

## REGULAR MEETING

April 16, 2015

The Regular meeting of the Board of Trustees of the Village of Upper Nyack was held at the village hall on Thursday, April 16, 2015 at 7:00 PM.

**Those present:** Mayor Hindin, Trustees Diamond, Esmay & Nye  
Village Clerk Carol G. Brotherhood, Village Attorney Robert P. Lewis  
Absent: Trustee Tarapata

**Others identified:** PO Shannon-CPD. No one else from the public attended.

POLICE REPORTS – PO Shannon, Community Police Officer from CPD, introduced himself to the Board of Trustees. Officer Shannon has been a CPD PO for 22 years, a former DARE Officer (15 years).

Discussion: Responded to letters of complaint re: dogs running free (homeowners have non-operational electric fence and broken fence in backyard. Will repair and keep dogs within yard or on leash); phone calls to village hall; 88 calls of service to UN; 8-10 criminal complaints; remainder medical or other assistance; V&T: distracted driving and passed school bus.

Community Police Officers Valerio & Shannon, Area car is always in Upper Nyack. Officer Shannon informed the Board about a group called TRIAD, Triad is a group of retired officers who make visits to senior groups to discuss safety issues and ways to avoid scams.

### MINUTES –

**Regular Meeting 03/19/15** – Trustee Esmay made a motion to accept the minutes of March 19, 2015, Regular meeting, seconded by Trustee Diamond and so moved.

**Annual Meeting 04/06/15** – Trustee Diamond made a motion to accept the minutes of April 6, 2015 Annual meeting, seconded by Trustee Nye and so moved.

AYES: Mayor Hindin, Trustees Diamond, Esmay & Nye

NOES: None

ABSENT: Trustee Tarapata

TREASURER'S REPORT – Submitted for review.

VOUCHERS – Read and approved for payment.

After discussion of the Property Tax Levy Limit law, Trustee Esmay made a motion that the Board rescind the law at the next regular meeting, seconded by Trustee Nye and it was so moved.

AYES: Mayor Hindin, Trustees Diamond, Esmay & Nye

NOES: None

ABSENT: Trustee Tarapata

**7:30 Public Hearing:** LOCAL LAW #4 2015- Amending Chapter 2.2(e) Parking of

Vehicles, of the 1965 Code of General Ordinances, adding **No parking on the north end of Cedar Avenue, at the dead end.**

Clerk read public hearing notice. Mayor opened the public hearing.

No one from the public was in attendance.

Discussion: Mayor Hindin noted that DPW requested the sign be put in place because of difficulty with snowplowing and manipulating larger village trucks on that street when other vehicles are parked at the dead end. The Board agrees the passing of this law and installation of the sign is appropriate.

The Mayor asked for a motion to close the public hearing.

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

AYES: Mayor Hindin, Trustees Diamond, Esmay & Nye

NOES: None

ABSENT: Trustee Tarapata

Trustee Nye made a motion the Board adopt local law #4 of 2015, amending Ordinance 2.2(e), seconded by Trustee Diamond and so moved.

On a call for a vote:

AYES: Mayor Hindin, Trustees Diamond, Esmay & Nye

NOES: None

ABSENT: Trustee Tarapata

#### 7:30 PM - Public Hearing- Tentative Budget -2015-2016

The Mayor opened the public hearing. The Village Clerk read the public hearing notice.

No one from the public was in attendance.

Mayor Hindin noted that no Board member will receive compensation. The Board reviewed the proposed budget.

In the absence of any questions or comments by the public, Trustee Nye motioned to close the public hearing which was seconded by Trustee Esmay and it was so moved.

Trustee Diamond motioned to adopt the Tentative Budget as amended to stay within the property tax levy limit, and it will become the Actual Budget for 2015-16 seconded by Trustee Nye and with no further discussion, it was so adopted.

AYES: Mayor Hindin, Trustees Diamond, Esmay & Nye

NOES: None

ABSENT: Trustee Tarapata

#### Financial Consultant Services – Marvin Nyman

Review of agreements regarding Audits of Village Financial records for fiscal year ending May 31, 2015 and Village Court records ending fiscal year May 31, 2015 and that the Mayor be allowed to sign said agreements. (Letters on file)

Trustee Esmay motioned, seconded by Trustee Nye and on a call for a vote:

AYES: Mayor Hindin, Trustees Diamond, Esmay & Nye

NOES: None

ABSENT: Trustee Tarapata

RESOLUTION – Cornell Cooperative Extension Rockland County  
2015 Stormwater II Education Program Agreement

Trustee Nye made a motion that the Village of Upper Nyack renew its participation in the Cornell University Cooperative Extension 2015 Stormwater Education Program and with the signing by the Mayor, authorize payment of the \$1000 annual fee, seconded by Trustee Diamond and it was so moved.

AYES: Mayor Hindin, Trustees Diamond, Esmay & Nye

NOES: None

ABSENT: Trustee Tarapata

REQUEST FOR STREET CLOSING – GOOSETOWN BAZZAR  
Saturday, May 6, 2015

Trustee Diamond made a motion that North Broadway be closed between Castle Heights Avenue and Birchwood Avenue for the Upper Nyack Elementary PTA Goosetown Bazaar from 10:30 am until 4 pm on Saturday, June 6, 2015 and that they provide a Certificate of Insurance, seconded by Trustee Nye and so approved.

AYES: Mayor Hindin, Trustees Diamond, Esmay & Nye

NOES: None

ABSENT: Trustee Tarapata

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.

Village Clerk-Treasurer – Discussion

The Village Attorney will draw up the resolution for the next regular meeting. The Village Clerk will do the paperwork with the RC Personnel.

Justice Court Law Books

As the Justice Court has been abolished, Trustee Esmay motioned for the Board to declare surplus the court law books and dispose by recycling or donation, seconded by Trustee Nye and so moved.

AYES: Mayor Hindin, Trustees Diamond, Esmay & Nye

NOES: None

ABSENT: Trustee Tarapata

**8:43 PM** Trustee Esmay made a motion that the Board enter into Executive Session.

Trustee Nye seconded and it was so moved.

AYES: Mayor Hindin, Trustees Diamond, Esmay & Nye

NOES: None

ABSENT: Trustee Tarapata

Discussed: Lease with the Village Hall upstairs tenants.

**9:03 PM** Trustee Esmay made a motion that the Board exit Executive Session.

Trustee Nye seconded and it was so moved.

AYES: Mayor Hindin, Trustees Diamond, Esmay & Nye

NOES: None

ABSENT: Trustee Tarapata

The Village Attorney will make the necessary changes to the lease and notify the tenant.

Trustee Esmay made a motion to adjourn seconded by Trustee Nye and so moved at 9:35 PM.

AYES: Mayor Hindin, Trustees Diamond, Esmay & Nye

NOES: None

ABSENT: Trustee Tarapata

Respectfully submitted,

Carol G. Brotherhood  
Village Clerk