

**Board of Trustees  
Minutes  
October 23, 2017**

Meeting called to order at 7:32pm

MEMBERS PRESENT: Mayor Dennis Siry, Deputy Mayor Kevin Smith, Trustee Jessica Bernius, Trustee Nick LaLota, Trustee Thomas Whalen

ALSO PRESENT: Chief of Fire Department, Jeff Erath  
Building Inspector, Bryan Donato  
Superintendent of Public Works, Bruce Hopper  
Village Attorney, Bruce Kennedy  
Clerk Treasurer, Catherine Murdock  
Administrative Assistant, Corliss Baskerville

The salute to the flag was led by Superintendent of Public Works, Bruce Hopper.

Mayor Siry welcomed everyone to the October 23, 2017 meeting of the Board of Trustees

**Mayor's Actions:**

Present Frank Tramontana and Nicole Catanuto with Plaque for 30 years of business in the Village and help them celebrate 50<sup>th</sup> year anniversary of Blue-T Pizza opening.

There being no further "Mayors Actions", Mayor Siry continued with the items on the Agenda:

**Licenses:**

Taxi Driver's License – New

Jeremy B Collins 160 44<sup>th</sup> Street, Copiague for **Lindy's Taxi**  
Keuhuana Clark 17 Cumberback Street, Wyandanch for **Lindy's Taxi**

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

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

Automotive License – Renewal

Ken Taylor For **Long Island Auto Recovery**, 9 Elm Place, Amityville  
Peter Cioci for **P.C. Auto**, 126 Merrick Road, Amityville

MOTION to APPROVE with stipulations made by Chief Erath was made by Trustee Bernius and seconded by Deputy Mayor Smith.

**Board of Trustees  
Minutes  
October 23, 2017**

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

Cabaret License Renewal

Richard Emmert for **Toomey's Tavern**, 251 Ketcham Avenue, Amityville.

Mayor Siry stated that Mr. Emmert has been abiding by the stipulations ordered over the years.

Bill Mogle of 15 Morris St expressed concern of the double parking of boats and cars on the street and in the water. Mr. Mogle requests that the Board add a stipulation regarding that issue. Mayor Siry responds to Mr. Mogle thanking him for the information and stated that if the motion is approved, a stipulation will be added. Mayor Siry added that anything that has been asked of Mr. Emmert has been abided by. Mayor Siry asks Mr. Mogel if this happens all the time or just in the afternoon. Mr. Mogel answers that the double parking does not happen all the time rather just a couple of times especially around 5pm as people are racing to get the last available spot. Mayor Siry stated that regardless of the day of the week, the Board will have Mr. Emmert address the issue. Trustee Bernius stated that she remembers this issue coming up in the past and it may already be added to the stipulations. Trustee Whalen stated not only will it be put as a stipulation but there is a local law where no vessel can overtake more than 1/3 of any waterway in the Village. The Board can hold Mr. Emmert to that stipulation and go after the boat owner, if need be.

MOTION to APPROVE with stipulations stated above made by Trustee Whalen and seconded by Trustee Lalota.

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

Temporary Storage Container - New

Donald Pollock, 35 Ketcham Avenue, Amityville

MOTION to APPROVE with stipulations made by Trustee Whalen and seconded by Deputy Mayor Smith.

Vote on Motion:	Mayor Siry	aye	
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**Board of Trustees  
Minutes  
October 23, 2017**

	Deputy Mayor Smith	aye	
	Trustee LaLota	aye	
	Trustee Whalen	aye	
	Trustee Bernius	aye	
Motion Carried:	5 ayes		0 nays

Joseph Slack, 195 Oak Street, Amityville

MOTION to APPROVE with stipulations made by Trustee Whalen and seconded by Deputy Mayor Smith.

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

Automotive License – Automotive Sales – New and/or Used – Renew

Harvey Weisman for **Eastside Collision**, 60 Sprague Ave., Amityville  
Mohammad Jnoori for **PW Auto Center Inc.**, 10 Maples Place, Amityville  
Bryan Greenberg for **Irvings Recyclables Inc.**, 139 Dixon Ave., Amityville  
Peter Litvinoff for **77 Merrick Road Realty LLC.**, 77 Merrick Rd., Amityville  
Antonio Scoleri for **Auto-Topia Inc.** 233 Countyline Road, Amityville  
Ousama Iabokaphe for **S & L Service Station DBA Sammy’s Auto Repair**, 64 Merrick Rd., Amityville

Trustee Bernius stated that two of the applicants above have prior stipulations. Mayor Siry responded that if approved, the application would be approved with stipulations attached to the applicant.

Joan Donaldson Bay Village Civic Association expressed concern about a sign under the sign that says “Sammy’s” with the price of an oil change. It is a second sign newly installed (she believes) and doesn’t know if the Village approves such signs. Mayor Siry responds that if it is a banner it would not be allowed and if it is a sign it would require a permit. Building Inspector, Bryan Donato stated that when he inspects buildings he looks for life safety matters such as smoke detectors, carbon monoxide, fire safety and the like. Going forward, I can do inspections more extensively if decided. Mayor Siry agreed and stated that going forward all Village codes that applies to the building will be looked into to ensure compliance. Village Attorney Kennedy stated that a stipulation can be added to all auto related applications that all signage must be brought up to code.

**Board of Trustees  
Minutes  
October 23, 2017**

MOTION to APPROVE with stipulations mentioned above attached to the applicants made by Trustee Whalen and seconded by Deputy Mayor Smith.

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

Storage of Trailer – renewal  
James Josephson for **Burch Realty Associates LTD**, 45 Burch Ave., Amityville

MOTION to APPROVE was made by Trustee Whalen and seconded by Deputy Major Smith.

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

**Request from Deputy Treasurer:**

Approval of **Treasurer’s Abstract** from Oct 5<sup>th</sup> 2017 – Oct 18<sup>th</sup>, 2017

Trustee Bernius asked about the dates for the stipend for the Intern (on pgs 10 and 18). Trustee Bernius stated there are dates for 8/31<sup>st</sup> -9/18<sup>th</sup> and 9/18<sup>th</sup> to 10/03<sup>rd</sup> but no dates for the third recorded stipend and asks if there was a particular reason for that. Trustee Bernius also asked how long we expect to have the Intern. Clerk/Tresurer Murdock responded that he will be at Village Hall a few more weeks as he is finishing up on a project. Mayor Siry stated that the Intern is doing an excellent job and that Village Hall got lucky with this Intern.

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

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

**Board of Trustees  
Minutes  
October 23, 2017**

**Request from Clerk/Treasurer:**

Request from **Bridie Ledwell and Kelly Medwig** to hold the Peter J. O’Neill, Jr. 5-K race on Saturday, November 25th, 2017 from 12pm – 3pm including an hour for registration.

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

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

Request from **Amityville Historical Society** to Close Park Avenue from Ireland Pl. to Wanser Pl. on Saturday, June 9, 2018 at 7am to 6pm for the 49th Annual Heritage Fair. Rain date Sunday, June 10th, 2018 from 9am to 5pm.

MOTION to APPROVE was made by Trustee Whalen and seconded by Trustee Bernius.

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

Request from **St. Martin’s Knights of Columbus** to erect annual Nativity Scene in the Village Triangle Saturday, November 25th, 2017 through January 6th, 2018.

MOTION to APPROVE was made by Trustee Whalen and seconded by Trustee Bernius.

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

Request from **Dr. Mary Kelly**, Superintendent of Schools Amityville Union Free School District to have a bonfire for the Homecoming festival October 27th, 2017 on the high school baseball field.

Mayor Siry stated that this matter has been inspected by the State, the Amityville Fire Marshal and Amityville Fire Chief with no objections. Mayor Siry also stated that Dr. Kelly has done this type of event previously and is familiar with. Trustee Bernius agreed with Mayor Siry

**Board of Trustees  
Minutes  
October 23, 2017**

that is a nice idea that is going to be in conjunction with a BBQ for the students to encourage more spirit. Trustee Whalen stated that all stipulations from the Fire Marshal and Fire Chief need to be met during the celebration. Mayor Siry responded that will happen. The fire department has to have an engine on the scene and fire department members will be lighting and extinguishing the fire for the ceremony. Trustee Bernius stated that if there is a high wind that day there will be no fire.

MOTION to APPROVE was made by Trustee Whalen and seconded by Trustee Bernius.

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

Request to pay **Skinnon and Faber for Annual Audit FYE 17** in the amount of \$5,131.25 (A1325.440)

MOTION to APPROVE was made by Trustee Bernius and seconded by Trustee Whalen.

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

Request to pay Nelson & Pope for Broadway Parking Lot #6 Engineering Services in the amount of \$5,500.00 (HR5110.4)

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

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

**Request from Police Department:**

APD request to surplus computer equipment and a post-WWII H&R Model 50 Reising SMG .45 acp rifle with a credit of \$7,500.00 to use towards the purchase of ammunition and other related accessories

**Board of Trustees  
Minutes  
October 23, 2017**

Mayor Siry explained that these are old rifles that the Fire Chief found in the basement which had been around from WWII. (?) stated that one of them is worth quite a bit of money.

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

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

Request to pay Total Technologies Solutions for installation and support in the amount of \$4,763.88 (A3120.261)

MOTION to APPROVE was made by Trustee Bernius and seconded by Trustee Whalen

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

Request to pay Motorola Solutions. Inc., for radio equipment on new car. In the amount of \$7,367.43 (A3120.261)

Mayor Siry stated that this will be covered by PSAP grant money.

MOTION to APPROVE was made by Trustee Lalota and seconded by Trustee Whalen

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

Request to pay Patrol PC, for computer equipment for anew patrol car in the amount of \$5,604.00 (A3120.230)

Mayor Siry stated that this will be covered by the PSAP grant money.

MOTION to APPROVE was made Trustee Bernius and seconded by Trustee Whalen

Vote on Motion:	Mayor Siry	aye
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**Board of Trustees  
Minutes  
October 23, 2017**

	Deputy Mayor Smith	aye
	Trustee Bernius	aye
	Trustee LaLota	aye
	Trustee Whalen	aye
Motion Carried:	5 ayes	0 nays

**Request from Fire Department**

Request to pay for uniform purchase in the amount of \$3,053.00 (A3410.414)

Mayor Siry asked if this purchase is for bumper gear or class A's? Chief Erath responded the purchase is for turnout gear.

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

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

**Resolution:**

**Resolution 17-10-23-01** authorizing the extension of the Indexed Lump Sum Snow and Ice Agreement.

**Resolution 17-10-23-01**

Resolved that the Mayor be authorized to sign with the State for removal of our snow on Route 110 and all State roads.

Mayor Siry explained this resolution in detail.

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

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

**Resolution 17-10-23-02** authorizing to bid for proposals 100% Design Analysis, Bidding, Construction Management & Construction Inspection, Etc. Services for the Amityville Storm Sewer Project.



**Board of Trustees  
Minutes  
October 23, 2017**

Mayor Siry stated that this is part of the GOSR project with storm recovery. This covers the analyst and engineering report on all of our storm drains. Once report is done, we will know which storm drains need attention first. Trustee Bernius noted that this resolution goes back to the New York Resiliency Project from Hurricane Sandy.

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

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

**Resolution 17-10-23-03** authorizing to bid for proposals 100% Design Analysis, Bidding, Construction Management & Construction Inspection, Etc. Services for the Amityville Generator Project.

Mayor Siry explained that the Amityville Fire Department will be installing a generator. The design has been completed through DASNY. We are going to bid for the installation of the generator. Trustee Bernius explained that The Village take on the lead operation of this project.

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

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

**Local Laws:**

Introductory Local Law No.5 of the year 2017 to abolish the position of Police Commissioner Enacted by the Board of Trustees and the Village of Amityville as follows: Section One: The BOT finds the position of Police Commissioner established by local law no. 6 of 2015 has never been filled and is no longer necessary and the proposed duties of said Commissioner are being satisfactorily performed by the Chief of Police. Section 2-25-3 and 25-4, The code of Village of Amityville are hereby repealed

RESOLVED, this Resolution shall take effect immediately. Calling for a Public Hearing this will go on the calendar for November 13<sup>th</sup> 2017.

**Board of Trustees  
Minutes  
October 23, 2017**

Trustee Whalen stated that this local law was brought up by him. Trustee Whalen felt personally that the law really isn't needed at this time because the Police Chief is doing everything that is expected of him and keeping this on the books under minds the Police Chief. We want to give him all the confidence and support that we can.

Mayor Siry reminded everyone this is just a calling to a Public Hearing on the calendar for November 13, 2017.

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

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

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

**Mayor Siry** spoke before opening to public regarding being questioned about polling the Board via email. Mayor Siry explained there was an insurance bill that needed to be paid to avoid lapse of insurance. After checking with NYCOM, it was recommended to do the polling of the Board via email to avoid the lapse. One of the Board members questioned this action. Emailing and polling the Board has been a common practice of the Board for the past 5 years. He does not think it was right to question it. He wanted it on record that it was recommended by NYCOM that we do poll the Board and we would take the same action if needed in the future.

Mayor Siry discussed personnel issues in the Building Department, Planning and Zoning Boards. (was also questioned about a number of firings of employees. It was said he fired 10 people which is not correct. There were a couple of people not reappointed. A former employee of the Building Department was let go as a result of a huge fiasco. We were correcting a problem that we had that should have been corrected previously. We let another employee go who was a civil service worker not performing to satisfaction. Anyone relieved of their duties on either the Zoning or Planning Board received a phone call, we met and spoke in person.)

The floor was then opened to the public:

**Janet Coletti 17 Wellington Pl** inquired of the working hours for Quality of Life Officers after normal work hour of 5:00pm and weekends. Trustee Whalen responded stating that Quality of Life Officers are our police officers who work 24 hours 7 days a week. Mayor Siry responded that the three Quality of Life dedicated officers do not. Ms. Coletti had concerns of suspicious activity near her home and driveway whereas she phoned police at 9:00pm for the couple to receive a ticket. The couple had a car parked facing the wrong direction. The officers took 90 minutes to respond. Mayor Siry stated that the Amityville Police are doing a great job working with speeding on Bayview Avenue and other areas. Unfortunately, they cannot be everywhere at one time. The Quality of Life officers do not have the qualifications to distribute tickets.

**Board of Trustees  
Minutes  
October 23, 2017**

**Pat Squicciarini 20 Bedell PI** inquired about the April 10<sup>th</sup> Board of Trustees meeting where Security Dodge was discussed. Ms. Squicciarini expressed concern that the camio lot which is not supposed to be used for automotive is being used for automotive and Security Dodge was also given time to come up with some ideas. She also stated that Mayor Siry had previously told her that at the end of October Security Dodge was supposed to present something to him. Mayor Siry responded that this was postponed again to October 25<sup>th</sup> 2017 at which time action will be taken. It is not known when a verdict on this will come. Ms. Squicciarini asked what vision does the Village have for the property as she is hearing rumors of a gas station, taxi station and cabaret. She also asked if there is a committee to discuss the plans for that area. Ms. Squicciarini stated that she believes there is a lot of activity going on at the property that is not automotive related. Mayor Siry responds that if a plan is presented that is not satisfactory, the Planning Board and the Board of Trustees will address it. Mayor Siry also stated that a working session could be scheduled open to the public for this discussion. Ms. Squicciarini asked if the balloons and streamers at Security Dodge up to code and if a 30-day permit is required. Mayor Siry responded he is not exactly sure a permit is required outside the building. Ms. Squicciarini expressed that while visiting the Amityville website she did not see some of the minutes for the previous Board of Trustees meetings.

**Donelle Cronin 32 Mole PI** asked what the final date for Security Dodge is? She had information from the Suffolk County Supreme Court website which has the Security Dodge court appearance date on November 15<sup>th</sup> 2017. Mayor Siry responded that he was informed of the October 25<sup>th</sup> 2017 date by Attorney Richard Handler. Trustee Whalen asked Ms. Croner the name of the website she was on? Ms. Croner responded she did not know as she gets the information from her children who are attorneys.

**Gabe Vigorito Security Dodge owner** responded saying that he puts pink balloons up for breast cancer patients and I put balloons up for Halloween. He stated that there is no other business in the area decorating. When someone pulls into the Village there are eyesores all over the place. Mr. Vigorito asked where is there a nicer place to pull into the Village? Next to Stop n Shop I will be building a Shell gas station where you can get 60cents off the gas you pay. Who else is going to do that for you? The Village took parking away and there are nothing but curbs. You actually lost parking and the right side of the Village is dark. This is not attracting anybody to the Village. I am trying to attract people to the Village.

**Pat Squicciarini 20 Bedell PI** proposed that the roads were taken away by the State or County because the Village had to be 88 compliant. Mayor Siry responded that it was done as a safety factor for people crossing the street. Trustee Whalen stated that it is a State road. Trustee Bernius reiterated that the State was responsible for the removing of parking.

**Captain Joseph Kirk 73 Ireland PI** introduced himself as an employee of the America's Waterway Watch Program. He is a volunteer safety officer wanted to volunteer his services to the Village of Amityville. Bayview Avenue issue at the beach he noticed the bulk head is in need of repair and the road could be raised and the drainage improved. Mayor Siry responded that the

**Board of Trustees  
Minutes  
October 23, 2017**

Village is working on that issue and has a plan for it. If the Village is in need of Captain Kirk's services it will reach out to him.

**Doris Reynold 190 Merrick Rd Unit 6** informed the Board that in addition to the Veteran's ceremony the museum will be open to review the exhibits and will have refreshments.

**Joanne Salendino 251 Ocean Ave** asked if public urinating has curtailed since the Village passed the law of no public urination or if complaints are still coming in. Mayor Siry responded stating one complaint has come in regarding the Softball League and it has been addressed.

**Donelle Cronon 32 Mole Pl** stated that the men's room bathroom had male underwear stuffed into the tank. Mayor Siry explained that the Village is looking into putting security cameras at the beach and refers her to speak with Mr. Hopper.

There being no more comments from the floor or Board:

MOTION to CLOSE the public hearing was made by Trustee Whalen and seconded by Trustee LaLota

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

Meeting adjourned at 8:40 pm

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Catherine Murdock, Clerk/Treasurer