

Board of Trustees  
Minutes  
May 23<sup>rd</sup> 2016



Meeting called to order at 7:33pm

MEMBERS PRESENT: Mayor James Wandell, Deputy Mayor Jessica Bernius, Trustee Nick LaLota, Trustee Dennis Siry, Trustee Kevin Smith

ALSO PRESENT: Chief of Police, Glenn Slack  
Superintendent of Public Works, Bruce S. Hopper  
1st Assistant Chief, Leland Greey  
Village Attorney, Richard Handler  
Clerk Treasurer, Dina Shingleton  
Director of Operations, Stephen Greenwald  
Administrative Assistant, Katie DeGraff

The salute to the flag was led by Chief Slack and Andrew Abate

Mayor Wandell welcomed everyone to the May 23<sup>rd</sup> meeting of the Board of Trustees

Approve the minutes for the May 9, 2016 Board of Trustees Meetings.

MOTION to APPROVE was made by Trustee Smith and seconded by Trustee LaLota

Vote on Motion:	Mayor Wandell	aye
	Deputy Mayor Bernius	aye
	Trustee LaLota	aye
	Trustee Siry	aye
	Trustee Smith	aye
Motion Carried:	5 aye	0 nays

Mayor Wandell appointed Patricia Angelone to the position of Account Clerk/Typist at a rate of \$20.00 per hour, full-time effective Thursday, May 26<sup>th</sup>.

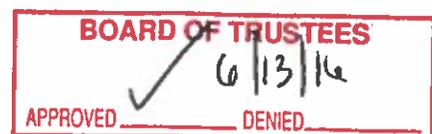
MOTION to APPROVE was made by Trustee LaLota and seconded by Deputy Mayor Bernius

Vote on Motion:	Mayor Wandell	aye
	Deputy Mayor Bernius	aye
	Trustee LaLota	aye
	Trustee Siry	aye
	Trustee Smith	aye
Motion Carried:	5 aye	0 nays

The Mayor and the Board of Trustees presented Andrew Abate with a proclamation for outstanding academic and volunteer achievement. Along with this proclamation the members of the Junior League of the Amityville Women's Club presented Andrew Abate with a \$2,000 scholarship, he will be attending Wentworth Institute of Technology in the fall.

Before Mayor Wandell proceeds with the items included in the Mayors Actions he asks Deputy Mayor Bernius to give the "Good News report"

Deputy Mayor Bernius gave the "Good News" report:





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On May 30<sup>th</sup>, 2016 the Memorial Day parade sponsored by the VFW will be taking place at 10:00am, this is an important time to remember all the men and women who have fought for our country; Saturday June 4<sup>th</sup> from 4:00pm- 7:00pm "A Night In Paris" Senior Citizen prom will be taking place at Amityville Memorial High School; Saturday June 11<sup>th</sup> the 47<sup>th</sup> Annual Heritage Fair will be taking place, alongside that, the proposal from the Downtown Revitalization Committee will be on display for the public to see; Friday June 3<sup>rd</sup> from 2:00pm-7:00pm the Amityville Farmers Market starts right in the front of Village Hall;

There being no further "Good News", Mayor Wandell proceeded with the Agenda items:

**Cabaret License Renewal:**

Giacomo LaGrasa for **Giacomo Jacks**, 248 South Ketcham Avenue

Deputy Mayor Bernius states that this application comes with a \$350 fee and recommendation for approval by Chief Slack; Bruce Coffee 206 South Ketcham Ave thanked the board for all the work done last year on this matter, there still is a concern with the lack of parking available for these businesses; Deputy Mayor Bernius adds the stipulation that Giacomo Jacks must have a meeting with the other businesses to make sure there are no conflicts with event dates to try and resolve some of the issues at hand;

MOTION to APPROVE with the above stipulation was made by Deputy Mayor Bernius and seconded by Trustee Smith

Vote on Motion:	Mayor Wandell	aye
	Deputy Mayor Bernius	aye
	Trustee LaLota	aye
	Trustee Siry	aye
	Trustee Smith	aye
Motion Carried:	5 aye	0 nays

Renard DeFilippo for **Toomey's Tavern**, 251 South Ketcham Avenue

Renard DeFilippo stated that there were 11 stipulations added to the cabaret license last year that were adhered to and he will continue to adhere to them this year as well; decibel meters were used to ensure that sound levels were not exceeding legal limits; Mayor Wandell asked Mr. DeFilippo if his business was still able to thrive with all the stipulations that were added, to which Mr. DeFilippo answered yes; there was an expense increase due to having to hire more staff to monitor the parking on the streets but it was manageable; Bruce Coffee 206 South Ketcham Ave stated that last year was one of the best years they have had regarding this business, also he states that the signs that were put up that restrict the parking went missing about a week after they were put up and he wasn't sure why that was; Deputy Mayor Bernius states that this has been a great success and ensures that all parties will continue to work together to keep the peace; Mayor Wandell commends Mr. DeFilippo for working with Mr. Coffee to resolve some of these issues;

MOTION to APPROVE with stipulations was made by Trustee Siry and seconded by Trustee Smith

Vote on Motion:	Mayor Wandell	aye
	Deputy Mayor Bernius	aye



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	Trustee LaLota	aye
	Trustee Siry	aye
	Trustee Smith	aye
Motion Carried:	5 aye	0 nays

**Application for On-Street Parking:**

Rhea Wett, 7 Terry Avenue, Amityville- requesting period of 12 months

Deputy Mayor Bernius states that this is a hardship case;

MOTION to APPROVE was made by Trustee LaLota and seconded by Deputy Mayor Bernius

Vote on Motion:	Mayor Wandell	aye
	Deputy Mayor Bernius	aye
	Trustee LaLota	aye
	Trustee Siry	aye
	Trustee Smith	aye
Motion Carried:	5 aye	0 nays

Susan Marmer, 20 Norman Avenue- requesting period of 5 months

Mayor Wandell states that this is due to a house elevation;

MOTION to APPROVE was made by Trustee LaLota and seconded by Trustee Smith

Vote on Motion:	Mayor Wandell	aye
	Deputy Mayor Bernius	aye
	Trustee LaLota	aye
	Trustee Siry	aye
	Trustee Smith	aye
Motion Carried:	5 aye	0 nays

Denise Morrissey, 39 Central Avenue- requesting at least 6 months for elevation

Trustee LaLota states that he is in favor of waving this fee; Mayor Wandell states that he does not suggest waving this fee; Trustee LaLota adds a stipulation that if we find out from F.E.M.A that they will not reimburse the resident for this fee ,the applicant can apply for a refund;

MOTION to APPROVE with above stipulation was made by Trustee LaLota and seconded by Trustee Smith

Vote on Motion:	Mayor Wandell	aye
	Deputy Mayor Bernius	aye
	Trustee LaLota	aye
	Trustee Siry	aye
	Trustee Smith	aye
Motion Carried:	5 aye	0 nays

**Request for Amplified Sound Permit:**

Edward Spsychalsky, Vice commodore for Unqua Corinthian Yacht Club



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Edward Spychalsky 329 Ocean Ave stated that this is an ongoing request for years and that the season of events is from May 29<sup>th</sup> through Labor Day; Trustee Smith adds that there have been no problems with this in the past;

MOTION to APPROVE was made by Trustee Smith and seconded by Deputy Mayor Bernius

Vote on Motion:	Mayor Wandell	aye
	Deputy Mayor Bernius	aye
	Trustee LaLota	aye
	Trustee Siry	aye
	Trustee Smith	aye
Motion Carried:	5 aye	0 nays

**Application for Taxicab Company License:**

Aleida Morel for **First Class Taxi Service, Inc.**, 790-A Marconi Blvd, Copiague

Deputy Mayor Bernius states that this is a long standing application that has finally been settled thanks to the Amityville Police Department;

MOTION to APPROVE was made by Trustee LaLota and seconded by Deputy Mayor Bernius

Vote on Motion:	Mayor Wandell	aye
	Deputy Mayor Bernius	aye
	Trustee LaLota	aye
	Trustee Siry	aye
	Trustee Smith	aye
Motion Carried:	5 aye	0 nays

**Application for Taxicab Driver's License(new):**

Angela Denis for **Lindy's Taxi**, 21 Sterling Place, Amityville

Jonathan Alvarez for **First Class Taxi**, 790A Marconi Blvd, Amityville

Deputy Mayor Bernius states that these both come with a \$75.00 fee and recommendation by Chief Slack and Detective Smith for approval;

MOTION to APPROVE was made by Trustee LaLota and seconded by Deputy Mayor Bernius

Vote on Motion:	Mayor Wandell	aye
	Deputy Mayor Bernius	aye
	Trustee LaLota	aye
	Trustee Siry	aye
	Trustee Smith	aye
Motion Carried:	5 aye	0 nays

**Application for Landscaper License:**

**Green Lawn in the Sunrise**, 31 Penndale Drive, Amityville NY 11701

**RH Sanchez Landscaping**, 201 Pershing Place, Freeport NY 11520

Deputy Mayor Bernius states that the Village does an extensive search to make sure that these are legitimate companies coming into our Village to perform their landscaping services, these also come with a \$150.00 fee;

MOTION to APPROVE was made by Trustee Siry and seconded by Deputy Mayor Bernius



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Vote on Motion:	Mayor Wandell	aye
	Deputy Mayor Bernius	aye
	Trustee LaLota	aye
	Trustee Siry	aye
	Trustee Smith	aye
Motion Carried:	5 aye	0 nays

**Application for Storage of Trailer:**

**Gregory Gill, 20 Norman Avenue**

Mayor Wandell states that he is in favor of this application; Deputy Mayor Bernius states that she has compassion for these people, this is a tough time that they have to go through and thinks that this is a fair request;

MOTION to APPROVE was made by Trustee LaLota and seconded by Trustee Smith

Vote on Motion:	Mayor Wandell	aye
	Deputy Mayor Bernius	aye
	Trustee LaLota	aye
	Trustee Siry	aye
	Trustee Smith	aye
Motion Carried:	5 aye	0 nays

**Request from Deputy Treasurer:**

**Approval of Treasurer's Abstracts**

**VILLAGE OF AMITYVILLE**

**ABSTRACT OF AUDITED VOUCHERS AND CHECKS**

**For the Period May 3, 2016 through May 17, 2016**

**General Fund**

**Automated Checks:**

Account	Starting #	Ending #	Amount	A/C Balances \$
Chase General Account	1711	1717	\$54,587.89	335,809.34

**Payroll Fund**

Account	Starting #	Ending #	Amount	
Chase Payroll Account	N/A	N/A	N/A	\$81,666.18

**Capital Fund**

Account	Starting #	Ending #	Amount	
Citibank Capital	1005	1005	\$153,451.03	\$94,076.67



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**Trust & Agency Fund**

<b>Account</b>	<b>Starting #</b>	<b>Ending #</b>	<b>Amount</b>	
Chase T&A Account	1047	1049	\$40,999.75	\$110,669.36
Depository Account balance at 5/17/2016			\$1,210,996.88	

As presented in the official abstract for the Village of Amityville

Jill Cervini, Deputy Treasurer

MOTION to APPROVE was made by Deputy Mayor Bernius and seconded by Trustee LaLota

Vote on Motion:	Mayor Wandell	aye
	Deputy Mayor Bernius	aye
	Trustee LaLota	aye
	Trustee Siry	aye
	Trustee Smith	aye
Motion Carried:	5 aye	0 nays

**Request from Clerk/Treasurer:**

Request from Erica Damante for permission to use **Pearsall Park on Sunday, 5/29/16** at 4:45pm for wedding photographs

MOTION to APPROVE was made by Deputy Mayor Bernius and seconded by Trustee Siry

Vote on Motion:	Mayor Wandell	aye
	Deputy Mayor Bernius	aye
	Trustee LaLota	aye
	Trustee Siry	aye
	Trustee Smith	aye
Motion Carried:	5 aye	0 nays

Authorization to issue Request for Proposals for **multi-space parking meters** at the LIRR lot

Trustee Siry thinks this is a good way to go, it is a more efficient way to control parking at the LIRR. There is also talk about adding "stadium parking" to this lot so the closer spots will be more of a fee then the further away spots are; Trustee LaLota states that they are working on a system that will allow you to extend the time you have left on your parking space meter on your cell phone if you are caught in a situation where you are running late and cant physically put more money in the meter you would be able to do it through your mobile device;

MOTION to APPROVE was made by Trustee Siry and seconded by Trustee LaLota



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Vote on Motion:	Mayor Wandell	aye
	Deputy Mayor Bernius	aye
	Trustee LaLota	aye
	Trustee Siry	aye
	Trustee Smith	aye
Motion Carried:	5 aye	0 nays

**Request to make Budget Modifications/Amendments:**

Clerk/ Treasurer Dina Shingleton explained that by law and regulations to the Office of the State Comptroller, budgetary appropriations may not be overspent without prior Board of Trustee approval; Trustee Smith expresses his concerns with this budget modification and has specific questions in regards to the \$300,000 State Aid Money; does that money need to get paid back? And does that money have to be used for something specific?; Clerk/ Treasurer Dina Shingleton explains that she had spoken to representatives at the Office of the State Comptroller multiple times regarding that specific State Aid and was told it belonged in A3001.000; she also explained that when direct deposits are made into the Village's accounts by the State or other source, sometimes those payments are associated with tracking or project identification numbers, as in the case of grants, but sometimes the State deposits one sum comprised of multiple amounts; Trustee Siry stated that he received this updated copy of the budget modification by email around 4:00pm and didn't have sufficient time to review it; Ryan Pitts, 8 Peppermill Lane asks why Trustee Siry didn't get a chance to review the modifications before the meeting;

**MOTION to APPROVE** was made by Deputy Mayor Bernius and seconded by Trustee LaLota

Vote on Motion:	Mayor Wandell	aye	
	Deputy Mayor Bernius	aye	
	Trustee LaLota	aye	
	Trustee Siry	nay	
	Trustee Smith	abstain	
Motion Carried:	3 aye	1 nays	1 abstention

Complete list of modifications follows:



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<b>Decrease Line</b>	<b>Amount</b>	<b>Increase Line</b>	<b>Amount</b>
		a1081.000/PILOTS	\$50,944.17
		a1603.000/Vital Statistics	\$430.00
		a1720.000/Parking Permits	\$3,945.00
		a1721.000/On Street Parking	\$50.00
		a2089.000/Other Recreational	\$3,750.00
		a2110.000/Zoning Fees	\$2,370.00
		a2115.000/Planning Board Fees	\$10,135.00
		a2260.000/Public Safety DWI	\$21,971.92
		a2555.000/BLDG & Alteration Permit	\$82,980.30
		a2610.000/Fines, Fees, Forf.	\$9,489.89
		a2655/minor sales/plastic bags	\$100.00
		a2770.000/Misc Revenue	\$32,029.02
		a3001.000 State Revenue Sharing	\$300,000.00
		a3005.000/State Mortgage Tax	\$32,879.77
		a3089.000/ State Aid/Special Grant (Multimodal)	\$234,070.68
		a3501.000 State Aid- CHIPS	\$8,674.63
		a4785.000 Federal Aid- Disaster	\$177,203.97
		1110.102/Justice Court OT	6894.78
		1410.413/clerk legals	1000
		1410.440/clerk general cont	10,000.00
		1420.440/law prof	64105.22
		1622.460/DPW BLDG REPAIR	1000
		1623.440 MUNICIPAL PROF/TECH	7,000.00
		1625.102/SHARED SERVICES OT	57.28
		1625.411/ SHARED SERVICES OFFICE SUPPLIES	80.48
		1625.412/ SHARED MAINT SUPPLIES	1,133.11
		1920.418/ MUNI ASSOC DUES	3,890.00
a3120.101/ police serv personnel	23,000	3120.100/ POLICE SERVICES/CLERICAL	23,000
a3120.101/ police serv personnel	160,000	3120.102/ POLICE SERVICES OT	160,000



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Decrease Line	Amount	Increase Line	Amount
a3120.101/ police serv personnel	200,000.00	3120.116/COMPENSATED ABSENCES	200,000.00
A1410.108/CLERK VACATION BUYBACK	10,000.00	3120.116/COMPENSATED ABSENCES	527,112.76
A1625.410/SHARED SERVICES GAS/OIL	40,000.00	3120.116/COMPENSATED ABSENCES	10,000.00
A9950.700/Capital projects	10,719.14	3120.116/COMPENSATED ABSENCES	40,000.00
A9950.700/Capital projects	26,000.00	3410.231 FD Vehicle Repair	10,719.14
A9950.700/Capital projects	28,000	3410.260 FD- NYS Grant	26,000.00
A3410.450/FD Prof Tech	800.00	1624.440 FD BLDG PROF/TECH	28,000
A3410.450/FD Prof Tech	15,500.00	3410.231 FD Vehicle Repair	800.00
A3410.450/FD Prof Tech	500.00	3410.101 FD-EMT Service	15,500.00
A3410.251/FD Equip Repair	250.00	3410.250/ FD Equipment Purchase	500.00
A3410.413/FD Printing & Postage	1,400.00	3410.414/FD Uniforms	250.00
A3410.450/FD Prof Tech	4,000.00	3410.414/FD Uniforms	1,400.00
A9950.700/Capital projects	9,000.00	3620.102 Building Dept OT	4,000.00
A9950.700/Capital projects	1,750.00	3620.119 Building Dept Longevity	9,000.00
A9950.700/Capital projects	7,000.00	3620.440 Buidling Dept Prof/Tech	1,750.00
A5142.102 Snow Removal OT	100.00	5010.411 Street Admin Office Supplies	7,000.00
A5142.102 Snow Removal OT	2,500.00	5010.440 Street Admin Tech/Prof	100.00
A5142.102 Snow Removal OT	7,100.00	5110.102 Street Maint/OT	2,500.00
A5142.102 Snow Removal OT	13,075.00	5110.119 Street Maint/Longevity	7,100.00
A5142.102 Snow Removal OT	100.00	5182.419 Street Maint/Supplies	13,075.00
A5142.102 Snow Removal OT	250.00	5650.445 off Street parking repair maint	100.00
A5142.102 Snow Removal OT	2,053.00	7140.201 Playground- repair	250.00
A9950.700/Capital projects	3,874.13	7140.201 Playground- repair	2,053.00
a5182.119 Street Lighting/Longevity	800.00	7180.412 Beach Concession/Maint	3,874.13
A9950.700/Capital projects	2,051.43	7180.412 Beach Concession/Maint	800.00
A9950.700/Capital projects	24,106.88	7310.100 Youth Program- personnel	2,051.43
a7550.440 Celebrations/Genl Contract	1,000.00	8010.440 Zoning Board General Contract	24,106.88
Decrease Line	Amount	Increase Line	Amount



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a8170.119 Street Cleaning Longevity	1,000.00	8170.102 Street cleaning overtime	1,000.00
a8170.119 Street Cleaning Longevity	1,150.00	8170.440 street cleaning contractual	1,150.00
A9950.700/Capital projects	19,000.00	8160.442 Refuse & Waste	19,000.00
a9060.801 Health Plan Police	25,000.00	9060.802 Health Plan Court	25,000.00
a9060.801 Health Plan Police	115,000.00	9060.804 Health Plan Admin	115,000.00
a9060.805 Health Plan Building	25,000.00	9060.806 Health Plan FD	25,000.00
a9060.805 Health Plan Building	1,898.00	9040.800 Workers Comp	1,898.00
a9060.805 Health Plan Building	500.00	9040.801 Workers comp Police	500.00
a9060.805 Health Plan Building	8,000.00	9040.802 Workers Comp Fire	8,000.00
a9060.805 Health Plan Building	2,900.00	9040.803 Workers Comp DPW	2,900.00
a9060.805 Health Plan Building	350.00	9040.804 Workers Comp CSEA	350.00
a9060.805 Health Plan Building	1,200.00	9040.805 Workers Comp Misc	1,200.00
a9060.805 Health Plan Building	3,000.00	9060.100 Health Insurance Buy Back	3,000.00
a9710.700 Bonds Interest	21,046.00	a9710.600 Bonds Principal Payment	21,046.00
A9950.700/Capital projects	29,000.00	a1930.440 Tax Cert Settlements	29,000.00
A9950.700/Capital projects	10,000.00	8510.441 community beautification	10,000.00



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Trustee LaLota requested that Resolution 16-05-23-01 be discussed next as it directly related to the budget modifications; Mayor Wandell agreed and offered the following resolution:

**16-05-23-01** Resolution to rescind Resolution 15-12-14-2 encourage the NYS Legislature to amend the NYS Finance Law.

Trustee LaLota explained the background behind the resolution and stated Villages can bond out separation pay in accordance with New York State Finance Law, with the notion that a Village can ask for a maximum amount; step one of a multi-step process. The first step in December was a 4-1 vote and was to borrow up to \$1.3 million dollars for police separation pay, knowing it would take some time to know how much money was collected in revenue and spent in expenditures to know what the exact amount needed would be. Subsequently, the Village amended the request to approximately \$800,000 and today we are going to get it all the way to zero based upon the discuss just had that we are going to end the budgetary year with a small surplus; Trustee LaLota read the resolution in its entirety; Trustee Smith expressed his concerns with this resolution and questioned if the resolution was legal as the resolution on the floor is different than the resolution that was approved; he didn't agree that two resolutions with different words can be passed one to rescind the other; Village Attorney Richard Handler stated that the Board should temporarily table the discussion so he could refer to his notes and discuss the matter with Trustee Smith to clearly understand his concerns.

Mayor Wandell then proceeded with regular agenda items.

Request for permission to place a storage container in the public right-of-way from **William Swartout, LeBrun Avenue**, for a period of no more than 6 months

Bruce Hopper adds a stipulation that he uses a ¾ inch piece of ply wood to protect the street from the storage container and also that he puts reflectors on the storage container for safety reasons as well so no one gets hurt;

MOTION to APPROVE with above stipulations was made by Trustee Smith and seconded by Deputy Mayor Bernius

Vote on Motion:	Mayor Wandell	aye
	Deputy Mayor Bernius	aye
	Trustee LaLota	aye
	Trustee Siry	aye
	Trustee Smith	aye
Motion Carried:	5 aye	0 nays

After conferences, Mayor Wandell re-introduced resolution 16-05-23-01 for discussion.

Village Attorney Richard Handler stated the question posed by Trustee Smith was whether the language of the first resolution was inconsistent with the prior resolution, and was there something legislatively inappropriate; the proposed resolution known as 16-05-23-01 rescinds a prior resolution adopted by the board known as 15-12-14-02. The resolution as written refers to the resolution as "2" and not "02";



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Village Attorney Richard Handler states as a matter of law there is no material difference between “2” and “02”. The “0” is not an effective integer and has no meaning. Village Attorney Richard Handler also explained that the reason the resolution presented before the Board was different than the resolution to be rescinded is that it has to be as one resolution seeks approval to approach the State Legislature to permit borrowing, and the other explains that the borrowing is no longer necessary. Trustee Smith stated that the intent of the letter was misleading. Mayor Wandell stated that this resolution is a request to rescind a resolution to borrow, “just in case.” Trustee LaLota stated that Trustee Smith was the one trustee that voted against the initial resolution, and is now against the repeal of the resolution he was not in favor of. Trustee Smith states that \$800,000 is a lot of money to find and not know about. Trustee Smith states a forensic audit should be conducted on the Village’s books for the last two years to clarify his mind on a number of issues; Mayor Wandell stated that Trustee Smith should come to the next meeting with three general quotes for an audit with reasons as to why the Village should bear expense of an Audit; Trustee LaLota explains that the Village is audited every year and the past year’s audits have been approved 5-0 by the board; Janet Colletti, 17 Wellington Place, states that she frequently attends almost every Village meeting and explains that these issues have all been addressed and brought up at some point at a public meeting and none of the issues should be a surprise to Trustees Siry or Smith; Eric Taylor 30 Forrest Place, has a few concerns with the figures presented within the resolution; Trustee LaLota explained that some of these figures have been rounded up or down causing him to review the figures to more exact amounts as reflected below;

**RESOLUTION # 16 - 05 - 23 - 02**

**WHEREAS**, The Board of Trustees adopted Resolution # 15-12-14-02 encouraging the NYS Legislature to amend NYS Finance Law §11, to permit the Village to bond an amount not exceeding \$1,340,000 to meet the unexpected and unbudgeted costs to compensate four (4) retiring Amityville Police Officers, for unused accumulated sick-time and vacation-time, who retired in Village Tax Year 2015/16; and

**WHEREAS**, §4-412 of the NYS Village Law vests the Board of Trustees with the responsibility to manage and protect Village property, its finances, its business, and to provide for the safety, health, comfort, and general welfare of Village inhabitants; and

**WHEREAS**, in order to fulfill its duty to comply with §4-412 and to preserve precious taxpayer dollars, the Wandell Administration has engaged in a continuous monthly line-by-line internal audit of the Village budget, weighing expenditures to ensure that taxpayer funds are wisely and efficiently expended; and

**WHEREAS**, in a continued effort to relieve pressure faced by property taxpayers and to address the \$839,832 deficit created in the Police Separation Pay Line, the Administration raised its already high level of fiscal discipline by increasing non-tax revenues wherever possible and decreasing expenditures not essential to Village operations; and



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**WHEREAS**, the Administration secured new non-tax revenues, including a \$45,000 payment from a utility that settled a past franchise tax dispute and a \$50,000 annual increase in the South Oaks Hospital PILOT payment; and

**WHEREAS**, local property development led to a \$35,000 surplus in mortgage tax revenue and a \$150,000 anticipated surplus in building permit revenue; and

**WHEREAS**, the Village Justice Court anticipates a \$55,000 surplus in fines and forfeitures and the Village was granted an unbudgeted \$300,000 in State Aid; and

**WHEREAS**, effective March 1, 2016, the Village ended the practice of spending \$100,000 per year towards medical benefits for former part-time elected and appointed officials, a benefit provided on a scale reserved for full time employees, which resulted in a \$28,000 savings in the 2015/16 Village Fiscal Year; and

**WHEREAS**, the Village anticipates a \$180,000 surplus in net Police Base and Overtime Pays, caused by the retirement of the aforementioned officers; and

**WHEREAS**, the aforementioned items, in sum, are a \$843,000 boon to the Village budget and enough to offset the \$839,832 deficit incurred by the unexpected separation pays; and

**WHEREAS**, notwithstanding salary/benefit increases for Village employees, and the continued improvement of Village services for all residents, the Village Administration expects to close-out the 2015/16 Village Fiscal Year with a small operating fund surplus; and

**WHEREAS**, these responsible actions have resulted in the lowest Village debt since 2008, as well as positive reports regarding the Village's financial state from the New York State Comptroller and various bond rating agencies; and

**WHEREAS**, with these financial hurdles surpassed, the Village can now focus on a comprehensive program to repair and resurface many of the Village roadways which have been neglected for decades and all well past their life cycle; and

**WHEREAS**, by intelligent fiscal management, the bonding of debt to satisfy recent Police retirements is no longer compelled, thereby presenting the opportunity for the Board of Trustees to structure a bonding program to meet the public's longing for safer, smoother and more pleasant roadways within the Village;

**NOW, THEREFORE, BE IT RESOLVED**, that Resolution # 15-12-14-02 adopted by the Board of Trustees on December 14, 2015, encouraging the NYS Legislature to amend the NYS Finance Law to permit the Village to bond the payment of \$1.34 million dollars in separation pay benefits paid to four (4) Police Officers for unused sick-time and vacation-time is hereby rescinded.



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**On MOTION** by Deputy Mayor Bernius, seconded by Trustee LaLota, the Resolution was adopted with the following vote:

Mayor Wandell - <u>Aye</u>	Deputy Mayor Bernius - <u>Aye</u>
Trustee LaLota - <u>Aye</u>	Trustee Siry - <u>Nay</u>
Trustee Smith - <u>Abstained</u>	

**Request from Fire Department:**

Request to pay **GA Chivis Corp** \$8709.65 for repairs to 1-1-15 light tower, A3410.231

MOTION to APPROVE was made by Trustee LaLota and seconded by Trustee Siry

Vote on Motion:	Mayor Wandell	aye
	Deputy Mayor Bernius	aye
	Trustee LaLota	aye
	Trustee Siry	aye
	Trustee Smith	aye
Motion Carried:	5 aye	0 nays

**Request from Department of Public Works:**

Request to pay **Dynaire Service Corp** for labor and inspection agreement in the amount of \$4,300 (A1623.460) agreement runs through 1/31/17

Bruce Hopper states that this is the same contract amount as last year;

MOTION to APPROVE was made by Trustee LaLota and seconded by Trustee Smith

Vote on Motion:	Mayor Wandell	aye
	Deputy Mayor Bernius	aye
	Trustee LaLota	aye
	Trustee Siry	aye
	Trustee Smith	aye
Motion Carried:	5 aye	0 nays

Request to pay **Omni Recycling** of Babylon in the amount of \$3309.75 for dumping fees, A8160.442

Bruce Hopper explains that this is for the yard waste and the dump debris;

MOTION to APPROVE was made by Trustee LaLota and seconded by Trustee Smith

Vote on Motion:	Mayor Wandell	aye
	Deputy Mayor Bernius	aye
	Trustee LaLota	aye
	Trustee Siry	aye
	Trustee Smith	aye
Motion Carried:	5 aye	0 nays

**Request from Village Attorney:**



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Request for funds not to exceed \$7,500 for appraisal of **Wellington Park Villas** in connection with a Tax Certiorari

Village Attorney Richard Handler explains this matter in full detail;

MOTION to APPROVE was made by Deputy Mayor Bernius and seconded by Trustee Siry

Vote on Motion:	Mayor Wandell	aye
	Deputy Mayor Bernius	aye
	Trustee LaLota	aye
	Trustee Siry	aye
	Trustee Smith	aye
Motion Carried:	5 aye	0 nays

**Public Hearing:**

Proposed **Local Laws 6 of 2016**, public hearing

Proposed **Local law 6** to amend Chapter 51 Buildings, Code of the Village of Amityville (CVA), by adding a new §51-2.1, §51-13, §51-14, §51-15, §51-16, §51-17 and -§51-18 and amending §51-5, §51-6, §51-8, §51-9(A) and §51-10 thereof, to better define unsafe structures and to promote accelerated action taken by the Board of Trustees to safeguard the public

MOTION to OPEN public hearing was made by Deputy Mayor Bernius and seconded by Trustee Siry

Vote on Motion:	Mayor Wandell	aye
	Deputy Mayor Bernius	aye
	Trustee LaLota	aye
	Trustee Siry	aye
	Trustee Smith	aye
Motion Carried:	5 aye	0 nays

Village Attorney, Richard Handler gave a brief explanation of the Law and asked Deputy Mayor Bernius to share why she felt this was an important issue; Deputy Mayor Benius went on to explain that this is a quality of life issue that she became aware of while she was campaigning in 2013, recently she noticed that these same houses were still in the same condition they were since 2013; Trustee Siry thanked Thomas Whalen, Richard Handler, and Deputy Mayor Bernius for all their hard work on this matter; Trustee Smith also thanked them for all of their hard work; Thomas Whalen, 74 Stuart Avenue and the Code Enforcement Officer for the Village of Amityville suggested that the consultant Lori Ann De Iulio Casida from H2M speak regarding a suggestion on proposed law 6; she stated that on page 3, #4 the 30 days in that clause should be removed to give the Village a less restrictive time frame and prohibit, "bad actors" from delaying the process further; With no further comments from the board or the floor;

MOTION to CLOSE public hearing was made by Trustee Smith and seconded by Deputy Mayor Bernius



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Vote on Motion:	Mayor Wandell	aye
	Deputy Mayor Bernius	aye
	Trustee LaLota	aye
	Trustee Siry	aye
	Trustee Smith	aye
Motion Carried:	5 aye	0 nays

Further discussion was had by the board and it was suggested that the vote for proposed Local Law 6 and the public hearing for proposed Local Law 7 be rescheduled to the June 13th meeting as to tweak the language as per the recommendations of the consultant;

MOTION to TABLE and ADJOURN was made by Trustee LaLota and seconded by Trustee Siry

Vote on Motion:	Mayor Wandell	aye
	Deputy Mayor Bernius	aye
	Trustee LaLota	aye
	Trustee Siry	aye
	Trustee Smith	aye
Motion Carried:	5 aye	0 nays

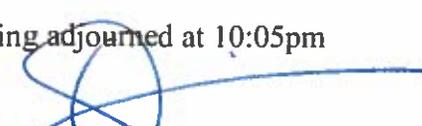
There being no further agenda items, Mayor Wandell opened the floor to the public:

Ed Ranti 1 Victoria Dr thanked Mayor Wandell, Deputy Mayor Bernius, and Trustee LaLota for addressing the complaints and concerns regarding the dead end on South Bayview Ave, they wish to have the sign stating that the launching of boats is prohibited at this location; Tom Gardinelli, 6 Victoria Drive, stated the problems that people have had with the dead end property as well which include the bulkhead and drainage problems; Mayor Wandell explains that they will make an effort to try and correct these problems for them;

There being no further comments from the Board or from the Floor a MOTION to ADJOURN was made by Trustee LaLota and seconded by Deputy Mayor Bernius

Vote on Motion:	Mayor Wandell	aye
	Deputy Mayor Bernius	aye
	Trustee LaLota	aye
	Trustee Siry	aye
	Trustee Smith	aye
Motion Carried:	5 aye	0 nays

Meeting adjourned at 10:05pm

  
\_\_\_\_\_  
Clerk/Treasurer, Dina Shingleton

