

REGULAR MEETING

March 16, 2017

The Regular meeting of the Board of Trustees of the Village of Upper Nyack was held at the village hall on Thursday, March 16, 2017 at 7:00 PM.

Those present: Mayor Tarapata, Trustees, Diamond, Esmay, Nye & Rothchild
Village Clerk: Carol G. Brotherhood; Village Treasurer-Richard D. Fortunato; Village Attorney: Robert P. Lewis Esq.

Others identified: PO Paul Valerio CPD; Angela Davenport-Conway; Jen Patuto

POLICE REPORTS – PO Valerio appeared. He noted there were 23 medical calls, 43 summonses

2/24/17 – 112 Old Mountain Rd., burglary: Homeowner was distracted by person who stated they had just moved to the area and pretended interest in the house got the homeowners into the backyard while someone entered through the front door and committed larceny.

Orangetown Police arrested an EDP at Nyack hospital who pulled a gun on the staff. During recent snowstorm, CPD did reverse 911 calls to request the public to get their cars off the street.

Follow ups:

Bliss Lane - Summonses were dismissed and no further issues with parking.

The Traffic Squad will be in Upper Nyack next week in various locations.

Locust Drive – School bus/camper: There have been several complaints re: a school bus parked at this location that is painted various colors and now has a tarp thrown over it.

The vehicle is unregistered and uninsured. Mayor Tarapata will follow up with PO Valerio

Trustee Rothchild inquired whether there had been any reports of trespass or vandalism at the boatyard. Trustee Rothchild will contact PO Valerio to follow up

MINUTES - Trustee Rothchild made a motion to approve the minutes of the **02/16/2017**

Regular meeting, seconded by Trustee Esmay and with no discussion, so moved.

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

NOES: None

ABSENT: None ABSTAIN: Trustee Nye (not in attendance at meeting of 2/16/17)

Trustee Esmay made a motion to approve the minutes of the **03/19/2017 Special meeting**, seconded by Trustee Rothchild and with no discussion, so moved.

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

NOES: None

ABSENT: None ABSTAIN: Trustee Nye (not in attendance at meeting of 2/16/17)

TREASURER'S REPORT –Submitted for review.

Treasurer Fortunato noted that the Comp Alliance policy has been changes to coincide with the fiscal year. The Village will be credited for any payment made prior to the change.

According to the State Comptrollers Stress Test for municipalities Upper Nyack is at 1.7% for a fiscal score.

Budget Workshop held March 16, 2017, after regular meeting.

VOUCHERS – Read and approved for payment.

REQUEST FOR STREET CLOSING – “Earth Fest Event”

Friday, April 28, 2017 (Rain date: Friday May 5, 2017)

Angela Davenport-Conway and Jen Patuto, representing the UNES PTA, appeared before the Board to request a street closing on North Broadway in front of the elementary school for an environmental event they will be sponsoring for the school. They did a similar event 8-10 years ago. They are requested a 2 hour time block in the morning.

Trustee Nye made a motion that North Broadway be closed between Castle Heights Avenue and Birchwood Avenue for the Upper Nyack Elementary PTA Earth Fest from 9:30 am until 12:00 noon on Friday, April 28, 2017 and that they provide a Certificate of Insurance, seconded by Trustee Diamond and so approved.

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

NOES: None ABSENT: None

The Upper Nyack PTA will notify the residents of North Broadway, Perry Lane, Tompkins Court and lower Castle Heights Avenue of the closing by letter using the sample letter provided and sign an affidavit that such mailing took place.

The Clerk will notify the Clarkstown Police liaison officer so that auxiliary police can be provided along with barricades to block off the street.

DEPUTY REGISTRAR: Mayor Tarapata appointed Donna Albert as Deputy Registrar with an appointment to run concurrently with the Registrar to April 2021.

Trustee Esmay made a motion to ratify the appointment and it was seconded by Trustee Rothchild and so moved.

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

NOES: None ABSENT: None

RESOLUTION-Stormwater MS 4 Mapping Grant

The Mayor noted that on the recommendation of the Village Engineer, the Village of Upper Nyack would participate to help cut Village costs by up to 50%.

Trustee Nye made a motion that the Village of Upper Nyack agrees to participate in the NYSDEC Contact C00386GG ‘Rockland county MS4 Grant’ and further that the Mayor be allowed to sign the contract document, seconded by Trustee Diamond and so moved.

On a call for a vote:

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

RESOLUTION– Falun Dafa
Resolution of the Board of Trustees
Village of Upper Nyack
Date of Resolution: March 16, 2017

Whereas, the United States was founded on the ideals of freedom of religion, and life, liberty and the pursuit of happiness, and

Whereas, Falun Dafa is a spiritual practice practiced peacefully by individuals worldwide, and

Whereas, members of Falun Dafa in China have been denied the right to practice their religion freely and safely without persecution,

Therefore, be it resolved on this 16th day of March, 2017,

That the Board of Trustees of the Village of Upper Nyack calls on the President of the United States and members of Congress to condemn the persecution, imprisonment and execution of members of Falun Dafa by the People's Republic of China and to call for the free exercise of religion.

This resolution of the Board of Trustees of the Village of Upper Nyack made on Thursday, March 16th, 2017 at their regular meeting.

Motion: Trustee Diamond

Seconded: Trustee Rothchild

Vote: Ayes: Mayor Tarapata, Trustees Diamond, Esmay, Nye & Rothchild

Noes: None

Absent: None

Abstain: None

2017 Grievance - Assessor Recommendations-

Trustee Diamond made a resolution that the Board of Assessment Review accepts the recommendations of the Village Assessor for applications received on Grievance Day, February 23, 2017, seconded by Trustee Nye and so moved.

On a call for a vote:

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

NOES: None ABSENT: None

Discussion: Special Permit Process – Places of Assembly

Mayor Tarapata noted that the Village will be looking at the complete list of special permits for places of assembly and following up with those properties that have not completed their applications. The Mayor, the Building Inspector and Village Attorney will be developing a simplified re-application process for those properties with completed special permits.

EXECUTIVE SESSION:

8:47 PM The Board voted to enter Executive Session on a motion made by Trustee Esmay and seconded by Trustee Rothchild and it was so moved.

On a call for a vote:

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

NOES: None ABSENT: None

Discussion of litigation. Article 78

8:55 PM The Board voted to exit Executive Session on a motion made by Trustee Esmay and seconded by Trustee Rothchild and it was so moved.

On a call for a vote:

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

NOES: None ABSENT: None

TENTATIVE BUDGET -SET PUBLIC HEARING DATE

Trustee Tarapata made a motion that the Village Clerk will publish a notice of public hearing for the tentative budget to be held on April 21, 2016 at 7:15 PM, seconded by Trustee Esmay and so moved.

On a call for a vote:

Trustee Esmay made a motion to adjourn at 8:00 PM, seconded by Trustee Nye and it was so moved. On a call for a vote:

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

NOES: None ABSENT: None

Respectfully submitted,

Carol G. Brotherhood
Village Clerk