

**VILLAGE OF MANORHAVEN
BOARD OF TRUSTEES
MONTHLY REGULAR MEETING
MINUTES OF THURSDAY, AUGUST 22, 2013**

I. Public Hearing at 6:00 p.m.: with respect to the proposed new Local Laws, as follows:

- A) A new law regulating the newly created Manorhaven Dog Park;
- B) A new law regulating any filming of movies, television shows or television commercials in Manorhaven;
- C) An amendment to the law governing fees required for the Board of Zoning Appeals and the escrowing of those fees;
- D) A new law requiring an Impact Fee for any building of two (2) or more family homes;
- E) An amendment to the Rental Registration Fee schedule increasing the multiple dwelling (4 or more units) fee from \$100.00 to \$250.00; and,
- F) A new law that places a moratorium on the issuance of any village permit, either building or otherwise, to any individual or corporation or combination of the two, including but not limited to any limited liability company and/or corporation, whose owner, shareholder or affiliate shall have existing arrears related to any part of Village government, due and owing the Village of Manorhaven.

The meeting was called to order at 6:00 p.m. by Mayor Giovanna Giunta, with the following in attendance:

Giovanna Giunta	Mayor
Lucretia Steele	Deputy Mayor
Rita DiLucia	Trustee
Mark Lazarovic	Trustee
Charles J. Casolaro	Village Attorney
Liz Gaynor	Village Clerk-Treasurer
Dorit Zeevi-Farrington	Trustee (Absent)

12 members of the public were in attendance. Mayor Giunta asked Deputy Clerk, Sharon Natalie to lead the assembly in reciting the Pledge of Allegiance.

Village Attorney, Casolaro addressed the Mayor and Trustees stating on the Public Hearing Notice (6) six proposed local laws were advertised, at this time letter "C" will be tabled for the next scheduled public hearing.

Counselor began with the proposed law regulating the newly created Manorhaven Dog Park.

Note a verbatim transcript is incorporated into the minutes Complete Local Laws are attached to minutes.

After discussion of the law between the Mayor and Board, Mayor Giunta opened the public hearing to the public comments. Resident David Gruen made a couple of suggestions/comments

regarding the proposed law. No further comments were made, Counselor stated they would continue onto the next proposed local law and at the end the Mayor will close the public hearing and the Board would vote on each individual law.

B) A new law regulating any filming of movies, television shows or television commercials in Manorhaven – Counselor explained that currently the Village of Manorhaven did not have any filming regulations in effect. Casolaro stressed the importance of regulating duration of filming, hours, traffic issues and having the appropriate insurance certificates from the production companies. Most townships and municipalities have in the last five years have passed similar filming regulations for their own jurisdiction.

After brief discussion by the Board, Mayor Giunta opened the public hearing to the public for comments. No comments at this time.

D) A new law requiring an Impact Fee for any building of two (2) or more family dwelling – Counselor explained the proposed Village Impact fee for a new building department application for the construction of a new dwelling consisting of two or more families. This proposed impact fee would help defray the costs of the building department, the roads and sewer system that are incurred from construction of a new two or more family dwelling. Trustee Lazarovic explained that during construction this type of dwelling the infrastructure and the sewer system are all impacted and there are expenses that the Village has incurred for the construction.

After brief discussion by the Board, Mayor Giunta opened the public hearing to the public for comments. No comments at this time.

F) A new law that places a moratorium on the issuance of any village permit, either building or otherwise, to any individual or corporation or combination of the two, including but not limited to any limited liability company and/or corporation, whose owner, shareholder or affiliate shall have existing arrears related to any part of Village government, due and owing the Village of Manorhaven. Counselor explained the purpose of the next proposed local law – If a resident or business owner is currently in arrears to the Village, they keep coming back and asking for permission to have inspections, build, obtain new permits, etc. This local law will allow the Village to collect the amount in arrears before the applicant can move forward with a new application and/or other request from the Village.

After brief discussion by the Board, Mayor Giunta opened the public hearing to the public for comments. No comments at this time.

E) An amendment to the Rental Registration Fee schedule increasing the multiple dwelling (4 or more units) fee from \$100.00 to \$250.00. – Casolaro stated the last law is an amendment to the rental registration fee schedule. It is not a local law but a resolution in which will be during the Public Hearing portion of our meeting. The resolution change is as follows:

A) The Rental Registration Fee schedule is hereby amended to increase the fee for multiple dwellings, which consist of four (4) or more units, from \$100.00 per unit to \$250.00 per unit.

After lengthy discussion by the Board, Mayor Giunta opened the public hearing to the public for comments. No comments at this time.

Trustee Lazarovic made a motion to close the public hearing, seconded by Deputy Mayor Steele.

The Board was polled as follows:

Deputy Mayor Steele	Aye
Trustee DiLucia	Aye
Trustee Lazarovic	Aye
Mayor Giunta	Aye

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Casolaro asked the Mayor and Board for a vote on the proposed Local Law #7 of 2013 Manorhaven Dog Park/ Rules and Regulations.

Mayor Giunta made a motion to approve the proposed Local Law #7 of 2013, seconded by Trustee Lazarovic.

The Board was polled as follows:

Deputy Mayor Steele	Aye
Trustee DiLucia	Aye
Trustee Lazarovic	Aye
Mayor Giunta	Aye

Casolaro asked the Mayor and Board for a vote on the proposed Local Law #8 of 2013 Filming Rules and Regulations.

Trustee Lazarovic made a motion to approve the proposed Local Law #8 of 2013, seconded by Deputy Mayor Steele.

The Board was polled as follows:

Deputy Mayor Steele	Aye
Trustee DiLucia	Aye
Trustee Lazarovic	Aye
Mayor Giunta	Aye

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Casolaro asked the Mayor and Board for a vote on the proposed Local Law #9 of 2013 Village Impact Fee.

Trustee Lazarovic made a motion to approve the proposed Local Law #9 of 2013, seconded by Deputy Mayor Steele.

The Board was polled as follows:

Deputy Mayor Steele	Aye
Trustee DiLucia	Aye
Trustee Lazarovic	Aye
Mayor Giunta	Aye

Casolaro asked the Mayor and Board for a vote on the proposed Resolution #87 of 2013 – Rental Registration Fees.

Trustee DiLucia made a motion to approve the proposed Resolution # 87 of 2013, seconded by Trustee Lazarovic.

The Board was polled as follows:

Deputy Mayor Steele	Aye
Trustee DiLucia	Aye
Trustee Lazarovic	Aye
Mayor Giunta	Aye

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Casolaro asked the Mayor and Board for a vote on the proposed Local Law #10 of 2013 Village Compliance Law.

Trustee Lazarovic made a motion to approve the proposed Local Law #10 of 2013, seconded by Deputy Mayor Steele.

The Board was polled as follows:

Deputy Mayor Steele	Aye
Trustee DiLucia	Aye
Trustee Lazarovic	Aye
Mayor Giunta	Aye

Public Hearing portion completed at 6:36 p.m.

II. Monthly meeting of the Board of Trustees at 7:30 p.m.

The Board held the monthly meeting on Thursday, August 22, 2013 at 7:30 p.m. The meeting was called to order at 7:30 p.m. by Mayor Giovanna Giunta, with the following in attendance:

Giovanna Giunta	Mayor
Lucretia Steele	Deputy Mayor
Rita DiLucia	Trustee
Mark Lazarovic	Trustee
Charles J. Casolaro	Village Attorney
Liz Gaynor	Village Clerk-Treasurer

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Dorit Zeevi-Farrington Trustee (absent)

32 members of the public were in attendance. Mayor Giunta asked resident Richard Carey to lead the assembly in reciting the Pledge of Allegiance.

The Mayor and Board of Trustees considered proposed minutes of the meeting held on July 25, 2013. The Mayor and the Board of Trustees reviewed these proposed minutes. Deputy Mayor Steele made a motion to accept the minutes as presented. Trustee Lazarovic seconded the motion.

The Board was polled as follows:

Deputy Mayor Steele	Aye
Trustee DiLucia	Aye
Trustee Lazarovic	Aye
Mayor Giunta	Aye

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Mayor Giunta made the following appointment:

- 1) I hereby appoint Zygmunt Jagiello as member of the Planning Board for a term of five (5) years commencing July 1, 2013.

Deputy Mayor Steele made a motion to accept the appointment. Trustee Lazarovic seconded the motion.

The Board was polled as follows:

Deputy Mayor Steele	Aye
Trustee DiLucia	Aye
Trustee Lazarovic	Aye
Mayor Giunta	Aye

Mayor Giunta made the following appointments:

- 1) I hereby appoint Gene Bowler as a member of the Architectural Review Board for a term that expires in July 2016.
- 2) I hereby appoint Michael Masiello as a member of the Architectural Review Board for a term that expires in July 2015.
- 3) I hereby appoint Gil Acevedo as a member of the Architectural Review Board for a term that expires in July 2014.

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Trustee Lazarovic made a motion to accept the appointment. Deputy Mayor Steele seconded the motion.

The Board was polled as follows:

Deputy Mayor Steele	Aye
Trustee DiLucia	Aye
Trustee Lazarovic	Aye
Mayor Giunta	Aye

Mayor Giunta made the following appointment:

I hereby appoint Thomas Panullo as a member of the Board of Zoning Appeals for a term that expires in July 2015.

Deputy Mayor Steele made a motion to accept the appointment. Trustee DiLucia seconded the motion.

The Board was polled as follows:

Deputy Mayor Steele	Aye
Trustee DiLucia	Aye
Trustee Lazarovic	Aye
Mayor Giunta	Aye

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The Mayor and Board of Trustees reviewed and considered the departmental reports. Deputy Mayor Steele made a motion to accept the departmental reports, seconded by Trustee Lazarovic.

The Board was polled as follows:

Deputy Mayor Steele	Aye
Trustee DiLucia	Aye
Trustee Lazarovic	Aye
Mayor Giunta	Aye

The Mayor and Board of Trustees reviewed and considered the Abstract of Claims. Deputy Mayor Steele made a motion to accept the Abstract of Claims report, seconded by Trustee Lazarovic.

The Board was polled as follows:

Deputy Mayor Steele	Aye
Trustee DiLucia	Aye
Trustee Lazarovic	Aye
Mayor Giunta	Aye

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**BOARD OF TRUSTEES, INC. VILLAGE OF MANORHAVEN
RESOLUTION # 88 – AUGUST 22, 2013**

**DESIGNATION OF DEPUTY VILLAGE CLERK AS
DEPUTY VILLAGE CLERK-TREASURER**

BE IT RESOLVED, that pursuant to New York Village Law §3-301(c), the title of the Deputy Village Clerk shall be expanded to include the designation of Deputy Village Treasurer, and shall be consolidated into one office;

WHEREFORE, this **RESOLUTION**, hereby adopted by 5-0 on August 22, 2013, before a duly constituted meeting of the Board of Trustees, shall take effect immediately, be promptly recorded in the Office of the Village Clerk, and made part of the public record.

The Mayor and Board of Trustees reviewed and considered the Resolution #88 to designation the title change from Deputy Village Clerk to Deputy Village Clerk-Treasurer Deputy Mayor Steele made a motion to approve the Resolution as presented, seconded by Trustee Lazarovic.

The Board was polled as follows:

Deputy Mayor Steele Aye
Trustee DiLucia Aye
Trustee Lazarovic Aye
Mayor Giunta Aye

**BOARD OF TRUSTEES, INC. VILLAGE OF MANORHAVEN
RESOLUTION #89 - AUGUST 22, 2013**

BE IT RESOLVED, that upon the recommendation of the Commissioner of Trees, Mayor Giovanna Giunta 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 the following for removal of a tree or trees,

<u>Applicant</u>	<u>Address</u>	<u>Quantity</u>
1) Anthony Ressa (Approved)	22 Kaywood Road	2 trees rear yard
2) Frank Tsai (Denied – must have letter from Certified Arborist)	38 Marwood Road N.	1 street tree

; and

BE IT FURTHER RESOLVED, that the permit fees to be charged to the property owner, shall be as set forth in section 143-6 of the Code; and

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

The Mayor and Board of Trustees reviewed and considered the recommendation by Patrick Abramski, Superintendent of Buildings Department to deny the application for Frank Tsai at 38 Marwood Road North and to have the applicant seek the advice of certified licensed arborist.

Deputy Mayor Steele made a motion to deny the Tree Resolution for applicant #2 as presented, seconded by Trustee Lazarovic.

The Board was polled as follows after each applicant:

Deputy Mayor Steele Aye
Trustee DiLucia Aye
Trustee Lazarovic Aye
Mayor Giunta Aye

Tree Application #1- Anthony Ressa at 22 Kaywood Road resubmitted the request for removing along with a letter from a Certified Arborists for removal of 2 trees.

Trustee Lazarovic made a motion to approve the Tree Resolution for applicant #1 as presented, seconded by Deputy Mayor Steele.

The Board was polled as follows after each applicant:

Deputy Mayor Steele	Aye
Trustee DiLucia	Aye
Trustee Lazarovic	Aye
Mayor Giunta	Aye

Mayor and the Board members discussed the authority to require an applicant with a tree removal request for the front yard and/or street tree to plant a new tree.

Trustee Lazarovic made a motion to approve the Tree Resolution to require planting a new tree for front yard and/or street tree removal applications as presented, seconded by Deputy Mayor Steele.

The Board was polled as follows after each applicant:

Deputy Mayor Steele	Aye
Trustee DiLucia	Aye
Trustee Lazarovic	Aye
Mayor Giunta	Aye

New Business:

Mayor presented to the Board two proposals to replace a broken catch basin pipe at 1 Sagamore Hill Drive.

Port Plumbing \$13,480

Bancker Construction Corp. \$20,810

Trustee DiLucia made a motion to approve the quote from Port Plumbing as presented, seconded by Trustee Lazarovic.

The Board was polled as follows:

Deputy Mayor Steele	Aye
Trustee DiLucia	Aye
Trustee Lazarovic	Aye
Mayor Giunta	Aye

Mayor Giunta thanked everyone for attending tonight's meeting and made the following announcements:

- 1) To reiterate, we are happy to report that to date \$547,936 has been reimbursed to our Village for Super Storm Sandy expenses. These monies will be used to immediately pay back the bonds on their maturity dates. We are awaiting additional reimbursement from New York State.

We are happy that to say thanks to FEMA/New York State, our Village Clerk Liz Gaynor and our forensic accountants. We have successfully financially weathered the storm.

- 2) We have applied for and are applying for a number of grants. To date, we received a grant of \$75,000 for Morgan's Dock. Bob Brinkman and our Deputy Clerk Sharon Natalie have just applied for an additional grant of \$250,000 as well.
- 3) We also have re-applied for and received approval of a Community Capital Assistance grant for \$50,000 for the renovation of the administrative offices to correct old wiring, flooring and insulation problems.
- 4) We have and are continuing to address resident's safety concerns. We have added additional stop signs, crosswalks, additional streetlights and handicap ramps. The ramps have been completely reimbursed by CHIPS Capital Reimbursement Program.
- 5) We have a number of potholes throughout the Village and our Highway Department is actively addressing them. Please report to us any new ones you may encounter.
- 6) Our Building Department has been efficiently replying to resident's complaint forms that are submitted to investigate.
- 7) Mayor updated the residents on the AG Tower litigation state and federal cases.
- 8) We have the upcoming opening of our New Village Dog Park on Saturday, September 28th and Our Manorhaven Street Festival on Saturday, October 5th. Both events will be wonderful. Also, we have been very honored to have Senator Martin, Leg. Wayne Wink, and Town Clerk Leslie Gross accept our invitation to attend our 9/11 ceremony, where we will unveil a piece of History, given to Manorhaven by The Port Authority of New York and New Jersey - a steel beam from the original World Trade Center. The beam will be permanently housed in a special archival cabinet built and donated by Steve Blasucci owner of Port Plumbing.

These events will bring us all together in a spirit of Community that is such a part of our Village of Manorhaven.

The Mayor opened the floor to public comment. Public comments were offered by the following: Robert Brinkman, Elise Ladda, Barbara Mallon, Howard Blankman, Mike Rugusa, Jim Avena, and Barbara Ruemenapp.

NEXT MEETING: The next meeting was scheduled for **Thursday, August 22, 2013 at 7:30 p.m.**

Trustee Lazarovic made a motion to close the meeting, seconded by Deputy Mayor Steele.

The Board was polled as follows:

Deputy Mayor Steele	Aye
Trustee DiLucia	Aye
Trustee Lazarovic	Aye
Mayor Giunta	Aye

There being no further business to come before the Board, the meeting was adjourned at 8:35 p.m.

Respectively Submitted,

A handwritten signature in cursive script that reads "Liz Gaynor".

Liz Gaynor, RMC
Village Clerk-Treasurer

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