

REGULAR MEETING  
July 20, 2017

The Regular meeting of the Board of Trustees of the Village of Upper Nyack was held at the village hall on Thursday, July 20, 2017 at 7:00 PM.

**Those present:** Mayor Tarapata, Trustees Diamond, Esmay, Nye & Rothchild

Village Clerk Carol G. Brotherhood, Village Attorney Robert P. Lewis;  
Village Treasurer Richard D. Fortunato

**Absent:** None

**Other's identified:** PO Valerio-CPD; Joseph Scarmato, Joanne Scarmato, Jay Greenwell, Kier Levesque, Howard Hellman

POLICE REPORT – PO Valerio appeared before the Board to present items to the Board and referred to statistics for the Town (which include Upper Nyack) that included calls for service, check fraud and a reminder to the public to lock cars and not leave anything of value visible.

TREASURER'S REPORT – submitted for review.

Treasurer Fortunato noted that of the 771 tax bills, 25 remained unpaid, similar to last year. By the time the list goes to the County at the end of October the list is usually about 8-10 unpaid

A recent notice from Comptroller DiNapoli referenced an audit in the Town of Orangetown regarding payroll problems. The Village addressed similar problems with the changes that were made to the Village payroll and overtime.

Sterling Bank will be giving an interest increase to the Village.

The Town of Orangetown sewer bill was slightly lower than last year at \$388,000.

VOUCHERS – Read and approved for payment.

MINUTES – Trustee Esmay motioned that the Board accept the minutes of the **Regular** meeting of **June 15, 2017**, seconded by Trustee Nye and it was so moved.

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

NOES: None

Request - Nyack Garden Club for use of Meeting Room

Joanne Scarmato appeared before the Board representing the Nyack Garden Club and was there to request the use of the Village meeting room for their meetings. The club holds meetings 3-4 times per year, weekdays from approximately from 12 noon to 4 pm with usually 15-20 people in attendance. They serve refreshments which they provide.

After a brief discussion the Board approved the request and noted the following:

- 1) The use is subject to availability and all dates will be checked with the Village Clerk.
- 2) Provide Certificate of Insurance
- 3) Provide key to one person (Joanne Scarmato)

Trustee Nye made a motion that the Board of Trustees approves the request of the Nyack Garden Club for use of the Village of Upper Nyack meeting room with conditions noted, seconded by Trustee Rothchild and so moved.

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

NOES: None

#### 626 North Broadway – Proposal for the Cason property

Joseph Scarmato (representing Howard Hellman), Howard Hellman (contract purchaser of the property) Kier Levesque (architect for the project) and Jay Greenwell (site engineer for the project) appeared before the Board to present a proposal for the property at 626 N Broadway, known as River Hook Farm. The proposal is to develop an Active Adult Community (55 and older)

The Mayor and Board noted that they may want to make a presentation to the Planning Board informally.

Mr. Scarmato said they would discuss and contact the PB secretary if they wanted to do so.

Judy Ryan, 104 Lexow Ave., appeared before the Board to discuss communication between the Village and the residents. Was hoping to see more coming from the Village in the form of a newsletter or an easier web site to navigate.

Mayor Tarapata noted that the village was in the process of upgrading the Village web site. There used to be a newsletter and it was expensive to create, print and mail and the Board decided that a web site was more flexible and cost efficient for the Village.

Ms. Ryan told the Board she was very pleased to have attended this evening and heard the presentation and discussion on the possible project of the active adult community.

Nyack Hospital Foundation

Blow Away Breast Cancer Run & Walk Sunday, October 8, 2017, 8:00 am to 10:30 am

Trustee Esmay motioned to approve the request for the Nyack Hospital Foundation Blow Away Breast Cancer Run & Walk on Sunday, October 8 2017, and that they have provided proper liability insurance and notified the Clarkstown Police for traffic control, and with the following provisions 1) walk on one side of the road only 2) be mindful of the residents and give them all courtesy when they are driving on Village roads, seconded by Trustee Rothchild and it was so moved. The Clerk will notify appropriate agencies of the event.

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

NOES: None

MEO II – Establishing new position

Appoint Christopher Gessel to new position

After a brief discussion,

Trustee Nye made a motion that the Board of Trustees, with the approval of the Rockland County Dept. of Personnel, do establish the position of MEO II and that the Mayor appoints Christopher Gessel to the MEO II position, seconded by Trustee Esmay and it was so moved. On a call for a vote:

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

NOES: None

Resolution of Support for the Land Use Law Center at Pace University:  
(Resolution attached)

Trustee Rothchild motioned

Trustee Esmay seconded and it was so moved.

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

NOES: None

Bid # PV-01-2017, 2017 Paving Program-Pavement Resurfacing

**Bid Opening, July 19, 2017, 11:00 AM**

**Bid # PV-01-2017, 2017 Paving Program-Pavement Resurfacing**

**Village of Upper Nyack, Upper Nyack, NY**

Those present: Carol G. Brotherhood-Village Clerk, Bryan Westervelt- Upper Nyack-DPW

Others identified: Paul Taphorn, Ecco III Enterprises, Inc.

The Village Clerk read the public Notice to Bidders.

One (1) sealed bid(s) was (were) received, opened and read aloud as follows:

<u>Bidder</u>	<u>Total</u>
Ecco III Enterprises, Inc.	\$133,214.00
201 Saw Mill River road	
Yonkers, NY 10701	

Bidding was closed at 11:01 AM

Respectfully submitted, Carol G. Brotherhood, Village Clerk

After a brief discussion, noting this is a major roadway in the Village for vehicles, busses and cyclists and in need of repaving, and with the recommendation of the Village Engineer, the Board put forth the following motion: Trustee Esmay made a motion that the Board of Trustees rejects the bid of \$133,214 from Ecco III Enterprises, Inc. and further that the village will rebid for a new bid opening date and review by the Board at the August 17, 2018 Board of Trustees regular meeting, seconded by Trustee Nye and so moved.

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

NOES: None

#### Cyber Liability Insurance-

Quote from CLG Ins. Will cost approximately 423.50 per year

The Board requested a summary of what the policy would cover.

Safety Committee: No issues reported at this time

Motion to adjourn by Trustee Nye, seconded by Trustee Rothchild and so moved. The meeting was adjourned at 9:30 PM

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

NOES: None

Respectfully submitted,

Carol G. Brotherhood, Village Clerk