

**Regular meeting of the Board of Trustees held at 7:30pm on Thursday, October 22<sup>nd</sup>, 2009 at Village Hall, 9 North Broadway, Nyack NY.**

Hon. John Shields presiding:

PRESENT:            John H Shields            Mayor  
                         Denise Hogan            Trustee  
                         Louise Parker            Trustee  
                         Richard Kavesh           Trustee  
                         Marie Lorenzini           Trustee

ALSO PRESENT:    Walter R. Sevastian    Village Attorney  
                         John J Cincotta        Village Treasurer  
                         Mary E White           Village Clerk

**Pledge of Allegiance**

**Adoption of Minutes:**

Adoption of minutes for Regular meeting of October 10<sup>th</sup>, 2009 was approved subject to necessary changes with a motion from Tr. Hogan, seconded by Tr. Kavesh. Motion passed unanimously.

**Public Comment**

**Resolution – Modern-day Slavery**

T. Abdelgador and M. Svensson made a presentation to the Board requesting support of resolution combating modern-day slavery.

After discussion, Mayor Shields moved to adopt resolution, Tr. Lorenzini seconded motion and it passed by unanimous roll call vote.

In adopting this resolution, the Village of Nyack is first in Rockland County to officially support such a movement.

**S. Graham - First Avenue parking**

*Not present*

**P. Ross (Friends of the Nyacks Merchants' Comm) – Art Walk 2010**

Moved by Tr. Lorenzini, seconded by Tr. Parker to approve request for event (June 18-20, 2010). Motion passed by unanimous vote.

**S. Franklin (Rockland Lodge/Franklin St.) –**

*Not present*

**Chamber of Commerce –Halloween Parade**

Mayor Shields made a motion approving change in 'kick-off' time for parade from 4pm to 5:30pm. Village Clerk informed Board that all insurance requirements have now been met therefore, banner will go up tomorrow, the Board authorizes Chamber to sell permits to vendors for this event. Tr. Hogan seconded the motion and it passed unanimously.

**Reports to the Board**

**Treasurer:**

- No action taken on proposal from All-Brite Electric in the amount of \$9,735 for 'message sign board' construction. Board cited lack of detail (who/how controlled, electric vs. manual, downtown revitalization plan conformity) as reason.
- Mayor Shields moved to accept recommendation from Village Engineer to award bid for Mill Street Culvert to CalMart Enterprises Inc (\$103,301). Tr. Parker seconded the motion and it passed with a unanimous vote.
- Tr. Hogan made a motion to make this a capital item in the amount of \$110,000, Tr. Parker seconded. Motion passed unanimously.
- Tr. Lorenzini made a motion authorizing Mayor or Deputy Mayor to sign bid contract, seconded by Tr. Hogan. Motion passed with a unanimous vote.

***Village Attorney:***

- Attorney gave brief report on status of Second Avenue property. Court date is coming up. After review, there does not appear to be anything in the code to address the 'abandoned' vehicle on the property. This matter is still in the hands of the Building Department (Code Enforcement).
- After meeting with the Acting Building Inspector, Attorney recommends the hiring of someone, temporarily, to perform the duties of reading plans submitted to the Building Department. He also suggested that the Code Enforcement Officer/Fire Inspector could take over performing multiple residence inspections.
- H. Dean asked the Board to accept the Planning Board's recommendation pertaining to 400 High Avenue and proposed 'M' Zone code revisions. Mayor Shields moved to approve request, Tr. Kavesh seconded for purposes of discussion. Village Attorney commented on this matter and after discussion, no action taken on motion and Attorney was directed to set forth language, as an alternative, incorporating Planning Board's recommendations into proposed Zoning Code revisions.
- Tr. Kavesh asked to go on record in stating that it was the Board's goal to expedite the passage of the Zoning Code subject to the Public Hearing on 11/12/09 @ 8pm.

***Village Clerk:***

- After conversation with the R.C. Department of Personnel, Village Clerk asked Board what salary range would be for proposed Building Inspector position. This is needed to complete process of acquiring list of eligibles. After discussion, salary range will be \$45K-\$52.5K/year.

**Public Hearing**

**Reports from the Board**

***Mayor Shields:***

- The matter of Payroll equity was discussed. Treasurer was directed to provide report with proposed impact to the Village Budget.
- Action deferred on recommendation from Architectural Review Board to appoint M. Baron as alternate. Mayor Shields directed the Village Clerk to advise E. Custer-Collins to consider all resumes submitted before final recommendation to Village Board.

***Tr. Hogan:***

- The following was discussed:
  - \*Status of Free Parking program – Village Clerk directed to notify P. Aagaard that Board is requesting a financial report and samples of advertising. G. Cambre and M. Olive also commented on this matter.

\*Bus Shelter – Treasurer will contact B. Silarski for plans.

\*Buses idling in the Village - G. Cambre asked for clarification of code regarding this. Mayor Shields also commented on buses making ‘illegal’ stops. This matter was referred to the Attorney.

### **Old Business**

1. Comprehensive Master Plan/Zoning Code re-write - ***Public Hearing scheduled for 11/12/09 @ 8pm***
2. Snow Ordinance
3. Street Parking re-alignment
4. Village of Nyack Management consolidation

### **Communications**

- Request from R. Matic to use Village park (Veteran or Memorial) to place “Free Coffee and Prayer” table was denied with a motion from Mayor Shields, seconded by Tr. Hogan. Village Attorney was directed to send letter regarding decision to Mr. Matic.

### **New Business**

#### **Open Forum**

**J. Shatoff** (*S. Midland Ave.*) – Mr. Shatoff asked for an update on the issue of sidewalk dis-repair/violations and if Building Department records are public. Code Enforcement Officer reported that several properties have been cited since notification.

Mr Shatoff was assured that he has the right to view records in the Building Department.

### **Adjournment**

There being no further business, nor anyone present wishing to be heard, Mayor Shields moved to close the Regular meeting. Tr. Hogan seconded the motion and it was passed unanimously at 8:45pm.

Respectfully submitted,  
Mary E. White, Village Clerk