

**Minutes - Board Meeting – 09/01/10**

Minutes of the meeting of the Board of Trustees of the Incorporated Village of Mineola held Wednesday, September 1, 2010 at Village Hall, 155 Washington Avenue, Mineola, New York 11501.

**PRESENT:** Mayor Jack M. Martins  
Trustee Lawrence A. Werther  
Trustee Paul A. Pereira

**ALSO PRESENT:** Village Attorney John M. Spellman  
Village Clerk Joseph R. Scalero  
Deputy Village Clerk Cora T. Kelly  
Superintendent of Public Works Thomas J. Rini  
Water Department Supervisor Frederick Booher

**Press Observer:** Rich Forestano, *Mineola American*  
Rich Tedesco, *Williston Times*  
Geoffrey Walter, *Patch .com*

**Sunshine Observers:** 23 Observers

School Superintendent Dr. Michael Nagler gave an informational PowerPoint presentation on the proposed school bond consolidation.

**Mayor Jack M. Martins called the Work Session to order at 6:40 PM**

**Resolution No. 243-10**

Resolved to approve bills and payroll.

Motioned by Trustee Paul A. Pereira  
Seconded by Trustee Lawrence A. Werther

**Vote:**

<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Mayor Jack M. Martins		
Trustee Lawrence A. Werther		
Trustee Paul A. Pereira		

**Tabled**

Resolved to approve the minutes from the meetings of the Board of Trustees of August 4, 2010 and August 11, 2010 as amended.

**Resolution No. 244-10**

Resolved to authorize the Deputy Village Clerk to attend the NYCOM Fall Training School for City and Village Officials from September 20, 2010 through September 23, 2010.

Motioned by Trustee Lawrence A. Werther  
Seconded by Trustee Paul A. Pereira

**Vote:**

<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Mayor Jack M. Martins		
Trustee Lawrence A. Werther		
Trustee Paul A. Pereira		

**Resolution No. 245-10**

Resolved to approve a request by the Evening Star Quilters for the use of a general purpose room for a workshop on Friday, October 8, 2010 from 9:30 AM – 4:00 PM.

Motioned by Trustee Paul A. Pereira  
Seconded by Trustee Lawrence A. Werther

**Vote:**

<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Mayor Jack M. Martins		
Trustee Lawrence A. Werther		
Trustee Paul A. Pereira		

**Resolution No. 246-10**

Resolved to accept a petition received from residents of Burkhard Avenue and to remove the “No Parking 9:00 p.m. to 7:00 a.m.” restriction on Burkhard Avenue between Jericho Turnpike and McNeil Place.

Motioned by Trustee Lawrence A. Werther  
Seconded by Trustee Paul A. Pereira

**Vote:**

**Yes**

**No**

**Abstain**

Mayor Jack M. Martins  
Trustee Lawrence A. Werther  
Trustee Paul A. Pereira

**Resolution No. 247-10**

Resolved to authorize the purchase of new truck equipment for the installation of a Hook Lift and Tarp System from the lowest responsible bidder, Long Island Sanitation Equipment, based upon their bid of \$54,419.00.

Motioned by Trustee Paul A. Pereira  
Seconded by Trustee Lawrence A. Werther

**Vote:**

**Yes**

**No**

**Abstain**

Mayor Jack M. Martins  
Trustee Lawrence A. Werther  
Trustee Paul A. Pereira

**Resolution No. 248-10**

Resolved to authorize the purchase of one Accubrine, Model RTF Salt Brinemaker for winter road maintenance from Long Island Sanitation Equipment utilizing the Town of North Hempstead Contract No. TNH0044-2009 for \$70,146.00.

Motioned by Trustee Paul A. Pereira  
Seconded by Trustee Lawrence A. Werther

**Vote:**

**Yes**

**No**

**Abstain**

Mayor Jack M. Martins  
Trustee Lawrence A. Werther  
Trustee Paul A. Pereira

Water Department Supervisor Fred Booher reminded residents that before allowing anyone into their homes they should ask to see proper ID and that all village water department employees carry photo I.D.'s and wear Village of Mineola uniforms. If for any reason the resident is not comfortable with what is presented, they should call Village Hall and verify their employment before letting them into their homes.

Supervisor Fred Booher gave an overview of the Water Department's Main Control Center and stated that the water department recently requested an evaluation from our consulting engineer Dvirka and Bartlucci. The equipment that comprises our current control center is approximately 70 years old although still reliable and functioning well. As a result, Supervisor Booher recommended an upgrade to a modern supervisory control and data acquisition (SCADA) system which would enhance our ability to monitor and operate wells more efficiently. SCADA is next-generation technology and is the new industry standard.

**Resolution No. 249-10**

Resolved to authorize the Water Department to direct consulting engineer Dvirka and Bartlucci to prepare specifications for a public bid package for the upgrading of the Water Department Main Control Center to a SCADA system.

Motioned by Trustee Lawrence A. Werther  
Seconded by Trustee Paul A. Pereira

**Vote:**

**Yes**

**No**

**Abstain**

Mayor Jack M. Martins  
Trustee Lawrence A. Werther  
Trustee Paul A. Pereira

*Village Attorney John M. Spellman reported that the Nassau County Planning Commission has issued a local determination that the Board of Trustees should take whatever action it deems appropriate concerning the proposed expansion of the Development Incentive Overlay District.*

*Village Attorney Spellman recommended that we amend the Village Procurement Policy to increase the municipal bidding requirements for any public works project from \$20,000 to \$35,000.*

**Resolution No. 250-10**

Resolved to amend the Village Procurement Policy to increase municipal bidding requirements for any public works project from \$20,000 to \$35,000.

Motioned by Trustee Paul A. Pereira  
Seconded by Trustee Lawrence A. Werther

**Vote:**

**Yes**

**No**

**Abstain**

Mayor Jack M. Martins  
Trustee Lawrence A. Werther  
Trustee Paul A. Pereira

*Village Attorney John M. Spellman stated that additional defendants from the methyl tertiary butyl ether (MTBE) lawsuit have offered to settle their cases and that the amount of those settlements to the Village of Mineola (net of legal fees) would total \$13,084.81.*

**Resolution No. 251-10**

Resolution to settle the MTBE lawsuit (Incorporated Village of Mineola v. AGIP Inc., et al., No.03CV-1005 (S.D.N.Y.)) against certain remaining defendants in the amount of \$13,084.81.

Motioned by Trustee Lawrence A. Werther  
Seconded by Trustee Paul A. Pereira

**Vote:**

<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Mayor Jack M. Martins		
Trustee Lawrence A. Werther		
Trustee Paul A. Pereira		

**Mayor Jack M. Martins requested a motion to go into Executive Session at 7:40 PM**

Motioned by Trustee Lawrence A. Werther  
Seconded by Trustee Paul A. Pereira

**Vote:**

<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Mayor Jack M. Martins		
Trustee Lawrence A. Werther		
Trustee Paul A. Pereira		

*[Trustee Thomas F. Kennedy joined the Executive Session in progress]*

**Mayor Jack M. Martins requested a motion to come out of Executive Session at 7:50 PM.**

Motioned by Trustee Paul A. Pereira  
Seconded by Trustee Lawrence A. Werther

**Vote:**

<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Mayor Jack M. Martins		
Trustee Lawrence A. Werther		
Trustee Thomas F. Kennedy		
Trustee Paul A. Pereira		

**Resolution No. 252-10**

Resolved to approve Library Director Charles Sleafé's request to "buy back" 92 hours of unused accumulated sick time at a rate of 75 cents on the dollar, in accordance with the Collective Bargaining Agreement.

Motioned by Trustee Lawrence A. Werther  
Seconded by Trustee Paul A. Pereira

**Vote:**

<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Mayor Jack M. Martins		
Trustee Lawrence A. Werther		
Trustee Thomas F. Kennedy		
Trustee Paul A. Pereira		

Superintendent of Public Works Thomas J. Rini presented the resignation of Highway Department employee Gabriel Fernandes effective September 8, 2010.

**Resolution No. 253-10**

Resolved to approve a request to post for (2) Laborer positions in the Highway Department and (2) Laborer positions in the Sanitation Department with starting salaries in accordance with the Collective Bargaining Agreement.

Motioned by Trustee Paul A. Pereira  
Seconded by Trustee Lawrence A. Werther

**Vote:**

<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Mayor Jack M. Martins		
Trustee Lawrence A. Werther		
Trustee Thomas F. Kennedy		
Trustee Paul A. Pereira		

**Mayor Jack M. Martins requested a motion to close the Work Session at 7:55 PM.**

Motioned by Trustee Lawrence A. Werther  
Seconded by Trustee Thomas F. Kennedy

**Vote:**

<u>Yes</u>	<u>No</u>	<u>Abstain</u>
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Mayor Jack M. Martins  
Trustee Lawrence A. Werther  
Trustee Paul S. Cusato  
Trustee Thomas F. Kennedy  
Trustee Paul A. Pereira

**Mayor Jack M. Martins called the Public Meeting to order at 7:55 PM.**

**PRESENT:** Mayor Jack M. Martins  
Trustee Lawrence A. Werther  
Trustee Thomas F. Kennedy  
Trustee Paul A. Pereira

**ALSO PRESENT:** Village Attorney, John M. Spellman  
Village Clerk Joseph R. Scalero  
Deputy Village Clerk Cora T. Kelly  
Superintendent of Public Works Thomas J. Rini  
Water Department Supervisor Frederick Booher

**Press Observer:** Rich Forestano, *Mineola American*  
Rich Tedesco, *Williston Times*  
Geoffrey Walter, *Patch .com*

**Sunshine Observers:** 23 Observers

Superintendent of Public Works Thomas J. Rini reported on the August 22, 2010 flood damages that occurred at Bruce Terrace and surrounding areas and discussed Hurricane Earl projections. Superintendent Rini further reported on upcoming concrete repaving work and updated the Board of Trustees on the status of the new playground equipment.

*8 Speakers addressed the Board*

*Mayor Jack M. Martins reminded everyone that the annual September 11<sup>th</sup> Memorial Service will be at 8:30 AM on September 11, 2010 in Memorial Park.*

**Mayor Jack M. Martins requested a motion to close the Public Meeting at 9:15 PM.**

Motioned by Trustee Lawrence A. Werther  
Seconded by Trustee Thomas F. Kennedy

**Vote:**

**Yes**

**No**

**Abstain**

Mayor Jack M. Martins  
Trustee Lawrence A. Werther  
Trustee Thomas F. Kennedy  
Trustee Paul A. Pereira