

**Minutes of the regular meeting of the Village of Nyack Board of Trustees held at 7:30 pm on Thursday, September 25<sup>th</sup>, 2014 at Nyack Village Hall, 9 N. Broadway, Nyack New York**

Hon. Jen Laird-White presiding:

PRESENT:	Jen Laird-White	Mayor
	Louise Parker	Trustee
	Don Hammond	Trustee
	Doug Foster	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 of September 11, 2014

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

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

.....Leaf blower discussion cont'd from Work session.....

The following persons were heard pertaining to this issue:

*Cherie Raglin, Beth Riso, Henry Rand, John Gromada, Camille Baron, Laurie Donald, Barbara Cohig, Richard Kavesh, Tom Morrison, Carolyn Cairns, Marcy Denker, Jen Laird-White, Don Hammond, Louise Parker, Doug Foster, Marie Lorenzini. (see attached)*

*Marcy Denker was thanked for Green Policy Task Force committee report on this issue.*

*After extensive discussion, Trustee Hammond assured all those present that the public comments 'have been heard'. The Board believes that education is 'key'. There is not a concensus for a total ban of leaf blowers. Specifics of an ordinance must be worked out before any decision is made, including but not limited to: enforcement ('shared services' approach), financial and business considerations, exceptions for special needs.*

**Emmanuel Colimon (Bethel Haitian Alliance Church) - Inauguration Parade**

*Request deferred pending input from Orangetown P.D. Mayor Laird-White will follow-up with them tomorrow morning.*

John Shields (Washington St.) – Noise complaint

*Mr. Shields asked the board to clarify issue of ice cream truck noise (music) and timing of permit.*

*Trustee Hammond assured that the process will continue and within the next few weeks, the issue of leaf blowers will be on the agenda.*

**Action items:**

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

**Public Hearing(s):**

**Department Reports to the Board**

- Orangetown Police Department
- Village Administrator
  - Trustee Hammond moved to approve placement of directional signage at various pre-determined locations throughout the Village for the Viewing Platform in Memorial Park. Trustee Foster seconded the motion and it passed with the following vote: Yea-Mayor Laird-White, Trustees Parker, Foster, Hammond; Nay-Trustee Lorenzini.
- Recreation Department
  - Bocce Court proposal
    - Status report sent to the board. Additional information will be provided at our next regular meeting (10/9/14).
  - At 8:52pm Trustee Parker moved to approve request for an Executive Session to discuss a matter of personnel. Trustee Foster seconded the motion and it passed unanimously.
- Village Attorney
  - Reports were given on the following:
    - Building Department
    - Justice Court
    - Land Use Technical Committee (LUTC)
    - Architectural Review Board
  - At 8:59pm Trustee Parker moved to approve request for an Executive Session to discuss a matter of pending litigation. Trustee Hammond seconded the motion and it passed unanimously.
- Village Clerk
  - Filming request from Laika Production for October 3, 2014 was denied.

**Old Business**

Land Use Technical Committee (LUTC)

2014 Vendor applications/process

Filming in the Village (amendment proposal)

**Communications**

David Soderlund (22 Burd St) - *Memorial Park*

*No action taken*

Lucia Gratch (Marion St) – *Parking on 1<sup>st</sup> Ave*

*Referred to Village Administrator for review*

Cynthia Turner (Hart Place) – *Overnight parking issues*

*Deferred to next meeting (10/9/2014)*

Chrissi Place (Montessori School) – *Annual Family picnic*

*Moved by Trustee Parker, seconded by Trustee Hammond to approve request for street closure on 5<sup>th</sup> Ave (betw Broadway & Marion) 10/10/2014 9am-4pm.*

*Motion passed by unanimous vote.*

**New Business**

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

**Comments from the Board of Trustees**

*Correspondence from Dennis Lynch, Esq (Feerick Lynch & MacCartney, PLLC) was deferred to the Village Attorney for review.*

**Executive Session (if any)**

*Pending Litigation & Personnel*

At 9:24pm, Trustee Lorenzini moved to go into Executive Session to discuss matters of pending litigation and personnel. Trustee Parker seconded the motion and it passed unanimously.

At 9:48pm, it was moved by Trustee Lorenzini, seconded by Trustee Foster 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 9:49pm.

Respectfully submitted,  
Mary E. White,  
Village Clerk

Thursday, 9/25/2014.

# VILLAGE OF NYACK ♣ Public Comment Sign-In Sheet

Members of the public are invited to address the Village Board for a period of time not to exceed three minutes. Please indicate your name, complete address, and topic of discussion. To be listed in the Public Comment section of the Village Board agenda, please contact Nyack Village Clerk Mary E. White at (845) 358-0548 no later than noon of the Friday previous to the meeting at which you wish to speak.

Leaf blowers

Name	Address	Topic
✓ Cherie Raglin L	80 1 <sup>st</sup> Avenue L.B.	Same as workshop
Beth Riss "We support Seasonal ban" No lawn mower inclusion	5 Rockland Pl. L.A.	'Trailblazers, leaders, roll models landscaper referrals, etc. 'Green' Village reputation
John Conrath	8 First Ave L.B.	Support committee - other Villages Communities - enforcement phased in
Camille Barone	unnecessary usage. 18 front st L.B.	Noise, Quality of life, Mower attachment. Consider residents.
Laurie Donald Laurie Donald	Education & legislation LB. 18 front st	Support draft proposal Noise, Health, Quality of life degraded
Barbara Coby	River Pollution 8 FIRST AVE Grass cutting = fertilizer	Health, Noise, home businesses, higher emission than SUV Allergy onset, Walking diminished.
Richard Kovich	More pollutants than automotive Education legislation enforcement Hollow Lane	agrees with other communities How do you enforce education
Tom Morrison	45 Washington St.	Noise Supports draft proposal
Henry Rand	5 Rockland Pl.	Enforcement? Compliance Businesses Mulch Compost

Children - school out in Summer

Environmentally friendly

Asking & informing Savings for Village

Don Hammond - approach Education is Key (1st move)

'Mancy's' Report is a committee; no consensus reached.

Reduce hours (more than in proposal)

Seasonal - in winter phase out

limit per acre

Process  
3rd workshop  
4 Committee mtgs  
Email, Facebook

Mancy very informative

'We have listened'

Timeframe - few wks

9-3 M-F S.

11-1 Sund

JLW - (oppose) overused, Education is Key  
"All power tool usage" should include  
incentification

who gets penalized?

Decision should impact

LP - ( ) agree w/ Mayor

'Must consider all residents'

?

DF - (oppose) Quality of life  
Noise, Environmental.

✓ seasonal 'Enforcement is an issue'

✓ licensing system -

Exceptions: Special needs

'Uniform ordinance'  
S.N, U.N, Nyack  
Education

ML - Education

Financial considerations (added costs)

articulates "they're everywhere"

Marcy Denker - Planner - property owner penalized

Education - tells people of change in legislation

Clean air  
Orangetown Env. Comm.  
John Gromada (opposed) - willing to work together  
- Support draft ordinance

Exemptions  
Exemptions

Thank You!

Beth Riso (opposed) - "people on the street"  
Henry Rand - housing developments  
- 'hope something gets done'  
- commend the Board

Ordinance is important tool.  
Carilyn Cairns (opposed) - what is justification?  
- unnecessary nature (off season)  
- 'snowball effect' when nothing done  
Prof. Lands

Barbara Cohig - walking in Village.  
- 'Allergy onset asthma' (emission, dust, dirt, mold)

Richard Kavesh - Thanks to Board  
- what is process? (where to go from here)  
- 'Leader in the area'  
- Climate change 'seize the moment'

Sheree Raglin - Disturbing the peace.  
Quality of life

Carolyn Cairns - Gazebo.  
(Parks Commission)