

**INCORPORATED VILLAGE OF PIERMONT
BOARD OF TRUSTEES MEETING
November 6, 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 7:00pm Executive Session – Sale/Acquisition of Property

Trustee Burns made a motion to enter Executive Session at 7:00pm. The motion was seconded by Trustee Alpert and so carried with a vote of 5 ayes and 0 nays.

Trustee Burns made a motion to exit Executive Session at 7:22 pm. The motion was seconded by Deputy Mayor Blomquist and so carried with a vote of 5 ayes and 0 nays.

No action was taken in Executive Session.

Trustee Burns made a motion to solicit proposals for appraisals of Village property on Ohio Street. The motion was seconded by Trustee Mitchell and so carried with a vote of 5 ayes and 0 nays.

Item #2 – Approval of Meeting Minutes

Trustee Mitchell made a motion to approve the minutes for October 23, 2018. The motion was seconded by Trustee Alpert and so carried with a vote of 5 ayes and 0 nays.

Item #3 – Approval of Warrant

Deputy Mayor Blomquist made a motion to approve Warrant #110618 in the amount of \$59,883.41. The motion was seconded by Trustee Burns and so carried with a vote of 5 ayes and 0 nays.

Item #4 – Department Reports

Department of Public Works - Highway Superintendent Tom Temple was not present.

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

Building Department - Building Inspector Charles Schaub was not present.

Parks Department – Dan Sherman was not present.

Fire Department – Chief Don Hardy was not present.

Item #5 - Old Business

Village Clerk-Treasurer informed the Board she put the old Fire Chief's vehicles on Auctions International. We should know what that will return in the next two weeks. There is a filming company that wanted to film at The Overlook. They put in an application a few weeks ago and were looking to film from 3am to 5am, so their application was rejected. They just recently sent her an email that their filming schedule has changed, and they wanted to film in Piermont 6 days in December and 4 days in January from 6:00am to 11:00pm. They will be filming in an interior apartment and have notified neighboring apartments and claim they have permission. They are asking if the Board would like to entertain this. Mayor Tucker stated they have to show us that they have permission from The Overlook and surrounding apartments. Trustee Alpert stated they may just be filming in the apartment, but they will have catering trucks, etc. that overflow. Village Clerk-Treasurer stated we need more information, including a list of vehicles, which she will require. Once received, Village Attorney stated Village Clerk-Treasurer will forward same to Chief for his comments and approval and then it will be forwarded to Village Attorney for approval. If it complies with the code, it does, if it doesn't then they will have to come before the Board.

Village Attorney stated we had looked at changing the Site Development Plan Law to add a fee in lieu of park land for new units being created. It was dictated and will be ready next meeting and then we will do a schedule for adoption. Also, a meeting with the consultant on the 5G rollout. We will have to tweak our telecommunications law.

Mayor Tucker informed the Board that he spoke to Dave Gerhardt and he is open to the Board doing something. Mayor Tucker suggested we invite him to the Village Board Meeting on December 18, 2018, maybe present him with a plaque and invite them to stay for the party. Deputy Mayor Blomquist stated in the past for residents, we have also set aside a day and made the day "Gerhardt Day". Mayor Tucker stated that sounds good to him.

Deputy Mayor Blomquist had no old business to discuss.

Trustee Alpert had no old business to discuss.

Trustee Burns informed the Board he met with Dan and Sally and they are in the final stages of the four displays for Village Hall and they are hoping to have them done for the Christmas party. Secondly, the North Walkway agreement is signed, and it is now under standard hours that the walkway is close at 5:30pm. Village Clerk-Treasurer stated she will email the agreement to the Police Department to ensure the gate is locked at 5:30pm.

Trustee Mitchell had no old business to discuss.

Item# 6 New Business

Village Clerk-Treasurer informed the Board she received an email from a resident's daughter. The resident is Marjorie Windheim, who is ill, and her daughter is asking to have a service at the end of the Pier when her mother passes and they are looking to put up a tent and some chairs. It would most likely be on a Saturday, but no date set. She sent this request to the Police and Sgt. O'Leary said he didn't have a problem with it as long as the Mayor and the Board approve. They will shuttle people out to the Pier so cars will not be an issue. Mayor Tucker stated he did not see a problem with this, when the day comes. Trustee Mitchell stated this may fall under the new group permit law. Mayor Tucker asked Village Clerk-Treasurer to mention that to her.

Village Attorney had no new business to discuss.

Trustee Burns had no new business to discuss.

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Mayor Tucker stated he thought about the Farmers Market using the Community Markets bathroom and he suggested that maybe the location of the Farmers Market is no longer a viable space for it. M&T gives that parking lot at no charge to the Farmers Market and while it did serve the Village well when the Community Market was closed, now that the Market is open, he is not so sure. It has become a problem regarding restroom facilities and we need to take a new look at it. He suggested the possibility of renting out the Goswick Pavilion and Ballfield on Sundays to a Farmers Market, not necessarily this Farmers Market. The advantages are, the Village would see weekly income in addition to the yearly special permit fee. There is plenty of parking by the Goswick Pavilion or Lot D. And plenty of space for the market to expand vendors. Most of all, there are bathrooms at the Pavilion. If they are renting the pavilion, we would make the bathrooms available to them, just like anyone who rents it we would make them available to. The response of the Down to Earth Farmers Market was, they wanted to place a port a potty next to where the Rowing Club meets and leave it there April to November. They would maintain every week, but he is not sure we want a port a potty sitting in an area like that, which isn't even part of that M&T Bank property. This would be a great tie in with the anticipated Sunday closing of the Pier next year to automobiles. Even if it rains, they could setup under the pavilion. Even though it still brings visitors with the Village, it will not be competing directly with any of the downtown businesses. People are still going to come to the downtown district and eat, shop, etc. He asked if we need to put out an RFP? Or can we approach a potential market?

Village Attorney stated we need to notice the current Farmers Market that there is an issue with renewing their special permit for next year and we have an alternative location in mind. And open it up to the public by putting an ad in the Journal News and Newsletter, not a formal RFP.

Laura Straus – Stated her business is in Flywheel Park and Sundays are her absolute best day sales wise and she knows this is because of the Farmers Market as they come in with bags of their produce. It is hard to get people into the downtown area. A lot of businesses suffer in the winter. In the summer they know on Sunday's people will come for the Farmers Market and the Souk's Market. Mayor Tucker stated he is not looking to eliminate the Farmers Market, just relocate it. Laura Straus stated from a business owner who has a hard time getting people to come to that area, that spot is really great for her as far as the relationship. Mayor Tucker stated there is no parking and no bathroom. Laura Straus stated that is her best day and many people that come for their first day, never go to Flywheel Park and the bank spot gives them a viewpoint of both downtown main street and Flywheel Park and has been very positive. They have been valued members of the Chamber of Commerce for many years and have been here for 12 years. In terms of respect for a business that has hung in there when times were good and bad here, she wanted to give them some credit. Mayor Tucker stated they will have an opportunity to bid or make a proposal to rent the Pavilion if that is what we decide to do. But, he doesn't believe it doesn't work anymore. Laura Straus asked if the rest of the Board feels the same way. Mayor Tucker stated other than the \$250 special fee, we see nothing from the Farmers Market. We don't get any rent, they don't pay any rent. They have not addressed this problem with restrooms. It is a month later and they are still directing people to the Community Market to use their restrooms. Laura Straus stated her bathrooms are always available to people. She has one bathroom and is not a restaurant and does not have a problem with them using her bathroom. She is not sure if they are directing them to her, but if they wanted to, they could. She is surprised that we are not respectful of how good a partner they have been to us.

Maureen Anders stated she believes that the people who come early in the morning to row probably wouldn't mind having the port-a-john there. When you make a decision like this, it is worth getting input from all different members of the community. As far as having a farmer's market where it is located, she believes it is a huge asset for a community to have a farmer's market, but also, to have it right out there as part of who we are and she likes it. Mayor Tucker stated we are talking about beautification of our downtown district and there is a port a potty sitting out in the middle of it. Maureen Anders stated she wouldn't mind having it tucked away in the corner of the Library parking area or by the rowing club boats, it is part of the recreation aspect of Piermont. They have been there before from other events and people have liked them

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there. You might not want them out in the middle for extended periods of time, but if it was tucked off to the side, you wouldn't see it after a few weeks.

Joe Serra, owner of The Souk and Outside In, stated a few years ago they were looking to operate in a more central location and they were looking at Goswick Pavilion as one of their options. He believes Down to Earth may have been good partners, he feels that it should be open for others to potentially have the opportunity to take on, including his business, as Piermont residents and business owners who pay taxes. This is a for profit company from Ossining and nothing benefits the village residents.

Trustee Burns stated until Laura Straus brought up it impacting her business, he thought it was a very good idea to move the farmers market to the pavilion for the bathroom area and everything. He doesn't believe it is fair that the Market's bathrooms are being used as public bathrooms. Laura is opening her bathrooms, but it would depend if other merchants would be willing to put up a sign indicating that is where the bathrooms are and then we can take that into consideration. He doesn't think a port a potty is attractive wherever it is and it doesn't fit into the landscaping of the Village to have it there more than the day of an event or have it picked up the next day.

Bob Samuels stated perhaps Down to Earth could pay a fee to use the library bathrooms and pay them for janitorial services. Mayor Tucker stated the library is typically closed on Sundays.

Kathleen Puder stated that the PCA had an event and rented the library bathrooms from 7-11pm and they charged \$100 to clean-up and replace whatever was used.

Mayor Tucker stated he is not sure it should be an automatic thing that this company gets free rent for a non-Piermont based company. The Village only receives the special permit fee from them.

Village Attorney stated if this idea to move the market or open it up to other entities, then something kin to an RFP would be appropriate. It can be very simple and he will give a template for it.

Mayor Tucker asked if we set up a price or does it go to the highest bidder?

Village Attorney stated price doesn't have to be the be all end all for selection, but it can get competitive.

Maureen Anders asked if we have any idea what the norm is for established farmer's markets? She remembers 20+ years of not having farmers markets and then it became something people desired.

Joe Serra stated it is usually held on municipal property and the dollar amount varies. They are not seen too much on private property, but sometimes they are, as in Piermont.

Trustee Alpert asked Laura Straus if the farmers market was more of a hang out and walk the village with music, etc. did she still think it would impact her business?

Laura Straus stated there is a sense as a business owner in Piermont that you are going to cords of people. In the beginning for most businesses, that will happen. But 11 years of business, that will not happen, no matter who is doing it. What happened to our farmers market is they started out with a lot more and the people were not there for them and that is an issue that all business owners experience here. If we have a business that survives at all, especially 11 years, we have to take a hard look at it being sustainable and weathering a lot of difficult times with us because we are not a touristic amazing booming situation. We could probably get someone for a couple years that could make a spark, but the longevity factor is what is at issue here. How could that market continue 11 years? She thinks a new market owner would have a good two years and then have a tough time like most businesses do.

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Joe Serra stated Down to Earth can support it as they make a ton of money in NYC and Westchester and we are one of their smaller markets that they don't do so well in.

Laura Straus stated the market is small, but it meets our demand. She suggested maybe put on the RFP and do it on a Saturday, but don't push away something that is working.

Mayor Tucker stated depends on who it is working for. It is not working for some of the businesses in this Village anymore.

Laura Straus stated her business came to the Board and there are other businesses as well.

Mayor Tucker stated he has been business friendly since he came in and his responsibility is to the businesses who have to live through January and February in this town and not businesses that get the best of the season come in with products that now compete with other things, not produce, but coffee is being served at the farmers market when we have three coffee shops in the Village that have to live through the winter. They don't pay rent.

Laura Straus stated to think about our permitting issues. If the Village wants more money from them, ask them for more money.

Mayor Tucker stated it is a combination of the Village seeing nothing from it and he believes it hurts other businesses and come December, they are not going to be there.

Maureen Anders asked how much preparation we are doing for when the bikeway/pathway opens on the bridge? She is envisioning we are going to get a lot of traffic and we are going to be a destination.

Mayor Tucker stated he sees a farmer's market at Goswick Pavilion as a much bigger draw than a farmer's market at the M&T Bank and he also believes it solves problems that have come up in the last couple of months.

Maureen Anders asked if the Village Hall facilities could be open? Mayor Tucker stated they can discussed that two weeks ago and unfortunately the bathroom facilities here share the same location as the Clerk's Office, which contains a multitude of information, which should something happen when no one is in that office, such as an overflow of a toilet, would have detrimental effects to the running of this Village and that is why the bathrooms are closed when the Clerk's Office is closed. If we can get the grant that he applied for to finish the third floor of Village Hall, possibly we could move the Clerk's office to an upper level and put something down stairs that wouldn't be as affected if there was a disaster, but he has not gotten the grant yet, but is still hopeful.

Mayor Tucker stated the facilities at the Goswick Pavilion are available. Village Clerk-Treasurer stated the bathrooms are only open when the Pavilion is rented so they are not vandalized, and someone would have to maintain them on a regular basis. Mayor Tucker stated part of the idea of closing the Pier to cars on Sundays was to get people to come and visit Piermont. As part of that, he sees an even bigger reason for people to take advantage of that, and a draw. He was seeing people drive the Pier and leave the Village. He wants them to park in Lot D because then we have a better chance of them walking into the downtown district. Now there will be another attraction at the Goswick Pavilion on the same day the Pier is closed to cars. If they are going to walk the Pier and go to the farmer's market, they are going to go walk the downtown area. Laura Straus stated that is not proven and has not seen upswings on the days of Pier closure. She doesn't see a connection yet but is hoping it will happen. She thinks people come to the Pier and the connection to the Village is not what we want.

John Alexander stated he agrees and believes that retail is about location and having a centrally located Sunday farmer's market in the heart of the Village will have more of a significant impact on the commercial life of the Village that day then having it elsewhere. He thinks you should

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take a view from not just one view from a business that was affected. The farmer's market can be told not to refer people to the Community Market and the Community Market can refuse people.

Mayor Tucker stated the bathroom problem is still not solved. He doesn't find a port a potty sitting in downtown a solution. Laura Straus and John Alexander agreed that putting a port a potty in the Village.

Laura Straus stated if they are going to do an RFP for the Pavilion, why do they need to take it away from Down to Earth? It is good to have Down to Earth and The Souk both going on Sunday. Joe Serra stated he loses some vendors and business because they are located in South Piermont. They don't have the opportunity they have to be in a more central location. He knows from vendors who have done both markets, they go downtown because they have more business there.

Alicia Rodman asked what have business in that area shown? Have they done an advocate study on showing on Sundays they get "x" amount more? Those who are complaining and saying there are people coming to their business asking to use their toilets then how many people are coming on Sundays asking? Have surveys been taken have people been asked specifically to come up with dollar amounts or numbers of people or how it is negatively or positively effecting their businesses? She believes we should look at the data and form decisions from there.

Maureen Anders stated that if Piermont had a public bathroom that everybody knew about, Piermont would be a more child friendly place. After 3 o'clock on a weekend, people love to have a destination.

Mayor Tucker had a meeting with the library next week and he will ask them if they want to become a public toilet.

Kathleen Puder stated there is a port a potty in Kane Park in the corner and she has never seen a child use that port a potty, but she is surprised at how many cyclists come in to use the port a potty, people driving by, stopping and using the port a potty. It seems it is used more from adults than children, but it is used. She also suggested having some restrooms built.

Trustee Alpert stated if the Library is willing, that could solve the problems and we could try doing a second farmer's market on a Saturday and see what that feels like. She personally likes the idea of Goswick Pavilion, but also hears what they are saying about it taking away business.

Laura Straus stated if we have Goswick Pavilion available have your RFP, it all goes well and it is now year two and no Down to Earth and whoever is now running the farmer's market no longer thinks it is working. She is concerned that we will end up with nothing if we don't play it a little safer.

Nathan Mitchell stated he doesn't believe we can use the Pavilion on Saturdays in the summer because it is rented most Saturdays.

Deputy Mayor Blomquist stated there are a couple things that need to be looked at here. Can we make a business case for paying rent as to Laura's point that it's that far away from the downtown? He is not sure what the current situation is with PAL, but they were using it for many Saturdays, he will need to look into that. The Fire Department uses the Pavilion two Saturdays, once in July and once in September.

Mayor Tucker stated these are all things we need to look at, but in the meantime, he will ask the Library if they would be interested in renting out their facilities for a fee. He will report back on that during old business at the November 20, 2018 meeting.

Mayor Tucker further stated he went to a meeting last week regarding the recycling bid with other Villages. The four Villages are ready to sign an intermunicipal agreement. They whole

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recycling industry has changed, not for the better. Part of the reason is, China is no longer taking our recycling, which put pressure on the companies that pick up the recycling because they are not making as much. It is putting pressure on them to go back to the municipalities and raise their rates, in some cases, extreme raises of rates. Nyack, South Nyack, Grandview and Piermont got together with the intention of putting out an RFP as a combined unit. Currently, we get picked up once every two weeks for our recycling. Other Villages get picked up weekly. If this goes through, it will be weekly pick up and we are hoping that by consolidating the four Villages that we can try and keep the price down. The only change is that they took out that a Village could back out if they don't like what the bid comes in. They felt that weakens the overall RFP if that caveat is in there.

Village Attorney stated he did not go through the agreement in depth, but it looks like they are talking about 2020.

Mayor Tucker stated if someone bids on it, it would start January 1, 2020, so we would still have to get through 2019 with our current provider who has been calling every other week to negotiate a contract that has been in place since 2004. We still have to get through 2019. The Board has to vote as a Board.

Village Attorney stated he has looked at various iterations of the agreement and this seems to be the final, but he hasn't looked through all of it, so we can put this on the November 20, 2018 agenda to review intermunicipal agreement and RFP for recycling. He stated more exploration needs to be done as to how the bid is awarded. If 3 of 4 municipalities say it is acceptable to them, then it can't be awarded. He also asked if the Village was still considering buying a recycling truck?

Mayor Tucker stated we are still looking into to doing this ourselves, should this fall through. He has had conversations with Tom Temple and Sylvia Welch seems to think she can get up to 50% of the cost of buying a truck in grants. Tom Temple is in the process of looking for a truck, but that is a fall back. If no one bids or the price is crazy, that is the fall back.

Village Attorney stated when he spoke to NYCOM about intermunicipal agreements and recycling they said it is going to be trouble and costs are going to go through the roof.

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 #7 Other Non-Agenda Items:

None.

Item #8 7:30pm Public Hearing to amend Chapter 143 of the Code of the Village of Piermont as pertains to permitting requirements for businesses or large groups utilizing Village Parks

Trustee Burns made a motion to open the public hearing at 8:28pm. The motion was seconded by Deputy Mayor Blomquist and so carried with a vote of 5 ayes and 0 nays.

Village Attorney stated there are certain activities that require permits in parks, the Pavilion. There have been certain times in the year where larger groups have come to the park and could essentially prevent everybody from having access to the Park. The Board was exploring ways to regulate that from two stand points: 1. Not allowing businesses to come in and run a business in

the park that would exclude everybody else. Our legislative statement in our park law states that parks are for everybody, so you have to take action to keep it open so that the public at large ability to access the park is not impaired by larger groups who monopolize it. What we are adding to the code here is “to prohibit public or private businesses recreational programs from operating within the park unless they get a permit from the Board”. Secondly, the amount of people in the group could impair the public’s free access to the park. A group of 25 or more has to obtain a permit from the Village Clerk or the Board of Trustees. For groups of at least 25 and not more than 40 it would be an administrative permit issued by the Village Clerk. For groups of more than 40, the permit must be issued by the Board of Trustees. This will sort of be a test run for a year to see how it goes.

Public Comment

Kathleen Puder - She asked the Board how this would affect the Piermont Civic Association as they have events in Flywheel Park. They have been filling out the Special Permit applications.

Village Attorney stated Flywheel Park is not a Village Park.

Trustee Burns made a motion to close the public hearing at 8:32pm. The motion was seconded by Trustee Alpert and so carried with a vote of 5 ayes and 0 nays.

Village Attorney stated this is a Type II Action under SEQR and he prepared a short approval resolution. The Board previously published its intent to be lead agency for the purpose of the SEQR review. It doesn’t affect the environment in terms of amending regulations with respect to permitting.

Trustee Burns made a motion to adopt the resolution as drafted and adopt the law effective on filing with the Secretary of State. The motion was seconded by Deputy Mayor Blomquist and so carried with a vote of 5 ayes and 0 nays.

Item #9 Review Capital Markets Advisors Financial Advisory Services Agreement with Village of Piermont

Village Clerk-Treasurer stated they handle the financing for the Village. When we go out for a BAN or Bond they keep a schedule and keep us on track.

Deputy Mayor Blomquist made a motion to adopt the agreement with Capital Markets Advisors Financial Advisory Services. The motion was seconded by Trustee Burns and so carried with a vote of 5 ayes and 0 nays.

Item #10 Public Arts Committee presentation

Joe Serra informed the Board the Piermont Public Arts Committee met last night to vote on the Lynne Boone sculpture donation proposal. The vote was 6-1 in favor. They are now asking the Board to consider approving their request. They came to the Board in May with this request. Lynne Boone wanted to purchase and donate a sculpture, and have it placed on the Pier. The Piermont Public Arts Committee was formed at that time sanctioned by the Board of Trustees, members were named, and guidelines and selection criteria were established for how to deal with these types of donation requests. This is an 8½ foot sculpture which will be on the dogleg of the Pier where the walkway meets Ferry Road. Dan Sherman has outlined the potential additional trees to put in. All the costs for this, including transportation, installation, etc. will be paid for by Lynne Boone. The cost will be approximately \$100,000, which includes the purchase of the sculpture. The biggest cost is the bronzing of the piece. Among the things they looked at were the aesthetics, the suitability for the site, the durability, visibility and accessibility, impact on the

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site lines, scale appropriateness, etc. There is a proposed idea that they raise the ground a couple feet in that area. Dan Sherman believed that is not going to add any cost or affect the view. The piece is not very large in the space and the group did not feel that it impacted the space in a negative way. They also looked at maintenance, and they do not believe there will be an operational impact to the Village. The presentation he gave the Board provided quotes of some of the Committee members views.

Trustee Burns asked if they gave consideration to a base to bring it up as it floods in that area?

Joe Serra stated they considered two different options. One is to raise the site completely by two feet (the Village Engineer will be looking at this) and the second is to put it on a plith.

Deputy Mayor Blomquist asked if the member who voted against it gave any reason why?

Joe Serra stated he did not like the aesthetics of the piece.

Mayor Tucker stated to put this on the November 20, 2018 agenda for a vote to give the Board members a chance to review the presentation.

Item #11 Discussion on dirt lot access

Mayor Tucker stated Laura Straus had come to him with some concerns about the dirt lot and he suggested she come before the Board, so everyone can hear her concerns.

Laura Straus stated, as the Board is aware, the dirt lot has been under discussion for many years. She agreed with the Village taking the parking area and putting the lateral parking as it has cleaned out the area a bit. There is still a requirement for access, which was cut-off with the lateral parking. What has now happened is people are accessing the parking lot right next to her driveway by driving over the curb and over tree stumps. Another way people get in is people drive over the lawn. People have been bottoming out, bumpers lost, and residents have been witnessed a lot of mess. It is not a paved service and, in the rain, and snow it is very treacherous. Is there a way to pave some of the access or do something at the beginning at the entrance where the mud flat is forming and it seems to be flowing into the street and it is very unsightly? She understands the Turning Point also has access to the lot, but no one can get through but by the one access.

Trustee Burns stated the Village does not own that property.

Laura Straus stated the Village has a 25 or 30 foot setback.

Trustee Burns stated he did not think the Village putting money towards it would be to good use. Second, if we encourage people to go in there, we might undertake liability if somebody got hurt on the tree roots or in the parking lot and fell because it would be indicia of ownership and he doesn't believe we want to be put in that position.

Laura Straus stated the Village is using this lot for employee parking.

Mayor Tucker stated we have permission from the owners.

Laura Straus stated she is happy about that, but there is a problem here. She understands the liability issue, but you can use it, but are not going to take responsibility of the destruction because of its use?

Mayor Tucker stated it is private property.

Laura Straus stated it is an eyesore and is hard to live next to and wanted to bring it to the Board's attention.

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Mayor Tucker stated nothing bothers him more than seeing a dirt parking lot in our downtown business district.

Laura Straus stated the parking lot is fine, it is the mess that is created by the access point.

Mayor Tucker wanted to ask Tom Temple if there is any sort of quick fix.

Trustee Burns asked the Village Attorney what would happen if one of the three owners went in and did repair work?

Village Attorney asked if it is owned by three parties where we are looking to repair it?

Mayor Tucker stated the main road over tree stubs is Phil Griffin's. He stated there are some discussions going on regarding that parcel that may lead to some sort of a development. If that is the case, that will certainly solve this issue.

Village Attorney stated if the owner of the property wants to do an improvement of an access, they might want to.

Mayor Tucker stated he will call Phil Griffin.

Laura Straus stated she left messages for him.

Laura Straus stated when she painted her house about a year and a house about a year and a half ago, she had the opportunity to take down the knotweed that grows wild next to her house, but she was stopped from doing it by the Building Department who told her she was not allowed to touch it. She wanted to ask permission from the Board to remove it.

Mayor Tucker asked if knotweed was good or bad?

Laura Straus stated it is invasive, but also edible. It has ruined the foundation of her house and it a provider for ants, so they have direct access to her kitchen.

Village Attorney asked by the Building Department was telling her she couldn't pull weeds?

Laura Straus was told she didn't own the property. Starting at the sidewalk along the side of her house and is partially owned by the Village. 1/3 of the knotweed is Village property. Like 1/3 of her front porch is on Village property.

Village Attorney stated it is in the public right of way.

Laura Straus asked if the Village would allow her to take this out next Spring.

Mayor Tucker asked if this was better to eradicated in the Spring than any other time?

Laura Straus stated she will remove it whenever the Board allows. She further stated there is also a tree that is growing into her foundation that is also on Village property.

Trustee Mitchell stated knotweed is on the State's invasive species list and on their website they have instructions for how best to get rid of it.

Laura Strauss stated they it has to be dug out and will not be so easy.

Mayor Tucker asked the Board if anyone had a problem if Laura wanted to eradicate the small section of knotweed on the Village property?

Trustee Burns stated it would look nicer.

Trustee Alpert stated she didn't have a problem.

Trustee Mitchell stated Kevin Fagan had the same issue against his house.

Mayor Tucker stated to give him a couple days and he will work on it.

Item #12 Authorize Village Clerk-Treasurer to Re-Levy Unpaid Village property taxes with Rockland County

Trustee Burns made a motion to authorize Village Clerk-Treasurer to re-levy unpaid Village property taxes with Rockland County. The motion was seconded by Trustee Mitchell and so carried with a vote of 5 ayes and 0 nays.

Item #13 Adopt Bond Resolution for \$242,850 for Various Purposes

Deputy Mayor Blomquist made a motion to adopt bond resolution for \$242,850 for various purposes. The motion was seconded by Trustee Burns and so carried with a vote of 5 ayes and 0 nays.

Item #14 Adopt Bond Resolution for \$48,800 for Fire Chief Vehicle

Trustee Burns made a motion to adopt bond resolution for Fire Chief Vehicle. The motion was seconded by Trustee Mitchell and so carried with a vote of 5 ayes and 0 nays.

Item #15 Adopt Bond Resolution for \$60,800 for Various Purposes

Trustee Burns made a motion to adopt bond resolution for \$60,800 for various purposes. The motion was seconded by Trustee Alpert and so carried with a vote of 5 ayes and 0 nays.

Item #16 Adopt Bond Resolution for \$63,500 for Fire Chief Vehicle

Deputy Mayor Blomquist made a motion to adopt bond resolution for \$63,500 for fire chief vehicle. The motion was seconded by Trustee Mitchell and so carried with a vote of 5 ayes and 0 nays.

Item #17 Adopt Bond Resolution for \$36,000 for Acquisition of Fire Department Radios

Trustee Alpert made a motion to adopt bond resolution for \$36,000 for acquisition of Fire Department radios. The motion was seconded by Trustee Mitchell and so carried with a vote of 5 ayes and 0 nays.

Item #18 Adopt Bond Resolution for \$13,100 for Construction of Improvements to the Train Station

Trustee Burns made a motion to adopt bond resolution for \$13,100 for construction of improvements to the Train Station. The motion was seconded by Trustee Alpert and so carried with a vote of 5 ayes and 0 nays.

Item #19 Adopt Bond Resolution for \$22,750 for Construction of Road Improvements for Ferry Road

Trustee Burns made a motion to adopt bond resolution for \$22,750 for construction of road improvements for Ferry Road. The motion was seconded by Trustee Mitchell and so carried with a vote of 5 ayes and 0 nays.

Item #20 Adopt Resolution for \$9,000 for HVAC Improvements at the Firehouse

Deputy Mayor Blomquist made a motion to adopt bond resolution for \$9,000 for HVAC improvements at the Firehouse. The motion was seconded by Trustee Mitchell and so carried with a vote of 5 ayes and 0 nays.

Item #21 Adopt Bond Resolution for \$355, 582 for Construction of Improvements to Various Road Resurfacing

Trustee Burns made a motion to adopt bond resolution for \$355,582 for construction of improvement to various road resurfacing. The motion was seconded by Trustee Mitchell and so carried with a vote of 5 ayes and 0 nays.

Trustee Mitchell and Deputy Mayor Blomquist stated they had a different number for this bond.

Village Clerk-Treasurer stated some of the road resurfacing was done in May, which was technically the old budget year, but was paid this budget year. Additional road resurfacing was completed, and we just paid Tilcon in October. She combined the two amounts, less the CHIPS from both payments and the \$51,500 we received from Suez. Originally, it was only one of the Tilcon bills in full.

Item #22 Public Comment

Kathleen Puder informed the Board she spends a lot of time in Kane Park. She stated the gazebo in Kane Park needs some attention as the paint is peeling and is falling apart. A couple years ago the DPW came and scrapped and re-painted the swings and they look great now. This year, the PCA donated three picnic tables for the park and replaced the old benches that were there. She asked if DPW or maybe a boy scout looking for a badge could come and fix the gazebo? It is really just a scape, repaint and some touch ups.

Mayor Tucker stated he will speak to Tom Temple about this.

Ms. Puder, on behalf of the Piermont Civic Association, stated they are putting their calendar together which they will bring to Village Hall. They have three concerts in the summer in June, July and August and people really love them. The PCA is requesting to have more than three concerts, if that is possible. She asked if there are any limitations as to why they cannot have more than three? They are on Thursday nights and is a great community event that people are asking for more of.

Trustee Burns stated they are not on weekends, so that doesn't conflict with when we have more people around. Trustee Alpert agreed.

Trustee Mitchell stated he thinks more than three would be fine, but that doesn't mean 30.

Ms. Puder stated the PCA will discuss amongst themselves as well.

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Maureen Anders informed the Board this past week she came home and could hear the chainsaw behind her house (they backup to the old Erie Path). There was a tree service that had backed their vehicle down the path, had a bucket and were trimming the tops of trees at the edge of the path. The homeowner seemed to be in the house and pointing out which branches needed to be trimmed. She called Building Inspector Schaub and he went up and said it is fine, they are just trimming trees, they know not to take out anything. She is concerned if we know what belongs to the Village and what belongs to the homeowners up there? When they wanted to add onto their house, they were asked if they would allow a certain number of feet below the path to be conservation area. They agreed to that.

Mayor Tucker asked her who asked them that?

Village Attorney stated it would've been the Planning Board. It is part of an approval of a site plan development sometimes in areas they offer conservation easements and that is filed on the Site Plan. It might not be so much as asked as imposed.

Maureen Anders stated the number of feet was recommended by the State and it had to do with having the old railroad beds turned into parks. She asked if this particular Board was aware of that and she doesn't know whether or not it has gone forward. Each time property changes hands in the Village, the first thing people want to do is something, like tree cutting. She believes this tree might have been planted by these people and they might have just have just decided that everything down to the flat of the path was theirs to landscape. She believes it is supposed to be a park as nature leaves it. Except, they have a problem in the Village where if you let things go for a certain period of time, the invasives take over. She hasn't changed much on her property. Close to the old library, a family put in bamboo as a way to provide privacy, and it took over. It has spread to a number of properties. Is it time for the Village to regulate this?

Village Attorney stated we do and he had a case in Court recently on another property, so if she has an issue with bamboo crossing a property line, she needs to report it to the building inspector and he can bring a ticket and it can go to Court.

Ms. Anders asked if the bamboo is on Village property, can she cut it? Trustee Mitchell asked if it is in the conservation easement, the answer is no.

Village Attorney stated if there is a conservation easement on a piece of property, you can't touch anything in it. If a neighbor has planted bamboo, whether it is in a conservation easement or not, that violates our code.

Ms. Anders continued about drainage ditch issues and she asked about the wooden bridge on the Grand View border. Mayor Tucker stated he will speak to Tom Temple about the drainage ditch and will look into who owns the wooden bridge.

Mayor Tucker stated he walks that path and DPW does a great job of keeping things off of it. If she has concerns about a drainage that might affect her property, he can ask Tom Temple or Building Inspector to look at the path and see if there have been any violations and they can meet her up there.

Alicia Rodman, 486 Piermont Avenue, Apt# 2D informed the Board on September 24, 2018 she was going to leave her apartment (she parks at her building) and came out to people, wires and half a truck blocking her driveway. She didn't realize that Jessica Jones was being filmed that day. She went to work and came back, and the shoot was blocked off, but the officer told her they would let her into her driveway. She asked one of her neighbors if they knew they were going to be blocking things off and she was directed to a Facebook post and a paper posted in the River Lot, which she doesn't park. She is looking for a solution to the Village to communicate to her when there might be a filming that will impact her active driveway.

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Village Clerk-Treasurer stated the film companies are supposed to deliver letters to give residents notices, which the Clerk's office approves, and they did give them out?

Ms. Rodman stated she did not receive a notice.

Laura Straus stated she believes the notices did not go out for Jessica Jones.

Village Attorney stated we will have to do better to make sure they put the notices out.

Trustee Burns asked if we can require that after they send the notices that they give us an affidavit that it has been served on the following addresses?

Village Attorney stated you can require whatever you want, at the least they should give a list of who they give it to, not necessarily an affidavit.

Ms. Rodman stated it impacted her driveway and she would like to be notified going forward. She was notified at her old address, which was a two-family, on Hudson Terrace when there was filming at the Community Center. She will ask the building owner if two names can be put on the mailbox.

Item #23 Adjournment

Trustee Burns made a motion at 9:25pm to adjourn. The motion was seconded by Trustee Alpert and so carried with a vote of 5 ayes and 0 nays.

Respectfully submitted,

Jennifer DeYorgi
Clerk-Treasurer