

**MINUTES OF THE REGULAR MEETING
BOARD OF TRUSTEES
HELD VIA ZOOM VIDEOCONFERENCE
(due to COVID-19 public assembly restrictions)
STENOGRAPHICALLY RECORDED
June 22, 2022, 6:30 PM**

PRESENT:

Mayor Daniel F. DeVita
Trustee Kevin Jusko
Trustee Jeffrey Miritello
Trustee Nicholas Tsafos

Howard Avrutine, Village Attorney
Nancy Popper, Clerk/Court Clerk
Elizabeth Kaye, Treasurer
Renee Fenton, Deputy Clerk
Michael F. McNerney, Supt. Of Buildings

EXCUSED:

Deputy Mayor Nemshin
Trustee Richard Nicklas
Trustee Nancy Jones

MAYOR DEVITA called the meeting to order at 6:30pm with the Pledge of Allegiance.

POLICE REPORT

The Board reviewed the Oyster Bay Cove Police Department Monthly Report for May 2022, which was distributed to the Board prior to the meeting. Sergeant Mergel was present to answer questions. Statistics for the month are as follows:

	Totals this month	Totals this year	Totals prior year to date
Auto Accidents Personal Injury	0	0	0
Auto Accidents Property Damage	3	13	5
Aided Cases Resulting from Auto Accidents	0	0	0
Aided Cases Other	3	19	19
Arrests	0	0	0
Summonses - Moving Violations	16	104	129
Summonses - Parking	8	9	13
Fire Calls	2	3	3
Patrol Mileage	4,650	22,650	22,650
Offenses - Case Reports	1	11	3
Suspicious Autos	4	17	7
Suspicious Persons	2	12	4
Suspicious Phone Calls	0	1	0
Recorded Alarms	12	79	47
Vacant Houses	4	15	18
Disturbances	3	5	13
Malicious Mischief	0	0	0
Non-Case Incidents	0	5	2
Animal Nuisance Complaints	0	2	4
Assist From NCPD	0	0	0

Summons Report:

Stop Signs	2
Cell Phone	0
Speeding	0
Unlicensed Operation	0
Uninspected mv	4
DWI	0
No Insurance	2
Expired Registration	1
Disobey Traffic Control Device	1
Vio. Village Ordinance	0
Reckless Driving	0
Fail to Move Right	0
Unsafe Pass	0
No Parking	8
Equipment Violation	5
No Seatbelt	1
Total	24

BUILDING REPORT – REQUEST BY KOKA FOR REDUCTION OF FEE FOR BUILDING PERMIT RENEWAL– BP #3130

The Building Inspector reported that the Kokas are requesting relief from the \$18,736.25 renewal fee, which is required to extend their building permit for construction of a new residence. Mr. Koka, who was present at the meeting, explained that these are unique times and that delays were encountered due to supply problems and numerous sick days for workers.

It was moved by Mayor DeVita and seconded by Trustee Jusko, that the renewal fee be reduced to \$12,000 for the standard 9-month extension. The motion was approved by the following poll of the Board:

Mayor DeVita	Aye
Trustee Jones	Excused
Trustee Jusko	Aye
Trustee Miritello	Aye
Deputy Mayor Nemshin	Excused
Trustee Nicklas	Excused
Trustee Tsafos	Aye

BUILDING REPORT – STATUS OF BUILDING PERMIT #3150 for BITON

This building permit was extended until June 25, 2022 by the Board at their meeting on May 11, 2022. The Building Inspector reported that the work covered by this building permit is now complete. The Planning Board Chairman reported that the required plantings have been installed

to the satisfaction of that Board. However, it was noted that the grass seed was only just planted and the premises still appear bare and full of dirt. The Board was concerned not only about the appearance of the property, but about the potential for runoff in the sloped area between the fence and Springwood Path. The runoff of sediment could potentially clog Village catch basins.

It was moved by Mayor DeVita and seconded by Trustee Jusko, that the building permit be extended until July 13, 2022, during which time the homeowner must install topsoil and hydroseed in the area between the eastern most driveway and the corner of Woodfield Court along Springwood Path. The motion was approved by the following poll of the Board:

Mayor DeVita	Aye
Trustee Jones	Excused
Trustee Jusko	Aye
Trustee Miritello	Aye
Deputy Mayor Nemshin	Excused
Trustee Nicklas	Excused
Trustee Tsafos	Aye

MINUTES of the Board of Trustees Regular Meeting of May 11, 2022 were distributed to the Board prior to the meeting for review. It was moved by Mayor DeVita and seconded by Trustee Miritello that the minutes be approved. The motion was approved by the following poll of the Board:

Mayor DeVita	Aye
Trustee Jones	Excused
Trustee Jusko	Aye
Trustee Miritello	Aye
Deputy Mayor Nemshin	Excused
Trustee Nicklas	Excused
Trustee Tsafos	Aye

REPORT OF VILLAGE ELECTION RESULTS

The Clerk reported that 36 people voted in-person and 9 people voted by absentee ballot in yesterday's election. Trustee Miritello and Trustee Jusko were reelected to 2-year terms. Trustee Nancy Jones was elected as new a Trustee for the 2-year term vacated by retiring Trustee Novick. Village Justice Katerina Ligas-Hadjandreas was elected to the two-year balance of retired Justice D'Elia's four-year term.

FINANCIAL REPORT and the REPORT OF UNPAID TAXES.

The Financial Report and the Report of Unpaid Taxes were distributed to the Board prior to the meeting for review and presented by the Treasurer at the meeting. The Treasurer reported that taxes were paid for one of the properties listed on the unpaid tax report.

APPROVAL OF ABSTRACTS

It was moved by Mayor DeVita and seconded by Trustee Tsafos that the following abstracts of vouchers be approved for payment.

- Abstract # 1166 Prepays \$3,172.49
- Abstract # 1167a General Fund \$144,459.92

06/22/2022

- Abstract # 1167 Prepaids \$891,961.99
- Abstract # 1168 General Fund \$84,464.72

The motion was approved by the following poll of the Board:

Mayor DeVita	Aye
Trustee Jones	Excused
Trustee Jusko	Aye
Trustee Miritello	Aye
Deputy Mayor Nemshin	Excused
Trustee Nicklas	Excused
Trustee Tsafos	Aye

BUDGET TRANSFERS

The Treasurer reported that certain budget transfers were needed. It was moved by Mayor DeVita and seconded by Trustee Jusko, that the budget transfers, as shown on the attached list, be approved. The motion was approved by the following poll of the Board:

Mayor DeVita	Aye
Trustee Jones	Excused
Trustee Jusko	Aye
Trustee Miritello	Aye
Deputy Mayor Nemshin	Excused
Trustee Nicklas	Excused
Trustee Tsafos	Aye

PREVENTIVE MAINTENANCE AGREEMENT WITH MACCARONE PLUMBING FOR HVAC

The Board reviewed a proposed service agreement with Maccarone Plumbing for preventive maintenance of the heating and air conditioning systems at Village Hall. It was moved by Mayor DeVita and seconded by Trustee Miritello that the agreement with Maccarone Plumbing for an annual payment of \$815 be approved. The motion was approved by the following poll of the Board:

Mayor DeVita	Aye
Trustee Jones	Excused
Trustee Jusko	Aye
Trustee Miritello	Aye
Deputy Mayor Nemshin	Excused
Trustee Nicklas	Excused
Trustee Tsafos	Aye

PREVENTIVE MAINTENANCE AGREEMENT WITH MACCARONE PLUMBING FOR GENERATOR

The Board reviewed a proposed service agreement with Maccarone Plumbing for preventive maintenance of the generator at the Village Hall. It was moved by Mayor DeVita and seconded by Trustee Tsafos that the agreement with Maccarone Plumbing for an annual payment of \$681.07 be approved. The motion was approved by the following poll of the Board:

Mayor DeVita	Aye
--------------	-----

06/22/2022

Trustee Jones	Excused
Trustee Jusko	Aye
Trustee Miritello	Aye
Deputy Mayor Nemshin	Excused
Trustee Nicklas	Excused
Trustee Tsafos	Aye

PERMA (PUBLIC EMPLOYER RISK MANAGEMENT ASSOCIATION) RISK ASSESSMENT & SAFETY COMMITTEE UPDATE

The Clerk reported that a meeting was held on May 19, 2022 via Zoom for the purpose of providing professional safety and health assessment services to the Village. On June 14, 2022 a PERMA consultant provided training to all Village staff on required topics. There were no safety incidents this quarter.

SUBDIVISION FEES

Planning Board Chairman Hadjandreas recommended that the Village subdivision fees be updated. The Village Attorney will review the fees under this chapter of the Code and report his findings to the Board at the next meeting.

INTERMUNICIPAL AGREEMENT WITH OYSTER BAY COVE FOR USE OF COURTROOM

The Board reviewed the agreement with the Village of Oyster Bay Cove to use the Laurel Hollow Courtroom one evening per month for a 12-month period beginning in July 2022. It was moved by Trustee Jusko and seconded by Mayor DeVita to approve this agreement. The motion was approved by the following poll of the Board:

Mayor DeVita	Aye
Trustee Jones	Excused
Trustee Jusko	Aye
Trustee Miritello	Aye
Deputy Mayor Nemshin	Excused
Trustee Nicklas	Excused
Trustee Tsafos	Aye

TOBAY TRIATHLON

The Board discussed the request by Vicki Ventura of Event Power to include Moore's Hill Road in the race course for the Town of Oyster Bay Triathlon scheduled for August 28, 2022. The Board took no action to grant this request.

DRAFT LEGISLATION FOR ASSEMBLIES, DEMONSTRATIONS AND PARADES

Draft legislation for establishing a permit requirement to hold: assemblies, demonstrations, and parades in the Village was distributed to the Board. The Board will discuss this topic further at their next meeting.

ADJOURNMENT TO EXECUTIVE SESSION

At 8:06 pm, the Board adjourned to Executive Session to discuss litigation matters.

RETURN TO PUBLIC SESSION

06/22/2022

The Board returned to public session at 8:30pm with no action having been taken while in Executive Session.

There being no further business to come before the Board, the meeting was adjourned at 8:30pm.

THE NEXT REGULAR MEETING OF THE BOARD OF TRUSTEES WILL BE HELD AT 6:30 P.M. ON WEDNESDAY, JULY 13, 2022.

Nancy Popper

Nancy Popper, Village Clerk

ALSO PRESENT:

Sergeant Ted Mergel, OBCPD
Kris Koka, Resident

Chris Hadjandreas, PB Chair