

Village Board Meeting  
September 8, 2014

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

Also present: Attorney Donovan, Engineer Tully, Chief Watt, 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.

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

Char	aye
Gurda	aye
Nuzzolese	aye
Smith	aye

On a motion by Trustee Char, seconded by Trustee Nuzzolese, the Public Hearing on Local Law #2 of 2014: to modify the Village Code of the Village of Goshen by the addition of Chapter 19, Article 1: to Prohibit Illicit Discharges, Activities and Connections to Separate Storm Sewer System, was opened at 7:31 p.m.

Char	aye
Gurda	aye
Nuzzolese	aye
Smith	aye

There was no public comment.

On a motion by Trustee Gurda, seconded by Trustee Char, the Public Hearing on Local Law #2 of 2014 was closed at 7:32 p.m.

Char	aye
Gurda	aye
Nuzzolese	aye
Smith	aye

On a motion by Trustee Gurda, seconded by Trustee Smith, the Minutes of the August 25, 2014 Village Board Meeting were accepted as submitted.

Char	aye
Gurda	aye
Nuzzolese	aye
Smith	aye

#### Communications

Mayor Roddey read a letter from residents Donna and Joe Dunnigan, commending DPW Superintendent Birney for his assistance in resolving a water meter issue.

Mayor Roddey read a letter from the Leukemia & Lymphoma Society, Connecticut Westchester Hudson Valley Chapter, announcing three dates for their "Light The Night" fundraising walks.

On a motion by Trustee Char, seconded by Trustee Smith, the Board approved a Resolution recognizing September as Leukemia, Lymphoma & Myeloma Awareness Month.

Char	aye
Gurda	aye
Nuzzolese	aye
Smith	aye

Mayor Roddey read a letter requesting a temporary street closure for the 25<sup>th</sup> Annual Block party of the neighbors on McNally Street and Crescent Drive, on Sunday, September 21<sup>st</sup> from 2:00 p.m. until 5:00 p.m.

On a motion by Trustee Nuzzolese, seconded by Trustee Smith, the request was approved.

Char	aye
Gurda	aye
Nuzzolese	aye
Smith	aye

#### Items of Business

Life Scout Madison Olivero spoke to the Board about his proposed Eagle Scout Project, and explained the procedure he has followed to this point.

On a motion by Trustee Char, seconded by Trustee Smith, the Village Board hereby approves the Eagle Scout Service Project Proposal submitted by Madison Olivero, for rebuilding of the small deck/stairs adjacent to the handicap ramp at Village Hall, and agrees to finance construction materials, at a cost not to exceed \$500.

Char	aye
Gurda	aye
Nuzzolese	aye
Smith	aye

On a motion by Trustee Gurda, seconded by Trustee Nuzzolese, bills as examined by members of the Board were approved in accordance with Abstract 2014/2015 number 5, check numbers 7574 through 7638, in the amount of \$123,593.70.

Char	aye
Gurda	aye
Nuzzolese	aye
Smith	aye

On a motion by Trustee Nuzzolese, seconded by Trustee Smith, authorization is hereby given for the creation of a Working Leader non-competitive position with the County of Orange Department of Human Resources, to be under the supervision of the Department of Public Works Superintendent.

Char	aye
Gurda	aye
Nuzzolese	aye
Smith	aye

Trustee Gurda offered the following resolution and moved its adoption:

BE IT RESOLVED: to transfer \$6,000 from A.1990.4000 Contingent Account to A.3510.4000 Animal Control Contractual. The purpose of this transfer is to increase funding to the Goshen Humane Society from \$6,000 to \$12,000 for the 2015 fiscal year.

The foregoing resolution was seconded by Trustee Smith, and the vote resulted as follows:

Char	aye
Gurda	aye
Nuzzolese	aye
Smith	aye

On a motion by Trustee Char, seconded by Trustee Smith, Gregory A. Kelemen is hereby appointed full time Police Officer for the Village of Goshen Police Department at a salary of \$59,950.00, pending satisfactory completion of pre-employment paper work, and physical and psychological testing. This appointment includes a maximum probationary period of 18 months.

Char	aye
Gurda	aye
Nuzzolese	aye
Smith	aye

On a motion by Trustee Char, seconded by Trustee Nuzzolese, 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 #2 of 2014.

Char	aye
Gurda	aye
Nuzzolese	aye
Smith	aye

On a motion by Trustee Nuzzolese, seconded by Trustee Smith, the Board of Trustees of the Village of Goshen hereby adopts Local Law # 2 of 2014, a Local Law to modify the Village Code of the Village of Goshen by the addition of Chapter 19, Article 1: to Prohibit Illicit Discharges, Activities and Connections to Separate Storm Sewer System.

Char	aye
Gurda	aye
Nuzzolese	aye
Smith	aye

EXTRACT OF MINUTES

Meeting of the Board of Trustees of the  
Village of Goshen, in the  
County of Orange, New York

September 8, 2014

\* \* \*

A regular meeting of the Board of Trustees of the Village of Goshen, in the County of Orange, New York, was held at the Village Hall, 276 Main Street, Goshen, New York, on September 8, 2014.

There were present: Hon. Kyle Roddey, Mayor; and

Trustees: Edward Char  
Christopher Gurda  
Michael Nuzzolese  
Peter Smith

There were absent:

Also present: Margaret G. Strobl, Village Clerk

\* \* \*

Trustee Smith offered the following resolution and moved its adoption:

BOND RESOLUTION OF THE VILLAGE OF GOSHEN,  
NEW YORK, ADOPTED SEPTEMBER 8, 2014,  
AUTHORIZING THE CONSTRUCTION OF A NEW WATER  
STORAGE TANK AT THE PROSPECT RESERVOIR,  
STATING THE ESTIMATED MAXIMUM COST THEREOF  
IS \$1,000,000, APPROPRIATING SAID AMOUNT FOR  
SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE  
OF BONDS IN THE PRINCIPAL AMOUNT OF NOT TO  
EXCEED \$1,000,000 TO FINANCE SAID APPROPRIATION

THE BOARD OF TRUSTEES OF THE VILLAGE OF GOSHEN, IN THE  
COUNTY OF ORANGE, NEW YORK, HEREBY RESOLVES (by the favorable vote of  
not less than two-thirds of all the members of said Board of Trustees) AS FOLLOWS:

Section 1. The Village of Goshen, in the County of Orange, New York (herein called the "Village"), is hereby authorized to construct a new water storage tank at the Prospect reservoir. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,000,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of not to exceed \$1,000,000 bonds of the Village to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Village in the principal amount of not to exceed \$1,000,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 1 of the Law, is forty (40) years.

(b) The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the Village for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the Village,

payable as to both principal and interest by general tax upon all the taxable real property within the Village. The faith and credit of the Village are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Village by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Board of Trustees relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to executing agreements for credit enhancement, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Village is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to publish or cause to be published, in full, in the "*Goshen Independent*," a newspaper having a general circulation within said Village and hereby

designated the official newspaper of the Village for such publication, and posted in at least six (6) public places and in each polling place in the Village, a Notice in substantially the following form:

VILLAGE OF GOSHEN, NEW YORK

PLEASE TAKE NOTICE that on September 8, 2014, the Board of Trustees of the Village of Goshen, in the County of Orange, New York, adopted a bond resolution entitled:

“Bond Resolution of the Village of Goshen, New York, adopted September 8, 2014, authorizing the construction of a new water storage tank at the Prospect Reservoir, stating the estimated maximum cost thereof is \$1,000,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of not to exceed \$1,000,000 to finance said appropriation,”

an abstract of such bond resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Village to construct a new water storage tank at the Prospect Reservoir; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,000,000; APPROPRIATING said amount for such purpose; and STATING the plan of financing includes the issuance of not to exceed \$1,000,000 bonds of the Village to finance said appropriation, and the levy of a tax upon all the taxable real property within the Village to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of not to exceed \$1,000,000 bonds of the Village pursuant to the Local Finance Law of the State of New York (the “Law”) to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is forty (40) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Village for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Village; and PLEDGING to their payment the faith and credit of the Village;

FIFTH: DELEGATING to the Village Treasurer the powers and duties as to the issuance of said bonds, and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: September 8, 2014

Margaret G. Strobl  
Village Clerk

Section 8. The Village Clerk is hereby authorized and directed, after said bond resolution shall take effect, to cause said bond resolution to be published, in summary, in the newspaper referred to in Section 7 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Law.

\* \* \*

The adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

AYES: 4

NOES: 0

The resolution was declared adopted.

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#### Mayor/Trustee Comments

Trustee Nuzzolese reported that personnel at the Sewer Department have made repairs to the UV Disinfection System, and drained the clarifier for replacement of support wheels.

Trustee Gurda noted that water meters have been read for the September billing, and that the reservoir is minus 15.5”.

Trustee Char reminded those present that school is open and to please drive carefully.

Trustee Smith reported that the DPW has started the re-paving project on Montgomery and Middle Streets, with West Main Street to follow.

On a motion by Trustee Char, seconded by Trustee Smith, the Meeting was adjourned at 7:50 p.m.

Char	aye
Gurda	aye
Nuzzolese	aye
Smith	aye