

Minutes of the regular meeting of the Village of Nyack Board of Trustees held at 7:30 pm on Thursday, February 12th, 2015 at Nyack Village Hall, 9 N. Broadway, Nyack New York

Hon. Jen Laird-White presiding:

PRESENT:	Jen Laird-White	Mayor
	Doug Foster	Trustee
	Louise Parker	Trustee
	Don Hammond	Trustee
	Marie Lorenzini	Trustee

ALSO PRESENT:	Walter Sevastian	Village Attorney
	Steve Knowlton	Special Counsel
	Mary E. White	Village Clerk

ABSENT:	Jim Politi	Village Administrator
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Pledge of Allegiance

'Nyack thanks....'

Adoption of Minutes – Regular meeting of January 22, 2015

Minutes were approved, with necessary correction, by motion from Trustee Hammond, seconded by Trustee Lorenzini. Resolution 2015-1 (date for ArtWalk should be June 19-21). Motion passed by unanimous vote. .

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

Action Items:

Resolution No. 2015-7 Resolution authorizing application submission for '211 Waiver'.

Moved by Trustee Parker, seconded by Trustee Foster to adopt resolution as presented. Motion passed by unanimous vote.

Resolution No. 2015-8 Resolution to approve the conversion of outstanding Bond Anticipation Notes to Long Term Bonds.

Moved by Trustee Parker, seconded by Trustee Foster to adopt resolution as presented. Motion passed by unanimous vote.

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

Jed Gilady (162 Main St) – NYSLA 30-day waiver request

Trustee Foster moved, Trustee Lorenzini seconded motion to approve waiver request, Village Clerk was directed to provide letter to applicant. Motion passed unanimously.

Mary Johnson (Hudson Ave) – 'McCourdy Twins Day' proposal

Information presented to the Board for an event to honor NFL players, native 'Nyackians'. Date: April 25th, additional details forthcoming. Mayor Laird-White will meet with Ms. Johnson to discuss further.

Public Hearing(s):

8pm –Moved by Trustee Hammond, seconded by Trustee Parker to open public hearing to amend Chapter 360 of the Code of the Village of Nyack, entitled “Zoning”, modify notice requirements for certain land use applications, to change the definition of structure, to modify the subdivision regulations, to modify the sustainability incentive legislation, and to clarify the minimum dwelling unit size in multifamily buildings. Motion passed by unanimous vote.

8:07pm - Moved by Trustee Hammond, seconded by Trustee Lorenzini to close public hearing and it passed unanimously.

Resolution 2015-9 *Trustee Hammond made a motion to adopt the resolution as presented, Trustee Foster seconded the motion and it passed by unanimous vote.*

Department Reports to the Board

- Orangetown Police Department

No report

- Village Administrator

Mayor Laird-White presented on behalf of the Administrator the following topics:

NYSERDA requirements, Broadway Connectivities Project, Fishing Pier, Nyack Marina, Senior Center, Budget (preliminary)

- Village Attorney

Reports given on the following:

-Pavion site, Nyack Library, 22 S. Broadway

- Special Counsel

Reports given on the following:

-Recycling (RFP)

- Village Clerk

No report

-At 7:50pm Trustee Parker moved to approve request for an Executive Session to discuss a matter of personnel, contractual, and pending litigation. Trustee Hammond seconded the motion and it passed unanimously.

Old Business

Land Use Technical Committee (LUTC)

2014 Vendor applications/process

Communications

Village Attorney directed to draft resolutions for the following:

Ana de la Paz – ‘Walk to the Beat’

Lisa Retallack – ‘Community Party’

New Business

R.C. Youth Bureau – ‘Annual Youth Forum and Awards Night’

Deferred for review.

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

Comments from the Board of Trustees

Trustee Hammond asked members of the Board to review survey results submitted by the Nyack Marketing Association (*Visit Nyack 2015 Campaign*) to be discussed at a later date.

Executive Session (if any)

At 8:10pm, Trustee Lorenzini moved to go into Executive Session to discuss matters of *Personnel, Contractual, and pending litigation*. Trustee Foster seconded the motion and it passed unanimously.

At 8:51pm, it was moved by Trustee Hammond, 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 Parker moved to close the regular meeting. Trustee Lorenzini seconded the motion and it was passed unanimously at 8:52pm.

Respectfully submitted,
Mary E. White,
Village Clerk

RESOLUTION OF THE NYACK VILLAGE BOARD

A regular meeting of Nyack Village Board convened on January 22, 2015, at 7:30 p.m.

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

Resolution No. 2015-7

RESOLUTION OF THE NYACK VILLAGE BOARD TO AUTHORIZE THE SUBMISSION

Whereas, the Nyack Fire Inspector Vincent Fiorentino is currently working for the Village of Nyack under what is commonly referred to as a Retirement and Social Security Law “211 Waiver” granted by New York State;

Whereas, the Fire Inspector’s “211 Waiver” expires on March 31, 2015;

Whereas, the Fire Inspector performs certain supplemental duties in addition to fire-related duties in connection with his employment by the Village, to wit, Village Code enforcement (the Fire Inspector is a certified Code Enforcement Officer), emergency response coordination, and assistance in processing land use applications;

Whereas, the Village of Nyack is dependant on the Fire Inspector performing those additional duties, in that the Village Building Department is only staffed with one full time Chief Building Inspector and one less than full time deputy Building Inspector;

Whereas, as the current economic climate and severe budgetary constraints dictate that Nyack Village Board is desirous of retaining the services of its Fire Inspector Vincent Fiorentino (the Village of Nyack also benefits from the fact that the Fire Inspector, being a retired firefighter, does not have his medical insurance paid by the Village of Nyack);

Whereas, the Village has reviewed, on an annual basis, the eligible list for the Fire Inspector position provided by the Rockland County Office of Personnel, and has been unable to find an individual with the current Fire Inspector’s unique skills and experience, despite a good faith effort to do so (in fact, 8 of the 9 eligible individuals on the list are presently working for other

municipalities and have indicated an unwillingness to take the Nyack job t the current pay scale);

Now therefore be it resolved, That the Nyack Village Board hereby authorizes the Village Administrator to apply for a 211 Waiver to continue the employment of the Fire Inspector.

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 Nyack Village Board convened on February 12, 2015, at 7:30 p.m.

The following resolution was duly offered and seconded, to wit:
Resolution No. 2015-8

**RESOLUTION OF THE NYACK VILLAGE BOARD
TO APPROVE CONVERSION OF OUTSTANDING BOND
ANTICIPATION NOTES TO LONG TERM BONDS**

WHEREAS, the Village Treasurer has recommended that the Village Board authorize converting two maturing bond anticipation notes (BANS) to long term debt, and

WHEREAS, that the total amount of the maturing BANS are \$1,433,785.

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

That the Nyack Village Board hereby approves the bonding of \$1,433,785 in maturing short term BANS, for the legal maximum time period as determined by the Village’s bond counsel, and

BE IT FURTHER RESOLVED that the Village Treasurer is authorized to take such action as is required to issue the bonds referenced above.

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