

Village Board Meeting
June 9, 2008

Present: Mayor Weinberger, Trustees Bloom, Fast, Higgins, and Mattheus, Attorney Donovan, Chief Watt, Superintendent Nuzzolese, and Village Clerk Strobl.

Mayor Weinberger called the meeting to order at 7:30 p.m., and led those present in the Pledge of Allegiance.

On a motion by Trustee Fast, seconded by Trustee Mattheus, the agenda was accepted as presented.

Bloom	aye
Fast	aye
Higgins	aye
Mattheus	aye

The Mayor offered privilege of the floor to speak to the agenda. There were no comments.

On a motion by Trustee Higgins, seconded by Trustee Bloom, the Minutes of the Village Board Work Session of May 5, 2008 were accepted as submitted.

Bloom	aye
Fast	aye
Higgins	aye
Mattheus	aye

On a motion by Trustee Higgins, seconded by Trustee Mattheus, the Minutes of the Village Board Meeting of May 12, 2008 were accepted as submitted.

Bloom	aye
Fast	aye
Higgins	aye
Mattheus	aye

On a motion by Trustee Higgins, seconded by Trustee Mattheus, the Minutes of the Village Board Work Session of May 19, 2008 were accepted, with the following addition requested by Trustee Mattheus:

“Trustee Mattheus requested a discussion of the broken water meter at the Comfort Inn. It was decided that Trustee Mattheus make one final contact with the manager of the facility prior to contacting a higher level of management” at the Mayor’s request.

Bloom	aye
Fast	abstain (absent 5/19/08)
Higgins	aye
Mattheus	aye

Communications

On a motion by Trustee Bloom, seconded by Trustee Higgins, permission was granted for the Montgomery Street Block Party to be held July 26, 2008 from 10:00 a.m. until 8:00 p.m., as outlined in Brian Mitchell’s letter of May 8, 2008. This permission is contingent upon adherence to restrictions as outlined by the Chief of Police.

Bloom	aye
Fast	aye
Higgins	aye
Mattheus	aye

On a motion by Trustee Bloom, seconded by Trustee Fast, the Village Board accepted the resignation of John McAndrews from the Village of Goshen Police Department.

Bloom	aye
Fast	aye
Higgins	aye
Mattheus	abstain

On a motion by Trustee Higgins, seconded by Trustee Mattheus, bills as examined by members of the Board were approved in accordance with Abstract Numbers 07/08, 43, 44, and 45, numbers 32994 through 33046 in the amount of \$140,215.78, numbers 33047 through 33054 in the amount of \$22,885.72, and numbers 33055 through 33096 in the amount of \$174,241.37, for a grand total of \$337,378.87.

Bloom	aye
Fast	aye
Higgins	aye
Mattheus	aye

On a motion by Trustee Mattheus, seconded by Trustee Fast, permission is granted for the Walter and Edward Luedke (WEL) Memorial Foundation to hold a Family Movie Night in the village square on Friday, June 13, 2008, from 7:00 p.m. – 11:00 p.m.

The WEL Memorial Foundation has provided the Village with an executed Indemnification agreement, and insurance certificate naming the Village of Goshen as additionally insured in the amount of \$1,000,000.

Bloom	aye
Fast	aye
Higgins	aye
Mattheus	aye

Trustee Bloom wanted the public to know that the WEL Foundation will pay for one Police Officer's overtime for the event.

Items of Business

On a motion by Trustee Fast, seconded by Trustee Bloom, the Treasurer is hereby authorized to sign the Commercial Electricity Supplier Enrollment Form from MXenergy for the supply of electricity for all Village of Goshen accounts, subject to the approval of the Village Attorney.

Bloom	aye
Fast	aye
Higgins	aye
Mattheus	aye

Trustee Fast gave background information on research into electricity providers that resulted in the selection of MXenergy.

Trustee Bloom moved the following, which was seconded by Trustee Fast:

WHEREAS, the Village of Goshen has received three bids for the Goshen Intermediate School Sidewalk Paving project; and

WHEREAS, the lowest bid, in the amount of \$5,600.00, was received from M & S Asphalt, Inc.; and

WHEREAS, M & S Asphalt, Inc. has provided the Village of Goshen with a Non-Collusive Bidding Certificate;

NOW, THEREFORE, it is hereby

RESOLVED, that the Goshen Intermediate School Sidewalk Paving project be awarded to M & S Asphalt, Inc.

Bloom	aye
Fast	aye
Higgins	aye
Mattheus	aye

On a motion by Trustee Higgins, seconded by Trustee Fast, permission was granted for the Goshen Jazz Fest: Celebrating Willie "The Lion" Smith, as outlined in the April 28, 2008 letter from Ken Tschan, Coordinator. This permission is predicated upon receipt of the necessary insurance and indemnification from the Goshen Public Library, event sponsor.

Bloom	aye
Fast	aye
Higgins	aye
Mattheus	aye

On a motion by Trustee Higgins, seconded by Trustee Mattheus, authorization is hereby given for the creation of a full time Dispatcher position with the County of Orange Department of Personnel, at a salary of \$27,000 as per 2008/2009 budget.

Bloom	aye
Fast	aye
Higgins	aye
Mattheus	aye

On a motion by Trustee Bloom, seconded by Trustee Higgins:

WHEREAS, Chabad Jewish Center of Goshen NY has submitted a request to the Village Board seeking permission to conduct a menorah lighting on December 21, 2008 from 4:00 p.m. until 7:00 p.m. in Church Park; and

WHEREAS, the Village Board hereby re-affirms its' longstanding policy to permit the non-exclusive use of Church Park by all who may make such a request to the Village, subject to compliance with all applicable laws, ordinances, statutes, rules and regulations;

NOW, THEREFORE, it is hereby

RESOLVED, Chabad Jewish Center of Goshen NY is hereby authorized to conduct a menorah lighting ceremony on December 21, 2008 from 4:00 p.m. until 7:00 p.m., in Church Park, subject to compliance with all applicable laws, ordinances, statutes, rules and regulations.

AND FURTHER RESOLVED that all holiday decorations must be removed on or before January 15, 2009.

*Upon a roll call vote with 4 Trustees voting in favor and 0 Trustees voting against
The foregoing Resolution was duly adopted.*

On a motion by Trustee Higgins, seconded by Trustee Fast, permission is granted for Ptl. Basil Komondorea to attend the New York State Division of Criminal Justice Services License Plate Reader Training Conference, to be held on June 19th and 20th, 2008, in Lake George, New York. There is no charge for this training.

Bloom	aye
Fast	aye
Higgins	aye
Mattheus	aye

Trustee Bloom moved the following, which was seconded by Trustee Fast:

WHEREAS, in May of 2004, the developer of the Harness Estates Subdivision was authorized to use a fire hydrant for the purpose of drawing water for dust control during construction;

WHEREAS, a temporary water meter was installed on said fire hydrant to allow the Village to track and properly bill for said water usage;

WHEREAS, invoices for the water actually used have heretofore been submitted to the property owner, Harness Estates, LLC, as well as the contractor who used the water, Carol Construction, Inc.;

WHEREAS, said invoices have not been paid to date

NOW, THEREFORE, IT IS HEREBY,

RESOLVED, that the Village Attorney is hereby authorized to commence legal proceedings in the name of the Village of Goshen against Carol Contracting, Inc., and Harness Estates, LLC, for the purpose of collecting the aforesaid unpaid invoices.

Upon a roll call vote, with 4 trustees voting in favor and 0 voting against, the resolution was duly adopted.

On the nomination of Mayor Weinberger, Henningson, Durham & Richardson Architecture and Engineering, P.C., having offices at 7 Coates Drive, Goshen, New York, is hereby appointed Village Engineer for a term commencing immediately and terminating on March 31, 2009 with compensation to be in accordance with their submission in response to the Village's Request for Proposals for Village Engineer.

Bloom	aye
Fast	aye
Higgins	no
Mattheus	no
Weinberger	aye

In explaining his "no" vote, Trustee Higgins questioned why all the wasted effort involved in interviewing firms and planning a ranking system if the Mayor was going to make the appointment all along.

Trustee Mattheus urged the Mayor to reconsider in light of the time constraints on projects currently being worked on by Alpine, and noted that this could be extremely costly to the village.

Trustee Fast read from a prepared statement and said that the Mayor should be allowed to surround himself with the advisors of his choice and that he should have an engineer that he can work with.

Mayor/Trustee Comments

Trustee Higgins gave the Police report, noting that there have been a series of overnight larcenies from unlocked vehicles parked in residential areas. Since May 12th there have been 18 arrests, 85 uniform traffic tickets, 43 parking summonses issued, and 24 motor vehicle accidents investigated.

In reporting on the Joint Recreation Commission, Trustee Higgins reported that the grand opening at Salesian Park would be June 14th, and that in the future, the Commission will be more diligent in getting permission for events from both Town and Village Boards, prior to making dates public.

On a motion by Trustee Higgins, seconded by Trustee Fast, permission is granted for the opening at Salesian Park on June 14th, subject to approval from the Town.

Bloom	aye
Fast	aye
Higgins	aye
Mattheus	aye

Trustee Higgins requested that the Board agree to waive Planning Board fees for the Disabled American Veterans pavilion at the Dikeman Fire House. When asked his opinion, Attorney Donovan reiterated his position that from a legal point of view it is better to be consistent in no waiving fees.

Trustee Fast noted that things are running smoothly at the wastewater treatment plant, and commended Superintendent Nuzzolese and Village Clerk Strobl for an insurance survey of the old sewer plant, resulting in a notable savings to the Village.

Trustee Bloom reported the following activities of the DPW: a catch basin and 100 feet of pipe were installed in the Church Park area; crews are out painting fire hydrants; crews are spraying yellow traffic paint; the road mower has been out mowing high grass on the roadside; and crews set up and cleaned up for the Memorial Day Parade.

Trustee Mattheus reported on a recent meeting she and Attorney Donovan had had with the Orange County Department of Health. The timeline for the Crystal Run well source

was reviewed, and Trustee Mattheus commended Consultant Ullrich and Bipin Gandhi for their conscientious attention to the project, particularly current work on the directional bore.

Trustee Higgins requested and received the Board's consensus that the Village Code and Board Minutes be put on the Village website. He noted that webmaster Bonnie Mayefski and the Village Clerk are doing a good job with the site.

Public comment was received from: Terry Escobar, Daniel McMann, Joel Markowitz, Ed Char, Miguel Escobar, Neil Hickok, and Ray Rooney.

On a motion by Trustee Higgins, seconded by Trustee Fast, the meeting was adjourned at 9:40 p.m.

Bloom	aye
Fast	aye
Higgins	aye
Mattheus	aye