

**Board of Trustees  
Minutes  
February 10, 2020**

Meeting called to order at 7:30 p.m.

MEMBERS PRESENT: Mayor Siry, Deputy Mayor Kevin Smith, Trustee Bernius, Trustee Whalen, Trustee O’Neill

ALSO PRESENT:       Acting Chief of Police, Bryan Burton  
                          Superintendent, DPW Bruce Hopper  
                          Building Inspector, Bryan Donato  
                          Fire Chief, Leland Greey  
                          Deputy Treasurer, Tiffany Ladd

Mayor Siry welcomed all those in attendance to the February 10, 2020 Board of Trustees Meeting and invited Acting Chief Bryan Burton to lead the group in the Pledge of Allegiance.

Deputy Mayor Smith shared upcoming dates for community events, including the Mayor’s Spring Social to be held on Sunday, March 1<sup>st</sup>, from 3 p.m. to 7 p.m., at Unqua Corinthian Yacht Club.

Mayor Siry announced there will be a community meeting on Saturday, 2/29/20, at 11 a.m. at the firehouse where Sean Ansanelli will present the recent planning survey results and ideas will be exchanged. Residents can also go to the website <https://www.makeithappen.city/amityville> to share their input. Information on the presentation can be found on the Village website, Amityville.com and on its Facebook page.

Mayor’s Actions

The Mayor requested approval of the Board of Trustees Meeting minutes from January 27, 2020.

MOTION to APPROVE the minutes of January 27, 2020 was made by Deputy Mayor Smith and seconded by Trustee O’Neill

Vote on Motion:

Mayor Siry	aye
Deputy Mayor Smith	aye
Trustee Bernius	aye
Trustee Whalen	aye
Trustee O’Neill	aye

Motion Carried:       5 ayes       0 nays

The Mayor requested the approval to appoint **Jennifer Ronzo**, to the Board of Assessment Review for a one-year term at the rate of \$500.

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 Whalen	aye
Trustee O’Neill	aye

Motion Carried:       5 ayes       0 nays

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With no further Mayor's Actions, Mayor Siry introduced the first agenda item.

Cabaret License – Renewal

Bruce A. Payne, 121 W. Oak St., for **Club 121**

MOTION to APPROVE with stipulations 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 Whalen	aye
Trustee O'Neill	aye
Motion Carried:	5 ayes 0 nays

Kevin Sheehan, 2960 Valentine Pl., Wantagh, NY 11793 for **203 Grill LLC, d/b/a The Warehouse**

MOTION to APPROVE with stipulations 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 Whalen	aye
Trustee O'Neill	aye
Motion Carried:	5 ayes 0 nays

Carolyn Emmert, 248 Bel Air Dr., Massapequa Park, NY 11762 for **Toomeys**

MOTION to APPROVE with stipulations 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 Whalen	aye
Trustee O'Neill	aye
Motion Carried:	5 ayes 0 nays

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Kevin McCann, 31 Unqua Place, Amityville, NY for **Unqua Corinthian Yacht Club**

MOTION to APPROVE with stipulations 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 Whalen	aye
Trustee O'Neill	aye

Motion Carried:        5 ayes            0 nays

Landscaper License – Renewal

Hernan Barrantes, 226 E. Jamaica Ave., Valley Stream, NY 11580 for **Green Valley Landscaping Corp**

MOTION to APPROVE with stipulations 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 Whalen	aye
Trustee O'Neill	aye

Motion Carried:        5 ayes            0 nays

Jose N. Sivirian, 765 Great Neck Rd., Copiague, NY 11726 for **Sivirians Landscaping**

MOTION to APPROVE with stipulations 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 Whalen	aye
Trustee O'Neill	aye

Motion Carried:        5 ayes            0 nays

Lawrence Swanson, P.O. Box 209, Wantagh, NY 11793 for **Environmental Landscaping and Design Inc.**

MOTION to APPROVE with stipulations 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 Whalen	aye
Trustee O'Neill	aye

Motion Carried:        5 ayes            0 nays

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Marc C. Simonetti, 4 Austin Ave., Amityville, NY for **Simonetti Landscape Services**

MOTION to APPROVE with stipulations 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 Whalen	aye
Trustee O'Neill	aye

Motion Carried:           5 ayes           0 nays

Michael Kaplan, P.O. Box 854, Lindenhurst, NY 11757 for **Giannini Landscaping**

MOTION to APPROVE with stipulations 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 Whalen	aye
Trustee O'Neill	aye

Motion Carried:           5 ayes           0 nays

John Johnson, 162 Homestead Ave., Amityville, NY for **Quality Tree & Lawn**

MOTION to APPROVE with stipulations 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 Whalen	aye
Trustee O'Neill	aye

Motion Carried:           5 ayes           0 nays

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

MOTION to APPROVE with stipulations 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 Whalen	aye
Trustee O'Neill	aye

Motion Carried:           5 ayes           0 nays

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Fred Fuschetto, 223 N. Oak St., Massapequa, NY for **Fred Fuschetto Landscape Inc.**

MOTION to APPROVE with stipulations 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 Whalen	aye	
Trustee O'Neill	aye	
Motion Carried:	5 ayes	0 nays

Storage of Commercial Vehicle

Vincent Franco, 32 Marion Rd., Amityville, NY, for 2007 Carry Trailer (Black)

Vincent Franco, 32 Marion Rd., Amityville, NY for 2015 Homes Trailer (White)

Vincent Franco, 32 Marion Rd., Amityville, NY for 2016 Homes Dump Trailer (Black)

Vincent Franco, 32 Marion Rd., Amityville, NY for 2015 Homes Dump Trailer (Black)

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

Vote on Motion:

Mayor Siry	nay	
Deputy Mayor Smith	nay	
Trustee Bernius	nay	
Trustee Whalen	nay	
Trustee O'Neill	nay	
Motion Carried:	0 ayes	5 nay

**Vincent Franco**, 32 Marion Road., began by saying he recently moved to the Village and lost his storage yard in Long Beach. He said he is looking for a lot to move the trucks to but right now, his office is in his house and the equipment, when not a job site, is stored in his yard. He did state that he planned on having about 80 yards of gravel delivered to his residence to park the commercial vehicles as he received a violation for parking them on the grassy area. He continued to state he has plans to build a two-story garage attached to the home for storage of the vehicles and debris on his property. He is also looking to do an expansion on the house for additional storage.

**Christopher Plersch**, 22 Marion Road., commented that Mr. Franco has created a construction site. Mr. Franco told him in December that he would move the vehicles, but they are still there. He states when they are mobilizing, they block the entire street. He stated he pays taxes for a residential area; not commercial. He stated that Mr. Franco lied to him about his plans to move the trailers and trucks out.

**Lucille Deane**, 27 Marion Road, commented that the property looks like a commercial lot, it devalues the property. She stated Mr. Franco has construction vehicles started up at 5-5:30AM. She stated flood lights were installed and feels that it has become an unattractive nuisance.

Trustee Whalen clarified with Mr. Franco that given the Board's denial, the vehicles are not allowed to be stored on the property, reminding him that the property is zoned residential, not commercial.

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Taxicab Company License (Transfer)

John Tomitz, 390 Suffolk Ave. Islandia, NY 11749 for **JTE Enterprises Inc. d/b/a Lindys d/b/a LI Yellow Cab d/b/a Reliable**

MOTION to APPROVE with stipulations was made by Trustee O’Neill and seconded by Trustee Whalen

Vote on Motion:

Mayor Siry	aye
Deputy Mayor Smith	aye
Trustee Bernius	aye
Trustee Whalen	aye
Trustee O’Neill	aye
Motion Carried:	5 ayes 0 nays

Taxicab Driver’s License – Renewal

Janis L. Garrett, 14 Walnut St., Wyandanch, NY 11798 for **Lindys Taxi**  
Jesse L. McCall, Jr., P.O. Box 1487, Central Islip, NY 11722 for **Lindys Taxi**  
Tyrone Hines, 49 Brandon Ave., Amityville, NY for **Lindys Taxi**  
Anthony McFarland, 96 Tryconnell St., Amityville, NY for **Lindys Taxi**  
Ellen Holliday, 30 Leanore Dr., Farmingdale, NY for **Lindys Taxi**

MOTION to APPROVE the above applications with stipulations 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 Whalen	aye
Trustee O’Neill	aye
Motion Carried:	5 ayes 0 nays

Tow Truck License – Renewal

Peter Litvinoff, 91 Merrick Rd., for **Richmond Auto Body**

MOTION to APPROVE the above applications with stipulations 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 Whalen	aye
Trustee O’Neill	aye
Motion Carried:	5 ayes 0 nays

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Request from Deputy Treasurer

Request to approve abstract from Jan. 23, 2020 – February 5, 2020

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 Whalen	aye
Trustee O'Neill	aye

Motion Carried:        5 ayes            0 nays

Request from Clerk/Treasurer

Request by **James T. Kretz** and **Alison M. Brizzi**, of 305 Montauk Hwy Apt 1, Copiague, NY to use gazebo in Pearsall Park on Saturday, October 31, 2020, 1 p.m. to 3 p.m., for a wedding ceremony and photos (15-18 people and 4 or 5 cars)

MOTION to APPROVE the above with stipulations regarding parking was made by Trustee O'Neill and seconded by Trustee Whalen

Vote on Motion:

Mayor Siry	aye
Deputy Mayor Smith	aye
Trustee Bernius	aye
Trustee Whalen	aye
Trustee O'Neill	aye

Motion Carried:        5 ayes            0 nays

Request to pay **Louis K. Mclean Associates Engineers & Surveyors** for Invoice 25399 Traffic Study, Avalon Bay in the amount of \$3,250.00 (A1625.440)

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

Vote on Motion:

Mayor Siry	aye
Deputy Mayor Smith	aye
Trustee Bernius	aye
Trustee Whalen	aye
Trustee O'Neill	aye

Motion Carried:        5 ayes            0 nays

Request to pay **Bond, Schoeneck & King, PLLC** for Legal services rendered for December 2019 in the amount of \$4,104.00 (A1420.440)

MOTION to APPROVE was made by Trustee O'Neill and seconded by Trustee Whalen

Vote on Motion:

Mayor Siry	aye
Deputy Mayor Smith	aye
Trustee Bernius	aye
Trustee Whalen	aye
Trustee O'Neill	aye

Motion Carried:        5 ayes            0 nays

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Request to pay **GSB** for Supplemental Enhanced Cancer Rider effective 1/01/2020, invoice 166313116, customer C06427, in the amount of \$16,866.00 (A1910.430)

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 Whalen	aye
Trustee O'Neill	aye

Motion Carried:           5 ayes           0 nays

Request from Fire Department

Request to pay **ESO Solutions Inc.** for Invoice # INV00026738 – CAD integration, cardiac monitor, EM Suite w/QM & mobile, faxing capability in the amount of \$4,831.77 (A3410.450)

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 Whalen	aye
Trustee O'Neill	aye

Motion Carried:           5 ayes           0 nays

Request to pay **All American Awards Inc.** for Invoice #54376 – 15 Class (A) uniforms in the amount of \$7,738.54 (A3410.414)

MOTION to APPROVE was made by Trustee O'Neill and seconded by Trustee Whalen

Vote on Motion:

Mayor Siry	aye
Deputy Mayor Smith	aye
Trustee Bernius	aye
Trustee Whalen	aye
Trustee O'Neill	aye

Motion Carried:           5 ayes           0 nays

Request to pay **Independent General Contracting** for FD Memorial Plaza in the amount of \$48,260.00 (A3410.260)

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 Whalen	aye
Trustee O'Neill	aye

Motion Carried:           5 ayes           0 nays



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Request from Department of Public Works

Request to surplus and dispose of 2006 Crown Vic, Vin # 2FAHP71W77X101029 and 1999 GMC Ambulance, Vin #1GKEK13R7XJ781589

MOTION to APPROVE was made by Trustee Bernius and seconded by Trustee O'Neill

Vote on Motion:

Mayor Siry	aye
Deputy Mayor Smith	aye
Trustee Bernius	aye
Trustee Whalen	aye
Trustee O'Neill	aye
Motion Carried:	5 ayes 0 nays

Request to surplus and dispose of 2001 Chevy Tahoe, Vin #1GNE143T91529344 and 1999 Chevy Tahoe, Vin #1GNEK13RXXJ549166

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 Whalen	aye
Trustee O'Neill	aye
Motion Carried:	5 ayes 0 nays

Request to pay **Bangs Towing** for Ticket #6602 and 66097 in the amount of \$162.94 (HR5110.5)

MOTION to APPROVE was made by Deputy Mayor Smith and seconded by Trustee O'Neill

Vote on Motion:

Mayor Siry	aye
Deputy Mayor Smith	aye
Trustee Bernius	aye
Trustee Whalen	aye
Trustee O'Neill	aye
Motion Carried:	5 ayes 0 nays

Request to pay **Sprague** for 3000 gallons of gas in the amount of \$5,526.90 (A1625.410)

MOTION to APPROVE was made by Trustee Bernius and seconded by Trustee O'Neill

Vote on Motion:

Mayor Siry	aye
Deputy Mayor Smith	aye
Trustee Bernius	aye
Trustee Whalen	aye
Trustee O'Neill	aye
Motion Carried:	5 ayes 0 nays

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Resolutions

Resolution 20-02-10-01 regarding setting interest rate of unpaid taxes

Resolution 20-02-10-02 regarding publication of list of unpaid taxes

Resolution 20-02-10-03 regarding date of tax sale

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 Whalen            aye

Trustee O'Neill            aye

Motion Carried:            5 ayes                    0 nays

**Christopher Plersch**, 22 Marion Road., asked what the timeframe is for Mr. Franco at 32 Marion to remove the vehicles from the property. The Mayor advised tomorrow. Mr. Plersch asked about the 12-foot wide sliding gate, and why was the fence was allowed to be put up. Building Inspector Donato stated that he has already given Mr. Franco a violation for the fence, and that he must apply for a fence permit.

**Lucille Deane**, 27 Marion Road, commented that her son is awakened at 5AM when they start up trucks. She said Mr. Franco came in with a fleet of vehicles. The Mayor advised that the board would stay on top of it. Ms. Deane stated the property looks like a shanty town, with several chain link fences in the yard. She is concerned about the garage he plans to put up. Deputy Mayor Smith stated Mr. Franco must work within the Village and Building Code. Building Inspector Donato advised he has not yet received a building permit application for the garage. The Mayor stated that he will not be permitted to run a business out of there.

**Amy Plersch**, 22 Marion Road., commented that she appreciates the Board's assistance. She expressed concern about a two-story garage and black top driveway going in.

There being no additional comments from the Board or from the floor, a MOTION to ADJOURN was made by Trustee Whalen and seconded by Trustee O'Neill

Vote on Motion:

Mayor Siry                    aye

Deputy Mayor Smith       aye

Trustee Bernius            aye

Trustee Whalen            aye

Trustee O'Neill            aye

Motion Carried:            5 ayes                    0 nays

Meeting adjourned at 8:07 p.m.

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Catherine Murdock, Clerk/Treasurer