

**INC. VILLAGE OF MANORHAVEN  
BOARD OF TRUSTEES PUBLIC HEARING  
MINUTES – JANUARY 31, 2019 – 7 p.m.**

**CALL TO ORDER:** 7:00 p.m.

Pledge of Allegiance: Jerry Tedeschi

Attendance:

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

**ATTORNEYS COMMENTS REGARDING SEQRA RESOLUTION:**

*- Motion to designate tonight's proposed local laws as SEQRA Type II actions and designate the Village Board of Trustees as the lead agency by Priscilla von Roeschlaub; seconded by John Popeleski; motion unanimously carried.*

**LOCAL LAW CHANGES BEFORE THE BOARD:**

**Local Law 1 of 2019**

A local law amending Chapter 147 (Vehicles and Traffic), Article VII (Schedules), by amending Section 147-52 (Schedule XVI) to repeal Local Law 2-2014 and eliminate a designated handicapped parking space on Dunes Lane.

**PUBLIC COMMENTS:** None

*- Motion to close public comment by Jim Avena; seconded by John Popeleski; motion unanimously carried.*

*- Motion to accept local law 1-2019 by Rita Di Lucia; seconded by Priscilla von Roeschlaub; motion unanimously carried.*

**Local Law 2 of 2019**

A local law amending Chapter 147 (Vehicles and Traffic), Article VII (Schedules), by amending Section 147-55 (Schedule XVIII) to designate a motorcycle-only parking space on Linwood Road North.

**PUBLIC COMMENTS:** None

*- Motion to close public comment by Rita Di Lucia; seconded by John Popeleski; motion unanimously carried.*

*- Motion to accept local law 2-2019 by Jim Avena; seconded by John Popeleski; motion unanimously carried.*

**ADJOURNMENT:** 7:04 p.m.

*May I have a motion to close the public hearing and move into the Board of Trustees General Meeting by John Popeleski; seconded by Rita Di Lucia; motion unanimously carried.*

Manorhaven, NY  
Sharon Natalie Abramski, RMC, CMC  
Village Clerk-Treasurer  
January 31, 2019

**VILLAGE OF MANORHAVEN  
BOARD OF TRUSTEES MEETING  
MINUTES – January 31, 2019 – 7 p.m.**

**CALL TO ORDER:** 7:05 p.m.

**MAYOR COMMENTS:**

**REPORTS:**

- Justice Court
- Police Department
- Building Department

*Motion to accept reports by Priscilla von Roeschlaub; seconded by John Popeleski; motion unanimously carried.*

**MINUTES:**

- Draft Minutes of the December 20, 2018 Hearing BOT Meeting
- Draft Minutes of the December 27, 2018 Special Session
- Draft Minutes of the January 7, 2019 Work Session

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

**ABSTRACT OF CLAIMS:**

- Abstract of Claims dated 12/25/2018 through 1/31/2019.

*May I have a motion to accept the abstract by Priscilla von Roeschlaub; seconded by John Popeleski; motion unanimously carried.*

**RESOLUTIONS:**

**RESOLUTION #11 - 2018 – 2019 - RESOLUTION DESIGNATING AN ADDITIONAL OFFICIAL VILLAGE DEPOSITORY/BANK AND SIGNATORIES**

**BE IT RESOLVED** that the Village of Manorhaven designates the Municipal Division of Empire National Bank as a Village of Manorhaven depository, requiring federally insured security for Village deposits as authorized by the law, and

**BE IT RESOLVED** that the Village of Manorhaven authorizes the Mayor and the Village Clerk-Treasurer to be named signatories, to deposit surplus funds into a federally insured Cash Sweep (ICS) account with Empire National Bank, allowing the deposits and transfers of funds between previously designated Village other federally insured depository institutions; and

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

*- Motion to accept by Rita Di Lucia; seconded by Priscilla von Roeschlaub; motion unanimously carried.*

**RESOLUTION #12 – 2018 – 2019 - A RESOLUTION AUTHORIZING THE MAYOR TO APPROVE THE FLOWER HILL HOSE CO. NO. 1'S EXECUTION OF A LEASE-PURCHASE AGREEMENT FOR THE PURCHASE OF TWO FIRETRUCKS**

**WHEREAS**, the Flower Hill Hose Co. No. 1 (“Fire Dept.”) is a volunteer fire department duly organized as a not-for-profit corporation under the laws of the State of New York and furnishes firefighting services to the people of the Inc. Village of Manorhaven, a political subdivision of the State of New York (the “Village”), pursuant to a written agreement; and

**WHEREAS**, the Fire Dept. has provided such firefighting and emergency medical services to the persons in the area under the jurisdiction of the Village for many years and has agreed to continue to provide such services; and

**WHEREAS**, the Fire Dept. does not have an “applicable elected representative” as defined under section 147(f) of the Internal Revenue Code of 1986, as amended, and thus requires the written approval of an “applicable elected representative” for one of the municipalities which it serves; and

**WHEREAS**, the Fire Dept. seeks to enter a Lease-Purchase Agreement in order to finance their purchase of two (2) Spartan Custom Pumper firetrucks to be located at 12 Haven Avenue, Port Washington, NY 11050, for their use in providing firefighting services to the area including the Village as well as other municipalities, with such financing to be in the maximum aggregate principal amount of \$1,300,000;

**WHEREAS**, the Fire Dept. is holding a public hearing pursuant to the requirements of Section 147(f) of the Internal Revenue Code of 1986, as amended, on January 31, 2019 at 7:00 p.m., at the headquarters of the Port Washington Fire Department located at 423 Port Washington Boulevard, Port Washington, NY 11050, such public hearing having been duly noticed in the Port Washington News more than seven days prior; and

**WHEREAS**, the approval of this Lease-Purchase Agreement by the Village shall not constitute any financial involvement in said agreement, nor shall it create any obligation on the part of the Village;

**NOW, THEREFORE, BE IT RESOLVED** that Mayor James M. Avena is duly authorized to execute a written approval of the Flower Hill Hose Co. No. 1 entering into said Lease-Purchase Agreement in order to satisfy the requirements of Section 147(f) of the Internal Revenue Code of 1986, as amended;

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

- *Motion to accept by Rita Di Lucia; seconded by John Popeleski; motion unanimously carried.*

**MOTIONS:**

**Motion #4 - 2019** to transfer funds from the General Account to the Capital Account in the amount of \$15,000 to “pay down” the 2017 BAN for renewal.

- *Motion to accept by Priscilla von Roeschlaub; seconded by John Popeleski; motion unanimously carried.*

**Motion #5 - 2019** to accept a proposal from Cameron Engineering to prepare drawings and a bid packet for the water main connection from Morgan’s Dock to the Port Washington Water District Water Main and to oversee its installation and connection.

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

**Motion #6 - 2019** to accept a proposal from Cameron Engineering to prepare a bid packet and drawing of sewer repairs to be completed on Manorhaven Blvd. and Inwood Rd. and to oversee and inspect the Repairs.

- *Motion to accept by Priscilla von Roeschlaub; seconded by John Popeleski; motion unanimously carried.*

**Motion #7 - 2019** to accept the 2019 Manorhaven Workplace Violence Statement.

- *Motion to accept by Rita Di Lucia; seconded by John Popeleski; motion unanimously carried.*

**Motion #8 - 2019** to appoint Steven Leventhal, Esq. as Ethics Attorney for the Village of Manorhaven, and Alexander Kovacevic as Secretary to the Ethics Committee.

- *Motion to accept by Rita Di Lucia; seconded by Priscilla von Roeschlaub; motion unanimously carried.*

- *Mayor/Attorney comments: The Ethics Committee was formed in January of 2017. They will receive training in February 2109. This Board has the authority to advise the Board of Trustees of any ethical concerns and has the ability to impose sanctions as they deem necessary.*

- *Trustee Di Lucia felt that further decisions by the BZA should be presented to the Ethics Board before any decisions are made by the BZA with regard to the Dejana application.*

- *Mayor Avena made an exception and allowed a discussion with the public to take place to give those in attendance an additional opportunity to voice concerns regarding the Zoning Board.*

**Motion #9 - 2019** to appoint Dan Garcia to the Planning Board to fill a vacancy ending July 2019.

- *Motion to accept by John Popeleski; seconded by Rita Di Lucia; motion unanimously carried.*

**UPCOMING LOCAL LAW CHANGES FOR DISCUSSION IN FEBRUARY:**

- Ban of Recreational Marijuana Sales in Manorhaven (Zoning: Chapter 155-20(B))

- Amendment to Curb-cuts on New Homes (Streets and Sidewalks: Chapter 132-12(b)1)

**TOPIC FOR DISCUSSION:**

- Wired Security Camera Installation in the Preserve – Trustee Popeleski discussed related costs and proposals for wireless service .

**PUBLIC COMMENT:**

- John Orr had questions regarding the proposed walkway in the Preserve.

- Gary Maynard had comments regarding the proposed electronic sign in Manhasset Isle.

- Jerry Tedeschi asked if the wireless cameras would have night vision.

- Nick Marra questioned whether the video surveillance would be connected to the Police station.

- Rose Masiello also had a question regarding camera surveillance.

- John Orr had questions regarding the opening of Morgan’s Dock and its planned water usage.

- Nick Marra noted that the “same people upset about the BZA applications are the same people who wanted three-stories for Senior Housing a few years ago.

- Mayor Avena commented that public behavior was “out of control” at the last BZA meeting. The BOT expects help from the residents of Manorhaven. During the last snow emergency, there was little cooperation from most of the residents for this new program to work, the Village needs full cooperation.

**UPCOMING MEETINGS/EVENTS:**

- Have a Heart Food Drive for Our Lady of Fatima – Village Hall – 2/11 through 2/22
- Village Offices Closed on 2/12 – Lincoln’s Birthday and 2/18 – President’s Day
- Work Session – 2/21 – 6:00 p.m.
- BOT and Public Hearing – 2/28 at 7 :00 p.m.

**EXECUTIVE SESSION:**

- *Motion to enter into Executive Session to discuss legal matters by Priscilla von Roeschlaub; seconded by John Popeleski; motion unanimously carried.*
- *Motion to close the Executive Session by John Popeleski; seconded by Rita Di Lucia; motion unanimously carried.*
  
- ***Motion to Authorize the Mayor** to sign a Stipulation of Settlement in the Long Island Realtors matter by Priscilla von Roeschlaub; seconded by John Popeleski; motion unanimously carried.*

**ADJOURNMENT:** 8:35 p.m.

*Motion to adjourn by John Popeleski; seconded by Priscilla von Roeschlaub; motion unanimously carried.*

Manorhaven, NY  
Sharon Natalie Abramski, RMC, CMC  
Village Clerk-Treasurer  
January 31, 2019