

**VILLAGE OF MANORHAVEN
BOARD OF TRUSTEES
MINUTES - REGULAR MEETING – JULY 27, 2022**

CALL TO ORDER: 6:31 p.m.

PLEDGE OF ALLEGIANCE: Jerry Tedeschi

ATTENDANCE: Mayor John Popeleski; Deputy Mayor Vincent Costa; Trustee Harry Farina; Trustee Monica Ildefonso (via ZOOM); Trustee Khristine Shahipour; Village Attorney Genevieve LoPresti, Deputy Clerk Alex Kovacevic and Village Clerk-Treasurer, Sharon Abramski.

REPORTS

- Justice Court
- Building Department
- Police Department

Harry Farina to accept the minutes, seconded by Khristine Shahipour; unanimously carried.

MINUTES

- Draft Minutes of the June 29, 2022 BOT Meeting
- Draft Minutes of the July 6, 2022 Organizational Meeting
- Draft Minutes of the July 15, 2022 Special Session

Vincent Costa moved to accept the minutes, seconded by Harry Farina; unanimously carried.

ABSTRACT OF CLAIMS

- **General Fund**, 6/30/2022 through 7/26/2022

(Clerk's Note: The PWWPCD has issued their annual contract increases effective 7/1/2022 through 6/30/2023 for Sewer Treatment and Disposal Charges. Monthly billing has increased from \$71,678 to \$81,180 per month and from \$954,825 annually to \$974,166 annually.)

Vincent Costa moved to accept the abstract, seconded by Harry Farina; unanimously carried.

MOTIONS BEFORE THE BOARD

Motion 10 - P2022 – **Motion to Extend the Community Development Block Grant Corona Virus Sub Recipient Agreement** ending August 31, 2022 in the amount of \$650,000 between Nassau County and the Village of Manorhaven for a period of twelve months, ending August 31, 2023.

John Popeleski moved to adopt the Motion, Khristine Shahipour seconded the motion to adopt. All were in favor, motion carried.

Motion 11 - P2022 – **Motion to Reappoint Carlos Romero**, as Clerk to Court Justice for a term of one (1) year ending June 30, 2023.

John Popeleski moved to adopt the Motion, Khristine Shahipour seconded the motion to adopt. All were in favor, motion carried.

Motion 12 - P2022 – **Motion to Appoint Alexander Kovacevic**, as Secretary to the Board of Zoning and Planning Board for a term of one (1) year, expiring June 30, 2023.

Khristine Shahipour moved to adopt the Motion, Harry Farina seconded the motion to adopt. All were in favor, motion carried.

Motion 13 - P2022 – **Motion to Appoint Ron Kaslow**, as Secretary to the Architectural Review Board for a term of one (1) year, expiring June 30, 2023.

Harry Farina moved to adopt the Motion, Monica Ildefonso seconded the motion to adopt. All were in favor, motion carried.

Motion 14 - P2022 – **Motion to hold a “Celebrate Manorhaven Day”** on Saturday, September 10, 2022.

A re-dedication ceremony and small street festival to acknowledge the work of Nassau County on Manorhaven Blvd.

Harry Farina moved to adopt the Motion, Khristine Shahipour seconded the motion to adopt. All were in favor, motion carried.

Motion 15 - P2022 (A - F) – Motions to remove trees as follows:

DENIED - A. – **Motion to Allow the Removal of Trees – 21 Dunes Lane** of two trees leaning and causing damage to property driveway. Owner Ressa GTZ Properties, LLC seeks permission for a removal permit.

- *Comments: Harry Farina, “Trees were inspected. The trees only need pruning, and should not be taken down.”*

- *Motion unanimously denied.*

B. – **Motion to Allow the Removal of Trees – 25 Marwood Road North** of one small, deceased tree is deceased in owner’s backyard. Owner Tom Berardino seeks permission for a removal permit.

Vincent Costa moved to adopt the Motion, Harry Farina seconded the motion to adopt. All were in favor, motion carried.

C. – **Motion to Allow the Removal of Trees – 29 Mohegan Avenue** of two deceased trees. Owner, VFW Post 1819, seeks permission for a removal permit. Said owner is also a non-profit and is seeking that the Village waive permit fees for said trees.

Vincent Costa moved to adopt the Motion, Harry Farina seconded the motion to adopt. All were in favor, motion carried.

D. – **Motion to Allow the Removal of Trees – 37A Marwood Road North** of one deceased tree at the rear of the property. Owner, Autumn Park, LLC, seeks permission for a removal permit.

Vincent Costa moved to adopt the Motion, Harry Farina seconded the motion to adopt. All were in favor, motion carried.

E. – **Motion to Allow the Removal of Trees – 49A Ashwood Road** of one deceased tree in a hazardous condition. Owners, Robert and Evette Clift seek permission for a removal permit.

Vincent Costa moved to adopt the Motion, Harry Farina seconded the motion to adopt. All were in favor, motion carried. Owner must replace with a new tree.

DENIED - F. – **Motion to Allow the Removal of Trees – 141 Manorhaven Blvd.** of two trees in a hazardous condition. Owner, Beachhaven Apartments, LLC seeks permission for a removal permit.

- *Comments: Harry Farina, “Trees were inspected. The trees only need pruning, and should not be removed.”*

- *Motion unanimously denied.*

RESOLUTIONS BEFORE THE BOARD

Resolution #3 - P2022 – A RESOLUTION DIRECTING CAMERON ENGINEERS TO PROCEED WITH BID PACKETS FOR THE JUNIPER ROAD AND HICKORY ROAD SEWER REPAIR PROJECT

WHEREAS, it appears that the Village of Manorhaven is desirous of proceeding with the bid packets for the Juniper Road and Hickory Road Sewer Repair Project which entails various sewer repair and concomitant roadwork at the two locations; and

WHEREAS, it is in the best interest of the Village of Manorhaven to commence the bid packets and to permit the bidding process to begin to determine who is the lowest and most responsible bidder with regard to the subject project, who is the best qualified with the requisite experience; so

BE IT RESOLVED that the Mayor and the Board of Trustees of the Village of Manorhaven are hereby authorized and directed to proceed with the bid packets for the Juniper Road and Hickory Road Sewer Repair Project which entails various sewer repair and concomitant roadwork at the two locations, to allow for the bidding process to begin to determine who is the lowest and most responsible bidder with regard to the subject project, and who is the best qualified with the requisite experience.

John Popeleski moved for its adoption, Harry Farina seconded it.

POLL: Mayor John Popeleski - yea; Deputy Mayor Vincent Costa - yea; Trustee Harry Farina - yea; Trustee Khristine Shahipour - yea; Trustee Monica Ildefonso - yea. - Resolution unanimously carried.

Resolution #4 - P2022 – A RESOLUTION DIRECTING THE HIRING OF LABOR SUPERVISOR OR SUPERINTENDENT OF HIGHWAYS

WHEREAS, it appears that the Village of Manorhaven is desirous of hiring a Labor Supervisor and/or a Supervisor of Highways, and therefore require this to be undertaken by a qualified individual with the requisite experience; and
WHEREAS, it is in the best interest of the Village of Manorhaven to Michael Calvanese, as the Labor Supervisor and/or Supervisor of Highways, who is the best qualified individual with the requisite experience; so
BE IT RESOLVED that the Mayor and the Board of Trustees of the Village of Manorhaven is hereby authorized and directed to hire Michael Calvanese, as Labor Supervisor and/or Supervisor of Highways who is the best qualified individual with the requisite experience in the field and who has been given this opportunity after reviewing the file and determining that this is the proper procedural avenue to follow.

Harry Farina moved for its adoption, Vincent Costa seconded it.

POLL: Mayor John Popeleski - yea; Deputy Mayor Vincent Costa - yea; Trustee Harry Farina - yea; Trustee Khristine Shahipour - yea; Trustee Monica Ildefonso - yea. - Resolution unanimously carried.

Resolution #5 - P2022 – A RESOLUTION DIRECTING THE HIRING OF A PART TIME WEEKEND CODE ENFORCEMENT OFFICER

WHEREAS, it appears that the Village of Manorhaven is desirous of enforcing various violations that occur on Saturdays and Sundays during the summer months and throughout the year when the enforcement is needed, and therefore require a part time Code Enforcement Officer to enable the task to be met; and
WHEREAS, it is in the best interest of the Village of Manorhaven to hire a part time Code Enforcement Officer that meets the standards of Civil Service to enable the Village of Manorhaven to correct the violations that result over the weekend, ie Saturdays and Sundays; so
BE IT RESOLVED that the Mayor and the Board of Trustees of the Village of Manorhaven is hereby authorized and directed to hire a part time Code Enforcement Officer that meets Civil Service Requirements upon such terms as they deem proper and advisable, and they shall authorize such person on behalf of the Mayor and the Board of Trustees, of the Village of Manorhaven, to take such action as may be deemed advisable to prevent any continued violations to occur within the Village of Manorhaven.

John Popeleski moved for its adoption, Khristine Shahipour seconded it.

POLL: Mayor John Popeleski - yea; Deputy Mayor Vincent Costa - yea; Trustee Harry Farina - yea; Trustee Khristine Shahipour - yea; Trustee Monica Ildefonso - yea. - Resolution unanimously carried.

Resolution #6 - P2022 – A RESOLUTION DIRECTING THE COMMENCEMENT OF ACTION ON BEHALF OF VILLAGE OF MANORHAVEN

WHEREAS, it appears that the Village of Manorhaven acquired underwater parcels of land from the County of Nassau in or about 1999, located at Sheets Creek, Section 4, Block L, Lots 160, 161 through Nassau County Ordinance 299, approved by the Nassau County Legislature, wherein said Lots 160 and 161 were conveyed to the Village of Manorhaven such that Lot 160, a traffic island, “will be maintained by the Village and Lot 161 will be maintained as wetlands preserve”; and
WHEREAS, it appears that this underwater land or “traffic island” never should have been transferred or sold; that it was sold considerably below market value; that it was to be “maintained as wetlands preserve”; that there was a lack of compliance with applicable NYSDEC rules and regulations as well as SEQR regulations; that there was due knowledge and notice of this parcel being an “underwater parcel of land” and having to be “maintained as wetlands preserve” as early as May of 2001; and that there is an adverse environmental impact with what has been the filling of the wetlands; and
WHEREAS, it is in the best interest of the Village of Manorhaven to commence legal action to enjoin the present owners and all those involved as necessary parties to obtain the reversal of the deed and transfer of the property along with other appropriate remunerative action regarding the property located at Section 4, Block L, Lot 161; so
BE IT RESOLVED that the Mayor and the Board of Trustees of the Village of Manorhaven is hereby authorized and directed to retain counsel, Genevieve Lane LoPresti, Esq., Attorney for the Village of Manorhaven, in the matter, upon such terms as they deem proper and advisable, and they shall authorize such counsel on behalf of the Mayor and the Board of Trustees, of the Village of Manorhaven, to take such action as may be deemed advisable to prevent any continued violation of the conveyance and the Laws of the State of New York.

John Popeleski moved for its adoption, Harry Farina seconded it.

POLL: Mayor John Popeleski - yea; Deputy Mayor Vincent Costa - yea; Trustee Harry Farina - yea; Trustee Khristine Shahipour - yea; Trustee Monica Ildefonso – yea.- Resolution unanimously carried.

- Mayor Popeleski moved that the order of the Agenda be changed to bring public comments ahead of an executive session. Vincent Costa seconded it. All were in favor.

PUBLIC COMMENT: No public comment

EXECUTIVE SESSION

- Property Located at Section 4, Block L, Lots 160 and 161
- Personnel Matters

Harry Farina moved to enter into Executive Session to discuss a resolution; Khristine Shahipour seconded the motion. All were in favor; motion carried at 6:49 p.m.

Harry Farina moved to return to the General Meeting; Khristine Shahipour seconded the motion. All were in favor; motion carried at 8:00 p.m.

NEW BUSINESS

The following topics will be discussed at the August Work Session:

- TONH Inter-Municipal Agreement proposal
- Sewer repairs Assessment Agreement from Cameron Engineers - Mohegan Ave. and Sagamore Hill Drive
- A cyber insurance policy through Salerno Brokerage
- Considerations of Local Law revisions on the following matters:
 - a. Eliminate construction work on Saturdays
 - b. Revising opening and closing times for Morgan's Dock
 - c. A moratorium on cell node installations
 - d. A moratorium on new building
 - e. Commercial parking signs on Manorhaven Blvd.
 - f. A "No Parking" sign in front of 84 Hickory Road
 - g. A tree replacement program

OLD BUSINESS: No discussion

UPCOMING MEETINGS AND EVENTS:

- Board of Trustees Work Session on Wednesday, August 10, 2022 at 6:00 p.m.
- Public Hearing and General Session on Wednesday, August 31 at 6:30 p.m.
- Labor Day, Monday, September 5, Village offices closed.
- Celebrate Manorhaven Day, Saturday, September 10, Noon to 3 p.m.
- 9/11 Ceremony, Sunday, 12 p.m.

ADJOURNMENT:

Manorhaven, NY
Sharon Natalie Abramski, MMC, RMC
Village Clerk-Treasurer
July 27, 2022