

Village Board Meeting
March 27, 2023

Members present: Mayor Wohl, Trustees Gurda, O'Donnell, Rouis and Scotto

Also present: Village Clerk Darby, Attorney Donovan, and Chief Watt

Mayor Wohl called the meeting to order at 7:00 pm, and led those present in the Pledge of Allegiance.

Mayor Wohl added Item of Business #13 to the agenda, which was for continuing education for Erin Harrison. The Agenda of the March 27, 2023, Village Board Meeting was accepted as modified.

Public Hearing

Local Law #4: Abandoned Properties

On a motion by Trustee Rouis, seconded by Trustee Scotto, the Public Hearing was opened at 7:00 pm.

Mayor Wohl briefly reviewed the purpose of the local law which would allow more authority by the Village for vacant properties.

No public comments were received.

On a motion by Trustee O'Donnell, seconded by Trustee Rouis, the Public Hearing was closed at 7:01 pm.

Minutes

On a motion by Trustee Gurda, seconded by Trustee Rouis, the Minutes of the February 27, 2023, Village Board Meeting were accepted as presented.

Gurda	aye
O'Donnell	aye
Rouis	aye
Scotto	aye
Wohl	aye

Correspondence

1. Village Court

Village Clerk Darby explained that a letter was written by Judge VanHaaster terminating the employment of a Court Officer who never actually started working. She further explained that this was more of a formality.

Items of Business

1. Approval of Local Law #4 of 2023

RESOLUTION 26 of 2023

A RESOLUTION TO APPROVE INTRODUCTORY LOCAL LAW NO. 4 OF 2023 WHICH LOCAL LAW WOULD AMEND BY THE ADDITION OF A NEW CODE PROVISIONS, DESIGNATED AS CHAPTER 12, AND ENTITLED "PROPERTIES, ABANDONED, VACANT, BOARDED AND FORECLOSED"

WHEREAS, the Village of Goshen Attorney has modified a local law; and

WHEREAS, a Public Hearing was scheduled and took place on March 27, 2023; and

NOW, THEREFORE, IT IS HEREBY,

RESOLVED, that the law titled, “Properties, Abandoned, Vacant, Boarded and Foreclosed”; and it is further

RESOLVED, of the following:

Section 1. Purpose and Intent

The purpose of this Local Law is to add a new Chapter 12 to the Village of Goshen Code.

Section 2. Code amendment

The Village Code is hereby amended by the addition of the following Chapter 12 entitled “Properties, Abandoned, Vacant, Boarded and Foreclosed.”

Chapter 12. Properties, Abandoned, Vacant, Boarded and Foreclosed.

Section 12-1. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

BUILDING OFFICIAL/CODE ENFORCEMENT OFFICER/INSPECTOR

Duly authorized representative of the Village of Goshen, Orange County, New York, holding the position of Building Official, Deputy Building Official, Code Enforcement Officer, Building or Fire Inspector.

EVIDENCE OF VACANCY

Any condition that, on its own or combined with other conditions present, would lead a reasonable person to believe that the property is vacant. Such conditions may include, but not be limited to, overgrown and/or dead vegetation, accumulation of abandoned real property, as defined herein, and statements by neighbors, passersby, delivery agents or government agents, among other evidence that the property is vacant.

LOCAL AGENT

The agent designated by the owner or mortgagee upon registration as required by this chapter.

OWNER

Owner or owners of record on the assessment rolls in the Office of the Assessor of the Village of Goshen; those identified as the owner or owners on a vacant building registration form; a receiver or assignee of rents; an executor, trustee, or other person, firm, entity or corporation in control of the property or premises; or persons or entities who may have joint and several obligations for compliance with the provisions of this chapter.

SECURING

Any measures that assist in making the property inaccessible to unauthorized persons.

VACANT OR ABANDONED BUILDING OR PROPERTY

A building or property or portion of same which is unoccupied and unsecured; unoccupied and secured by other than normal means; unoccupied and unsafe as determined by the Building Official/Code Enforcement Officer of the Village of Goshen; unoccupied and has multiple housing or building code violations; illegally occupied; or unoccupied and the subject of code violation notices issued by the Building Official/Code Enforcement Officer of the Village of Goshen. This shall not include individual condominium units or other individual units in a Village-interest community where all exterior elements and Village areas are jointly owned and maintained by a homeowners’ or community association.

VACANT STRUCTURES

A building or structure that is not legally occupied.

Section 12-2. Registration.

A. All owners of abandoned and vacant properties shall register with the Building Official/Code Enforcement Officer of the Village of Goshen not later than 10 days after any building in the Village becomes an abandoned or vacant building and not later than 20 days after being notified by the Building Official/Code Enforcement Officer of the Village of Goshen of the requirement to register. The Building Official/Code Enforcement Officer may identify vacant buildings through his/her routine inspection process as well as through notification by residents, neighbors, neighborhood groups or other community groups that a building may be abandoned or vacant and eligible for inclusion on the required registry. Registration by owners shall be submitted on forms provided by the Building Official/Code Enforcement Officer of the Village of Goshen.

B. All owners must supply the following information to the Building Official/Code Enforcement Officer of the Village of Goshen:

- (1) A description of the premises, including the property address as well as the section, block and lot number of the property as set forth in the tax records of the Village of Goshen located in the Office of the Assessor of the Village of Goshen.
- (2) The names and addresses of the owner or owners, or mortgagee or mortgagees.
- (3) Whether or not the owner or owners reside in the Village of Goshen, the name and address for the owner, owners, mortgagee, or mortgagees; mailing address, telephone number, and local agent's name; and mailing address, telephone number, and e-mail address for the owner, owners, mortgagee or mortgagees. Mailing address may not be a post office box but must be an actual street address where the owner, owners, mortgagee, mortgagees reside or do business.
- (4) The name, street address, telephone number and e-mail address of a natural person 21 years of age or older designated by the owner, owners, mortgagee or mortgagees as the authorized agent for receiving notices of code violations and/or receiving process in any court proceeding or administrative enforcement proceeding on behalf of such owner, owners, mortgagee or mortgagees in connection with the enforcement of any applicable code, ordinance, local law, regulation or statute. The agent for service of process must maintain an office or reside in Orange County, New York.
- (5) The name, street address, telephone number and e-mail address of the firm or individual responsible for maintaining the property. The individual or representative of the firm responsible for maintaining the property must maintain an office or reside within Orange County, New York and shall be available by telephone or in person on a twenty-four-hour-per-day, seven-day-per-week basis.
- (6) A statement or plan as to what will be done to secure the structure and property so that it will not become open to the general public.
- (7) The status of water, sewer, natural gas and electric utilities winterization of pipes at the structure and property.

Section 12-3. Notices.

A. By designating an authorized agent as set forth above under the provisions of this chapter, the owner consents to receive any and all notices of code violations

concerning the registered
abandoned or vacant property and all process in any court proceeding or
administrative

enforcement proceeding brought to enforce code provisions concerning the
registered building or property by service of the notice or process on the authorized
agent. Any owner who has designated an authorized agent under the provisions of this
chapter shall be deemed to consent to the continuation of the owner's designation for
the purpose of this section until the owner notifies the Building Official/Code
Enforcement Officer of the Village of Goshen, in writing, of a change of authorization or
until the owner files a new annual registration statement.

- B. Any owner who fails to register an abandoned or vacant property under the
provisions of this chapter shall further be deemed to consent to receive, by
posting at the building, any and all notices of code violation and all processing of
administrative or legal proceedings brought to enforce code provisions or other
laws or regulations concerning the structure or property

Section 12-4. Obligation of owners.

- A. The owner of any structures that become abandoned or vacant property and
any person designated as an agent or responsible for maintaining such structure
or vacant property shall within 30 days of the structure becoming abandoned or
vacant or 30 days of the owner or mortgagee taking title to the property, whether
or not the deed for said property has been recorded with the Orange County
Clerk:
- (1) Close and secure the structures owned by or mortgaged to the applicant
as imposed by this chapter and/or the State of New York or as set forth in
the rules and regulations provided by the Building Official/Code
Enforcement Officer of the Village of Goshen.
 - (2) Ensure that the grounds of the structure, including yards, fences,
sidewalks, walks and driveways, are well-maintained and kept free from
trash or debris.
 - (3) Post a sign affixed to the structure with a name, address and telephone
number of the owner and/or mortgagee and the owner and/or mortgagee's
authorized agent for the purposes of service of process and the name,
address and telephone number of the entity responsible for the
maintenance of the property. The sign shall be at least 18 inches by 24
inches in dimension and shall include the words "To Report Problems with
this Building/Property Call and/or E-mail" and shall be placed in a location
where it is clearly legible from the nearest public street or sidewalk,
whichever is nearer.
 - (4) Maintain the structure in a secured and closed condition, keep the
grounds in a clean and well-maintained condition and ensure that the sign
is visible and intact until the building is again occupied or demolished or
until repair or rehabilitation of the building is complete.
- B. All vacant real property shall at all times be properly maintained. A vacant
building or structure shall be considered properly maintained if:
- (1) It has all doors and windows and other openings weathertight and secured
against entry by the general public as well as animals.
 - (2) All roofs and roof flashings shall be sound and tight such that no rain will
penetrate the structure and must allow for appropriate drainage so as to
prevent deterioration of the interior walls or other interior portions of the
building. No temporary measures shall be permitted, such as tarps,
canvas, plastic, boards, etc. Temporary boarding of windows may be
permitted upon application and consent by the Building Official of the
Village of Goshen. The Building Official shall have the discretion to

determine how long boarding may be permitted.

- (3) The building must be maintained in good repair, be structurally sound and free from rubbish, garbage, and other debris.
- (4) Structural members of the building shall be capable of bearing both live and dead loads, and the foundation walls likewise shall be capable of supporting an appropriate load.
- (5) The exterior of the structure shall be free of loose or rotten materials as well as holes. Any exposed metal, wood or other surface shall be protected from the elements by appropriate weather-coating materials (paint or similar treatment).
- (6) Any balconies, canopies, signs, metal awnings, stairways, fire escapes or other overhanging extensions shall be in good repair, appropriately anchored. The exposed metal and wood surfaces of such overhanging extensions shall also be protected from the elements against rust or decay by appropriate application of paint or similar weather-coating.
- (7) Any accessories or appurtenant structures, including but not limited to garages, sheds, other storage facilities and appurtenant sidewalks, shall meet the same standards.
- (8) The property contains a posting with the name and twenty-four-hour contact phone number of the local individual or property management company responsible for the maintenance. This sign must be posted on the front of the property so it is clearly visible from the street.
- (9) All bushes must be trimmed so as to provide an unobstructed view of the front of the house from the public roadway.
- (10) All combustibles must be removed from the interior of all buildings and the exterior of the property.
- (11) Smoke and carbon monoxide detectors are installed and maintained in operable condition at all times.
- (12) The Building Official/Code Enforcement Officer of the Village of Goshen is provided with proof of inspection of the premises by the agent or responsible party at least every 30 days after the abandonment commences.

Section 12-5. Inspections.

The Building Official/Code Enforcement Officer, fire inspector and/or Police Department shall have the authority to inspect properties subject to this chapter for compliance with same and to issue citations for any violations

Section 12-6. Certification of abandonment.

Upon the Building Official/Code Enforcement Officer or his/her designee determining a property has been abandoned, he/she shall cause a certification of abandonment to be filed with the Building Department's records, and such certification shall be served upon the owner of the premises either personally or by posting a copy of the certification in a conspicuous place on the property and by mailing a copy by certified mail to the owner's(s') last known address.

- A. Upon the Building Official/Code Enforcement Officer filing a certification of abandonment, the Building Official/Code Enforcement Officer, Police Department and/or Fire Inspector may, without further notice to the owner, take necessary steps to ensure the property and/or dwelling is properly maintained pursuant to this chapter. Costs incurred under this section shall be paid out of the municipal

treasury on certificate of the Building Official/Code Enforcement Officer. Such costs shall be charged against the land on which the building existed, as a municipal lien, or shall be added to the tax roll as an assessment, or shall be levied as a special tax against the land upon which the building stands or stood or shall be recovered in a suit at law against the owner.

B. The owner of a property declared abandoned may petition the Building Department to remove the certification of abandonment by providing proof to the Building Official/Code Enforcement Officer that the basis of the certificate of abandonment no longer exists and the owner is in compliance with this chapter.

Section 12-7. Registry.

A. The Village of Goshen shall establish a registry of all properties registered with the Village under this chapter and shall include a procedure by which citizens can provide the Building Official/Code Enforcement Officer through electronic means with information on unregistered properties that may be subject to this chapter.

B. New owners shall register or re-register the abandoned or vacant building or properties with the Building Official/Code Enforcement Officer within 30 days of any transfer of ownership interest in the abandoned or vacant building or property, whether or not the deed to said property has been recorded with the Orange County Clerk

Section 12-8. Fees.

A. The owner/mortgagee of a vacant or abandoned building or property shall pay an annual fee of \$1,000 for the first year the building remains vacant or abandoned or any portion of said year. The fee shall cover the administrative costs for registering and processing the vacant or abandoned building or property and the cost for the Village in monitoring the abandoned or vacant property or building. The fee shall be paid upon filing of the registration form as required by this chapter. Subsequent annual fees shall be:

- (1) For the second year the building remains abandoned or vacant: \$1,500.
- (2) For the third year the building remains abandoned or vacant: \$2,000.
- (3) For the fourth year the building remains abandoned or vacant: \$2,500.
- (4) For the fifth year the building remains abandoned or vacant: \$3,000.
- (5) For the sixth year the building remains abandoned or vacant: \$3,500.
- (6) For the seventh year the building remains abandoned or vacant: \$4,000.
- (7) For the eighth year the building remains abandoned or vacant: \$4,500.
- (8) For the ninth year the building remains abandoned or vacant: \$5,000.
- (9) For the 10th year the building remains abandoned or vacant: \$5,500.

B. For ownership interest in any abandoned or vacant property, whether or not the deed has been recorded with the Orange County Clerk. The owners shall be responsible for any unpaid fees.

Section 12-9. Exceptions.

A. A building or property which has suffered fire damage or damage caused by extreme weather conditions shall be exempt from the registration requirement for a period of 180 days after the date of the fire or extreme weather event if the property owner/mortgagee submits a request for exemption, in writing, to the Building Official/Code Enforcement Officer of the Village of Goshen. This request shall include a description of the property; the names and addresses of the owner and/or mortgagee; and a statement of intent to repair and reoccupy the building in an expedient manner or intent to demolish the building.

B. Additional exceptions to this statute shall be if in the sole and reasonable discretion of the Building Official/Code Enforcement Officer the property is

subject to any one or more of the following:

- (1) A valid open building permit being pursued with diligence;
- (2) A pending land use application including site plan, subdivision or special permit application being pursued with diligence;
- (3) A pending application to a governmental body being pursued with diligence for an approval pertaining to the physical improvement of the property;
- (4) Utilization of the building by the Village of Goshen on a temporary basis not to exceed 12 months for Village purposes, including but not limited to fire training

Section 12-10. Penalties for offenses.

If an owner shall violation any portion of this chapter, he/she shall be subject to a fine or not more than \$500 or 30 days in jail, or both. Each day a violation continues shall be deemed a separate offense.

Section 3. Severability

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 4. Effective Date

This local law shall take effect upon the filing of certified copies thereof with the Office of the Secretary of State in accordance with the Municipal Home Rule Law.

Motion to adopt by Trustee Gurda and seconded by Trustee Scotto. The vote was 4 ayes to 0 nays with 0 abstentions. The Mayor declared the Resolution adopted on March 27, 2023.

2. Rotary Club of Goshen to hold their Great American Weekend 5k/10k

RESOLUTION 27 of 2023

A RESOLUTION TO ALLOW THE ROTARY CLUB OF GOSHEN TO HOLD THEIR 2023 GREAT AMERICAN WEEKEND 5K/10K GOSHEN ROTARY RUN

WHEREAS, a letter was received from The Rotary Club of Goshen requesting approval from the Village of Goshen to schedule the 2023 Great American Weekend 5k/10k Goshen Rotary Run on Saturday, July 1, 2023; and

NOW, THEREFORE, IT IS HEREBY,

RESOLVED, that the Village Board of the Village of Goshen hereby approves The Rotary Club of Goshen to hold their 2023 Great American Weekend 5k/10k Goshen Rotary Run

and it is further

RESOLVED, that the following are specific to the request:

1. Race registration will begin at 6:30AM; and
2. The race will commence at 8 am and should be concluded by 10:30 AM; and
3. The race will follow the same course as previous years, with both the 5k and 10k race starting on Erie Street at the Orange County Government Center and finishing on Park Place;

4. An Insurance Certificate naming the Village of Goshen as Certificate Holder, will be presented to Village about 2 weeks prior to the event;
5. As in previous years, upon the Village Board's approval The Rotary Club of Goshen will connect with Village Police Chief Watt to coordinate the required traffic control assistance during the race; and
6. The expenses related to this assistance will be covered by the Goshen Rotary Club per an earlier agreement.

Motion to adopt by Trustee O'Donnell and seconded by Trustee Gurda. The vote was 4 ayes to 0 nays with 0 abstentions. The Mayor declared the Resolution adopted on March 27, 2023.

3. Promotion of R. Pasiut

RESOLUTION 28 of 2023

A RESOLUTION TO PROMOTE RICHARD PASIUT FOR THE POSITION OF SKILLED LABORER WITH A CDL AT AN ANNUAL SALARY OF \$43,799.00

WHEREAS, Mr. Pasiut has gained enough experience working at DPW to be promoted to Skilled Laborer; and

WHEREAS, Mr. Pasiut has been pre-approved by the Orange County Human Resources Department for said promotion; and

NOW, THEREFORE, IT IS HEREBY,

RESOLVED, that the Village Board of the Village of Goshen hereby accepts the promotion of Mr. Richard Pasiut for the position of Skilled Laborer

and it is further

RESOLVED, that the hiring of the above individual is specifically subject to the following:

1. In accordance with the current contract between the Village of Goshen and the CSEA, Richard Pasiut will have an annual salary of \$43,799.00, effective March 27, 2023; and
2. His one-year probation period will continue from his hire date.

Motion to adopt by Trustee Scotto and seconded by Trustee Gurda. The vote was 4 ayes to 0 nays with 0 abstentions. The Mayor declared the Resolution adopted on March 27, 2023.

4. Acceptance of Water Filtration Plant Engineering Report

RESOLUTION 29 of 2023

A RESOLUTION TO ACCEPT THE WATER FILTRATION PLANT ENGINEERING REPORT FROM PITINGARO & DOETSCH AND APPROVAL OF MOVING FORWARD WITH THE FACILITY REPLACEMENT PROJECT

WHEREAS, Pitingaro & Doetsch submitted a water filtration plant engineering report dated February 2023; and

NOW, THEREFORE, IT IS HEREBY,

RESOLVED, that the Village Board of the Village of Goshen hereby accepts the engineering report from Pitingaro & Doetsch and also agrees with moving forward with the facility replacement project.

Motion to adopt by Trustee Rouis and seconded by Trustee Scotto. The vote was 4 ayes to 0 nays with 0 abstentions. The Mayor declared the Resolution adopted on March 27, 2023.

5. Hire Village Architects

RESOLUTION 30 of 2023

A RESOLUTION TO HIRE AND APPOINT DE GRAW & DE HAAN ARCHITECTS AS THE VILLAGE OF GOSHEN'S ARCHITECT

WHEREAS, currently there is not a Village architect to review Planning Board applications if necessary; and

NOW, THEREFORE, IT IS HEREBY,

RESOLVED, that the Village Board of the Village of Goshen hereby appoints and hires DeGraw & DeHaan Architects as the Village of Goshen Architect.

Motion to adopt by Trustee Gurda and seconded by Trustee O'Donnell. The vote was 4 ayes to 0 nays with 0 abstentions. The Mayor declared the Resolution adopted on March 27, 2023.

6. Lanc & Tully's Proposal to Analyze the Villages I and IP Zones

RESOLUTION 31 of 2023

A RESOLUTION ACCEPTING LANC AND TULLY ENGINEERING AND SURVEYING, P.C.'S PROPOSAL TO ANALYZE THE VILLAGES INDUSTRIAL (I) AND INDUSTRIAL PARK (IP) ZONES

WHEREAS, Lanc and Tully are the engineering consultants for the Village of Goshen;

WHEREAS, Lanc and Tully has prepared a proposal to analyze the Villages I and IP Zones to ensure the zoning adequately protects the Village's historic character, environmental resources, surrounding residential properties and to ensure potential development will not overburden the Village's water and sewer systems; and

NOW, THEREFORE, IT IS HEREBY,

RESOLVED, that the Village of Goshen accepts Lanc and Tully's proposal dated 3/24/23 to analyze the I and IP zones in the Village for a cost not to exceed \$1,000 without further approval.

Motion to adopt by Trustee Rouis and seconded by Trustee O'Donnell. The vote was 4 ayes to 0 nays with 0 abstentions. The Mayor declared the Resolution adopted on March 27, 2023.

7. Scheduling of Annual Meeting

RESOLUTION 32 of 2023

A RESOLUTION SCHEDULING THE VILLAGE OF GOSHEN ANNUAL REORGANIZATION MEETING FOR MONDAY, APRIL 3, 2023, AT 7PM

WHEREAS, the Village of Goshen holds an Annual Reorganization Meeting; and

NOW, THEREFORE, IT IS HEREBY,

RESOLVED, that the following is approved:

1. The 2023 Reorganization Meeting shall take place on April 3, 2023, at 7:00pm.

Motion to adopt by Trustee O'Donnell and seconded by Trustee Rouis. The vote was 4 ayes to 0 nays with 0 abstentions. The Mayor declared the Resolution adopted on March 27, 2023.

8. Schedule Public Hearing for 2023/2024 Village of Goshen Budget

RESOLUTION 33 of 2023

A RESOLUTION SCHEDULING THE PUBLIC HEARING ON THE 2023/2024 VILLAGE OF GOSHEN BUDGET FOR MONDAY, APRIL 10, 2023, AT 7PM

WHEREAS, the Village of Goshen holds a Public Hearing on the proposed annual budget; and

NOW, THEREFORE, IT IS HEREBY,

RESOLVED, that the following is approved:

1. The public hearing for the 2023/2024 Village of Goshen tentative budget is scheduled for April 10, 2023, at 7:00pm.

Motion to adopt by Trustee Rouis and seconded by Trustee O'Donnell. The vote was 4 ayes to 0 nays with 0 abstentions. The Mayor declared the Resolution adopted on March 27, 2023.

9. Schedule Public Hearing for Local Law #2 of 2023

RESOLUTION 34 of 2023

A RESOLUTION TO SET A PUBLIC HEARING FOR LOCAL LAW #2 OF 2023 ON APRIL 10, 2023, AT 7:00PM: AMENDING THE TABLE OF GENERAL USE REGULATIONS AND TABLE OF BULK REQUIREMENTS FOR THE OFFICE BUILDING HOSPITAL (OBH) ZONING DISTRICT

WHEREAS, the Village of Goshen Attorney has amended the table of general use regulations and table of bulk requirements for the Office Building Hospital (OBH) zoning district, which shall become part of the local law; and

WHEREAS, a Public Hearing must be scheduled; and

NOW, THEREFORE, IT IS HEREBY,

RESOLVED, that local law #2 will be heard at a Public Hearing on April 10, 2023, at 7:00 pm.

Motion to adopt by Trustee O'Donnell and seconded by Trustee Scotto. The vote was 4 ayes to 0 nays with 0 abstentions. The Mayor declared the Resolution adopted on March 27, 2023.

10. Commitment Letter to DASNY for Grant Number 25391

RESOLUTION 35 of 2023

A RESOLUTION TO PROVIDE A COMMITMENT LETTER TO DASNY FOR GRANT NUMBER 25391: LOCAL COMMUNITY ASSISTANCE PROGRAM (LoCAP) GRANT TO SHOW THAT THE VILLAGE OF GOSHEN WILL PAY \$1,572.00 IN FREIGHT CHARGES ASSOCIATED WITH THE GRANT AS THEY EXCEED THE \$100,000 AWARD

WHEREAS, a grant in the amount of \$100,000.00 has been awarded for downtown revitalization in the Village of Goshen; and

WHEREAS, a Commitment Letter is required by DASNY for the Village of Goshen to cover any additional costs above and beyond the grant reward; and

WHEREAS, the current budget worksheet submitted to DASNY shows a deficit of \$1,572.00 for freight costs associated with the project; and

NOW, THEREFORE, it is hereby

RESOLVED, that the Village of Goshen commits to covering the freight costs associated with DASNY Grant Number 25391.

Motion to adopt by Trustee Scotto and seconded by Trustee Gurda. The vote was 4 ayes to 0 nays with 0 abstentions. The Mayor declared the Resolution adopted on March 27, 2023.

11. Commitment Letter to DASNY for Grant Number 25391

RESOLUTION 36 of 2023

A RESOLUTION TO NOT ALLOW OR ACCEPT OVERPAYMENTS FOR WATER/SEWER QUARTERLY BILLS

WHEREAS, the Village of Goshen provides water and sewer services to Village and some non-Village users; and

WHEREAS, the Village of Goshen Clerk's office prepares quarterly billing for said services and often receives overpayments for water and sewer quarterly statements; and

WHEREAS, the acceptance of said overpayments creates an end of year issue with regards to accounting; and

NOW, THEREFORE, IT IS HEREBY,

RESOLVED, that as of 3/27/23, the Village of Goshen will no longer accept overpayments of water and sewer bills.

Motion to adopt by Trustee Rouis and seconded by Trustee O'Donnell. The vote was 4 ayes to 0 nays with 0 abstentions. The Mayor declared the Resolution adopted on March 27, 2023.

12. Fiddler's Green Development Agreement

Attorney Donovan explained that Fiddler's Green is 174 single unit one-bedroom apartments. He discussed that performance bonds will be posted in cycles of the building of the apartment buildings, and there will also be restoration bonds in the event the project is abandoned. Attorney Donovan included the agreed upon parkland fees in the agreement.

RESOLUTION 37 of 2023

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN A DEVELOPER'S AGREEMENT REGARDING THE PROJECT KNOWN AS FIDDLER'S GREEN

WHEREAS, the Village of Goshen Planning Board has heretofore issued Final Site Plan and Conditional Use approval for the project known as "Fiddler's Green"; and

WHEREAS, a document entitled "Developer's Agreement," has heretofore been prepared which sets forth, among other things, the schedule for construction of the project and the amounts and payments of performance bonds, inspection fees and recreation fees; and

WHEREAS, the Developer's Agreement will be executed by both the Village and the Developer;

NOW, THEREFORE, IT IS HEREBY,

RESOLVED, that the Mayor is authorized to sign the Developer's Agreement in substantial form and content as said is annexed to this resolution, subject to final review and approval by the Village Attorney.

Motion to adopt by Trustee Gurda and seconded by Trustee O'Donnell. The vote was 4 ayes to 0 nays with 0 abstentions. The Mayor declared the Resolution adopted on March 27, 2023.

13. Continuing Education for E. Harrison

RESOLUTION 38 of 2023

A RESOLUTION TO ALLOW CONTINUING EDUCATION FOR ERIN HARRISON, CHIEF OPERATOR, IN THE AMOUNT OF \$50.00

WHEREAS, Chief Operator of the Water/Sewer Department, Erin Harrison, is required to complete education hours each year to continue as Chief Operator; and

NOW, THEREFORE, IT IS HEREBY,

RESOLVED, that the Village Board of the Village of Goshen hereby accepts the request for Mrs. Harrison to continue her education; and

and it is further

RESOLVED, that the education associated with Mrs. Harrison's request is a total of \$50.00.

Motion to adopt by Trustee Rouis and seconded by Trustee Scotto. The vote was 4 ayes to 0 nays with 0 abstentions. The Mayor declared the Resolution adopted on March 27, 2023.

Department Head Comments

DPW Superintendent Birney reported on the major activities of the Department of Public Works from February 28, 2023 through March 27, 2023.

STREETS

1. Ice Control/Snow Removal on roadways and sidewalks: 2/28, 3/1, 3/3, 3/4, 3/11, and 3/14.
2. Collected and maintained parking meters
3. Continued DPW bathroom renovations
4. Door Replacement at Building Department
5. Furniture assembly and replacement at Building Department and Clerk's Office
6. Continued preparation and painting in Meeting Room at Village Hall
7. Cold Asphalt Patched various streets throughout Village
8. Sweeping of various streets throughout Village
9. Started repairing plow damage in Village right-of-way
10. Installing warranties street signs throughout Village
11. Preparation, setup and takedown for St. Patrick's Day parade

WATER

1. Continued removing stumps and failed trees along electric power line right-of-way at Greenhill Reservoir

SEWER

1. Continued Bi-annual Sewer Jetting

Chief Watt reported that there was one of the larger crowds at the return of the St. Patrick's Day Parade and he thanked all departments and agencies involved for their support. A letter thanking Officer Mauro was received for his assistance with a motorist whose vehicle was disabled on the side of the road. There was an accident on Saturday, where the driver was charged with a Felony DWI because they had a passenger younger than 15 in the car, which is Leandra's Law. Sgt. Kelemen provided training to a local business, and he reminded all that this is something that the police department will do for local businesses.

Village Clerk Darby reported that a successful election was held on March 21, 2023, and congratulated the elected officials, and thanked the Orange County Board of Elections for their support. There was a hacking incident where the Clerk's email was targeted, which caused loss of work hours due to remedying the situation. Additional safeguards were put in place to hopefully prevent this from happening again. Clerk Darby stated that the website continues to be monitored and reminded people to share feedback should they have any. Clerk Darby thanked Sara Winters for all her work on the budget. Comp Alliance issued the Village of Goshen a check in the amount of \$5,100.00 for their Loyalty Program. Lastly, the downtown revitalization grant budget was finalized and submitted to DASNY.

Mayor/Trustee Comments

Trustee Rouis thanked Village Clerk Darby and the Orange County Board of Elections for their support of the elections. In addition, Trustee Rouis thanked all those involved for their support with the St. Patrick's Day Parade and said it was a great day for the Village.

Trustee O'Donnell thanked the Chief and DPW for all of their hard work and effort for the St. Patrick's Day Parade.

Trustee O'Donnell then proceeded to read a letter from Trustee Scotto where he would be resigning from the Village Board at the end of the month due to changes in his life. Trustee O'Donnell shared kind words of Trustee Scotto and thanked him for his service to the Village of Goshen.

Trustee Gurda thanked Trustee Scotto for all he has done and commended him for all his work. Trustee Gurda also thanked all involved for the St. Patrick's Day Parade, congratulated the newly elected officials and for the Village Clerk's assistance with the Village Election, at which time she replied that the Election Inspectors are key to a successful election.

Mayor Wohl took a moment to thank Trustee Scotto for his time and all he has done for the Board and Village and wished him the best of luck. He also congratulated Molly O'Donnell on her position.

Trustee Scotto shared kind words about the Clerk, Building Department and DPW for all the great work that they do, and shared that we have a great crew in the Village of Goshen.

On a motion by Trustee Rouis, seconded by Trustee Scotto, the Meeting was adjourned at 7:25 pm.

Gurda	aye
O'Donnell	aye
Rouis	aye
Scotto	aye
Wohl	aye