

**INCORPORATED VILLAGE OF PIERMONT
BOARD OF TRUSTEES MEETING
November 20, 2018**

Present: Mayor Bruce Tucker, Deputy Mayor Mark Blomquist, Trustee Ivanya Alpert, Trustee Rob Burns, Trustee Nate Mitchell, Walter Sevastian, Esq. -Village Attorney and Jennifer DeYorgi-Village Clerk-Treasurer.

Mayor Tucker called the meeting to order and led everyone in the Pledge of Allegiance.

Item #1 – Approval of Meeting Minutes

Trustee Alpert made a motion to approve the minutes for November 6, 2018. The motion was seconded by Deputy Mayor Blomquist and so carried with a vote of 5 ayes and 0 nays.

Item #2 – Approval of Warrant

Deputy Mayor Blomquist made a motion to approve Warrant #111318 in the amount of \$13,658.40 and Warrant# 112018 in the amount of \$373,640.10 for a grand total of \$387,298.50. The motion was seconded by Trustee Burns and so carried with a vote of 5 ayes and 0 nays.

Item #3 – Department Reports

Department of Public Works - Highway Superintendent Tom Temple informed the Board he turned in his monthly report for October. They received the reimbursement for CHIPS, Pave New York and the Extreme Winter Recovery for the first road resurfacing that took place May for \$56,151.10. We will be following up with another round of CHIPS in March, which would be another \$56,151.10. We also received the \$29,460.00 for the road opening permit for Suez for the water main replacement they did on Hudson Terrace. We are still waiting on the \$51,500 from them as their part to the agreement. He contacted their engineer today and is still waiting to hear back. We had our first snow storm of the year and he thinks it went well for them. Their big truck broke down and they lost their spreader chain, so it took that out of commission. They were down to two small spreaders and got the job done. They are in the middle of leaf season and he will post something on Facebook as it runs through the first week of December.

Dan Spitzer thanked the DPW for beautifying the North Walkway and the Village.

Police Department – Chief Michael O’Shea was not present.

Building Department - Building Inspector Charles Schaub stated he handed in his monthly report. Tom Temple and the Clerk’s office worked on getting the deeds for Lino for the Plaster Fold Lot. When permits go out, sometimes the applicant puts down an amount and sometimes the amount of construction surpasses what is put down. The Mayor saw one check this week to make up for the permit at the end of the job was \$13,000, so they do follow-up at that.

Village Attorney asked how they verify that? Building Inspector stated he calculates it out and most of the contractors will fess up at the end of the job because they know he is keeping track. Village Attorney stated some municipalities are putting the square footage number in there. Building Inspector stated we have that in the calculations.

Parks Department – Dan Sherman informed the Board that this Tuesday the drawbridge lighting should be in place finally. The last of the battery pieces and the rack will be assembled Monday and tested and working Tuesday. The pond fountain was brought in Saturday and DPW

Village of Piermont Board of Trustee Minutes
November 20, 2018
Page 2 of 6

put it away. The Train Station landscaping was finished last Wednesday, DPW helped with the gravel, Arbor Hill installed all the boulders. Carol and he are planting all the Main Street Christmas planters before the event on December 2nd.

Fire Department – Chief Don Hardy was not present.

Item #4 - Old Business

Village Clerk-Treasurer informed the Board she received a letter, which she forwarded to the Board, from Cuddy & Feder regarding New Cingular Wireless asking for an adjournment again, so it is to be adjourned indefinitely at this point. She also emailed to the Board an email from Carl Hartman, of the American Angler Fishing Club. Every year they fish out on the pier. He is requesting that they are able to do that this year on April 6, 2019 (rain date: April 12th) and they would like to set up a table for promotional purposes and they expect 20-25 participants. This may fall under the new permit that we are passing. The Board agreed they are fine with this. Village Attorney stated if this is under 40 people, a permit will be issued administratively from the Clerk's office.

Village Attorney had no old business to discuss.

Mayor Tucker asked what the auction results were for the old Fire Chief's vehicle? Village Clerk-Treasurer stated the bidding ends tonight and is at \$12,100 as of the meeting. Mayor Tucker asked about the filming inquiry at The Overlook? Village Clerk-Treasurer stated they have not gotten back to her, she will follow up with them again. Mayor Tucker asked Tom Temple is someone talked to him about repairing the gazebo at Kane Park? Tom Temple stated yes and they will take care of it. Mayor Tucker stated he had a meeting with the Board of Directors of the Piermont Library regarding the possible use of their bathrooms for the current owners of the farmers market and they are not interested. They got a call from Down to Earth that they may be coming to speak to us at the December 4, 2018 BOT meeting.

Deputy Mayor Blomquist had no old business to discuss.

Trustee Alpert had no old business to discuss.

Trustee Burns had no old business to discuss.

Trustee Mitchell had no old business to discuss.

Item# 5 New Business

Village Clerk-Treasurer had no old business to discuss.

Village Attorney had no new business to discuss.

Trustee Burns had no new business to discuss.

Mayor Tucker informed the Board Sunday, December 2, 2018 at 5:00pm is the Village Holiday Festival at M&T Bank from 5-6pm, Tuesday, December 4, 2018 at 7:00pm is the Chanukah Menorah Lighting before the Village Board Meeting.

Village Attorney stated he put together a rental registry local law, which is not in the zoning code. If the Board thinks this is something they are interested in, at the next meeting they can let him know. Essentially this would make landlords register with the Village who have one or two-family dwellings with a contact person. It would be an administrative task for the clerk's office. The advantage would be knowing who is an absentee landlord in the Village.

Village of Piermont Board of Trustee Minutes
November 20, 2018
Page 3 of 6

He also attached a policy on the Sunshine Law that Orangetown has adopted as the Board should discuss and that it meets reality when the FOILs come in. Mayor Tucker stated to put these items on the December 4, 2018 agenda.

Trustee Alpert had no new business to discuss.

Deputy Mayor Blomquist had no new business to discuss.

Trustee Mitchell had no new business to discuss.

Item #6 Other Non-Agenda Items:

None.

Item #7 7:30pm Public Hearing for The Overlook to add nine (9) additional units [for adjournment purposes only]

This is adjourned until December 4, 2018 pending the result of last night's Planning Board meeting and their recommendation.

Item #8 Review Capital Markets Advisors Financial Advisory Services Agreement with Village of Piermont through May 31, 2019 with the option to renew for one additional fiscal year June 1, 2019 through May 31, 2020

Mayor Tucker stated this is the company we have been using to help us when have to float Bonds and BANs. The prices have gone up a little bit, but not significantly.

Trustee Burns made a motion to accept the agreement with Capital Markets Advisors Financial Advisory Services through May 31, 2019 with the option to renew for one additional fiscal year June 1, 2019 through May 31, 2020. The motion was seconded by Deputy Mayor Blomquist and so carried with a vote of 5 ayes and 0 nays.

Item #9 Review new report from Collazuol Engineering on Sparkill Creek Pond Study at Ferdon Pond

Building Inspector Schaub stated he was at this meeting on October 10, 2018 and from the beginning he has been pushing the fact that they have not talked about downstream beyond the flood gate that is there and what that would do because they are going to increase the flow. If we are flooding at the lower level when the tide is coming up, the increase of water coming in would be more spill out and the damage it might cause to the stream where it is narrow there where some of the stone walls were already in rough shape. They finally acknowledged that and he thinks that is what the engineer speaks about in this report.

Village Attorney stated the engineer needs to sign this report. He suggests we follow up with the applicant and say our engineer has some concerns and to please account for that in their drawings. Once the report is signed, it is public record.

Larry Vail asked for a copy.

Daniel Spitzer stated the Planning Board would like a copy of the report as well.

Mayor Tucker will contact him tomorrow for a signed copy. And will contact Jim Dean to address these concerns.

Trustee Mitchell stated the additional silting should also be a concern.

Tom Temple stated a concern of his was, who pays for this? Their answer was they would work with us, but it is not our doing. Further, Collazoul asked their engineer questions about a 50-year storms or 25-year storms, could they give us data on that, not just the 100-year storms? Their engineer is supposed to come back with more data on that.

Trustee Burns stated also, the greater frequency of 100-year storms.

Item #10 Review and approve the Public Arts Committee recommendation for art work placement

Last meeting there was a proposal before the Board.

Trustee Mitchell stated when looking at the art work, it looks kind of pointy and he has concerns of someone poking their eye on it. Are they going to put a railing around it? If a kid climbed on it, it would not be great.

Dan Spitzer stated it is 8 feet tall and smooth, you will not be able to climb on it.

Joe Serra stated it comes to a point at the top and it is 8.5 feet high.

Trustee Burns made a motion to approve the Public Arts Committee recommendation for art work placement. The motion was seconded by Trustee Alpert and so carried with a vote of 5 ayes and 0 nays.

Trustee Burns asked about the money for the sculpture? Do they put it though an escrow?

Dan Sherman stated it is not paid through the Village, it is paid through a sponsor and it is done outside of the Village, financially.

Trustee Burns asked if there is any maintenance?

Dan Sherman stated it is just weathered bronze. If someone spray painted on it, it would be a Village problem as it is Village property.

Trustee Alpert asked if we need to insure it?

Village Attorney stated we should let our carrier know we have an art installation out there.

Item #11 Review intermunicipal agreement and RFP for recycling bid

Mayor Tucker reminded the Board that our current recycling company is looking to write a new contract and we thought it would be better to do a consolidated bid between the four river villages. The Town of Oranetown is now possibly looking to join in the bid. This contract may change if that happens, but he wanted to see if we can just get this passed.

Village Attorney stated this is an agreement between Nyack, South Nyack, Piermont and Grand View and potentially Oranetown to cooperate in issuing an RFP for the pick-up of our recyclables. The Solid Waste Authority has an interest as they have the facility that receives all of the recyclables. They are offering us to draft the RFP and manage the responses and the contract itself.

Village Attorney stated the bid will be issued pursuant to that RFP and when it comes back, we will assess what is in it. We are going to take a hit because Piermont pays the lowest of anybody.

Tom Temple is still waiting on prices for a recycling truck. Mayor Tucker stated that is a backup plan.

Trustee Alpert asked if Nyack could theoretically split the truck with us? Village Attorney stated theoretically.

Mayor Tucker stated there is a possibility to lease out our services as well if we have a truck.

Deputy Mayor Blomquist made a motion to approve an intermunicipal agreement with Nyack, South Nyack, Grand View and Piermont and potentially the Town of Orangetown in a form to be approved by the Village Attorney. The motion was seconded by Trustee Mitchell and so carried with a vote of 5 ayes and 0 nays.

RESOLUTION NO. 1120-2018

VILLAGE OF PIERMONT

AUTHORIZING THE EXECUTION OF AN INTERMUNICIPAL RECYCLABLE MATERIALS COLLECTION, TRANSPORTATION AND DISPOSAL AGREEMENT WITH THE ROCKLAND COUNTY SOLID WASTE MANAGEMENT AUTHORITY

WHEREAS, the Rockland County Solid Waste Management Authority (the "Authority") is a Public Authority Corporation, duly organized and existing under the Rockland County Solid Waste Management Authority Act, (the "Act") and set forth under Title 13-M of the Public Authority Law of the State of New York, and,

WHEREAS, the Village of Piermont (hereinafter "the Village") is requesting that the Authority take responsibility for residential and commercial Recyclable Materials ("Recyclables") collection, transportation and disposal services in the Village, and,

WHEREAS, pursuant to its powers granted under the Act, the Authority has the power to perform such collection and to levy a fee for such service against the real property owners of the Village, and,

WHEREAS, in order to determine the costs to the Authority for delivering collection, transportation and disposal services for Recyclables generated in the Village, the Authority will procure such services through a request for proposals process, and

WHEREAS, prior to assuming such services for the Village, the Authority and the Village must execute an Intermunicipal Recyclable Materials Collection, Transportation and Disposal Agreement between the Authority and the Village to enable the Authority to perform such services on behalf of the Village, now therefore it is hereby

RESOLVED, that the Mayor or his designee is hereby authorized to execute an Intermunicipal Recyclable Materials Collection, Transportation and Disposal Agreement with the Authority, and be it further

RESOLVED, that the Village Board hereby authorizes the Mayor or his designee to execute such other documents and perform such other actions as may be necessary to carry out the intent of this resolution.

Item #22 Public Comment

None.

Item #23 Adjournment

Trustee Burns made a motion at 8:08pm to adjourn. The motion was seconded by Deputy Mayor Blomquist and so carried with a vote of 5 ayes and 0 nays.

Respectfully submitted,

Jennifer DeYorgi
Clerk-Treasurer