

**VILLAGE OF MANORHAVEN**  
BOARD OF TRUSTEES  
MINUTES OF REGULAR MEETING  
December 18, 2008

The regular monthly meeting of the Board of Trustees for the Incorporated Village of Manorhaven was held on December 18, 2008. The meeting was called to order at 7:25 p.m. by Mayor Michael T. Meehan, with the following in attendance:

Michael T. Meehan	Mayor
Patrick Brostowin	Deputy Mayor
John M. DiLeo, Jr.	Trustee
Rita DiLucia	Trustee
Brendan Fahey	Trustee
Gerard Terry, Esq.	Village Attorney
Jonathan P. Fielding, Esq.	Village Clerk

Mayor Meehan asked everyone present to stand and led the assembly in reciting the Pledge of Allegiance.

The Mayor and the Board of Trustees conducted a public hearing to consider a proposed contract with the Port Washington Fire Department to provide fire protection and emergency services. At 7:44 p.m., Trustee Fahey made a motion to continue the public hearing on January 22, 2009 at 7:00 p.m. Deputy Mayor Brostowin seconded the motion, which carried on unanimous assent.

At 7:45 p.m., The Mayor and the Board of Trustees conducted a public hearing to consider the adoption of Introductory Local Law G-2008.

At 8:15 p.m., Trustee DiLeo made a motion to close the public hearing and reserve decision. Deputy Mayor Brostowin seconded the motion, which carried on unanimous assent. Trustee DiLeo left the meeting.

At 8:35 p.m., the Mayor called the regular meeting of the Board of Trustees to order. There were 12 members of the public in attendance.

The Mayor and the Board of Trustees considered proposed minutes of the regular meeting held on November 20, 2008. Deputy Mayor Brostowin made a motion to accept the minutes as presented. Trustee Fahey seconded the motion. The Board was polled as follows:

Trustee Fahey                   Aye  
Trustee DiLucia                 Aye  
Deputy Mayor Brostowin       Aye  
Mayor Meehan                   Aye

The Mayor and the Board of Trustees considered proposed minutes of the special meeting held on December 5, 2008. Trustee DiLucia made a motion to accept the minutes as presented. Trustee Brostowin seconded the motion. The Board was polled as follows:

Trustee Fahey                   Aye  
Trustee DiLucia                 Aye  
Deputy Mayor Brostowin       Aye  
Mayor Meehan                   Aye

Trustee DiLucia made a motion to approve the claims, seconded by Trustee Fahey. The Board was polled as follows:

Trustee Fahey                   Aye  
Trustee DiLucia                 Aye  
Deputy Mayor Brostowin       Abstain  
Mayor Meehan                   Aye

Deputy Mayor Brostowin made a motion to accept the departmental reports, seconded by Trustee DiLucia. The Board was polled as follows:

Trustee Fahey                   Aye  
Trustee DiLucia                 Aye  
Deputy Mayor Brostowin       Aye  
Mayor Meehan                   Aye

**RESOLUTION NO. 109 - DECEMBER 18, 2008**  
**A RESOLUTION MAKING A DETERMINATION UNDER STATE**  
**ENVIRONMENTAL QUALITY REVIEW**

Trustee DiLucia offered the following resolution, seconded by Deputy Mayor Brostowin:

BE IT RESOLVED, that pursuant to State Environmental Quality Review ("SEQR"), the Board of Trustees declares itself "lead agency" in connection with the action known and identified as Introductory Local Law F - 2008, "A Local Law to Establish a Temporary Moratorium on the Issuance of Building Permits in the Village"; and

BE IT FURTHER RESOLVED, that having thoroughly and carefully considered the issue, the Board of Trustees finds

and determines that said introductory local law is an "unlisted action" under SEQR, the enactment of which will not have a significant impact on the environment; and

BE IT FURTHER RESOLVED, that the provisions of this Resolution shall take effect immediately.

The Board was polled as follows:

Trustee Fahey	Aye
Trustee DiLucia	Aye
Deputy Mayor Brostowin	Aye
Mayor Meehan	Aye

**RESOLUTION NO. 110 - DECEMBER 18, 2008**  
**A RESOLUTION MAKING A DETERMINATION UNDER STATE**  
**ENVIRONMENTAL QUALITY REVIEW**

Trustee DiLucia offered the following resolution, seconded by Deputy Mayor Brostowin:

BE IT RESOLVED, that pursuant to State Environmental Quality Review ("SEQR"), the Board of Trustees declares itself "lead agency" in connection with the action known and identified as Introductory Local Law G - 2008, "A Local Law to Amend Chapter 64 of the Code of the Inc. Village of Manorhaven - Fees and Deposits"; and

BE IT FURTHER RESOLVED, that having thoroughly and carefully considered the issue, the Board of Trustees finds and determines that said introductory local law is an "unlisted action" under SEQR, the enactment of which will not have a significant impact on the environment; and

BE IT FURTHER RESOLVED, that the provisions of this Resolution shall take effect immediately.

The Board was polled as follows:

Trustee Fahey	Aye
Trustee DiLucia	Aye
Deputy Mayor Brostowin	Aye
Mayor Meehan	Aye

**RESOLUTION NO. 111 - DECEMBER 18, 2008**  
**A RESOLUTION APPROVING AN INTER-MUNICIPAL AGREEMENT**

Trustee Fahey offered the following resolution, seconded by Deputy Mayor Brostowin:

BE IT RESOLVED, that a certain inter-municipal agreement by and between the Inc. Village of Manorhaven and the Town of North Hempstead, entitled "Inter-municipal Agreement for Sand and Salt Storage and Distribution Program", be and hereby is approved; and

BE IT FURTHER RESOLVED, that the Mayor be and hereby is authorized to execute said inter-municipal agreement on behalf of the Village; and

BE IT FURTHER RESOLVED, that the provisions of this Resolution shall take effect immediately.

The Board was polled as follows:

Trustee Fahey	Aye
Trustee DiLucia	Aye
Deputy Mayor Brostowin	Aye
Mayor Meehan	Aye

**RESOLUTION NO. 112 - DECEMBER 18, 2008**  
**A RESOLUTION AUTHORIZING CORRESPONDENCE**

Trustee DiLucia offered the following resolution, seconded by Deputy Mayor Brostowin:

BE IT RESOLVED, that pursuant to section 316.0 of the Charter of the Port Washington Police District (Chapter 685 of the Laws of 2002), the Board of Trustees of the Inc. Village of Manorhaven authorizes the Mayor to direct correspondence to the Board of Commissioners of said District inquiring with respect to the availability and suitability of the Port Washington Police Department to provide police protection and related services to the Inc. Village of Manorhaven, commencing January 1, 2010; and

BE IT FURTHER RESOLVED, that the provisions of this Resolution shall take effect immediately.

Ms. Elise Ledda and Ms. Angela Muletana made comments from the public regarding the resolution.

The Board was polled as follows:

Trustee Fahey	Aye
Trustee DiLucia	Aye
Deputy Mayor Brostowin	Aye

Mayor Meehan

Aye

**RESOLUTION NO. 113 - DECEMBER 18, 2008**  
**A RESOLUTION AUTHORIZING AN EMERGENCY PROCUREMENT**

Trustee Fahey offered the following resolution, seconded by Deputy Mayor Brostowin:

WHEREAS, the Board of Trustees has been informed regarding the condition of the Village's sanitary sewage pump station; and

WHEREAS, said information indicates that one submersible dry pit pump ("pump") is in need of immediate replacement; and

WHEREAS, in order to maintain the pump station in proper working order for the health and safety of the Village and its residents, as well as to provide the necessary redundancy/"back up" in connection with its operations, it is necessary for the Village to take immediate action in this regard and procure a replacement pump; and

WHEREAS, the engineering firm of Dvirka and Bartilucci has been previously engaged by the Village to make recommendations regarding the procurement of a replacement pump; and

WHEREAS, the Board of Trustees maintains the general and specific authority, pursuant to Article 4 of the Village Law and Article 5-A of the General Municipal Law, to take such actions as may be required to protect the health and safety of the Village and its residents;

NOW, THEREFORE, BE IT RESOLVED, that upon the recommendation of said firm of Dvirka and Bartilucci, an award of contract to purchase one (1) submersible dry pit pump and one (1) check valve be made to: Dave Heiner Associates, Inc., having an office at 3799 Route 46, Suite 102, Parsippany, NJ 07054; and

BE IT FURTHER RESOLVED, that said award of contract shall be consistent with specifications as set forth in a certain proposal to the Village from said Dave Heiner Associates, Inc., dated December 15, 2008; and

BE IT FURTHER RESOLVED, that the amount of expenditure authorized under this Resolution shall not exceed \$36,475.00; and

BE IT FURTHER RESOLVED, that the Village Clerk be and hereby is authorized to take immediate action to effectuate the award of contract set forth herein, including the execution of any purchase order or agreement that may be required; and

BE IT FURTHER RESOLVED, that the provisions of this Resolution shall take effect immediately.

The Board was polled as follows:

Trustee Fahey	Aye
Trustee DiLucia	Aye
Deputy Mayor Brostowin	Aye
Mayor Meehan	Aye

**RESOLUTION NO. 114 - DECEMBER 18, 2008**  
**A RESOLUTION AWARDING A CONTRACT**

Deputy Mayor Brostowin offered the following resolution, seconded by Trustee Fahey.

WHEREAS, the Board of Trustees has been informed regarding the condition of the Village's sanitary sewage pump station; and

WHEREAS, said information indicates that one submersible dry pit pump ("pump") is in need of immediate replacement; and

WHEREAS, it will be necessary to perform certain electrical work at the pump station in preparation for the installation of such pump; and

WHEREAS, the engineering firm of Dvirka and Bartilucci has been previously engaged by the Village to make recommendations regarding all aspects of said pump replacement; and

WHEREAS, said firm of Dvirka and Bartilucci has obtained three proposals from contractors qualified to perform such electrical work;

NOW, THEREFORE, BE IT RESOLVED, that upon the recommendation of said firm of Dvirka and Bartilucci, an award of contract be made to Tri-Tech Electric Corp., having an office at 926 Lincoln Avenue, Suite A, Holbrook, NY 11741, for the following work at the pump station: 400 amp ATS replacement; 400 amp main disconnect replacement; and

BE IT FURTHER RESOLVED, that said award of contract shall be consistent with specifications as set forth in certain proposals to the Village from said Tri-Tech Electric Corp., dated December 3, 2008; and

BE IT FURTHER RESOLVED, that the amount of expenditure authorized under this Resolution shall not exceed \$17,330.00; and

BE IT FURTHER RESOLVED, that the Village Clerk be and hereby is authorized to take immediate action to effectuate the award of contract set forth herein, including the execution of any purchase order or agreement that may be required; and

BE IT FURTHER RESOLVED, that the provisions of this Resolution shall take effect immediately.

The Board was polled as follows:

Trustee Fahey	Aye
Trustee DiLucia	Aye
Deputy Mayor Brostowin	Aye
Mayor Meehan	Aye

The Mayor opened the floor to public comments. Ms. Edie Perez, Ms. Angela Militana, Ms. Elise Ledda, Ms. Mildred Tufano, and Mr. Jeffrey Zeh all made public comments.

At 10:15 p.m., Deputy Mayor Brostowin made a motion to close the public comment session and adjourn the regular meeting. Trustee Fahey seconded the motion. The Board was polled as follows:

Trustee Fahey	Aye
Trustee DiLucia	Aye
Deputy Mayor Brostowin	Aye
Mayor Meehan	Aye

Dated: Manorhaven, New York  
January 22, 2009

Respectfully submitted,

Jonathan P. Fielding  
Village Clerk