

**VILLAGE OF MANORHAVEN
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
SEPTEMBER 23, 2010**

The Board held a public information session at 7:00 p.m. with respect to feral cats in the Village. Ms. Jennifer Lieber from the Town of North Hempstead gave a presentation and answered questions from the Board and public. Forty-seven members of the public were present.

The Board held its regular monthly meeting on September 23, 2010 at 8:00 p.m. The meeting was called to order at 8:04 p.m. by Mayor Michael T. Meehan, with the following in attendance

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

Fifteen members of the public were in attendance. The Mayor asked Mr. Drew Hagenson to lead the assembly in reciting the Pledge of Allegiance.

The Mayor and Board of Trustees considered proposed minutes of the regular meeting held August 26, 2010 and the special meeting held on September 16, 2010. The Mayor and the Board of Trustees reviewed and considered these proposed minutes. Trustee Fahey made a motion to accept the minutes as presented. Trustee DiLucia seconded the motion, which passed unanimously.

The Mayor and Board of Trustees reviewed and considered the abstract of claims for September 2010. Trustee Gibson made a motion to remove the claim of the Town of North Hempstead in the amount of \$96,993.73 for work performed at Village Hall (parking lot and monument area renovation) from the abstract and consider it separately. Trustee DiLucia seconded the motion. The Board was polled as follows:

Trustee Gibson	Aye
Trustee Fahey	Abstain

Trustee DiLucia Aye
Trustee DiLeo Aye

Superintendent of Highways Donato Gallo recommended not paying the claim of the Town of North Hempstead in the amount of \$3,254.36 for removal of a fallen tree on March 13, 2010. Trustee DiLucia requested that that claim be held over until next month for further investigation.

Superintendent of Highways Donato Gallo recommended not paying the claim of the Town of North Hempstead in the amount of \$228.06 for emergency tree work due to high winds on May 8, 2010. Trustee Gibson requested that that claim be held over until next month for further investigation.

Superintendent of Highways Donato Gallo recommended not paying the claim of the Town of North Hempstead in the amount of \$2,161.52 for emergency repair work at the sewer main break on June 11, 2010. Trustee DiLucia requested that that claim be held over until next month for further investigation.

Trustee DiLucia made a motion to approve the abstract of claims as amended. Trustee Fahey seconded the motion.

The Board was polled as follows:

Trustee Gibson Aye
Trustee Fahey Aye
Trustee DiLucia Aye
Trustee DiLeo Aye

Trustee Gibson made a motion to disapprove the claim of the Town of North Hempstead in the amount of \$96,993.73 for work performed at Village Hall (parking lot and monument area renovation). Trustee DiLucia seconded the motion. The Board was polled as follows:

Trustee Gibson Aye
Trustee Fahey Abstain
Trustee DiLucia Aye
Trustee DiLeo Aye

The motion having carried, the Village Attorney advised the Village Clerk-Treasurer to issue correspondence to the Comptroller of the Town of North Hempstead to inform them that the claim had been audited and publicly rejected by resolution of the Board of Trustees.

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, which passed unanimously.

The Mayor and Board of Trustee then considered the resolution calendar for September 23, 2010.

RESOLUTION NO. 64 - SEPTEMBER 23, 2010
A RESOLUTION SCHEDULING A PUBLIC HEARING

Trustee DiLeo offered the following resolution and moved for its adoption. Trustee Gibson seconded the motion.

BE IT RESOLVED, that the Board of Trustees of the Inc. Village of Manorhaven shall conduct a public hearing on Thursday, October 28, 2010, commencing at 7:00 pm, at the Village Hall, 33 Manorhaven Boulevard, Port Washington, New York, to consider the application of Dunes 28, LLC for subdivision of property situate at 28 Dunes Lane within the Village and identified on the Nassau County Land & Tax Map as section 4, block 103, lot 44; and

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

The Board was polled as follows:

Trustee Gibson	Aye
Trustee Fahey	Aye
Trustee DiLucia	Aye
Trustee DiLeo	Aye

RESOLUTION NO. 65 - SEPTEMBER 23, 2010
A RESOLUTION IN CONNECTION WITH INSPECTORS OF ELECTION

Trustee Gibson offered the following resolution and moved for its adoption. Trustee Fahey seconded the motion.

BE IT RESOLVED, that the following individuals who worked as inspectors of election in the General Village Election conducted on June 15, 2010, be compensated an additional \$100, for seven additional hours of service past the 9:00 pm closing of the polls:

Michael Barry

Marge DiLeo
Mamie Kerr
Alice Meltzer

; and

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

The Board was polled as follows:

Trustee Gibson	Aye
Trustee Fahey	Aye
Trustee DiLucia	Aye
Trustee DiLeo	Recused
Mayor Meehan	Aye

**RESOLUTION NO. 66 - SEPTEMBER 23, 2010
A RESOLUTION AMENDING A PRIOR RESOLUTION**

Trustee Fahey offered the following resolution and moved for its adoption. Trustee DiLeo seconded the motion.

WHEREAS, Susan Williams has been previously engaged as an independent contractor in connection with the Village Justice Court, by Resolution No. 80 of 2008;

NOW, THEREFORE, BE IT RESOLVED, that the compensation paid to said Susan Williams as an independent contractor be and hereby is adjusted to \$35/hour, effective September 3, 2010, *nunc pro tunc*; and

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

The Board was polled as follows:

Trustee Gibson	Aye
Trustee Fahey	Aye
Trustee DiLucia	Aye
Trustee DiLeo	Aye
Mayor Meehan	Aye

**RESOLUTION NO. 67 - SEPTEMBER 23, 2010
A RESOLUTION ACCEPTING A PROPOSAL**

Trustee DiLucia offered the following resolution and moved for its adoption. Trustee DiLeo seconded the motion.

BE IT RESOLVED, that upon the recommendation of the Village Clerk-Treasurer, a certain proposal to the Village dated August 26, 2010 from Pumping Services, Inc., having an address at 201 Lincoln Boulevard, Middlesex, NJ 08846, in the amount of \$7,600.00, for work at the Village Pump Station (removal of old cutter cartridge and motor and installation of new cutter cartridge and motor), be and hereby is accepted; and

BE IT FURTHER RESOLVED, and

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

The Board was polled as follows:

Trustee Gibson	Aye
Trustee Fahey	Aye
Trustee DiLucia	Aye
Trustee DiLeo	Aye
Mayor Meehan	Aye

RESOLUTION NO. 68 - SEPTEMBER 23, 2010
A RESOLUTION AUTHORIZING TREE REMOVAL

Trustee DiLeo offered the following resolution and moved for its adoption. Trustee Gibson seconded the motion.

BE IT RESOLVED, that upon the recommendation of the 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:

Applicant	Address	Quantity
Mark J. Hanlon	79 Sands Point Road	1

; 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 Gibson	Aye
Trustee Fahey	Aye
Trustee DiLucia	Aye
Trustee DiLeo	Aye
Mayor Meehan	Aye

RESOLUTION NO. 69 - SEPTEMBER 23, 2010

A RESOLUTION IN CONNECTION WITH CERTAIN EXPENSE REIMBURSEMENTS

Trustee Gibson offered the following resolution and moved for its adoption. Trustee DiLeo seconded the motion.

WHEREAS, it is necessary for certain Village officials to utilize their personal cell phones in performance of their Village duties; and

WHEREAS, reimbursement to said officials of said costs is a reasonable and proper Village expenditure;

NOW, THEREFORE, BE IT RESOLVED, that the following Village officials be and hereby are eligible for reimbursement, on a monthly basis, for the use of personal cell phones in the performance of Village duties, up to a maximum of \$100:

Village Trustees
Chairman, Board of Zoning Appeals

; and

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

The Board was polled as follows:

Trustee Gibson	Aye
Trustee Fahey	Abstain
Trustee DiLucia	Nay
Trustee DiLeo	Nay

The motion failed passage.

Mayor Meehan opened the floor to public comment. Comments were offered by Ms. Claire DiNapoli, Ms. Elise Ledda, Ms. Idie Perez, Mr. Drew Hagenson, Ms. Victoria Spielman, and Mr. Roy Smitheimer.

At 9:13 p.m., Trustee Fahey left the meeting.

At 9:15 p.m., Trustee DiLucia made a motion to enter executive session to discuss a law enforcement matter. Trustee Gibson seconded the motion, which passed unanimously.

At 9:39 p.m, Trustee DiLucia made a motion to return from executive session. Trustee Gibson seconded the motion, which passed unanimously.

At 9:40 p.m., Trustee DiLucia made a motion to adjourn the meeting. Trustee DiLeo seconded the motion, which passed unanimously.

Dated Manorhaven, New York
 October 8, 2010

Respectfully submitted,

Jonathan P. Fielding
Village Clerk-Treasurer