

REGULAR MEETING

November 19, 2020

The Regular meeting of the Board of Trustees of the Village of Upper Nyack was held Thursday, November 21, 2020 at 7:00 PM. In accordance with the Executive Order 202.48, this meeting was held by video/teleconference. The meeting was recorded and transcribed.

Those present: Mayor Tarapata, Trustees Dodge, Epstein, Esmay & Rothchild
Village Clerk Carol G. Brotherhood, Village Treasurer Richard D. Fortunato

Others identified: PO Jaqueline Kennedy, PO Niles Davies

POLICE REPORTS – PO Kennedy participated and introduced PO Niles Davies the new Community Police Officer to Upper Nyack. The following was noted:

Calls for service: total 179; 24 medical/emergencies, 14 burglar & fire alarms; MV accident on 9W with minor injuries; 11 area checks, 55 religious & cultural; Other occurrences: 1 fraud: duplicate checks created, money recovered through the bank; 1 larceny: Camboan Rd., unlocked vehicle PO Kennedy reminded all vehicles should be locked and valuables kept out of view; 1 burglary: West Pond Rd. Cash, jewelry and personal papers taken.

2 parking tickets issued – Castle Heights Ave.

No parking signs on Lexow Ave. and Locust Dr. have been removed. DPW has signs at the garage.

Trustee Epstein (lives on Locust) noted that there are no issues at this time. Signs not needed.

Overdoses: Rockland County – 196 YTD with 23 deaths; Town of Clarkstown 60 YTD with 51 surviving and 9 deaths

Overdoses: Rockland County: Year to date: 230 (33 deaths)

Clarkstown: Year to date: 69 (9 deaths)

PO Davies introduced himself to the Board noting he was from Congers and a member of the Dept. and had worked in Upper Nyack several years over that time. His family has lived in the county for generations. The Board welcomed him and noted they looked forward to having him as the Community Police Officer. Trustee Rothchild said it was great to have him on in Upper Nyack and what a wonderful legacy of his family in Rockland County.

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 \$19,736.11.

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

1) Trustee Dodge made a motion to allow the Treasurer to pay, by December

15th, 2020, the amount of \$39,421.89 for the Public Improvement Bond - Preserve, seconded by Trustee Epstein and so moved.

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

NOES: None

- 2) Trustee Esmay made a motion to allow the Treasurer to pay, by January 15, 2021, principal in the amount of \$110,000.00 and interest in the amount of \$21,709.38 for the Public Improvement -Sewer Bond, seconded by Trustee Dodge and so moved.

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

NOES: None

VOUCHERS – Read and approved for payment.

Treasurer Fortunato reviewed the items in the budget with large costs and discussed with the Board Village hall repairs: (painting, railings, lighting and new furnace) (No estimate for cost of a new furnace has been done) Road repairs: Hudson Greenway-sidewalk, Palmer Kuyper underdrain – The project has been started. State will cover the paving but not the drainage work.

Audit is nearly finished.

Discussion in public like this, allows the public can hear how money is being spent and how careful with spending the Village Board is.

MINUTES –Trustee Rothchild made a motion to adopt the minutes of the **regular meeting of 08/20/2020**, seconded by Trustee Dodge and so approved.

AYES: Mayor Tarapata, Trustees Dodge, Esmay & Rothchild

NOES: None ABSTAIN: Trustee Epstein

Trustee Dodge made a motion to adopt the minutes of the **regular meeting of 09/17/2020**, seconded by Trustee Rothchild and so approved.

AYES: Mayor Tarapata, Trustees Dodge, Esmay & Rothchild

NOES: None ABSTAIN: Trustee Epstein

Trustee Esmay made a motion to adopt the minutes of the **special meeting of 10/08/2020**, seconded by Trustee Epstein and so approved.

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

NOES: None

Trustee Rothchild made a motion to adopt the minutes of the **regular meeting of 10/15/2020**, seconded by Trustee Dodge and so approved.

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

NOES: None

ITEMS TO SURPLUS: TV with VHS player, color copier/printer, typewriter

After a brief discussion the Board decided all items except the typewriter would be deemed obsolete or unfixable and of no use to the Village. The typewriter will be stored until a decision is made to surplus it. The Village Clerk will confirm that no memory of images is stored on the machine.

Motion to surplus the above noted items: Trustee Esmay

Second: Trustee Epstein

Vote: AYES: Mayor Tarapata, Trustees Dodge, Epstein, Esmay & Rothchild

NOES: None

Mayor Tarapata noted the security system at the Preserve is extremely sensitive and is going off frequently. Software can be installed that would allow the Mayor to turn the alarm off from her cellphone. It will cost \$10.00 extra per month. The Board approved unanimously the \$10.00 extra per month in monitoring fees.

SUMMIT SCHOOL SIDEWALK- Discussion: It was confirmed that the trees planted along N Broadway are on or within the property line of the Summit School. The Board considered a proposal to create a pull off along the eastside of N Broadway, in front of the Summit School and to reduce the median and shorten the sidewalk. A new and proper curb would be installed. Cost of the new sidewalk is approximately \$50,000.

PARKING-UPPER BIRCHWOOD- The village received a request for residents (renters) permission to park on the street in front of 222 Birchwood Ave. They have a parking space in the driveway but must walk around and up Birchwood to the front walk to access their door. They are finding the hill difficult to do. After discussion the Board determined the request should come from the landlord or a pull off should be created by the property owner. Any reasonable accommodation request should be made to the landlord and not the Village.

SET PUBLIC HEARINGS: Discussion- The public hearings that were to be held at this meeting will be held next month. The Board did new motions to hold the public hearings to amend the laws from the 1965 Code of General Ordinances.

Trustee Epstein made a motion to set a public hearing at the next regular meeting on 12/17/2020 to amend Chapter 2, Ordinance 2.2 (e) Parking of Vehicles, seconded by Trustee Rothchild and so moved.

On a call for a vote:

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

NOES: None

Trustee Dodge made a motion to set a public hearing at the next regular meeting to amend Chapter 3 Fire Regulations, Ordinance 3.3 Fires, burning refuse

etc., seconded by Trustee Epstein and so moved.

On a call for a vote:

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

NOES: None

Trustee Dodge made a motion to set a public hearing at the next regular meeting to amend Chapter 4 Health & Sanitation, Ordinance 4.1 Receptacles for Rubbish, seconded by Trustee Rothchild and so moved.

On a call for a vote:

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

NOES: None

Mayor Tarapata noted that the delay has allowed the Board to improve the amendments with more input.

Trustee Esmay met with Tony Bruni of Perillo Engineering HVAC regarding the heat at the DPW building. The proposal will provide a new way to heat the building. Currently there is a large intake of air and only the top half of the building is receiving heat. The proposal will be sent to 3 bidders.

Discussion: Manual gate in front of the DPW is left open during working hours.

Dumping of debris by others onto the property is happening. An electric gate has been considered but is very costly because no power source is close by.

Signs will be installed noting No Dumping and that cameras are in use. The cameras have been updated recently.

There was a brief discussion regarding a recent article on the purchase of the property owned by Nyack College /Alliance Theological Seminary on Route 9W that has been sold. It was noted that the Board has been working on the Draft Comprehensive Plan for the last 2 ½ years and have discussed the whole 9W corridor and what would be appropriate zoning along that corridor.

Easement Improvement Request from N River Shipyard:

This request has been sent back to the Building Inspector who will respond as per Noelle Wolfson (Land Use Board Attorney) Approval from other property owners is required.

Trustee Epstein made a motion to adjourn, seconded by Trustee Rothchild and so moved. The meeting was adjourned at 8:11 PM.

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

NOES: None

Respectfully submitted,

Carol G. Brotherhood
Village Clerk