

**MINUTES OF THE REGULAR MEETING  
BOARD OF TRUSTEES  
VILLAGE HALL  
OCTOBER 9, 2018  
7:00 PM**

**PRESENT:**

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

Howard Avrutine, Village Attorney  
Elizabeth Kaye, Clerk / Treasurer  
James Antonelli, Village Engineer

**Excused:**

Trustee Richard Nicklas, 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 Monthly Report for September, 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	0	3	8
Auto Accidents Property Damage	6	29	17
Aided Cases Resulting from Auto Accidents	0	13	13
Aided Cases Other	8	43	53
Arrests	0	0	1
Summonses - Moving Violations	25	178	252
Summonses - Parking	0	50	44
Fire Calls	1	8	4
Patrol Mileage	4500	40,950	40,950
Offenses - Case Reports - Page 2	0	6	10
Suspicious Autos	2	21	24
Suspicious Persons	1	8	12
Suspicious Phone Calls	0	2	0
Recorded Alarms	12	123	177
Vacant Houses	6	50	54
Disturbances	4	25	20
Malicious Mischief	0	1	0
Non-Case Incidents	0	2	4
Animal Nuisance Complaints	2	9	12

Assist from NCPD	0	0	0
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Summons Report

Stop signs	11	
Cell Phone	0	
Speeding	5	
Unlicensed Operation	2	
Uninspected mv	1	
DWI	0	
No Insurance	0	
Expired Registration	1	
Disobey Traffic Control Device	2	
Fail to signal-rt-turn	0	
Defective lights	2	
Pass no pass-zone	0	
No U turn	1	
No Parking	0	
Village Ord. Violation	0	
No Seatbelt	0	
Total	25	

Sergeant Mergel was present and updated the Board regarding recent events.

**BUILDING DEPARTMENT REPORT – none given**

**ENGINEER'S REPORT**

Village Engineer James Antonelli presented his traffic safety report regarding Moore's Hill Road, specifically addressing the intersections of Stewart Lane, Timber Ridge Drive and Ridge Road. The sight distance standards as set forth by the American Association of State Highway and Transportation Officials (AASHTO) for the posted speed of 30 miles per hour (mph) were used by Mr. Antonelli in his analysis. Mr. Antonelli found inadequate sight distances from Stewart Lane, Ridge Road, and Timber Ridge Lane at their intersections with Moore's Hill Road. Mr. Antonelli recommended placement of all-way stop signs at the intersections of Moore's Hill Road and Stewart Lane as well as Ridge Road and Timber Ridge Drive. Stop signs are already in place on Stewart Lane, Ridge Road and Timber Ridge Drive at Moore's Hill Road. Additionally, there is a stop sign in the eastbound lane of Moore's Hill Road at

Stewart Lane. Stop signs would have to be added in the westbound lane of Moore's Hill Road at Stewart Lane, Ridge Road and at Timber Ridge Drive, as well as in the eastbound lane of Moore's Hill Road at Timber Ridge Drive and at Ridge Road. A copy of Mr. Antonelli's report is annexed to these minutes.

Mayor DeVita commented that the safety of Village residents is his primary concern. He further added that the Village Engineer's report demonstrates significant safety issues on Moore's Hill Road that should be addressed as recommended. Police Chief Cronin has assured Mayor DeVita that he would increase enforcement in the area.

The following residents were in attendance to speak on the stop sign matter:

Mr. Ted Bahr spoke against placement of the stop signs other than the one proposed for Ridge Road. His concerns were that they would detract from the rural nature of Moore's Hill Road and create too many unnecessary stops.

Robin Senior also spoke against the placement of the stop signs.

John Acquafredda and Maureen McNulty spoke in favor of the stop signs because of speeding and sight distance. A number of emails from residents were read aloud virtually all supporting the addition of the stop signs.

Village Attorney Avrutine advised the Board that an Order of the Board of Trustees is required to direct placement of the stop signs as recommended by the Village Engineer.

### **ORDER RELATIVE TO PLACING STOP SIGNS**

**WHEREAS**, it has come to the attention of the Board of Trustees that conditions at the following intersections warrant installation of all-way stop signs:

1. Moore's Hill Road and Stewart Lane
2. Moore's Hill Road and Ridge Road
3. Moore's Hill Road and Timber Ridge Drive; and

**WHEREAS**, a traffic analysis was conducted by the Village Engineer which recommends that all-way stop signs be installed at the above-referenced intersections; and

**WHEREAS**, the Board of Trustees, pursuant to Section 1640 of the New York Vehicle and Traffic Law and Chapter 135 Article I, Section 135-2 of the Code of the Village of Laurel Hollow, may determine that certain traffic control devices are required for the protection of the public.

**NOW, THEREFORE, BE IT ORDERED** that the Highway Superintendent is hereby directed to install stop signs as follows:

-in the westbound lane of Moore's Hill Road at the intersections of Stewart Lane, Ridge Road and Timber Ridge Drive; and

-in the eastbound lane of Moore's Hill Road at the intersections of Timber Ridge Drive and at Ridge Road.

Mayor DeVita moved to issue the aforesaid Order, which motion was seconded by Trustee Nemshin, and unanimously carried, with Trustees Nicklas and Tsafos not present. Trustee Miritello requested that the Board review the effectiveness of the stop signs a year from now.

Mr. Antonelli also reported on the following items:

- The status of Phase I of the Village's road improvement project
- **Sea Barrier Wall** – New York State grant money may be available.
- **HOMEOWNERS' CLAIMS** - Mrs. Cover requested reimbursement for the cost of a new tire in the amount of \$613.30 to replace the tire damaged from driving on the unfinished surface of Laurel Lane. Mr. Hughes requested reimbursement for the cost of a new mailbox in the amount of \$44.11 to replace his old mailbox damaged by a paving truck. Mr. Antonelli indicated that he would request that American Paving reimburse the homeowner's directly; otherwise the Village will deduct these claims from American Paving's final payment.
- **Stewart Lane, release of Bonds** - Mr. Antonelli recommended release of all bonds held on behalf of United Paving in connection with the road work on Stewart Lane, which was completed one year earlier and which has had no ensuing problems since. Mayor DeVita moved to release all bonds in connection with the Stewart Lane project, seconded by Trustee Jusko, all approved.
- **Multi-Modal Award for \$100,000** – the Village was awarded a \$100,000 Multi-Modal Grant by NYS Assemblyman Lavine to be used in part for road work at the intersection of Laurel Hollow Road and Route 25A.
- **Emergency Road work, Laurel Hollow Road and Route 25A** – Trustee Miritello moved to ratify the action by Mayor DeVita to declare this intersection in need of emergency repair work, to suspend the customary bidding requirement, and to accept the proposal by American Paving to perform the emergency work at a cost of \$35,414, seconded by Trustee Jusko, all approved.
- **Change Order # 6**- Mr. Antonelli requested formal approval for the following change order to Phase I road work: to mill and pave Laurel Hollow Road between catch basins near Stewart Lane and 265 feet toward Route 25A, at a cost of \$10,000. Trustee Novick moved the foregoing change order, seconded by Trustee Miritello, all approved.

The **MINUTES** of the September 12, 2018 meeting of the Board were approved as amended by all present on a motion by Mayor DeVita, seconded by Trustee Nemshin.

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

#### **FOLLOW-UP ON LANDSCAPING PLANS**

Planning Board Chair, Chris Hadjandreas, advised the Board that there is no mechanism in place to follow up on the completion of landscaping plans required by the Planning Board. Mr. Hadjandreas recommended that the applicant's/permittee's Landscape Architect submit a self-certification as a condition of receiving the Certification of Completion/Occupancy. Mayor DeVita

moved that anytime an application to the Planning Board includes a landscaping plan, the applicant's/permittee's professional must provide a self-certification to the Building Department that the landscaping was completed, seconded by Trustee Jusko, all approved.

### **APPROVAL OF ABSTRACTS**

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

- Abstract #1 T (Trust & Agency) in the amount of \$654.93
- Abstract #1059 H (capital fund) in the amount of \$313,503.12
- Abstract #1065 Prepaid in the amount of \$1,307.34
- Abstract # 1065 in the amount of \$153,310.30

### **CAPITAL PROJECT ACCOUNT FOR INTERSECTION OF LAUREL HOLLOW ROAD/ROUTE 25A ROAD WORK**

Mayor DeVita moved to establish a Capital Projects Account in the amount of \$35,414, to account for costs incurred on the Laurel Hollow Road/Route 25A road project to be funded by the \$100,000 Multi-Modal Grant awarded by NYS, seconded by Trustee Jusko, all approved.

### **CAMERA FOR DOCK & MOORING FIELD**

Trustee Miritello reported that he received a quote from Guidici Electric for \$5,000 to install a camera at the dock. Trustee Miritello indicated that he would reach out to the boaters to determine the level of interest.

### **H&M POWLES MARINA AGREEMENT RENEWAL**

Mayor DeVita moved to accept the Letter of Interest from H&M Powles Marine Agency Inc. to renew under the existing agreement for a second five-year term, expiring November, 2023, to regulate the moorings and anchorings in the inner harbor, seconded by Trustee Jusko, all approved.

### **SAFETY COMMITTEE UPDATE**

The Board sitting as the Safety Committee reported that there were no safety incidents during the previous quarter.

### **SEXUAL HARASSMENT POLICY**

Mayor DeVita reported that every employer in New York State must adopt a Sexual Harassment Prevention Policy by October 9, 2018. The Village has a policy in place but Mayor DeVita indicated that he would review the State's model and compare it to the existing policy. This will be on the agenda in November.

### **CROWN CASTLE**

Village Attorney Avrutine reported that the public hearing scheduled for October 16 was cancelled because of the numerous errors that continued to plague Crown Castle's application. These errors were detailed in a letter by the Village's consultant CMS.

### **COLD SPRING HARBOR LAB UNDERGROUND TANK LEASE AGREEMENT**

Mayor DeVita requested that Village Attorney Avrutine contact Randy Jones of the Cold Spring Harbor Lab and request that the Lab arrange to draft a new agreement for lease of the underground tank at the Police Booth because the existing agreement has been amended several times by letter agreements and it would be better to incorporate the changes into one document going forward.

#### **UPGRADE WATER FILTRATION SYSTEM FOR VILLAGE HALL**

This item was tabled to the next meeting.

#### **STONY BROOK UNIVERSITY WATER MONITORING AGREEMENT**

Village Attorney Avrutine was asked to follow up with Stony Brook University on the status of the water monitoring report/testing.

There being no further business to come before the Board, Trustee Nemshin moved to adjourn the meeting at 9:55 pm, seconded by Mayor DeVita, all approved.

*Elizabeth Kaye*

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Elizabeth Kaye, Clerk / Treasurer

#### **ALSO PRESENT:**

Sgt. Mergel  
Jon Acquafredda  
Ted Bahr  
Maureen McNulty  
Robin Senior

Oyster Bay Cove Police Department  
8 Timber Ridge Drive  
1348 Ridge Road  
1240 Moore's Hill Road  
1290 Ridge Road

THE NEXT REGULAR MEETING OF THE BOARD OF TRUSTEES WILL BE HELD AT 7:00 P.M. ON WEDNESDAY, NOVEMBER 14, 2018.