

**Board of Trustees
Minutes
July 22, 2019**

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

MEMBERS PRESENT: Mayor Siry, Deputy Mayor Kevin Smith, Trustee O'Neill

ALSO PRESENT: Building Inspector, Bryan Donato
 Clerk/Treasurer, Catherine Murdock
 Assistant to the Mayor, Wendy O'Neill

Fire Chief Leland Greey led the group in the Pledge of Allegiance.

Mayor Siry reported that Trustee Bernius was unable to attend for medical reasons and Trustee Whalen was out of state. He also congratulated DPW Superintendent Bruce Hopper, who was absent, on the birth of his third grandchild.

Mayor Siry welcomed everyone to the July 22, 2019 Board of Trustees Meeting and invited Deputy Mayor Kevin Smith to give an update on upcoming events taking place in the Village, including the Farmer's Market on Saturday, at 9/11 Park on Broadway.

Mayor Siry asked residents to sign up for updates and alerts by visiting the Village website, Amityville.com.

The Mayor announced that with only three Board members present, anyone going before the Board with an agenda item this evening has the option of postponing their appearance. All opted to be heard.

The Trustees presented their Committee Reports, which were as follows:

- Trustee O'Neill reported on **Dept. of Public Works**: In addition to setting up and maintaining the beach and weeding and cutting grass, they assisted the contractor with the paving of the beach parking lot. The crews also handled the set up and breakdown for events (July 3rd Celebration/July 4th Parade/Soldier Ride). They repaired the garage at 9/11 park, replaced fencing at the Cedar Street Cemetery, painted crosswalk striping on Park Ave. and yellow curbs in the Village. They replaced deck boards at the dock at Nautical Park, repaired a storm drainpipe on Edison Avenue and Shore Rd., and are installing a storm basin on Cottage Place. On July 18, they also responded to a failed electric motor in the Village Hall basement mechanical room.
- Trustee O'Neill reported on the **Justice Court**: which had a total revenue reported to the State of \$30,416.00, including \$ 8,060.00 in Parking Violations. 130 charges were processed for penal, criminal vehicle and traffic offenses, 129 parking tickets were processed, of which 86 were collected. Bail was ordered, posted, collected and processed on 6 cases in the amount of \$3,000.00.
- Deputy Mayor Smith reported on the **Building Department**: Revenue: \$23,956.80; 32 Total Permits Issued, 21 (Building & Plumbing) 11 other (rental/fence/sign, etc.); 36 Violations Issued; Approximately 1/3 of the violations issued came directly from Quality of Life patrols. Two clean ups were ordered and performed by DPW; 21 cases are open/pending follow up; there were 4 summonses and 59 parking tickets given. The Fire Marshal completed 18 annual/triennial inspections and issued 2 permits for Fire Suppression Equipment. It was noted that the Quality of

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Life Officers have circulated notices to each business along Broadway, Park Ave. and Merrick Rd. to improve property maintenance and walkability along the Downtown Corridor.

- Deputy Mayor Smith reported on **Amityville Police Department**: For the month of June there were 14 arrests, 537 blotters, 45 cases, 123 citations, 92 medical aided and 36 traffic accidents.

Mayor Siry announced the Swimming and Sailing Lesson season runs through August 9, and encouraged all to enjoy the Wednesday “Supper By The Bay” events at the beach, which he said is a great night. On August 24th, there will be a Beach Blast with music and fireworks for Village residents, family and friends.

Mayor’s Actions

The Mayor then introduced the Mayor’s actions, starting with approval of Board of Trustee Meeting minutes. The Board will defer a vote on the June 24, 2019 and July 2, 2019 Meeting minutes due to a lack of a quorum (due to absences and abstentions).

Mayor Siry also elaborated that the smoke conditions in Village Hall last Thursday were caused by a pump motor that burned out in the HVAC system. That pump was repaired, and the conditions returned to normal. Returning to the Mayor’s Actions the following were voted upon.

Upon Mayor Siry’s request, appoint Sheila Schroeder, Marilyn Brous, Patrice (Pat) O’Neill to the **Senior Citizen Commission**, for a period of one year, and accept the resignation of Fran Prudente, Terry Cardinale, and Theresa Smith.

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 O’Neill	aye
Motion Carried:	3 ayes	0 nays

Mayor Siry requested to hire Amanda Irizarry, 22 Raider St., W. Babylon, as a call-in EMT/Paramedic in the amount of \$21.50 per hour, increasing to \$22 per hour after a 3 month probation period and approve waiver of residency.

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

Vote on Motion:	Mayor Siry	aye
	Deputy Mayor Smith	aye
	Trustee O’Neill	aye
Motion Carried:	3 ayes	0 nays

Mayor Siry requested to hire Hire Johnatan Blanchard, 37 Brefni St., Amityville, NY as a seasonal laborer at the hourly rate of \$14.00.

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 O’Neill	aye
Motion Carried:	3 ayes	0 nays

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Approve a salary increase for Emily Voigt effective 8/8/19 from \$12.00/hr. to \$13.00/hr. (replacing head lifeguard)

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 O'Neill	aye

Motion Carried:	3 ayes	0 nays
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With no further Mayor's Actions, the Mayor presented the agenda items.

License:

Automotive License – Renewal

John Giamarino, 76 Merrick Rd., for **Amity Bay Auto Sales Ltd.**

Salvatore Salamone, 76 Merrick Rd., for **A-1 Sal's Auto Repair**

MOTION to APPROVE above two license renewals was made by Deputy Mayor Smith and seconded by Trustee O'Neill

Vote on Motion:	Mayor Siry	aye
	Deputy Mayor Smith	aye
	Trustee O'Neill	aye

Motion Carried:	3 ayes	0 nays
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Cabaret License – New

Luis E. Bermeo of **Sophia Italian Bistro**, 71 Merrick Rd., Amityville

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 O'Neill	aye

Motion Carried:	3 ayes	0 nays
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Landscaper License – New

Dennis Stein, 146 East Main St., East Islip, NY for **Skeeter Dens LLC, dba Mosquito Joe**

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 O'Neill	aye

Motion Carried:	3 ayes	0 nays
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Landscaper License -Renewal

Hector Avalos for **Hector Services**, 214 Tree Ave., Central Islip, NY

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 O'Neill	aye

Motion Carried:	3 ayes	0 nays
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Storage of Trailer

Richard Peterson, 53 Hamilton St., Amityville

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 O'Neill	aye

Motion Carried: 3 ayes 0 nays

Kevin Buchel of **NAPCO Security**, 333 Bayview Ave., Amityville

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 O'Neill	aye

Motion Carried: 3 ayes 0 nays

Christopher Pearson, 249 Broadway, Amityville

The Mayor and Trustees expressed concerns about the overall condition of the applicant's storage lot and violations existing from his prior ZBA applications (storage height, unregistered vehicles on the premises)

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

Vote on Motion:	Mayor Siry	aye
	Deputy Mayor Smith	aye
	Trustee O'Neill	aye

Motion Carried: 3 ayes 0 nays

Harald Hejna, 105 Merrick Rd., for **Amityville Foreign Auto Parts**

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

Vote on Motion:	Mayor Siry	aye
	Deputy Mayor Smith	aye
	Trustee O'Neill	aye

Motion Carried: 3 ayes 0 nays

Taxicab Driver's License – Renewal

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

Stephanie Nemley, 9 South Prospect St., Copiague, NY for **Lindy's Taxi**

MOTION to APPROVE above two license renewals was made by Deputy Mayor Smith and seconded by Trustee O'Neill

Vote on Motion:	Mayor Siry	aye
	Deputy Mayor Smith	aye
	Trustee O'Neill	aye

Motion Carried: 3 ayes 0 nays

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Request from Deputy Treasurer

Request to approve abstract from July 2nd – July 17th

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 O’Neill	aye

Motion Carried: 3 ayes 0 nays

Request from Clerk/Treasurer

Request from **Ryan Fitzgerald** for permission to host a Spikeball tournament Sunday, August 4th, from 8:30 a.m. to 4:00 p.m., at Loudon Avenue Soccer Field.

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

Vote on Motion:	Mayor Siry	aye
	Deputy Mayor Smith	aye
	Trustee O’Neill	aye

Motion Carried: 3 ayes 0 nays

Request from **Barbara Goldstein**, 57 Meadow Lane, on behalf of **Eva Caramanico** for refund of pavilion rental

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 O’Neill	aye

Motion Carried: 3 ayes 0 nays

Request from Henry Tomlinson for **St. Martin’s Knights of Columbus** for use of the Library parking lot on September 11, 2019, from 8:30 a.m. to 6:30 p.m. for a senior outing.

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

Vote on Motion:	Mayor Siry	aye
	Deputy Mayor Smith	aye
	Trustee O’Neill	aye

Motion Carried: 3 ayes 0 nays

Request by James F. O’Brien for the Board of Directors of **121-125 Park Owners Corp.** to hold their Annual Stockholders Meeting at Village Hall on Wed., August 28, from 7 p.m. to 9 p.m.

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 O’Neill	aye

Motion Carried: 3 ayes 0 nays

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Request to pay **Total Technology Solutions** for Invoice #55773 - monthly billing for May 2019 in the amount of \$2,508.65 (A1625.440)

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

Vote on Motion:	Mayor Siry	aye
	Deputy Mayor Smith	aye
	Trustee O'Neill	aye

Motion Carried: 3 ayes 0 nays

Request to pay **Total Technology Solutions** for Technical Support Time Block in the amount of \$3,700.00 (A1625.440)

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 O'Neill	aye

Motion Carried: 3 ayes 0 nays

Request to pay **Total Technology Solutions** for monthly billing for August in the amount of \$3,045.00 (A1625.440)

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 O'Neill	aye

Motion Carried: 3 ayes 0 nays

Request to pay **JVR Electric, Inc.**, for Local Emergency Generator – new gas line permit, bond and insurance, submittals, underground markouts, in the amount of \$42,282.00 (A1625.440)

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

Vote on Motion:	Mayor Siry	aye
	Deputy Mayor Smith	aye
	Trustee O'Neill	aye

Motion Carried: 3 ayes 0 nays

Request to approve agreement to retain **Siegel & Sitler, PLLC**, 150 Motor Parkway, Suite 401, Hauppauge, NY for legal services

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 O'Neill	aye

Motion Carried: 3 ayes 0 nays

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Request to approve **Cullen & Danowski, Inc.** for bookkeeping and accounting services, for fiscal year ending May 31, 2020, in the amount of \$39,640.

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 O'Neill	aye

Motion Carried:	3 ayes	0 nays
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Request to pay **Nelson & Pope** for Grant writing assistance for Budget Year 2018-2019– project ID: N16X002.002.000 in the amount of \$5,195.00 (A1410.440)

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

Vote on Motion:	Mayor Siry	aye
	Deputy Mayor Smith	aye
	Trustee O'Neill	aye

Motion Carried:	3 ayes	0 nays
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Request to approve **Nelson & Pope** for Professional Engineering Services Feasibility Study for HVAC Improvements at Village Hall in the amount of \$12,500.00

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 O'Neill	aye

Motion Carried:	3 ayes	0 nays
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Request from Police Department

Request to approve purchase of two heavy duty 24/7 dispatch operator chairs from **Endura** in the amount of \$2,707.00 (A3120.261)

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 O'Neill	aye

Motion Carried:	3 ayes	0 nays
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Request to pay **Onsolve** for **CodeRED** annual fee in the amount of \$5,270.00 (A3120.261)

Mayor Siry urged residents to sign up for emergency alerts on the Village website, especially with the approach of hurricane season.

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

Vote on Motion:	Mayor Siry	aye
	Deputy Mayor Smith	aye
	Trustee O'Neill	aye

Motion Carried:	3 ayes	0 nays
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Request from Fire Department

Request to pay **South Shore Fire & Safety** for Invoice #0127428-IN – 30 min Scott Cylinders in the amount of \$5,691.00 (A3410.250)

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 O’Neill	aye

Motion Carried: 3 ayes 0 nays

Public Hearings

Conduct a hearing for Introductory Local Law No. 5 (registered as Local Law No. 3) of the year 2019 for the purpose of amending the Building Zone Map to change the zoning of certain property known as **49-51 Park Avenue**, Amityville NY, from B Residence District to C Residence District.

MOTION to OPEN Public Hearing was made by Trustee O’Neill and seconded by Deputy Mayor Smith

Vote on Motion:	Mayor Siry	aye
	Deputy Mayor Smith	aye
	Trustee O’Neill	aye

Motion Carried: 3 ayes 0 nays

Attorney **Mark Garabrant**, counsel for the applicants, Christine and Scott Erath, the developers of 49-51 Park Avenue, pointed out that the Eraths seek the zoning change to combine parcels to build 18 one-bedroom rental units, ranging in size from approximately 675 to 850 sq. feet.

He noted the Eraths employ over 50 people in the Village and have been longtime residents of the Village. He pointed out that Park Avenue has a large number of rentals and the change would be in keeping with the character of the neighborhood. He stressed that the entire west side of Park Avenue is zoned C residence and their property is one of only two on the East side that is zoned B residence. In developing the property, they would combine the lots, have proper setbacks, space for dumpsters toward the rear of the property, and a snow removal area.

Joe Tedesco, 156 Smith St, Massapequa Park, who is working on constructing the apartments, noted the units have 8 foot basements, however, Mayor Siry suggested that height may need to be reduced.

Reid Carter, 155 Park Ave., asked why the units are one-bedroom and if they would they feature green construction details. Mr. Garabrant explained one-bedrooms pose less of a burden on the school system and Village resources and the moderately priced units are in proximity to the railroad and would likely appeal to millennials who do not wish to own homes. Mr. Tedesco advised that the project will include energy-efficient LED lighting and high-efficiency appliances.

Mr. Tedesco shared they would be kept moderately priced, in the \$1,600-\$1,800 range. He also noted that the Eraths will be managing the property themselves.

Mike Morabito, 158 Homestead Ave., a local landlord, voiced concern about the north side of the property that abuts his own. He asked if the developers would be able to install a buffer on the north side of the property line and consider relocating the parking area. Mayor Siry suggested that the applicant can put in fast-growing hedges and increase the buffer from 5 feet as planned to 10 feet. However, he stressed the duty of the Board of Trustees in this Hearing is for rezoning purposes only. Mr. Morabito also asked about fire department access into the property which would also be a Planning Board issue.

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Chris Drutjons, 22 Berger Ave., spoke on behalf of the Eraths, commenting on how well cared for their previous rentals were on Wellington Place. He is in favor of the project and views it as a good fit for the neighborhood.

Richard Handler, 195 Ocean Ave., expressed concern at the direction the Village is heading with multiple rental units on the horizon. His concerns ranged from environmental, traffic, and additional demand on school services. He urged the board to give more thought to where we are headed.

Mr. Garabrant refuted the traffic and usage concerns, sharing that he has lived about one block away from the property for 30 years and knows the neighborhood well. Traffic is not an issue, nor has he had issues with multi-family renters in the area.

Joan Donnison, Bay Village Civic Association, agreed there should be a vision and a cohesive way to let the residents hear about and see the projects. She also said when Crunch Gym opens there will be more cars on the street and she hopes that is considered.

Mayor Siry reminded those in attendance that the Village has approved a Master Plan which Sean Ansanelli is currently working on. He also pointed out that not all projects presented to the Village are met with approval.

Mayor Siry also reminded everyone that the Board of Trustees' responsibility is purely for rezoning the properties and that the Zoning Board of Appeals and Planning Board would have input into the project.

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 O'Neill	aye
Motion Carried:	3 ayes	0 nays

The public was invited to make comments of no more than 3 minutes.

Joann Saladino, 251 Ocean Ave., commented about the disrepair and maintenance of some of the stores in the Village, citing Village Code standards. She asked about the status of the Tritec Master Plan and the condition of Family Dollar on Broadway. She suggested the Village get stricter with the enforcement and use Patchogue's Chief Building Inspector who can help us and lead the Village to grants.

Mayor Siry stated the Village has been waiting on Tritec, which was putting projects on the back burner until the prevailing wage law was addressed and resolved in Albany. Building Inspector Bryan Donato confirmed that he has met with Ms. Saladino and is working with stores and issuing summonses. Mayor Siry agreed and shared that there are creative solutions the Village is considering to encourage and assist businesses to improve their facades.

Reid Carter, 155 Park Ave., Amityville, thanked the Village for their fantastic response to his concerns about tenants in a multiple family dwelling barbecuing.

Lauryn Haffner, 294 Bayview Ave., Amityville, asked how the Village is paying for the Beach Blast fireworks. She pointed out that last year Security Dodge sponsored them. Mayor Siry reported that Roger Smith is seeking out donations and at the current time a sponsor has not yet been identified.

MOTION to CLOSE Public Hearing was made by Trustee O'Neill and seconded by Deputy Mayor Smith

Vote on Motion:	Mayor Siry	aye
	Deputy Mayor Smith	aye
	Trustee O'Neill	aye
Motion Carried:	3 ayes	0 nays

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MOTION to APPROVE Local Law No. 5 (filed as Local Law 3) of the year 2019 was made by Deputy Mayor Smith and seconded by Trustee O'Neill

Vote on Motion:	Mayor Siry	aye
	Deputy Mayor Smith	aye
	Trustee O'Neill	aye
Motion Carried:	3 ayes	0 nays

There being no further comments from the Board or from the floor a MOTION to ADJOURN was made by Deputy Mayor Smith and seconded by Trustee O'Neill.

Vote on Motion:	Mayor Siry	aye
	Deputy Mayor Smith	aye
	Trustee O'Neill	aye
Motion Carried:	3 ayes	0 nays

Meeting adjourned at 8:50 pm.

Catherine Murdock, Clerk/Treasurer