AT A COST NOT TO EXCEED \$4,000**

Councilman Canterino said this will replace using time cards. It is a record keeping system using a finger print instead of a time card. It records on duty, off duty, overtime, etc. Montgomery's Police Dept. has one. Attorney Golden noted that this may be subject to PBA negotiations.

Councilman Canterino made the motion to authorize the Chief of Police to purchase and install a finger print system contingent upon a read out as to whether it is negotiable or not, at a cost not to exceed \$4,000. Councilman Lyons seconded the motion.

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

**5. RE-ORGANIZATION MEETING LEGALITIES**

Councilman Lyons made the motion to publish the re-organization meeting for January 5, 2015 @ 7:00pm in the local newspaper. Councilman Canterino seconded the motion.

Discussion: Attorney Golden noted to also list the re-organization meeting for January 2016 on the legal notice.

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

**G. PRIVILEGE OF THE FLOOR**

None at this time

**H. ADJOURNMENT: 9:15PM**

**EXECUTIVE SESSION:**

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

1. AL TURI CERTIORARI LITIGATION STATUS UPDATE
2. PBA NEGOTIATIONS STATUS UPDATE
3. DISCUSS COMPTROLLER AUDIT OF POLICE DEPT.
4. LAND USE BOARD CANDIDATES

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

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Priscilla Gersbeck, Deputy Town Clerk