

**REGULAR MEETING  
SOUTH NYACK BOARD OF TRUSTEES  
TUESDAY, JANUARY 13, 2015**

PRESENT: Mayor Bonnie R. Christian  
Trustees Alain Leinbach  
Andrew Goodwillie  
Catherine McCue  
Thomas E. Neff

ALSO PRESENT: Village Clerk Sara M. Seiler  
Village Attorney Keith J. Cornell  
SN/GV Police Chief Brent Newbury  
Village Residents

At 7:30 pm, following the Pledge of Allegiance, Mayor Christian called the regular meeting to order.

**OPEN SESSION:** *Jerry Ilowite* of 2 Shadyside Avenue questioned the recent tickets received for overnight parking on his street, saying that for many years this parking has been allowed. He said the current village law regarding parking does not serve the public interest and asked the board to seek appropriate parking regulations that could pertain to different parts of the village. Until then, he asked that overnight parking on Shadyside Avenue be allowed, as in the past. *Peter Hartheimer*, a longtime resident of 6 Shadyside Avenue was aware of the overnight parking ordinance not enforced on his street. He was not warned of a change and asked that parking be allowed on Shadyside until the regulations are reviewed and a long term solution is found. He asked the board to consider a permit system. *Faith Elliot* questioned the reasons for the planned meetings in private homes for discussion of TZ Bridge issues. She strongly urged the board to hold a public meeting, saying it would be in the best interest of the village and villagers, as all would hear the same thing at the same time. *Trustee Goodwillie* stated that the Communication Committee report, accepted by the trustees, proposes a community meeting in April or May. The individual meetings are additional. *Hope Cameron* voiced support for a public meeting. She asked what citizens can do to help and asked Board members to stand up against the Thruway.

**MINUTES:** Upon motion made by Trustee McCue, seconded by Trustee Goodwillie, the minutes of the regular meeting of December 23, 2014 were adopted as amended with Trustee Neff abstaining as he was absent from that meeting.

Upon motion made by Trustee Leinbach, seconded by Trustee McCue, the minutes of the Special meeting of December 31, 2014 were adopted with Trustees Goodwillie and Neff abstaining as they were absent from that meeting.

**REPORTS:**

**POLICE:** The December report was reviewed showing \$100.00 received in fees. Chief Newbury summarized the 2014 activity report.

**D.P.W.:** Board members reviewed the December report.

**VILLAGE JUSTICE:** December receipts totaled \$16,315.50.

**BUILDING/CODE/FIRE INSPECTOR:** December receipts totaled \$2,497.00.

**VILLAGE CLERK:** December receipts totaled \$200.00.

**VILLAGE TREASURER:** The year to date village budget report was submitted.

**OLD BUSINESS:**

**GRAN FONDO:** Discussion continued on possibly displaying the banner offered by Gran Fondo for the May 17<sup>th</sup> bicycle race. Property owners of suggested banner sites will be contacted.

**PAVION HOLDING LLC:** Planning Board Chairman Jerry Ilowite summarized the January 5<sup>th</sup> Nyack Planning Board meeting concerning the Pavion application for Cedar Hill Avenue property. No action was taken at that meeting as there is much still up for discussion. Following investigation by the Village Engineer and Village Attorney, South Nyack exerts its ownership of Cedar Hill Avenue in its entirety to the north edge of the northern sidewalk. Mayor Christian, Deputy Mayor Leinbach, Jerry Ilowite and/or Attorney Cornell will represent South Nyack at future Nyack Planning Board meetings.

**VILLAGE SPEED LIMIT:** Board members reviewed a list of streets with proposed speed limits of 25mph. Trustee Leinbach explained the reason for their selection. Attorney Cornel was asked to draft language for a proposed local law.

**DOG PARK:** The Elizabeth Place Dog Park remains open as there have been no problems or hazards caused by the weather. It is being used. Trustee Leinbach will meet with the people who have expressed interest in raising funds for park improvement and maintenance.

**COMMUNICATION COMMITTEE:** Following the suggestion of this committee, all village officials are encouraged to use their village email address for village business. The chairmen of the Planning Board and Zoning Board will be asked to remind their members. Publication of the next Village Newsletter is scheduled for late March.

**NEW BUSINESS:**

**TZ BRIDGE:** Mayor Christian reported on her meeting with Veronica Vanderpool of Tri-State Transportation and Patricia Koegan, District Manager in Nita Lowey's office. Alden Wolfe, Legislature Chair is drafting a letter on South Nyack's behalf to Karen Ray that will be signed by members of the Rockland County Legislature. It was suggested that a letter supporting South Nyack be sent to the new director of the NYS Thruway, which would be signed by all elected officials who support South Nyack's quest.

Because of the accident on the floating batch plant, 50 concrete trucks will soon start making daily deliveries to Piermont Avenue. Trucks are to access Piermont Avenue from the Thruway and are not to use South Nyack streets. Trustee McCue spoke of her concerns with increased noise and pollution caused by the trucks. She supports and encourages the scheduling of a public meeting to press village concerns.

**VILLAGE ELECTION:** Mayor Christian moved as follows:

**#1 RESOLVED,** that voting for the forthcoming Village Election shall be at the South Nyack Village Hall, located at 282 South Broadway, South Nyack on Wednesday, March 18, 2015 between the hours of 12:00 noon and 9:00 pm.

The resolution was seconded by Trustee Leinbach and unanimously adopted. Trustee Neff announced that because of personal reason, he is not running for re-election. He complimented the people with whom he has served for 12 years.

**OVERNIGHT PARKING:** Responding to complaints from Shadyside residents, Trustee Leinbach suggested that no changes be made to the way overnight parking has been traditionally handled until a more permanent solution is found. He supports finding a way to allow all residents without off-street parking to leave their cars on the street overnight without having to call in to the Police. Trustee McCue said that a long term solution to street parking is needed and she looks forward to hearing the Parking Committee's report. Until then, she supports leaving the Shadyside parking situation as it has been. Police Chief Newbury commented that complaints were received questioning the fairness of the overnight parking policy. As he found no special regulations pertaining to Shadyside Avenue, tickets were given. Following discussion, board members decided, as a short term solution, to preserve the status quo. The chief was so instructed.

**DPW CONTAINER RENTAL:** The board reviewed proposed changes to the rates charged residents for the use of the village container. The rates are based on village costs and dumping fees and are the first increase in a number of years. Following discussion, Trustee Leinbach moved as follows:

**#2 RESOLVED,** to set the fees for using the village container as are attached to and part of these minutes.

The resolution was seconded by Trustee Neff and unanimously adopted

**EXECUTIVE SESSION:** At 8:43pm, upon motion by Mayor Christian, seconded by Trustee Leinbach and approved, the Board adjourned to executive session to discuss a personnel matter. The regular meeting resumed at 9:01pm.

**PERSONNEL:** Mayor Christian announced the resignation of South Nyack Special Prosecutor David Asher who has accepted a Judgeship in the County. The Mayor then appointed James Birnbaum as the new Special Prosecutor. Trustee Leinbach moved as follows:

**#3 RESOLVED,** to approve the appointment of James Birnbaum as Special Prosecutor for the South Nyack Justice Court.

The resolution was seconded by Trustee Neff and unanimously adopted

**PAYMENT OF ABSTRACTS:** Upon motion made by Trustee Neff, seconded by Trustee Goodwillie and carried, the following abstracts of audited vouchers were approved for payment:

Abstract # A15.15 – General Fund .....	\$46,703.53
Abstract # B15.15 – Police .....	\$31,533.34

Trustee McCue recognized and thanked the Village Clerks for their efforts in organizing the 2015 Holiday Party.

At 9:09 pm, upon motion made by Mayor Christian, seconded by Trustee Neff and carried, the meeting was adjourned.

Respectfully submitted,

Sara M. Seiler  
Village Clerk

**AGENDA**  
**SOUTH NYACK BOARD OF TRUSTEES**  
**Wednesday, December 9, 2014**

**OPEN SESSION:**

**APPROVAL OF MINUTES:**

Regular Meeting – November 25, 2014  
Special Meeting – November 26, 2014

**REPORTS:**

**POLICE:** November report submitted; \$15.00 received in fees.  
**VILLAGE JUSTICE:** November receipts totaled \$15,305.00. Of the \$16,970.00 received in October, \$5,863.00 went to the State; \$11,107.00 was retained by the Village.  
**BUILDING/CODE/FIRE INSPECTOR:** November receipts totaled \$2,003.57  
**VILLAGE CLERK:** November receipts totaled \$653.00.  
**TREASURER:** Village Year to date budget report submitted.

**OLD BUSINESS:**

Village Speed Limit – Continued discussion

**NEW BUSINESS:**

TZ Bridge - Update  
Village Hall – Additional quarterly cleaning

**PAYMENT OF ABSTRACTS:**

No. A15.13 - General Fund .....	\$ 178,741.46
No. B15.13 - Police .....	\$ 314,527.73