

REGULAR MEETING

June 21, 2012

The Regular meeting of the Board of Trustees of the Village of Upper Nyack was held at the village hall on Thursday, June 21, 2012 at 7:00 PM.

Those present: Mayor Esmay, Trustees Diamond, Morgan & Sarna
Village Clerk Carol G. Brotherhood, Village Attorney Lewis

Absent: Village Treasurer Barry MacCartney

Other's identified: PO Hodges, Jennifer Hatch, Sue Smith, Tom Knarich, Jayne Knarich, James Shaughnessy, Shaw Dowd, Michael Sperling

MINUTES – Trustee Morgan motioned to accept the minutes of the Regular Meeting of May 17, 2012, seconded by Trustee Sarna and so moved.

AYES: Mayor Esmay, Trustees Diamond, Morgan & Sarna

NOES: None

ABSENT: Trustee Hindin

Trustee Morgan motioned to accept the minutes of the Special Meeting of May 24, 2012, seconded by Trustee Diamond and so moved.

AYES: Mayor Esmay, Trustees Diamond, Morgan

NOES: None

ABSENT: Trustee Hindin

ABSTAIN: Trustee Sarna

POLICE REPORT –PO Hodges appeared. The following was discussed: Hazmat spill (underground storage tank); DWAI (drug)arrest; accident at Petersen's Boatyard (alcohol related)

TREASURER'S REPORT – Submitted for review.

VOUCHERS – Read and approved for payment.

2012 TRUCK BID –

After a brief discussion, Trustee Sarna made a motion to accept the Bid by Reed Systems Ltd. For the purchase of a new truck body in the amount of \$55,489.00, seconded by Trustee Morgan and so moved.

AYES: Mayor Esmay, Trustees Diamond, Morgan & Sarna

NOES: None

ABSENT: Trustee Hindin

Bid Opening - June 5, 2012 - 10:00 AM - 2012 Truck Bid - Village of Upper Nyack

Those present: Carol G. Brotherhood-Village Clerk, Barry MacCartney-Treasurer

Others identified: Jon Reed, Reed Systems Ltd.

The Village Clerk read the public Notice to Bidders. One (1) sealed bid(s) was(were) received.

Bidder

Reed Systems Ltd.

PO Box 209

Ellenville, NY 12428

Bidding was closed at 10:06 AM

Total Bid

\$55,489.00

RESOLUTION – Cornell Cooperative Extension Rockland County/2012 Stormwater II Education Agreement

Trustee Sarna made a motion that the Village of Upper Nyack renew its participation in the Cornell University Cooperative Extension 2012 Stormwater Education Program and with the signing by the Mayor, authorize payment of the \$1000 annual fee, seconded by Trustee Morgan and so moved.

AYES: Mayor Esmay, Trustees Diamond, Morgan & Sarna

NOES: None

ABSENT: Trustee Hindin

DRAINAGE-DISCUSSION:

Sue Smith & Jen Hatch, 311 North Broadway- Sue Smith spoke before the Board and noted they have lived on North Broadway since 1997 and had not experienced any water problems until recently. Three times in the last year have had significant water coming onto the property and causing damage to the property (photos submitted). They also noted that the catch basin near their property had narrow outlet, restricted by thick paving and wondered if anything could be done?

Mayor Esmay read letter that the Village Engineer helped to formulate to explain the Village's position on water and drainage in the village. (Attached)

Michael Sperling, 317 North Broadway, came in after Sue Smith spoke but added his concern about the narrow opening of the catch basin and whether opening it up would help?

Trustee Morgan noted that the larger opening can also allow debris to get in and clog the basin.

Mayor Esmay said there would continue to be ongoing discussion by the Village Board in conjunction with the Village Engineer due to so many unusual storms.

CITIZEN COMPLAINT-

Thomas Knarich & Jayne Knarich, 411 Glen Avenue

James Shaughnessy & Shaw Dowd, 216 Elm St.

All appeared before the Board to follow up on a complaint regarding the Firetech property on Route 9W that abuts their properties. The property is unkempt, overgrown and has multiple unregistered vehicles being warehoused there. They would like a violation posted on the property.

The Village Code enforcement officer has written to Mr. Bertolino, the property owner regarding his tenant and that the property needs to be cleaned up. The Code enforcement officer has been working with the tenant but the clean up is not happening quickly or to the neighbors' satisfaction.

The Village will ask the code enforcement officer to continue to require the clean up by the tenant or post a violation on the property and to the owner.

MS4-SPDES REPORT- Submitted for review

Presentation of the MS4 Stormwater Management Program

Annual Report of 2012

After having reviewed the MS4 Report, Trustee Morgan made a motion to accept the MS4-SPDES report, as recommended by the Village Engineer, and noted that Mayor has signed and certified, and submitted the report to the NYS DEC, seconded by Trustee Sarna and it was so moved.

AYES: Mayor Esmay, Trustees Diamond, Morgan & Sarna

NOES: None

ABSENT: Trustee Hindin

Mayor Esmay noted that there would be some changes to the volunteer land use boards.

Michele McCarthy will be moved from her ZBA alternate position, to the PB alternate.

Karen Tarapata will be appointed to the ZBA alternate position.

Trustee Sarna motioned, Trustee Diamond seconded and so moved.

AYES: Mayor Esmay, Trustees Diamond, Morgan & Sarna

NOES: None

ABSENT: Trustee Hindin

8:35 Trustee Sarna left the meeting

Trustee Morgan motioned to adjourn, seconded by Trustee Diamond and so moved.

The meeting was adjourned at 8:45 PM.

AYES: Mayor Esmay, Trustees Diamond & Morgan

NOES: None

ABSENT: Trustee Hindin Sarna

Respectfully submitted,

Carol G. Brotherhood

Village Clerk