

REGULAR MEETING

February 17, 2005

The Regular meeting of the Board of Trustees of the Village of Upper Nyack was held at the village hall on Thursday, February 17, 2005 at 7:00 PM.

Those present: Mayor Esmay, Trustees Malcolm, Morgan, Smith & Tarapata, Village Clerk Carol G. Brotherhood, Village Attorney Robert P. Lewis, Village Treasurer Barry MacCartney

Others identified: William McDowell, James Anderson

MINUTES –Trustee Malcolm motioned to approve with corrections the minutes of the **1/20/05 Regular meeting**, seconded by Trustee Tarapata and so approved by the Mayor and the Board.

POLICE REPORTS – Read and noted. PO Healy not in attendance.

JUSTICE REPORT - Read and noted.

TREASURER’S REPORT – Submitted for review. Mayor Esmay noted that Budget worksheets were given to each Trustee to be looked over and to make notes for the next workshop where the budget will be discussed. Treasurer MacCartney informed the Mayor & Board about a company that does lease/purchases for large equipment for the DPW. Payments can be spread over three years.

We have acquired the necessary paperwork from Hawkins, Delafield & Woods regarding the serial bond resolution for the construction of the new DPW building.

VOUCHERS – Read and approved for payment.

Discussion – Village Attorney Lewis wanted to bring the Board up to date on two items:

1) EASEMENT -Palermo (Palmer Drive) Easement for purpose of installing pipes up to the proposed DPW building on Route 9W. Mr. Palermo agreed to a payment of \$7,500. Mr. Lewis has drawn up the papers and forwarded them to Mr. Palermo’s attorney for review. Mayor Esmay will sign and papers will be filed.

2) OFFICE RENTAL/LEASE –Attorney Lewis read the main points of the lease as discussed at the last Board meeting. a) The tenants would like the lease in the corporation name b) use area rugs instead of wall-to-wall for noise abatement above the meeting room. c) Signage – will use the same

sign that was there and will put signage on the outer door d) the Village will offer up to \$500 towards paint
Attorney Lewis will draw up the changes and send the lease to the tenants for signatures.

PUBLIC HEARING-Local Law #1 of 2005

Amending Stormwater Management and Erosion and Sediment Control.

The Clerk read the public hearing notice.

Mayor Esmay opened the public hearing.

Mayor Esmay noted that the sections being amended basically amounts to "housekeeping."

Trustee Tarapata highlighted the changes:

- The Village Engineer can request someone else to do the inspections that the village would hire.
- The Village only needs to note the deficiency or remediation that needs to be done and a time line in which to do it
- Changes to the numbering and lettering of the sections to fit with our code.

Mayor Esmay opened the public hearing. No one from the public wished to comment.

Trustee Morgan motioned to close the public hearing, seconded by Trustee Malcolm and it was so moved.

Trustee Morgan made a motion to adopt Local Law #1 of 2005 with corrections and amendments, seconded by Trustee Tarapata and with no further discussion it was so approved.

AYES: Mayor Esmay, Trustees Malcolm, Morgan, Smith & Tarapata

NOES: None

Mayor Esmay told the Board he had received a letter from the Nyack High School AP Environmental class in regards to the retention ponds on the high school property and invited the Mayor to come and speak to the class.

Mayor Esmay & Trustee Tarapata may go and speak to them about Education and Community Outreach for stormwater management.

SERIAL BOND RESOLUTION: Trustee Tarapata put forth the following resolution, seconded by Trustee Morgan and on a call for the roll it was so approved. (Resolution attached)

AYES: Mayor Esmay, Trustees Malcolm, Morgan, Smith & Tarapata

NOES: None

Trustee Malcolm made a motion to adjourn seconded by Trustee Smith and so moved.

The meeting was adjourned at 8:15 PM.

Respectfully submitted,

Carol G. Brotherhood
Village Clerk