

**Board of Trustees
Minutes
August 23, 2021**

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

MEMBERS PRESENT: Mayor Dennis Siry, Trustee Whalen, Trustee O’Neill, Trustee Brooks
ALSO PRESENT: Village Attorney Bruce Kennedy
Clerk/Treasurer Catherine Murdock
Village Attorney Bruce Kennedy
Chief Bryan Burton
Chief Robert Waegerle
DPW Superintendent Bruce Hopper
Provisional Building Inspector Robert Hayes
Assistant to the Mayor Wendy O’Neill

Mayor Siry welcomed everyone to the Board of Trustees meeting and invited Chief Burton to conduct the Pledge of Allegiance. He noted that Deputy Mayor Smith was absent as he is travelling.

Mayor Siry acknowledged the Village was fortunate to avoid damage from the recent Hurricane (Henri) and he thanked the Village first-responders and Department of Public Works for their preparedness.

He announced the following events:

- Wednesday is the last night of Supper by the Bay at the Beach, with Ricky Roache playing.
- The Beach Blast for Village residents will be held on August 28th with live music from The Byrne Unit and fireworks at 9 p.m.
- Fridays on the Greene were a big hit this summer and this Friday, Andrew Issaaksen of Amityville Vintners will be there with locally produced wines, along with craft beers from Amity Ales. Tammi and Mike will be performing.
- Bay Village Civic Association Farmer’s Market will run through mid-October, Saturdays 9 a.m. to 1 p.m.
- On Tuesday, Aug. 31st the Village will conduct a candlelight vigil for International Overdose Awareness Day. He also stated that opioids continue to be a major problem. Please join us on the steps of Village Hall as we remember those we have lost.
- Saturday, Sept 11th will mark the 20th anniversary of the 9-11 attacks. Join us in memorial service at 9-11 Park on Broadway and the LIRR.

Mayor Siry then welcomed the Amityville Chelsea 2017 Soccer Team who went all the way to Colorado to the National championships and placed second in the country. He acknowledged their support of the parents and Mike Abbondandolo and Jose Escobar, and assistant coach Erik Reyes who are greatly appreciated for their efforts. He then presented proclamations to each player and coach.

He announced that Trustee Committee Reports will be deferred to the next meeting.

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Mayor's Actions:

Request to approve Board of Trustees Minutes from the July 22nd and August 5th, 2021 Board of Trustees Meetings

MOTION to APPROVE the July 22nd, 2021 Board meeting minutes and TABLE the August 5th, 2021 meeting minutes due to absences and insufficient quorum, was made by Trustee Whalen and seconded by Trustee Brooks

Vote on Motion:	Mayor Siry	aye
	Trustee Whalen	aye
	Trustee O'Neill	aye
	Trustee Brooks	aye
Motion Carried:	4 ayes	0 nays

Licenses

Automotive License (Renewal)

- a. Antonio Scoleri, **Auto-Topia, Inc.**, 233 Countyline Rd., Amityville, NY
- b. Rodolfo Guevara Torres, **Rudy Auto Repair**, 45 Burch Ave., Amityville, NY
- c. Zulfiqar Wareich, **ZRK Corp.**, 490 Broadway, Amityville, NY
- d. Dennis Hemmerly, **Vette Doctors**, 52 Elm Pl., Amityville, NY
- e. Kenneth Raab, **German Auto Repair Technicians**, 1 Elm Pl., Amityville, NY
- f. Salvatore Salamone, **A-1 Sal's Auto Repair**, 76 Merrick Rd., Amityville, NY
- g. David Azougi, **DMA Automotive**, 340 Merrick Rd., Amityville, NY
- h. Sean Persico, **Shining Star Collision, Inc.**, 370 Merrick Rd., Amityville, NY
- i. Yong Shen, **ZSL Inc.**, 318 Merrick Rd., Amityville, NY
- j. John Vigorito, Jr., **Security Dodge**, 315 Merrick Rd., Amityville, NY
- k. John Vigorito, Jr., **Security Dodge**, 344 Merrick Rd., Amityville, NY
- l. John Vigorito, Jr., **Security Dodge**, 345 Merrick Rd., Amityville, NY
- m. Ahmet Yildizel, **Albany Triangle Corp (Sunoco)**, 293 Broadway, Amityville, NY
- n. Andrew Peters, **Maple Place Auto Body**, 51 Maple Pl., Amityville, NY
- o. Hector Guzman, **Transmissions R US of NY**, 61 John St., Amityville, NY
- p. Michael Siegel, **Legend Auto**, 153 Merrick Rd., Amityville, NY
- q. Michael Siegel, **Legend Auto**, 158 Merrick Rd., Amityville, NY
- r. Harald Hejna, **Amityville Foreign Auto**, 105 Merrick Rd., Amityville, NY
- s. Peter Litvinoff, **Richmond Auto Body**, 91 Merrick Rd., Amityville, NY
- t. Peter Litvinoff, **77 Merrick Road Realty LLC**, 77 Merrick Rd., Amityville, NY
- u. Ousama Iabokaphe, **Sammy's Auto Repair**, 64 Merrick Rd., Amityville, NY
- v. Thomas A. Nuss, **Bang's Collision, Inc.**, 27 Elm Pl., Amityville, NY
- w. Mohammad Noori, **PW Auto Center Inc.**, 10 Maple Pl., Amityville, NY

MOTION to APPROVE all 23 automotive licenses (Agenda items a. through w.) with corresponding stipulations was made by Trustee Whalen and seconded by Trustee O'Neill. The Board included the stipulation for agenda item k. **Security Dodge**, 344 Merrick Rd, the applicant.be required to go the Planning Board for a site plan review

Vote on Motion:	Mayor Siry	aye
	Trustee Whalen	aye
	Trustee O'Neill	aye
	Trustee Brooks	aye
Motion Carried:	4 ayes	0 nays

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On-Street Parking

Jarrold Allen, 136 Oldfield Ave., Amityville, NY

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

Vote on Motion:	Mayor Siry	aye
	Trustee Whalen	aye
	Trustee O'Neill	aye
	Trustee Brooks	aye
Motion Carried:	4 ayes	0 nays

Carting License Renewal

- a. **Winter Bros. Hauling of Long Island, LLC**, 120 Nancy St., West Babylon, NY 11704
- b. **National Waste Services LLC** 1 Jem Court, Bay Shore, NY 11706
- c. **Long Island Waste Services LLC**, 390 N. Broadway Suite 220 Jericho, NY 11753

MOTION to APPROVE all three applications (a. through c.) was made by Trustee O'Neill and seconded by Trustee Brooks

Vote on Motion:	Mayor Siry	aye
	Trustee Whalen	aye
	Trustee O'Neill	aye
	Trustee Brooks	aye
Motion Carried:	4 ayes	0 nays

Request from Deputy Treasurer

Request to approve abstract from August 5th, 2021 – August 18th, 2021

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

Vote on Motion:	Mayor Siry	aye
	Trustee Whalen	aye
	Trustee O'Neill	aye
	Trustee Brooks	aye
Motion Carried:	4 ayes	0 nays

Request from Clerk/Treasurer

Request from **Jeanne Rosser**, 35 Bennett Pl, Amityville, NY for reimbursement of beach pavilion rental fee of \$150.00 due to cancelled event on 9/1/21

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

Vote on Motion:	Mayor Siry	aye
	Trustee Whalen	aye
	Trustee O'Neill	aye
	Trustee Brooks	aye
Motion Carried:	4 ayes	0 nays

Request from **Tim McManus** for use of Pearsall Park for family wedding photos on Friday, Oct. 8, 2021, at approximately 3:15 p.m.

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

Vote on Motion:	Mayor Siry	aye
	Trustee Whalen	aye
	Trustee O'Neill	aye
	Trustee Brooks	aye
Motion Carried:	4 ayes	0 nays

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Request from Corinne Amico for the **Kiwanis Club of Amityville** to authorize a rain date of Sept. 25th, 2021 for a Craft Fair/Flea Market at the Beach Pavilion, previously approved for Sept. 18th, 10 a.m. to 3 p.m.

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

Vote on Motion:	Mayor Siry	aye
	Trustee Whalen	aye
	Trustee O'Neill	aye
	Trustee Brooks	aye
Motion Carried:	4 ayes	0 nays

Request to pay **Total Technology Solutions** for Invoice #71099 for monthly billing for Sept. 2021 in the amount of \$4,148.83 (A1625.440)

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

Vote on Motion:	Mayor Siry	aye
	Trustee Whalen	aye
	Trustee O'Neill	aye
	Trustee Brooks	aye
Motion Carried:	4 ayes	0 nays

Request from **Erica Reichlin** of **Cornucopia** for permission to use the Village gazebo area on Park Ave. for "Tarot & Noshes at the Gazebo" on Thurs., Sept. 23rd, from 5:30 to 9 p.m. and "Amityville's Park After Dark 2nd Annual Spooky Faire" on either Oct. 22nd or 29th.

MOTION to APPROVE "Tarot and Noshes" event and require a certificate of insurance naming the Village as coinsured/additional insured; and to TABLE the second request for "Park After Dark Spooky Faire" until Village events can be planned, was made by Trustee O'Neill and seconded by Trustee Brooks

Vote on Motion:	Mayor Siry	aye
	Trustee Whalen	aye
	Trustee O'Neill	aye
	Trustee Brooks	aye
Motion Carried:	4 ayes	0 nays

Request from Michele Batista for **Amityville Soccer League** to conduct soccer practices and games at James A. Caples field and Loudon Avenue field, Mondays through Fridays, 3:30 p.m. to 7 p.m. and Saturdays and Sundays from 9 a.m. to 4 p.m. from Sept. 1st through Nov. 30th

MOTION to APPROVE with stipulation that the league must notify families that parking at boat ramp is prohibited was made by Trustee Whalen and seconded by Trustee Brooks

Vote on Motion:	Mayor Siry	aye
	Trustee Whalen	aye
	Trustee O'Neill	aye
	Trustee Brooks	aye
Motion Carried:	4 ayes	0 nays

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Request from Stella Franzese, of **Total Community Management Corp.**, 2375 Bedford Ave., Belmore, NY 11710 to permit residents of Timber Ridge at Amityville, HOA, (Victoria Drive, Amityville) to park their vehicles overnight at the James A. Caples Park North Ball Field during the paving of their community's roads, starting Sept. 21st for a period of approximately three weeks. They also request additional police patrols during that time..

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

Vote on Motion:	Mayor Siry	aye
	Trustee Whalen	aye
	Trustee O'Neill	aye
	Trustee Brooks	aye
Motion Carried:	4 ayes	0 nays

Request from **Amityville PBA** to hold the Annual Thomas H. Smith Ragamuffin parade, Saturday, Oct. 23, 2021 at 10 a.m., with rain date on Sunday, Oct. 24th, 2021, starting at 9/11 Memorial Park, South to Broadway, to Park Ave., Ireland Pl., ending at north field of the Park Ave. School.

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

Vote on Motion:	Mayor Siry	aye
	Trustee Whalen	aye
	Trustee O'Neill	aye
	Trustee Brooks	aye
Motion Carried:	4 ayes	0 nays

Request from **Rotary Club of Amityville** to close Park Avenue between Ireland Place & Wanser Place, and Ireland Place between Broadway and the municipal lot entrance, for the Annual Apple Festival, Saturday, October 2, 2021, between 7 a.m. and 5 p.m.

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

Vote on Motion:	Mayor Siry	aye
	Trustee Whalen	aye
	Trustee O'Neill	aye
	Trustee Brooks	aye
Motion Carried:	4 ayes	0 nays

Request from Police Department

Request to pay **Richmond Auto Body** for Car 10 Repair in the amount of \$6,504.94 (A3120.231)

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

Vote on Motion:	Mayor Siry	aye
	Trustee Whalen	aye
	Trustee O'Neill	aye
	Trustee Brooks	aye
Motion Carried:	4 ayes	0 nays

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Request to pay **Total Technology Solutions** for September services in the amount of \$3,306.50 (A3120.261)

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

Vote on Motion:	Mayor Siry	aye
	Trustee Whalen	aye
	Trustee O'Neill	aye
	Trustee Brooks	aye
Motion Carried:	4 ayes	0 nays

Request to pay **Tritech Software Systems** for annual software maintenance for Impact in the amount of \$12,203.10 (A3120.261)

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

Vote on Motion:	Mayor Siry	aye
	Trustee Whalen	aye
	Trustee O'Neill	aye
	Trustee Brooks	aye
Motion Carried:	4 ayes	0 nays

Request from Fire Department

Request to pay **LI Proliner Inc.** for Invoice 23265 5/2020 on 1990 Pierce Pumper Vin #0270 in the amount of \$15,635.67 (A3410.231)

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

Vote on Motion:	Mayor Siry	aye
	Trustee Whalen	aye
	Trustee O'Neill	aye
	Trustee Brooks	aye
Motion Carried:	4 ayes	0 nays

Request to pay **Coastal Fire Systems Inc.** for Invoice #330782 thermal camera kit, truck charger, lanyard, radio strap in the amount of \$3,258.00 (A3410.250)

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

Vote on Motion:	Mayor Siry	aye
	Trustee Whalen	aye
	Trustee O'Neill	aye
	Trustee Brooks	aye
Motion Carried:	4 ayes	0 nays

Request from Department of Public Works

Request to pay **Omni Recycling of Babylon** for 42.37 tons of C&D and tire recycling in the amount of \$4,363.11 (A8160.442)

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

Vote on Motion:	Mayor Siry	aye
	Trustee Whalen	aye
	Trustee O'Neill	aye
	Trustee Brooks	aye
Motion Carried:	4 ayes	0 nays

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Request from the Tax Assessor

Request to approve a commercial tax settlement for the following properties (A1930.440)
(SC Tax Map & Address)

SCTM#101/5/9/16	127 Broadway	Total Refund (2016/17 through 2021/22)	\$900
SCTM#101/5/8/28.001	187 Broadway	Total Refund (2008/09 through 2021/22)	\$4,000

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

Vote on Motion:	Mayor Siry	aye
	Trustee Whalen	aye
	Trustee O'Neill	aye
	Trustee Brooks	aye
Motion Carried:	4 ayes	0 nays

Public Hearing

A Public Hearing for Introductory Local Law No. 3 of the year 2021 to opt out of licensing and establishing retail cannabis dispensaries and on-site cannabis consumption establishments within the Village of Amityville pursuant to §131 of the Cannabis Law

MOTION to OPEN the Public Hearing was made by Trustee Whalen and seconded by Trustee O'Neill

Vote on Motion:	Mayor Siry	aye
	Trustee Whalen	aye
	Trustee O'Neill	aye
	Trustee Brooks	aye
Motion Carried:	4 ayes	0 nays

Village Attorney Bruce Kennedy explained the proposed law and noted that if the Village does not opt out by passing a local law by December 31, 2021 it will automatically be subject to the New York State law. The local law is subject to a permissive referendum and the Board of Trustees has decided to call for such referendum on its own motion instead of requiring residents to file a petition for such referendum because of the complicated requirements for filing a timely petition. Mayor Siry pointed out that if the Village opts out and prevents retail cannabis dispensaries and on-site cannabis consumption establishments, it can always opt back in if it wishes.

Mayor Siry then invited the public to comment on the issue.

Public Commentary:

Christopher Garvey, 16 Nicol Ave., Amityville, NY gave background and history on cannabis and voiced the opinion that marijuana has benefits.

Jack Magnani, 75 Meadow Lane, Amityville, NY believes marijuana to be a gateway drug and does not want to see establishments in the Village, saying he has seen too many drug overdoses.

Mr. Kennedy pointed out that the law would only apply to retail sales in outlets in the Village and does not affect usage or possession by residents.

Mayor Siry and Trustee O'Neill commented that people have differing opinions and the community will have the opportunity to decide the matter.

In another matter, **Joan Donnison**, 165 S. Ketcham Ave., Amityville, NY asked for clarification that Security Dodge will need to go to the Planning Board to determine how cars will be parked, etc. Mayor Siry confirmed that would be the case.

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There being no further agenda items, comments, or discussions:

MOTION to CLOSE the Public Hearing and Reserve Decision until the next meeting was made by Trustee Whalen and seconded by Trustee O'Neill

Vote on Motion:	Mayor Siry	aye
	Trustee Whalen	aye
	Trustee O'Neill	aye
	Trustee Brooks	aye
Motion Carried:	4 ayes	0 nays

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

Vote on Motion:	Mayor Siry	aye
	Trustee Whalen	aye
	Trustee O'Neill	aye
	Trustee Brooks	aye
Motion Carried:	4 ayes	0 nays

Meeting adjourned at 8:18 a.m.

Catherine C. Murdock
Clerk/Treasurer