

VILLAGE OF MANORHAVEN
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
March 26, 2009

A public hearing of the Board of Trustees was held on March 26, 2009. The public hearing was called to order at 7:36 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	Village Clerk
Donato Gallo	Superintendent of Highways
Carmela Aiello	Deputy Village Clerk
Ronald Kaslow	Consultant to the Building Dep't

Ten members of the public were in attendance. The hearing was called to consider the 2009/2010 tentative budget. Mayor Meehan read a statement explaining the budget. Mayor Meehan, Mr. Terry, and Mr. Fielding answered questions from the Board. Public comment was offered by Mr. Ames Ressa and Mr. Jeffrey Zeh. At 8:15 p.m., Deputy Mayor Brostowin made a motion to close the public hearing. Trustee DiLeo seconded the motion, which carried on unanimous assent. Please see the stenographic record for further details.

The regular meeting of the Board of Trustees was called to order by Mayor Meehan at 8:16 p.m.

The Mayor and the Board of Trustees considered proposed minutes of the special meeting held on January 9, 2009. Trustee DiLucia made a motion to accept these minutes as presented. Trustee Fahey seconded the motion, which passed unanimously.

The Mayor and the Board of Trustees considered proposed minutes of the regular meeting held on February 26, 2009. Deputy Mayor Brostowin made a motion to accept these minutes as presented. Trustee DiLeo seconded the motion, which passed unanimously.

The Mayor and the Board of Trustees considered proposed minutes of the special meeting held on March 13, 2009. Deputy Mayor Brostowin made a motion to accept these minutes as presented. Trustee DiLucia seconded the motion, which passed unanimously.

The Mayor and the Board of Trustees reviewed and considered the abstract of claims for March 2009. Public comment on the abstract of claims was offered by Mr. Jeffrey Zeh, Mr. Peter Dejana, Ms. Idie Perez, Ms. Linda Dlugolecki, Mr. Dan Gallo, and Ms. Carmela Aiello. Deputy Mayor Brostowin made a motion to approve the abstract of claims, holding payment on the claims made by Vachris Engineering, P.C. and Pappas and Company CPA. Trustee Fahey seconded the motion, which passed unanimously.

The Mayor and Board of Trustees reviewed and considered the departmental reports. Public comment on the departmental reports was offered by Ms. Elise Ledda, Ms. Claire DiNapoli, Ms. Idie Perez, and Ms. Linda Dlugolecki. Trustee DiLeo made a motion to accept the departmental reports, seconded by Trustee Fahey. The motion carried on unanimous approval.

**RESOLUTION NO. 20 - MARCH 26, 2009
A RESOLUTION SCHEDULING A PUBLIC HEARING**

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

BE IT RESOLVED, that the Board of Trustees of the Inc. Village of Manorhaven shall conduct a public hearing on Introductory Local Law A - 2009, "A Local Law to Amend Various Provisions of Chapter 155 of the Village Code - Zoning", on Friday, May 1, 7:00 pm, at the Village Hall, 33 Manorhaven Boulevard, Port Washington, NY; and

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

Mr. Terry commented on the resolution. The Board was polled as follows:

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

RESOLUTION NO. 21 - MARCH 26, 2009
A RESOLUTION ADOPTING THE ANNUAL BUDGET OF THE VILLAGE

Trustee Fahey offered the following resolution, seconded by Trustee DiLucia:

BE IT RESOLVED, that the Tentative Budget of the Inc. Village of Manorhaven, as filed and submitted by the Mayor for the fiscal year commencing June 1, 2009 and ending May 31, 2010, be and hereby is adopted as the Budget of the Village for said fiscal year; 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
Trustee DiLeo	Aye
Deputy Mayor Brostowin	Aye
Mayor Meehan	Aye

RESOLUTION NO. 22 - MARCH 26, 2009
A RESOLUTION FIXING THE HOURS OF VOTING AND POLLING PLACE OF THE GENERAL VILLAGE ELECTION

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

BE IT RESOLVED, that the hours of voting in the General Village Election to be conducted on June 16, 2009 shall be from 6:00 am to 9:00 pm; and

BE IT FURTHER RESOLVED, that the polling place for said General Village Election shall be the Village Hall, 33 Manorhaven Boulevard, Port Washington, New York; 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
Trustee DiLeo	Aye

Deputy Mayor Brostowin Aye
Mayor Meehan Aye

**RESOLUTION NO. 23 - MARCH 26, 2009
A RESOLUTION AMENDING RESOLUTION NO. 114 (2008)**

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

BE IT RESOLVED, that upon the recommendation of the Village Clerk, Board of Trustees Resolution No. 114, approved December 18, 2008, be and hereby is amended to the extent of increasing the maximum authorized expenditure stated therein from \$17,330.00 to \$25,000.00; 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
Trustee DiLeo Aye
Deputy Mayor Brostowin Aye
Mayor Meehan Aye

**RESOLUTION NO. 24 - MARCH 26, 2009
A RESOLUTION RATIFYING A COLLATERAL PLEDGE AND CONTROL AGREEMENT
AND AUTHORIZING THE MAYOR TO EXECUTE SAME**

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

BE IT RESOLVED, that upon the recommendation of the Village Clerk and the Village Accountant, a certain "Collateral Pledge and Control Agreement - Collateral for Public Deposits", by and between HSBC Bank USA, N.A. and the Inc. Village of Manorhaven, be and hereby is ratified; and

BE IT FURTHER RESOLVED, that the Mayor or his designee be and hereby is authorized and directed to execute said document 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
Trustee DiLeo Aye
Deputy Mayor Brostowin Aye
Mayor Meehan Aye

RESOLUTION NO. 25 - MARCH 26, 2009
A RESOLUTION RATIFYING A USER AGREEMENT AND AUTHORIZING THE
MAYOR TO EXECUTE SAME

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

BE IT RESOLVED, that upon the recommendation of the Village Clerk, a certain "Hound Debt Supervisor System User Agreement", by and between Liberty Capital Services, LLC and the Inc. Village of Manorhaven, be and hereby is ratified; and

BE IT FURTHER RESOLVED, that the Mayor or his designee be and hereby is authorized and directed to execute said document 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
Trustee DiLeo Aye
Deputy Mayor Brostowin Aye
Mayor Meehan Aye

RESOLUTION NO. 26 - MARCH 26, 2009
A RESOLUTION RATIFYING A MEMBERSHIP APPLICATION AND AUTHORIZING
THE MAYOR TO EXECUTE SAME

Trustee DiLucia offered the following resolution, seconded by Trustee Fahey:

BE IT RESOLVED, that upon the recommendation of the Village Clerk, a certain "Participating Exempt Membership Application", by and between New York City and Long Island One Call/Dig Safely, Inc. and the Inc. Village of Manorhaven, be and hereby is ratified; and

BE IT FURTHER RESOLVED, that the Mayor or his designee be and hereby is authorized and directed to execute said document 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
Trustee DiLeo	Aye
Deputy Mayor Brostowin	Aye
Mayor Meehan	Aye

RESOLUTION NO. 27 - MARCH 26, 2009
A RESOLUTION AUTHORIZING TREE REMOVAL

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

BE IT RESOLVED, that upon the recommendation of Commissioner of Trees, Trustee John M. DiLeo, Jr., and consistent with the standards set forth in section 143-4(C) of the Code of the Inc. Village of Manorhaven, permission be and hereby is granted to Patricia Ruales, having an address at 12A Graywood Road within the Village, for removal of one (1) tree located at said premises; and

BE IT FURTHER RESOLVED, that the permit fees to be charged to the property owner, as set forth in section 143-6 of the Code, be and hereby are waived; 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
Trustee DiLeo	Aye
Deputy Mayor Brostowin	Aye
Mayor Meehan	Aye

RESOLUTION NO. 28 - MARCH 26, 2009
A RESOLUTION IN CONNECTION WITH A GRANT PROGRAM

Trustee Fahey offered the following resolution, seconded by Trustee DiLucia:

WHEREAS, the Port Washington Business Improvement District (the "BID"), on behalf of the Inc. Village of Manorhaven (the "Village"), has previously applied to the New York State Division of Housing and Community Renewal for funding under the "New York Main Street Grant Program"; and

WHEREAS, said effort resulted in an award of grant to the BID, on behalf of the Village, in the maximum amount of \$200,000; and

WHEREAS, subsequent to said award, said grant was adjusted so that it now provides funding for certain building renovation, façade improvement and "streetscape" initiatives, in connection with eligible retail and commercial properties on Manorhaven Boulevard and Shore Road, within the Village; and

WHEREAS, the BID and the Village have previously entered into an inter-municipal agreement in furtherance of said effort;

NOW, THEREFORE, BE IT RESOLVED, that upon the recommendation of the Mayor, the Village expresses its continuing commitment to the implementation of said "New York Main Street Grant Program" within the Village; and

BE IT FURTHER RESOLVED, that the Village encourages owners and tenants of eligible retail and commercial properties on Manorhaven Boulevard and Shore Road within the Village to participate in said program and to avail themselves of the economic and related benefits available through same; and

BE IT FURTHER RESOLVED, that the Village reaffirms its partnership with the BID in connection with this program; and

BE IT FURTHER RESOLVED, that the Village reaffirms its prior financial commitment to said program, in an amount not to exceed \$80,000; 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
Trustee DiLeo	Aye
Deputy Mayor Brostowin	Aye
Mayor Meehan	Aye

RESOLUTION NO. 29 - MARCH 26, 2009
**A RESOLUTION RATIFYING AN APPOINTMENT TO THE ARCHITECTURAL
REVIEW BOARD**

Trustee DiLucia offered the following resolution, seconded by Trustee DiLeo:

BE IT RESOLVED, that the appointment by the Mayor of Mario DeSantis as an Alternate Member of the Architectural Review Board, for the unexpired term ending July 9, 2009, be and hereby is ratified; 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
Trustee DiLeo	Aye
Deputy Mayor Brostowin	Aye
Mayor Meehan	Aye

The Mayor appointed Mario DeSantis to be an alternate member of the Architectural Review Board to fill a vacancy in the unexpired term ending July 6, 2009.

The Mayor opened the floor to public comment. Comments were offered by Ms. Claire DiNapoli, Ms. Elise Ledda, Ms. Francine Mienik, Ms. Idie Perez, and Trustee Rita DiLucia.

At 9:55 p.m., Deputy Mayor Brostowin made a motion to close the public comment period. Trustee Fahey seconded the motion, which passed unanimously.

At 9:56 p.m., Deputy Mayor Brostowin made a motion to adjourn the regular meeting. Trustee Fahey seconded the motion, which passed unanimously.

Dated: Manorhaven, New York
April 17, 2009

Respectfully submitted,

Jonathan P. Fielding
Village Clerk