

REGULAR MEETING

June 21, 2007

The Regular meeting of the Board of Trustees of the Village of Upper Nyack was held at the village hall on Thursday, June 21, 2007 at 7:00 PM.

Those present: Mayor Esmay, Trustees Anderson, Malcolm, & Tarapata, Village Clerk Carol G. Brotherhood, Treasurer MacCartney, Village Attorney Lewis

Absent: Trustee Morgan

Other's identified: PO Landry-CPD, Mr. Saieva

WAIVER-NYS Office of Children and Family Services Eligibility

Trustee Tarapata made a motion that the Board approves to waive its State funding in the amount of \$875.00 and to give the funds to the Village of Nyack and to authorize the Mayor to sign said waiver, seconded by Trustee Anderson and so moved.

AYES: Mayor Esmay, Trustees, Anderson, Malcolm & Tarapata

NOES: None

ABSENT: Trustees Morgan

POLICE REPORT – Read and noted. PO Landry attended in place of PO Barone who is out due to an injury. Items reported to PO Landry: Nyack Park Conservancy Event on 6/2/07 from 5-7:30 pm) Parking, Illegal U-Turns from Elm St. onto Route 9W, Traffic counters requested for the end of August and beginning of September on lower Birchwood, Castle Heights and lower Highmount Ave.

JUSTICE REPORT – Read and noted.

TREASURER'S REPORT – Read and noted.

Discussion: budget items

VOUCHERS – Read and approved for payment.

7:30 PM Public Hearing – Extension of Moratorium- Local Laws #2, 3, & 4 of 2007

The Village Clerk read the public hearing notice. The Mayor opened the public hearing. Trustee Tarapata noted that it is taking longer than anticipated to assemble the information for changes to the zoning code. The Board is looking at what exists and what will work. There were no comments from any other Board member.

Mayor Esmay opened the hearing to the public for comment. There were no comments made.

Trustee Tarapata made a motion to close the public hearing, seconded by Trustee Anderson and so moved.

AYES: Mayor Esmay, Trustees Anderson, Malcolm and Tarapata

NOES: None

ABSENT: Trustee Morgan

Local Law #2 of 2007 – Trustee Tarapata made a motion to extend the moratorium for a period of 6 months from the State filing date, for Wireless Communication Facilities, seconded by Trustee Malcolm and so moved.

AYES: Mayor Esmay, Trustees Anderson, Malcolm and Tarapata

Local Law #3 of 2007 – Trustee Tarapata made a motion to extend the moratorium for a period of 6 months from the State filing date, for Places of Worship and Places of Assembly, seconded by Trustee Anderson and so moved.

AYES: Mayor Esmay, Trustees Anderson, Malcolm and Tarapata

NOES: None ABSENT: Trustee Morgan

Local Law #4 of 2007 – Trustee Tarapata made a motion to extend the moratorium for a period of 6 months from the State filing date, for Private Schools and Clubs, seconded by Trustee Anderson and so moved.

AYES: Mayor Esmay, Trustees Anderson, Malcolm and Tarapata

NOES: None ABSENT: Trustee Morgan

2007 Paving Program – North Broadway- Review of Bids

One bid received from Tilcon New York Inc., 162 Old Mill Rd., West Nyack, NY 10994 for \$59,746.40

Trustee Anderson made a motion that the village of Upper Nyack Board of Trustees award Tilcon New York Inc. the contract for Bid #PV-01-2007 for a bid of \$59,746.40, seconded by Trustee Malcolm and with no further discussion it was so moved. On a call for a vote:

AYES: Mayor Esmay, Trustees Anderson, Malcolm and Tarapata

NOES: None ABSENT: Trustee Morgan

APPOINTMENT -DPW - Trustee Malcolm made a motion that the Board appoint Jon Miller as Student Summer Laborer to work for the Dept. of Public Works from June until September of 2007, seconded by Trustee Anderson and so moved.

AYES: Mayor Esmay, Trustees Anderson, Malcolm, and Tarapata

NOES: None ABSENT: Trustee Morgan

WORKSHOP – After a brief discussion, Trustee Tarapata made a motion to eliminate the 2nd monthly workshop meeting for June, July and August of 2007 seconded by Trustee Anderson and so moved.

AYES: Mayor Esmay, Trustees Anderson, Malcolm and Tarapata

NOES: None ABSENT: Trustee Morgan

RESOLUTION- Court Audit – Hold until July

MINUTES – Trustee Malcolm motioned to accept the minutes as presented of the Regular meeting of 5/17/07, seconded by Trustee Anderson and with no discussion so moved.

AYES: Mayor Esmay, Trustees Anderson, Malcolm and Tarapata

NOES: None

ABSENT: Trustee Morgan

ABSTAIN: Trustee Tarapata (not in attendance at the 5/17/07 meeting)

SIGN REQUEST – Veteran's Memorial Association of Upper Nyack Inc., 250 Birchwood Avenue, is involved in a joint venture sponsoring a sign for Nyack Indians Forever and are looking for permission to erect a sign on the VMA property. After a brief discussion, the Board determined that it was a Planning Board issue. Trustee Malcolm will notify the group that an application is required to be submitted for review before the Planning Board.

Trustee Tarapata made a motion to adjourn seconded by Trustee Anderson and so moved. The meeting was adjourned at 9:20 PM.

Respectfully submitted,

Carol G. Brotherhood
Village Clerk