

**Minutes of the regular meeting of the Village of Nyack Board of Trustees held at 7:30 pm on Thursday, February 27<sup>th</sup>, 2014 at Nyack Village Hall, 9 N. Broadway, Nyack New York**

Hon. Jen Laird presiding:

PRESENT:	Jen Laird-White	Mayor
	Louise Parker	Trustee
	Doug Foster	Trustee
	Don Hammond	Trustee
	Marie Lorenzini	Trustee
ALSO PRESENT:	Walter Sevastian	Village Attorney
	Jim Politi	Village Administrator
	Mary E. White	Village Clerk
ABSENT:	Steve Knowlton	Special Counsel

***PLEDGE OF ALLEGIANCE***

***NYACK THANKS.....***

**ADOPTION OF MINUTES**

Regular meeting –January 23, 2014

*Minutes were approved, with the necessary correction, by motion from Trustee Lorenzini, seconded by Trustee Foster. Motion passed by unanimous vote.*

**Public Comment:** *(discussion of Agenda Items only – 3 minute time limit)*

**Action Items:**

**Resolution No. 2014-7** Resolution to approve *OCADA Block Party* request to be held in Memorial Park. *Moved by Trustee Parker, seconded by Trustee Hammond to adopt resolution as presented. Motion passed by unanimous vote.*

**Resolution No. 2014-8** Resolution to declare Nyack Village Board Lead Agency of certain proposed Zoning Code Amendments, for purpose of SEQRA review. *Moved by Trustee Parker, seconded by Trustee Foster to adopt resolution as presented. Motion passed by unanimous vote.*

**Resolution No. 2014-9** Resolution to authorize contract with Dominick R. Pilla Associates P.C. *Moved by Trustee Hammond, seconded by Trustee Lorenzini to adopt resolution as presented. Motion passed by unanimous vote.*

**Resolution No. 2014-10** Resolution to award contract for Parking Ticket Collection Management. *Moved by Trustee Lorenzini, seconded by Trustee Hammond to adopt resolution as presented. Motion passed by unanimous vote.*

**Public Comment:** *(Open Public Discussion/any topic – 3 minute time limit)*

**Public Hearing(s):**

**Old Business**

Land Use Technical Committee (*LUTC*)

## **Department Reports to the Board**

- Orangetown Police Department  
*No report*
- Village Administrator reported on the following:  
*Frederick P. Clark Associates (report/study of Central Ave.)*  
D. Hopkins (20 Central Ave.) also commented on the parking situation and asked Board to consider the possibility of elimination of designated spaces. After some discussion, this matter was deferred for further review.  
*"Quick-Pay Program" for Parking tickets*  
Deferred for further investigation.  
*Orangetown Sewer Department*  
Brief report given on current Sewer Rehabilitation project.
- Village Attorney gave reports on the following:  
*Playhouse Market (20-22 S. Broadway)*  
*NYLO Hotel*  
*SkatePark Design*  
*Justice Court report*  
-At 8:23pm, Trustee Parker moved to approve Village Attorney's request to hold an Executive Session to discuss matters of pending litigation and personnel. Trustee Lorenzini seconded the motion and it passed by unanimous vote.  
-Trustee Lorenzini made a motion to schedule a Public Hearing for 3/13/2014 @ 8pm to discuss amendment of Village Code entitled, 'Parades, Processions, and Special events'. Trustee Hammond seconded the motion and it passed unanimously.
- Village Clerk  
*2014 Vendor applications/process*  
Deferred to a later date.  
*Nyack Hosing Authority (Salary/FY 2014-2015 Budget Approval)*  
Referred to Treasurer for review. Village Board was directed to, in the future, submit this annual request to Treasurer prior to Board of Trustee review.  
*Filming Report*

## **Communications**

*Village Attorney was directed to draft resolutions for discussion/adoption at the next regular Board meeting (3/13/14) for the following:*

- Nyack Homeless Project – 'Hook Mountain Challenge' kayak race*
- American Diabetes Association – 'Tour De Cure' charity bike ride*
- Nyack Fire Department – Firefighter's Parade and Memorial Service*
- Royal Ambassador Productions – 'Gospel Music in the Park'*

## **New Business**

**Public Comment:** *(Open Public Discussion/any topic – 3 minute time limit)*

## **Comments from the Board of Trustees**

### **Executive Session (if any)**

At 8:45pm, Trustee Parker moved to go into Executive Session to discuss matters of pending litigation and personnel. Trustee Hammond seconded the motion and it passed unanimously.

At 9:22pm, it was moved by Trustee Hammond, seconded by Trustee Lorenzini to come out of Executive Session. Motion passed unanimously.

**Adjournment.**

There being no further business, nor anyone present wishing to be heard, Trustee Lorenzini moved to close the regular meeting. Trustee Hammond seconded the motion and it was passed unanimously at 9:23pm.

Respectfully submitted,  
Mary E. White,  
Village Clerk

**Resolution No. 7 of 2014**

The following resolution was duly offered and seconded, to wit:  
Resolution No. 2014-7

**RESOLUTION OF THE NYACK VILLAGE BOARD  
APPROVING THE REQUEST OF OCADA TO HAVE ITS 3<sup>RD</sup> ANNUAL COMMUNITY  
BLOCK PARTY EVENT IN MEMORIAL PARK ON MAY 31, 2014**

WHEREAS, OCADA (Our Community Against Drug Abuse) has requested permission to hold its annual Community Block Party Event in Memorial Park on May 31, 2014; and

WHEREAS, the Village Board of Trustees is desirous of supporting this community event;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NYACK VILLAGE BOARD AS FOLLOWS:

That the Nyack Village Board hereby approves the request of OCADA to hold the annual Community Block Party Event in Memorial Park on May 31, 2014 from 7:00 pm through 8:30 pm.

BE IT FURTHER RESOLVED that the Village Board directs the Village Clerk to interface with OCADA to secure all necessary permits and insurance certificates associated with this approval.

The question of the adoption of the foregoing Resolution was duly put to a vote, which resulted as follows:

	<u>Yea</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
Mayor Laird-White	[ x ]	[ ]	[ ]	[ ]
Trustee Parker	[ x ]	[ ]	[ ]	[ ]
Trustee Hammond	[ x ]	[ ]	[ ]	[ ]
Trustee Foster	[ x ]	[ ]	[ ]	[ ]
Trustee Lorenzini	[ x ]	[ ]	[ ]	[ ]

Mary E. White, Village Clerk

**Resolution No. 8 of 2014**

The following resolution was duly offered and seconded, to wit:

Resolution No. 2014-8

**RESOLUTION OF THE NYACK VILLAGE BOARD  
TO DECLARE ITSELF LEAD AGENCY FOR THE PURPOSE OF A SEQRA REVIEW  
OF CERTAIN PROPOSED 2014 ZONING CODE AMENDMENTS, AND TO SCHEDULE  
A PUBLIC HEARING ON SAID AMENDMENTS FOR MARCH 13, 2014 AT 7:45 PM**

**WHEREAS**, the Nyack Village Board has previously circulated Notice of Intent to establish itself as the Lead Agency for the purpose of review of the proposed 2014 Zoning Code Amendments (the “Action”) under the provisions of the State Environmental Quality Review Act (SEQRA).

**THEREFORE BE IT RESOLVED**, that the Village Board of Trustees hereby establishes itself as the Lead Agency for the purpose of review of the proposed Action under the provisions of the State Environmental Quality Review Act (SEQRA).

**BE IT FURTHER RESOLVED** that the Village Board hereby schedules a Public Hearing for March 13, 2014 at 7:45 pm to consider the adoption of the proposed Zoning Code Amendments, and

**BE IT FURTHER RESOLVED** that the Village Board directs the Village Clerk publish notice of said Public Hearing, and to forward the General Municipal Law referral relative to the proposed law to the Rockland County Planning Department.

The question of the adoption of the foregoing Resolution was duly put to a vote, which resulted as follows:

	<u>Yea</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
Mayor Laird-White	[ x ]	[ ]	[ ]	[ ]
Trustee Parker	[ x ]	[ ]	[ ]	[ ]
Trustee Hammond	[ x ]	[ ]	[ ]	[ ]
Trustee Foster	[ x ]	[ ]	[ ]	[ ]
Trustee Lorenzini	[ x ]	[ ]	[ ]	[ ]

Mary E. White, Village Clerk

**Resolution No. 9 of 2014**

The following resolution was duly offered and seconded, to wit:  
Resolution No. 2014-9

**RESOLUTION OF THE NYACK VILLAGE BOARD  
TO AUTHORIZE A CONTRACT WITH DOMINICK R. PILLA ASSOCIATES, PC**

WHEREAS, the Building Inspector has solicited proposals for professional engineering services associated with the review of the NYLO (the “developer”) building construction project (Architectural Code Compliance, Energy Code Compliance, MEP Code Compliance, Structural Analysis and Code Compliance); and

WHEREAS, the cost of the services will be paid from the building permit fee to be paid by the developer;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NYACK VILLAGE BOARD AS FOLLOWS:

That the Nyack Village Board hereby approves a contract with Dominick R. Pilla Associates PC for engineering services relative to the NYLO building project in an amount not to exceed \$33,040.00, subject to the review and approval of the Village Attorney, and further subject to the receipt of the developer’s building permit fee used to pay the cost of the contract.

The question of the adoption of the foregoing Resolution was duly put to a vote, which resulted as follows:

	<u>Yea</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
Mayor Laird-White	[ x ]	[ ]	[ ]	[ ]
Trustee Parker	[ x ]	[ ]	[ ]	[ ]
Trustee Hammond	[ x ]	[ ]	[ ]	[ ]
Trustee Foster	[ x ]	[ ]	[ ]	[ ]
Trustee Lorenzini	[ x ]	[ ]	[ ]	[ ]

Mary E. White, Village Clerk

**RESOLUTION OF THE NYACK VILLAGE BOARD**

A regular meeting of the Nyack Village Board was convened on February 27, 2014, at 7:30 p.m.

The following resolution was duly offered and seconded, to wit:  
Resolution No. 2014-10

**RESOLUTION OF THE NYACK VILLAGE BOARD  
TO AWARD THE PARKING TICKET COLLECTION  
MANAGEMENT CONTRACT**

**WHEREAS**, the Village of Nyack has previously advertised for public bid, pursuant to the intent and requirements of General Municipal Law 103 et. seq., the professional services associated with professional management services related to parking ticket collection, and

**WHEREAS**, the RFPs were opened on February 14, 2104 (weather related issues delayed the bid opening one day from the advertised date, but both responders had their responses in prior to the advertised opening date);

**WHEREAS**, the lowest bid in terms of net fees charged for the professional service rendered under the bids was \$49,712 from Duncan Solutions (based on the tickets issued in 2013, at a rate of \$1.49 per ticket processed, and inclusive of a \$0.50 credit card rebate per credit card transaction), and

**WHEREAS**, the Village Treasurer has checked the references provided by Duncan Solutions, and has recommended that the Village Board award the contract to Duncan Solutions as the lowest responsible bidder on the project.

**NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NYACK VILLAGE BOARD AS FOLLOWS:**

That the Nyack Village Board hereby awards the contract for Ticket Collection Management Services to Duncan Solutions, and

**BE IT FURTHER RESOLVED**, that the Mayor is authorized to execute the contract upon the terms contained in the Bid and in a form approved by the Village Attorney.

The question of the adoption of the foregoing Resolution was duly put to a vote, which resulted as follows:

	<u>Yea</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
Mayor Laird-White	[ x ]	[ ]	[ ]	[ ]
Trustee Parker	[ x ]	[ ]	[ ]	[ ]
Trustee Hammond	[ x ]	[ ]	[ ]	[ ]
Trustee Foster	[ x ]	[ ]	[ ]	[ ]
Trustee Lorenzini	[ x ]	[ ]	[ ]	[ ]

