

**Board of Trustees
Minutes
August 13, 2018**

Meeting called to order at 7:30 pm

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

ALSO PRESENT: Chief of Police, Glenn Slack
First Assistant Fire Chief, David Hegarty
Building Code Enforcer Bryan Donato
Superintendent of DPW, Bruce Hopper
Clerk Treasurer, Catherine Murdock
Assistant to the Mayor, Wendy O'Neill

Mayor Siry welcomed everyone to the August 13, 2018 meeting of the Board of Trustees

The Salute to the Flag was led by Chief Slack.

Clerk/Treasurer read a message from Trustee Jessica Bernius regretfully informing the Board that her absence from the meeting was due to an out of town celebration of her brother's milestone 80th birthday.

Mayor Siry requested to approve the minutes from the March 26, 2018 and July 23, 2018 Board of Trustees meeting minutes.

MOTION to APPROVE the March 26 and July 23, 2018 Board of Trustees minutes was made by Deputy Mayor Smith, seconded by Trustee Whalen.

Vote on Motion to approve minutes for March 26, 2018 meeting:

	Mayor Siry	aye
	Deputy Mayor Smith	aye
	Trustee LaLota	aye
	Trustee Whalen	aye
Motion Carried:	4 ayes	0 nays

Vote on Motion to approve minutes for July 23, 2018 meeting:

	Mayor Siry	aye
	Deputy Mayor Smith	aye
	Trustee LaLota	abstain
	Trustee Whalen	aye
Motion Carried:	3 ayes	1 abstain

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Mayor's Actions:

Following the retirement of two police officers this year, Mayor Siry announced the hiring of two new Amityville Police Officers.

Chief Slack introduced two lifelong residents who are joining the Department. First to be sworn in was Robert Antonellis, age 23, who is a part of the Phanemiller family, longtime residents and business owners in Amityville. For the past year and a half, he was with the New York City Police Department.

Mayor Siry swore in Robert Antonellis.

Mayor Siry then introduced Paul Schmidt, who he noted is an outstanding citizen, and someone who puts 150% into everything he does. Chief Slack noted that Schmidt, age 31, has close to two years of experience with NYPD, most recently as a member of the Transit Police anti-terrorism unit.

Mayor Siry then swore in Police Officer Paul Schmidt.

Vote on Motion to approve the appointment of Robert Antonellis and Paul Schmidt to the position of Police Officer was made by Trustee Thomas Whalen and was seconded by Deputy Mayor Kevin Smith

MOTION to APPROVE was made by Trustee Thomas Whalen, seconded by Deputy Mayor Kevin Smith.

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

Motion Carried: 4 ayes 0 nays

Next, Mayor Siry announced the promotion of Amityville Police Officer Frank Caramanica to Sergeant, a rank that has had a vacancy for a while. It was a difficult decision but Officer Caramanica was the final choice as he scored number-one on the test.

Chief Slack stated that Officer Caramanica, previously worked in Georgia in federal law enforcement with the Department of Treasury. He also comes from a family of law enforcement officers and is a much-welcomed and needed addition to the rank of sergeant.

MOTION to APPROVE the promotion of Officer Frank Caramanica to Sergeant was made by Trustee Thomas Whalen, seconded by Deputy Mayor Kevin Smith.

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

Motion Carried: 4 ayes 0 nays

Mayor Siry invited Rev. Randolph Jon Geminder of St. Mary’s Episcopal Church to offer a blessing to the new sergeant and new officers.

There being no further “Mayor’s Actions.” Mayor Siry continued with the items on the agenda.

Resolution

Resolution 18-08-13-02 **ratifying the contract for Amityville Police Department Chief Glenn Slack** who has been without a contract since July 2017. This contract has been worked on for more than a year and it is based on a formula that has been used on Long Island to establish salaries for chiefs.

MOTION to APPROVE Resolution 18-08-13-02 was made by Trustee Thomas Whalen, seconded by Deputy Mayor Kevin Smith.

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

Motion Carried: 3 ayes 1 nay

Chief Slack thanked the Mayor and the Board for working for over a year to negotiate the contract.

Chief Slack took a moment to explain that the department has been understaffed without a second in command. He said, “There is no other police department in NY State, small or large, that doesn’t have a second in command. Malverne has two second in commands and they are a smaller jurisdiction and department.” He estimated this manpower savings to be over \$2 million, however, he said, overtime has doubled every year for the last three years.

Licenses:

Automobile License – Renewal

- a. Dennis Hemmerly for **V.D. Performance**, Inc., 52 Elm Pl, Amityville (public garage)
- b. Chris LaRosa for **Dependable Repair**, 163 Dixon Ave., Amityville (public garage)

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- c. Chris LaRosa for **Dependable Repair**, 18 Ranick Dr. West, Amityville (public garage)
- d. Matthew Van Florcke for **East Side Collision of LI, Inc.**, 60 Sprague Ave., Amityville (auto collision works)
- e. John Lauria for **Coastal Collision & Towing, Inc.**, 9 DeForest St., Amityville (auto collision works)
- f. Harold Hejna for **Amityville Foreign Auto**, 105 Merrick Rd., Amityville (public garage)
- g. Zulifqiar Wariech for **ZRK Corp.**, 490 Broadway, Amityville (gasoline filling station)
- h. David Azougi for **DMA Automotive**, 340 Merrick Rd., Amityville (auto collision works & public garage)
- i. Ernie Caramanico for **Amityville Firestone**, 252 Broadway, Amityville (public garage)
- j. Kenneth Raab for **German Auto Repair Tech, Inc.**, 1 Elm Pl., Amityville (public garage)
- k. Shen Yong for **ZSL Inc.**, 318 Merrick Rd., Amityville (gasoline filling station)
- l. Manuel A. Campos for **Alfredo and Sons, Inc.**, 49 Sprague Ave., Amityville (auto collision works)
- m. Mohammadh Noori for **PW Auto Center, Inc.**, 10 Maple Pl., Amityville (auto collision works & automotive sales)

MOTION to APPROVE (licenses a. through m. on the agenda) was made by Deputy Mayor Kevin Smith, seconded by Thomas Whalen.

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

Carting License

- a. Hugo A. Gusman and Jose Martinez for **Jamaica Ash & Rubbish Removal Co., Inc.**, 172 School St., Westbury, N.Y.
- b. Elias Campos and Eric V. Turcios for **Westbury Paper Stock Corp.**, 173 School St., Westbury, N.Y

MOTION to APPROVE the two licenses was made by Trustee Thomas Whalen, seconded by Trustee Nick LaLota

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

Landscaper License – Renewal

Peter Maseroni for **BKP Landscape & Gardening, Inc.**, 678 Franklin Ave.,
Massapequa, N.Y.

MOTION to APPROVE was made by Trustee Nick LaLota and was seconded by Deputy
Mayor Kevin Smith

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

Storage of Trailer – New

Tabled application from 7/23/18 Board of Trustees Meeting for **Carmen Powell**, 38 Lake
St., Amityville (two trailers to house displaced persons)

Discussion from the floor began with Glenn Nugent, Esq., attorney for the applicant who reminded the Board the trailers were placed on the property to house Ms. Powell and relatives, who are US citizens, and who lost their homes in Puerto Rico during Hurricane Maria. He stated that the applicant wishes to amend her application, reducing it from two trailers to one trailer, as two of the relatives relocated out of state.

Mayor Siry and the Board noted there is a humanitarian side of this issue – to assist a Village resident’s family - but restated their safety concerns, especially the electrical situation and any heating elements that might be used as the weather gets cooler. Deputy Mayor Smith pointed out that approving this request this would set a precedent and it is a different situation from Hurricane Sandy when homeowners were approved to live in trailers with safe sewer and electrical hookups.

Janet Colletti, 17 Wellington Place, voiced opposition, saying the neighborhood is not a trailer park or campground, and it is unsafe. She was displeased that Ms. Powell did not explore other options and fears that short-term approval might turn into a longer term situation.

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Donelle Cronin, 32 Mole Place, expressed concern about safety and liability for the Village, should there be a fire and volunteer firefighters or others are injured.

Lani Yeswoit, 25 Wellington Place, strongly objected to the application and agreed this is a different situation than Hurricane Sandy.

Joseph LaManna 127 Richmond Ave., commented that his family welcomed members of his extended family into their home temporarily without trailers and this should be a possibility for the Powell family.

Mayor Siry stated that Ms. Powell has also erected an illegal 6-foot fence on her property which requires a permit.

Trustee LaLota called for the Village and neighbors to be compassionate and asked if it was feasible for the downstairs tenant to be vacated in favor of Ms. Powell's family's housing needs. He also suggested he would favor a 3 to 6 month approval if it were agreed that the renter would be vacated.

Mayor Siry reiterated his humanitarian concerns but said that the concerns of the Village also had to be considered. Ms. Powell was advised to check into all the funding and assistance options available to her family, such as Social Services and Catholic Charities for rental of an apartment or food assistance.

MOTION to DENY was made by Trustee Thomas Whalen and was seconded by Deputy Mayor Kevin Smith.

Vote on Motion:	Mayor Siry	aye
	Deputy Mayor Smith	aye
	Trustee LaLota	nay
	Trustee Whalen	aye
Motion Carried:	3 ayes	1 nay

Storage of Trailer - Renewal

Christopher Pearson, 109 Carman Pl., Amityville (for storage of trailer at 249 Broadway, Amityville).

Building Inspector Bryan Donato has been to the site and there are construction materials being stored on the property, however, there are no current violations.

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MOTION to TABLE was made by Trustee Thomas Whalen, seconded by Trustee Nick LaLota (pending discussion with Mr. Pearson regarding noncompliance with Zoning Board of Appeal's stipulations)

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

Taxicab Driver's License-Renewal

Michael High, 78 Meister Blvd., Freeport, NY for **Lindy Taxi**

MOTION to APPROVE was made by Deputy Mayor Kevin Smith, seconded by Trustee Nick LaLota

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

Permit to Use Public Property

Henry C. Tomlinson, P.O. Box 1009, Amityville for **Knights of Columbus** to use Library parking lot, September 12th, 2018, 8:30 AM to 5:30 PM for a Senior outing

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

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

Dana Jarry for **Afterglow Yoga**, 11 Broadway, to use Kiwanis Park for Sunset Yoga & Picnic in the Park, 8/17/18 7 PM to 8:30 PM

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

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

Motion Carried: 4 ayes 0 nays

Dean Montalbine for **Mercedes Benz of Massapequa** to use lighted softball field at James Caples Memorial Park for a game, 8/16/18, from 7 pm. to 11 p.m.

MOTION to APPROVE was made by Deputy Mayor Smith, 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

Request from Clerk/Treasurer:

Request to pay **Nelson & Pope** for Grant Writing Assistance in the amount of \$9,335.75. (A1410.440)

Grant writing is for Urban Forestry of New York State tree inventory project and other grants, i.e. downtown revitalization and other initiatives.

MOTION to APPROVE was made by Deputy Mayor Smith, 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

Request to pay **Nelson & Pope** for LED Street Light Conversion in the amount of \$23,502.50. (A1410.440)

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

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

Request to pay **Intercounty Paving Associates, LLC**, for final claim for asphalt paving, in the amount of \$54,216.56 (HR5110.400)

MOTION to APPROVE was made by Trustee LaLota, 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

Request for Mayor to sign **Index Lump Sum Snow & Ice Agreement (SIAE) 2018/2019** Season Year.

MOTION to APPROVE with a change to be made to the invoice period, from 2016-17 season to 2018-19 season was made by Trustee Whalen, seconded by Trustee Nick LaLota

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

Request from **Anthony Manfredi**, 100 Ireland Pl., for a refund of Amityville Beach Pavilion User Fee of \$150 due to cancellation in advance of scheduled event on 8/19/18 (A2025)

MOTION to APPROVE was made by Trustee LaLota, seconded by Deputy Mayor Smith

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

Request by **Ahmadiyya Movement in Islam** for relaxed parking restrictions at its mission house, at 64 Union Avenue, permitting parking on both sides of Union Avenue, on Wednesday, August 22, from 9:30 AM to 2:30 PM (to accommodate parking during the second of the congregation's two holidays, Eid-ul-Adhia).

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MOTION to APPROVE with the stipulation that only north side of the street to be used for parking with additional parking in St. Martin's school lot, was made by Deputy Mayor Smith, 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

Request from Village Assessor

Request to approve 2017 Small Claims Cases and amend 2018/2019 tax bills reflecting a reduction of \$256.89 for **Franklin J. Chichester**, 274 So. Ketcham Ave., Amityville (A1930.440)

MOTION to APPROVE was made by Deputy Mayor Smith, 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

Request to approve 2017 Small Claims Cases and amend 2018/2019 tax bills reflecting a reduction of \$639.75 for **Naresh Persaud and Julie Basdeo**, 44 Towne St., Amityville (A1930.440)

MOTION to APPROVE was made by Trustee LaLota, seconded by Deputy Mayor Kevin Smith

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

Request to approve 2017 Small Claims Cases and amend 2018/2019 tax bills reflecting a reduction of \$193.55 for **Richard Hunt**, 143 Bayview Ave., Amityville (A1930.440)

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

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

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Request from Department of Public Works

Request to pay **First National Bank Omaha** in the amount of \$4,398.35. (A3310.419; A5010.411; A1622.460; A1623.460; A5110.241; A5110.419; A7140.201)

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

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

Request to pay **Sprague** for 2,293 gallons of gas in the amount of \$4,923.76 (A1625.410)

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

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

Request to pay **Global Montello Group Corp.** for 1,500.1 gallons of diesel in the amount of \$3,370.87 (A1625.410)

MOTION to APPROVE was made by Trustee LaLota, 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

Request to pay **Sprague** for 3,000 gallons of gas in the amount of \$6,684.90 (A1625.410)

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

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

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Resolution 18-08-13-01

Resolution

Resolution 18-08-13-01 determining unsafe building at 45 Gaylore Drive West, Amityville

RESOLUTION

No 18-08-13-01

Resolution Determining Unsafe Building at 45 Gaylore Drive West, Amityville, NY

WHEREAS, Chapter 51 of the Code of the Village of Amityville establishes a procedure for the securing, repairing, demolition or removal of unsafe buildings within the Village, and

WHEREAS the Code Enforcement Officer has made an inspection of the one family dwelling located at 45 Gaylore Drive West, Amityville, NY, and has submitted a written report to the Board of Trustees that said dwelling is unsafe in accordance with §51-3 of such Code, and

WHEREAS, the Board of Trustees is authorized by §51-4 of said Code to determine by Resolution based on such report that said building is unsafe, and to order the necessary corrective action, and to further order that a Notice of such determination be served upon the owner of record and any other person having a vested interest in the premises, together with a filing of said Notice with proof of service with the Suffolk County Clerk, and

WHEREAS, said Notice shall also set a time and place for a public hearing where the owner, and any other occupant or interested person shall have an opportunity to be heard, as to why such building shall not be determined to be unsafe and whether it should be secured, repaired, demolished or removed,

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

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1) The Board of Trustees hereby determines based on the report of the Code Enforcement Officer, dated June 4, 2018 that the one family dwelling located at 45 Gaylore Drive West, Amityville, NY is unsafe pursuant to §51-2.1 of the Code of the Village of Amityville.

2) The Board of Trustees hereby orders Christopher J. Arnzen and Julie Arnzen, the owners of record of said premises, to secure, board up and repair said dwelling, in accordance with such Report, or to demolish and remove such dwelling.

3) The Board of Trustees hereby orders that a Notice in accordance with §51-4 of said Code be prepared, served by personal service or registered mail upon Christopher J. Arnzen and Julie Arnzen and filed with proof of service with the Suffolk County Clerk pursuant to §51-6 of such Code.

4) The Board of Trustees further orders that a copy of said Notice be posted at the subject premises.

5) The Board of Trustees further orders that a public hearing be scheduled for September 24, 2018 at 7:30 pm at Village Hall, 21 Ireland Place, Amityville, NY at which time the owner of record, any occupant of the subject premises and any other interested person will have the right to be heard as to why said building shall not be declared to be unsafe, and an order issued that said structure be secured, boarded up, repaired, demolished or removed.

This Resolution shall be effective immediately.

On Motion by Trustee Whalen, seconded by Deputy Mayor Smith, the Resolution was adopted by the following vote:

Mayor Siry	aye
Deputy Mayor Smith	aye
Trustee Bernius	absent
Trustee LaLota	aye
Trustee Whalen	aye

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Resident **Loretta Weber**, 25 Victoria Dr., and resident **Don Signorelli**, 20 Victoria Drive, spoke to the need to raise the drain in the corner portion of South Bayview Ave. Per the engineer who is working on the project, the new valves/drains will clog with sand within six months unless the drain and the road are elevated. Mayor Siry noted this would not be included in the scope of work of the GOSR grant, however, he will contact the engineer for a rough cost estimate.

Betty Small of 48 Gaylore Drive W. thanked the Board for listening to the local residents and taking action regarding the vacant home on their street.

Lauryn Haffner, 294 South Bayview Ave., asked what the plan is to deal with Security Dodge given their improper use of their properties. Mayor Siry and the Building Inspector said they will issue summonses and talk to the owners to get cars off the property.

Janet Colletti, of 17 Wellington Place, asked about following up with the Powell family trailers to ensure they don't stay in there through the winter months. Mayor Siry said the Village will follow up but give them some leniency to give them time to get moving. Ms. Colletti also asked to have summonses issued for garbage in the driveway of 57 Oak St., next to St. Martin's school, as well as illegal storage of a trailer and multiple cars. For over 5 years the house has been an eyesore. She stated that 109 Oak St. has a flatbed trailer parked illegally on the residential property.

Mayor Siry suggested the Police Department will make inspections on the night tour.

There being no more comments from the floor or Board:

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

Mayor Siry	aye
Deputy Mayor Smith	aye
Trustee LaLota	aye
Trustee Whalen	aye

Motion Carried:	4 ayes	0 nays
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Meeting adjourned at 9:23 pm

Catherine Murdock, Clerk/Treasurer