

Village Board Meeting
August 13, 2012

Members present: Mayor Roddey, Trustees Brady, Char, and Smith

Member absent: Trustee Stewart

Also present: Engineer Tully, Village Clerk Strobl

Mayor Roddey called the meeting to order at 7:30 p.m., and introduced Congresswoman Nan Hayworth, who led those present in the Pledge of Allegiance.

Mayor Roddey requested a moment of silence to honor the memory of Army Major Thomas E. Kennedy, recently killed in Afghanistan. Major Kennedy was a cousin of Trustee Brady. Village flags will remain at half staff for the next week in honor of Major Kennedy.

On a motion by Trustee Char, seconded by Trustee Smith, the Agenda was accepted as submitted.

Brady	aye
Char	aye
Smith	aye
Stewart	absent

Mayor Roddey offered the floor to Congresswoman Hayworth, who gave a legislative update.

Minutes

On a motion by Trustee Smith, seconded by Trustee Char, the Minutes of the July 9, 2012 Village Board Meeting were accepted as submitted.

Brady	aye
Char	aye
Smith	aye
Stewart	absent

On a motion by Trustee Brady, seconded by Trustee Smith, the Minutes of the July 16, 2012 Village Board Work Session were accepted as submitted.

Brady	aye
Char	aye
Smith	aye
Stewart	absent

On a motion by Trustee Smith, seconded by Trustee Char, the Minutes of the July 23, 2012 Joint Work Session with the Town Board were accepted as submitted.

Brady	abstain (absent on July 23, 2012)
Char	aye
Smith	aye
Stewart	absent
Roddey	aye

On a motion by Trustee Brady, seconded by Trustee Char, the Minutes of the August 6, 2012 Village Board Work Session were accepted as submitted.

Brady	aye
Char	aye
Smith	aye
Stewart	absent

Communications

The Board reviewed an Alcoholic Beverage License Renewal for Goshen Fancy Foods Inc., for informational purposes.

Mayor Roddey read a letter from Jeffrey Albanese on behalf of the Colonel Augustus Van Horne Ellis Camp #124, Sons of Union Veterans of the Civil War. The request to place an historical marker on the old Erie Railroad Station, currently the Village Police Station, during this Sesquicentennial of the Civil War was approved on a motion by Trustee Smith, and a second by Trustee Brady.

Brady	aye
Char	aye
Smith	aye
Stewart	absent

Mayor Roddey noted that the Department of Public Works will assist with the installation of the historical marker.

Mayor Roddey read Joshua Bell's resignation from the Department of Public Works, and wished him all the best in his future endeavors.

Mayor Roddey read a letter from the Tour Director of the Goshen Rotary's Tour de Goshen. The 25th annual Tour will take place on August 19th. All Insurance requirements have been met.

The Board reviewed a letter from Lanc & Tully, Engineering & Surveying, P.C., regarding street specifications, with a recommendation to amend the street cross section in regards to pavement thickness, and the use of concrete curbs.

On a motion by Trustee Char, seconded by Trustee Smith, the Board approved the pavement specifications as provided by Lanc and Tully, to be used for the Olde Yorke and Heritage Estates subdivisions currently being constructed in the Village of Goshen.

Brady	aye
Char	aye
Smith	aye
Stewart	absent

Items of Business

Trustee Brady moved the following, which was seconded by Trustee Smith:

WHEREAS, the Village of Goshen has received four bid proposals for the Sewer Cleaning and CCTV Inspection project; and

WHEREAS, the lowest bid, in the amount of \$36,750.00, was received from TAM Enterprises; and

WHEREAS, TAM Enterprises is the lowest responsible bidder for the Sewer Cleaning and CCTV Inspection project, having submitted all required documentation and bidding certification to consider their bid in the amount of \$36,750.00 complete; and

WHEREAS, Lanc & Tully Engineering and Surveying, P.C. has determined through reference checks that the contractors are equipped and the performance records are satisfactory for completion of this type of project;

NOW, THEREFORE, it is hereby

RESOLVED, that the Sewer Cleaning and CCTV Inspection project be awarded to TAM Enterprises.

Brady	aye
Char	aye
Smith	aye
Stewart	absent

On a motion by Trustee Brady, seconded by Trustee Char, Court Clerk Leta Jagielski is hereby authorized to attend the New York State Association of Magistrates' Court Clerks Annual Conference, to be held September 30, 2012 through October 3, 2012, in Albany, New York. The total cost for this conference, including mileage and lodging, will be \$570.18.

Brady	aye
Char	aye
Smith	aye
Stewart	absent

On a motion by Trustee Char, seconded by Trustee Smith, authorization is hereby given for the Village of Goshen Justice Department to apply for a 2012/2013 Justice Court Assistance Program Grant for up to the maximum amount available of \$30,000.

Brady	aye
Char	aye
Smith	aye
Stewart	absent

On a motion by Trustee Brady, seconded by Trustee Char, the Village Board accepts the Landscape Performance Bond amount of \$12,420.00, and the inspection escrow amount of \$1,550.00 for Horizon Land Development, (126-1-4.22), as recommended by Arthur R. Tully, P.E., Lanc & Tully, P.C., in his letter of June 6, 2012, and as accepted by the Village of Goshen Planning Board at a meeting held May 22, 2012.

Brady	aye
Char	aye
Smith	aye
Stewart	absent

On a motion by Trustee Smith, seconded by Trustee Char, Cynthia Cecconello and Michael Nuzzolese are hereby authorized to attend the Hudson Valley Water Works Seminar on August 23, 2012 at the Mary Harriman Park in Harriman, NY. It is understood that the cost of this training is \$70.00, and that a total of 6 contact hours will be awarded to each participant towards recertification.

Brady	aye
Char	aye
Smith	aye
Stewart	absent

On a motion by Trustee Brady, seconded by Trustee Char, the Village Board of the Village of Goshen hereby adopts the attached Drought Warning Procedure, as approved by the Orange County Department of Environmental Health.

This Drought Warning Procedure is effective immediately.

Brady aye
Char aye
Smith aye
Stewart absent

Drought Warning Procedure

In accordance with OCDOH regulatory guidance over the Village water system, The Village has maintained a Drought Warning Procedure as an interface between the system operators and the system users. The Procedure has been updated over time, as Reservoir trends and emergency usage of the CRV Wells have evolved. The Procedure is comprised of three stages: the Alert Stage, the Warning Stage, and the Emergency Stage. The Stages progress through a series of public outreach efforts and limited restrictions until the Emergency Stage is reached.

ALERT STAGE

Action: Notify public of state of Reservoir via press release to local media. Monitor all consumers who use more than an average of 5,000 gallons per day during a quarter (hereinafter known as large consumers). Outside water usage restricted to 6 a.m. to 9 a.m., and 5 p.m. to 8 p.m. Newspaper notices and reminders on water bills will be utilized as continued form of information.

	<u>Water Level</u>
January 1 st - April 30 th	-10 Inches
May 1 st - May 31 st	-20
June 1 st - June 30 th	-30
July 1 st - July 30 th	-40
August 1 st - August 31 st	-40
September 1 st - September 30 th	-30
October 1 st - October 31 st	-30
November 1 st - December 31 st	-10

WARNING STAGE

Action: Notify public via press release to local media. Outside usage restricted to 5 p.m. to 8 p.m. Contact all large consumers by letter. Have all large consumers submit a plan, within 2 weeks of mail notification, to cut usage by 20% if Village declares emergency. Prepare all emergency sources for activation.

Water Level

January 1 st - April 30 th	-20 Inches
May 1 st - May 31 st	-30
June 1 st - June 30 th	-40
July 1 st - July 30 th	-50
August 1 st - August 31 st	-60
September 1 st - September 30 th	-50
October 1 st - October 31 st	-40
November 1 st - December 31 st	-20

EMERGENCY STAGE

Action: Activate all emergency supply sources. Village Board Resolution to prohibit all outside water usage. Notify Fire Department that usage for life/property endangerment only. Restrict water usage to all large consumers. Notify Orange County Department of Health.

Water Level

January 1 st - April 30 th	-30 Inches
May 1 st - May 31 st	-40
June 1 st - June 30 th	-50
July 1 st - July 30 th	-60
August 1 st - August 31 st	-75
September 1 st - September 30 th	-60
October 1 st - October 31 st	-50
November 1 st - December 31 st	-40



Office of the New York State Comptroller
New York State and Local Retirement System
Employees' Retirement System
Police and Fire Retirement System
110 State Street, Albany, New York 12244-0001

**Standard Work Day and Reporting Resolution
RS 2417-A**

(12/10)

BE IT RESOLVED, that the Village of Goshen / Location code 40091 hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the time keeping system records or the record of activities maintained and submitted by these officials to the clerk of this body:

Title	Name	Social Security Number (Last 4 digits)	Registration Number	Standard Work Day (Hrs/day)	Term Begins/Ends	Participates in Employer's Time Keeping System (Y/N)	Days/Month (based on Record of Activities)	Tier 1 (Check only if member is in Tier 1)	Not Submitted (Check box if no record of activities completed or timekeeping system)
Elected Officials									
Mayor	Kyle Roddey	[REDACTED]	[REDACTED]	6	4/1/11-4/1/13	N	10	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Trustee	Malcolm Stewart	[REDACTED]	[REDACTED]	6	4/1/12-4/1/14	N	10	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Judge	Thomas Cione	[REDACTED]	[REDACTED]	6	4/1/11-4/1/13	N	10	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Appointed Officials									
Village Clerk	Margaret Strobl	[REDACTED]	[REDACTED]	6.5	4/1/11-4/1/13	Y	20	<input type="checkbox"/>	<input type="checkbox"/>
Treasurer	Sara Winters	[REDACTED]	[REDACTED]	6.5	4/1/11-4/1/13	Y	20	<input type="checkbox"/>	<input type="checkbox"/>
Registrar	Karen Kosior	[REDACTED]	[REDACTED]	6.5	4/1/11-4/1/13	Y	20	<input checked="" type="checkbox"/>	<input type="checkbox"/>

If additional rows are needed, please use form RS2417-B and attach.

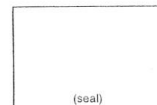
On this 13th day of August, 20 12, Margaret Strobl Date enacted: August 13, 2012

I, Margaret Strobl, clerk of the governing board of the Village of Goshen, of the State of New York, do hereby certify that I have compared the foregoing with the original resolution passed by such board, at a legally convened meeting held on the 13th day of August, 20 12 on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

I further certify that the full board, consists of 5 members, and that 4 of such members were present at such meeting and that 4 of such members voted in favor of the above resolution.

IN WITNESS WHEREOF, I have hereunto Set my hand and the seal of the Village of Goshen

This document consists of 1 page(s) (see additional RS2417-B forms attached).



On a motion by Trustee Smith, seconded by Trustee Char, the Village Board hereby resolves to hold a Public Hearing on August 27, 2012, at 7:30 p.m., or as soon after as may be heard, for the consideration of adoption of: A Local Law to amend Chapter 26; Article 1; Section 26-6 of the Village Code of the Village of Goshen by the addition of subparagraph #3: *Letter of Map Revision, Case Number 11-02-1056P, effective September 13, 2012, revising FIRM Panel 289E, Flood Insurance Study Floodway Data Table 10, Stream Profiles 233P and 377P, and Summary of Discharges Table 6.*

Brady	aye
Char	aye
Smith	aye
Stewart	absent

On a motion by Trustee Smith, seconded by Trustee Char, the Village Board hereby resolves to hold a Public Hearing on September 10, 2012, at 7:30 p.m., or as soon after as may be heard, for the consideration of adoption of a Local Law for the regulation of property maintenance.

Brady	aye
Char	aye
Smith	aye
Stewart	absent

On a motion by Trustee Brady, seconded by Trustee Smith, Michael T. Busweiler is hereby appointed to the duties of Part-time Court Officer, with the Civil Service title of Court Attendant Part-time, for the Village of Goshen Justice Department, at a salary of \$14.42 per hour.

This appointment is effective upon successful completion of a pre-employment physical exam, and pre-employment paperwork; and shall include a probationary period of six (6) months.

Brady	aye
Char	aye
Smith	aye
Stewart	absent

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

WHEREAS, the Village has heretofore, in or about 1975, acquired title to certain real property formerly owned by the Goshen-Deckertown Railroad which property was formally part of a railway system that traversed the Village; and

WHEREAS, the said property is located in or about the vicinity of West Main Street Extension and is designated on the tax map as a portion of section 114, block 7, lot 9; and

WHEREAS, the property has not been used for any municipal purpose since the date of acquisition by the Village; and

WHEREAS, Mr. and Mrs. Thomas Gerace, hereinafter referred to as "Gerace," own real property which abuts a portion of the said property acquired by the Village from the Goshen-Deckertown Railroad, and

WHEREAS, Gerace has now approached the Village and has submitted a request to purchase a portion of said property, said portion consisting of approximately 1.08+/- acres of land; and

WHEREAS, the said property has been duly appraised by a certified appraiser, Certified Appraisal Service, having an office at 626 East Main street, Middletown New York which appraisal has been provided to the Mayor and Trustees and has been filed with the Village Clerk; and

WHEREAS, value established by said appraisal is \$12,500.00; and

WHEREAS, Gerace has agreed to purchase the said land for the full appraised value of \$12,500.00; and

WHEREAS, the Village hereby declares the said property as surplus and not needed for any municipal purpose;

NOW, THEREFORE, it is hereby

RESOLVED THAT, the Village is hereby authorized to convey its right, title and interest in and to the lands described in the said appraisal prepared by Certified Appraisal Service for the sum of \$12,500.00 to Gerace and it is further

RESOLVED THAT the Mayor is hereby authorized and empowered to sign all documents necessary to effectuate said transfer to Gerace.

Brady	aye
Char	aye
Smith	aye
Stewart	absent

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

WHEREAS, the Village is the owner of certain vacant land located on Route 17M in the Village and Town of Goshen known and designated on the tax map as a portion of section 117, block 1, lot 11 and a portion of section 10, block 1, lot 63; and

WHEREAS, the property is surplus property and is not needed for any municipal purpose; and

WHEREAS, the Village believes it is in the best interests of the taxpayers of the Village of Goshen and in the overall best interests of the public at large to offer the said premises for sale to the public at large so as to restore said property to the tax roll; and

WHEREAS, the Village believes that this objective may best be realized by utilizing the services of a duly qualified real Estate Brokerage firm that is experienced in the sale of such property; and

WHEREAS, Real Estate brokerage services qualify as professional services pursuant to the terms and provision of section 103 of the *General Municipal Law*; and

WHEREAS, the Village hereby determines that R.J. Smith Realty is a duly qualified professional consultant providing the real estate brokerage services that are necessary for marketing and selling the premises described herein;

NOW, THEREFORE, it is hereby

RESOLVED THAT, the Village hereby retains the services of R.J. Smith Realty for the purpose of marketing the said premises for sale pursuant to the terms of a certain "Exclusive Right to Sell" listing agreement that the Mayor is authorized to sign upon the review and approval of the Village Attorney.

Brady	aye
Char	aye
Smith	aye
Stewart	absent

Mayor/Trustee Comments

Trustee Brady reported the following for the Water Department: crews replaced a damaged fire hydrant on Scotchtown Avenue; there is a broken fire hydrant on Nelson Street that will be replaced soon; and crews are in the process of reading water meters for the September billing.

Trustee Char announced that the 2012 Fire Parade will be held Saturday, September 8th at 3:00 p.m.

Trustee Smith reported that a major project involving maintenance of the sprinkler system at the Senior Center has been going smoothly and has not interrupted scheduled programs.

Mayor Roddey read the following DPW report in Trustee Stewart's absence: crews have been painting green sign posts; parking meters have been emptied; crews were busy cleaning up trees and debris from a series of storms in the area; and crews have repaired and re-stained the garbage containment area near the Police Department parking area.

Mayor Roddey reported for the Sewer Department that crews have emptied and performed maintenance to the clarifier at the plant.

Each member of the Board offered condolences to Trustee Brady on the loss of his cousin, Major Kennedy.

Citizens' comments were received from Joel Markowitz and Geri Corey.

On a motion by Trustee Char, seconded by Trustee Smith, the meeting was adjourned at 8:25 p.m.

Brady	aye
Char	aye
Smith	aye
Stewart	absent