

TOWN OF GOSHEN
TOWN BOARD WORK SESSION
June 6, 2011
MINUTES

A work session of the Town Board of the Town of Goshen was held on the 6th day of June, 2011 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:	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.

Change in the agenda order

1. YIDDISH FESTIVAL PLANNING/PERMIT STATUS

Priscilla Gersbeck gave an update on the application for the Yiddish Festival. She received an email from Mr. Ejdelman who forwarded an article published in The Chronicle newspaper dated 6-3-2011.

This article "Yiddish festival planners have work to do before the music starts" informed the public of the proposed festival. Mr. Ejdelman was concerned whether this article would interfere with the Board's decision, as he had no input. He will be out of Town for a couple of weeks. Upon his return he will be working to complete the festival application, with the required departmental approvals and documents for submission.

Response: The article has no bearing on the decision. Mr. Ejdelman should submit his application ASAP with the required documents, giving the Board Members time to review and comment on it.

2. WAIVER OF PREFERENTIAL ACQUISITION RIGHT – TOWN OF GOSHEN TAX MAP SECTION 13, BLOCK 1, LOT 70 DISCUSSION

Attorney Neal Frishberg, representing client – M/M Orange Inc. who owns SBL 13-1-70, addressed the Board for a release of the state preferential acquisition rights. Under Section 18 of the

Transportation Law, local governments have the opportunity to acquire abandoned railroad properties for public purposes. The current owner is looking to refinance and is unable to do so unless the Town of Goshen grants a release of the State's preferential rights of acquisition. The Board Members closely examined the location of SBL 13-1-70 and felt that this parcel *might* have "strategic value to the Town". The DOT has 120 days (until August 1, 2011) to respond to preferential rights of acquisition. Attorney Frishberg would like the Town of Goshen to do likewise thus freeing his client's Title to refinance.

The Board Members want to know if this parcel is cleared from other liens and encumbrances making it available for purchase and if so what is the selling price? In addition, M/M Orange Inc. owns 20.4 acres of the adjoining property. Is there another legal access to this parcel without using SBL 13-1-70? In brief, the Town is interested in this parcel and there are many questions that still need to be answered before, or if a release is to be signed.

3. CONTINUE PUBLIC HEARING REGARDING LOCAL LAW #1 OF 2011 – "PUBLIC ASSEMBLIES AND ENTERTAINMENT"

Supervisor Bloomfield will hold the public hearing open until a further date. The submitted modifications and additions have not been reviewed yet.

4. DISCUSS SUGGESTION FOR NYS "OPEN MEETING LAW" TRAINING

There is an Attorney present for every Board meeting held in the Town Hall. Whenever a question arises that the Board Members are unable to answer, it is referred to the Attorney for a response. The public is always allowed to voice their concerns. Matters at hand are openly discussed and acted upon openly. The consensus of the Board is that there is no need for this training within the Town.

5. COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION FOR THE GOSHEN FOOD PANTRY HAS BEEN SUBMITTED

Supervisor Bloomfield personally delivered the application to the County for the food pantry last Tuesday. Supervisor Bloomfield wishes to thank John Strobl, Bill Standish and Barbara Sokolofsky for all of the work they did putting this application together.

6. DEFIBULATOR PURCHASE STATUS UPDATE

Councilman Lyons reported on his research of defibulators for the Town. The model commonly used is a Phillips On Site AED (automatic external defibrillator). The price is \$1,267.99 and with a case is \$1,292.99. The Town will use money donated from Broderick Knoell to purchase two AED's. One AED will be at the Highway Department and the other in the Town Hall.

7. DISCUSS NYS COMPENSATION ALLIANCE ANNUAL SURVEY OF THE TOWN OF GOSHEN RESULTS

Coordinator of Risk Management Services, Roger Cuva, from the NYS Municipal Workers Compensation Alliance sent the results from his loss control survey. The Town was advised of two areas that need to be addressed. One pertains to the Police Department and the other is to

establish a safety committee for reviewing injuries/incidents and providing corrective action. The second one was completed in the newly established workers violence plan.

8. OLD TROUT CITY REQUEST TO FILM IN FRONT OF TOWN HALL

Shaun Mader, producer for Old Trout City Productions, notified the Town that his group wants to produce a small TV ad campaign for Mediacom. Mediacom is a cable, phone and internet service provider based in Middletown, NY. The script calls for a police officer sitting on the hood of his vehicle discussing the budgetary difficulties faced by small towns and the savings that switching to Mediacom provided. The production, scheduled for June 21st, will take place in front of the Town Hall, covering the Town of Goshen name, likewise using our Town police car. Altogether, the film shoot will take around 4 hours. The Town Clerk will notify Shaun Mader that an insurance form and an indemnification agreement are needed before this is to be acted upon.

EXECUTIVE SESSION:

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

1. Discuss Questions From Applicant Regarding New York Farms, AKA Heritage Estates, LLC.
2. Sewer Dispute Arbitration Status
3. Al Turi Litigation Status
4. Time Warner Cable Franchise Contract Renewal Status
5. Eastgate Certiorari Litigation
6. Notice Of Claim – Sewer Line Blockage

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

Time: 8:30PM

Priscilla Gersbeck, Deputy Town Clerk