

Village Board Meeting  
August 26, 2019

Members present: Mayor Nuzzolese, Trustees Gurda, Henderson, Scotto, and Smith

Also present: Chief Watt, DPW Superintendent Birney, and Village Clerk Strobl

Mayor Nuzzolese called the Meeting to order at 7:00 p.m. and led those present in the Pledge of Allegiance.

Mayor Nuzzolese announced the following additions to the Agenda: Communications #3: Resignation – J. Johnson; Items of Business #4: Hiring – S. Walsh, Court Attendant; #5: RealTerm Energy Settlement; #6: Police Hire – Jeremy M. Harter; and #7: Police Hire – Mark S. Mauro.

On a motion by Trustee Gurda, seconded by Trustee Smith, the Agenda was accepted as amended.

Gurda	aye
Henderson	aye
Scotto	aye
Smith	aye

On a motion by Trustee Henderson, seconded by Trustee Smith, the Minutes of the August 12, 2019 Village Board Meeting were accepted as submitted.

Gurda	aye
Henderson	aye
Scotto	aye
Smith	aye

#### Communications

Mayor Nuzzolese read a letter of resignation from part-time Clerk Susan Heintz, which was accepted with regret.

The Board reviewed a request from the Alcoholism & Drug Abuse Council of Orange County, to hold a remembrance ceremony in the Village Square to honor those who have lost their lives due to overdose. The event will be held on Saturday, August 31<sup>st</sup> at 7:00 p.m., and the organization has provided insurance and indemnification.

On a motion by Trustee Smith, seconded by Trustee Henderson, the event was approved.

Gurda	aye
Henderson	aye
Scotto	aye
Smith	aye

Mayor Nuzzolese read a letter of resignation from Court Officer James Johnson, which was submitted with regret.

Items of Business

On a motion by Trustee Gurda, seconded by Trustee Smith, Shawn P. Walsh is hereby appointed Part Time Court Attendant for the Village of Goshen at a salary of \$17.57 per hour.

This appointment is effective upon successful completion of pre-employment physical and paperwork and a background check.

Gurda	aye
Henderson	aye
Scotto	aye
Smith	aye

The following was moved by Trustee Scotto, and seconded by Trustee Smith:

**WHEREAS**, the Village of Goshen (“Goshen”) and RealTerm Energy US, L.P. (“RealTerm”) heretofore entered into a Contract dated March 7, 2018 pursuant to which RealTerm was to render certain services in connection with the conversion of the Village’s public street lights to LED lights; and

**WHEREAS**, a dispute has arisen between Goshen and RealTerm regarding the services to be performed by RealTerm; and

**WHEREAS**, Goshen and RealTerm wish to resolve this dispute so as to avoid the cost, time and uncertainty involved with litigation; and

**WHEREAS**, Goshen has evaluated the terms of the settlement with RealTerm and finds that settling and resolving this matter for the sum set forth hereinafter is, after due deliberation and consideration, appropriate and in the overall public interest;

**NOW, THEREFORE**, it is hereby

**RESOLVED**, that Goshen pay to RealTerm the sum of \$7,500.00 to resolve any and all disputes between Goshen and RealTerm; and it is further

**RESOLVED**, that Goshen and RealTerm shall exchange General Releases thereby releasing and discharging any further claims as against the other in connection with the Contract dated March 7, 2018; and it is further

**RESOLVED**, that the Mayor is hereby authorized to execute any and all documents which may be necessary to effectuate the terms of the settlement with RealTerm.

Gurda	aye
Henderson	aye
Scotto	aye
Smith	aye

On a motion by Trustee Smith, seconded by Trustee Henderson, Jeremy M. Harter is hereby appointed full time Police Officer for the Village of Goshen Police Department at an annual salary of \$64,606.00, pending satisfactory completion of pre-employment paper work, and physical and psychological testing. This appointment includes a maximum probationary period of 18 months.

Gurda            aye  
Henderson      aye  
Scotto           aye  
Smith            aye

On a motion by Trustee Smith, seconded by Trustee Henderson, Mark S. Mauro is hereby appointed full time Police Officer for the Village of Goshen Police Department at an annual salary of \$64,606.00, pending satisfactory completion of pre-employment paper work, and physical and psychological testing. This appointment includes a maximum probationary period of 18 months.

Gurda            aye  
Henderson      aye  
Scotto           aye  
Smith            aye

On a motion by Trustee Henderson, seconded by Trustee Scotto, Village Clerk Strobl is hereby authorized to attend the Orange County Municipal Planning Federation's Planning & Zoning Support Staff Workshop to be held Friday, September 13, 2019 at the Harness Racing Museum in Goshen. The total cost for this training is \$35.00.

Gurda            aye  
Henderson      aye  
Scotto           aye  
Smith            aye

The following was moved by Trustee Gurda, and seconded by Trustee Scotto:

The Mayor of the Village of Goshen is hereby authorized to execute the FY-2019 County of Orange Community Development Block Grant Municipal Agreement, (2019 Application, 2018 CDBG Funding), for the Village of Goshen Project: Bruen Place and St. James Place Water System Improvements, in the amount of \$300,000.

Gurda            aye  
Henderson      aye  
Scotto           aye  
Smith            aye

Trustee Gurda moved the following, which was seconded by Trustee Henderson:

**WHEREAS**, Section 2019-a of the Uniform Justice Court Act requires that town and village justices annually provide their court records and dockets to their respective town and village auditing boards, and that such records then be examined or audited and that fact be entered into the minutes of the board's proceedings; and

**WHEREAS**, the Unified Court System's *Action Plan for the Justice Courts*, announced November 2006, includes initiatives to improve accountability and controls over Justice Court finances and records, including an increased monitoring of town and village board compliance with section 2019-a; now, therefore,

**BE IT RESOLVED**, that the Village Board of the Village of Goshen acknowledges that the required audit has been conducted by Nugent & Haeussler, P.C., and delivered to the Village on August 21, 2019.

Gurda	aye
Henderson	aye
Scotto	aye
Smith	aye

#### Mayor/Trustee Comments

Trustee Scotto noted that he has been working with Parks and Recreation on the plan to build a bathroom at Erie Street Park, and an initial meeting was held with the school district. Another meeting will be planned and then, hopefully, a site visit will be made with members of the Town Board.

Trustee Gurda spoke about negotiations with the CSEA which are moving forward smoothly and appear to be close to concluding.

Superintendent Birney was thanked for attending the meeting by Trustees Gurda and Henderson and Mayor Nuzzolese.

Trustee Smith congratulated the Police Department for the good job with the recent arrest of a drug dealer at Limoncello. Chief Watt gave credit to Detective Kelemen for the successful investigation.

Trustee Henderson stated that the Court audit went well with no major issues, which is a credit to Leta. He also reported on recent water issues of repair of a water main break and hydrant replacement on North Church St., and locating buried water valve boxes on Wickham Ave.

On a motion by Trustee Gurda, seconded by Trustee Henderson, the Meeting was adjourned at 7:15 p.m.

Gurda	aye
Henderson	aye
Scotto	aye
Smith	aye