

Village Board Meeting
September 9, 2013

Members present: Mayor Roddey, Trustees Char, Gurda, Smith, and Stewart

Also present: Attorney Donovan, Engineer Tully, and Village Clerk Strobl

Mayor Roddey called the meeting to order at 7:30 p.m. and led those present in the Pledge of Allegiance and a moment of silence to honor the memory of those who lost their lives during the terror attacks on September 11, 2001.

On a motion by Trustee Char, seconded by Trustee Gurda, the Agenda was modified by the addition of Items of Business #5 and #6: Tax Refund – Goshen Corp., and Property Maintenance Enforcement.

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| Char | aye |
| Gurda | aye |
| Smith | aye |
| Stewart | aye |

On a motion by Trustee Gurda, seconded by Trustee Smith, the Public Hearing on the Rezoning of Several Tax Map Parcels from I (Industrial) to R-3 (Multi-family Residential) was opened at 7:32 p.m.

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| Char | aye |
| Gurda | aye |
| Smith | aye |
| Stewart | aye |

LEGAL NOTICE
VILLAGE OF GOSHEN

THIS NOTICE HAS BEEN PREPARED IN ACCORDANCE WITH ARTICLE 8 OF THE ENVIRONMENTAL CONSERVATION LAW

Notice has hereby been given that the Village of Goshen Board of Trustees, as Lead Agency under SEQR, will hold a Public Hearing at 7:30 PM or shortly thereafter on Monday September 9, 2013 at Village Hall located at 276 Main Street, Goshen, New York for the rezoning of several parcels of land as described below from Industrial to Residential (R-3).

At the request of Petitioners Thomas and Joan Gerace the following tax parcels, totaling approximately 6.3 acres, are proposed to be rezoned: 114-7-7.2, 114-7-8, 114-7-9.1, 114-8-15, 114-8-16, 114-8-18 and 114-8-21.

At the request of the Village of Goshen the following tax parcels are proposed to be rezoned: 114-7-1, 114-7-2, 114-7-3, 114-7-4, 114-7-5, 114-7-9.2, 114-8-17, 114-8-19, 114-8-20 and 114-8-24.

Copies of submitted application materials can be reviewed at the Village Clerk's office during regular business hours 9:00am to 4:30pm, Monday through Friday.

At Mayor Roddey's request, Kristen O'Donnell, of Turner Miller Group, provided background information about the petition for zone change and the area being considered. Maps of the area and a listing of the square footage of each tax parcel were distributed.

Joel Markowitz said that one thing that has not been brought up is that there is a parcel on Scotchtown Avenue which is being considered for a zone change to residential also and that there is not much commercial and light industry zones. He noted that he is not in opposition to the zone change being considered, but cautioned the Board to be careful as they go forward to not have too much residential zoning.

It was noted that no action will be taken on the proposal until the Village hears back from the County Planning Department.

On a motion by Trustee Char, seconded by Trustee Smith, the Public Hearing was closed at 7:39 p.m.

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| Char | aye |
| Gurda | aye |
| Smith | aye |
| Stewart | aye |

Minutes

On a motion by Trustee Gurda, seconded by Trustee Stewart, the Minutes of the August 26, 2013 Village Board Meeting were accepted as submitted.

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| Char | aye |
| Gurda | aye |
| Smith | aye |
| Stewart | aye |

Communications

Mayor Roddey reviewed a letter from the Frank J. Romano Foundation detailing plans for the 4th annual Rock & Run 5K fundraiser.

On a motion by Trustee Char, seconded by Trustee Stewart, the event approved, subject to reimbursement of Village personnel overtime, if any is necessary.

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| Char | aye |
| Gurda | aye |
| Smith | aye |
| Stewart | aye |

Mayor Roddey read a letter from the Mustang Club of Orange County, asking to hold their annual Fall Classic Mustang and Ford show in the village. The show, scheduled to be held October 5th, will be on South Church Street.

On a motion by Trustee Gurda, seconded by Trustee Char, the event was approved, subject to conditions listed by Chief Watt.

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| Char | aye |
| Gurda | aye |
| Smith | aye |
| Stewart | aye |

The Board reviewed a request from a resident of McNally Street for a road closure to accommodate the neighborhood's 24th annual block party on September 29, 2013.

On a motion by Trustee Smith, seconded by Trustee Char, the plans were approved as presented.

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| Char | aye |
| Gurda | aye |
| Smith | aye |
| Stewart | aye |

The Board reviewed a request from Steven Esposito, on behalf of the owners of Beverage Plus, (112-12-6), for a three week extension for completing the required site improvements associated with the approved site plan, for work to be completed by September 26, 2013.

Following discussion, the Board agreed to grant the extension to September 23, 2013.

On a motion by Trustee Smith, seconded by Trustee Stewart, the Village Board approves an extension for completing the required site improvements associated with the approved site plan for Beverage Plus, (112-12-6), until Monday, September 23, 2013.

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| Char | aye |
| Gurda | aye |
| Smith | aye |
| Stewart | aye |

Items of Business

On a motion by Trustee Char, seconded by Trustee Gurda, bills as examined by members of the Board were approved in accordance with Abstract 2013/2014 number 6, check numbers 5934 through 5987, for a total of \$476,489.28.

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| Char | aye |
| Gurda | aye |
| Smith | aye |
| Stewart | aye |

On a motion by Trustee Char, seconded by Trustee Stewart, the Mayor is hereby authorized to sign a proposal from Lanc & Tully Engineering and Surveying, P.C., for the replacement of existing 12" sanitary sewer lines on portions of St. John Street. The fees for the proposal are Surveying Services \$4,000.00, and Engineering Services (estimated) \$7,500.00.

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| Char | aye |
| Gurda | aye |
| Smith | aye |
| Stewart | aye |

On a motion by Trustee Stewart, seconded by Trustee Smith, the Village Board of the Village of Goshen hereby authorizes the Request for Proposals/Cost Quotes for the repair of its existing 1985 Mack Dump Truck, and sets the bid opening for Friday, September 20, 2013 at 10:00 a.m. at Village Hall, 276 Main Street, Goshen NY.

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| Char | aye |
| Gurda | aye |
| Smith | aye |
| Stewart | aye |

On a motion by Trustee Stewart, seconded by Trustee Gurda, the term of Part Time Seasonal Intern Laborer Deryl Predmore is hereby extended until October 15, 2013.

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| Char | aye |
| Gurda | aye |
| Smith | aye |
| Stewart | aye |

Trustee Gurda moved the following, which was seconded by Trustee Char:

WHEREAS, Goshen Corp. and Meinwald Realty Corp. f/k/a 619 Realty Corp. have heretofore filed a proceeding in the Supreme Court of Orange County pursuant to Article 7 of the Real Property Tax Law seeking to contest the assessment imposed on their real property located in the Village of Goshen, which property is designated on the tax map as Section 109, Block 5, Lot 37; Section 108, Block 7, Lot 17.2, 17.3; Section 109, Block 3, Lot 6.2; Section 109, Block 3, Lot 3; Section 109, Block 3, Lot 4.2; Section 111, Block 14, Lot 2; and Section 111, Block 14, Lot 1; and;

WHEREAS, the duties of assessing real property in the Village for purposes of real property taxation are vested with the Assessor's office for the Town of Goshen; and

WHEREAS, the Town of Goshen and their Assessor have heretofore determined that it is in the best interests of all parties that the proceeding commenced by Goshen Corp. and Meinwald Realty Corp. f/k/a 619 Realty Corp., be settled and compromised; and

WHEREAS, the Village is in receipt of a Consent Judgment duly signed and approved by the attorneys representing the Town of Goshen, the attorneys representing the Petitioner and the Office of the Orange County Attorney which Consent Judgment has been approved by the Honorable Catherine M. Bartlett, Supreme Court Justice; and

WHEREAS, pursuant to the terms and provisions of said Consent Judgment the Village is obligated to refund certain tax amounts heretofore paid by Goshen Corp. and Meinwald Realty Corp. f/k/a 619 Realty Corp.;

NOW, THEREFORE, it is hereby

RESOLVED, that pursuant to said Consent Judgment the Village Board hereby directs the Village Treasurer to issue a check in the amount of \$23,277.91 and to deliver the same to Schroder & Strom, LLP, as attorneys for Petitioners, as provided for in said Consent Judgment.

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| Char | aye |
| Gurda | aye |
| Smith | aye |
| Stewart | aye |

On a motion by Trustee Stewart, seconded by Trustee Smith, the Village Board accepts the lowest bid, \$350.00, from K. G. Lawn Maintenance, for lawn maintenance enforcement at 44 Gregory Drive. It is understood that this cost will be assessed to the property tax bill.

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| Char | aye |
| Gurda | aye |
| Smith | aye |
| Stewart | aye |

Mayor/Trustee Comments

Trustee Gurda reported for the Water Department that meters have been read for the September billing, crews repaired an 8" water main break on St. John Street, and crews assisted a contractor replacing a water service on Hill Street.

Trustee Stewart reported the following recent activities of the Department of Public Works: crews continue assisting a contractor working on the NYSEG pipe replacement project, the flowers are being taken off the period lighting downtown, and crews continue painting with white street paint.

Trustee Char announced that the Police Department will be holding a car seat check on Sunday, September 15th at the Minisink Firehouse.

Trustee Smith noted that a Senior Center sponsored trip will be made to Mohegan Sun on September 17th.

Mayor Roddey reported for the Sewer Department that crews have been working on grit removal at the sewer plant, and that low spots in the system have been jetted.

Citizens' Comments

Comments were received from Joel Markowitz.

On a motion by Trustee Stewart, seconded by Trustee Gurda, the meeting was adjourned at 8:20 p.m.

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| Char | aye |
| Gurda | aye |
| Smith | aye |
| Stewart | aye |