

**MINUTES OF THE REGULAR MEETING
BOARD OF TRUSTEES
VILLAGE HALL
OCTOBER 11, 2017
7:00 PM**

PRESENT:

Mayor Daniel F. DeVita	Howard Avrutine, Village Attorney
Trustee Kevin Jusko	Karen A. Navin, 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 Martin Novick	
Trustee Nicholas Tsafos	

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

RESIDENTS CONCERNS

Trustee Nemshin advised the Board that staff at the State of New York Office of Real Property Tax Services had submitted their recommendation on the 2017 Segment Special Equalization Rates for school tax apportionment in the Cold Spring Harbor School District segments of the Town of Huntington and the Town of Oyster Bay to the Commissioner of Taxation and Finance.

If approved by the Commissioner, the Segment Special Equalization Rate for the 2017-2018 School Tax Levy will be .2272, a considerable improvement from the .2342 Segment Special Equalization Rate established for the 2016-2017 School Tax Levy.

Board members thanked Trustee Nemshin for his continued efforts on behalf of the residents.

PUBLIC HEARING – VERIZON NEW YORK, INC – RENEWAL OF CABLE TELEVISION FRANCHISE

Mayor DeVita called the public hearing on the application of Verizon New York, Inc. for renewal of their cable television franchise agreement to order. A stenographer was present and a transcript will be affixed to and made a part of these minutes.

The Village Attorney made opening statements and entered the following exhibits into the record:

- By reference, proposed Cable Franchise Agreement filed on October 11, 2017
- Excerpt from the minutes of the September 19, 2017 meeting of the Board of Trustees setting the public hearing
- Legal notice of public hearing prepared by the Village Clerk as published in the Oyster Bay Guardian
- Affidavit from the Oyster Bay Guardian that the legal notice was published in the Oyster Bay Guardian on September 29, 2017
- Corrected legal notice of public hearing prepared by the Village Clerk

- Affidavit from Carlos Hernandez that the corrected legal notice was posted at 6 public places in the village on September 29, 2017
- Evidence that the corrected legal notice was posted to the website and sent to NEWS subscribers on September 29, 2017

Brendon Pinkard, Kirby Harrington Pinkard LLP, was present, representing Verizon New York, Inc.

The Village Attorney advised the Board that, after reviewing all documents submitted as part of this application, he has determined that the action is a Type II Action under SEQRA.

After discussing the matter, and hearing no questions, it was moved by Trustee Nicklas, seconded by Trustee Jusko and unanimously carried, that the hearing be closed to further evidence and testimony.

It was moved by Trustee Nemshin, seconded by Trustee Tsafos and unanimously carried, that the Cable Franchise Renewal Agreement by and between the Village of Laurel Hollow, NY and Verizon New York Inc. be approved, and that Mayor DeVita be authorized to execute it on behalf of the Village.

The agreement was executed and Mr. Pinkard took one copy on behalf of Verizon New York Inc.

POLICE REPORT

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

	SEPTEMBER	YTD	PRIOR YTD
Auto Accidents Personal Injury	0	8	5
Auto Accidents Property Damage	1	17	22
Aided Cases Resulting from Auto Accidents	0	13	5
Aided Cases Other	3	53	4
Arrests	0	1	0
Summons - Moving Violations	27	252	189
Summons - Parking	8	44	51
Fire Calls	0	4	3
Patrol Mileage	4500	40950	44100
Offenses - Case Reports	0	10	7
Suspicious Autos	2	24	18
Suspicious Persons	1	12	19
Suspicious Phone Calls	0	10	7
Recorded Alarms	10	177	196
Vacant Houses	4	54	68
Disturbances	4	20	15

Malicious Mischief	0	0	1
Non-Case Incidents	2	4	4
Animal Nuisance Complaints	2	12	8
Assist from NCPD	0	0	0

During the month of September, thirty-five (35) tickets were issued, as follows:

Stop Signs	6	Expired Registration	1
Cell Phone	2	Disobey Traffic Control Device	0
Speeding	5	Improper U Turn	0
Unlicensed Operation	1	Defective Lights	3
Uninspected Motor Vehicle	3	No Passing Zone	0
No Insurance	5	Parking	8
Failure to Signal	0	DWI	0
Seat Belt	1	Village Ordinance	0

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

BUILDING REPORT

PROPOSED LOCAL LAW REQUIRING CONSTRUCTION DEPOSITS

Board members reviewed the Building Report as it relates a local law that would require construction deposits for certain building permits. The Village Attorney will prepare a draft local law for discussion at the November 8th meeting.

STOP WORK ORDERS FOR NON-CONSTRUCTION PROJECTS

Board members reviewed the Building Report as it relates to a local law that would broaden the scope of violations for which Stop Work Orders might be issued. Board members discussed which section of the Code might be added, including Chapter 48, Chapter 110 and Chapter 145. The Village Attorney will prepare a draft local law for discussion at the November 8th meeting.

The **MINUTES** of the September 19, 2017 meeting of the Board were unanimously approved on a motion by Trustee Jusko, seconded by Trustee Nicklas.

The **FINANCIAL REPORTS** were not yet available but will be reviewed by Trustee Tsafos later in the week. The **REPORT OF UNPAID TAXES** was distributed to the Board.

ENGINEER'S REPORT

DAMAGE TO SHADY LANE

The Village Engineer reported that he was issuing an invitation to bidders for a full width repair to a section of Shady Lane damaged during construction at 9 Shady Lane. The cost of the repairs will be deducted from the cash bond submitted by the property owner, Robert Forman.

NEW YORK STATE DEPARTMENT OF TRANSPORTATION – ANNUAL REPORT OF LOCAL HIGHWAY MILEAGE

It was moved by Trustee Jusko, seconded by Trustee Novick and unanimously carried, that the action taken by Mayor DeVita in authorizing West Side Engineering to act on behalf of the Village to update and certify the Annual Report of Local Highway Mileage to include certain cul-de-sacs, be ratified.

ROAD BONDING

Board members reviewed the updated pavement study prepared by the Village Engineer and discussed funding options for required road work. No action was taken and the Mayor will schedule a special meeting to meet with financial advisors and bond counsel, and the matter will appear on the agenda for the regular meeting scheduled for November 8th.

*Trustee Nemshin was excused at 8:40 p.m.

SNOW AND ICE CONTROL ON VILLAGE ROADWAYS

Board members reviewed material received by Trustee Jusko regarding “Ice B’ Gone Magic High Performance Ice Melt”. Trustee Jusko explained the benefits, both fiscal and environmental, after which it was moved by Trustee Tsafos, seconded by Trustee Nicklas and unanimously carried, that, subject to confirmation that the material will not unduly stain carpets, the Procurement Policy be waived and the Clerk / Treasurer be authorized to purchase equipment and material from Polar Property Services, the sole source distributor for the material, to allow the Highway Department to begin utilizing “Ice B’ Gone Magic” High Performance Ice Melt” on Village roadways.

APPROVAL OF ABSTRACTS

It was moved by Trustee Tsafos, seconded by Trustee Novick and unanimously carried, that the following abstracts of vouchers be approved for payment:

- #1037 for prepaid items from 09/20/17 to 10/11/17 in the amount of \$19,371.41
- #1038 in the amount of \$190,157.21

CROWN CASTLE – SUBMISSIONS 1-2017 THROUGH 26-2017

No action was taken regarding the Crown Castle submissions, and the matter will appear on the agenda for November 8th.

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 November 8th.

AGREEMENT WITH STONY BROOK UNIVERSITY

The Village Attorney reported that he and Mayor DeVita will speak with representatives from Stony Brook and the matter will appear on the agenda for the November 8th meeting.

LED LIGHTING UPGRADES

Trustee Jusko reported on the proposal to convert to LED lighting for Village buildings and street lights. A request for proposals will be issued for conversion of fixtures in and on the three (3) Village buildings from incandescent to LED, and the matter will appear on the agenda for November 8th.

Board members agreed that street light fixtures should only be converted when bulbs need to be replaced, and Trustee Jusko will obtain a proposal from Welsbach to perform the service. The matter of street lights will be an agenda item for the November 8th meeting to discuss the number of lights needed.

2016-2017 AUDIT / UPDATE DOCUMENT

Copies of the 2016-2017 Village of Laurel Hollow Financial Statements and Independent Auditor's Report for the Village and Justice Court for the Fiscal Year ending May 31, 2017 were distributed as well as the Annual Update Document which had been filed with the Office of the State Comptroller as required.

There being no further business to come before the Board, the meeting was adjourned at 9:35 p.m.

Karen A. Navin

Karen A. Navin, Clerk / Treasurer

ALSO PRESENT:

Brendon Pinkard
P.O. O'Donnell

Verizon New York, Inc.
Oyster Bay Cove Police Department

THE NEXT REGULAR MEETING OF THE BOARD OF TRUSTEES WILL BE HELD AT
7:00 P.M. ON WEDNESDAY, NOVEMBER 8, 2017.