

REGULAR MEETING

November 16, 2008

The Regular meeting of the Board of Trustees of the Village of Upper Nyack was held at the village hall on Thursday, November 16, 2008 at 7:00 PM.

Those present: Mayor Esmay, Trustees, Anderson, Diamond and Morgan, Village Clerk Carol G. Brotherhood, Village Attorney Robert P. Lewis, Village Treasurer Barry MacCartney, Trustee Sarna (**absent**)

Others identified: PO Landry (CPD), William Fay- Supervisor of Public Works, Mary Sue Barton, Daniel Cabiroy

BOND RESOLUTIONS

Construction of Sewer System Improvements: Bond Resolution to authorize the issuance of \$500,000 Serial Bonds

Trustee Morgan made a motion that the Board of Trustees adopt a resolution as prepared by Hawkins, Delafield & Woods (File Designation 2078/32404) authorizing the issuance of \$500,000 serial bonds for the construction of Sewer System Repairs, seconded by Trustee Anderson and so moved.

On a call for a vote:

AYES: Mayor Esmay, Trustees Anderson, Diamond, Morgan

NOES: None

ABSENT: Trustee Sarna

Acquisition of a New Plow Truck: Bond Resolution to authorize the issuance of \$130,000 Serial Bonds

Trustee Morgan made a motion that the Board of Trustees adopt a resolution as prepared by Hawkins, Delafield & Woods (File Designation 2078/32405) authorizing the issuance of \$130,000 serial bonds for the acquisition of a New Plow Truck, seconded by Trustee Diamond and so moved.

On a call for a vote:

AYES: Mayor Esmay, Trustees Anderson, Diamond, Morgan

NOES: None

ABSENT: Trustee Sarna

Trustee Diamond excused himself and left the meeting at 7:10 pm.

VILLAGE ELECTION – Trustee Anderson made a motion that the Village Election be held on Wednesday, March 18, 2008, instead of the usual third Tuesday, which is St. Patrick's Day, a holiday, seconded by Trustee Morgan and so moved.

AYES: Mayor Esmay, Trustees Anderson & Morgan

NOES: None

ABSENT: Trustees Diamond & Sarna

PARADE ROUTE REQUEST – Orangetown Fire Company #1

Trustee Morgan made a motion that the Board of Trustees grant permission to gather and parade through the streets of Upper Nyack on October 3, 2009 with the condition that the company provide proof of insurance naming the Village as additionally insured and that they make an extreme effort to allow residents access in and out of the village and with the third condition that the fire company notify residents on North Midland Ave. and effected side streets, by mail of the date and parking situation for the day of the parade, seconded by Trustee Anderson and so moved.

AYES: Mayor Esmay, Trustees Anderson & Morgan

NOES: None ABSENT: Trustees Diamond & Sarna

POLICE REPORTS – Read and discussed. The number of tickets written increased. The area car used in Upper Nyack is being installed with permanent radar.

DISCUSSION: Trustee Anderson noted that during the Halloween celebration that no Police Officer was present on North Broadway. PO Landry notified his superior and the Auxiliary was notified but no officer was available to be present. Mayor Esmay did come up to Broadway and reported that there were no problems and drivers seemed to be moving through the area very respectfully. Next year the Board will consider using the DPW truck with the light flashing to alert drivers to use caution.

JUSTICE REPORT – Read and noted.

MINUTES – Trustee Morgan made a motion to accept the minutes of the **09/24/08**

Regular meeting as corrected, seconded by Trustee Anderson and so approved.

AYES: Mayor Esmay, Trustees Anderson & Morgan

NOES: None ABSENT: Trustees Diamond & Sarna

Trustee Morgan made a motion to accept the minutes of the **10/16/08 Regular meeting as corrected**, seconded by Trustee Anderson and so approved.

AYES: Mayor Esmay, Trustees Anderson & Morgan

NOES: None ABSENT: Trustees Diamond & Sarna

TREASURER'S REPORT – Submitted for review.

VOUCHERS – Read and approved for payment.

PARKING – DISCUSSION:

Mary Sue Barton, 305 Front Street, appeared before the Board to discuss an ongoing parking problem that she has been experiencing for years. The house she owns was built in 1893. She and her family have always parked on the street. Ms. Barton owns only 1/3 of the driveway. The neighbor owns 2/3 and they make full use of the driveway. The size and topography of her property make it difficult to place parking anywhere on her lot.

The Village Board agreed to go and look at her property before the next regular meeting.

Daniel Cabiroy, 306-308 Ellen Street, also spoke of a parking issue on his street. Looking for an exemption from the 3 am to 6 am no parking regulation to be able to park on the street (similar to School St.). Mr. Cabiroy also thinks that people from other streets are parking their cars on Ellen St.

The Board discussed various ideas such as a petition by residents of the street so they could gauge who is affected; problem with such a request to park and how that would effect the density in that area; is it a Planning Board issue?

The members of the Board agreed to go an look prior to the next regular meeting and to discuss further.

Village Attorney Lewis noted to the Board that he was working on the Paper Street agreement involving two homeowners who wish to purchase village property.

Meeting with Dennis Lynch Esq. (representing the Fire District), a Fire Dept. representative and Trustee Sarna to try and come to an agreement regarding repairs to the Firehouse.

Attorney Lewis is working on the contract for the Carrickmore Proposal for the property on Route 9W.

Trustee Anderson made a motion to adjourn, seconded by Trustee Morgan and so moved. And with all in agreement the meeting was adjourned at 9:05 PM.

Respectfully submitted,

Carol G. Brotherhood
Village Clerk