

**Minutes of the regular meeting of the Village of Nyack Board of Trustees held at 7:30pm  
on Thursday, January 27<sup>th</sup>, 2011 at  
Waldron Terrace Apartments, 15 Highview Court, Central Nyack NY**

Hon. Richard Kavesh presiding:

PRESENT:	Richard Kavesh	Mayor
	Doug Foster	Trustee
	Steve Knowlton	Trustee
	Louise Parker	Trustee
	Jen Laird-White	Trustee

ALSO PRESENT:	Walter Sevastian	Village Attorney
	James Politi	Village Administrator
	Mary E. White	Village Clerk

### **Pledge of Allegiance**

#### **Adoption of Minutes:**

Trustee Knowlton made a motion to approve minutes for regular meeting of January 13<sup>th</sup>, 2011 with necessary corrections. Mayor Kavesh seconded the motion and it passed unanimously.

*Correction: Moved by Trustee Knowlton, seconded by Trustee Laird-White directing the Village Attorney to secure Engineering report from the Village Engineer and to consult with Insurance Litigation expert, Denis D'Antonio, Esq. regarding the matter of the Marina insurance settlement negotiations.*

### **Public Comment**

The following persons signed up to speak during the **public comment** session:

**Roger Seiler** (*Nyack Library*)

Update was given to the board as to the status of the Village's administration of the parking lot at the Nyack library. Letter of agreement will be completed in the near future.

**Drew Burke** (*Depew Manor*)

Mr. Burke commented on the following: Orangetown Police patrol, Murray's Deli handicap accessibility, snow removal at Nyack Plaza. Thanks given to Trustee Laird-White for her efforts regarding the Nyack Plaza/Depew Manor areas.

**Leroy May** (*26 Pine St.*)

Mayor Kavesh will once again address the issue of a bus stop at Waldron Terrace with Clarkstown officials.

### **Reports to the Board**

Orangetown Police Department

Trustee Laird-White gave a brief report to the board.

Village Administrator

The following issues/reports were presented to the board:

*-Correspondence from Mrs. Connie Knoebel complimenting and thanking Village employee, Sherwin Richards, for his part in recovering her lost wallet was read into the minutes and will be place in Mr. Richards employee file.*

*-Trustee Parker moved to adopt resolution to release retainer amount of \$5,165.05 to CalMart Enterprises in connection with the Mill Street Drainage Improvement project. Trustee Knowlton seconded the motion and it passed unanimously.*

*-Correspondence from Deborah Bell (Sixth Ave) regarding a traffic situation was deferred to 2/10/11 meeting for discussion.*

*-\$85,000 funding for Spear Street lot will be transferred to Polhemus Street project as a New York State Multi-modal grant (not a member item).*

#### Village Treasurer

The following reports were presented to the board:

*Cash Flow statements (General fund, Water Department)*

#### Village Attorney

Reports given on the following:

*Clarkstown Landfill settlement*

*Nyack Headstart contract*

*Library Parking Lot*

#### Village Clerk

The Village Clerk reported on the following:

*Nyack Housing Authority COLA. Mayor Kavesh made a motion approving FY2012 budget which includes 3.75% salary increase. Motion was seconded by Trustee Laird-White and approved unanimously.*

*-2010 Light the Night Awards reception (February 17 @6:30pm). The Village will be presented with an award in appreciation for its support of the annual event.*

### **Public Hearing**

### **Committee Reports**

#### *Public Works & Building*

Trustee Knowlton reported on:

#### **Update from village attorney re: marina insurance**

The Village Attorney and Trustee Knowlton provided current status on this issue. After some discussion, Trustee Knowlton moved to accept \$298,000 settlement offer from Selective Insurance for repair of the Western bulkhead. Trustee Parker seconded the motion and it passed unanimously.

#### **State of the Village mailing**

Process to be coordinated by the Village Administrator. Moved by Trustee Knowlton, seconded by Trustee Laird-White approving expenditure of no more than \$1,000 for this project (printing, postage, supplies, etc). Motion passed by unanimous vote.

#### **Marina RFP update.**

Available in the near future.

#### *Infrastructure*

“Kudos” to Victor Overton and the DPW crew for their excellent work during the recent multiple snow events.

#### *Economic Development*

Trustee Foster reported on:

#### **Superblock RFEI**

Workshop update deferred to next meeting.

#### **Riverspace Memorandum of Understanding (MOU).**

Village Attorney will create a draft. Mayor Kavesh and Trustee Foster appointed liaisons for this project. The following persons also spoke on this matter: Josh Goldberg, Drew Burke, Marilyn Kaskel, E. Foster, Steve Knowlton, Jen Laird-White, and D. Foster.

#### *Information Technology*

#### *Residential*

Trustee Parker reported on:

-Breakfast program scheduled to begin next week. Hiring process is currently going on. Details will be forthcoming.

### *Inter-Governmental Relations*

Trustee Laird-White reported on the following:

- In the aftermath of the recent drug arrests in the Village, the District Attorney's office and Thom Kleiner's office are in the process of coordinating a series of 'improvement' seminars for Village residents.

### *Parks & Recreation*

### *Budget, Finance, and Administration*

Mayor Kavesh reported on the following:

- Moved by Mayor Kavesh, seconded by Trustee Knowlton to approve appointment of Alan Englander to the Planning Board as an alternate member. Motion passed unanimously
- Hopper House meeting, including:
  - \*Declaration of July 22, 2011 as 'Edward Hopper Day' in the Village. Moved by Mayor Kavesh, seconded by Trustee Laird-White, passed unanimously.
  - \*Purchase of 10 'Edward Hopper Way' street signs thru the contingency fund. Moved by Trustee Knowlton, seconded by Trustee Foster, unanimously passed.
  - \*Designation of 1 handicap parking space in front of the Hopper House location. Moved by Mayor Kavesh, seconded by Trustee Knowlton, passed unanimously.
  - \*Village publicity for the Edward Hopper events on letterhead and website. Details forthcoming. Moved by Mayor Kavesh, seconded by Trustee Laird-White, passed unanimously.
- Mayor Kavesh made a motion declaring April 28, 2011 "Andrew Young Day" in the Village. Trustee Foster seconded the motion and was passed unanimously. Honorable Andrew Young is scheduled to be keynote speaker at the 2011 NAACP Freedom Fund Dinner on 4/28/2011 at 6pm.

## **Old Business**

### **Communication**

- Correspondence from Anya Taylor regarding snow placement at Memorial Park will be addressed by the Village Administrator.
- Trustee Parker moved, Trustee Knowlton seconded motion approving use of Memorial Park by The Leukemia & Lymphoma Society's '2011 Light the Night Walk' (October 16, 2011 @5pm). Motion approved by unanimous vote subject to Fire Inspector review/comment of request to use lower tier of park/fireworks.
- correspondence from Christa Retolo (Bache St.) regarding snow removal was referred to Village Administrator
- correspondence from Jane Barch (Third Ave) regarding snow removal was referred to the Village Administrator. The Mayor and Village Attorney also commented.

## **New Business**

### **Public Comment**

The following persons signed up to speak during the **public comment** session:

**Dorothy May** commented on the lack of clear walkway on Rte 59 due to excessive snow. The Village Administrator will discuss this matter with the Building Inspector.

**Drew Burke** commented on use of the Nyack Senior, including rent. He also commented on Church St. Outreach programs.

### **Executive Session**

At 8:52pm, Trustee Laid-White moved to enter into executive session to discuss matters of possible litigation. Trustee Parker seconded the motion and it passed unanimously.

At 9:15pm, Trustee Knowlton moved to come out of executive session, Trustee Foster seconded the motion and it passed unanimously.

**Adjournment**

There being no further business nor anyone present wishing to be heard, Trustee Parker moved to close the regular meeting. Trustee Knowlton seconded the motion and it was passed unanimously at 9:18pm.

Respectfully submitted,  
Mary E. White  
Village Clerk