

VILLAGE OF MANORHAVEN
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
SEPTEMBER 24, 2009

The Board held a public hearing scheduled for 7:00 p.m. on September 24, 2009 on Introductory Local Law E - 2009, "A Local Law to Amend Chapter 147 of the Code of the Inc. Village of Manorhaven - Vehicles and Traffic". Mayor Meehan called the public hearing to order at 7:03 p.m. with Trustees DiLucia and Fahey in attendance. Gerard Terry, Esq., Douglas Schlaefer, Trustee DiLucia, Mayor Meehan, Trustee Fahey, and Maria Carpinelli offered comments on the local law. Trustee DiLucia made a motion to close the public hearing and reserve decision. Trustee Fahey seconded the motion, which passed unanimously.

The Board held its regular monthly meeting on September 24, 2009 at 8:00 p.m. The meeting was called to order at 8:05 p.m. by Mayor Michael T. Meehan, with the following in attendance:

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|----------------------|-----------------------------|
| Michael T. Meehan | Mayor |
| John M. DiLeo, Jr. | Trustee |
| Rita DiLucia | Trustee |
| Brendan Fahey | Trustee |
| Gerard Terry, Esq. | Village Attorney |
| Jonathan P. Fielding | Village Clerk-Treasurer |
| Donato Gallo | Superintendent of Highways |
| David L. Mammina | Superintendent of Buildings |

Twenty-eight members of the public were in attendance. Former Deputy Mayor Carolyn Weber led the assembly in reciting the Pledge of Allegiance.

The Mayor and the Board of Trustees reviewed proposed minutes of the special meetings held August 7, 2009 and September 11, 2009. The Mayor and the Board of Trustees considered proposed minutes of the regular meeting held on August 27, 2009. Trustee DiLeo made a motion to accept these minutes as presented. Trustee Fahey seconded the motion. The Board was polled as follows:

| | |
|-----------------|---------|
| Trustee Fahey | Aye |
| Trustee DiLucia | Excused |
| Trustee DiLeo | Aye |
| Mayor Meehan | Aye |

The Mayor and the Board of Trustees reviewed and considered the abstract of claims for September 2009. Trustee DiLucia made a

motion to approve the abstract of claims as amended. Trustee Fahey seconded the motion, which passed unanimously.

The Mayor and Board of Trustees reviewed and considered the departmental reports. Trustee Fahey made a motion to accept the departmental reports, seconded by Trustee DiLeo. The motion carried on unanimous approval.

RESOLUTION NO. 81 - SEPTEMBER 24, 2009
A RESOLUTION AUTHORIZING THE VILLAGE CLERK TO CONVEY NOTICE

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

WHEREAS, the Inc. Village of Manorhaven (the "Village") is a party to a certain Standard Form of Store Lease (the "Lease") in connection with premises situate at 35 Manorhaven Boulevard, Port Washington, NY; and

WHEREAS, said Lease, by its terms, expired on July 31, 2008; and

WHEREAS, since such date, the Village has remained at said premises on a holdover basis, pursuant to the terms of said Lease; and

WHEREAS, the Village has determined to vacate said premises;

NOW, THEREFORE, BE IT RESOLVED, that the Village Clerk be and hereby is authorized and directed to notify the owner of said premises that the Village shall vacate such premises not later than close of business, October 31, 2009; and

BE IT FURTHER RESOLVED, that the Village Clerk is further instructed that said notification shall be fully effectuated on or before September 30, 2009; and

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

The Board was polled as follows:

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| Trustee Fahey | Aye |
| Trustee DiLucia | Aye |
| Trustee DiLeo | Aye |
| Mayor Meehan | Aye |

RESOLUTION NO. 82 - AUGUST 27, 2009
A RESOLUTION AUTHORIZING TREE REMOVAL

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

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 the following for removal of a tree or trees, as noted:

| <u>Applicant</u> | <u>Address</u> | <u>Quantity and Description</u> |
|---------------------|----------------|---|
| 1. Maria Carpinelli | 71 Juniper Rd. | 1 tree closest to driveway |
| 2. Shanti Purohit | 28 Mohegan Ave | 1 maple tree |
| 3. Wendy DeAngelis | 54 Juniper Rd. | 1 tree in backyard; 1 tree on devil's strip |

; 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:

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|-----------------|-----|
| Trustee Fahey | Aye |
| Trustee DiLucia | Aye |
| Trustee DiLeo | Aye |
| Mayor Meehan | Aye |

RESOLUTION NO. 83 - SEPTEMBER 24, 2009
A RESOLUTION AUTHORIZING TREE REMOVAL

BE IT RESOLVED, that 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 Bruni for removal of one tree from the premises known as 23 Inwood Road, Port Washington, NY; 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:

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| Trustee Fahey | Aye |
| Trustee DiLucia | Aye |
| Trustee DiLeo | Nay |
| Mayor Meehan | Aye |

RESOLUTION NO. 84 - SEPTEMBER 24, 2009
A RESOLUTION MAKING A DETERMINATION UNDER STATE ENVIRONMENTAL
QUALITY REVIEW

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

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 E - 2009, "A Local Law to Amend Chapter 147 (Article VII) of the Code of the Inc. Village of Manorhaven - Vehicles and Traffic"; 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 |
| Trustee DiLeo | Aye |
| Mayor Meehan | Aye |

The Mayor opened the floor to public comment. Comments were offered by Gerard Terry, Esq., Mr. Mark Lazarovic, Ms. Fran Mienik, Ms. Giovanna Giunta, Ms. Patricia Jester, Ms. Bernadette Dolan, Ms. Claire DiNapoli, Mr. Michael Ragusa, Mr. Leo Ionna, Ms. Maria Carpinelli, and Ms. Elise Ledda.

Trustee Fahey made a motion to close the floor for public comments. Trustee DiLeo seconded the motion, which passed unanimously.

At 9:50 p.m., Trustee Fahey made a motion to adjourn the regular meeting. Trustee DiLeo seconded the motion, which passed unanimously.

Dated: Manorhaven, New York
October 2, 2009

Respectfully submitted,

Jonathan P. Fielding
Village Clerk-Treasurer