

REGULAR MEETING

March 21, 2013

The Regular meeting of the Board of Trustees of the Village of Upper Nyack was held at the village hall on Thursday, March 21, 2013 at 7:00 PM.

Those present: Mayor Esmay, Trustees, Diamond, Hindin, Morgan & Sarna
Village Clerk: Carol G. Brotherhood; Village Attorney: Robert P. Lewis Esq.
Village Treasurer: Barry MacCartney

Others identified: PO Hodges CPD; No one else from the public attended.

POLICE REPORTS – Officer Hodges presented the Board with the monthly Police report.

Various incidents of lost keys; possible stolen items; credit card theft-identity theft; controlled substance arrest; radar speed sign (letter from resident-Mr. Alpern, 115 Birchwood Ave. stating his concerns about the sign and microwave emissions) CPD sent information to the Board regarding the signs. The Board is still reviewing and will request a meeting with CPD to go over safety concerns and correct signage for the sign. Village Clerk try and set up the meeting as soon as possible.

MINUTES Trustee Morgan made a motion to approve the minutes of the **02/21/2013 Regular meeting**, seconded by Trustee Hindin and with no further discussion, so moved.

AYES: Mayor Esmay, Trustees Diamond, Hindin and Morgan

NOES: None

ABSTAIN: Trustee Sarna (was not in attendance at the meeting)

TREASURER'S REPORT – Treasurer MacCartney submitted the report for review. Discussion: Homeland Security reimbursements; generators; Glenbrook Rd. sewer replacement. There is pressure from the DEC to get the repair done. By accepting a bid it will show effort on part of the village to get the repair done.

VOUCHERS – Read and approved for payment.

TENTATIVE BUDGET -SET PUBLIC HEARING DATE

Trustee Sarna made a motion that the Village Clerk will publish a notice of public hearing for the tentative budget to be held on April 18, 2013 at 7:30 PM, seconded by Trustee Hindin and so moved.

AYES: Mayor Esmay, Trustees Diamond, Hindin, Morgan & Sarna

NOES: None

RUBBISH CONTRACT: The Board discussed extending the contract with Carlo Minuto Carting Co. Inc. as stated in the current contract. The extension would continue the current agreement for an additional three years to May 31, 2016.

After a brief discussion, Trustee Hindin made a motion that the Board agree to extend the Service Agreement/Contract, seconded by Trustee Sarna and so moved.

AYES: Mayor Esmay, Trustees Diamond, Hindin, Morgan & Sarna

NOES: None

Clerk will send contract to Carlo Minuto Carting. Co. Inc. for signature.

Bid # S-01-2013 Glenbrook Road Sewer Replacement

The Board discussed the project which includes a section of the sewer line that is required to be repaired as part of the agreement with Orangetown Sewer and the DEC. Village Engineer Letson recommends the contractor who was the low bidder.

Trustee Hindin made a motion that the Board award the contract for Bid # S-01-2013 to M. Ingannamorte & Son, 62 Piermont Rd., Tenafly, NJ 07670, for a total of \$145,000, seconded by Trustee Sarna and so moved.

AYES: Mayor Esmay, Trustees Diamond, Hindin, Morgan & Sarna

NOES: None

**Bid Opening, March 18, 2013, 11:00 AM, Bid # S-01-2013, Glenbrook Road Sewer Replacement
Village of Upper Nyack, NY**

Those present: Carol G. Brotherhood-Village Clerk, Barry MacCartney-Treasurer

Others identified: Scott Filzzola-Legacy Valve, LLC; Dominic Lafaro-Montana Const. Corp. Inc.; Elaine Collishaw-Victor P. Zugibe Inc.; Carl Wortendyke-Cal Mart Enterprises Inc.; Vinnie Artempi-M. Ingannamorte & Son; Mike Daniele-Marini Bros. Construction Co. Inc.

The Village Clerk read the public Notice to Bidders.

Seven (7) sealed bid(s) were (was) received, opened and read aloud as follows:

| <u>Bidder</u> | <u>Item # 1</u> | <u>Item # 2</u> | <u>Total</u> |
|--|-----------------|-----------------|--------------|
| McNamee Const. Corp. PO Box 182 Lincolndale, NY 10540 | \$240,000 | \$25,000 | \$265,000 |
| Cal Mart Enterprises Inc. 4 Burts Road Congers, NY 10920 | \$167,192 | \$25,000 | \$192,192 |
| M. Ingannamorte & Son 62 Piermont Road Tenafly, NJ 07670 | \$120,000 | \$25,000 | \$145,000 |
| Victor P. Zugibe, Inc. 66 West Railroad Avenue Garnerville, NY 10923 | \$159,475 | \$25,000 | \$184,475 |
| Legacy Valve, LLC 14 Railroad Ave. Valhalla, NY 10595 | \$226,534 | \$25,000 | \$251,534 |
| Montana Const. Corp. Inc. 80 Contant Ave. Lodi, NJ 07644 | \$159,000 | \$25,000 | \$184,000 |

Marini Brothers Const. Co. Inc. \$164,000 \$25,000 \$189,000
9 Lafayette Street
Hackensack, NJ 07601

Bidding was closed at 11.16 AM

Respectfully submitted, Carol G. Brotherhood, Village Clerk

EXECUTIVE SESSION:

7:55 PM Trustee Morgan motioned for the Board to enter into executive session to discuss a contract with DM Equities concerning the sale of the property known as the North Highland Subdivision, seconded by Trustee Sarna and so moved.

AYES: Mayor Esmay, Trustees Diamond, Hindin, Morgan & Sarna

NOES: None

8:15 PM Trustee Morgan made a motion that the Board exit executive session, seconded by Trustee Sarna and so moved.

AYES: Mayor Esmay, Trustees Diamond, Hindin, Morgan & Sarna

NOES: None

The Board discussed the recent **Village Election** held on Tuesday, March 19, 2013, 12 noon until 9 pm, and the results were as follows:

Registered voters in Upper Nyack = 1485

Voters signed in on election day = 492

Voted by absentee ballot = 28

Absentee ballot ineligible to vote = 1

Ballots voided = 1

Ballots invalid = 7

Blank ballots (unused) = 7

Tallies:

Mayor: Vote for one (1) 2 yr term

Michael Esmay = 269

Jennifer Chaitin = 92

Gregory P. Fisher = 152 (write in)

Trustee: Vote for two (2) 2 yr term

Jeffrey S. Hindin = 364

Vincent S. Morgan = 345

Trustee Sarna made a motion to adjourn at 8:24 PM, seconded by Trustee Hindin and it was so moved. On a call for a vote:

AYES: Mayor Esmay, Trustees Diamond, Hindin, Morgan & Sarna

NOES: None

Respectfully submitted,

Carol G. Brotherhood
Village Clerk