

**VILLAGE OF MANORHAVEN
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
MARCH 22, 2012**

The Board held a public hearing at 7:00 p.m. to consider the Tentative Budget of the Inc. Village of Manorhaven for the fiscal year commencing June 1, 2012, at the Village Hall, 33 Manorhaven Boulevard, Port Washington, NY. The public hearing was called to order at 7:05 p.m. by Deputy Mayor John M. Di Leo, Jr. with Trustees DiLucia, Fahey, Avena, and nine members of the public present. At 7:20 p.m., Trustee Fahey 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 its regular monthly meeting on March 22, 2012 at 8:00 p.m. The meeting was called to order at 8:02 p.m. by Deputy Mayor John M. Di Leo, Jr., with the following in attendance:

John M. Di Leo, Jr.	Deputy Mayor
Brendan Fahey	Trustee
Rita Di Lucia	Trustee
Jim Avena	Trustee
Gerard Terry, Esq.	Village Attorney
Jonathan P. Fielding	Village Clerk-Treasurer
Gary Hertzan, C.P.A.	Village Accountant
Carmela Aiello	Deputy Village Clerk

Thirty-one members of the public were in attendance. The Deputy Mayor led the assembly in reciting the Pledge of Allegiance.

The Mayor and Board of Trustees considered proposed minutes of the regular meeting held on February 16, 2012. The Mayor and the Board of Trustees reviewed these proposed minutes. Trustee Di Lucia made a motion to accept the minutes as amended. Trustee Fahey seconded the motion. The Board was polled as follows:

Trustee Avena	Aye
Trustee Di Lucia	Aye
Trustee Fahey	Aye
Deputy Mayor Di Leo	Aye

The Mayor and Board of Trustees considered proposed minutes of the special meeting and work session held on March 15, 2012. The Mayor and the Board of Trustees reviewed these proposed minutes. Trustee Di Lucia made a motion to accept the minutes as amended. Trustee Avena seconded the motion. The Board was polled as follows:

Trustee Avena Aye
Trustee Di Lucia Aye
Trustee Fahey Excused
Deputy Mayor Di Leo Aye

The Mayor and Board of Trustees reviewed and considered the departmental reports. Trustee Di Lucia made a motion to accept the departmental reports, seconded by Trustee Avena. The Board was polled as follows:

Trustee Avena Aye
Trustee Di Lucia Aye
Trustee Fahey Aye
Deputy Mayor Di Leo Aye

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

Trustee Avena Aye
Trustee Di Lucia Aye
Trustee Fahey Aye
Deputy Mayor Di Leo Aye

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

**RESOLUTION NO. 11 - MARCH 22, 2012
A RESOLUTION ADOPTING A LOCAL LAW**

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

BE IT RESOLVED, that Introductory Local Law B - 2012, entitled "Zoning", be and hereby is adopted; 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 Di Lucia Aye
Trustee Fahey Aye
Deputy Mayor Di Leo Aye

RESOLUTION NO. 12 - MARCH 22, 2012
A RESOLUTION PURSUANT TO SECTION 15-104(3) OF THE ELECTION LAW

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

BE IT RESOLVED, that in connection with the Annual Village Election to be conducted on Tuesday, June 19, 2012, the polls shall open at 6:00 a.m. and shall close at 9:00 p.m., and the polling place shall be the Village Hall, 33 Manorhaven Boulevard, Port Washington, NY 11050; 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 Di Lucia	Aye
Trustee Fahey	Aye
Deputy Mayor Di Leo	Aye

RESOLUTION NO. 13 - MARCH 22, 2012
A RESOLUTION TERMINATING AN EMPLOYEE

Trustee Avena offered the following resolution and moved for its adoption. Deputy Mayor Di Leo seconded the motion.

BE IT RESOLVED, that the employment of Ernesto Testani, Code Enforcement Officer (part-time), be and hereby is terminated, effective close of business, Friday, March 30, 2012; 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
Trustee Di Lucia	Aye
Deputy Mayor Di Leo	Aye

PROPOSED RESOLUTION NO. 14 - MARCH 22, 2012
A RESOLUTION ENGAGING AN INDEPENDENT CONTRACTOR

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

BE IT RESOLVED, that upon the recommendation of the Village Clerk-Treasurer, Donato Gallo, having an address at 53 Edgewood Road, Port Washington, NY 11050 be and hereby is engaged as an on-call independent contractor, for the purpose of providing assistance to the Highway Department from time to time, at a rate of compensation of \$25/hour; and

BE IT FURTHER RESOLVED, that the Deputy Mayor or his designee be and hereby is authorized to execute such agreement confirming said engagement as may be necessary and appropriate; 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
Trustee Di Lucia Aye
Deputy Mayor Di Leo Aye

**RESOLUTION NO. 15 - MARCH 22, 2012
A RESOLUTION ESTABLISHING FEES**

Deputy Mayor Di Leo offered the following resolution and moved for its adoption. Trustee Avena seconded the motion.

BE IT RESOLVED, that pursuant to section 143-6 of the Code of the Inc. Village of Manorhaven, the following fees be and hereby are established:

Application fee for tree removal	\$25 (per property)
Permit fee for tree removal	\$50 (per tree permitted to be removed)

; 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
Trustee Di Lucia Aye
Deputy Mayor Di Leo Aye

RESOLUTION NO. 16 - MARCH 22, 2012
A RESOLUTION AUTHORIZING TREE REMOVAL

Deputy Mayor Di Leo offered the following resolution and moved for its adoption. Trustee Fahey seconded the motion.

BE IT RESOLVED, that upon the recommendation of the Commissioner of Trees, Deputy Mayor John M. Di Leo, 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
28 Dunes LLC	30 Sintsink Dr. West	10 (including 3 devil strip)
Susan & Larry Kimmel	21 Sintsink Dr. West	1
Ressa Family LLC	55, 57, 59, 61, 63 Sands Point Road	34
Cecelia & Walter Weinberger	10 Nesaquake Ave	1 rear yard - left corner

; and

BE IT FURTHER RESOLVED, that the permit fees to be charged to the property owner, shall be as set forth in section 143-6 of the Code; 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
Trustee Di Lucia	Aye
Deputy Mayor Di Leo	Aye

The Mayor opened the floor to public comment. Public comment was offered by Councilwoman Dina DeGiorgio; Trustee Rita Di Lucia, Ms. Barbara Reumenapp, Ms. Barbara Mallon, Ms. Clair DiNapoli, Ms. Rosalie Silver, Mr. Mark Lazarovic, Ms. Linda Dlugolecki, Ms. Victoria Spielman, and Mr. John Orr.

At 9:47 p.m., Trustee Fahey made a motion to adjourn the meeting.
Trustee Avena seconded the motion, which passed unanimously

Dated Manorhaven, New York
 April 10, 2012

Respectfully submitted,

Jonathan P. Fielding
Village Clerk-Treasurer