

**VILLAGE OF MANORHAVEN
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
FEBRUARY 24, 2011**

The Board held its regular monthly meeting on February 24, 2011 at 8:00 p.m. The meeting was called to order at 8:02 p.m. by Mayor Michael T. Meehan, with the following in attendance

Michael T. Meehan	Mayor
Rita DiLucia	Trustee
Brendan Fahey	Trustee
Patrick Gibson	Trustee
Gerard Terry, Esq.	Village Attorney
Jonathan P. Fielding	Village Clerk-Treasurer
David L. Mammina, R.A.	Superintendent of Buildings
Carmela Aiello	Deputy Village Clerk

Seven members of the public were in attendance. The Mayor asked Clair DiNapoli to lead the assembly in reciting the Pledge of Allegiance.

The Mayor opened the floor to public comment. Trustee DiLeo joined the meeting at 8:04 p.m. Public comment was offered by Ms. Clair DiNapoli, Ms. Linda Dlugolecki, Ms. Elise Ledda, and Mr. John Orr.

The Mayor and Board of Trustees considered proposed minutes of the regular meeting held January 27, 2011 and the work session held February 15, 2011. The Mayor and the Board of Trustees reviewed and considered these proposed minutes. Trustee DiLucia made a motion to accept the minutes of the January 27 meeting as presented. Trustee Gibson seconded the motion. The Board was polled as follows:

Trustee Gibson	Aye
Trustee Fahey	Excused
Trustee DiLucia	Aye
Trustee DiLeo	Excused
Mayor Meehan	Aye

Trustee DiLeo made a motion to accept the minutes of the February 15 meeting as presented. Trustee Fahey seconded the motion. The Board was polled as follows:

Trustee Gibson	Excused
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Trustee Fahey Aye
Trustee DiLucia Aye
Trustee DiLeo Aye
Mayor Meehan 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 DiLeo. The Board was polled as follows:

Trustee Gibson Aye
Trustee Fahey Aye
Trustee DiLucia Aye
Trustee DiLeo Aye
Mayor Meehan Aye

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

Trustee Gibson Aye
Trustee Fahey Aye
Trustee DiLucia Aye
Trustee DiLeo Aye
Mayor Meehan Aye

The Mayor and Board of Trustee then considered the resolution calendar for February 24, 2011.

RESOLUTION NO. 5 - FEBRUARY 24, 2011
A RESOLUTION SCHEDULING A PUBLIC HEARING

Trustee DiLucia offered the following resolution and moved for its adoption. Trustee DiLeo seconded the motion.

BE IT RESOLVED, that the Board of Trustees of the Inc. Village of Manorhaven shall conduct a public hearing on Thursday, March 24, 2011, commencing at 7:00 p.m., at the Village Hall, 33 Manorhaven Boulevard, Port Washington, NY, to consider the application of 20-22-26 LLC, having an address at 242 West 36th Street, New York, NY 10018, for subdivision approval in connection with real property located at 22 Sagamore Hill Drive within the Village and designated on the Nassau County Land and Tax Map as section 4, block 34, lots 1-10 and 56-58; and

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

The Board was polled as follows:

Trustee Gibson	Aye
Trustee Fahey	Aye
Trustee DiLucia	Aye
Trustee DiLeo	Aye
Mayor Meehan	Aye

RESOLUTION NO. 6 - FEBRUARY 24 2011
A RESOLUTION SCHEDULING A PUBLIC HEARING

Trustee DiLeo offered the following resolution and moved for its adoption. Trustee DiLucia seconded the motion.

BE IT RESOLVED, that the Board of Trustees of the Inc. Village of Manorhaven shall conduct a public hearing on Thursday, April 28, 2011, commencing at 7:00 pm, at the Village Hall, 33 Manorhaven Boulevard, Port Washington, NY, to consider the Tentative Budget of the Inc. Village of Manorhaven for the fiscal year commencing June 1, 2011; and

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

The Board was polled as follows:

Trustee Gibson	Aye
Trustee Fahey	Aye
Trustee DiLucia	Aye
Trustee DiLeo	Aye
Mayor Meehan	Aye

RESOLUTION NO. 7 - FEBRUARY 24, 2011
A RESOLUTION REGARDING CODE ENFORCEMENT

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

BE IT RESOLVED, that Ernesto Testani, Code Enforcement Officer (part-time), pursuant to the provisions of Chapter 4 and Chapter 38 of the Code of the Inc. Village of Manorhaven, be and hereby is denominated as "Code Enforcement Officer" for the purposes of acting under and enforcing the provisions of said chapters; and

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

The Board was polled as follows:

Trustee Gibson	Aye
Trustee Fahey	Aye
Trustee DiLucia	Aye
Trustee DiLeo	Aye
Mayor Meehan	Aye

**RESOLUTION NO. 8 - FEBRUARY 24, 2011
A RESOLUTION AUTHORIZING TREE REMOVAL**

Trustee DiLeo offered the following resolution and moved for its adoption. Trustee DiLucia seconded the motion.

BE IT RESOLVED, that upon the recommendation of the Commissioner of Trees, Trustee John M. DiLeo, 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
Andrew Dantes	22 Sintsink Drive West	2
Joseph Mern	28 Juniper Road	1

; and

BE IT FURTHER RESOLVED, that the permit fees to be charge to the property owner, as set forth in section 143-6 of the Code, be and hereby are waived; and

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

The Board was polled as follows:

Trustee Gibson	Aye
Trustee Fahey	Aye
Trustee DiLucia	Aye
Trustee DiLeo	Aye
Mayor Meehan	Aye

At 9:35 p.m., Trustee DiLeo made a motion to enter executive session to discuss a litigation matter. Trustee Fahey seconded the motion, which passed unanimously.

At 9:47 p.m., Trustee Fahey left the meeting.

At 9:58 p.m., Trustee DiLucia made a motion to return from executive session. Trustee Gibson seconded the motion, which passed unanimously.

RESOLUTION NO. 9 - FEBRUARY 24, 2011
A RESOLUTION ENGAGING SPECIAL COUNSEL

Trustee DiLucia offered the following resolution and moved for its adoption. Trustee Gibson seconded the motion.

BE IT RESOLVED, that upon the recommendation of the Village Attorney, the law firm of Leventhal & Sliney, LLP, having an office at 15 Remsen Avenue, Roslyn, NY 11576, be and hereby is engaged as special counsel to the Inc. Village of Manorhaven in the matter of:

AG TOWERS, Inc. v. INCORPORATED VILLAGE OF MANORHAVEN,
BUILDING DEPARTMENT OF THE INCORPORATED VILLAGE OF
MANORHAVEN, DAVID MAMMINA as Superintendent of Buildings of
the Village of Manorhaven;

; and

BE IT FURTHER RESOLVED, that the hourly rate for such representation shall be \$235/hour; and

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

The Board was polled as follows:

Trustee Gibson	Aye
Trustee DiLucia	Aye
Trustee DiLeo	Aye
Mayor Meehan	Aye

At 10:04 p.m., Trustee DiLucia made a motion to adjourn the meeting. Trustee DiLeo seconded the motion, which passed unanimously.

Dated Manorhaven, New York
 March 18, 2011

Respectfully submitted,

Jonathan P. Fielding
Village Clerk-Treasurer