

REGULAR MEETING
September 16, 2010

The Regular meeting of the Board of Trustees of the Village of Upper Nyack was held at the village hall on Thursday, September 16, 2010 at 7:00 PM.

Those present: Mayor Esmay, Trustees Diamond, Hindin & Morgan
Village Clerk Carol G. Brotherhood, Village Attorney Robert P. Lewis, Village Treasurer Barry MacCartney

Absent: Trustee Sarna (arrived at 8:35)

Others identified: PO Hodges, Clarkstown Police Dept.
No one from the public attended.

POLICE REPORTS – Read and noted. Officer Hodges explained that the CPD uses the Trax System (State System) and would have to have Village codes added to the system. The Board discussed Local Codes vs State codes. Follow-ups: Badi Drive no further reports of vandalism; Citgo Station-No reports of graffiti

JUSTICE REPORT – Not available

MINUTES – Trustee Morgan motioned to approve the minutes of the **8/19/10, Regular meeting**, seconded by Trustee Diamond, so moved.

AYES: Mayor Esmay, Trustees Diamond, Hindin, & Morgan

NOES: None

ABSENT: Trustee Sarna

TREASURER'S REPORT – Read and noted.

Discussion: Sewer repair, BAN debt, Insurance liability payments. Treasurer MacCartney has been working with the auditor and are nearing completion of the year end report for filing with the State.

Treasurer MacCartney noted an error in the report that may be an error with the Quicken computer program that shows an extra \$627.98 in the General Account. Working with the auditor to correct.

VOUCHERS – Read and approved for payment.

Bid #DR/S -01-2010 Roseland Road-Sewer & Drainage Improvements

Following a brief discussion, Trustee Hindin made a motion that the Board accept the bid by Cal Mart Enterprises Inc. in the amount of \$144,144 for the Roseland Road Sewer & Drainage Improvements, seconded by Trustee Morgan and so moved.

AYES: Mayor Esmay, Trustees Diamond, Hindin, & Morgan

NOES: None

ABSENT: Trustee Sarna

Bid Opening
September 15, 2010
11:00 AM
Roseland Road Sewer & Drainage Improvements
Bid # DR/S-01-2010
Village of Upper Nyack
Upper Nyack, NY

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

Others identified: Representatives of Mastrantoni Const. Corp., Cal Mart Enterprises Inc., Montana Construction, Pinebrook Industries

The Village Clerk read the public Notice to Bidders.

Five (5) sealed bid(s) was(were) received, opened and read aloud as follows:

<u>Bidder</u>	<u>Total Bid</u>
Pinebrook Industries PO Box 723 New City, NY 10956	\$157,000
Mastrantoni Const. Corp. 186 Lake Baldwin Road Mahopac, NY 10541	\$168,497
Montana Const. Corp. 80 Contant Avenue Lodi, NJ 07644	\$269,000
Cal-Mart Enterprises, Inc. 4 Burts Road Congers, NY 10920	\$144,144
Ascape Landscape & Const. Corp. 634 Route 303 Blauvelt, NY 10913	\$164,291

Bidding was closed at 11:10 AM

Respectfully submitted,

Carol G. Brotherhood, Village Clerk

The Board discussed sewer repair and improvements on Glenbrook Road and Upper Birchwood Avenue. Project will have to go out to bid. Successor of Ron Delo believed to be Tom Edattel.

8:35 PM Trustee Sarna arrived.

Employment Guidelines-Discussion- Board will discuss at a future workshop meeting adoption of the guidelines.

KEEP ROCKLAND BEAUTIFUL-Hooked on the Hook Event /
Sunday November 6, 2010/Request for parking

Trustee Morgan made a motion to approve the request from Keep Rockland Beautiful for additional parking, 300 feet south of the entrance to the Nyack Beach State Park, on Sunday, Nov. 6, 2010, from 9 am until 10:30 pm, seconded by Trustee Hindin and so moved.

AYES: Mayor Esmay, Trustees Diamond, Hindin, Morgan and Sarna

NOES: None

NYMIR Proxy- Mayor Esmay signed

ROCKLAND FARM ALLIANCE

Trustee Morgan made a motion that the Board of Trustees adopt a resolution (attached) in moral support of the Rockland Farm Alliance, seconded by Trustee Diamond and so moved.

AYES: Mayor Esmay, Trustees Diamond, Hindin, Morgan and Sarna

NOES: None

Rockland Council on Alcoholism & Other Drug Dependence, Inc.- Parking for event

Trustee Hindin made a motion to allow parking, outside of the Marydell property on North Midland Ave., during the RCADD 3rd Annual Recovery Rally on 09/26/10, beginning at 12 noon, seconded by Trustee Sarna and so moved. The Village Clerk is instructed to send letter of approval and request them to park as many vehicles on the Marydell property first and to request a certificate of insurance.

AYES: Mayor Esmay, Trustees Diamond, Hindin, Morgan and Sarna

NOES: None

Old Stone Meeting House- Trustee Diamond has been discussing fire protection at the meeting house with Winston Perry (Village Historian) and Roy Wanamaker, Building Inspector. A letter was sent to the State requesting a ruling and possible variance on the requirements for fire & safety protections that will be put in place at the meeting house.

NYS DOT – Acquisition of property

Trustee Sarna made a motion that the Board of Trustees authorize the Mayor to sign the agreement subject to review by the Village Attorney, seconded by Trustee Hindin and so moved.

AYES: Mayor Esmay, Trustees Diamond, Hindin, Morgan and Sarna

NOES: None

Executive Session

Trustee Morgan made a motion that the Board of Trustees enter into executive session to discuss contract matters between the Village of Upper Nyack and the Nyack Joint fire District, seconded by Trustee Hindin and so moved.

AYES: Mayor Esmay, Trustees Diamond, Hindin, Morgan and Sarna

NOES: None

Trustee Morgan made a motion to exit executive session, seconded by Trustee Hindin and so moved.

AYES: Mayor Esmay, Trustees Diamond, Hindin, Morgan and Sarna

NOES: None

Trustee Morgan made a motion to adjourn seconded by Trustee Hindin and so moved.

The meeting was adjourned at 10:15 PM.

AYES: Mayor Esmay, Trustees Diamond, Hindin, Morgan and Sarna

NOES: None

Respectfully submitted,

Carol G. Brotherhood
Village Clerk

RESOLUTION ADOPTED BY THE BOARD OF TRUSTEES OF
THE VILLAGE OF UPPER NYACK ON SEPTEMBER 16, 2010.

WHEREAS The Rockland Farm Alliance (RFA), a 501(c)3 community agriculture advocacy organization dedicated to preserving and creating farms in Rockland County, has asked the Town of Clarkstown to be the municipal applicant for a grant from the Hudson River Valley Greenway, in order to request funds to develop and implement a community farm (The Cropsey Community Farm) in New City, and

WHEREAS, the Town of Clarkstown has agreed to act as fiscal agent on RFA's behalf in pursuit of a grant from the Hudson River Valley Greenway, and

WHEREAS the RFA has submitted a detailed plan for to Rockland County for development of the Community Farm, including an educational component and a farm to school initiative that is designed to benefit Clarkstown Schools and Rockland County has issued a license agreement to the RFA to develop the Cropsey Community Farm, and

WHEREAS the RFA has completed the assessment tools program Keep Farming© under the guidance of The Glynwood Center, and has the ongoing support and guidance of the Natural Resources Conservation Service, The Glynwood Center and the USDA's Lower Hudson-Long Island Resource, Conservation and Development Council in development of this project, and

WHEREAS the Village of Upper Nyack has always been supportive of local farms in Rockland County and believes that these farms are essential to the health, well being and quality of life of Rockland County residents,

NOW, THEREFORE BE IT RESOLVED that the Board of Trustees of the Village of Upper Nyack supports the application submitted by the Town of Clarkstown to the Hudson River Valley Greenway for a grant to support the development of the Cropsey Community Farm.

On a call for a vote:

AYES: Mayor Esmay, Trustees Diamond, Hindin, Morgan & Sarna

NOES: None