

**VILLAGE OF MANORHAVEN  
BOARD OF TRUSTEES  
MINUTES OF REGULAR MEETING  
JANUARY 26, 2012**

The Board held a public hearing at 7:00 p.m. to consider a certain proposed contract with the Port Washington Fire Department to provide fire protection and emergency services to the Village for the calendar year commencing January 1, 2012, at the Village Hall, 33 Manorhaven Boulevard, Port Washington, NY. The public hearing was called to order at 7:08 p.m. by Mayor Michael T. Meehan with Deputy Mayor Fahey, Trustee DiLucia, and sixteen members of the public present. Public comment was offered by Chris Bollerman. At 7:14p.m., Deputy Mayor Fahey made a motion to close the public hearing. Trustee DiLucia seconded the motion, which passed unanimously. Please see the stenographic record for further details.

The Board held a public hearing at 7:00 p.m. to consider the adoption of Introductory Local Law A - 2012, "Tax Cap Override". The public hearing was called to order at 7:15 p.m. by Mayor Meehan with Deputy Mayor Fahey, Trustee DiLucia, and sixteen members of the public present. Public comment was offered by Jim Avena and Randy Vineis. At 7:24 p.m., Trustee John M. Di Leo, Jr. joined the hearing. At 7:31 p.m., Trustee Di Lucia made a motion to close the public hearing. Deputy Mayor Fahey seconded the motion, which passed unanimously. Please see the stenographic record for further details.

The Board held a public hearing at 7:00 p.m. to consider the adoption of Introductory Local Law B - 2012, "Zoning". At 7:33 p.m., Mayor Meehan called the public hearing to order with Deputy Mayor Fahey, Trustee Di Leo, Trustee Di Lucia, and sixteen members of the public present. Public comment was offered by Elise Ledda and Victoria Spielman. Please see the stenographic record for further details.

The Board held its regular monthly meeting on January 26, 2012 at 8:00 p.m. The meeting was called to order at 8:11 p.m. by Mayor Michael T. Meehan, with the following in attendance

Michael T. Meehan	Mayor
Brendan Fahey	Deputy Mayor
John M. Di Leo, Jr.	Trustee
Rita Di Lucia	Trustee
Gerard Terry, Esq.	Village Attorney
Jonathan P. Fielding	Village Clerk-Treasurer
David L. Mammina, R.A.	Superintendent of Buildings
Nancy Greene	Clerk to Village Justice

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

The Mayor and Board of Trustees considered proposed minutes of the regular meeting held on December 15, 2011. The Mayor and the Board of Trustees reviewed these proposed minutes. Trustee Di Lucia made a motion to accept the minutes as amended. Deputy Mayor Fahey seconded the motion. The Board was polled as follows:

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

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

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

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

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

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

**RESOLUTION NO. 1 - JANUARY 26, 2012**  
**A RESOLUTION APPROVING A CONTRACT**

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

**BE IT RESOLVED**, that a certain contract by and between the Inc. Village of Manorhaven and the Port Washington Fire Department, Inc., for fire protection and emergency medical services to the Village for calendar year 2012, be and hereby is approved; and

**BE IT FURTHER RESOLVED**, that the Mayor be and hereby is authorized and directed to execute said contract on behalf of the Board of Trustees and the Village; and

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

The Board was polled as follows:

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

**RESOLUTION NO. 2 - JANUARY 26, 2012  
A RESOLUTION DESIGNATING AN ENGINEER OF RECORD**

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

**BE IT RESOLVED**, that the firm of Sidney B. Bowne & Son, LLP, having an address at 235 East Jericho Turnpike, Mineola, NY 11501, be and hereby is designated as Engineer of Record for the Inc. Village of Manorhaven; and

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

The Board was polled as follows:

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

**RESOLUTION NO. 3 - JANUARY 26, 2012  
A RESOLUTION ESTABLISHING A STANDARD WORK DAY FOR CERTAIN VILLAGE OFFICIALS**

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

**BE IT RESOLVED**, that for the purpose of furnishing reports to the New York State and Local Retirement System, the "standard work day" for Mayor and Trustees be and hereby is established as two clock hours/day; and

**BE IT FURTHER RESOLVED**, that for purpose of furnishing reports to the New York State and Local Retirement System, the "standard work day" for the Superintendent of Buildings be and hereby is established as three clock hours/day; and

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

The Board was polled as follows:

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

**RESOLUTION NO. 4 - JANUARY 26, 2012  
A RESOLUTION MAKING A DETERMINATION**

Trustee Di Leo offered the following resolution and moved for its adoption. Trustee Di Lucia 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 B - 2012"; and

**BE IT FURTHER RESOLVED**, that having thoroughly and carefully considered the issue, the Board of Trustees finds and determines that said local law constitutes an "unlisted action" under SEQR, the granting 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 Di Lucia	Aye
Trustee Di Leo	Aye
Deputy Mayor Fahey	Aye
Mayor Meehan	Aye

**RESOLUTION NO. 5 - JANUARY 26, 2012  
A RESOLUTION IMPLEMENTING EMERGENCY SNOW REGULATIONS**

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

**BE IT RESOLVED**, that consistent with the emergency authority set forth in section 147-23 of the Code of the Inc. Village of Manorhaven, the Board of Trustees establishes the following temporary parking regulations that shall remain in effect through March 31, 2012:

Kaywood Road - "No Parking" on the west side, from a point 109 feet from the north terminus to a point 151 feet from the north terminus; "No Parking", from a point 240 feet from the south terminus to a point 286 feet from the south terminus.

; and

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

The Board was polled as follows:

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

**RESOLUTION NO. 6 - JANUARY 26, 2012  
A RESOLUTION AUTHORIZING TREE REMOVAL**

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

**BE IT RESOLVED**, that upon the recommendation of the Commissioner of Trees, Trustee 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:

<u>Applicant</u>	<u>Address</u>	<u>Quantity</u>
Dennis Fromigia	25 Manhasset Avenue	1 (front)
Samyn Holdings, LLC	86 Ashwood Road	1 (devil strip)
Samyn Holdings, LLC	88 Ashwood Road	1 (devil strip)
Samyn Holdings, LLC	90 Ashwood Road	1 (devil strip)

; and

**BE IT FURTHER RESOLVED**, that the permit fees to be charged to the property owner, as set forth in section 143-6 of the Code, with respect to the applications for trees on the devil strip, 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 Di Lucia      Aye  
Trustee Di Leo        Aye  
Deputy Mayor Fahey   Aye  
Mayor Meehan         Aye

**RESOLUTION NO. 7 - JANUARY 26, 2012  
A RESOLUTION AUTHORIZING TREE REMOVAL**

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

**BE IT RESOLVED**, that upon the recommendation of the Commissioner of Trees, Trustee John M. Di Leo, Jr., and consistent with the standards set froth 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:

<u>Applicant</u>	<u>Address</u>	<u>Quantity</u>
Putname Developers, Inc.	70 Ashwood Road	1

; and

**BE IT FURTHER RESOLVED**, that the applicant is required to replace the tree with 1 single stem, 3 - 3½ inch caliper cornus kousa dogwood (Japanese flowering dogwood); and

**BE IT FURTHER RESOLVED**, that the permit fees to be charged to the property owner, as set forth in section 143-6 of the Code, with respect to the applications for trees on the devil strip, 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 Di Lucia      Aye

Trustee Di Leo           Aye  
Deputy Mayor Fahey   Aye  
Mayor Meehan           Aye

The Mayor opened the floor to public comment. Public comment was offered by Mr. John Orr, Mr. James Avena, Ms. Elise Ledda, Ms. Linda Dlugolecki, and Ms. Victoria Spielman.

At 9:45 p.m., Deputy Mayor Fahey made a motion to adjourn the meeting. Trustee Di Lucia seconded the motion, which passed unanimously

Dated           Manorhaven, New York  
                  February 10, 2012

Respectfully submitted,

Jonathan P. Fielding  
Village Clerk-Treasurer