

**VILLAGE OF MANORHAVEN**  
**BOARD OF TRUSTEES PUBLIC HEARING/GENERAL MEETING**  
**September 26, 2019 – 7 p.m. – MINUTES**

**CALL TO ORDER:** 7:04 p.m.

**Pledge of Allegiance:** John Popeleski

**Attendance:** *Trustee Rita Di Lucia, Trustee Ken Kraft, Trustee John Popeleski, Deputy Mayor Priscilla von Roeschlaub, Mayor Jim Avena, Sharon Abramski, Village Clerk-Treasurer, Jonathan Fielding – Village Attorney.*

Due to a schedule conflict with the court reporter, the following local laws were adjourned until October 10, 2019 at 6 p.m. and the regular meeting began immediately.

**Proposed Local Law #10-2019** - A local law amending Chapter 155 (Zoning), to adopt regulations regarding wireless telecommunications facilities.

**Proposed Local Law #11-2019** - A local law amending Chapter 147 (Vehicles and Traffic), Article III (Parking, Stopping and Standing), by amending Section 147-52 (Schedule XVI: Handicapped Parking) to designate a reserved parking space for handicapped parking on the north side of Cambridge Avenue in front of house number 41.

**Proposed Local Law #12-2019** - A local law amending Chapter 151 (Waterways), to provide for permits and fines for winter float storage.

**Proposed Local Law #13-2019** - A local law to repealing and replacing Chapter 108 (Peddling & Soliciting) to adopt new regulations for peddling and soliciting.

**REPORTS:** (July and August)

- Justice Court
- Police Department
- Building Department
- *John Popeleski moved to accept the reports; Ken Kraft seconded; motion unanimously carried.*

**MINUTES:**

- Draft Minutes of the July 25, 2019 BOT Meeting
- Draft Minutes of the August 27, 2019 Special Session for Abstract Review
- Draft Minutes of the September 12, 2019 Work Session
- *Jim Avena moved to accept the minutes; seconded by Priscilla von Roeschlaub; motion unanimously carried.*

**ABSTRACT OF CLAIMS:**

- Abstract of Claims – General Fund 8/27/19 through 9/24/19
- Abstract of Claims – Capital Fund 8/27/19 through 9/24/19
- *John Popeleski moved to accept the Abstracts; Ken Kraft seconded; motion unanimously carried.*

**MOTIONS:**

**Motion #41- 2019** - Motion permitting Tom's Point Lane Homeowner's Association to erect a sign at the corner of Sagamore Hill Drive and Toms Point Lane stating: **Tom's Point Lane; Residents & Visitors; No Through Traffic.**

- *Priscilla von Roeschlaub moved to accept the request; John Popeleski seconded; motion unanimously carried.*

**PRESENTATION:**

Mia Perulli, Girl Scout – Gold Award Candidate

- Her theme is **Live, Walk, Bark**, with a goal to promote healthy living for dogs. She is raising funds for dog playground equipment – Ultra Play Novice Course in Nature Green - \$3,183. She needs to raise an additional \$2,600. Several of the Trustees donated upon hearing her goal.

**RESOLUTIONS:**

**Resolution # 39 -2019 - STANDARD WORK DAY AND REPORTING RESOLUTION FOR ELECTED AND APPOINTED OFFICIALS**

**WHEREAS** the Village of Manorhaven Board of Trustees establishes the following as the standard for any elected and/or appointed official enrolled in the New York State and Local Employees Retirement System; and

**WHEREAS** the Village will report the days worked to the New York State and Local Employees Retirement System based on the time keeping system records of activities maintained and submitted; and

**THEREFORE BE IT RESOLVED** that Trustee Rita Di Lucia, NYSLRS Registration #6015472-1, with a term of 7/2019– 6/2021 shall participate with a 6-hour standard work day, and has worked an average of 5.23 days per month (ROA Result); and

**BE IT FURTHER RESOLVED** that Board of Zoning Appeals Member Patrick Gibson, NYSLRS Registration #5066771-6, with a term of 7/18 – 6/23 shall participate with a 6-hour standard work day, and has worked and average of 0.39 days per month (ROA Result); and

**BE IT FURTHER RESOLVED** that Board of Planning, Member Dominick Masiello, NYSLRS Registration #3879982-8, with a term of 7/2015 – 7/2020 shall participate with a 6-hour standard work day and has worked an average of 0.39 days per month (ROA Result); and

**BE IT FURTHER RESOLVED** that this resolution shall take effect immediately.

- Ken Kraft moved to accept; seconded by Priscilla von Roeschlaub; motion unanimously carried, minus the vote of Rita Di Lucia who recused herself from the vote.

**Resolution #40 - 2019 - A RESOLUTION ESTABLISHING A MANORHAVEN TREE ADVISORY BOARD**

**WHEREAS**, the Arbor Day Foundation partners with national and state forestry services to sponsor a recognition program under which towns, villages and cities can receive recognition as a Tree City USA; and

**WHEREAS**, the designation of the **Village of Manorhaven** ("Village") as a Tree City USA would acknowledge the importance the **Village** places on the environment and the trees of the **Village** and will afford the **Village** access to important sources of grant funding; and

**WHEREAS**, recognition of the Village as a Tree City USA requires the existence of a tree board or department; and

**WHEREAS**, the Village Board now wishes to establish a Village Tree Advisory Board to act in an advisory capacity to the Village Board, in order to assist and advise the Village Board on matters relating to the preservation, planting and removal of trees in the Village; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Village of Manorhaven Tree Advisory Board (the " Tree Board") be and hereby is established pursuant to the provisions and requirements as provided herein; and

**BE IT FURTHER RESOLVED**, that the Tree Board shall be comprised of three to seven (3-7) members, who shall serve at the pleasure of the Mayor; and that Committee members shall include representatives from the Building Department, the Highway Superintendent, and such other members as the **Mayor** shall appoint; and;

**BE IT FURTHER RESOLVED**, that the powers and duties of the Committee shall be as follows:1) Make recommendations concerning new or amended legislation related to the protection and enhancement of the trees of the Town;

2) Identify varieties and tree species suitable for planting in the Town;

3 ) Compile an inventory of street trees, landmark trees and other trees in the Town;

4) Make recommendations concerning the development of a community forestry work plan addressing the planting, maintenance and removal of trees;

5) Promote programs and projects that protect and improve Town trees and increase public awareness of the economic and environmental benefits of trees;

6) Work with the Grants Coordinator to identify available resources of funds to preserve and enhance the urban forest;

7) Perform such other duties as the Mayor may assign to the Board; and

8) Continue the Village's participation in the National Arbor Day Foundation's Tree City USA program; and;

9) The Tree Board shall designate one of its members as Chairperson. The Board shall meet at least quarterly at a time and place designated by the Chairperson and shall adopt rules to govern its meetings.

**BE IT FURTHER RESOLVED** that this resolution shall take effect immediately.

- Priscilla von Roeschlaub moved to accept the resolution; seconded by Ken Kraft; motion unanimously carried.

**RESOLUTION #41 - 2019** – Postponed until 10/10/2019 - **RESOLUTION TO ESTABLISH STORAGE PERMIT FEES**

**UPCOMING MEETINGS/EVENTS:**

- October 10, 2109 at 6 p.m. – Work Session at 6 p.m.

**PUBLIC COMMENTS:**

- Patrick Gibson discussed parking problems in Manorhaven and asked if the Village would consider the idea of “parking passes.”
- Jim Avena noted that the BOT has visited this topic before and that it was rejected by the public. They will table it for now.
- Patrick Gibson, BZA Chair said that he has grown to dislike the term “over-crowding”. He explained his feelings about development. He’d like guidance from the BOT on how to successfully address housing under current Village laws.
- Jim Avena said that they have been very successful in addressing over-occupancy and feels they may need another meeting.
- Gary Maynard wanted to discuss the Dejana Garbage Company property across from Village Hall. One truck has garbage remnants in the back. He feels it gathers mosquitos. On another note, after their clean-up, the smell is gone.
- Ken Kraft requested that the M12-33 truck be examined on the Dejana property.
- Gary Maynard also reported a homeless man sleeping in the Preserve behind the temple. He brought up the property on Sintsink Drive West seeking the Village to sell them a portion of Village property. He supports it.
- Jim Avena said that the Board discussed it and does not want to sell any Village property that touches the water. They will revisit it at a later date.
- Nick Marra came forward to express his unhappiness about the court reporter.

**EXECUTIVE SESSION:** To Seek Legal Counsel

- At 7:38 p.m. *John Popeleski made a motion to enter into Executive Session; seconded by Priscilla Von Roeschlaub; unanimously carried.*
- At 8:50 p.m. *Jim Avena made a motion to close the Executive Session; seconded by Priscilla Von Roeschlaub; unanimously carried.*

**MOTIONS:**

**Motion #42- 2019** – The Board of Trustees of the Village of Manorhaven has made a determination that in accordance with **Chapter 155-20.1.G** of the Village Code, a site plan review for PB8-2019, 20 Matinecock Avenue, shall be moved to the Village Architectural Review Board (ARB) as a consulting review agency to make a recommendation to the Board of Trustees prior to a hearing.

- *Motion to accept by Rita Di Lucia; seconded by Ken Kraft; motion unanimously carried.*

**Motion #43- 2019** to raise Michael Calvanese’s salary to reflect his new Civil Service title of Labor Supervisor.

- *Motion to accept by John Popeleski; seconded by Jim Avena; motion unanimously carried.*

**Motion #44- 2019** to pay an additional paycheck as a health insurance reimbursement to staff who opted out of health insurance (William Rogel and Alex Kovacevic) during the last pay period of June and the last pay period of December.

- *Motion to accept by Ken Kraft; seconded by John Popeleski; motion unanimously carried.*

**ADJOURNMENT: 9:02 p.m.**

- *John Popeleski made a motion to adjourn at 9:02 p.m.; seconded by Jim Avena; unanimously carried.*

Manorhaven, NY  
Sharon Natalie Abramski, RMC, CMC  
Village Clerk-Treasurer  
September 26, 2019