

REGULAR MEETING
September 14, 2017

The Regular monthly meeting of the Board of Trustees of the Village of Upper Nyack was held at the village hall on Thursday, September 14, 2017 at 7:00 PM.

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

Others identified: PO Valerio-CPD; David Dickson, Robert Picardi, Dennis Letson, and Robert Helmke

POLICE REPORTS – PO Valerio appeared.

Discussed incidents: Criminal mischief at the UNES-graffiti on wall of school. School resource officer and Detectives investigating; car egged on N Midland (8/20/17); Citgo Station on RT 9W, truck hit overhang and damaged it.

David Dickson, 215 Radcliff Drive, who has lived at that location since 1988 spoke to the Board regarding a concern for the increase in parking at night, noise and litter in front of and near his residence. Mr. Dickson noted that people are parking and entering onto the Long Path trail at the end of his street. He would like to have no parking allowed there.

Officer Valerio responded to the Board noting that that is a legal trail and parking is legal on the street.

The Board and Officer Valerio discussed some measures that the village may be able to take that would give Mr. Dickson relief from his issues. The discussion included: painting lines in the roadway to limit parking near his driveway; prohibit parking; place trash & recycling cans to discourage littering. Officer Valerio will meet with the DPW before the next meeting to see if they can agree on a viable solution. Mr. Dickson thanked the Board for their help.

TREASURER'S REPORT- Treasurer presented the report to the Board.

Treasurer Fortunato noted the AUD had been filed which ties in to the year-end financials.

Delinquent village taxes: 16 remain unpaid. Final Notices will go out in the beginning of October and after October 31st the list will go to the County for payment and re-levy.

Trustee Rothchild questioned the Treasurer about the funding available for the update of the comprehensive plan. It was noted that the funds were split between engineering and legal fees. (\$30,000-\$28,000 for consultants and \$2,000 for various costs = printing and posting to the web)

Trustee Rothchild expressed his concern that the money budgeted may be inadequate. Treasurer noted the Board may have to approve funds to be moved from contingency if that happens.

VOUCHERS - Read and approved for payment.

2017-2018 On Call Contract Misc. Concrete Sidewalk and Curb Installation

Village Engineer Dennis Letson reviewed the bids and, Mr. Letson recommended the low bidder, Belleville Landscaping Inc., noting the company has adequate resources and are qualified to do the work. Did a drainage project in Upper Nyack a few years back and the Village was very satisfied with the work.

Trustee Esmay noted this is a standard practice and the Village can do small sections at a time.

Trustee Esmay made a motion to accept the bid of Belleville Landscaping Inc., seconded by Trustee Rothchild and so moved.

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

NOES: None

Village Engineer Letson appeared at the meeting to report to the Board about ongoing projects he is working on:

- 1) Lexow drainage project and that it will require one easement and the pipe will be larger.
- 2) Kick-off meeting regarding the sidewalk grant from the New NY Bridge Foundation. He is preparing the design for the sidewalk which will continue from N. Broadway to the Park. A public information meeting is a requirement of receiving the grant money.
- 3) Courtyard at Upper Nyack (Riverton) Subdivision punch list items are complete. The company will be coming to the Village to offer a deed of dedication for the road. The detention ponds will require weed whacking the grass around them and removing the sediment every 10 years.

Robert Picardi, 209 Glenbrook Rd. appeared before the Board to discuss his concerns about the continued use of leaf blowers in the Village. Mr. Picardi noted he had recently retired and was more disturbed by the constant noise. He wrote a letter to the Mayor complaining of the noise from landscapers using leaf blowers. Mr. Picardi had purchased an instrument to read the decibels and found it to be 80 decibels.

The Mayor told Mr. Picardi that the Board wrestled with the idea of how to regulate the use and noted again that the Board did not want to act in isolation and should be part of a bigger picture, along with the abutting village.

Mr. Picardi feels it is a matter of homeowner vs commercial users of the machines.

The equipment is different plus the big mowers and trucks block the street. Mr. Picardi would like to see a seasonal ban on the use.

The Mayor suggested a survey on the new web site. Trustee Rothchild the process of asking for input won't work. Trustee Rothchild thinks the Village should put forth an ordinance and see what happens. Trustee Rothchild volunteered to produce a draft document for the Board to review.

Robert Helmke, 641 North Broadway, came to speak with the Board regarding a letter he had received from his neighbor Nina Iser, concerning the Cason property and what had been asked informally of the Board.

Mayor Tarapata stated the Contract-Purchaser for the property at 626 North Broadway, had appeared before the Board to inform the Board of an idea that they had for the property. The proposal was for something not allowed under the Village Zoning. The party may go informally to the Planning Board. The Village is currently working to update the Village Comprehensive Plan and it would be a long public process to do something other than what is allowed by right on that property.

EXECUTIVE SESSION:

8:15 PM The Board voted to move to executive session

Motion: Trustee Esmay

Second: Trustee Nye

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

NOES: None

Discussed: Dedication of road for subdivision and potential litigation

9:30 PM The Board voted to exit executive session

Motion: Trustee Esmay

Second: Trustee Diamond

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

NOES: None

MINUTES – Trustee Rothchild motioned that the Board approve the minutes of the Regular meeting of 8/17/17, as amended, seconded by Trustee Nye and so moved.

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

NOES: None

Request for Road Closure: UNES PTA request to close N. Broadway, from Castle Heights Ave to Birchwood Ave, on Friday, October 20, 2017 from 4:00 pm until 9:00 pm for the annual "Trunk or Treat/Fall Fest"

Trustee Esmay made a motion to approve the closure, and that they provide a certificate of insurance and notify the affected property owners along N Broadway, seconded by Trustee Rothchild and it was so moved. With no further discussion it was approved.

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

NOES: None

Schedule of Fees: Trustee Esmay made a motion to amend the schedule to include "Application for Special Permit renewal" First appearance – No fee; Subsequent appearance - \$200, seconded by Trustee Nye and so moved.

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

NOES: None

Trustee Rothchild and Trustee Nye will have a draft of the employee guidelines to distribute for the workshop of 9/28/17.

Trustee Rothchild made a motion to adjourn seconded by Trustee Nye and so moved. The meeting was adjourned at 9:50 PM.

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

NOES: None

Respectfully submitted,

Carol G. Brotherhood
Village Clerk