

Minutes - Board Meeting – 02/19/2020

Minutes of the meeting of the Board of Trustees of the Incorporated Village of Mineola held Wednesday, February 19, 2020 at Village Hall, 155 Washington Avenue, Mineola, New York 11501.

PRESENT: Mayor Scott P. Strauss
Trustee Paul S. Cusato
Trustee George R. Durham
Trustee Dennis J. Walsh

ALSO PRESENT: Village Attorney John P. Gibbons, Jr.
Village Clerk Joseph R. Scalero
Deputy Village Clerk Linda Pardo
Superintendent of Buildings Daniel B. Whalen

Press Observers: *None*

Sunshine Observers: 13 Observers

Mayor Scott P. Strauss called the Public Hearing to order at 6:45 PM

A Public Hearing was held at 6:45 PM at the Village Hall, 155 Washington Avenue, Mineola, New York, 11501 in order to receive public comment upon the following:

APPLICATION OF ALEXANDER JOLY PERES DASILVA FOR A SPECIAL USE PERMIT PURSUANT TO CHAPTER 550 OF THE CODE OF THE INCORPORATED VILLAGE OF MINEOLA, ENTITLED “ZONING”, SECTION 550-12 ENTITLED “B-1 DISTRICTS”, SUBSECTION (B) ENTITLED “SPECIAL USES” AND SECTION 550-13 ENTITLED “B-2 DISTRICTS” SUBSECTION (A)(1) TO ESTABLISH A TAKE-OUT FOOD AND DRINK ESTABLISHMENT UPON THE PROPERTY KNOWN AS 135 MINEOLA BOULEVARD, MINEOLA, NEW YORK, KNOWN AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 9, BLOCK 414, LOTS 2, 314, 316.

No speakers addressed the Board

Resolution 37-20

Resolved to declare the Special Use Application of Alexander Joly Peres DaSilva for a Special Use Permit pursuant to Chapter 550 of the Code of the Incorporated Village of Mineola, entitled “Zoning”, Section 550.12 entitled “B-1 Districts”, Subsection (B) entitled “Special Uses” and Section 550-13 entitled “B-2 Districts”, Subsection (A)(1) for the purpose of establishing a take-out food and drink establishment upon the property known as 135 Mineola Boulevard, Mineola, New York, known and designated on the Nassau County Land and Tax Map as Section 9, Block 414, Lots 2, 314, 316, as a Type II action pursuant to S.E.Q.R.A.

Motioned by Trustee Dennis J. Walsh
Seconded by Trustee Paul S. Cusato

Vote:

Yes

No

Abstain

Mayor Scott P. Strauss
Trustee Paul S. Cusato
Trustee George R. Durham
Trustee Dennis J. Walsh

Mayor Scott P. Strauss requested a motion to close the hearing and reserve decision at 7:10 PM.

Motioned by Trustee Dennis J. Walsh
Seconded by Trustee Paul S. Cusato

Vote:

Yes

No

Abstain

Mayor Scott P. Strauss
Trustee Paul S. Cusato
Trustee George R. Durham
Trustee Dennis J. Walsh

Mayor Scott P. Strauss called the Public Hearing to order at 7:10 PM.

Sunshine Observers: 11 Observers

A Public Hearing was held at 7:10 PM at the Village Hall, 155 Washington Avenue, Mineola, New York, 11501 in order to receive public comment upon the following:

APPLICATION OF DIANE PIETROFORTE FOR A SPECIAL USE PERMIT PURSUANT TO CHAPTER 550 OF THE CODE OF THE INCORPORATED VILLAGE OF MINEOLA, ENTITLED “ZONING”, SECTION 550-12 ENTITLED “B-1 DISTRICTS”, SUBSECTION (B) ENTITLED “SPECIAL USES” AND SECTION 550-13 ENTITLED “B-2 DISTRICTS” SUBSECTION (A)(1) FOR THE SALE OF FOOD AND DRINKS UPON THE PROPERTY KNOWN AS 150 MINEOLA BOULEVARD, MINEOLA, NEW YORK, KNOWN AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 9, BLOCK 412, LOT 198.

No speakers addressed the Board

Resolution 38-20

Resolved to declare the Special Use Application of Diane Pietroforte for a Special Use Permit pursuant to Chapter 550 of the Code of the Incorporated Village of Mineola, entitled “Zoning”, Section 550.12 entitled “B-1 Districts”, Subsection (B) entitled “Special Uses” and Section 550-13 entitled “B-2 Districts”, Subsection (A)(1) for the purpose of selling food and drinks upon the property known as 150 Mineola Boulevard, Mineola, New York, known and designated on the Nassau County Land and Tax Map as Section 9, Block 412, Lot 198, as a Type II action pursuant to S.E.Q.R.A.

Motioned by Trustee George R. Durham
Seconded by Trustee Paul S. Cusato

Vote:

<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Mayor Scott P. Strauss		
Trustee Paul S. Cusato		
Trustee George R. Durham		
Trustee Dennis J. Walsh		

Resolution 39-20

BOARD OF TRUSTEES
INCORPORATED VILLAGE OF MINEOLA
-----X
In the Matter of the Application of

DIANE PIETROFORTE

DECISION

For a Special Use Permit pursuant to Chapter 550,
Section 550-12(B) and Section 550-13(A)(1) of the
Code of the Incorporated Village of Mineola, at
premises known as 150 Mineola Boulevard,
Mineola, New York, known and designated on the
Nassau County Land and Tax Map as Section 9,
Block 412, Lot 198.
-----X

NAME OF APPLICANT:	Diane Pietroforte
SUBJECT PROPERTY:	Section 9, Block 412, Lot 198
STREET LOCATION:	150 Mineola Boulevard Mineola, New York 11501
ZONING DISTRICT:	"B-2" District
RELIEF REQUESTED:	Application For a Special Use Permit pursuant to Chapter 550, Section 550-12(B) and Section 550-13(A)(1) for the sale of food and drinks upon Property
PUBLICATION & POSTING:	All in accordance with applicable laws, rules and regulations.
DATE OF HEARING:	February 19, 2020
APPEARANCE:	Diane Pietroforte, owner

DECISION:

Diane Pietroforte (hereinafter, "Applicant") is before this Board, pursuant to Chapter 550, Section 550-12 and Section 550-13(A)(1) of the Municipal Code of the Incorporated Village of Mineola, for a special use permit for the sale of food and drink upon the property known as 150

Mineola Boulevard, Mineola, New York (known and designated on the Nassau County Land and Tax Map as Section 9, Block 412, Lot 198) (hereinafter, the “Property”).

By Notice of Disapproval, dated December 10, 2019, Applicant’s building permit was denied. The Building Inspector determined that the proposed application is contrary to the Village’s zoning regulations. Applicant was thus required to seek relief before the Board of Trustees for a special use permit for the sale of food and drink upon the Property.

A referral of the application was made to the Nassau County Planning Commission. The Nassau County Planning Commission has recommended that this Board take whatever action it deems appropriate. Based upon the evidence adduced at the public hearing, and the documentation submitted to the Board in support of the application, the Board makes the following findings of fact:

- 1) Applicant is seeking a special use permit for the sale of food and drink upon the property known as 150 Mineola Boulevard, Mineola, New York;
- 2) Applicant currently operates a Sobel franchise in New Hyde Park that sells acai bowls and fruit smoothies;
- 3) No oven/cooking upon the premises. Applicant only utilizes freezers, refrigerators and fresh fruits and other ingredients;
- 4) Applicant will operate 7 days a week;
- 5) Applicant anticipates approximately 12 employees total with 4-6 employees at Property at one time;
- 6) Deliveries will be occurring daily by box truck; and
- 7) The proposed use, subject to the conditions imposed by this Board, will provide a desirable service and convenience to the Village.

Based upon the above findings, it is hereby determined that the proposed use, subject to the conditions stated below, is harmonious to the “B-2” District, will conform to the general character of the neighborhood, and that the public health, morals, safety and general welfare of such neighborhood will be secured by the granting of the requested Special Use Permit. Further, it is hereby determined that the Special Use Permit will provide a desirable facility to the area and will not be incongruous to the neighborhood by reason of excessive traffic.

IT IS THEREFORE RESOLVED, that the Special Use Permit is **GRANTED** subject to the following conditions:

- 1) All putrescible waste shall be refrigerated indoors until pick-up by private carter;

- 2) All waste pick-ups shall take place between the hours of 7:00 a.m. and 7:00 p.m. only. There shall be no dumpsters upon the Property;
- 3) All deliveries shall be by box-truck during non-peak traffic hours;
- 4) No oven/cooking upon the premises;
- 5) Each of these conditions is material to the approval granted by the Board of Trustees. Violations of any of the conditions of this Special Use Permit shall subject the applicant or its successors to enforcement pursuant to the Village’s Municipal Code, including possible revocation of this Special Use Permit;
- 6) The representations made by Applicant on the record in this proceeding have been deemed material to this application and have been relied upon by the Board of Trustees in its deliberations and decision. Applicant’s representations are deemed to be part of the conditions of this Special Use Permit; and
- 7) Violation of a condition set forth in this Special Use Permit shall be deemed a violation of the Village Zoning Law and shall subject the owner or occupant of the premises to all penalties set forth in the Zoning Law.

Dated: Mineola, New York
February 19, 2020

Motioned by Trustee Paul S. Cusato
Seconded by Trustee Dennis J. Walsh

Village Clerk Joseph R. Scalero polled the Board:

Vote:		
<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Mayor Scott P. Strauss		
Trustee Paul S. Cusato		
Trustee George R. Durham		
Trustee Dennis J. Walsh		

Mayor Scott P. Strauss called the Public Hearing to order at 7:30 PM.

Sunshine Observers: 7 Observers

A Public Hearing was held at 7:30 PM at the Village Hall, 155 Washington Avenue, Mineola, New York, 11501 in order to receive public comment upon the following:

APPLICATION OF LUNA HEALTH AND WELLNESS CORP. FOR A SPECIAL USE PERMIT PURSUANT TO CHAPTER 550 OF THE CODE OF THE INCORPORATED VILLAGE OF MINEOLA, ENTITLED “ZONING”, SECTION 550-12 ENTITLED “B-1 DISTRICTS”, SUBSECTION (B) ENTITLED “SPECIAL USES” TO ESTABLISH A MARTIAL ARTS STUDIO UPON THE PROPERTY KNOWN AS 105 JERICHO TURNPIKE, MINEOLA, NEW YORK, KNOWN AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 9, BLOCK 450, LOT 236.

1 speaker addressed the Board

Resolution 40-20

Resolved to declare the Special Use Application of Luna Health and Wellness Corp. for a Special Use Permit pursuant to Chapter 550 of the Code of the Incorporated Village of Mineola, entitled “Zoning”, Section 550.12 entitled “B-1 Districts”, Subsection (B) entitled “Special Uses” for the purpose of establishing a martial arts studio upon the property known as 105 Jericho Turnpike, Mineola, New York, known and designated on the Nassau County Land and Tax Map as Section 9, Block 450, Lot 236, as a Type II action pursuant to S.E.Q.R.A.

Motioned by Trustee Dennis J. Walsh

Seconded by Trustee Paul S. Cusato

Vote:

Yes

Mayor Scott P. Strauss

Trustee Paul S. Cusato

Trustee George R. Durham

Trustee Dennis J. Walsh

No

Abstain

Resolution 41-20

BOARD OF TRUSTEES
INCORPORATED VILLAGE OF MINEOLA

-----X

In the Matter of the Application of

LUNA HEALTH AND WELLNESS CORP.

DECISION

For a Special Use Permit pursuant to Chapter 550, Section 550-12(B) of the Code of the Incorporated Village of Mineola, at premises known as 105 Jericho Turnpike, Mineola, New York, known and designated on the Nassau County Land and Tax Map as Section 9, Block 450, Lot 236.

-----X

NAME OF APPLICANT: Luna Health and Wellness Corp.

SUBJECT PROPERTY: Section 9, Block 450, Lot 236

STREET LOCATION: 105 Jericho Turnpike
Mineola, New York 11501

ZONING DISTRICT: "B-1" District

RELIEF REQUESTED: Application For a Special Use Permit pursuant to Chapter 550, Section 550-12 to establish a marital arts studio upon Property

PUBLICATION & POSTING: All in accordance with applicable laws, rules and regulations.

DATE OF HEARING: February 19, 2020

APPEARANCES: Matheus Lutes, co-owner
Alicia Santand Lutes, co-owner

DECISION:

Luna Health and Wellness Corp. (hereinafter, “Applicant”) is before this Board, pursuant to Chapter 550, Section 550.12 of the Municipal Code of the Incorporated Village of Mineola, for a special use permit to establish a martial arts studio upon the property known as 105 Jericho Turnpike, Mineola, New York (known and designated on the Nassau County Land and Tax Map as Section 9, Block 450, Lot 236) (hereinafter, the “Property”).

By Notice of Disapproval, dated September 27, 2019, Applicant’s building permit was denied. The Building Inspector determined that the proposed application is contrary to the Village’s zoning regulations. Applicant was thus required to seek relief before the Board of Trustees for a special use permit to establish a martial arts studio upon the Property.

A referral of the application was made to the Nassau County Planning Commission. The Nassau County Planning Commission has recommended that this Board take whatever action it deems appropriate. Based upon the evidence adduced at the public hearing, and the documentation submitted to the Board in support of the application, the Board makes the following findings of fact:

- 1) Applicant is seeking a special use permit to establish a martial arts studio upon the property known as 105 Jericho Turnpike, Mineola, New York;
- 2) Applicant will operate 7 days a week, 6:00 a.m. – 9:30 p.m. during the week and 10:00 a.m. to 2:00 p.m. on weekends;
- 3) The classes will be 45 minutes with a class size between 10-15 people;
- 4) Applicant anticipates 4 employees;
- 5) The building is serviced by a private parking lot with sixteen (16) spaces. Applicant will have exclusive accesses to six (6) spaces; and
- 6) The proposed use, subject to the conditions imposed by this Board, will provide a desirable service and convenience to the Village.

Based upon the above findings, it is hereby determined that the proposed use, subject to the conditions stated below, is harmonious to the “B-1” District, will conform to the general character of the neighborhood, and that the public health, morals, safety and general welfare of such neighborhood will be secured by the granting of the requested Special Use Permit. Further, it is hereby determined that the Special Use Permit will provide a desirable facility to the area and will not be incongruous to the neighborhood by reason of excessive traffic.

IT IS THEREFORE RESOLVED, that the Special Use Permit is **GRANTED** subject to the following conditions:

- 1) The operation of the facility shall be self-contained within the interior of the building;
- 2) Music, if any, shall be played at a low volume and shall not be audible outside of the building;
- 3) Applicant shall have the exclusive use to six (6) parking spaces in the private parking lot that services the Property;
- 4) Each of these conditions is material to the approval granted by the Board of Trustees. Violations of any of the conditions of this Special Use Permit shall subject the applicant or its successors to enforcement pursuant to the Village's Municipal Code, including possible revocation of this Special Use Permit;
- 5) The representations made by Applicant on the record in this proceeding have been deemed material to this application and have been relied upon by the Board of Trustees in its deliberations and decision. Applicant's representations are deemed to be part of the conditions of this Special Use Permit; and
- 6) Violation of a condition set forth in this Special Use Permit shall be deemed a violation of the Village Zoning Law and shall subject the owner or occupant of the premises to all penalties set forth in the Zoning Law.

Dated: Mineola, New York
February 19, 2020

Motioned by Trustee Paul S. Cusato
Seconded by Trustee George R. Durham

Village Clerk Joseph R. Scalero polled the Board:

Vote:

Yes

No

Abstain

Mayor Scott P. Strauss
Trustee Paul S. Cusato
Trustee George R. Durham
Trustee Dennis J. Walsh

Mayor Scott P. Strauss requested a motion to close the hearing at 7:50 PM.

Motioned by Trustee Paul S. Cusato
Seconded by Trustee George R. Durham

Vote:

Yes

No

Abstain

Mayor Scott P. Strauss
Trustee Paul S. Cusato
Trustee George R. Durham
Trustee Dennis J. Walsh

Mayor Scott P. Strauss called the Work Session to order at 7:55 PM.

PRESENT: Mayor Scott P. Strauss
Trustee Paul S. Cusato
Trustee George R. Durham
Trustee Dennis J. Walsh

ALSO PRESENT: Village Attorney John P. Gibbons, Jr.
Village Clerk Joseph R. Scalero
Deputy Village Clerk Linda Pardo
Village Treasurer Giacomo Ciccone
Superintendent of Public Works Thomas J. Rini

Press Observers: *Newsday*

Sunshine Observers: 5 Observers

Mayor Scott P. Strauss stated that Trustee Paul A. Pereira is unable to attend the meeting.

Resolution No. 42-20

Resolved to approve bills and payroll.

Motioned by Trustee Paul S. Cusato
Seconded by Trustee George R. Durham

Vote:

<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Mayor Scott P. Strauss		
Trustee Paul S. Cusato		
Trustee George R. Durham		
Trustee Dennis J. Walsh		

Resolution No. 43-20

Resolved to approve the membership of the following candidates as recommended by the Mineola Fire Department:

David Batista	Company 2
Aidan Kelly	Company 3

Motioned by Trustee Paul S. Cusato
Seconded by Trustee George R. Durham

Vote:

<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Mayor Scott P. Strauss		
Trustee Paul S. Cusato		
Trustee George R. Durham		
Trustee Dennis J. Walsh		

Resolution No. 44-20

Resolved to approve a request by the First Presbyterian of Mineola and Edge City Church for the use of Mineola Memorial Park Saturday April 4, 2020 from 8:30 AM to 3:30 PM to hold an Easter Egg Hunt.

Motioned by Trustee George R. Durham

Seconded by Trustee Paul S. Cusato

Vote:

Yes

No

Abstain

Mayor Scott P. Strauss

Trustee Paul S. Cusato

Trustee George R. Durham

Trustee Dennis J. Walsh

Resolution No. 45-20

Resolved to approve a request by NYU Winthrop University Hospital for the use of the Village Hall Community Center auditorium to conduct its “Health Update for Seniors” seminars from 1:00 PM – 3:00 PM Wednesdays March 25, April 1, May 6, and May 20, 2020.

Motioned by Trustee Paul S. Cusato

Seconded by Trustee Dennis J. Walsh

Vote:

Yes

No

Abstain

Mayor Scott P. Strauss

Trustee Paul S. Cusato

Trustee George R. Durham

Trustee Dennis J. Walsh

Resolution No. 46-20

Resolved to approve a request by the Mineola Portuguese Center, Inc. for the use of Wilson Field and Field #2 Friday June 5 through Sunday June 7, 2020 to conduct a Portuguese American Feast.

Motioned by Trustee Dennis J. Walsh

Seconded by Trustee George R. Durham

Vote:

Yes

No

Abstain

Mayor Scott P. Strauss

Trustee Paul S. Cusato

Trustee George R. Durham

Trustee Dennis J. Walsh

Resolution No. 47-20

Resolved to approve a request by the Mineola Union Free School District for the use of the John S. DaVanzo Community Pool on Mondays July 13 – August 10 from 12:15 PM to 1:15 PM for its special education summer program.

Motioned by Trustee Paul S. Cusato
Seconded by Trustee George R. Durham

Vote:

Yes

No

Abstain

Mayor Scott P. Strauss
Trustee Paul S. Cusato
Trustee George R. Durham
Trustee Dennis J. Walsh

Resolution No. 48-20

Resolved to approve a request by Stephania Catering to renew a permit to operate a catering truck in the Village of Mineola along specified routes Monday – Friday.

Motioned by Trustee Dennis J. Walsh
Seconded by Trustee George R. Durham

Vote:

Yes

No

Abstain

Mayor Scott P. Strauss
Trustee Paul S. Cusato
Trustee George R. Durham
Trustee Dennis J. Walsh

Resolution No. 49-20

WHEREAS, the Village is the sponsor of a Length of Service Award Program (LOSAP) on behalf of the Incorporated Village of Mineola Fire Department in accordance with Article II-A of the New York State General Municipal Law (GML); and

WHEREAS, as required by GML § 219-a(2)(c), the Incorporated Village of Mineola Fire Department has submitted the attached list, certified under oath, of active members of the Fire Department, indicating those volunteers who earned at least fifty points during 2019 to qualify for service credit; and

WHEREAS, the certification made by the Fire Department includes a statement that the points recorded on the attached list have been tabulated in accordance with the Point System adopted by the Village to be in effect during calendar year 2019, and to the best of the knowledge of the Fire Department, is a true and accurate reflection of the activities performed by the active members; and

WHEREAS, GML § 219-a(2)(d) requires the Board of Trustees (Board) to review and approve the attached list, then return it to the Fire Department to be posted for thirty days; and

WHEREAS, the Board has completed its review of the attached list; NOW, THEREFORE BE IT RESOLVED, that the Board of Trustees approves the attached list of volunteer firefighters of the Incorporated Village of Mineola Fire Department and the points earned by these firefighters during calendar year 2019; and be it further

RESOLVED, that a copy of this adopted resolution and the attached list shall be returned to the Fire Department for posting for a minimum of thirty days.

Accatino, Daniel R.	Franz, Bryan C.	Natale, Daniel A.
Attard, Joseph C.	Franz, Christopher W.	Neto, Alirio M.
Behan, Thomas F.	Franz, Donald W.	Neves, Joseph M.
Brennan, Scott A.	Freitas, Michael	Nicoll, Kevin E.
Capruso, Thomas	Gauto, Eleuterio	Nunziata, Carlo
Carvalho, Andrew	Gayson, Jr., John J.	Nunziata, Joseph A.
Carvalho, Rebecca	Goncalves, Amadeu	O’Connell, William F.
Clark, Jeffrey M.	Gresalfi, William	Paragas, Peter J.
Connolly, Robert L.	Holliday, Scott C.	Pratt, Joseph E.
Corrigan, Brendan M.	Itri, Marciano F.	Redmond, Daniel P.
Cotroneo, Kenneth A.	Kaletsky, Colin F.	Redmond, David P.
Crosby, Walter V.	Kirkorian, Alexander E.	Redmond, Thomas J.
Cunha, Arlindo A.	Klein, Alexander	Ressa, Jr., Neal V.
Cunha, John	Kotowski, Richard	Rowe, George J.
Cusato, Paul S.	Lampert, Steve B.	Sanderleaf, Mathew W.
Da Silva, Jr., Alexandre	Love, Jason C.	Santoli, Vito A.
Danielson, Christian M.	Love, Noah G.	Santosus, Brian L.
Danielson, Mark S.	Luning, James C.	Santosus, Jr., Louis
Dawber, Martin J.	Magalhaes, Danny C.	Sellitto, Jr., Joseph R.
Dempsey, Daniel J.	Magalhaes, Domingos F.	Sonera, Sandy
Dempsey, Jr., Daniel J.	Martins, Daniel J.	Stagnari, Jack R.
Desiderio, Andrew	Martins, Paulo P.	Stolarik, Sr., Stephen J.
DeSorbo, Michael J.	Martone, Andrew G.	Strauss, Bryan C.
DeStefano, Lisa L.	Martone, Joseph T.	Strauss, Christopher P.
DeStefano, Nicole L.	Martone, Stephen P.	Strauss, Scott P.
Dias, Andre M.	Martone, Jr., Andrew G.	Swensen, Mark C.
Diaz, Matthew R.	Martone, Jr., Nicholas	Symington, William D.
Duffy, James R.	Mazur, Gary V.	Tartaglia, Joseph A.
Duffy, Robert A.	McCarthy, Stephen D.	Ueland, Lawrence R.
Dutra, Eduardo	McDermott, Sean W.	Vetrano, Nunzio
Englis, John D.	McGuire, William F.	Williams, Kenneth L.
Ezersky, Joshua M.	Montavano, Michael A.	Wolf, Jack J.
Fagiola, Peter M.	Morris, Matthew K.	Wolf, Madison T.
Fernandes, Jack M.	Mota, Filipe A.	Wolf, Spencer R.
Fernandes, Joseph A.	Moura, Roger C.	
Fernandes, Michael J.	Natale, Anthony	

Motioned by Trustee Paul S. Cusato
Seconded by Trustee George R. Durham

Vote:		
<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Mayor Scott P. Strauss		
Trustee Paul S. Cusato		
Trustee George R. Durham		
Trustee Dennis J. Walsh		

Resolution No. 50-20

Resolved to approve the following payment in the amount of \$17,148.91 from the Water Reserve Fund in FY 2019-2020:

VENDOR	AMOUNT	PROJECT
Dvirka & Bartilucci	\$17,148.91	Well #1

Motioned by Trustee Dennis J. Walsh
Seconded by Trustee Paul S. Cusato

Vote:

Yes

No

Abstain

Mayor Scott P. Strauss
Trustee Paul S. Cusato
Trustee George R. Durham
Trustee Dennis J. Walsh

Resolution No. 51-20

Resolved to authorize Change Order No. 1 to the Sanitary Sewer Main Replacement Project.

Vendor: Bancker Construction Corp.

Amount: Decrease in the overall project cost of \$649,852.50

Motioned by Trustee George R. Durham
Seconded by Trustee Paul S. Cusato

Vote:

Yes

No

Abstain

Mayor Scott P. Strauss
Trustee Paul S. Cusato
Trustee George R. Durham
Trustee Dennis J. Walsh

Resolution No. 52-20

Resolved to authorize the engineering services agreement for the Community Center Handicap Bathroom Accessibility Improvements – Phase 1.

Engineers: D&B Engineers & Architects, P.C.

Project Cost: \$41,700

Funding Sources: Community Development Funds and/or the 2019/2020

General Fund Budget and/or General Fund Unreserved Fund Balance

Motioned by Trustee Paul S. Cusato
Seconded by Trustee George R. Durham

Vote:

Yes

No

Abstain

Mayor Scott P. Strauss
Trustee Paul S. Cusato
Trustee George R. Durham
Trustee Dennis J. Walsh

Resolution No. 53-20

Resolved to authorize the purchase of 2, 2020 4 Door, All Wheel Drive Chevrolet Equinox with Emergency Lighting from Nassau BOCES Contract No. 19/20-045 – Passenger Cars, Vans and Trucks. This purchase includes the vehicles and purchase and installation of emergency lighting package:

Village Attorney John P. Gibbons, Jr. introduced the following resolution:

Resolution No. 56-20

RESOLVED, to approve a five (5) year renewal of the Service Agreement between the Incorporated Village of Mineola and Omni Recycling of Babylon, Inc. for Disposal Services for Municipal Solid Waste to commence on May 1, 2020 and run until April 30, 2025; and

RESOLVED, that Mayor Scott P. Strauss is authorized to sign the First Renewal of Service Agreement for Disposal Services for Municipal Solid Waste on behalf of the Village of Mineola.

Motioned by Trustee George R. Durham
Seconded by Trustee Dennis J. Walsh

Vote:		
<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Mayor Scott P. Strauss		
Trustee Paul S. Cusato		
Trustee George R. Durham		
Trustee Dennis J. Walsh		

Mayor Scott P. Strauss introduced the following resolution:

Resolution No. 57-20

WHEREAS, the discovery reform laws passed in the 2019-2020 New York State Budget overhauled the discovery process, requiring an expedited timeline to provide materials such as police reports, radio trans-missions, body-worn and dash-cam video, along with other data related to prosecution.

WHEREAS, the CPL Section 245.20 protects law enforcement personnel from disclosure of name and adequate contact information in this process to protect them and their families from threats, the same protection is not extended to first responders, who are in many instances called upon to provide services at crime scenes.

WHEREAS, emergency personnel should have the same privacy protection as law enforcement officials, so they are not subject to retaliation or witness tampering. This measure provides such protection.

RESOLVED, that the Village of Mineola shall ensure privacy protections for all emergency personnel present at a crime scene including Village Code Enforcement personnel, Village Department of Public Works personnel, ambulance services or advanced life support first response services, certified first responders, firefighters, emergency medical technicians or advanced emergency medical technicians, who are employed by or enrolled members of any such service.

Motioned by Trustee Paul S. Cusato
Seconded by Trustee Dennis J. Walsh

Vote:			
<u>Yes</u>	<u>No</u>	<u>Abstain</u>	
Mayor Scott P. Strauss			
Trustee Paul S. Cusato			
Trustee George R. Durham			
Trustee Dennis J. Walsh			

Abstain

Mayor Scott P. Strauss
Trustee Paul S. Cusato
Trustee George R. Durham
Trustee Dennis J. Walsh

Mayor Scott P. Strauss requested a motion to close the Work Session at 8:10 PM.

Motioned by Trustee Dennis J. Walsh
Seconded by Trustee George R. Durham

<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Mayor Scott P. Strauss		
Trustee Paul S. Cusato		
Trustee George R. Durham		
Trustee Dennis J. Walsh		

Abstain

Mayor Scott P. Strauss
Trustee Paul S. Cusato
Trustee George R. Durham
Trustee Dennis J. Walsh