

**VILLAGE OF MANORHAVEN  
BOARD OF TRUSTEES  
MINUTES OF REGULAR MEETING  
MAY 17, 2012**

The Board held a public hearing on May 17, 2012, at 7:00 p.m., on the Municipal Separate Storm Sewer System (MS-4). The hearing was called to order at 7:01 p.m. by Mayor John M. Di Leo, Jr. with Trustee Rita Di Lucia, Trustee Jim Avena, and four members of the public present. Commissioner of Environmental Affairs Jeffrey Zeh made a presentation to the Board. At 7:11 p.m., Trustee Di Lucia made a motion to close the public hearing. Trustee Avena seconded the motion, which passed unanimously. Please see the stenographic record for further details.

The Board held a public hearing on May 17, 2012, at 7:00 p.m., to consider the adoption of Introductory Local Law - C (2012), a local law to amend section 147-48 (Schedule XII) of the Code of the Inc. Village of Manorhaven, "Vehicles and Traffic". The hearing was called to order at 7:12 p.m. by Mayor John M. Di Leo, Jr. with Trustee Di Lucia, Trustee Avena, and four members of the public present. At 7:23 p.m., Trustee Avena made a motion to close the public hearing. Trustee Di Lucia seconded the motion, which passed unanimously. Please see the stenographic record for further details.

The Board held its regular monthly meeting on May 17, 2012 at 8:00 p.m. The meeting was called to order at 8:09 p.m. by Mayor John M. Di Leo, Jr., with the following in attendance:

John M. Di Leo, Jr.	Mayor
Brendan Fahey	Trustee
Jim Avena	Trustee
Gerard Terry, Esq.	Village Attorney
Jonathan P. Fielding	Village Clerk-Treasurer
David L. Mammia, R.A.	Superintendent of Buildings
Carmela Aiello	Deputy Village Clerk

Forty-three members of the public were in attendance. The Mayor asked led the assembly in reciting the Pledge of Allegiance.

The Mayor and Board of Trustees considered proposed minutes of the regular meeting held on April 26, 2012 and the special meeting/work session held on May 10, 2012. The Mayor and the Board of Trustees reviewed these proposed minutes. Trustee Avena made a motion to accept the minutes as presented. Trustee Fahey seconded the motion.

The Board was polled as follows:

Trustee Avena           Aye  
Trustee Fahey           Aye  
Mayor Di Leo            Aye

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 Avena. The Board was polled as follows:

Trustee Avena           Aye  
Trustee Fahey           Aye  
Mayor Di Leo            Aye

The Board then considered the abstract of claims. Trustee Avena made a motion to approve the abstract of claims. Trustee Fahey seconded the motion. The Board was polled as follows:

Trustee Avena           Aye  
Trustee Fahey           Aye  
Mayor Di Leo            Aye

The Mayor and the Board of Trustees then considered the resolution calendar.

**RESOLUTION NO. 22 - MAY 17, 2012  
A RESOLUTION MAKING A DETERMINATION  
UNDER STATE ENVIRONMENTAL QUALITY REVIEW**

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

**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 C - 2012"; 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 constitutes 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 Avena           Aye  
Trustee Fahey           Aye  
Mayor Di Leo            Aye

**RESOLUTION NO. 23 - MAY 17, 2012**  
**A RESOLUTION AUTHORIZING THE FILING OF A GRANT APPLICATION**

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

**BE IT RESOLVED**, that the Village Clerk-Treasurer be and hereby is authorized and directed to file or cause to be filed an application for funding under the Urban and Community Forestry Grant Program ("Round 11"), New York State Department of Environmental Conservation, for "Quick Start Arbor Day Grant" and/or "Tree Planting Grant"; and

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

The Board was polled as follows:

) Trustee Avena           Aye  
Trustee Fahey           Aye  
Mayor Di Leo            Aye

**RESOLUTION NO. 24 - APRIL 26, 2012**  
**A RESOLUTION AUTHORIZING THE VILLAGE CLERK-TREASURER TO LEVY AND COLLECT REAL PROPERTY TAXES**

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

**BE IT RESOLVED**, that the Village Clerk-Treasurer be and hereby is authorized and directed to levy and collect taxes assessed upon the various parcels of real property situate in the Inc. Village of Manorhaven for the Village fiscal year commencing June 1, 2012, based upon the final assessment roll published by the Nassau County Board of Assessors; and

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

The Board was polled as follows:

) Trustee Avena           Aye  
Trustee Fahey           Aye

) Mayor Di Leo

Aye: Avena  
Fahey

**RESOLUTION NO. 25 - MAY 17, 2012  
A RESOLUTION ADOPTING MOORING PLAN REGULATIONS**

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

**BE IT RESOLVED**, that pursuant to Chapter 151 of the Code of the Village of Manorhaven, the proposed Mooring Plan Regulations for Manhasset Bay for the period 2012 to 2014, as proposed by the Town of North Hempstead, be and hereby are adopted; and

**BE IT FURTHER RESOLVED**, that in connection therewith, a perimeter permit be and hereby is issued to Manhasset Bay Marina, said permit to include moorings not to exceed 40 in number, to be located within the area denoted as "MNOP" on said Mooring Plan Regulations; and

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

The Board was polled as follows:

) Trustee Avena           Aye  
Trustee Fahey           Aye  
Mayor Di Leo            Aye

**RESOLUTION NO. 26 - MAY 17, 2012  
A RESOLUTION AUTHORIZING AN ENGINEERING STUDY AND SCOPE OF WORK**

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

**BE IT RESOLVED**, that upon the recommendation of the the Mayor, the Village Engineer, Sidney B. Bowne & Son, Inc., having an address at 235 East Jericho Turnpike, Mineola, NY 11501, be and hereby is authorized and directed to prepare an engineering study and scope of work for the following:

Cambridge Avenue - entire length - repair and upgrade of corners

;and

**BE IT FURTHER RESOLVED**, that said Village Engineer, Sidney B. Bowne & Son, Inc., is directed to conclude its work pursuant to this Resolutino not later than 30 days from May 17, 2012; and

**BE IT FURTHER RESOLVED**, that pending receipt of said engineering study and scope of work, the Village Clerk-Treasurer be and hereby is authorized and directed to provide for the emergency repair and upgrade of any such corner locations, as may be necessary; and

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

The Board was polled as follows:

Trustee Avena	Aye
Trustee Fahey	Aye
Mayor Di Leo	Aye

**RESOLUTION NO. 27 - MAY 17, 2012**

**A RESOLUTION ACCEPTING A PROPOSAL FOR PROFESSIONAL SERVICES**

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

**BE IT RESOLVED**, that a certain proposal to the Village, dated May 14, 2012, from Bowne AE&T Group, having an address at 235 East Jericho Turnpike, Mineola, NY 11501, be and hereby is accepted; and

**BE IT FURTHER RESOLVED**, that the Mayor or his designee be and hereby is authorized to execute such documents on behalf of the Village as may be necessary and appropriate to effectuate the terms of this Resolution; and

**BE IT FURTHER RESOLVED**, that the initial maximum dollar amount of such engagement shall be \$10,000; and

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

The Board was polled as follows:

Trustee Avena	Aye
Trustee Fahey	Aye
Mayor Di Leo	Aye

The Mayor opened the floor to public comment. Public comment was offered by Mr. Joseph Giunta, Ms. Pat De Bari, Ms. Elyse Ledda, Mr. Mark Lazarovic, Ms. Barbara Mallon, Ms. Erin Ryan, and Mr. Richard Carey.

) At 9:25 p.m. Trustee Avena made a motion to adjourn the meeting.  
Trustee Fahey seconded the motion, which passed unanimously.

BE IT  
RESOLVED

Dated Manorhaven, New York  
May 22, 2012

Respectfully submitted,

Jonathan P. Fielding  
Village Clerk-Treasurer