

**MINUTES OF THE REGULAR MEETING
BOARD OF TRUSTEES
VILLAGE HALL
JANUARY 10, 2018
7:00 PM**

PRESENT:

Mayor Daniel F. DeVita	Howard Avrutine, Village Attorney
Trustee Kevin Jusko	Karen A. Navin, Clerk / Treasurer
Trustee Jeffrey Miritello	Michael McNerney, Superintendent of Building Dept.
Trustee Jeffrey Nemshin*	Nancy Popper, Deputy Clerk / Court Clerk
Trustee Martin Novick	
Trustee Nicholas Tsafos	

EXCUSED:

Trustee Richard Nicklas	James Antonelli, Village Engineer
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MAYOR DE VITA called the meeting to order at 7:00 p.m. with the Pledge of Allegiance, followed by an announcement that Clerk / Treasurer Karen Navin would retire effective February 22nd, after fifteen years of service to the Village.

POLICE REPORT

The Board reviewed the Oyster Bay Cove Police Department Monthly Report for December 2017, which had been distributed to the Board upon receipt. Statistics are as follows:

	DECEMBER	YTD	PRIOR YTD
Auto Accidents Personal Injury	0	9	7
Auto Accidents Property Damage	4	27	27
Aided Cases Resulting from Auto Accidents	0	14	8
Aided Cases Other	3	67	46
Arrests	0	1	0
Summonses - Moving Violations	12	313	230
Summonses - Parking	0	47	53
Fire Calls	2	6	4
Patrol Mileage	4650	54750	54900
Offenses - Case Reports	0	13	8
Suspicious Autos	4	38	36
Suspicious Persons	1	14	20
Suspicious Phone Calls	0	0	1
Recorded Alarms	18	224	257
Vacant Houses	4	70	82
Disturbances	1	26	25
Malicious Mischief	0	0	1

Non-Case Incidents	1	6	5
Animal Nuisance Complaints	1	17	11
Assist from NCPD	0	0	0

During the month of December twelve (12) tickets were issued, as follows:

Stop Signs	0	Expired Registration	0
Cell Phone	0	Disobey Traffic Control Device	1
Speeding	0	Improper U Turn	0
Unlicensed Operation	1	Defective Lights	7
Uninspected Motor Vehicle	0	No Passing Zone	0
No Insurance	3	Parking	0
Failure to Signal	0	DWI	0
Seat Belt	0	Village Ordinance	0

P.O. Mergel was present and spoke to the Board regarding recent events.

BUILDING REPORT

BPA#2872 – POLL – 1458 RIDGE ROAD

Board members reviewed the Building Report as it relates to the request from Ed Butt, representing George Poll for an extension of building permit application #2872. The process was delayed due to action required by the Board of Zoning Appeals. In light of the specifics of this case as described in the Building Report, it was moved by Trustee Nemshin, seconded by Mayor DeVita and unanimously carried, with Trustee Nicklas not present, that the application be extended from January 10, 2018 to July 10, 2018, without payment of additional fees.

ZS8-2015 / F1-2015 – DIRAIMO – 3 CEDARWOOD COURT

Mayor DeVita recused himself from discussion and voting on the following matter.

Board members reviewed the Building Report as it relates to the excavation and fill permits issued for work at 3 Cedarwood Court, after which it was moved by Trustee Jusko, seconded by Trustee Novick and unanimously carried, with Trustee Nicklas not present, that The Deputy Clerk be authorized to collect an additional escrow amount of \$1,500.00 to cover ongoing engineering services related to the permits.

BPA#2918 – HERITAGE ASSET CO., LLC – 459 COLD SPRING ROAD

At their meeting on December 13, 2017, the Board of Trustees determined that Heritage Asset Co., LLC, the owner of the property at 459 Cold Spring Road, be required to submit a \$500.00 fee for professional services related to their Stormwater Pollution Prevention Plan (SWPPP).

Based upon the recommendation of the Village Engineer, it was moved by Trustee Nemshin, seconded by Mayor DeVita and unanimously carried, with Trustee Nicklas not present, that the escrow deposit be increased by \$1,500.00 to a total of \$2,000.

The **MINUTES** of the December 13, 2017 meeting of the Board were unanimously approved on a motion by Trustee Miritello, seconded by Trustee Novick, with Trustee Nicklas not present.

The **FINANCIAL REPORTS** for December, 2017 and the **REPORT OF UNPAID TAXES** as of January 2, 2018 were distributed to the Board.

SHADY LANE REPAIR

Board members continued to discuss the contract for repairs to Shady Lane. The Clerk / Treasurer reported that documents had not been received from Patsy Bruno and Son Asphalt Paving by the deadline imposed by the Board of Trustees at their meeting on December 13th. Robert Foreman was present at the meeting and presented some documents, including certificates of insurance and a W-9 form.

Board members asked the Clerk / Treasurer to forward the insurance documents to Salerno Brokerage for review, and asked Mr. Foreman to have a signed contract delivered within the next week. The matter will appear on the agenda for the February meeting.

APPROVAL OF ABSTRACTS

It was moved by Trustee Tsafos, seconded by Mayor DeVita and unanimously carried, with Trustee Nicklas not present, that the following abstracts of vouchers be approved for payment:

- #1043 for prepaid items from 12/14/2017 through 01/09/2018 in the amount of \$9,356.35
- #1044 in the amount of \$63,562.78

RESOLUTION SETTING OFFICES TO BE FILLED, DATE & TIME OF ELECTION

The following resolution was moved by Trustee Tsafos, seconded by Trustee Jusko:

RESOLVED that the offices to be filled at the next general election and the terms thereof are as follows:

TRUSTEE	Two Years
TRUSTEE	Two Years
TRUSTEE	Two Years

and,

BE IT FURTHER RESOLVED, that, pursuant to §15-104(3) of the Election Law of the State of New York, said election shall be held on Tuesday, June 19, 2018; from noon to 9:00 p.m. at Village Hall, and

BE IT FURTHER RESOLVED, that the Village Clerk shall cause this resolution to be published as required by law.

The Clerk polled the Board as follows:

In favor:	Mayor DeVita	Excused:	Trustee Nicklas
	Trustee Jusko		
	Trustee Miritello		
	Trustee Nemshin		
	Trustee Novick		
	Trustee Tsafos		

INTRODUCTORY LOCAL LAW A-2018 – TAX CAP OVERRIDE

The Clerk presented a draft of Introductory Local Law A-2018 authorizing a property tax levy in excess of the limit established in the General Municipal Law, §3-c., after which it was moved by Trustee Jusko, seconded by Trustee Tsafos and unanimously carried, with Trustee Nicklas not present, that a public hearing be scheduled for February 12, 2018 at 7:30 p.m. or as soon as possible thereafter on said local law, and that the Clerk be authorized and directed to publish and post the required notice of public hearing.

PROPOSED AMENDMENTS TO CODE

LOCAL LAW REQUIRING CONSTRUCTION DEPOSITS

The Village Attorney requested that the matter of an amendment to the code relating to construction deposits be placed on the February agenda.

STOP WORK ORDERS FOR NON-CONSTRUCTION PROJECTS

The Village Attorney requested that the matter of an amendment to the code relating to stop work orders be placed on the February agenda.

VILLAGE LANDMARKS

No action was taken on a possible amendment to the Code regulating Village Landmarks, and the matter will appear on the agenda for February.

PROPOSAL TO RETAIN CONSULTANT TO PREPARE BID SPECIFICATIONS: SOLAR INSTALLATION AT VILLAGE HALL

Trustee Jusko requested authorization to retain a consultant to assist in preparation of bid specifications for the installation of solar panels at the Village Hall, and it was moved by Mayor DeVita, seconded by Trustee Jusko and unanimously carried, with Trustee Nicklas not present, that he be authorized to retain a consultant at a cost not to exceed \$1,000.00.

PROPOSAL FROM KAISER MARINE TO CONSTRUCT NEW DOCK SECTION

Board members reviewed the December 14, 2017 proposal from Kaiser Marine, Inc. to construct a new 6' X 20' float. No action was taken and the matter will appear on the agenda for the February meeting.

RETURN OF TAX ROLL / TAX LIEN SALE

The Board reviewed the ACCOUNT OF UNPAID TAXES prepared by the Clerk / Treasurer pursuant to §1436 of the Real Property Tax Law of the State of New York.

The Board did not elect to conduct a tax lien sale at this time. A copy of said report will be attached to and made a part of these minutes.

GASOLINE STORAGE TANK AT POLICE BOOTH

The Clerk / Treasurer advised the Board that a request for proposals had been sent to three vendors to conduct a tightness test on the underground storage tank (UST) at the Police Booth. Only two proposals were received, as follows:

- AARCO Environmental Services Corp. \$795.00
- Island Pump and Tank \$850.00

It was moved by Trustee Jusko, seconded by Trustee Nemshin and unanimously carried, with Trustee Nicklas not present, that AARCO Environmental Services Corp. be authorized to conduct the tightness test required by the storage tank liability carrier.

Randal Jones appeared before the Board to discuss the operation of the UST. Mr. Jones has prepared a binder with all documents required to be on-site by the Nassau County Department of Health, the County agency that has legal oversight of the UST. The UST will be re-inspected by Nassau County on January 19th.

INSURANCE RENEWALS

The Clerk / Treasurer advised the Board that she had not yet received a report from Salerno Brokerage regarding 2018 insurance renewals. It was moved by Mayor DeVita, seconded by Trustee Miritello and unanimously carried, with Trustee Nicklas not present, that Trustee Nicklas be authorized to review the renewal proposal and, if satisfactory, the Clerk / Treasurer be authorized to notify Salerno Brokerage that the Village will renew all policies with current carriers.

The Board authorized the Clerk to pay the premium invoices upon receipt.

NOTICE OF INTENT TO RENEW LICENSE TO SELL ALCOHOLIC BEVERAGES

Board members reviewed the December 16, 2017 letter from the Cold Spring Harbor Laboratory advising that it is submitting a renewal application to the New York State Liquor Authority for a license to sell alcoholic beverages for on premises consumption. No action was required.

RETIREE DENTAL RENEWAL

It was moved by Mayor DeVita, seconded by Trustee Jusko and unanimously carried, with Trustee Nicklas not present, that the Clerk / Treasurer be authorized to renew coverage with Healthpex for retiree dental coverage, at current rates.

CROWN CASTLE NG EAST LLC – APPLICATION SUBMITTED

The Village Attorney reported that Crown Castle NG East LLC had, on December 29, 2017, submitted a formal application to install 25 wireless communications nodes in the

public right-of-way in the Village. No action was taken and the matter will appear on the February agenda.

SPECIAL MEETING AND CHANGE IN MEETING DATE

It was moved by Mayor DeVita, seconded by Trustee Tsafos and unanimously carried, with Trustee Nicklas not present, that a special meeting be held on Wednesday, February 7, 2018 at 7:00 p.m. at the Hawkins Conference Room, Wendt Laboratory, Cold Spring Harbor Laboratory, and that the regular meeting scheduled to be held on Tuesday, February 13th be rescheduled for Monday, February 12th, at 7:00 p.m.

AUDIT AGREEMENT – FISCAL YEAR ENDING MAY 31, 2018

It was moved by Trustee Tsafos, seconded by Trustee Novick and unanimously carried, with Trustee Nicklas not present, that the firm of Cullen & Danowski, LLP be authorized to proceed with audit services as outlined in their engagement letter dated January 10, 2018, and that the Mayor be authorized to execute said letter of engagement.

There being no further business to come before the Board, the meeting was adjourned at 8:50 p.m.

Karen A. Navin

Karen A. Navin, Clerk / Treasurer

ALSO PRESENT:

Chris Hadjandreas
Robert Foreman
Randal Jones
P.O. Mergel

1592 Laurel Hollow Road
9 Shady Lane
Cold Spring Harbor Laboratory
Oyster Bay Cove Police Department

THE NEXT REGULAR MEETING OF THE BOARD OF TRUSTEES WILL BE HELD AT 7:00 P.M. ON MONDAY, FEBRUARY 12, 2018.