

**VILLAGE OF MANORHAVEN**  
**BOARD OF TRUSTEES MINUTES OF PUBLIC HEARING**  
**SEPTEMBER 22, 2016 – 7:00 p.m.**

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

**PLEDGE OF ALLEGIANCE:** Donald Badaczewski

**ATTENDANCE:** Trustee Rita Di Lucia, Trustee Ken Kraft, Trustee John Popeleski, Deputy Mayor Priscilla von Roeschlaub, Mayor Jim Avena, Village Attorney Steve Leventhal, Village Clerk-Treasurer Sharon Abramski.

**OPENING COMMENTS:** Mayor Avena and Attorney Leventhal discussed the proposed snow emergency law.

**PROPOSED LOCAL LAW:** Local Law 10 of 2016

A local law amending Chapter 147 (Vehicles and Traffic), Article IV (Emergency Regulations), by amending Section 147-25 (Snow emergency regulations; when effective), to provide that snow emergency regulations shall be effective during snow emergencies declared by resolution of the Board of Trustees; amending Section 147-26 to designate restrict parking on the even side of streets on odd days during snow emergencies declared by resolution of the Board of Trustees; amending Section 147-27 to designate restrict parking on the odd side of streets on even days during snow emergencies declared by resolution of the Board of Trustees; and amending Section 147-51 to regulate overnight parking on certain streets during snow emergencies declared by resolution of the Board of Trustees.

**OPEN TO PUBLIC COMMENT:**

Elise Ledda; John Orr; Frank Ottaviani; Michael Ragusa; Patrick Gibson; Debbie Greco.

All residents expressed their concerns and objections regarding the acceptance of the new law.

*Motion to Adjourn the Public Hearing Until a Future Date:* Deputy Mayor von Roeschlaub;

*Seconded by:* John Popeleski; *Unanimously approved.*

**COMMENTS:** The Board opened the hearing on Local Law 11-2016 and, after a discussion, adjourned the hearing to the regular meeting of the Board scheduled for October 27, 2016

**ADOPTION OF A LOCAL LAW:** Local Law 11 of 2016

A local law amending Chapter 155 (Zoning), Article IX (Administration), by amending Section 155-60 (Board of Zoning Appeals), to reduce the number of members of the Board of Zoning Appeals from seven to five.

**UPCOMING PUBLIC HEARING:** October 27, 2016

- a. Local Law designating a “No Parking” sign at Pequot Avenue and Manhasset Blvd.
- b. Local Law amending Chapter 155.

**ADJOURNMENT:** At 7:33 p.m. a short recess took place before the Board of Trustee meeting.  
Dated: September 22, 2016

Manorhaven, NY

Respectfully Submitted,  
Sharon Natalie Abramski, CMC  
Village Clerk-Treasurer

**VILLAGE OF MANORHAVEN  
BOARD OF TRUSTEES REGULAR MEETING  
MINUTES FOR SEPTEMBER 22, 2016**

**CALL TO ORDER:** 7:40 p.m.

**ATTENDANCE:** Trustee Rita Di Lucia, Trustee Ken Kraft, Trustee John Popeleski, Deputy Mayor Priscilla von Roeschlaub, Mayor Jim Avena, Village Attorney Steven Leventhal, Village Clerk-Treasurer Sharon Abramski.

**OPENING COMMENTS BY THE MAYOR:**

**MOTIONS:**

**a. Motion** to hire a contractor to install a meter pit for the sprinkler installation in Manhasset Isle;

*Motion to Approve Motion:* Trustee Popeleski; *Seconded by:* Trustee Kraft; *unanimously approved.*

**b. Motion** to hire a contractor to abandon an underground oil tank on Village property;

*Motion to Approve Motion:* Trustee Popeleski; *Seconded by:* Deputy Mayor von Roeschlaub; *unanimously approved.*

**c. Motion** to appoint Jennifer Wilson-Pines as the Village Representative for the Manhasset Bay Protection Committee;

*Motion to Approve Motion:* Deputy Mayor von Roeschlaub; *Seconded by:* Trustee Popeleski; *unanimously approved.*

**d. Motion** to hire Llori Vlahos as a Part-time Code Enforcement Consultant.

*Motion to Approve Motion:* Trustee Popeleski; *Seconded by:* Trustee Kraft; *unanimously approved.*

**e. Motion** to add a modification to the budget to increase revenues and expenditures relating to Phase II of Morgan's Dock renovations in the amount of \$348,286.26 for the fiscal year May 31, 2016.

*Motion to Approve Motion:* Trustee Di Lucia; *Seconded by* Deputy Mayor von Roeschlaub; *unanimously approved.*

**REPORTS:**

Justice Court  
Police Department  
Building Department

*Motion to Accept Reports:* Trustee Kraft; *Seconded by:* Trustee Popeleski; *unanimously accepted.*

**MINUTES:**

Draft Minutes of the August 18, 2016 Board of Trustees Meeting  
Draft Minutes of the September 8, 2016 Work Session

*Motion to Accept All Minutes:* Deputy Mayor von Roeschlaub; *Seconded by:* Trustee Kraft; *unanimously accepted.*

**FINANCIALS:**

Abstract of Claims

*Motion to Accept Financials:* Trustee Popeleski; *Seconded by:* Trustee Kraft; *unanimously accepted.*

**RESOLUTIONS:**

**1. A RESOLUTION HIRING AN OFFICE RENOVATION CONTRACTOR - RESOLUTION # 67 - 2016**

**WHEREAS**, the Board of Trustees is authorized to appoint a construction contractor to complete office renovations related to the Community Capital Assistance Program (CCAP); and  
**WHEREAS**, this project was posted for competing quotes through the posting of a legal notice and was duly reviewed by the Board of Trustees; and  
**WHEREAS**, Tericho Construction, Inc. was the lowest responsible bidder; and

**THEREFORE, BE IT HEREBY RESOLVED** that Tericho Construction, Inc. shall be appointed as the contractor to complete office renovations for the Village of Manorhaven effective immediately.

*Motion to Accept Resolution: Trustee Kraft; Seconded by: Trustee Popeleski; unanimously accepted.*

**2. A RESOLUTION TO IMPLEMENT SNOW EMERGENCY SIGNS; PUT ON HOLD**

**3. A RESOLUTION TO COMPENSATE BOARD MEMBERS - RESOLUTION #68 - 2016**

**WHEREAS**, it has been the long standing practice to compensate the chairperson and members of the Village Planning Board at the rate of \$100 per meeting for the chairperson and \$50 per meeting for members; and

**WHEREAS**, pursuant to Village Code Section 155-62, the Planning Board is charged with the duty to review site plans and take such other actions as are set for the therein; and

**WHEREAS**, the services provided to the community by the Planning Board are vital to its welfare; and

**WHEREAS**, the chairperson and members of the Planning Board should be compensated on the same basis as the chairpersons and members of other Village Boards;

**NOW, THEREFORE, IT IS HEREBY RESOLVED** that the Planning Board shall be compensated at the rate of \$100 per meeting for the chairperson and \$50 per meeting for members.

*Motion to Accept Resolution: Deputy Mayor von Roeschlaub; Seconded by: Trustee Kraft; unanimously accepted.*

**4. ESTABLISHING TRASH REGULATIONS - RESOLUTION #69 - 2016**

**WHEREAS**, pursuant to Manorhaven Village Code, Chapter 118, Section 1, the Village Board of Trustees shall adopt by resolution regulations governing the manner in which all kinds of garbage, ashes, rubbish and recyclables shall be stored and placed for collection in the Village; and

**THEREFORE BE IT RESOLVED** that all resident units shall place rubbish in up to three (3) regular airtight trash receptacles with lids at the curb no earlier than 5:00 p.m. on the day before the regularly scheduled pick-up; and

**THEREFORE BE IT RESOLVED** that all recyclables, with the exception of tied bundles of newspapers, must be in a separate designated blue recycle container on regularly scheduled trash pick-up days; and up to 6 bags of yard waste, as well as branches and twigs in small, tied, manageable bundles, may be placed at the curb the night before the designated regularly scheduled pick-up; and

**THEREFORE BE IT RESOLVED** that all bulk items must be reported directly to the current contracted Village garbage company to receive a specially assigned pick-up time, and those items may not be placed at the curb until the assigned pick-up time; no large electronic devices, tires or auto parts, construction or renovation materials, or chemicals may be put out at any time.

**THEREFORE BE IT RESOLVED THAT** the Village Code Enforcement Department shall issue fines and penalties in accordance with Chapter 118, Section 4, pursuant to this resolution, effective immediately. “Any person, association, firm or corporation who or which violates any provision of this article or assists in the violation of any provision of this article shall be guilty of a violation, punishable by a fine of \$25 for a first offense; \$50 for a second offense; and \$75 for a third offense committed within a period of one year. Any subsequent offense shall be guilty of a violation punishable by a fine of not less than \$250. Each week's continued violation shall constitute a separate additional violation.”

*Motion to Accept Resolution:* Trustee Kraft; *Seconded by:* Trustee Popeleski; *unanimously accepted.*

**OLD BUSINESS ITEMS:**

Firwood Wall – Deputy Mayor Priscilla discussed the urgency of the wall and soil testing.

Port Washington Police Department - The Mayor briefly discussed.

Gold Coast – Attorney Leventhal discussed legal correspondence with former contractor.

**PUBLIC COMMENT:**

Clair DiNapoli; Nick Marra; Angie McGrade; Caroline DuBois; Elise Ledda; Frank Ottaviani

**MOTION TO ADJOURN INTO EXECUTIVE SESSION:**

Legal discussion to approve a **Motion to Settle:** Village of Manorhaven vs. Lamson

*Motion made by:* Deputy Mayor von Roeschlaub; *Seconded by:* Trustee Di Lucia; *unanimously accepted.*

**Start Time:** 8:34 p.m.

*Motion to Accept a Settlement:* Mayor Avena; *Seconded by:* Deputy Mayor von Roeschlaub; *ski; unanimously accepted.*

*Motion to Adjourn Executive Session:* Mayor Avena; *Seconded by:* Deputy Mayor von Roeschlaub; *unanimously accepted.*

**ADJOURNED:** 8:40 p.m.

Dated: September 22, 2016  
Manorhaven, NY

Respectfully Submitted,  
Sharon Natalie Abramski, CMC  
Village Clerk-Treasurer