

REGULAR MEETING

April 18, 2013

The Regular meeting of the Board of Trustees of the Village of Upper Nyack was held at the village hall on Thursday, April 18, 2013 at 7:00 PM.

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

Others identified: PO Hodges-CPD, Grace Hodges

POLICE REPORTS – PO Hodges submitted report for review. Notable incidents were: dangerous dog incident (young girl bitten while at friends house & transported to hospital), computer virus downloading pornography onto a residents computer, a money scam involving a senior citizen, domestic dispute, mentally ill sons threatening to harm their mothers, Alzheimer patient requiring assistance, Summit School student distraught-taken to hospital for observation, unlawful possession of marijuana, noise complaint regarding gas station on 9W & Christian Herald Rd. –unfounded.

MINUTES –

Regular Meeting 03/21/13 – Trustee Morgan made a motion to accept the minutes, seconded by Trustee Hindin and so moved.

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

NOES: None

Annual Meeting 04/01/13 – Trustee Sarna made a motion to accept the minutes of April 1, 2013 annual meeting, seconded by Trustee Hindin and so moved.

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

NOES: None

NYMIR- Proxy vote- Trustee Sarna made a motion that in lieu of attending the annual meeting of subscribers that the Board authorizes to send the proxy vote on the slate of candidates, seconded by Trustee Hindin and so moved.

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

NOES: None

American Diabetes Association – Tour de Cure 2013

Trustee Sarna motioned to allow the Tour de Cure to travel through Upper Nyack on June 2, 2013 with the exception that no traffic is blocked and they provide a certificate of insurance, naming the village as additionally insured, seconded by Trustee Hindin and so moved.

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

NOES: None

RESOLUTION – Cornell Cooperative Extension Rockland County/2013 Stormwater II Education Program Agreement

Trustee Morgan made a motion that the Village of Upper Nyack renew its participation in the Cornell University Cooperative Extension 2013 Stormwater Education Program and with the signing by the Mayor, authorize payment of the \$800 annual fee, seconded by Trustee Sarna and so moved.

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

NOES: None

TREASURER'S REPORT – Submitted for review

VOUCHERS – Read and approved for payment.

7:30 PM - Public Hearing- Tentative Budget -2013-2014

The Mayor opened the public hearing. The Village Clerk read the public hearing notice. No one from the public was in attendance.

Mayor Esmay noted that no Board member will receive compensation. The Board reviewed the proposed budget. Some line items were changed and money removed. The Board also discussed the OSMH and continued repairs.

7:47 PM In the absence of any questions or comments by the public, Trustee Sarna motioned to close the public hearing which was seconded by Trustee Morgan and it was so moved.

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

NOES: None

Treasurer MacCartney noted that he and the Mayor met with the Dennis Letson, Village Engineer, to discuss all sewer lines that will have to be repaired under the agreement with Orangetown Sewer. The work will be bonded.

Trustee Sarna motioned to adopt what was presented as the tentative budget as presented by Treasurer MacCartney, and it will become the Actual Budget for 2013-14 seconded by Trustee Diamond and with no further discussion, it was so approved.

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

NOES: None

Executive Session:

7:55 PM Trustee Sarna made a motion to enter into executive session to discuss the contract with DM Equities and a dangerous dog situation, seconded by Trustee Morgan and so moved.

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

NOES: None

9:08 PM Trustee Sarna left the meeting

9:16 PM Trustee Hindin made a motion to exit executive session and return to the regular meeting, seconded by Trustee Sarna and so moved.

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

NOES: None

Trustee Hindin made a motion that the Board of Trustees authorizes the Mayor to sign the deed and all other closings documents necessary to sell lots 1, 2, 3, 4, 5, and 6 on the Highland Subdivision map to DM Equities of NY, LLC for \$900,000.00, seconded by Trustee Morgan and so moved.

AYES: Mayor Esmay, Trustees Diamond, Hindin & Morgan

NOES: None ABSENT: Trustee Sarna (Exited meeting at 9:08 pm)

Trustee Morgan made a motion to adjourn seconded by Trustee Hindin and so moved at 9:18 PM.

AYES: Mayor Esmay, Trustees Diamond, Hindin & Morgan

NOES: None ABSENT: Trustee Sarna

Respectfully submitted,

Carol G. Brotherhood
Village Clerk