

REGULAR MEETING
November 21, 2019

The Regular meeting of the Board of Trustees of the Village of Upper Nyack was held at the village hall on Thursday, November 21, 2019 at 7:00 PM.

Those present: Mayor Tarapata, Trustees Diamond, Dodge, Esmay & Rothchild
Village Clerk Carol G. Brotherhood, Village Treasurer Richard D. Fortunato
Village Attorney Robert P. Lewis
Others identified: PO Kennedy

POLICE REPORTS – PO Kennedy attended and presented the report.

Discussion: Since 10/18/19, There were 179 calls for service; 3 motor vehicle accidents; 24 alarms (fire & burglar); 38 medical emergencies; 24 school checks; area checks; 3 parking tickets & 15 Uniform Traffic tickets issued.

Scams: social security, IRS calls & O&R; Recommend checking to see that online sites you are using are legitimate.

Increase in purse larcenies from purses in shopping carts. Suggestion is to leave your purse at home and only take the card you need.

Overdoses: Rockland County: Year to date: 196 (41 deaths, 155 survived)

Clarkstown: Year to date: 57 (9 deaths, 48 survived)

161 drug related arrests

Discussion: Parking at Nyack HS during football games: overflow is sent to the Alliance Seminary property and safety cones are placed along 9W for walking to and from the high school

Clerk gave information to CPD re: the Nyack Hunger Coalition Resolution Run and the Nyack Community Ambulance Corp. Snowflake Run/Walk

TREASURER'S REPORT – Treasurer Fortunato submitted the report for review.

Delinquent unpaid property tax payers list was submitted to Rockland County Finance office, for the amount of \$21,017.45.

\$4,172.86.00 in interest has been earned from the NY Class accounts.

The Treasurer asked the Board to consider resolutions for two bonds.

- 1) Trustee Diamond made a motion to allow the Treasurer to pay interest in the amount of \$39,421.88 for the Preserve Property Bond, seconded by Trustee Rothchild and so moved.

AYES: Mayor Tarapata, Trustees Diamond, Dodge, Esmay & Rothchild

NOES: None

- 2) Trustee Diamond made a motion to allow the Treasurer to pay principal in the amount of \$110,000.00 and interest in the amount of \$23,359.38 for the

Sewer Bond, seconded by Trustee Rothchild and so moved.
AYES: Mayor Tarapata, Trustees Diamond, Dodge, Esmay & Rothchild
NOES: None

VOUCHERS – Read and approved for payment.

MINUTES –Trustee Rothchild made a motion to adopt the minutes of the **regular meeting of 10/17/19**, seconded by Trustee Dodge and so approved.

AYES: Mayor Tarapata, Trustees Diamond, Dodge, Esmay & Rothchild
NOES: None

Trustee Rothchild made a motion to adopt the minutes of the **special meeting of 10/24/19**, seconded by Trustee Diamond and so approved.

AYES: Mayor Tarapata, Trustees Diamond, Dodge, Esmay & Rothchild
NOES: None

Mayor Tarapata noted that she will set up a follow up meeting in late January or early February to meet with residents re: the Village Board's proposal on leaf blowers. The board reviewed the proposal submitted by the Green Committee.

NYACK AMBULANCE CORPS. INC. - SNOWFLAKE RUN

The Village received a request from Nyack Community Ambulance Corps. to conduct their 7th Annual Snowflake 5K race/walk through the Village of Upper Nyack. The event will last about 1 hour and end back at the Ambulance Corp. building on N. Midland. Ave. in Nyack.

Trustee Esmay made a motion that the Board approve the request from the Nyack Community Ambulance Corp. for their 7th Annual Snowflake 5K race/walk for Saturday, December 29, 2019, beginning at 10 am, provided they have submitted the proper certificate of insurance and that they coordinate with the Clarkstown Police Dept., seconded by Trustee Dodge and so moved.

AYES: Mayor Tarapata, Trustees Diamond, Dodge, Esmay & Rothchild
NOES: None

2019 MS4 SPDES ANNUAL REPORT - Submitted for review

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

AYES: Mayor Tarapata, Trustees Diamond, Dodge, Esmay & Rothchild
NOES: None

CABLEVISION - Request to install electrical box cabinet in the Village right of way. On Friday, November 22, 2019, Mayor Tarapata, Dennis Letson-VE, James Miele (contractor for sidewalk) and Shaun Maxwell will meet to discuss location of the install of the electrical cabinet and coordinate with contractor installing new village sidewalk. Mayor will report outcome back to the Board.

7:30 PM Public Hearing:

Temporary Moratorium on new special permit applications

The Clerk read the public hearing notice.

Mayor Tarapata noted that the committee has been working on and the Comprehensive Plan update, including improving the special permit process, and the draft is close to completion. While the reviews of outside agencies and public hearings take place, it is wise to put a moratorium in place.

Trustee Esmay made a motion to open the public hearing, seconded by Trustee Diamond and so moved.

AYES: Mayor Tarapata, Trustees Diamond, Dodge, Esmay & Rothchild

NOES: None

Mayor Tarapata opened the public hearing and invited anyone in the audience to speak on the matter.

Mort Korn, 6 Van Houten St., asked what is considered “new”?

The Board noted it refers to new no existing special permits even with revisions.

Jerry Marton, 4 Castle Heights Ave., asked if “It was reasonable to conclude that the Comprehensive Plan will be completed in 6 months”?

The Mayor replied yes. Mayor Tarapata noted there would be a SEQRA review, public input, and zoning updates.

Trustee Diamond motioned to close the public hearing, seconded by Trustee Rothchild and it was so moved.

AYES: Mayor Tarapata, Trustees Diamond, Dodge, Esmay & Rothchild

NOES: None

Trustee Esmay motioned to adopt Local Law # 5 2019, imposing a Temporary Moratorium on commercial and residential land use applications requiring new special permits as set forth in section 15:88 of the 1962 Zoning Ordinance of the Village of Upper Nyack, seconded by Trustee Diamond and it was so moved.

AYES: Mayor Tarapata, Trustees Diamond, Dodge, Esmay & Rothchild

NOES: None

Mayor Tarapata reported to the Board about a recent legislative meeting in Albany she attended. NYCOM was narrowing down topics that they support and try to get

the State to adopt. Mayor Tarapata also took part in two webinars from NYCOM
1) Architectural Review Boards and 2) Group Homes and Exemptions to Local
Land use regulations.

Discussion: Farm Family Insurance settlement for River Hook Preserve.
Mayor discussed with Village Attorney and Board and all agreed Mayor should
sign.

Trustee Esmay made a motion to adjourn, seconded by Trustee Dodge and so
moved. The meeting was adjourned at 8:15 PM.

AYES: Mayor Tarapata, Trustees Diamond, Dodge, Esmay & Rothchild

NOES: None

Respectfully submitted,

Carol G. Brotherhood
Village Clerk