

Village Board Meeting
September 10, 2012

Members present: Mayor Roddey, Trustees Brady, Char, 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 lost in the tragic events of September 11, 2001.

On a motion by Trustee Brady, seconded by Trustee Char, the Agenda was amended by the addition of Item of Business #6 – Consultant Forester Clifford Asdal.

Brady	aye
Char	aye
Smith	aye
Stewart	aye

Public Hearing – Property Maintenance Local Law

Mayor Roddey read the following:

NOTICE IS HEREBY GIVEN, that the Board of Trustees of the Village of Goshen, New York, will hold a Public Hearing at Village Hall, 276 Main Street, Goshen, New York, on September 10, 2012, at 7:30 p.m., or as soon after as may be heard, to consider the adoption of a Local Law to amend Chapter 10 of the Code of the Village of Goshen by the addition of Article V: Property Maintenance.

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

Mayor Roddey and Attorney Donovan gave a background of the proposed Local Law.

On a motion by Trustee Char, seconded by Trustee Smith, the Public Hearing on Property Maintenance was opened at 7:32 p.m.

Brady	aye
Char	aye
Smith	aye
Stewart	aye

There was no public comment.

On a motion by Trustee Stewart, seconded by Trustee Smith, the Public Hearing was closed at 7:33 p.m.

Brady	aye
Char	aye
Smith	aye
Stewart	aye

Following the Board's discussion, it was decided to not vote on the Local Law at this time. Mayor Roddey directed members to submit comments to him so that the Law can be altered accordingly.

Mayor Roddey introduced Jim Rinaldi and Peter Botti, who spoke to the Board about their approved project, Heritage Estates, (112-5-4.2). The Board discussed their

request for the establishment of a Planned Adult Community floating zone. Attorney Donovan advised using the services of a Planner for consideration of a zone change.

Minutes

On a motion by Trustee Brady, seconded by Trustee Stewart, the Minutes of the August 27, 2012 Village Board Meeting were accepted as submitted.

Brady	aye
Char	aye
Smith	abstain (absent on August 27, 2012)
Stewart	aye

Communications

Mayor Roddey read a letter from Terry Escobar, requesting a temporary street closure for the McNally Street and Crescent Drive 23rd annual block party. Chief Watt's comments were reviewed.

On a motion by Trustee Smith, seconded by Trustee Char, approval for the request was granted.

Brady	aye
Char	aye
Smith	aye
Stewart	aye

Items of Business

On a motion by Trustee Stewart, seconded by Trustee Brady, bills as examined by members of the Board were approved in accordance with Abstract 2012/2013 number 5, check numbers 4148 through 4205, in the amount of \$421,534.86.

Brady	aye
Char	aye
Smith	aye
Stewart	aye

On a motion by Trustee Brady, seconded by Trustee Char, the Village Board accepts the Landscape Improvement Bond Cost Estimate of \$14,405.00, the inspection escrow amount of \$2,322.00, and the Non-Public Improvement Cost Estimate of \$77,386.00 for Beverage Plus, (112-12-6), as recommended by Arthur R. Tully, P.E., Lanc & Tully, P.C., in his letter of August 23, 2012.

Brady	aye
Char	aye
Smith	aye
Stewart	aye

On a motion by Trustee Char, seconded by Trustee Brady, the Village Board of the Village of Goshen, as lead agency, hereby issues a negative declaration pursuant to the applicable provisions of the State Environmental Quality Review Act, set forth at 6NYCRR Part 617 *et seq.*, in the action: adoption of Local Law #4 of 2012.

Brady	aye
Char	aye
Smith	aye
Stewart	aye

On a motion by Trustee Char, seconded by Trustee Stewart, the Board of Trustees of the Village of Goshen hereby adopts Local Law #4 of 2012, 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	aye

On a motion by Trustee Stewart, seconded by Trustee Char, the Village Board of the Village of Goshen, as lead agency, hereby issues a negative declaration pursuant to the applicable provisions of the State Environmental Quality Review Act, set forth at 6NYCRR Part 617 *et seq.*, in the action: adoption of Local Law #5 of 2012.

Brady	aye
Char	aye
Smith	aye
Stewart	aye

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

WHEREAS, the Village Board of the Village of Goshen has heretofore conducted Public Hearings on July 9, 2012 and August 27, 2012 on proposed Local Law #5 of 2012, entitled "Greenwich Avenue Rezoning / Creation of CS-1 Zone"; and

WHEREAS, the said Public Hearings have been closed; and

WHEREAS, the Village Board has received, heard and reviewed all public comment provided during the public hearing process;

NOW, THEREFORE, it is hereby

RESOLVED, that the Village Board of the Village of Goshen hereby adopts Local Law #5 of 2012.

Brady	aye
Char	aye
Smith	nay
Stewart	aye

On a motion by Trustee Stewart, seconded by Trustee Char, the Village Board of the Village of Goshen, as lead agency, hereby issues a negative declaration pursuant to the applicable provisions of the State Environmental Quality Review Act, set forth at 6NYCRR Part 617 *et seq.*, in the action: adoption of Local Law #6 of 2012.

Brady	aye
Char	aye
Smith	nay
Stewart	aye

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

WHEREAS, the Village Board of the Village of Goshen has heretofore conducted Public Hearings on July 9, 2012 and August 27, 2012 on proposed Local Law #6 of 2012, entitled "Places of Worship Law"; and

WHEREAS, the said Public Hearings have been closed; and

WHEREAS, the Village Board has received, heard and reviewed all public comment provided during the public hearing process;

NOW, THEREFORE, it is hereby

RESOLVED, that the Village Board of the Village of Goshen hereby adopts Local Law #6 of 2012.

Brady	aye
Char	aye
Smith	nay
Stewart	aye

Trustee Smith explained that he had expressed his reasons for not wanting the zone changes previously during discussions.

Mayor Roddey read the following proposal from Clifford Asdal, Consultant Forester, for timber harvest on the Goshen Industrial Site, (117-1-1 and 10-1-63):

To administer the timber sale, I would charge a fee of 12% of the Total Sale Price received for the timber. I would perform the following services.

- A. Mark all timber to be harvested and prepare a volume report of the marked timber.*
- B. Prepare a notice for solicitation of bids and solicit bids for the timber.*
- C. Prepare a timber contract which is binding to both parties.*
- D. Supervise the harvesting operation. Supervision would consist of weekly visits to the job site and the supervision of post harvest remediation.*
- E. Work with logging contractor to obtain any permits that might be needed.*

On a motion by Trustee Char, seconded by Trustee Smith, approval was granted for the Mayor to sign a letter of agreement for the forestry services to be performed on the Village of Goshen property.

Brady	aye
Char	aye
Smith	aye
Stewart	aye

Mayor/Trustee Comments

Trustee Brady announced that hydrant flushing is scheduled for the week of September 17th and that the reservoir is at -29”.

Trustee Stewart commended the Department of Public Works for the quick and thorough clean up after Saturday’s Fire Parade.

Trustee Char offered congratulations to Trustee Stewart and to Attorney Donovan’s father, both of whom served as Division Marshalls in the parade.

Trustee Char reminded those present that school is open and drivers should be careful, and that residents should lock their cars when they are not attended.

Trustee Smith commended all those involved in the Fire Department, and congratulated Mr. Donovan and Trustee Stewart for the honor of serving as Marshalls.

Mayor Roddey congratulated all the Division Marshalls and commended all those involved in the Fire Department, with a special acknowledgement of Chief Caplicki for his strong leadership.

Citizens’ comments were received from Joel Markowitz.

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

Brady	aye
Char	aye
Smith	aye
Stewart	aye