

VILLAGE OF MANORHAVEN
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
June 25, 2009

The Board held its regular monthly meeting on June 25, 2009 at 8:00 p.m. The meeting was called to order at 8:14 p.m. by Mayor Michael T. Meehan, with the following in attendance:

Michael T. Meehan	Mayor
Patrick Brostowin	Deputy Mayor
John M. DiLeo, Jr.	Trustee
Rita DiLucia	Trustee
Brendan Fahey	Trustee
Gerard Terry, Esq.	Village Attorney
Jonathan P. Fielding	Village Clerk-Treasurer
Donato Gallo	Superintendent of Highways
Carmela Aiello	Deputy Village Clerk
Ronald Kaslow	Consultant to the Building Dept.

Twenty-seven members of the public were in attendance. The Mayor asked Mrs. Panullo to lead the assembly in reciting the Pledge of Allegiance.

The Mayor and the Board of Trustees considered proposed minutes of the special meeting held on May 1, 2009. Deputy Mayor Brostowin made a motion to accept these minutes as presented. Trustee DiLucia seconded the motion, which passed unanimously.

The Mayor and the Board of Trustees considered proposed minutes of the regular meeting held on May 29, 2009. Trustee DiLucia made a motion to accept these minutes as presented. Trustee DiLeo seconded the motion. The Board was polled as follows:

Trustee Fahey	Excused
Trustee DiLucia	Aye
Trustee DiLeo	Aye
Deputy Mayor Brostowin	Excused
Mayor Meehan	Aye

The Mayor and the Board of Trustees considered proposed minutes of the special meeting held on June 5, 2009. Deputy Mayor Brostowin made a motion to accept these minutes as presented. Trustee Fahey seconded the motion, which passed unanimously.

The Mayor and the Board of Trustees reviewed and considered the abstract of claims for June 2009. Trustee DiLucia made a motion

to approve the abstract of claims as amended. Trustee DiLeo seconded the motion, which passed unanimously. The Mayor and the Board of Trustees heard public comment on the abstract of claims from Ms. Mildred Tufano, Ms. Claire DiNapoli, and Mr. Douglas Schlaefer.

The Mayor and Board of Trustees reviewed and considered the departmental reports. The Mayor and the Board heard public comment on the departmental reports from Ms. Claire DiNapoli, Mr. John Ort, and Mr. Michael Ragusa. Deputy Mayor Brostowin made a motion to accept the departmental reports, seconded by Trustee Fahey. The motion carried on unanimous approval.

RESOLUTION NO. 48 - JUNE 25, 2009
A RESOLUTION SCHEDULING A PUBLIC HEARING

Deputy Mayor Brostowin offered the following resolution, seconded by Trustee Fahey:

BE IT RESOLVED, that the Board of Trustees of the Inc. Village of Manorhaven shall conduct a public hearing on Introductory Local Law B - 2009, "A Local Law to Amend Chapter 19 of the Village Code - Salaries and Compensation", on Friday, July 10, 2009, 7:30 pm, at the Village Hall, 33 Manorhaven Boulevard, Port Washington, NY; and

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

The Board was polled as follows:

Trustee Fahey	Aye
Trustee DiLucia	Aye
Trustee DiLeo	Aye
Deputy Mayor Brostowin	Aye
Mayor Meehan	Aye

RESOLUTION NO. 49 - JUNE 25, 2009
A RESOLUTION SCHEDULING A PUBLIC HEARING

Deputy Mayor Brostowin offered the following resolution, seconded by Trustee DiLucia:

BE IT RESOLVED, that the Board of Trustees of the Inc. Village of Manorhaven shall conduct a public hearing on Introductory

Local Law C - 2009, "A Local Law to Amend Chapter 19 of the Village Code - Salaries and Compensation", on Friday, July 10, 2009, 7:30 pm, at the Village Hall, 33 Manorhaven Boulevard, Port Washington, NY; and

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

The Board was polled as follows:

Trustee Fahey	Aye
Trustee DiLucia	Aye
Trustee DiLeo	Aye
Deputy Mayor Brostowin	Aye
Mayor Meehan	Aye

RESOLUTION NO. 50 - JUNE 25, 2009
A RESOLUTION SCHEDULING A PUBLIC HEARING

Trustee Fahey offered the following resolution, seconded by Trustee DiLucia:

BE IT RESOLVED, that the Board of Trustees of the Inc. Village of Manorhaven shall conduct a public hearing on Introductory Local Law D - 2009, "A Local Law to Establish Provisions Relating to Emergency Management", on Friday, July 10, 2009, 7:30 pm, at the Village Hall, 33 Manorhaven Boulevard, Port Washington, NY; and

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

The Board was polled as follows:

Trustee Fahey	Aye
Trustee DiLucia	Aye
Trustee DiLeo	Aye
Deputy Mayor Brostowin	Aye
Mayor Meehan	Aye

RESOLUTION NO. 51 - JUNE 25, 2009
A RESOLUTION ENGAGING A PAYROLL SERVICE

Trustee DiLucia offered the following resolution, seconded by Trustee DiLeo:

BE IT RESOLVED, that upon the recommendation of the Village Clerk, the firm of Accu Data Payroll, having an address at 108 New South Road, Hicksville, New York 11803, be and hereby is engaged to perform payroll and related services for the Inc. Village of Manorhaven, consistent with a prior written proposal to the Village; and

BE IT FURTHER RESOLVED, that the Mayor or his designee be and hereby is authorized to execute an engagement agreement with said firm, not inconsistent with said proposal; and

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

The Board was polled as follows:

Trustee Fahey	Aye
Trustee DiLucia	Aye
Trustee DiLeo	Aye
Deputy Mayor Brostowin	Aye
Mayor Meehan	Aye

RESOLUTION NO. 52 - JUNE 25, 2009
A RESOLUTION ENGAGING AN INDEPENDENT CONTRACTOR

Deputy Mayor Brostowin offered the following resolution, seconded by Trustee Fahey:

BE IT RESOLVED, that upon the recommendation of the Mayor, the firm of C&G Inspection Services, Inc., having an address at 40 Second Avenue, Port Washington, New York 11050, be and hereby is engaged as an independent contractor to provide certain support and ancillary services to the Building Department, consistent with a written proposal to the Village transmitted to the Village Attorney on June 22, 2009; and

BE IT FURTHER RESOLVED, that the Mayor or his designee be and hereby is authorized to execute an engagement agreement with said firm, not inconsistent with said proposal; and

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

The Board was polled as follows:

Trustee Fahey	Aye
Trustee DiLucia	Aye

Trustee DiLeo Aye
Deputy Mayor Brostowin Aye
Mayor Meehan Aye

RESOLUTION NO. 53 - JUNE 25, 2009
A RESOLUTION FIXING THE COMPENSATION OF THE VILLAGE ATTORNEY

Deputy Mayor Brostowin offered the following resolution,
seconded by Trustee Fahey:

BE IT RESOLVED, the ordinary annual compensation for the Village Attorney, Gerard Terry, Esq., having an address at 33 West Street, East Hills, NY 11577, be and hereby is fixed at \$76,800; and

BE IT FURTHER RESOLVED, that the provisions of this Resolution shall take effect June 1, 2009.

The Board was polled as follows:

Trustee Fahey Aye
Trustee DiLucia Abstain
Trustee DiLeo Abstain
Deputy Mayor Brostowin Aye
Mayor Meehan Aye

RESOLUTION NO. 54 - JUNE 25, 2009
A RESOLUTION ENGAGING TOWING CONTRACTORS

Trustee DiLeo offered the following resolution, seconded by Trustee DiLucia:

WHEREAS, the Board of Trustees finds and determines that illegally parked vehicles are a hazard to the health, safety, and good order of the Village; and

WHEREAS, Chapter 147, Article V of the Code of the Inc. Village of Manorhaven sets forth the authority of the Village to remove a vehicle from any highway within the Village "...where it constitutes an obstruction to traffic or in any place where stopping, standing or parking is prohibited..."; and

WHEREAS, the Village does not possess the facilities or equipment needed to effectuate the provisions of said Chapter 143, Article V of said Code, as may be required from time to time to ensure the public safety;

NOW, THEREFORE, BE IT RESOLVED, that Chester's Heavy Duty Towing and Recovery, Inc., having an address at 4 Beechwood Road, Port Washington, New York 11050 and Sunset Towing Service, Inc., having an address at 103 Harbor Road, Port Washington, New York 11050, be and hereby are engaged to provide vehicle removal services under Chapter 147, Article V of the Code of the Inc. Village of Manorhaven; and

BE IT FURTHER RESOLVED, that the compensation to be paid to said companies shall be that set forth in section 147-31 of said Code; and

BE IT FURTHER RESOLVED, that the Mayor or his designee be and hereby is authorized to issue permit letters to said companies, setting forth the terms of this engagement and the compensation to be paid hereunder; and

BE IT FURTHER RESOLVED, that the Mayor or his designee be and hereby is authorized to execute such engagement agreements with said firms as may be necessary and proper; and

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

The Board was polled as follows:

Trustee Fahey	Aye
Trustee DiLucia	Aye
Trustee DiLeo	Aye
Deputy Mayor Brostowin	Aye
Mayor Meehan	Aye

RESOLUTION NO. 55 - JUNE 25, 2009
A RESOLUTION GRANTING MOORING PERMITS

Trustee DiLucia offered the following resolution, seconded by Deputy Mayor Brostowin:

BE IT RESOLVED, that pursuant to Chapter 151 of the Code of the Inc. Village of Manorhaven, approval be and hereby is granted to the applicants set forth in the schedule attached who have requested mooring permits under said Chapter 151; and

BE IT FURTHER RESOLVED, that the Village Clerk be and hereby is authorized and directed to collect the fees required under the Code from such applicants and pay them over to the Town Clerk of the Town of North Hempstead; and

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

The Board was polled as follows:

Trustee Fahey	Aye
Trustee DiLucia	Aye
Trustee DiLeo	Aye
Deputy Mayor Brostown	Aye
Mayor Meehan	Aye

RESOLUTION NO. 56 - JUNE 25, 2009
A RESOLUTION AUTHORIZING TREE REMOVAL

Trustee Fahey offered the following resolution, seconded by Trustee DiLucia:

BE IT RESOLVED, that upon the recommendation of 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 Jerald H. Tedeschi, having an address at 58 Firwood Road within the Village, for removal of one (1) tree located at said premises; 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, be and hereby are waived;

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

The Board was polled as follows:

Trustee Fahey	Aye
Trustee DiLucia	Aye
Trustee DiLeo	Aye
Deputy Mayor Brostown	Aye
Mayor Meehan	Aye

RESOLUTION NO. 57 - JUNE 25, 2009
A RESOLUTION DENYING AUTHORIZATION FOR TREE REMOVAL

Trustee DiLeo offered the following resolution, seconded by Trustee Fahey:

BE IT RESOLVED, that upon the recommendation of 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 denied to Arya and Afshin Farahan, having an address at 42 Barker's Point Road, Port Washington, NY, for removal of one (1) tree located at premises 43A and 43B Dunes Lane within the Village; and

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

The Board was polled as follows:

Trustee Fahey	Aye
Trustee DiLucia	Aye
Trustee DiLeo	Aye
Deputy Mayor Brostowin	Aye
Mayor Meehan	Aye

The Mayor opened the floor to public comment. Comments were offered by Ms. Idie Perez, Mr. Douglas Schlaefer, Mr. Silvio DiLucia, Ms. Rita Santelli, Ms. Elise Ledda, Mr. John DiLeo, Sr., Mr. Michael Ragusa, Ms. Claire DiNapoli, Ms. Mildred Tufano, Ms. Mary Jane Panullo, and Mrs. Fogel.

Trustee Fahey made a motion to close the floor for public comments. Trustee DiLeo seconded the motion, which passed unanimously.

At 10:16 p.m., Trustee Fahey made a motion to adjourn the regular meeting. Trustee DiLeo seconded the motion, which passed unanimously.

Dated: Manorhaven, New York
July 21, 2009

Respectfully submitted,

Jonathan P. Fielding
Village Clerk-Treasurer