

**MINUTES OF THE REGULAR MEETING
BOARD OF TRUSTEES
VILLAGE HALL
NOVEMBER 13, 2019
7:00 PM**

PRESENT:

Mayor Daniel F. DeVita
Trustee Kevin Jusko
Trustee Jeffrey Miritello
Trustee Jeffrey Nemshin
Trustee Richard Nicklas
Trustee Martin Novick

Howard Avrutine, Village Attorney
Elizabeth Kaye, Clerk / Treasurer

Michael McNerney, Building Inspector
Nancy Popper, Deputy Clerk/ Court Clerk
James Antonelli, Village Engineer

Excused: Trustee Nicholas Tsafos

MAYOR DE VITA called the meeting to order at 7:00 p.m. with the Pledge of Allegiance.

POLICE REPORT

The Board reviewed the Oyster Bay Cove Police Department's Monthly Report for October, 2019, which was distributed to the Board upon receipt. Statistics are as follows:

	Totals this Month	Totals year-to-date	Totals prior year- to- date
Auto Accidents Personal Injury	0	4	4
Auto Accidents Property Damage	2	18	35
Aided Cases Resulting from Auto Accidents	0	6	14
Aided Cases Other	9	46	49
Arrests	0	0	0
Summonses-Moving Violations	22	215	206
Summonses-Parking	0	38	51
Fire Calls	2	10	8
Patrol Mileage	4,650	45,600	45,600
Offenses -Case Reports	2	13	7
Suspicious Autos	2	14	22
Suspicious Persons	0	15	9
Suspicious Phone Calls	0	0	2
Recorded Alarms	21	160	148
Vacant Houses	2	45	53
Disturbances	7	45	29

Malicious Mischief	0	0	1
Non-Case Incidents	0	8	3
Animal Nuisance Complaints	2	19	9
Assist from NCPD	0	0	0

Stop Signs	0
Cell Phone	0
Speeding	2
Unlicensed Operation	1
Uninspected MV	6
DWI	0
No Insurance	8
Expired Registration	3
Disobey Traffic Control Device	1
Following Too Closely	0
Defective Lights	0
Unsafe Pass	0
Fail to Signal	1
No Parking	0
Driving on Shoulder	0
No Seatbelt	0
Total	22
Offenses Reported to Police	
Larceny	2 nd Pct. investigating
Missing Person	returned

Police Officer Frauenberg was present and spoke to the Board regarding recent events.

CONSTRUCTION ON SATURDAYS

Mayor DeVita opened discussion on restricting Saturday construction activities, continued from the previous meeting. Mayor DeVita shared results of an email poll: 23 for keeping construction on Saturdays, 15 for shorter Saturday hours, and 10 for ending Saturday construction activities. Members of the Board and residents in attendance spoke on the matter, expressing opinions ranging from support for Saturday construction to shortening hours or eliminating Saturday construction altogether.

Mayor DeVita asked Village Attorney Avrutine to draft legislation for the next meeting, both restricting Saturday hours and limiting use of heavy equipment.

BUILDING DEPARTMENT REPORT

Street Opening Permit for 6 Springwood Path

In 2010, the existing house at 6 Springwood Path was demolished. Plans to construct a new house were scrapped, and the property remained vacant until 2018, when the current construction was commenced. In order for the new house to have access to water, connections to the water main must be installed under the road. The owners/builders of the new house filed an application with the Village to open the street for this purpose. However, there is currently a moratorium on "Street Openings" due to the recent road work.

Mayor DeVita moved to approve Street Opening Permit SOP # 2-2019, with the following condition:

- the Village Engineer will be present during the opening and the closing of the road area being opened.
- The applicant will bear all costs incurred by the Village, including expenses associated with the Village Engineer's time in connection with this application, including the time spent by the Village Engineer to monitor the opening and closing of the road.

The foregoing was seconded by Trustee Jusko and approved by all present.

Wetlands Application for 2 Vista Drive

The homeowners have a pending application before the Building Department to install a pool, deck, pavilion, and outdoor kitchen in their rear yard. The rear yard contains a pond, and the proposed construction would disturb the buffer area of this water body. Thus, a wetland permit is needed before a building permit can be issued. The approving authority for a wetland application is the Board of Trustees, which must determine if a public hearing is warranted.

The Board determined that a public hearing was warranted. Mayor DeVita moved to set the public hearing on the foregoing Wetlands Permit Application for December 11, 2019, seconded by Trustee Nicklas, approved by all present.

ENGINEER'S REPORT

Mr. Mike Rant, PE, appeared for Atlantic Shores, owner of 147 Laurel Lane, concerning an Excavation Permit for the regrading of approximately 1062 cubic yards of soil for a proposed driveway. Village Attorney Avrutine reported that the Planning Board had given approval for slope and tree removal pending this Board's approval of the Excavation Permit. Village Engineer Antonelli reported that he was satisfied with the Site Plan, dated 10/31/2019, and that the SEQRA review was done for the Planning Board so that none is needed for the Board of Trustees' review.

Deputy Mayor Nemshin moved to approve the Excavation/Fill Permit F2-2019, seconded by Trustee Jusko, approved by all present.

MINUTES of the Board of Trustees meeting held on October 16, 2019 were approved by all present on a motion by Mayor DeVita, and seconded by Trustee Nicklas.

The **FINANCIAL REPORT** for October, 2019 and the **REPORT OF UNPAID TAXES** were distributed to the Board prior to the meeting for review.

APPROVAL OF ABSTRACTS

Trustee Novick moved that the following abstracts of vouchers be approved for payment, seconded by Trustee Jusko, and approved by all present:

- Abstract # 15 Trust & Agency \$ 850.00
- Abstract # 1075 Capital \$1,574.14
- Abstract # 1093 Prepaids \$ 13,941.29
- Abstract # 1094 \$999,618.25

FLOOD INSURANCE RENEWAL

The 2020 flood insurance premium for the Village Hall will increase by \$1,938. The matter was tabled until the December meeting to allow Village Engineer Antonelli time to review the flood map data.

NEW WEBSITE

The Board approved the font for the “banner” section of the new website, allowing the designer to move forward with the design.

APPROVE GRANT WRITER FOR NYS DOCUMENT CONVERSION GRANT

Trustee Miritello moved to approve the proposal, dated November 12, 2019, by Jennifer Mesiano, professional grant writer, not to exceed \$4,300, to write and submit a NYS Local Government Records Management Improvement Fund Grant. This proposal would involve converting paper Building Department files to electronic format, important for establishing back-up documents and for increasing efficiency and physical space. The motion was seconded by Trustee Novick, approved by all present.

STREET SWEEPING BIDS

No action taken.

SYOSSET FIRE DEPARTMENT CONTRACT RENEWAL

Mayor DeVita moved to set the public hearing on renewal of the Syosset Fire Department contract, due to expire December 31, 2019, for the December meeting, seconded by Trustee Novick, approved by all present.

EXECUTIVE SESSION

Mayor DeVita moved to adjourn to Executive Session at 8:50 pm to discuss litigation matters, seconded by Trustee Novick, approved by all present.

Trustee Nicklas moved to return to public session at 10:00 pm, seconded by Deputy Mayor Nemshin, approved by all present. No action taken.

There being no further business to come before the Board, Trustee Nicklas moved to adjourn the meeting at 10:15 pm, seconded by Deputy Mayor Nemshin, and approved by all present.

Elizabeth Kaye

Elizabeth Kaye, Clerk / Treasurer

ALSO PRESENT:

Police Officer Frauenberg
Randy Jones
Carl Judd
Nick Denaro
Ken Apple
Mike Baetens
Mike Padula
Orlando Da Luz
Tom Ahrens
Theresa O'Hara
Ray O'Hara
Richard Ostermann
Tomy Biton
Steve Albanese
Michael Rant P.E.
Gary Andriotis
John Moutopoulos
Judy Zinn

Oyster Bay Cove Police Department
Cold Spring Harbor Lab
6 Springwood Path
6 Springwood Path
6 Springwood Path
6 Springwood Path
6 Springwood Path
147 Laurel Lane
6 Springwood Path
44 Picardy Lane
44 Picardy Lane
35 Hilltop Drive
16 Springwood Path
39 White Oak Tree Rd
23 Spring St, Oyster Bay
44 Timber Ridge Dr.
4 Hemlock Ct.
116 Laurel Lane

THE NEXT REGULAR MEETING OF THE BOARD OF TRUSTEES WILL BE HELD AT 7:00 P.M. ON WEDNESDAY, DECEMBER 11, 2019