The Board held its regular monthly meeting on February 16, 2012 at 8:00 p.m. The meeting was called to order at 8:05 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
Carmela Aiello Deputy Village Clerk

Eight members of the public were in attendance. The Mayor asked Thomas Aiello to lead the assembly in reciting the Pledge of Allegiance.

The Mayor appointed Trustee John M. Di Leo, Jr. as Deputy Mayor and commended former Deputy Mayor Brendan Fahey for his excellent service.

The Mayor appointed James Avena as Trustee to fill the vacancy occasioned by the resignation of former Trustee Gibson.

The Mayor and Board of Trustees considered proposed minutes of the regular meeting held on January 26, 2012. The Mayor and the Board of Trustees reviewed these proposed minutes. Trustee Di Lucia made a motion to accept the minutes. Trustee Fahey seconded the motion. The Board was polled as follows:

Trustee Avena Excused
Trustee Di Lucia Aye
Trustee Fahey Aye
Deputy Mayor Di Leo Aye
Mayor Meehan 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 Fahey. The Board was polled as follows:

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

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

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

**RESOLUTION NO. 8 – FEBRUARY 16, 2012**

**A RESOLUTION SCHEDULING A PUBLIC HEARING**

Trustee Di Lucia offered the following resolution and moved for its adoption. Trustee Avena 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 22, 2012, commencing at 7:00 p.m., 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, 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 Di Lucia | Aye |
| Trustee Fahey | Aye |
| Deputy Mayor Di Leo | Aye |
| Mayor Meehan | Aye |

**RESOLUTION NO. 9 – FEBRUARY 16, 2012**

**A RESOLUTION MAKING A DETERMINATION UNDER STATE ENVIRONMENTAL QUALITY REVIEW**

Trustee Di Lucia offered the following resolution and moved for its adoption. Trustee Avena 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 A-2012”; and

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

RESOLUTION NO. 10 – FEBRUARY 16, 2012
A RESOLUTION AUTHORIZING TREE REMOVAL

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

<table>
<thead>
<tr>
<th>Applicant</th>
<th>Address</th>
<th>Quantity</th>
</tr>
</thead>
<tbody>
<tr>
<td>Edith Gogola</td>
<td>32 Ashwood Road</td>
<td>1 (Norway Maple - Rear yard)</td>
</tr>
</tbody>
</table>

; 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, to the extent that the trees are located on the right-of-way, 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 Avena   Aye
Trustee Fahey   Aye
Trustee Di Lucia  Aye
Deputy Mayor Di Leo  Aye
Mayor Meehan   Aye

PROPOSED RESOLUTION NO. 11A – FEBRUARY 16, 2012
A RESOLUTION AUTHORIZING TREE REMOVAL

Deputy Mayor 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, 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:

<table>
<thead>
<tr>
<th>Applicant</th>
<th>Address</th>
<th>Quantity</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ressa Family LLC</td>
<td>55, 57, 59, 63 Sands Point Road</td>
<td>34</td>
</tr>
</tbody>
</table>

; 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, to the extent that the trees are located on the right-of-way, 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 Avena   Nay
Trustee Fahey   Nay
Trustee Di Lucia  Nay
Deputy Mayor Di Leo  Aye
Mayor Meehan   Aye

The motion failed passage.
PROPOSED RESOLUTION NO. 11B – FEBRUARY 16, 2012
A RESOLUTION AUTHORIZING TREE REMOVAL

Deputy Mayor 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, 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:

<table>
<thead>
<tr>
<th>Applicant</th>
<th>Address</th>
<th>Quantity</th>
</tr>
</thead>
<tbody>
<tr>
<td>Yongchul &amp; SooYon Cho</td>
<td>64 Kirkwood Road</td>
<td>2 (driveway/rear yard)</td>
</tr>
</tbody>
</table>

; 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, to the extent that the trees are located on the right-of-way, 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 Avena               Nay
Trustee Fahey               Nay
Trustee Di Lucia            Nay
Deputy Mayor Di Leo        Nay
Mayor Meehan                Aye

The motion failed passage.

The Mayor reappointed the Hon. Sarudzayi Makwande as Acting Village Justice for the term expiring July 2, 2012. Trustee Avena made a motion to ratify the appointment, which was seconded by Trustee Fahey. The Board was polled as follows:

Trustee Avena               Aye
Trustee Fahey               Aye
Trustee Di Lucia            Aye
Deputy Mayor Di Leo        Aye
Mayor Meehan                Aye
The Mayor appointed Walter Krupka as a member of the Board of Zoning Appeals to the term expiring July 2016. Trustee Fahey made a motion to ratify the appointment which was seconded by Deputy Mayor Di Leo. The Board was polled as follows:

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

The Mayor opened the floor to public comment. Public comment was offered by Ms. Linda Portney, Mr. Jim Avena, and Mr. Edward Song.

At 8:49 p.m., Trustee Fahey made a motion to enter executive session to discuss a litigation matter. Trustee Di Lucia seconded the motion, which passed unanimously.

At 9:10 p.m., Trustee Di Lucia made a motion to return from executive session. Deputy Mayor Di Leo seconded the motion, which passed unanimously.

At 9:11 p.m., Trustee Fahey made a motion to adjourn the meeting. Deputy Mayor Di Leo seconded the motion, which passed unanimously.

Dated Manorhaven, New York  
March 10, 2012  

Respectfully submitted,  

Jonathan P. Fielding  
Village Clerk-Treasurer