

**MINUTES OF THE REGULAR MEETING
BOARD OF TRUSTEES
VILLAGE HALL
JULY 11, 2018
7:00 PM**

PRESENT:

Mayor Daniel F. DeVita	Howard Avrutine, Village Attorney
Trustee Kevin Jusko	Elizabeth Kaye, Clerk / Treasurer
Trustee Jeffrey Miritello	James Antonelli, Village Engineer
Trustee Jeffrey Nemshin	Michael McNerney, Superintendent of Building Dept.
Trustee Richard Nicklas	Nancy Popper, Deputy Clerk / Court Clerk
Trustee Nicholas Tsafos	

EXCUSED: Trustee Novick

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

Mayor DeVita announced that the public hearing scheduled for this evening to discuss a special use permit for Cold Spring Harbor Lab was adjourned. James Murphy, Esq., representing the Lab, indicated that he would be submitting an additional application seeking approval to disturb sloped land. He requested that the hearing be rescheduled to August for consideration of both the special use permit and slope disturbance applications in order to construct a new temporary office annex and a new parking lot. The Mayor announced the rescheduled hearing for August 15, 2018 at 7:00 pm.

POLICE REPORT

The Board reviewed the Oyster Bay Cove Police Department Monthly Report for June 2018, which had been 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	1	3	7
Auto Accidents Property Damage	4	17	11
Aided Cases Resulting fro Auto Accidents	11	13	12
Aided Cases Other	1	18	40
Arrests	0	0	0
Summonses - Moving Violations	15	132	193
Summonses - Parking	12	34	14
Fire Calls	0	6	3
Patrol Mileage	4,500	27,150	27,150
Offenses - Case Reports - Page 2	0	6	8
Suspicious Autos	2	13	17

Suspicious Persons	0	6	6
Suspicious Phone Calls	0	2	0
Recorded Alarms	14	88	122
Vacant Houses	7	29	37
Disturbances	5	14	11
Malicious Mischief	0	1	0
Non-Case Incidents	0	1	1
Animal Nuisance Complaints	0	5	8
Assist from NCPD	0	0	0

During the month of June, twenty-seven (27) tickets were issued, as follows:

Stop Signs	0
Cell Phone	0
Speeding	2
Unlicensed Operation	2
Uninspected mv	1
DWI	0
No Insurance	3
Expired Registration	0
Disobey Traffic Control Device	5
Fail to signal-rt turn	0
Defective Lights	1
Pass no pass zone	0
No U Turn	0
No Parking	12
Village Ord. Violation	0
No Seatbelt	1
Total	27

Sgt. Tully was present and addressed the Board regarding recent events.

ENGINEER'S REPORT

Village Engineer James Antonelli confirmed a pre-construction meeting in connection with Phase I of the Village's road repair project in order to coordinate the job contractor, the Jericho Water District, and the Oyster Bay Cove Police.

BUILDING DEPARTMENT REPORT

Friedman – 3rd Extension of BP #2654 – 1247 Moore's Hill Road

Building Inspector Michael McNerney reported that Mr. Friedman was issued a permit to install: driveway pillars, apron, entry gates, drainage & lighting; permit was issued on 7/9/2015. The permit expired on 1/9/2017 and was extended for 9 months upon payment of a \$675 renewal fee. (50% of the original permit fee of \$1350).

The Permit expired for a second time on 10/9/2017, and the Board of Trustees extended it for another 9 months upon payment of another renewal fee of \$675. The Permit expired again on 7/9/2018. Mr. McNerney recommended that the Board extend the permit for three additional months and charge \$225 (1/3 of the full renewal fee). Trustee Nicklas moved to extend the Friedman permit for three months for a fee of \$225.00, seconded by Trustee Jusko, all approved.

Mayor DeVita indicated that a request was made to allow damage deposits for large construction jobs to be covered by a bond in addition to the cash requirement. The Board indicated that it did not want to modify the local law. No action was taken.

The **ANNUAL ORGANIZATIONAL MEETING** of the Village of Laurel Hollow was called to order.

Mayor DeVita appointed Jeffrey Nemshin as Deputy Mayor for the official year.

Mayor DeVita made the following Trustee assignments for the official year.

<u>ASSIGNMENT</u>	<u>NAME</u>
Mayor in Charge of Police and Fire	Daniel DeVita
Trustee in Charge of Beach & Waterways	Jeffrey Miritello
Trustee in Charge of Buildings & Grounds	Martin Novick
Trustee in Charge of Roads	Kevin Jusko
Trustee in Charge of Budget	Nicholas Tsafos
Trustee in Charge of Emergency Mgmt & Planning	Jeffrey Nemshin
Trustee in Charge of Communication/Technology & Insurance	Richard Nicklas

Mayor DeVita made the following appointments:

	<u>NAME</u>	<u>TERM EXPIRES</u>
Deputy Clerk / Court Clerk	Nancy Popper	07/2019
Harbor Master	Jeffrey Miritello	07/2019
Village Historian	Elizabeth Watson	07/2019
Member, Planning Board	Elizabeth DiBlasio	07/2023
Member, Board of Zoning Appeals	Cindy Kaufman	07/2023
Chair, Board of Zoning Appeals	Russell Mohr	07/2019
Chair, Planning Board	Chris Hadjandreas	07/2019
Acting/Associate Village Justice	Joseph Lafferty	07/2019
Prosecutor for Village Court	Joseph R. Carrieri	07/2019
Assistant Prosecutor for Village Court	Dwight Kennedy	07/2019
Assistant Prosecutor for Village Court	Jeffrey Blinkoff	07/2019
Building Inspector, Code Enforcement Officer,	Michael F. McNerney	07/2019

Building Official, Tree Warden, Street
Commissioner, Local Administrator-
Floodplain Development, Stormwater
Management Officer

On Call Code Enforcement Officer

Dock Committee:

Vacant

Jeffrey Miritello

Jeffrey Nemshin

Kevin Jusko

07/2019

07/2019

07/2019

It was moved by Deputy Mayor Nemshin, seconded by Trustee Jusko, that the Mayor's appointments be approved.

The Clerk polled the Board as follows:

	Aye	Nay	Absent
Mayor DeVita	X		
Trustee Jusko	X		
Trustee Miritello	X		
Trustee Nemshin	X		
Trustee Nicklas	X		
Trustee Novick			X
Trustee Tsafos	X		

Mayor DeVita stated that the following officials remain in office:

	<u>NAME</u>	<u>TERM EXPIRES</u>
Member, Planning Board	Scott Abrams	07/2019
	Nancy Jones	07/2021
	James Galtieri	07/2022
	<u>NAME</u>	<u>TERM EXPIRES</u>
Member, Board of Zoning Appeals	Vincent Parziale	07/2019
	Jeffrey Blumin	07/2020
	Russell Mohr	07/2021

The following resolution was moved by Trustee Nicklas and seconded by Mayor DeVita, to wit:

BE IT RESOLVED, that the requirements set forth in §3-306 of the Village Law of the State of New York concerning "official undertakings" of the Clerk/Treasurer, Deputy Clerk/Court Clerk, Village Justice, and the Acting Village Justice, be deemed satisfied by Utica National Insurance Group Faithful Performance Bond #SU4274307 in the amount of \$500,000; and, be it further

RESOLVED, that the regular meetings of the Board of Trustees shall be held at 7:00 pm. as follows:

Wednesday	September 12, 2018
Tuesday	October 9, 2018
Wednesday	November 14, 2018
Wednesday	December 12, 2018

Wednesday	January 9, 2019
Wednesday	February 13, 2019
Wednesday	March 13, 2019
Wednesday	April 10, 2019
Wednesday	May 8, 2019
Wednesday	June 19, 2019 (3 rd Wednesday)
Wednesday	July 10, 2019 (Annual Meeting)

and, be it further

RESOLVED, that the Village adopt the INVESTMENT POLICY, most recently amended on April 9, 2013, February 11, 2015 and March 14, 2018 attached to and made a part of these minutes, including the designation of depositories outlined therein, and, be it further

RESOLVED, that the funds of the Village, deposited in a bank authorized by said INVESTMENT POLICY, be subject to withdrawal upon check when signed on behalf of the Village by any one of the following: Mayor, Clerk / Treasurer or Deputy Village Clerk, with checks in the amount of \$5,000.00 or more requiring two signatures; and, be it further

RESOLVED, that the procurement policy previously adopted, and amended on September 16, 2010, be further amended to incorporate changes authorized in Local Law 2-2015, adopted by the Board of Trustees on February, 11, 2015, affixed to and made a part of these minutes, and, be it further

RESOLVED, that the Village continue to utilize the Employee Handbook, including all compliance policies, previously adopted and revised, and, be it further

RESOLVED, that, as permitted by §5-524(6) of the Village Law of the State of New York, the Clerk / Treasurer be authorized to make payment in advance of audit of claims for public utility services, employee benefit contributions (pass-thru amounts) and insurance premiums, postage, freight and express charges, and that, as permitted by §5-524(7), the Clerk / Treasurer be authorized to make payment in advance of audit for a village officer, including the Village Justice and Acting Village Justice, to attend training provided by the education department or given by their county magistrate's association. Such claims must be presented for audit at the next regular meeting, and, be it further

RESOLVED, that, as permitted in §99-b. of the General Municipal Law, "Receipts for money received; records of money disbursed by check", the Clerk / Treasurer be authorized to accept check images in lieu of cancelled checks from payor banks, and, be it further

RESOLVED, that the Clerk / Treasurer, Deputy Clerk / Court Clerk and Highway Supervisor be authorized to attend meetings of their respective professional associations and New York State Department of Education Training Workshops, that the Clerk / Treasurer be authorized to attend the Annual NYCOM Fall Training School, that the Court Clerk be authorized to attend annual training, all reimbursed for travel & / or mileage at the current IRS rate, and, be it further

RESOLVED, that the "North Shore Leader" be, and the same hereby is, designated as the official newspaper of the Village, there being no newspaper published regularly in the Village, and, be it further

RESOLVED, that the Board of Zoning Appeals shall meet on the second Thursday of each month providing they have business to transact, and, be it further

RESOLVED, that the Planning Board shall meet on the third Wednesday of each month providing they have business to transact, and, be it further

RESOLVED, that the Village Hall shall be closed on the following holidays in the 2018-2019 official year:

2018

Labor Day	Monday	September 3 rd
Columbus Day	Monday	October 8 th
Veteran's Day	Monday	November 12 th
Thanksgiving	Thursday	November 22 nd
Day after Thanksgiving	Friday	November 23 rd
Christmas Day	Tuesday	December 25 th

2019

New Year's Day	Tuesday	January 1 st
Martin Luther King Day	Monday	January 21 st
President's Day	Monday	February 18 th
Good Friday	Friday	April 19 th
Memorial Day	Monday	May 27 th
Independence Day	Thursday	July 4 th

The Clerk polled the Board as follows:

	Aye	Nay	Absent
Mayor DeVita	X		
Trustee Jusko	X		
Trustee Miritello	X		
Trustee Nemshin	X		
Trustee Nicklas	X		
Trustee Novick			X
Trustee Tsafos	X		

LETTER IN SUPPORT OF SALES TAX DISTRIBUTION

Mayor DeVita moved to authorize signing a letter in support of a more equitable sales tax distribution by the County by including the Villages of Nassau County as recipients of their rightful share of sales tax revenue. Presently, County Executive Curran has decreed that no Villages in Nassau County shall receive any sales tax revenue. The motion was seconded by Trustee Nicklas, all approved.

The **FINANCIAL REPORTS** for June, 2018 and the **REPORT OF UNPAID TAXES** were distributed to the Board. Bank statements and reconciliations were reviewed by Trustee Tsafos prior to the meeting.

APPROVAL OF ABSTRACTS

It was moved by Trustee Nicklas, seconded by Trustee Jusko, all approved, that the following abstracts of vouchers be approved for payment:

- Abstract #1056 H (capital fund) in the amount of \$6,080.00
- Abstract #1059 prepaid in the amount of \$197.00
- Abstract # 1060 in the amount of \$98,341.75

CROWN CASTLE

The Village Attorney reported that consultant Richard Comi had submitted his comments in response to Crown Castle's latest submission. No action was taken, and the matter will appear on the next agenda.

SOLAR PANEL PROJECT

Trustee Jusko reported that one bid from Sunation had been received at the bid opening on July 9, 2018. The bid proposed using aluminum panels instead of more aesthetically pleasing ones as required by the bid specs. Mayor DeVita moved to authorize Trustee Jusko to ask Sunation if it could substitute black panels for the aluminum at the same rate; otherwise, the bid should be rejected and the project re-bid to include the black panels, seconded by Deputy Mayor Nemshin, all approved.

UNDERGROUND TANK AGREEMENT WITH COLD SPRING HARBOR LAB

The Clerk reported that the agreement with Cold Spring Harbor Lab on the underground tank was due to expire in October, 2018. The Board instructed Village Attorney Avrutine to begin a review of the agreement.

OYSTER GARDEN

Trustee Miritello informed the Board that delivery of the cages was delayed.

There being no further business to come before the Board, Mayor DeVita move to adjourn the meeting at 8:45 pm, seconded by Trustee Jusko, all approved.

Elizabeth Kaye

Elizabeth Kaye, Clerk / Treasurer

ALSO PRESENT:

Art Brings
Randy Jones
James Murphy, Esq.
John Moutopoulos
Sgt. Tully

Cold Spring Harbor Lab
Cold Spring Harbor Lab
Murphy & Lynch
4 Hemlock Ct., Laurel Hollow
Oyster Bay Cove Police Department

THE NEXT MEETING OF THE BOARD OF TRUSTEES WILL BE HELD AT 7:00 P.M. ON WEDNESDAY, AUGUST 15, 2018, AT WHICH TIME A PUBLIC HEARING WILL BE HELD ON A SPECIAL USE PERMIT AND SLOPE DISTURBANCE APPLICATIONS FOR COLD SPRING HARBOR LAB.