

**Board of Trustees  
Minutes  
November 26, 2018**

**Meeting called to order 6:35 p.m.**

Members Present: Mayor Dennis Siry, Deputy Mayor Kevin Smith, Trustee Jessica Bernius, Trustee Nick LaLota, Trustee Thomas Whalen

MOTION to OPEN Executive Session at 6:35 p.m. for the purpose of legal discussion 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

MOTION to CLOSE executive session at 7:35 p.m. was made by Deputy Mayor Kevin 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

MOTION to OPEN regular meeting was made by Deputy Mayor Smith 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

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**Meeting was called to order at 7:35 p.m.**

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, Leland Greey  
Superintendent of DPW, Bruce Hopper  
Building Inspector Brian Donato  
Clerk Treasurer, Catherine Murdock  
Assistant to the Mayor, Wendy O'Neill

Mayor Siry welcomed everyone to the November 26, 2018 meeting of the Board of Trustees.

The Salute to the Flag was led by Chief Slack.

**Mayor's Actions**

Mayor Siry invited the Amityville Memorial High School Boys Soccer team, led by Coach Mike Abbondandolo, to come to the dais where they were congratulated and presented with a proclamation from the Village for winning the New York State Class A Championship. He also invited the team and its captains to light the switch on the Village Christmas tree on Dec. 1<sup>st</sup>.

Mayor Siry requested to hire Matthew S. Bessens of 66 E. Saltaire Rd., Lindenhurst, NY 11757, as a call-in EMT/Paramedic in the amount of \$21.50 per hour and approve waiver of residency.

MOTION to APPROVE was made by Trustee Nick LaLota 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

Mayor Siry announced that there would be work being done on the sound system during the meeting to resolve technical problems.

Upon Mayor Siry's request to approve minutes from September 24th, October 4th, October 22nd, and November 8th, 2018 meeting, copies of which were distributed to all members of the Board.

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MOTION to APPROVE minutes of September 24<sup>th</sup>, October 4<sup>th</sup> and October 22<sup>nd</sup> and table minutes of November 8<sup>th</sup>, was made by Trustee LaLota 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

Licenses

Automotive License – Renewal

Michael Siegel, 153 Merrick Rd., Amityville, and 158 Merrick Rd., Amityville, for **Legend Autorama**

MOTION to APPROVE both applications with stipulations was made by Trustee Bernius 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

James Giambrone, 199 County Line Road, for **NYS Discount Auto**

MOTION to APPROVE with stipulations (including those on file in the past and with adherence to the site plan provided) 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

John Vigorito, Jr., 315 Merrick Rd., for **Security Dodge**  
John Vigorito, Jr., 345 Merrick Rd., for **Security Dodge**  
John Vigorito, Jr., 344 Merrick Rd., for **Security Dodge**  
John Vigorito, Jr., 16 Sprague Ave., for **Security Dodge**

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Mayor Siry clarified these are not the Cameo Beauty Supply property; they are licenses approved in the past. Trustee Bernius requested that the Board hold off on a vote on the 344 Merrick Rd. property until the striping is removed on the curb. Mayor Siry advised that it can be added as a stipulation, and that Mr. Vigorito has plans to remove the striping and return the curb to the original concrete color in the next day. Mayor Siry also stated that there will be a stipulation on the application for the main building at 345 Merrick Rd. to adjust the lot's lighting so it does not shine into residents' homes.

**Frank Cruthers**, 25 Towne St., asked for the removal of all the decorative changes made on the 344 Merrick Rd. property between Towne and Wood, including decorations on poles and installation of turf. He called for the installation of trees on the north buffer as originally stipulated by the Village. Mayor Siry commented that Mr. Vigorito reported to him that he and the residents agreed that they did not want the trees replaced. Mr. Cruthers stated that the Village has allowed Security Dodge to do what they want and called for the property to be restored to its "original position" or be made to remove all the cars from the property.

**Christine Umpa**, 30 Bryan Ave., said that it was her understanding that the dealership has been allowed to use the land at 334 Merrick because the Village did not want to take over the once vacant property and incur remediation costs relating to site contamination. She said she had called the DEC and was told the land was absolutely clean following remediation and there is no reason the property can't be sold. She voiced displeasure that Mr. Vigorito has been using the land at a low cost. Deputy Mayor Smith inquired if there was documentation regarding the assertion, and Ms. Umpa said the Village could get in touch with DEC and get the info.

Mayor Siry advised that the County had expressed interest in the property and if it does the property would go up to the highest bidder. Trustee LaLota said at the time the property owner abandoned the property Security Dodge was renting out the property and under New York State law therefore, they had every right to rent the property. Trustee LaLota noted that unless the original landowner comes back or the County seizes the property Security Dodge is able to continue to use the property. Trustee Whalen noted that if the property sells, there will be expenses of environmental testing.

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

Vote on Motion:	Mayor Siry	aye
	Deputy Mayor Smith	aye
	Trustee LaLota	nay
	Trustee Whalen	aye
	Trustee Bernius	nay
Motion Carried:	3 ayes	2 nays

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Cabaret

Kevin Sheehan, 2735 Wilson Ave., Bellmore, NY, for **203 Grill, LLC D/B/A The Warehouse**

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

Coin Operated Amusement Device

Carolyn Emmert, 251 S. Ketcham Ave., for **C & L Tavern D/B/A Toomey's**

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

Taxicab Driver's License

Wilfredo Figueroa, Jr. , 225 Oakley Ave., Apt. 167 for **Lindy's Taxi**

A brief update was provided. Chief Slack clarified that the applicant did not present necessary paperwork to APD as required for approval.

MOTION to DENY 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

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Anthony McFarland, 96 Tyrconnell St., Amityville, **for Lindy's Taxi**

MOTION to APPROVE was made by Trustee LaLota 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

Storage of Trailer

Peter C. Knudsen, 69 Riverside Ave., for Nomad AAM

Trustee LaLota recused himself as his relatives own the property in question.

Mr. Knudsen, the applicant, who lives on Enoch Island, explained that an accident has rendered him unable to work. As a result, he needs to store his work tools in a trailer on Riverside Ave. When asked if he owns or rents, the applicant said he rents and owns a home in Hicksville.

Several residents addressed the Board in opposition to the trailer, including:

**Denise Kretz**, 64 Riverside Ave., said as a 34 -year resident she has begun to see illegal commercial trailers on the residential waterfront street in recent years. The properties, including those on the west side (waterfront side) of the street, are unique and should be maintained as a front yard, in a Residential A zone.

**Eileen McCarthy**, 53 Grand Central Ave., opposed for aesthetic reasons the storage of any trailer on waterside property. She read letters from three neighbors: **Brendan and Jacqueline O'Connor**, 56 Riverside Ave.; **Kerry and Christine Doran**, 66 Ocean Ave.; and **Gary and Mary McLoughlin**, 66 Grand Central Ave. voicing strong opposition to the trailers and unauthorized work such as boat detailing.

**Janet Colletti**, 17 Wellington Pl., said trailers are an eyesore both north and south of Merrick Road. She has reported illegal trailers at 57 Oak St. and 109 Oak St. in the past and is frustrated that they have not yet been removed. If the trailer on Riverside needs to be removed, so do the others north of Merrick she stated.

Mr. Knudsen explained that the trailer is a necessity because he lives on an island. While he agrees with 80 percent of what was stated by his neighbors, he still maintained a need for the trailer. He added that he has tried to beautify the area by adding a bluestone driveway and pushing the trailer further back.

Mayor Siry noted that there have been several trailers showing up around the Village lately, and personally he feels that they should not be there. They will be addressed case by case. He also noted the fact that the applicant is not the homeowner, but a renter, which comes into play.

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Addressing Ms. Colletti's concern, Deputy Mayor Smith assured residents that the issue is not a north south issue. Allowing a trailer would set a precedent and he is not in favor of having trailers on the street.

MOTION to DENY the application and have the trailer removed by December 15, 2018 was made by Trustee Whalen and seconded by Deputy Mayor Smith.

Vote on Motion:	Mayor Siry	aye
	Deputy Mayor Smith	aye
	Trustee Whalen	aye
	Trustee Bernius	aye
Motion Carried:	4 ayes	0 nays 1 abstained

On-Street Parking Permit

Andrew Slattery, 1 Southwood Lane, Amityville.

Upon review of site plan it was determined ample on-site parking exists for four cars.

MOTION to DENY 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

Request from Deputy Treasurer

Request to approve the abstract from 11/8/2018 – 11/19/18

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

Request from E. Fazzino, 18 Park Avenue, to appeal denial of her application for an on-street parking permit.

A discussion of the owner-occupied rental property and a review of the site plan showed ample parking exists. The residents may need to move cars to comply with the Village code.

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MOTION to DENY 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

Request from Kathryn Frevola for Amityville Junior League of the Amityville Woman’s Club for permission to host a Holiday Homes Tour, Dec. 1, 2018 from 11 a.m. to 3 p.m., and permit posting of signs on that date.

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

Request to pay Richard G. Handler, Attorney at Law, for billing for 335 Merrick Road Realty LLC v. Zoning Board of Appeals, Village of Amityville in the amount of \$5,116.62 (A1420.440)

Resident Donelle Cronin, 32 Mole Pl, asked how much the Village paid Mr. Handler for the Article 78 with Security Dodge. Clerk/Treasurer Catherine Murdock stated that she provided that figure to Ms. Cronin through her recent FOIL request, and she clarified that this payment is in addition to the total provided.

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

Request from Karen and Tom White to place a small vessel in Avon Lake for the holidays

Resident Jim Kohler, Avon Pl., pointed out that last year, the Fire Department was called to respond to the lake when it received an emergency call that a boat had capsized. He is glad that



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everyone knows about it this year and he advised them to stabilize the boat. Mayor Siry noted the issue was brought at the Fire Council meeting, and agreed that if approved, the boat would need to be secured so it does not tip.

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

Request from Rev. David Anglin of St. Paul's Lutheran Church, 147 Park Ave., Amityville, to install a second crosswalk on Park Avenue.

Trustee Bernius recused herself as a parishioner of the Church. Trustee LaLota wished to get more information from the Church, and as a result the Board agreed to table the request.

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

Vote on Motion:	Mayor Siry	aye	
	Deputy Mayor Smith	aye	
	Trustee LaLota	aye	
	Trustee Whalen	aye	
Motion Carried:	4 ayes	0 nays	1 abstained

**Request from Village Assessor**

Request from Margaret Novinsky, 56 Sarah Court, Amityville, for refund or credit of real property taxes

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

Request to approve New Pointe Estates' tax certiorari for the amount of \$20,000 (A1930.440)

A discussion was held with Mary Lucere, the attorney for the Newpointe Estates homeowners, to decide if the certiorari and covenants and restrictions could take place at the same time. Per the Village Attorney Bruce Kennedy, the practical solution is to conduct a public

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hearing at the next meeting to remove the covenants and restrictions and agree to table the certioraris until that time.

MOTION to CALL for a public hearing 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

MOTION to TABLE request for Newpointe Estates tax certiorari for the amount of \$20,000 (agenda item 4b.) 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

**Request from Police Department**

Request for budget modification for Police and Building Departments to increase A3620.100 Building Personnel- Expense by \$26,707.17 and decrease A3120.121 Meter Personnel – Expense by \$26,707.17

A brief discussion took place regarding the change in reporting structure of the Quality of Life Officers from the Police Department over to the Building Department. Building Inspector Bryan Donato stated he wants to take a more proactive approach to enforcement.

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

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Resident **Pat Weber**, Norman Ave., asked what the status is of the zombie home on Norman Ave. Nine months ago it was determined to be unsafe and he is concerned the owner is not taking action. Inspector Donato said the owner has a zoning board appointment in December. Mr. Donato will call the owner to ensure he is taking steps to move on this project.

**Chris Geiger**, 120 Ocean Ave., stated that the house at 4 South Bay Avenue is constantly violating Village code. The Building Inspector said he has issued summonses and Mayor Siry assured him the Village will remain on top of it.

**Request from Court**

Request from Shannon M. Kokoneshi to carry over 4.5 vacation days.

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

**Request from Fire Department**

Request to pay RM Mobile Data Systems for Emergency service call (Fire Dept. repeater system completely down) in the amount of \$7,888.00. (A3410.251)

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

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

MOTION to APPROVE was made by Trustee LaLota 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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Request for permission to use the municipal parking lot at Bennett Pl. and Merrick Rd. on Saturday, 12/1/18 from 7:30 a.m. – 4 p.m. for their annual Christmas Tree Sale.

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

**Request from Department of Public Works**

Request to purchase a 2018 Ram Pick-Up regular cab 2500 with snow plow package in the amount of \$36,015.

Resident **Frank Cruthers, 25 Towne St.**, voiced opposition to purchasing the vehicle through Security Dodge given the applications before the board. He also questioned the bidding process, however, Mayor Siry assured him the Village did its due diligence with three bids, and Security's cost is \$10,000 cheaper than the lowest bid.

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

Request to pay Omni Recycling of Babylon for 87.08 Tons dumped (refuse and waste) in the amount of \$8,505.56. (A8160.442)

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

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Request to pay Johnson Electric Construction Corp. for Repair conduit for loop, remove/replace sidewalk in the amount of \$3,611.84 (A3310.441)

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

Request from Superintendent Bruce Hopper for the following employees to Buy – Back vacation days as follows (A1625.103)

Bruce Hopper	5 Days
Teresa Bohn	5 Days
TJ D’Amato	5 Days
Ron Burns	5 Days
Walter Holzwarth	5 Days
Rene Idrovo	5 Days
Gary Juehrs	5 Days
Michael Nitowitz	5 Days
George Tsiapanos	5 Days

Request to carry over vacation days:

Bruce Hopper	5 Days
TJ D’Amato	5 Days
Walter Holzwarth	1 Day
George Tsiapanos	5 Days
Michael Lee	2 Days

MOTION to APPROVE was made by Trustee Bernius 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

**Resolution**

Resolution No. 18-11-26-01 approving certain zoning incentives for GreenTek Living, LLC and R & S Realty Corp.

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RESOLUTION  
No. 18-11-26-01

Approving certain zoning incentives for GreenTek Living, LLC and R & S Realty Corp.

WHEREAS the Board of Trustees of the Village of Amityville approved the application of GreenTek Living, LLC and R & S Realty Corp. to re-zone the premises known as 235 County Line Rd. and 124 Greene Ave., Amityville, N.Y. also known as SCTM 101-3-3-26.1 and 26.2 from Industrial District to Transit-Oriented District, and

WHEREAS said applicants duly requested certain zoning incentives as authorized by the Code of the Village of Amityville in consideration for certain proposed benefits and amenities to benefit the Village of Amityville, and

WHEREAS a public hearing was duly held on said application including the proposed zoning incentives and the corresponding benefits and amenities, and

WHEREAS pursuant to said Code, the applicants duly applied to the Planning Board of the Village of Amityville for site plan approval of their proposed project, and

WHEREAS said Planning Board duly approved such site plan application after a public hearing thereon, and has recommended that the Board of Trustees approve the requested zoning incentives in consideration of said proposed benefits and amenities as required by the Code.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

1. The Board of Trustees hereby approves the following zoning incentives in connection with the proposed project submitted by applicants at 235 County Line Rd. and 124 Greene Ave., Amityville, N.Y. in accordance with the site plan approved by the Planning Board of the Village of Amityville dated November 1, 2018 pursuant to §183-66.10 of the Code of the Village of Amityville:
  - a) Increase the density of units from 35 to 48 units per acre for a total of not more than 115 units
  - b) Increase the maximum height of a portion of the proposed building as shown on the plans approved by the Planning Board to not more than four (4) stories and a height of not more than forty-eight (48) feet.
2. In consideration for the approval of said zoning incentives, applicants shall provide the following community benefits and amenities at their expense to the satisfaction of the Board of Trustees:
  - a) Restore and preserve the building known as the Amityville Power and Light Building at 235 County Line Rd., Amityville, N.Y.
  - b) Rent said building for office space and pay the Village of Amityville the sum of \$3,000 per month from said rent for a period of twenty (20) years (\$720,000 total), commencing upon the completion of the restoration.
  - c) Contribute the sum of \$150,000 toward the cost of establishing a pedestrian walkway from the LIRR station to Broadway (Rt. 110).
  - d) Contribute the sum of \$25,000 to the Amityville Fire Department for general purposes.
  - e) Contribute the sum of \$50,000 to the Village to upgrade and improve the 9/11 Memorial at the main firehouse.

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- f) Install the enhanced architectural façade treatments on the proposed building as shown on the plans approved by the Planning Board.
- 3. Applicants shall make the monetary contributions other than the rent payments as follows:
  - a) \$112,500 on or before six (6) months from the date of issuance of the building permit
  - b) \$112,500 on or before one (1) year from the date of issuance of the building permit, and in any event on or before the issuance of a final certificate of occupancy.
- 4. Applicants shall complete said amenities prior to the issuance of a final certificate of occupancy for the proposed project.

This Resolution shall be effective immediately.

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

Resident Comments

**Chris Geiger**, 120 Ocean Ave., said that he appreciates the taxes Security Dodge pays but there are accidents on Merrick and Bayview, trucks offload constantly and they are bad neighbors. The vacant land they are parking cars on brings the least amount of taxes to the Village and surface parking is not a good look for our charming Village. He urged the board to protect the residents' interests and asked the Board not to approve it.

**Janet Colletti**, 17 Wellington Place, shared a letter by her husband about a band that plays loudly on Wellington Place and Oak St. at all hours of the day and night. They requested that the band be required to install noise reduction materials and be more respectful of the neighbors. Chief Slack said they can be issued summonses for unreasonable noise or projecting music outdoors.

**Ms. Colletti** also stated while there may be problems, Security Dodge is a better neighbor than many of the neighbors on Railroad Avenue. The owners keep the property neat and clean and are open to working with residents. Merrick Road is a business road, she stated.

**Kerry Geiger**, 120 Ocean Ave., a former neighbor of the dealership, refuted Ms. Coletti's opinion on the matter.

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Mayor Siry announced the Village was served with an Article 78 from a business in the Village and asked to have the Board vote on retaining Phil Siegel as the attorney for the Article 78. Mayor Siry explained this is regarding a business owner on Burch Ave. who was denied a use variance by the Zoning Board. Mr. Kennedy is unable to handle it due to a conflict of interest.

MOTION to HIRE Phil Siegel of Siegel and Sitler to represent the Village and not pay travel expenses was made by Deputy Mayor Kevin Smith 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

**Virginia Ettrick**, 35 Sunset Ave., brought up a safety issue regarding drainage and flooding issues around the storm drain on Sunset Ave. and County Line Road. This may have resulted from the development of the condominiums across the street. Mayor Siry announced the Village is looking into bonding to repave more roads in the spring and we can look at the drainage issue. Trustee LaLota suggests contacting County Legislator DuWayne Gregory to see if they have funds to address County Line Road.

**Joan Donnison**, Bay Village Civic Association, brought up the flooding/poor drainage on Oak Street near the library that has followed with the state's repaving of Oak Street. Also, the sidewalk outside The Warehouse is in disrepair.

**Jim Kohler**, 38 Avon Pl., addressed the need for dredging of the Woods Creek and his hopes that this would soon occur. Mayor Siry will call and see where we are on the list.

**Donelle Cronin, 32 Mole Pl.**, asked about the status is of the proposal to include Amityville Village Court on a show about small town courts. Mayor Siry said the Village is discussing it with the production company.

She also asked if work is being done by Tri-Tek for a master development project. Mayor Siry stated that Tri-Tek will try to time their project so that the Avalon Bay development (at the old Brunswick property) does not happen at the same time.

**Lauryn Haffner** and Trustee LaLota asked why the Security Dodge Special Use Permit was not on the agenda. Mayor Siry explained the agenda is a tentative agenda, and he feels the Board needs more time to think about it.



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She also gave the Board copies of a petition asking the Village conduct live streaming of Board Meetings and looks forward to a discussion on it.

MOTION to ADJOURN 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

Meeting adjourned at 9:50 p.m.

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Catherine Murdock, Clerk/Treasurer