

Board of Trustees
Minutes
February 12, 2018



Meeting called to order at 7:35pm

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

ALSO PRESENT: Chief of Police, Glenn Slack
Fire Chief, Jeffrey Erath
Superintendent of DPW, Bruce Hopper
Clerk Treasurer, Catherine Murdock
Secretary, Corliss Baskerville

Mayor Siry welcomed everyone to the February 12, 2018 meeting of the Board of Trustees.

The Salute to the Flag was led by Chief Slack.

Deputy Mayor Smith asked to have a moment of silence in memory of Robert Merrick.

Mayor's Actions:

Upon Mayor Siry's request to approve the minutes of the January 8, 2018 and January 22, 2018 Board of Trustees meetings. Trustee Bernius respectfully requested to hold over the Approval of Minutes. Mayor Siry and Board agreed to hold over Approval.

Upon Mayor Siry's request to accept resignation of Maria Klein, EMT with the Fire Department.

MOTION to ACCEPT the resignation of Maria Klein was made by Trustee Whalen and seconded by Trustee Bernius.

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

Upon Mayor Siry's request to recommend the hiring of Raymond P. Smith III as a Call-in EMT in the amount of \$21.50 per hour and approve waiver of residency.

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

Vote on Motion:	Mayor Siry	aye
	Deputy Mayor Smith	aye

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	Trustee LaLota	aye
	Trustee Whalen	aye
	Trustee Bernius	aye
Motion Denied:	5 ayes	0 nays

Upon Mayor Siry's request to recommend the hiring of Jessica Campbell as a Call-in EMT in the amount of \$21.50 per hour and approve waiver of residency.

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

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

Deputy Mayor Smith's Upcoming Events:

The Amityville Social is coming up Sunday, March 4, 2018 from 3:00pm – 7:00pm. There is a Special Election coming up for Trustee which will take place Tuesday, March 20, 2018.

Mayor Siry announced the Waterfront Resiliency Program will be starting March 20, 2018. He stated that the pre-construction meeting was held two weeks ago. The website will be updated to keep residents abreast. He reported that construction will be starting on Berger Avenue. Trustee Whalen added that 17 out of 22 sites have already been submitted to the Village. He said it is a big job which will take some time to complete but is a good start to the repair on the dead-end and canal streets. He also said that the Amityville sewer and storm drainage improvements coincides with this which is a GOSR grant for \$2.2 million. Trustee Whalen stated he was a Chairperson on the evaluation committee for the engineers. He said that Nelson Pope was chosen for the project. The local emergency center went along with the one at the Amityville Fire Department. He said a new generator is being installed at the Fire Department on a \$143,000 to \$145,000 grant and the kick-off meeting for that was last week. He said the bids are due for that project within the next 30 days. He also stated that kick-off meeting for the drainage is this coming Friday (February 15, 2018) which will start the study for the engineers immediately.

Trustee Bernius commented she was on the committee from the beginning and is excited that the project for the drainage's first project is going to be the Ocean Avenue dock which is in bad need of transformation. Trustee Whalen commented that it is the Richmond Avenue dock.

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Trustee Bernius further asked about a meeting on the construction of the generator at the firehouse. She wanted to know if that was a project the Village would be moving forward on. Mayor Siry responded that project will be getting started very soon as well.

There being no further "Mayors Actions" or reports, Mayor Siry continued with the items on the agenda.

Licenses:

Taxi Driver's License – Renewal

Louis R. Ferro, 60 Cortland St., Amityville, for **Lindy's Taxi**

MOTION to APPROVE with stipulations attached to the application was made by Deputy Mayor Smith and seconded by Trustee Bernius.

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

Edward Hardy Jr., 22 Railroad Ave., Babylon, for **Lindy's Taxi**

MOTION to APPROVE with stipulations attached to the application was made by Deputy Mayor Smith and seconded by Trustee Bernius.

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

Areginald D. Stephen, 222 Broadway Apt. 2, Amityville, for **Lindy's Taxi**

MOTION to APPROVE with stipulations attached to the application was made by Deputy Mayor Smith and seconded by Trustee Bernius.

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

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Stephanie T. Nemley, 9 South Prospect St., Copiague, for **Lindy's Taxi**

MOTION to APPROVE with stipulations attached to the application was made by Deputy Mayor Smith and seconded by Trustee Bernius.

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

Kenneth Barrett, 257 40th St., Copiague, for **Lindy's Taxi**

MOTION to APPROVE with stipulations attached to the application was made by Deputy Mayor Smith and seconded by Trustee Bernius.

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

Larry Grayson, 227 Albany Ave., Amityville, for **Lindy's Taxi**

MOTION to APPROVE with stipulations attached to the application was made by Deputy Mayor Smith and seconded by Trustee Bernius.

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

Jessie L. McCall Jr., 4038 Sunrise Hwy, Oakdale, for **Lindy's Taxi**

MOTION to APPROVE with stipulations attached to the application was made by Deputy Mayor Smith and seconded by Trustee Bernius.

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

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Marie Fleury, 188 Park Ave Ste. D, Amityville, for **First Class**

MOTION to APPROVE with stipulations attached to the application was made by Deputy Mayor Smith and seconded by Trustee Bernius.

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

Fausner Pierre-Canel, 700 Broadway Apt. 48, Amityville for **First Class**

MOTION to APPROVE with stipulations attached to the application was made by Deputy Mayor Smith and seconded by Trustee Bernius.

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

Ronald Garrett, 1611 Spruce Dr., Holbrook, for **Lindy's Taxi**

MOTION to APPROVE with stipulations attached to the application was made by Deputy Mayor Smith and seconded by Trustee Bernius.

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

Gerald C. Pope, 34 Monroe St., Farmingdale, for **First Class Taxi**

MOTION to APPROVE with stipulations attached to the application was made by Deputy Mayor Smith and seconded by Trustee Bernius.

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

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Daniel Gomez, 652 Sunrise Highway, West Babylon, for **First Class Taxi**

MOTION to APPROVE with stipulations attached to the application was made by Deputy Mayor Smith and seconded by Trustee Bernius.

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

Willian Perez, 715 Sharon Rd., Copiague, for **First Class Taxi**

MOTION to APPROVE with stipulations attached to the application was made by Deputy Mayor Smith and seconded by Trustee Bernius.

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

Cristian Taveras, 31 Austin Ave., Amityville, for **First Class Taxi**

MOTION to APPROVE with stipulations attached to the application was made by Deputy Mayor Smith and seconded by Trustee Bernius.

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

Nicole Maynard, 240 Prospect St., Copiague, for **Lindy's Taxi**

MOTION to APPROVE with stipulations attached to the application was made by Deputy Mayor Smith and seconded by Trustee Bernius.

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

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William J. Clark, 3355 Great Neck Rd., Amityville, for **Lindy's Taxi**

MOTION to APPROVE with stipulations attached to the application was made by Deputy Mayor Smith and seconded by Trustee Bernius.

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

Tyrone Williams, 62 Governors Ave., West Babylon for **Lindy's Taxi**

MOTION to APPROVE with stipulations attached to the application was made by Deputy Mayor Smith and seconded by Trustee Bernius.

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

Taxi Driver's License – New

Edward Jackson, 19 Railroad Ave., Amityville, for **Lindy's Taxi**

MOTION to APPROVE with stipulations attached to the application 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

Taxicab Company License

John Tomitz for **JTE Enterprises Inc. DBA Lindy's Taxi**, 21 Sterling Pl., Amityville

MOTION to APPROVE was 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

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Motion Carried: 5 ayes 0 nays

Aleida Morel for **First Class Taxi Service Inc.**, 603 - A Marconi Blvd., Copiague

MOTION to APPROVE was 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

Landscaper License - Renewal

Patrick Lapersonerie for **Care Landscaping Inc.**, 20 Chichester Ave., Amityville

MOTION to APPROVE with stipulation no one is allowed to store any equipment or trucks on personal, residential property in Amityville was made by Trustee Whalen and seconded by Trustee Bernius.

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

Jose N. Sivirian for **Sivirian Landscaping**, 765 Great Neck Rd., Copiague

MOTION to APPROVE with stipulation no one is allowed to store any equipment or trucks on personal, residential property in Amityville was made by Trustee Whalen and seconded by Trustee Bernius.

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

Fred Fuschetto for **Fred Fuschetto Landscaping**, 53 N. Pine St., Massapequa

MOTION to APPROVE with stipulation no one is allowed to store any equipment or trucks on personal, residential property in Amityville was made by Trustee Whalen and seconded by Trustee Bernius.

Vote on Motion:	Mayor Siry	aye
	Deputy Mayor Smith	aye

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

Robert Russo for **Russo's Landscaping and Design Inc.**, 50 Peony Rd., Levittown

MOTION to APPROVE with stipulation no one is allowed to store any equipment or trucks on personal, residential property in Amityville was made by Trustee Whalen and seconded by Trustee Bernius.

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

Omar Mendoza for **OM Landscaping and Construction**, 78 Cunningham Ave., Uniondale

MOTION to APPROVE with stipulation no one is allowed to store any equipment or trucks on personal, residential property in Amityville was made by Trustee Whalen and seconded by Trustee Bernius.

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

Braublio E. Castillo for **Ernesto's Landscaping**, 48 Maple Pl., Amityville

MOTION to APPROVE with stipulation no one is allowed to store any equipment or trucks on personal, residential property in Amityville was made by Trustee Whalen and seconded by Trustee Bernius.

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

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Lawrence C. Swanson for **Environmental Landscaping & Design Inc.**, PO Box 209, Wantagh

MOTION to APPROVE with stipulation no one is allowed to store any equipment or trucks on personal, residential property in Amityville was made by Trustee Whalen and seconded by Trustee Bernius.

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

Guillermo Rodriguez for **Guillermo Landscaping**, 116 Timberline Dr., Brentwood

MOTION to APPROVE with stipulation no one is allowed to store any equipment or trucks on personal, residential property in Amityville was made by Trustee Whalen and seconded by Trustee Bernius.

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

Jose V. Pineda-Baires for **Jose Victor Landscaping**, 381 Waldo St., Copiague

MOTION to APPROVE with stipulation no one is allowed to store any equipment or trucks on personal, residential property in Amityville was made by Trustee Whalen and seconded by Trustee Bernius.

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

Marc Simonetti for **MCS Land Development Inc.**, 4 Austin Ave., Amityville

MOTION to APPROVE with stipulation no one is allowed to store any equipment or trucks on personal, residential property in Amityville was made by Trustee Whalen and seconded by Trustee Bernius.

Vote on Motion:	Mayor Siry	aye
	Deputy Mayor Smith	aye
	Trustee LaLota	aye

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	Trustee Whalen	aye
	Trustee Bernius	aye
Motion Carried:	5 ayes	0 nays

License to Peddle or Hawk

Gary Dowty for **A&P Catering**, 68 Miller Ave., Port Jefferson Station

MOTION to APPROVE was made by Deputy Mayor Smith 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

Cabaret License Renewal

George Romano for **J.J.'s Tavern**, 139 Merrick Road, Amityville

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

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

On-Street Parking - New

Matthew Rosenbaum, 28 New Point Pl., Amityville for two (2) vehicles, two (2) applications.

Applicants are asking for a 12-month permit for on-street parking. Mayor Siry explained due to Storm Sandy, on-street parking has been allowed and residents living on the Canal have received leniency from the police. The Rosenbaum's recently moved to the neighborhood in November. He communicated there have been recent complaints of on-street parking overnight. The reason they have been parking on-street is there are two large boats parked in the driveway. Deputy Mayor Smith commented on the two boats in the driveway. He said he would be inclined to ask Mr. Rosenbaum what he can do to move on of the boats from the driveway, giving him a certain amount of time, which will leave room for one of the vehicles. Mayor Siry expressed he did not feel that having the two boats in the driveway was a good reason to have to park vehicles on the street and they should find some type of accommodation for parking or storing their boats. Trustee Whalen communicated his understanding of a death in the family where one boat was inherited. He recommended the Board grant them 6 months as opposed to one year. Trustee LaLota said he does not mind tabling the application and speaking with the Rosenbaum's to see if 6 or 12 months would be best. Trustee Bernius asked if the Building Inspector had been there

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and if the removal of one boat would allow for both vehicles to park. Conversation ensued amongst the Board on whether to table or deny the application.

MOTION to TABLE the application was made by Trustee Lalota and seconded by Trustee Bernius.

Vote on Motion:	Mayor Siry	nay
	Deputy Mayor Smith	aye
	Trustee LaLota	aye
	Trustee Whalen	aye
	Trustee Bernius	aye
Motion Carried:	4 ayes	1 nay

Storage of Trailer

Christopher Pearson, 249 Broadway, Amityville

MOTION to APPROVE with stipulations imposed by the Zoning Board of Appeals was made by Trustee Whalen and seconded by Deputy Kevin 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

Richard M. Peterson, 53 Hamilton St., Amityville

MOTION to APPROVE with stipulation that the mobile home be moved to the side of the yard was made by Trustee Whalen and seconded by Deputy Kevin 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

Sign, Banner, Canopy, Marquee or Fixture

Michael O'Lear, for temporary banner at 44 Merrick Rd., Amityville

MOTION to APPROVE for 30 days was made by Trustee Whalen and seconded by Trustee Bernius.

Vote on Motion:	Mayor Siry	aye
	Deputy Mayor Smith	aye
	Trustee LaLota	aye
	Trustee Whalen	aye

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Motion Carried: Trustee Bernius aye
 5 ayes 0 nays

Request from Deputy Treasurer:

Request to approve abstract from 1/18/2018 - 2/7/2018

Trustee LaLota recommended the Board approve the abstract with the exception one-line item on pg.6 of 14, there is an amount on the top line of \$3,173.75 for Skinner and Faber which is said to be the final bill for an internal audit. He said on many occasions he has requested (in meetings, work sessions and emails) for a copy of even the draft audit and has not received anything back. Ms. Murdock responded that final audit should be received this week and will go out to the Board. Trustee LaLota expressed that there were a few drafts that were done to which he had not seen. He asked if he could receive an email with the draft so that he could review the whole audit and what was found to which Mayor Siry agreed.

MOTION to APPROVE abstract minus the top line item on pg.6 of 14 was made by Trustee Lalota 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 Village Assessor:

Request to approve commercial settlement for United Properties Corp., 111 Merrick Road SCTM# 101-7-7-1.

Mayor Siry explained the settlement is reference to the property where the Liki restaurant is, across from Big Al's. He said they are asking for \$40,000 tax statuary in payments of \$20,000 per annum. Village Attorney, Bruce Kennedy added this is a negotiated settlement approximately 10 years pending for this particular property (shopping center on the corner of Richmond Ave and Merrick Rd.). He communicated they were asking for substantially more than that amount, and the Assessor was able to negotiate with them leading to them to decrease their demand over 50%. The payment will be stretched out over two fiscal years to ease the burden on the Village. He said the property had not been fully rented which is part of the reason why they are entitled to a refund.

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

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	Trustee LaLota	aye
	Trustee Whalen	aye
Motion Carried:	5 ayes	0 nays

Request from Clerk/Treasurer

Request from Bay Village Civics Association to sponsor a Community Shred Event on Saturday, April 14, 2018 10am -12pm at the 9/11 Memorial parking lot.

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

Request from Amityville Little League to move the approved opening day parade from 4/21/2018 to 4/28/2018 at 10:30am starting at the Park Avenue School.

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 from Julie Dexter to use the Volleyball court at the beach June 4, 2018 thru August 31, 2018 beginning at 6pm for village residents and their families/friends and volleyball youth lessons for 7-12 grades in September and October (pending weather).

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

Request from Jared Tollen, 12 Cara Court, Manorville to take photos at Pearsall Park on April 28th, 2018 between 4pm and 6pm.

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MOTION to APPROVE was made by Trustee LaLota 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

Request from Pastor David Anglin of St. Paul's Lutheran Church, 147 Park Ave., Amityville to use the Amityville Beach South Pavilion and its facilities on Sunday, April 1, 2018 from 6:00am – 7:30am. Set up for service requested for Saturday, March 31st, 2018 at 10:00am.

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 from Curtis and Kristin Baynon to further extend and waive fees for Building Permit #BP-004916.

MOTION to APPROVE a six-month extension was made by Trustee Bernius and seconded by Trustee Whalen. This is to be their final extension.

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 Masonic Lodge No. 977, 14 Avon Pl., Amityville to have parking restrictions of 20 Minutes be amended.

Chief Slack communicated to the Board that the Police Department is still evaluating the matter and will have to report back once they are done and have spoken with some residents.

MOTION to TABLE 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

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Motion Carried:	Trustee Whalen 5 ayes	aye 0 nays
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Request to appoint the following election inspectors for the upcoming Special Village Election to be held on March 20, 2018: Nancy Daye, Dennis J. Winter Jr., William Johnsen, Jean Catterson, Joseph J. Ambrose, Adrienne B. Gutterman, Dolores Nastro, Cynthia A. McNally, Lisa A. Krisko, Patricia M. Marinchak, Susanne Harper, Ann P. Nosworthy, Anne M. Crocitto, John Gonser Jr., Roslyn A. Dudley, Enith M. Graham, Dolores Shedd, Valerie X. Jackson, Ann Miller, Christine Schulze, Thomas Cohill, Michael Teague, Estelle Quarta, Florence Ponzo, and Michael Scirica.

MOTION to TABLE 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

Request to pay Richard Handler for professional services in the amount of \$7,483.32 (A1420.440).

Deputy Mayor Smith requested the final cost of this bill. Trustee Bernius pointed out that Mr. Handler does give the Village a 15% courtesy reduction which comes out to \$225/hr. She thought that to be a nice reduction. Deputy Mayor Smith mentioned that Municipalities should be charged \$200/hr.

MOTION to APPROVE was made by Deputy Mayor Smith 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 to replace Xerox5945 multifunction printer with Savin MPC45004 color digital photocopier as lease in the amount of \$270.95 per month (A1410.450).

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

Vote on Motion:	Mayor Siry	aye
	Deputy Mayor Smith	aye

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

Request to pay Nelson and Pope for pavement management for Municipal Lot #5 in the amount of \$8,699.00 (A1410.440).

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

Request to pay final installment to NYS Municipal Worker's Comp in the amount of \$87, 533.00 (A9040.800).

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 to create budget expenditure line A5110.200 Municipal Lot 5 Improvements

MOTION to APPROVE was made by Trustee LaLota 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

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Request to increase budget expenditure line A5110.200 and increase budget revenue line A4910 in the amount of \$124,934.65.

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

Request to pay American Paving & Masonry for milling and paving in the amount of \$124,934.65 (A5110.200.)

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 for budget modification: Transfer \$17,000 from A1990.400 (contingency) to A3410.230 (FD- vehicles/vehicle equip).

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

Request to upgrade APDDC file server through Total Technology Solutions in the amount of \$18,982.40 (3120.261).

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

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Motion Carried:	Trustee Whalen	aye
	5 ayes	0 nays

Request to pay Mobile Fleet for upfit for Unmarked Sedan in the amount of \$4,806.72 (A3120.230).

MOTION to APPROVE was made by Deputy Mayor Smith 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 Delacy Ford for Police Interceptor Sedan in the amount of \$27,552.28 (A3120.230)

MOTION to APPROVE was made by Deputy Mayor Smith 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 Fire Department

Request to pay Hometown Benefits Inc. for annual term insurance premium in the amount of \$6,288.49(A1910.430).

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

Request to pay Physio-Control, Inc. for lifepak service plan in the amount of \$3,024.00 (A3410.450).

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MOTION to APPROVE was made by Trustee Bernius 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 to pay Copiague Fire Dept. for repair work in the amount of \$5,520.69 (A3410.231).

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

Request to purchase 2016 Chevrolet Silverado to replace 1st responder vehicle in the amount of \$62,840.00 (A3410.230).

Mayor Siry publicly thanked Carolyn D'Antonio for her generous donation in memory of her husband. He said her donation is going toward partial payment for this purchase and grant money will be covering the other portion. Trustee LaLota wanted to brief the public on the grant the Village is expecting to replenish the funds being spent for this vehicle. Trustee LaLota stated that in the work session, Mayor Siry mentioned the grant money would be received in approximately 1-3 months. Mayor Siry said when he spoke with Brendan Cunningham, from Kimberly Jean-Pierre's office, it was confirmed as a definite action. They were just waiting on some paperwork to be completed and they are working with David Haggarty to get this completed. Trustee Whalen stated that the out of pocket cost to the Village (now) is \$17,000 cash because the grant is not set up. He said once the grant is accepted, the Village may get the \$17,000 back. Chief Erath stated if the contract date is accepted, the grant will be issued. He said due to the grant going on for past two years, it will cost something because the cost has gone up over the two years. Trustee Whalen stated that if these four grants come in, it will bring in new vehicles for the fire and building departments as well as others.

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

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Request from Department of Public Works

Request to pay Sprague for 3000 gallons of gas in the amount of \$5,682.60 (A1625.410).

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

Chief Erath asked if he could speak. He announced that the AFD has hired two new per diem paramedics and was able to interview a third today. The candidate's name is Elizabeth Edelle and she came with positive credentials and hospital experience. He said she was highly recommended by one of the Nassau County paramedics. Chief Erath asked if the Board could approve the AFD moving forward with the hiring interview of Ms. Edell. Trustee Whalen asked if there would be a need for a waiver of residency to which Chief Erath confirmed. He further stated Ms. Adell would be hired at \$21.50/hr. not to exceed 20 hrs.

MOTION to APPROVE the hiring of Elizabeth Edelle and include a waiver of residency 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

Resolution 18-2-12-01

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF
AMITYVILLE, NEW YORK,
AS THE LEAD AGENCY UNDER THE STATE ENVIRONMENTAL QUALITY
REVIEW ACT:**

(I) DETERMINING THAT THE DRAFT GENERIC ENVIRONMENTAL IMPACT STATEMENT ("DGEIS") FOR THE FOR THE APPLICATION OF GREEN TEK LIVING, LLC AND R & S REALTY CORP IS COMPLETE FOR THE PURPOSE OF COMMENCING PUBLIC REVIEW;

(II) SCHEDULING A COMBINED PUBLIC HEARING ON THE DGEIS AND ON THE ADOPTION OF AMENDMENTS TO CHAPTER 183 (ZONING) OF THE VILLAGE CODE AND ASSOCIATED AMENDMENTS TO CHAPTER 144 (SIGNS) TO

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ESTABLISH A TRANSIT ORIENTED DISTRICT AS A FLOATING ZONE, AS WELL AS AN AMENDMENT TO THE BUILDING ZONE MAP TO ENACT A TRANSIT ORIENTED ZONING DISTRICT FOR ONE SITE (TWO LOTS) INTO SUCH DISTRICT AND APPROVAL OF CERTAIN INCENTIVES AND BONUSES PURSUANT TO THE TO DISTRICT AND SITE PLAN APPROVAL, AND; (III) INSTRUCTING THE VILLAGE CLERK TO CIRCULATE THE DGEIS AND THE NOTICE OF COMPLETION OF THE DGEIS IN ACCORDANCE WITH 6 N.Y.C.R.R. SECTION 617.12; AND TO ALSO CAUSE NOTICE OF THE JOINT HEARING TO BE CIRCULATED AND PUBLISHED IN ACCORDANCE WITH REQUIREMENTS.

WHEREAS, the Board of Trustees of the Village of Amityville (Board) has received an application by Greentek Living, LLC and R & S Realty Corp, for an amendment to Chapter 183 (Zoning) of the Code of the Village of Amityville to establish a Transit Oriented (TO) zoning district as a floating zone within the area bounded by Sterling Place on the north, West Oak Street on the south, Broadway on the east, and County Line Road on the west; and for associated amendments to the Village Code including §183.1 (Establishment of Districts), §183.3 (Definitions and Word Usage) and §144 (Signs); and also includes an amendment of the Village Building Zone Map for one site (two lots) into such district (235 County Line Road, 124 Greene Avenue; respectively, Suffolk County Tax Map numbers 0101-003.00-03.00-026.002 and 0101-003.00-03.00-026.001), as well as a request for approval of certain incentives and bonuses pursuant to the TO district, and

WHEREAS, by resolution dated August 14, 2017, the Board indicated its intent to serve as Lead Agency for the purposes of the New York State Environmental Quality Review Act (ECL Article 8 and implementing regulations set forth in 6 NYCRR Part 617, herein referred to as SEQRA) and conducted a Coordinated Review by notification to the Involved Agencies advising of said application, including a copy of the completed Part One Full Environmental Assessment Form, and expressing the Board's intent to serve as Lead Agency and to also provide the opportunity for said agencies to object to the designation and offer comments regarding the application, during which period no objections were received, and

WHEREAS, by resolution dated September 25, 2017, the Board designated itself Lead Agency for review of the Project under SEQRA pursuant to 6 N.Y.C.R.R. Section 617.6, and issued a Positive Declaration of environmental significance and required the preparation of a Draft Generic Environmental Impact Statement (DGEIS) pursuant to 6 N.Y.C.R.R. Section 617.7; and

WHEREAS, the applicant's consultant, Cameron Engineering and Associates, LLP, submitted a Draft Generic Environmental Impact Statement entitled, "Proposed TO (Transit Oriented) District" on January 23, 2018, and subsequently submitted a revised DGEIS on February 9, 2018, and

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WHEREAS, the Board and its professional planning consultant reviewed the initial and revised DGEIS to determine whether to accept it as, “adequate with respect to its scope and content for the purpose of commencing public review” pursuant to 6 N.Y.C.R.R. Section 617.9(a)(2), now therefore be it

RESOLVED THAT:

1. The Board of Trustees hereby determines that the information submitted in the Draft Generic Environmental Impact Statement for the Proposed TO (Transit Oriented) District as prepared by Cameron Engineering and Associates, LLP, is complete and adequate with respect to its scope and content for the purpose of commencing public review pursuant to 6 N.Y.C.R.R. Section 617.9(a)(2) and has prepared a Notice of Completion of the DGEIS; and
2. The Board of Trustees shall conduct a combined Public Hearing on the DGEIS and a local law amending Chapter 183 (Zoning) of the Code of the Village of Amityville to establish a Transit Oriented (TO) zoning district as a floating zone within the area bounded by Sterling Place on the north, West Oak Street on the south, Broadway on the east, and County Line Road on the west; and for associated amendments to the Village Code including §183.1 (Establishment of Districts), §183.3 (Definitions and Word Usage) and §144 (Signs); and also an application by Greentek living LLC and R & S reality Corp. to amend the Village Building Zone Map for one site (two lots) into such district (235 County Line Road, 124 Greene Avenue; respectively, Suffolk County Tax Map numbers 0101-003.00-03.00-026.002 and 0101-003.00-03.00-026.001), as well as a request for approval of certain incentives and bonuses pursuant to the TO district and site plan approval; said hearing shall be held on March 29, 2018, at Amityville Village Hall, 21 Ireland Place, Amityville, New York 11701 at a meeting of the Board beginning at 7:30 P.M., at which time the public will be given the opportunity to be heard regarding the content of the DGEIS, said proposed local law amending Chapter 183 (Zoning) of the Code of the Village of Amityville (and associated amendments); and said re-zoning application of Greentek living LLC. and R & S reality Corp; and
3. The Board hereby directs the Village Clerk to file and circulate the DGEIS and the Notice of Completion in accordance with the requirements of 6 N.Y.C.R.R. Sections 617.9 and 617.12, to all Involved and Interested Agencies as indicated on the attached Distribution List (Greentek/Amityville TO District), including notice to the Town of Oyster Bay under General Municipal Law § 239-nn; and notifying the public, among other things, of the following:
 - a. The Board will commence a comment period beginning on February 16, 2018;
 - b. The Board shall hold a combined Public Hearing on the DGEIS and on the application of GreenTek Living, LLC and R & S Realty Corp., on March 29, 2018 beginning at 7:30P.M. at 21 Ireland Place, Amityville, New York 11701, where

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verbal or written comments from the public will be accepted regarding the DGEIS, said proposed local law and the application of GreenTek Living, LLC and R & S Realty Corp.;

- c. That written comments on the DGEIS may be submitted to the Village Clerk during this time and will be accepted until April 5, 2018, or ten (10) days following the close of the hearing, whichever is later. That said notice shall be published at least fifteen (15) calendar days in advance of the hearing date in a newspaper of general circulation in the Village specifying the time and place of such hearing, stating the general nature and purpose of the proposed amendments as well as a summary of the Notice of Completion of the DGEIS;
- d. Publish such notices as required in the New York State Environmental Notice Bulletin (ENB);
- e. Have copies of the DGEIS filed with the New York State Department of Environmental Conservation and to also have copies available for public review at the Office of the Village Clerk and the Amityville Public Library.
- f. Have the DGEIS posted on the Village's website for viewing, downloading and printing at: <http://www.amityville.com>

Village Attorney, Bruce Kennedy, stated this is the first official step in the approval process for the transit-oriented zoning district that the Board initiated last Fall. He further stated in order for the Village to change the law, we have to go through an environmental impact study. He stated the purpose of this Resolution is to start a comment period by the Public and to call for a Public Hearing at the end of March where this will be discussed at length.

Trustee Whalen moved to adopt Resolution 18-02-12-01 and was seconded by Trustee LaLota.

Votes on Resolution: Mayor Siry -aye
 Deputy Mayor Smith -aye
 Trustee Bernius -aye
 Trustee Lalota -aye
 Trustee Whalen -aye

Resolution adopted on the 12th day of February 2018.

RESOLUTION 18-2-12-02

Resolution 18-2-12-01 regarding the draft environmental impact statement and scheduling a public hearing for March 26th, 2018

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

Motion to schedule a public hearing on Introductory local law No. 1 of the year 2018, a local law to amend building zone map for April 9th,2018.

Mr. Kennedy stated this local law is about rezoning a property. He explained when someone applies to rezone their property the only way the Board of Trustees can do it is by adopting a local law and that's what this local law No. 1 purports to do.

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

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

Motion to schedule a public hearing on Introductory local law No. 2 of the year 2018, a local law to amend certain sections of the Village Code to grandfather previously approved two family dwellings for February 26th, 2018.

Mayor Siry explained this law is to amend a code that was changed in 2010 which said two-family homes by special exception could only be maintained through a use variance. He said the Board received feedback on this code and the Village Attorney recommended the Board keep the residents that are on the books and approved over the years as special exceptions and not to change them to a use variance as it would not be proper. Further, any existing special exceptions will remain as such and any new applications for two-family will have to fit the criteria for a use variance. Mr. Kennedy explained this code and two-family status further. He confirmed that there will be no new two-family dwellings and the only ones that will be approved as renewals as special exceptions will be those complying with the stipulations associated with their approval. Trustee LaLota stated there was a healthy discussion at the work session about the Board's insight on this. He stated he thinks the Imbert administration, in 2010, correctly made a new local law to prevent any new applications under this low bar special exception. In 2015 the Board built on the Imbert methodology that two-family homes aren't the most beautiful or quality of life adding properties on everyone's block. In 2015, the Board voted unanimously to sunset this provision that would allow for a two-family home at the time of a sale of the home.

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Kirk Hurme, 108 Ocean Ave., (member of the Zoning Board) spoke to this matter stating he realized the Board of Trustees's decision is based on the recommendation from the Zoning Board and states that there was no vote to make this recommendation. He stated the matter was discussed in a work session but he was not privy to comments made from the Chairman of the Zoning Board to the Board of Trustees and, therefore, felt that stating this comes from the Zoning Board is not an accurate statement. He further stated that the Chairman of the Zoning Board wrote the letter without input from all other Board members. Mr. Hurme is not in favor of changing this new local law which basically changes what the members of the Board voted in favor of three years ago. Mr. LaLota added that the Board of Trustees received a few paragraphs, via email, from the Chairman of the Zoning Board premised on the thinking that the 2015 law that the Board passed unanimously would limit the control of the Village should a property have issue with tenants or landlord because of no renewal process when given a use variance. Mr. LaLota stated that the police department, code enforcement, fire department are all available to residents should a problem/nuisance property arise.

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

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

Motion to schedule a public hearing on Introductory local law No. 3 of the year 2018, a local law to add Chapter 27 "Responsible Contracting and Disclosure" in connection with certain contracts to the Village Code.

Trustee LaLota explained he proposed a local law for the Board's review and the public's input that would add five provisions to the Village Code surrounding the Village's obligation when entertaining a contract. The five terms are:

1. The Board of Trustees will not entertain any contract that exceeds 12 months or more of the Mayor's term.
2. Any proposed contract that is \$1million or more be placed on the Village website for 7 days or more in its final form before the Board entertains a vote on it and a financial due diligence be done.
3. That the office of the Mayor and the Clerk Treasurer provide a fiscal impact statement of any of those such contracts so that the Board and the public can properly predict any financial impact of those contracts.
4. When members of the Board take donations from entities that benefit from the contract the night of the vote that exceed \$250 or more they should be disclosed.
5. When the other provisions are not followed, there are financial penalties.

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Deputy Mayor Smith expressed his disagreement of the proposed provisions stating that most of the information is public knowledge anyway and mostly anything done is transparent. He further stated that the \$250 disclosure makes no sense because, by law, Board members must disclose donations of \$100 already. Mr. LaLota responded that a \$16 million budget is not a joke and this is an effort to be more responsible. He stated the law always allows for additional disclosure.

Margret Shuff, 77 South Bayview Ave. questioned the transparency of the Board of Trustees because numbers were not included in the agenda with the salary increases imposed last month.

Janet Coletti, 17 Wellington Pl. stated that the Wandell administration did not put on the agenda when raises were given and the Mayor has done nothing wrong. Mr. LaLota responded that both Ms. Coletti and Mayor are correct. He said he believed that all of the Board members have different priorities and he thinks that the Board can make things better and keep moving forward. He further stated that in the Wandell administration, work was being done for outreach and the work should not stop because Wandell did not get re-elected.

Ed Moore, 79 Wood Ave. spoke in support of the public hearing and felt that the law falls in line with the Financial Restructuring Board's recommendations of long-term financial health planning. He also said the old way is not always necessarily the best way.

Trustee LaLota suggested the Board table this Motion because there are a number of variables that need to be discussed and perhaps the Board members could work together through the variables. Mayor Siry expressed his feelings that he felt insulted to have to write any of this up because all that the Board does is transparent and he is not sure what message that would send and he believed that anyone in good faith would sign a good contract. Trustee Bernius said she agrees with the public hearing so that the public can speak and also supports transparency. Trustee Whalen said he would support tabling the motion as he has questions and could see himself supporting any of the provisions as long as they are fair.

MOTION to TABLE was made by Trustee Bernius and seconded by Trustee LaLota.

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

Mayor Siry announced the Babylon IDA will be holding a public hearing February 20th at 3pm, for a company, Jackson LLC, requesting IDA relief. The hearing will be held here at the Village Hall. Trustee Whalen announced that an email went out regarding the law firms discussed for the TriTek project. RFQ's were submitted and the Board is to submit their top picks to the Clerk Treasurer. Mr. LaLota questioned the Village's representation from non-voting members at the IDA and how they would representing the Village's best interest regarding feedback on tax breaks for businesses that may cost some of the residents. Mayor Siry responded that Deputy

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Mayor Smith, as our liaison, has the Village's best interest in mind. Deputy Mayor Smith confirmed the Mayor's statement and assured he would have the Village's best interest in mind and not the IDA's. Further discussion ensued amongst the Board regarding the IDA and tax breaks that benefit all Village residents and businesses.

There being no further agenda items the meeting was opened to the public.

Captain Joseph Vaughn Gerbe, 7 Albany Ave. spoke of an issue he had at the Walgreen's where he left important materials and was no longer allowed to enter the store.

Donelle Cronin, 32 Mole Pl. asked if the Comprehensive Plan Review was available to residents on the website. The Clerk Treasurer confirmed that it was.

Erica Reglan, 503 Beacon Ave., Lindenhurst, NY. Ms. Reglan is the owner of Cornucopia's Noshery in the Village and has been running her business in the Village for 8 years. She read a letter to the Board regarding a Notice of Violation she received at her home regarding the sandwich board sign for her business in the Village. She expressed concern stating that the sign is relative to her business Ms. Reglan stated that her restaurant brings traffic and people to the Village who, in turn, patronize other businesses in the Village. She requested that instead of the Village compromising existing Village businesses and that they please do something like proper Village planning and proper Village use in businesses downtown. Ms. Reglan further requested that the Village try to lay off businesses with sandwich board signs that are up to code because this is the way they make their money and get business. Mayor Siry responded that the Building Inspector has given violations to other businesses that did not comply with a section of the Village Code as well due to complaints the Village was getting on proper placement and design or signs. He stated he would like to form a committee and re-examine the code on signage because with modern technology, we may need to update the Village sign code. Ms. Reglan asked what the fine was for the violation as she would prefer to pay the fine than to lose viable business.

Trustee LaLota stated that the law is a Board of Trustees law and asked Mr. Kennedy if the Board could provide the Building Department direction to cease enforcement of one of its laws. Trustee LaLota said that these signs are all over the good downtowns. He questioned why the Village was choosing to enforce this law on good businesses. Trustee Bernius added she thinks the signs are charming. She went around the Village today and saw signs for business like The Beanery, Amity Ales, Vittorio's and Park Avenue Grille and all are thriving businesses. Ms. Bernius said this is the future and felt that the Board should revisit that part of the law right now. Trustee Whalen offered to help and have a discussion and suggested Ms. Reglan write to Mr. Donato that she is working with Mr. Whalen to rectify the issue. He also stated he thinks the sign code needs to be discussed heavily. Further conversation ensued on the Village's sign code and making a resolution directing the Building Department to cease enforcing the sandwich sign law

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if the sign does not impede traffic or handicap traffic. Mr. Kennedy agreed that the Board has that authority. Mayor Siry clarified that the intent was not to attack sandwich signs but to address more so all the signs in the windows that are flashy with neon lights and the like. Mr. Kennedy stated that the Board could put in place a moratorium on enforcement to the sandwich signs if there is a consensus.

Joan Donnison, BVCA spoke to the Yoga Studio putting out two sandwich signs and other businesses wanting to do the same. She felt that the problem is if they are given an inch a yard will be taken. If a sign is too large or blocking a walkway it is an issue. She also states that we all want to keep good businesses, but we also want to keep the Village attractive and safe.

Trustee Whalen asked Mayor Siry if he could speak with Mr. Donato and tell him to please communicate to those (who have sandwich signs) he gave violations to and see if he can work something out with them for now until we readdress the sign code without the moratorium. Mr. Kennedy confirmed that such an action would be okay. Trustee Bernius stated she is still in favor of the moratorium but limiting it to one sandwich board sign if that's amenable to the people here tonight that are business owners. Mr. LaLota asked that the Board verbally agree that those business owners are not getting actual fines and there would be no need for a moratorium. All Board members agreed.

Edward Moore, 79 Wood Ave. spoke to the Status of the Financial Structuring Board's recommendations. Mr. Moore presented the Board with a handout of his recommendations on conclusions and next steps from the report. He expressed concern over Shared Services, street lighting and town repair. Mayor Siry communicated that the Village is already working with the Town of Babylon on LED lighting which will be bringing \$400,000 to the Village.

Lauren Haffner, 294 S. Bayview Ave. expressed a concern on whether there was a pending request from Security Dodge for a change of zoning pertaining to a gas station or a mini-mart. Ms. Haffner was curious as to where the Board would stand on that. Mayor Siry responded it would depend on the application and he is not 100% sure how he would feel or vote. Trustee LaLota stated that after speaking with some residents in the area, he would never lend his vote to a gas station in that area. Trustee Bernius also expressed her not being in favor of a gas station. She also expressed concern that Security Dodge has been in violation of Local Law 1 of 2006 and have been issued no fines for violations of codes on that property, costing the Village money.

John Vigorrito, 345 Merrick Rd., owner of Security Dodge spoke in response. He stated that when the Article 78 took precedent here there was a stay in the fines. Mr. Vigorrito said Security Dodge as well as their attorney had paid fines on the property to the Village already before that. He said once the Article 78 is no longer open, he supposes they will deal with the fines at that time. Trustee LaLota said he sought out advice from Counsel on this matter and there is no stay

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in place. He stated the Board could issue violations to what the constituent is complaining about and employee parking is a violation of the Inberg 2006 law. Further conversation ensued regarding this matter and if Security Dodge is being served violations and what businesses in the Village are being served violations due to favoritism for campaign support.

Lauren Haffner, 292 S. Bayview Ave., continued speaking, stating that Security Dodge was in violation of Local Law 1 – Automotive Use. Trustee Whalen asked when the property was ever not used for automotive purposes, stating that it is a continued automotive use and that is where that law came into effect. Trustee LaLota asked if employee parking on the Cameo site is not considered a violation. Mayor Siry responded that if it is a continuation of their business, it may not be a violation. Ms. Haffner accused the Board of penalizing businesses that are struggling and not doing anything with other certain businesses.

Trustee Bernius commented that she complained about the Revolution having graffiti on the door which is still there, and they have received no violation. Mayor Siry agreed with Trustee Bernius that a violation should be served, also stating that the Code Enforcement Officers and Quality of Life Officers should be going around the Village and issuing violations when they see these types of things. He asked Chief Slack to investigate the matter and see that the graffiti is removed.

Edward Moore, 79 Wood Ave. spoke to the matter of inconsistency with building inspectors and code enforcers.

Joan Donnison, BVCA, Ms. Donnison spoke to when Richmond Autobody went under an Article 78 and Richard Handler was the attorney against that issue. She said they were told that they could continue doing what they were doing at the time the Article 78 stated until the decision was rendered by the Judge. I am confused about what the issue/question is.

Trustee LaLota spoke to a Resolution he brought before the Board asking Mr. Handler to come before the Board and the public to update them on the parameters of the suit and what the Board should be doing, and the majority vote went against it. If the public has questions, he asked why the Board cannot present Mr. Handler to explain before the Board and the public.

There being no more comments from the floor or Board:

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

Mayor Siry	aye
Deputy Mayor Smith	aye

**Board of Trustees
Minutes
February 12, 2018**

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

Meeting adjourned at 10:15 pm

Catherine Murdock
Catherine Murdock, Clerk/Treasurer

APPROVED
BOARD OF TRUSTEES' MEETING
DATE 3-12-2018