

Village Board Meeting
August 28, 2017

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

Member absent: Trustee Char

Also present: Village Clerk Strobl

Mayor Roddey called the Meeting to order at 7:00 p.m. and led those present in the Pledge of Allegiance, and a Moment of Silence to honor the memory of Curtis Price.

On a motion by Trustee Smith, seconded by Trustee Gurda, the Agenda was accepted with the following addition: Items of Business #6: Resolution Amending Bonding – Water Storage Tank.

Char	absent
Gurda	aye
Nuzzolese	aye
Smith	aye

On a motion by Trustee Gurda, seconded by Trustee Nuzzolese, the Minutes of the July 24, 2017 Village Board Meeting were accepted as submitted.

Char	absent
Gurda	aye
Nuzzolese	aye
Smith	aye

Communications

Mayor Roddey read a letter from State Senator John J. Bonacic congratulating the Village for having been designated a Clean Energy Community by New York State.

The Board reviewed a request from a resident of South Street, for two additional stop signs on South Street and Green Street. The Board concluded that the signs would not be installed at this time, but that efforts to slow drivers down should be made.

The Mayor reviewed a letter from the New York State Division of Criminal Justice Services, advising that the Police Department has been awarded a \$6,745 Livescan Equipment Grant. He offered congratulations to the Department, and gratitude to Sgt. Rich for his work on the Grant.

Mayor Roddey announced a Child Passenger Safety Car Seat Check, which will be held Saturday, September 23rd from 10:00 a.m. until 2:00 p.m. at the Village Hall parking lot.

Mayor Roddey read a letter from Joshua Moskowitz, of Boy Scout Troop 62, thanking the Village for the support of his recent Eagle Scout Project.

The Board reviewed an additional letter from Senator Bonacic, congratulating Mayor Roddey on his receipt of the Paul Harris Fellowship Award from the Rotary Club of Goshen.

Items of Business

On a motion by Trustee Nuzzolese, seconded by Trustee Gurda, the Village Board of the Village of Goshen, hereby resolves to hold a Public Hearing on September 11, 2017, at 7:00 p.m., or as soon after as may be heard, for the consideration of adoption of: Local Law #1 of 2017: A Local Law Amending Section 42-5 of the Code of the Village of Goshen entitled "Permit Required for Excavation or Disturbance of any Village Street, Highway, etc."

Char	absent
Gurda	aye
Nuzzolese	aye
Smith	aye

On a motion by Trustee Nuzzolese, seconded by Trustee Gurda, the Village Board of the Village of Goshen, hereby resolves to hold a Public Hearing on September 11, 2017, at 7:00 p.m., or as soon after as may be heard, for the consideration of adoption of: Local Law #2 of 2017: A Local Law Amending Article IV of Chapter 42 of the Code of the Village of Goshen entitled "Excavations".

Char	absent
Gurda	aye
Nuzzolese	aye
Smith	aye

On a motion by Trustee Gurda, seconded by Trustee Smith, a Public Hearing is scheduled for September 11, 2017 for consideration of Local Law #3, 2017: a Local Law to assess a \$250.00 per quarter surcharge on the water/sewer bills of those residents who have not switched to radio read water meters.

Char	absent
Gurda	aye
Nuzzolese	aye
Smith	aye

On a motion by Trustee Nuzzolese, seconded by Trustee Smith, bills as examined by members of the Board were approved in accordance with Abstract 2017/2018 number 3, check numbers 12775 through 13034, in the amount of \$1,200,644.39.

Char	absent
Gurda	aye
Nuzzolese	aye
Smith	aye

On a motion by Trustee Smith, seconded by Trustee Gurda, permission is granted for the replacement of the failed Camelot Pump Station Emergency Generator at a cost of \$10,995. This quote, the lowest of four (4) received, is from Power Generator Services.

Char	absent
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

August 28, 2017

* * *

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 August 28, 2017.

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

Trustees: Hon. Christopher Gurda, Hon. Michael Nuzzolese, Hon. Peter Smith

There were absent: Hon. Edward Char

Also present: Margaret G. Strobl, Village Clerk

* * *

Trustee Nuzzolese offered the following resolution and moved its adoption:

RESOLUTION OF THE VILLAGE OF GOSHEN, NEW YORK,
ADOPTED AUGUST 28, 2017, AMENDING THE BOND
RESOLUTION ADOPTED ON SEPTEMBER 9, 2014 AND
HERETOFORE AMENDED ON MAY 23, 2016

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

Recitals

WHEREAS, the Board of Trustees of the Village of Goshen, in the County of Orange, New York, has heretofore duly authorized the issuance of serial bonds to finance the

construction of a new water storage tank at the Prospect reservoir, at the estimated total cost of \$1,000,000, which amount was appropriated for such purpose by said Board of Trustees; and

WHEREAS, on May 23, 2016 the Board of Trustees determined that the total cost of such project was \$1,400,000 and such amount was appropriated therefor pursuant to a bond resolution adopted by the Board of Trustees on May 23, 2016 as an amendment to the prior bond resolution adopted on September 9, 2014;

WHEREAS, it has now been determined that the estimated maximum cost shall be \$1,600,000 and it is in the best interests of the Village to further amend said bond resolution to accurately reflect the revised estimated maximum cost of \$1,600,000 and to authorize the issuance of bonds in the maximum amount of \$1,600,000;

Now, therefore, be it

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

Section (A) The bond resolution of the Village of Goshen duly adopted by the Board of Trustees on September 8, 2014 and heretofore amended on May 23, 2016, entitled:

“Bond Resolution of the Village of Goshen, New York, adopted September 8, 2014 and amended May 23, 2016, authorizing the construction of a new water storage tank at the Prospect Reservoir, stating the estimated maximum cost thereof is \$1,400,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of not to exceed \$1,400,000 to finance said appropriation,”

is hereby further amended to read as follows:

BOND RESOLUTION OF THE VILLAGE OF GOSHEN, NEW YORK, ADOPTED SEPTEMBER 8, 2014, AMENDED MAY 23, 2016 AND FURTHER AMENDED AUGUST 28, 2017, AUTHORIZING THE CONSTRUCTION OF A NEW WATER STORAGE TANK AT THE PROSPECT RESERVOIR, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,600,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS

IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED
\$1,600,000 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 \$1,600,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of not to exceed \$1,600,000 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 \$1,600,000 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 August 28, 2017, the Board of Trustees of the Village of Goshen, in the County of Orange, New York, adopted a resolution further amending the bond resolution adopted by said Board of Trustees on September 8, 2014 and heretofore amended on May 23, 2016, which bond resolution, as further amended, is entitled:

“Bond Resolution of the Village of Goshen, New York, adopted September 8, 2014, amended May 23, 2016 and further amended August 28, 2017, authorizing the construction of a new water storage tank at the Prospect Reservoir, stating the estimated maximum cost thereof is \$1,600,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of not to exceed \$1,600,000 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 \$1,600,000; APPROPRIATING said amount for such purpose; and STATING the plan of financing includes the issuance of not to exceed \$1,600,000 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 \$1,600,000 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: August 28, 2017

Margaret G. Strobl
Village Clerk

Mayor/Trustee Comments

Trustee Nuzzolese expressed thanks to Superintendent Birney and the DPW for dealing with the recent very stressful water leak and the devastating fire at Historic Track, which turned out to be a fantastic save. He noted that we have a good team working for us.

Trustee Gurda echoed those remarks, and said that it had been a tough past couple of weeks, during which several water leaks and failed valves have been repaired.

Trustee Smith noted that although it had been a busy month, the Police and DPW had done a superior job, particularly with the massive water leak and the fire.

Mayor Roddey commended the DPW, Police Department, and Village Hall Staff for handling these major challenges. He focused on the excellent work done by the Fire Department, and noted that at Wednesday night's Illuminate Goshen concert members of the Fire Department will be acknowledged, and donations will be accepted for the track.

Citizens' Comments

Comments were received from Geri Corey.

On a motion by Trustee Gurda, seconded by Trustee Nuzzolese, the Meeting was adjourned at 7:18 p.m.

Char	absent
Gurda	aye
Nuzzolese	aye
Smith	aye