

REGULAR MEETING
September 22, 2005

The Regular meeting of the Board of Trustees of the Village of Upper Nyack was held at the village hall on Thursday, September 22, 2005 at 7:00 PM.

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

Others identified: Sgt. Baumann (CPD), William McDowell, John Lodico

POLICE REPORTS – Read and noted. Sgt. Baumann noted several incidents for the Board. Trustee Malcolm requested the CPD have an officer do regular checks at the new DPW site.

JUSTICE REPORT - Read and noted.

MINUTES – Trustee Tarapata motioned to approve with corrections the minutes of the **8/18/05 Regular meeting**, seconded by Trustee Morgan, so moved and all were in favor.

Trustee Morgan made a motion to accept the minutes of the **8/25/05 Special meeting** as written, seconded by Trustee Tarapata and so moved. All were in favor.

Trustee Morgan made a motion to accept the minutes of the **9/15/05 Special meeting**, seconded by Trustee Morgan and so moved. All were in favor.

TREASURER'S REPORT – Treasurer not in attendance.

VOUCHERS – Read and approved for payment.

BIDS:

1) Trench Work – New DPW building – Bid Opening 9/22/05 10:00 AM
Trustee Malcolm reported to the Board that one (1) sealed bid was received from Cal Mart Enterprises. A bid from West-Con Contracting was received late and the bid was twice as high as the low bidder Cal Mart.

Trustee Tarapata made a motion to accept the bid of Cal Mart Enterprises Inc. as the lowest responsible bidder and further motioned to authorize Trustee Malcolm to negotiate further reduction of the bid price, seconded by Trustee Anderson and with no further discussion and on a call for a vote:

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

NOES: None

2) Truck – DPW – Bid Opening 9/22/05 11:00 AM

Trustee Malcolm noted to the Board that one (1) sealed bid was received from Beyer Bros. Corp. of Fairlawn, NJ. He noted also that he has contacted the County Highway Superintendent and was told that International Truck may get the State bid in the next few weeks. After discussion, the Board decided to hold the bid.

Trustee Morgan made a motion to table this item for further discussion, seconded by Trustee Tarapata and so moved.

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

NOES: None

VILLAGE HALL PAINTING & REPAIRS – Trustee Anderson requested permission of the Board to move forward on obtaining prices for painting and shutter repair for the village hall. Trustee Anderson will be working towards this being a spring project or possibly in next year's budget. The Board also discussed ordering and installing a sign board for village notices. Trustee Anderson will move forward with that project.

Letters of Concern from Residents:

- Jeanette Zansky of 214 Radcliff Drive wrote to the Board requesting that a no parking sign and a street light be installed near her home at Radcliff and Palmer. After discussion, the Board concluded that they would investigate the possibility of having a street light installed and would send a letter notifying the Police of people parking and request that they check on the parking during the night. The Board will also request the Superintendent to install a 3 hour parking sign.
- Lawrence and Tracy Alpern, 115 Birchwood Ave., wrote to the Board concerning loud music coming from the Nyack Field Club that they felt was excessive and that on September 16, 2005 that it continued until 11:45 PM. After discussion where Board members concurred with the complaint, the Board decided to investigate amending the Public Nuisance ordinance to add cessation of amplified music after a certain hour.
- Letters of reply will be sent to each homeowner.

John Lodico, a former resident of Ellen Street, requested to speak to the Board concerning Petersen's Boatyard and his belief that the property has been undervalued for many years. Mr. Lodico feels a full valuation of the property should be done and that the property should be preserved for

Municipal Use, perhaps a recreation program. Mr. Lodico noted that his father had been employed at the shipyard. The Board thanked Mr. Lodico for his concern and interest.

DPW- New Building Update – Trustee Malcolm

After a recent job meeting, Trustee Malcolm noted the following:

- Salt shed to be complete in 2 weeks with a concrete pad floor
- Roll up door to be installed by Oct. 30th
- Kalwall Corp. (Architectural Block element) to be complete 10/31/05
- Mechanical work to be completed by 10/10/05
- Fanshawe electric to be done by 10/14/05
- Nov. 5th completion date

Trustee Malcolm also noted that he has a State Contract price of \$20,000 for installing a Mohawk Hydraulic Lift.

Trustee Malcolm was told by the Contractor that there is an important drainage issue to address. A dry well may be necessary. It was not included in the original plan. Trustee Malcolm will be investigating the cost of installing.

William McDowell, Old Mountain Rd. resident and Planning Board member noted to the Board that he had spoken to the Board months ago about this issue. He is relieved to see that a plan other than a drainage swale will be put in place.

Trustee Malcolm addressed the Board regarding his concern about the length of the Planning Board meetings. Trustee Malcolm feels that we cannot have our Planning Board members, secretary and Village Attorney there until 1 AM and still have items that don't receive approval and get help over until the next meeting and tired people can't be making important decisions.

Mayor Esmay told the Board that the survey on the Old Stone Church property had been completed. The eminent domain process is continuing.

Mayor Esmay noted to the Board that the building at Petersen's will most likely be taken down by the owner. Not sure how the remainder will be renovated. Mayor Esmay feels that something from the building should be preserved (a timber, a painting etc.)

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

The meeting was adjourned at 9:15 PM.

Respectfully submitted,

Carol G. Brotherhood
Village Clerk