

**REGULAR MEETING
SOUTH NYACK BOARD OF TRUSTEES
TUESDAY, APRIL 28, 2015**

PRESENT

Mayor
Trustees

Bonnie R. Christian
Alain Leinbach
Andrew Goodwillie
Catherine McCue
Charles Boone

ALSO PRESENT

Village Clerk
Village Attorney
D.P.W. Superintendent

Denise Weber-Mishkel
Keith J. Cornell
James F. Johnson

At 7:30 pm, following the Pledge of Allegiance, Mayor Christian called the regular meeting to order. No comments were made at the Open Session.

MINUTES:

Upon a motion made by Trustee McCue, seconded by Trustee Boone, the minutes of three public hearings of **April 9, 2015** were adopted with a vote of 4-0. Trustee Goodwillie abstained.

Upon a motion made by Trustee McCue, seconded by Trustee Boone, the minutes of the special meeting of **April 9, 2015** were adopted with a vote of 4-0. Trustee Goodwillie abstained.

Upon a motion made by Trustee Goodwillie, seconded by Trustee McCue, the minutes of the Organizational Meeting of **April 14, 2015** were unanimously adopted.

Upon a motion made by Trustee McCue, seconded by Trustee Boone, the minutes of the regular meeting of **April 14, 2015** were unanimously adopted as amended.

REPORTS:

- **VILLAGE TREASURER:** Year-to-date budget reports were submitted. Maryann Biaetti will be attending Trustee meetings once a quarter.

OLD BUSINESS:

STREET LIGHT BUYBACK PROGRAM – A presentation of the program was made by Dan Duthie describing the potential savings to the Village.

2015-2016 BUDGET: Mayor Christian moved as follows:

#30 RESOLVED, that the General Fund Budget of the Village of South Nyack for the fiscal year commencing June 1, 2015 and ending May 31, 2016, making appropriation for the conduct of the government of the Village of South Nyack and establishing the rates of compensation for the officers and employees for such period is hereby adopted as follows:

Total 2015-2016 General Fund Budget	\$3,722,367.00
Amount to be raised by taxes	\$2,525,353.00
Assessed Valuation	\$160,651,701.00
Tax Rate per \$1,000 of Assessed Valuation	15.7194

The resolution was seconded by Deputy Mayor Leinbach and unanimously adopted. It was noted that the 2015-2016 tax rate per thousand of assessment is a 1.56 % increase over the 2014-2015 rate. The amount to be raised by taxes is an increase of 1.72% over the previous year's rate.

ACTION ON LOCAL LAWS:

SPEED LIMIT: Mayor Christian moved as follows:

WHEREAS, a resolution was duly adopted by the Village of South Nyack for a public hearing to be held by said village on April 9, 2015 at 7:00 pm at the Village Hall to hear all interested parties on a proposed local law amending the Code of the Village of South Nyack regarding the Speed Limit on Certain Village Streets, and,

WHEREAS, notice of said public hearing was duly advertised in the official newspaper for such advertisements on April 1, 2015, and said public hearing was duly held on April 9, 2015 at the Village Hall of the Village of South Nyack and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed local law, or any part thereof, and

WHEREAS, pursuant to Part 617 of the implementing regulation pertaining to Article 8 (State Environmental Quality Review Act), it has been determined by the village governing body that adoption of said proposed local law would not have a significant effect upon the environment and could be processed by other applicable governmental agencies without further regards to SEQRA, and

WHEREAS, the governing body of the Village of South Nyack, after due deliberation, finds in the best interest of the village to adopt said local law.

31 NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of South Nyack hereby adopts Local Law #1 of 2015, amending the Code of the Village of South Nyack regarding the **SPEED LIMIT ON CERTAIN VILLAGE STREETS**. The law is attached herewith.

AND BE IT FURTHER RESOLVED, that the Clerk of the Village of South Nyack is directed to enter said local law in the minutes of this meeting and cause local law to be published in the Code Book of the Village of South Nyack and to give due notice of the adoption of said local law to the Secretary of State.

The resolution was seconded by Trustee McCue and unanimously adopted.

PARKING ON SHADYSIDE AVENUE: Mayor Christian moved as follows:

WHEREAS, a resolution was duly adopted by the Village of South Nyack for a public hearing to be held by said village on April 9, 2015 at 7:15 pm at the Village Hall to hear all interested parties on a proposed local law amending the Code of the Village of South Nyack regarding Parking on Shadyside Avenue, and,

WHEREAS, notice of said public hearing was duly advertised in the official newspaper for such advertisements on April 1, 2015, and said public hearing was duly held on April 9, 2015 at the Village Hall of the Village of South Nyack and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed local law, or any part thereof, and

WHEREAS, pursuant to Part 617 of the implementing regulation pertaining to Article 8 (State Environmental Quality Review Act), it has been determined by the village governing body that adoption of said proposed local law would not have a significant effect upon the environment and could be processed by other applicable governmental agencies without further regards to SEQRA, and

WHEREAS, the governing body of the Village of South Nyack, after due deliberation, finds in the best interest of the village to adopt said local law.

32 NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of South Nyack hereby adopts Local Law #2 of 2015, amending the Code of the Village of South Nyack regarding **PARKING ON SHADYSIDE AVENUE**. The law is attached herewith.

AND BE IT FURTHER RESOLVED, that the Clerk of the Village of South Nyack is directed to enter said local law in the minutes of this meeting and cause local law to be published in the Code Book of the Village of South Nyack and to give due notice of the adoption of said local law to the Secretary of State.

The resolution was seconded by Trustee Boone and unanimously adopted.

PARKING COMMITTEE: Deputy Mayor Leinbach commented that the report from the parking committee has been postponed until Chief Newbury returns to work.

VILLAGE TELEPHONES: Deputy Mayor Leinbach informed the board that the decision to upgrade the phone system in the Village Hall has been postponed until Chief Newbury can be consulted.

GRAN FONDO: South Nyack Grand View Police will be on hand on May 17 enforcing Village law, with overtime to be paid by Gran Fondo; the banner has not yet arrived.

RECYCLING CONTRACT: Trustee Goodwillie moved as follows:

33 **RESOLVED**, to allow Mayor Christian to sign the contract with Charles Capasso and Sons Carting, Inc., for a weekly recyclable collection and disposal in the amount of \$35,046.00 for one year, commencing on June 1, 2015 and expiring on May 31, 2016.

The resolution was seconded by Trustee McCue and unanimously adopted.

PROPERTY MAINTENANCE ISSUE: Mayor Christian will confer with Building Inspector to decide on a course of action.

APPOINTMENT OF ASSISTANT FIRE CODE INSPECTOR: Deputy Mayor Leinbach spoke about an inter-municipal agreement with the Village of Nyack's Fire Inspector Vincent Fiorentino. Attorney Cornell will advise on how to structure this agreement.

TZ BRIDGE SOUND MONITORS: Mayor Christian gave an update of her meeting with Brian Coneybeare and the relocation of the sound monitors.

Mayor Christian acknowledged the hard work of Jim Johnson and Ryan Cassidy for their help with the Electronic Waste collection and mulch fundraiser for the Nyack Center.

NEW BUSINESS

VILLAGE REGISTRAR: Mayor Christian moved as follows:

#34 **RESOLVED**, to appoint Denise Weber-Mishkel as Village Registrar for a period ending April 3, 2017.

The resolution was seconded by Trustee Goodwillie and unanimously adopted.

ELECTRONIC WASTE COLLECTION: Trustee Goodwillie discussed the success of the collection and the intention to have another in October.

NYACK FERRY: Trustee Goodwillie spoke of a comment written in the *Nyack Villager* stating that parking for a ferry was to be in South Nyack.

ASPHALT AND CURBS AND SIDEWALK BIDS: The board advised Mr. Johnson that he does not need authorization to send items out for bid.

VEHICLE SURPLUS: Deputy Mayor Leinbach moved as follows:

#35 **RESOLVED**, to allow Mr. Johnson to surplus the following vehicles at Auctions International: 96F350, Turfcats Jacobsen Mower, Howard Price Mower, Snow Loader Blanchette, Elgin Sweeper Pelican.

The resolution was seconded by Trustee Boone and unanimously adopted.

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

Abstract # A15.20 – General Fund	\$24,669.97
Abstract # B15.20 – Police	\$5,747.51

At 8:45pm, upon motion made by Mayor Christian, seconded by Trustee McCue and carried, the meeting was adjourned.

Respectfully submitted,

Denise Weber-Mishkel
Village Clerk