

Village Board Meeting
May 11, 2009

6:00 p.m. Joint Meeting with Planning Board

Members present: Mayor Higgins, Trustees Char, Mattheus, Roddey, and Stewart.

Planning Board: Attorney Donnelly, Chairman O'Donnell, members McClung, Pikul, and Walsh.

Also present: Attorney Donovan, Village Clerk Strobl.

Mayor Higgins led those present in the Pledge of Allegiance, and thanked the members of the Planning Board for their attendance.

Planner Stuart Turner, of Turner Miller Group, reviewed clarifications made to the proposed zoning for religious land use. Mayor Higgins was given consensus that all present were in agreement that the changes were right on target.

The Village Board agreed to schedule a Public Hearing for June 22, 2009, on proposed Local Law #2 of 2009, a local law to allow, and appropriately limit, religious uses in the various zoning districts of the Village of Goshen.

A discussion was held regarding the draft Office, Business, Hospital zone study. Mr. Turner has recommended that present uses be kept in the OBH zone, and that additional uses be added. Comments from members present gave Mr. Turner guidance to further refine the study.

7:30 p.m.

Chief Watt and Superintendent Nuzzolese joined the meeting.

Mayor Higgins read the following notice:

VILLAGE OF GOSHEN
NOTICE OF HEARING
PROPOSED LOCAL LAW

NOTICE IS HEREBY GIVEN that the Village Board of the Village of Goshen will hold a public hearing at 7:30 p.m., or as soon thereafter as the matter can be heard, on Monday, May 11, 2009 in Village Hall, 276 Main Street, Goshen NY, for the consideration of the following Local Law:

A local law amending Chapter 26 of the Code of the Village of Goshen modifying Flood Damage Prevention regulations to comply with Federal Emergency Management criteria. Copies of the Local Law are available for inspection at the Village Clerk's Office in Village Hall, Mon.- Fri. from 9 am - 4 pm.

The Village of Goshen will make every effort to assure that the hearing is accessible to persons with disabilities. Anyone requiring special assistance and/or reasonable accommodations should contact the Village Clerk.

BY ORDER OF THE BOARD OF TRUSTEES
MARGARET G. STROBL
Village Clerk

Attorney Donovan reviewed the Flood Damage Prevention Local Law and explained that the Village has no control over the flood map but must adopt the law to enable residents to continue flood insurance. Comments should be directed to FEMA.

No public comment was received.

On a motion by Trustee Stewart, seconded by Trustee Char, the Public Hearing was closed at 7:45 p.m.

Char aye
Mattheus aye
Roddey aye
Stewart aye

On a motion by Trustee Mattheus, seconded by Trustee Roddey, the agenda was accepted with the following amendments: removal of Item #7 – Engineering Properties Proposal, and addition of Item #12 – set Public Hearing for Local Law #2 of 2009.

Char aye
Mattheus aye
Roddey aye
Stewart aye

On a motion by Trustee Roddey, seconded by Trustee Char, the Minutes of the April 20, 2009 Village Board Work Session were accepted as submitted.

Char aye
Mattheus aye
Roddey aye
Stewart aye

On a motion by Trustee Stewart, seconded by Trustee Mattheus, the Minutes of the April 27, 2009 Village Board Meeting were accepted as submitted.

Char aye
Mattheus aye
Roddey aye
Stewart aye

Communications

Mayor Higgins read a letter from the Goshen In Bloom Committee requesting permission to place seven half barrels planted with annual flowers at various locations downtown to enhance the streetscape.

On a motion by Trustee Mattheus, seconded by Trustee Char, permission was granted, based on the removal of the planters by Labor Day.

Char aye
Mattheus aye
Roddey aye
Stewart aye

The Board reviewed a notice of alcoholic beverage license renewal from Beer World, Inc., DBA Beverage Plus.

On a motion by Trustee Stewart, seconded by Trustee Mattheus, bills as examined by members of the Board were approved in accordance with Abstract 08/09, 38, numbers 34495 through 34540 in the amount of \$91,101.03.

Char aye
Mattheus aye
Roddey aye
Stewart aye

Items of Business

On a motion by Trustee Mattheus, seconded by Trustee Roddey, the Village Board hereby agrees to co-sponsor the Memorial Day Parade and Services, to be held May 25, 2009.

Char aye
Mattheus aye
Roddey aye
Stewart aye

On a motion by Trustee Roddey, seconded by Trustee Stewart, approval is hereby given for the National MS Society's fundraising walk, to be held May 17, 2009.

Char aye
Mattheus aye
Roddey aye
Stewart aye

On a motion by Trustee Mattheus, seconded by Trustee Stewart, the following rates for current part-time employees will become effective June 1, 2009. These rates reflect a 4% increase.

Court Officer	12.83
Dispatcher	14.03
Police Officer – PT	19.12

Char aye
Mattheus aye
Roddey aye
Stewart aye

On a motion by Trustee Roddey, seconded by Trustee Char, Baha Saleh, of 4 West Main Street, Goshen NY, is hereby approved for the issuance of a Peddler's License for the sale of wrapped ice cream products.

Char aye
Mattheus aye
Roddey aye
Stewart aye

The Board reviewed a letter from the Great American Weekend Committee requesting various temporary signs for the event. On a motion by Trustee Roddey, seconded by Trustee Stewart, the sign request was approved.

Char aye
Mattheus aye
Roddey aye

Stewart aye

On a motion by Trustee Mattheus, seconded by Trustee Char, it is hereby resolved that the Village Board of the Village of Goshen adopts the attached Guidelines for Public Comment, to be observed at Village Board Meetings.

Char aye

Mattheus aye

Roddey aye

Stewart aye

GUIDELINES FOR PUBLIC COMMENT

- The public may speak only during the meeting's Public Comment period and at any other time a majority of the Board allows.
- Speakers must be recognized by the presiding officer.
- Speakers must step to the front of the room.
- Speakers must give their name, address and organization, if any.
- Speakers must limit their remarks to five minutes on a given topic.
- Speakers may not yield any remaining time they have to another speaker.
- Board members may, with the permission of the Mayor, interrupt a speaker during their remarks, but only for the purpose of clarification or information.
- All remarks must be addressed to the Board as a body and not to individual Board members.
- Speakers must observe the commonly accepted rules of courtesy, decorum, dignity and good taste. Interested parties or their representatives may address the Board by written communications.

Trustee Mattheus offered the following Resolution, and moved its adoption:

Resolved: Jenna Treglia and Jeremy Watson are chosen to be the recipients of the Village of Goshen Scholarship for 2009, total amount \$2,600.00, to be divided equally.

The foregoing Resolution was seconded by Trustee Stewart, and a vote resulted as follows:

Char aye

Mattheus aye

Roddey aye

Stewart aye

The Board reviewed a draft letter from Attorney Donovan to the Regional Solid Waste Geologist at the DEC. No changes will be made to the letter.

Mayor Higgins read quotes from two Insurance Agents who had responded to the Village's request for bids.

Trustee Stewart explained that he would have to abstain from voting as he is employed by Selective Insurance, the provider.

On a motion by Trustee Roddey, seconded by Trustee Char, the Village hereby hires Dickerson & Meany, Inc. to provide insurance coverage for the 2009/2010 fiscal year.

Char	aye
Mattheus	aye
Roddey	aye
Stewart	abstain

LOCAL LAW #1 2009
FLOOD DAMAGE PREVENTION
NEGATIVE DECLARATION

The following was moved by Trustee Char, and seconded by Trustee Roddey:

WHEREAS, local law #1 of 2009 is an unlisted action pursuant to the implementing regulations of the *Environmental Conservation Law* set forth at 6 NYCRR617 *et seq.*; and

WHEREAS, there are no other involved agencies, coordinated review is not required and the Village Board shall act as Lead Agency in connection with this local law; and

WHEREAS, the Village Board determines that the adoption of this local law will have no significant adverse environmental impact,

NOW, THEREFORE, BE IT RESOLVED, that the Village Board of the Village of Goshen issues a Negative Declaration in connection with the adoption of this local law.

Char	aye
Mattheus	aye
Roddey	aye
Stewart	aye

RESOLUTION

LOCAL LAW #1 2009
FLOOD DAMAGE PREVENTION

The following was moved by Trustee Stewart, and seconded by Trustee Mattheus:

RESOLVED, to adopt proposed Local Law # 1, 2009, a local law for Flood Damage Prevention as authorized by the New York State Constitution, Article IX, Section 2, and Environmental Conservation Law, Article 36.

Char	aye
Mattheus	aye
Roddey	aye
Stewart	aye

On a motion by Trustee Char, seconded by Trustee Mattheus, the Board resolved to hold a Public Hearing on June 22, 2009, at 7:30 p.m., for the consideration of adoption of Local Law # 2 of 2009 regarding Religious Land Use Zoning.

Char aye
Mattheus aye
Roddey aye
Stewart aye

Mayor/Trustee Comments

Trustee Roddey reported that the DPW has completed sewer jetting, and that the Minisink Trail pump station was repaired.

Trustee Roddey announced that Maggie Mayo will be JRC's Camp Director as he cannot serve in that capacity after being appointed Joint Recreation Commissioner.

Trustee Char reported recent activities of the Police Department. Since April 27th there have been 23 arrests, 61 uniform traffic tickets and 76 parking summonses issued, and 15 motor vehicle accidents investigated.

Mayor Higgins announced that the Memorial Day parade will be May 25th at 11:00 a.m. and that members of the Board are invited to march.

Trustee Stewart gave the following activities report for the DPW: yard waste collection is running smoothly this season; parking meters have been emptied; and Spring clean up went well this year.

Trustee Mattheus noted the recent activities of the water department: crews have been cleaning and repairing water valves; hydrant flushing is complete; and crews repaired a water main break on a 12" main in the vicinity of the senior housing. The reservoir is currently down 3".

Citizens' comments were received from Ray Rooney, Joe Matta, Joel Markowitz, and Neil Hickok.

On a motion by Trustee Roddey, seconded by Trustee Char, the Board voted to enter Executive Session at 8:50 p.m. for discussion of pending litigation.

Char aye
Mattheus aye
Roddey aye
Stewart aye

On a motion by Trustee Roddey, seconded by Trustee Mattheus, the Board ended the Executive Session at 9:25 p.m.

Char aye
Mattheus aye
Roddey aye
Stewart aye

On a motion by Trustee Char, seconded by Trustee Roddey, the meeting was adjourned at 9:27 p.m.

Char aye
Mattheus aye
Roddey aye
Stewart aye