

**MINUTES OF THE REGULAR MEETING
BOARD OF TRUSTEES
VILLAGE HALL
JUNE 21, 2017
7:30 PM**

PRESENT:

Mayor Daniel F. DeVita	Howard Avrutine, Village Attorney
Trustee Kevin Jusko	Karen A. Navin, Clerk / Treasurer
Trustee Jeffrey Miritello	Nancy Popper, Deputy Clerk
Trustee Jeffrey Nemshin	Michael F. McNerney, Supt. of Buildings
Trustee Richard Nicklas	James Antonelli, Village Engineer
Trustee Martin Novick	
Trustee Nicholas Tsafos	

MAYOR DE VITA called the meeting to order at 7:30 p.m. with the Pledge of Allegiance.

RESIDENTS CONCERNS

Resident Rose Mouzouris appeared before the Board requesting permission to hold a movie night at the Village Hall lawn on July 22nd. Mayor DeVita suggested that Mrs. Mouzouris work with the Clerk / Treasurer to obtain evidence of insurance and agreements from any vendors. No action was required. Mrs. Mouzouris questioned whether a residents group could apply for tax-exempt status to fund events such as this and was advised to speak with the Village Attorney for guidance.

POLICE REPORT

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

	MAY	YTD	PRIOR YTD
Auto Accidents Personal Injury	2	6	4
Auto Accidents Property Damage	0	8	10
Aided Cases Resulting from Auto Accidents	4	11	4
Aided Cases Other	8	32	18
Arrests	0	0	0
Summonses - Moving Violations	21	170	108
Summonses - Parking	1	9	23
Fire Calls	0	3	2
Patrol Mileage	4650	22650	22800
Offenses - Case Reports	2	6	4
Suspicious Autos	2	14	11
Suspicious Persons	0	5	7
Suspicious Phone Calls	0	0	1
Recorded Alarms	19	92	106

Vacant Houses	6	32	39
Disturbances	3	10	5
Malicious Mischief	0	0	1
Non-Case Incidents	0	1	2
Animal Nuisance Complaints	1	7	2
Assist from NCPD	0	0	0

During the month of May, twenty-two (22) tickets were issued, as follows:

Stop Signs	3	Expired Registration	0
Cell Phone	0	Disobey Traffic Control Device	0
Speeding	8	Improper U Turn	0
Unlicensed Operation	0	Defective Lights	4
Uninspected Motor Vehicle	2	No Passing Zone	0
No Insurance	4	Parking	1
Failure to Signal	0	DWI	0
Seat Belt	0	Village Ordinance	0

Sgt. Tully was present and spoke to the Board regarding recent events.

BUILDING DEPARTMENT REPORT

BP#2699 – BELFI – 1243 MOORE’S HILL ROAD

Board members reviewed the Building Report as it pertains to the request from Tara Belfi to reactivate and issue a second extension of building permit #2699. Based upon the recommendation of the Superintendent of Buildings, and the circumstances in this case, it was moved by Trustee Novick, seconded by Trustee Jusko and unanimously carried, that the permit be reactivated and extended, without payment of a fee, to allow for the issuance of the certificate of compliance on June 22nd.

BPA#2814 – 1212 MOORE’S HILL ROAD LLC – 1212 MOORE’S HILL ROAD

Board members reviewed the Building Report as it pertains to the request from Richard Kirikian for an extensions of building permit application #2814, scheduled to expire on July 1, 2017. Based upon the recommendation of the Superintendent of Buildings, and the fact that the application is very close to being perfected, it was moved by Trustee Miritello, seconded by Trustee Tsafos and unanimously carried, that the applications be extended for two months, without payment of an additional fee.

BPA#2816 – COLD SPRING HARBOR LABORATORY / DEMEREC – 1 BUNG TOWN ROAD

Board members reviewed the Building Report as it pertains to the request from the Cold Spring Harbor Laboratory for an extension of building permit application #2816, scheduled to expire on July 7, 2017. Based upon the recommendation of the Superintendent of Buildings, and the fact that the application is very close to being perfected, it was moved by Trustee Novick, seconded by Trustee Nemshin and unanimously carried, that the application be extended for three months without payment of an additional fee.

F1-2017 – HABBERSTAD -1652 MOORE'S HILL ROAD

Board members reviewed application F1-2017 submitted by Cindy Habberstad to bring in approximately 450 cubic yards of fill to regrade the property to bring the swimming pool into compliance. Ms. Habberstad has paid the initial application fee of \$100.00. The application had been reviewed by the Village Engineer and found to be acceptable. The Village Engineer also completed Part II of the SEQRA Short Form, which was presented to the Board.

After discussing the matter, it was moved by Trustee Tsafos, seconded by Trustee Jusko and unanimously carried, that:

1. The Board declare itself lead agency under SEQRA, that the action be declared an Unlisted Action under SEQRA, and, based upon the recommendation of the Village Engineer, a Negative Declaration be issued, and
2. that the Board declare that a public hearing is not required for this application, and
3. that, subject to receipt of an additional application fee of \$650.00, the Superintendent of Buildings be authorized to issue Fill Permit F1-2017.

PROPOSED LOCAL LAW REQUIRING CONSTRUCTION DEPOSITS

Board members requested that the matter of a local law that would require construction deposits be part of the Building Department Report for the July meeting.

ENGINEER'S REPORT

PHASE II STORMWATER – Year 14

The Village Engineer reported that the Annual Report had been filed and that a copy was posted to the Village website.

UNITED PAVING – CEDARWOOD COURT

After discussing the work performed by United Paving on Cedarwood Court, and based upon the recommendation of the Village Engineer, it was moved by Trustee Miritello, seconded by Trustee Jusko and unanimously carried, that the Clerk be authorized to release the Maintenance Bond submitted by United Paving as required by the contract.

CONTRACT FOR IMPROVEMENT OF STEWART LANE – PROJECT NO. 1-2017

The Village Engineer advised the Board that the CONTRACT FOR IMPROVEMENT OF STEWART LANE – PROJECT NO. 1-2017, had not been signed by the Village as the contractor, Stasi Industries, had not yet submitted all required insurance documents. The Village Attorney advised the Board that, as directed by Mayor DeVita, he had prepared a letter to the contractor advising that Stasi Industries is in danger of having the contract rescinded if the items are not furnished immediately. A copy of the letter was provided to Crescenzo Stasi, who was present at the meeting, and who spoke to the Board regarding his intention to provide the required insurance and start work the second week of July.

Mayor DeVita reminded the Village Engineer that the section of Laurel Hollow Road, adjacent to the school, recently repaired with a full-width patch, should have double lines painted under the unit prices in the Stewart Lane contract.

No action was taken.

REPORT OF VILLAGE ELECTION

The Clerk / Treasurer advised the Board that oaths of office had been filed by all officials elected to office at the June 20, 2017 General Election.

ROAD BONDING

Board members discussed issues related to bonding for future road projects. No action was taken and the Mayor agreed that a special meeting may be necessary to discuss the matter further. If a special meeting is scheduled notice will be provided as required.

CROWN CASTLE – REQUEST FOR WAIVERS – SUBMISSIONS 1-2017 THROUGH 26-2017

Board members discussed the request for waivers from certain sections of Chapter 145 requested by Crown Castle. The request had been reviewed by Richard Comi, consultant for the Village, who provided his analysis for the Board and was present at the meeting. Robert Gaudio, Snyder & Snyder, LLP, counsel for Crown Castle, was also present, as was Joseph Klem from Crown Castle. Crown Castle had arranged for a stenographer, and a copy of the transcript will be provided to the Village and will be made a part of these minutes.

Based upon the recommendation of Richard Comi and the Village Attorney, it was moved by Trustee Nicklas, seconded by Trustee Tsafos and unanimously carried, that the following resolution be adopted:

RESOLUTION REGARDING APPLICATION OF CROWN CASTLE NG EAST LLC PURSUANT TO CHAPTER 145 OF THE LAUREL HOLLOW VILLAGE CODE

IT IS HEREBY RESOLVED by the Board of Trustees of the Inc. Village of Laurel Hollow that consent is granted to Crown Castle NG East LLC to file an application for permission to install 26 wireless communication nodes in the public rights-of-way in the Village. This consent is issued by the Village as owner of the property on which the installations are proposed and is limited solely to authorizing the submission and processing of the application.

The **MINUTES** of the May 10, 2017 meeting of the Board were unanimously approved on a motion by Mayor DeVita, seconded by Trustee Miritello.

The Financial Reports were not available as certain adjusting entries need to be made for the fiscal year ending May 31, 2017. The Report of Unpaid Taxes was not available as the majority of taxes remain outstanding at this time.

PROPOSED LOCAL LAW REGULATING POOL NOISE

Board members reviewed the draft legislation regulating unreasonable pool noise, after which it was moved by Mayor DeVita, seconded by Trustee Miritello and unanimously carried, that a public hearing be scheduled for July 12, 2017, at 7:30 p.m. or as soon as possible thereafter, and that the Clerk be authorized and directed to provide notice of the public hearing as required.

APPROVAL OF ABSTRACTS

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

- #1030 for prepaid items from 05/12/17-06/21/17 in the amount of \$944,332.22
- #1031 in the amount of \$49,375.30

VERIZON FIOS FRANCHISE RENEWAL

No action was taken and the matter will appear on the agenda for the July 12th meeting.

BALANCE OF COURT GRANT – LED LIGHTING AT COURT PARKING AREA

Board members continued discussion on use of the balance of the proceeds of the Village Justice Court Grant, \$2,820.00.

It was moved by Trustee Tsafos, seconded by Trustee Nemshin and unanimously carried, that inasmuch as Mayor DeVita and Trustee Nicklas have investigated the work to be performed for upgrades to the parking area lighting and conferred with several vendors and contractors, the Procurement Policy be waived for the work being considered. Furthermore, subject to confirmation the proposed work can be included in the NYSERDA Clean Energy Communities (CEC) grant application, the Clerk be authorized to request the prevailing wage schedule and prepare contract documents as follows:

- with Stan Deutsch Associates to proceed as outlined in their proposal date September 1, 2016 to provide LED fixtures and components, and
- with H. Giudici Electricians to proceed as outlined in their proposal dated September 19, 2016 to install said fixtures and components.

The total amount of work to be performed by both contractors shall not exceed \$13,000. The contracts will not be executed until the Village has been notified that it has been awarded a CEC Grant; the application will be submitted on Friday, June 23rd.

CONTRACT FOR STREET SWEEPING

It was moved by Trustee Tsafos, seconded by Mayor DeVita and unanimously carried, that the Village Clerk be authorized to prepare bid documents for 2017-2018 Street Sweeping Services, and issue to Notice to Bidders for this work. The matter will appear on the agenda for the September meeting to discuss bids received.

VILLAGE LANDMARKS

Board members requested that the Village Attorney circulate copies of the Village of Old Westbury code as it relates to landmarks. The matter will appear on the agenda for July 12th.

2016-2017 BUDGET TRANSFERS

It was moved by Trustee Tsafos, seconded by Trustee Novick and unanimously carried, that the Clerk / Treasurer be authorized to make transfers as required within the 2016-2017 General Fund budget, as approved by Trustee Tsafos.

AIR CONDITIONER AT VILLAGE HALL

The Board continued discussion on replacing the non-working air conditioner system at the Village Hall, despite the fact that work would not be eligible for funding under a NYSEKDA grant.

The Clerk reported that requests for proposals were faxed to four vendors, as follows:

R.P. Services	\$8,600
All Seasons	\$15,390
Tempco Inc.	No bid
Stan Gelber & Sons	No bid

Mayor DeVita authorized R.P. Services to do the work. However they were unable to provide evidence of insurance as required in the contract. As a result, they were disqualified.

Thereafter, from June 15th through June 20th the Clerk emailed requests for proposals, with results as follows:

Tempco Inc.	\$8,600
Flynn Air	\$11,300
With Pride HVAC	\$12,850
Petro	No bid
Systematic Control	No bid
Unique Mechanical Corp.	No bid

Proposals were reviewed by the Superintendent of Buildings.

After discussing the matter, it was moved by Trustee Tsafos, seconded by Trustee Novick and unanimously carried that the Mayor be authorized to execute a contract with Tempco Inc. to proceed as outlined in their proposal dated June 21, 2017.

PERMA WORKERS' COMPENSATION RENEWAL

The Clerk advised the Board that the second year of the workers' compensation program with the Public Employer Risk Management Association, Inc. (PERMA) commences July 1, 2017.

Board members reviewed PERMAs June 15, 2017 proposal for a third year, after which it was moved by Mayor DeVita, seconded by Trustee Jusko and unanimously carried that the Clerk be authorized to notify PERMA that the Village wishes to continue for the third year, with rates as shown in the proposal.

EMPLOYEE GROUP TERM LIFE / EMPLOYEE-RETIREE GROUP VISION COVERAGE

It was moved by Mayor DeVita, seconded by Trustee Tsafos and unanimously carried, that the Clerk be authorized to notify Premier Benefits Plan that the Village wishes to renew the employee group term life policy with Reliance Standard Life and the employee-retiree group vision coverage with Shelter Point.

PROPOSED MEETING DATES FOR 2017-2018

Board members discussed proposed meeting dates for the 2017-2018 Official Year. No action was taken and the meeting schedule will be finalized at the July 12th meeting.

AGREEMENT WITH STONY BROOK UNIVERSITY

Board members discussed the proposed agreement received from Stony Brook University on May 18, 2017. The Village Attorney will continue to discuss the matter with Annette DePietri at Stony Brook and the matter will appear on the agenda for the July 12th meeting.

PROPOSED SOLAR / LED UPGRADES – CLEAN ENERGY COMMUNITY GRANT APPLICATION

It was moved by Trustee Tsafos, seconded by Trustee Nicklas and unanimously carried, that Trustee Jusko be authorized to submit the Clean Energy Communities Grant Application to NYSEERDA for proposed solar and LED upgrades at Village facilities.

SHELLFISH GARDENING PROJECT – USE OF VILLAGE WATERWAYS

It was moved by Mayor DeVita, seconded by Trustee Nemshin and unanimously carried, that the New York State Department of Environmental Conservation, the Friends of the Bay, the Oyster Bay / Cold Spring Harbor Protection Committee, and member volunteers be permitted to use the Village waterways around the beach area for the Shellfish Gardening Pilot Project in Cold Spring Harbor.

AGREEMENT FOR INFORMATION TECHNOLOGY SERVICES

It was moved by Trustee Nemshin, seconded by Mayor DeVita and unanimously carried, that IoWorks be authorized to proceed as outlined in their proposals dated June 15, 2017 for Workstation Managed Services and Backup Services through March 31, 2018.

STREET LIGHT REPLACEMENT – LED

Trustee Jusko asked that the Board consider upgrading the six (6) street lights to LED fixtures. The matter will appear on the agenda for the July 12th meeting.

There being no further business to come before the Board, the meeting was adjourned at 10:35 p.m.

Karen A. Navin

Karen A. Navin, Clerk / Treasurer

ALSO PRESENT:

Robert Gaudioso

Joseph Klem

Richard Comi

Chris Stasi

Art Brings

Rose Mouzouris

Chris Hadjandreas

Mike Rant

Chris Hamilton

Sgt. Tully

Snyder & Snyder / Crown Castle

Crown Castle

CMS

Stasi Industries

Cold Spring Harbor Laboratory

17 Woodgreen Way

1592 Laurel Hollow Road

Bladykas & Panetta

592 Cold Spring Road

Oyster Bay Cove Police Department

THE NEXT MEETING OF THE BOARD OF TRUSTEES WILL BE HELD AT 7:30 P.M.
ON WEDNESDAY, JULY 12, 2017