

Minutes - Board Meeting 07/10/2013

Minutes of the meeting of the Board of Trustees of the Incorporated Village of Mineola held Wednesday, July 10, 2013 at Village Hall, 155 Washington Avenue, Mineola, New York 11501.

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

ALSO PRESENT: John M. Spellman Village Attorney
Village Clerk Joseph R. Scalero
Deputy Village Clerk Cora T. Kelly
Village Treasurer Giacomo A. Ciccone
Superintendent of Public Works Thomas J. Rini

Press Observers: *Williston Times*
Patch .com

Sunshine Observers: 5 Observers

Mayor Scott P. Strauss called the Work Session to order at 6:40 PM

Resolution No. 169-13

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 Paul A. Pereira			
Trustee George R. Durham			
Trustee Dennis J. Walsh			

Resolution No. 170-13

Resolved to approve the minutes from the meetings of the Board of Trustees of June 5, 2013, June 12, 2013 and June 19, 2013.

Motioned by Trustee Paul S. Cusato
Seconded by Trustee Paul A. Pereira

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

Resolution No. 171-13

Resolved to approve a request by the Mineola AARP Chapter 4202 for the use of the Community Center for their 2013/2014 general membership meetings and a general purpose room for their Board of Directors’ meeting on the following Wednesday dates from 8:30 AM – 1:00 PM:

September 18, 2013 January 22, 2014 May 28, 2014

September 25, 2013	February 26, 2014	June 25, 2014
October 23, 2013	March 26, 2014	
November 20, 2013	April 23, 2014	

Motioned by Trustee Dennis J. Walsh
Seconded by Trustee Paul A. Pereira

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

Resolution No. 172-13

Resolved to approve the request by the Mineola AARP Chapter 4202 for the use of a general purpose room for their Arts and Crafts Committee on the following Tuesdays from 9:30 AM to 12:00 PM:

September 17, 2013	March 4, 2014
October 1 & 15, 2013	April 1 & 15, 2014
November 19, 2013	May 6, & 20, 2014
December 3, 10, & 17, 2013	June 3 & 17, 2014
January 7 & 21, 2014	
February 4 & 18, 2014	

Motioned by Trustee Paul A. Pereira
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 Paul A. Pereira		
Trustee George R. Durham		
Trustee Dennis J. Walsh		

Resolution No. 173-13

Resolved to approve the request from the Mineola Fire Department softball team to utilize a section of Wilson Park for its volleyball tournament fundraiser and barbeque afterward from 9:00 AM – 4:00 PM on Saturday July 20, 2013.

Motioned by Trustee Paul S. Cusato
Seconded by Trustee Paul A. Pereira

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

Resolution No. 174-13

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

Anthony Marmo	Company #2
---------------	------------

Motioned by Trustee Paul S. Cusato
Seconded by Trustee Paul A. Pereira

Vote:

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

Resolution No. 175-13

Resolved to approve the 2012-13 Library and Pool Fund intra-departmental budget transfers:

LIBRARY
FUND

<u>Account Name</u>	<u>Account Number</u>	<u>Increase</u>	<u>Decrease</u>
Personal Svcs - Professional	30741010002	\$22,713.94	
Payment MTA Payroll Tax	30741019804	\$47.62	
Books- Childrens	30741020004	\$364.61	
Periodicals	30741020008	\$1,063.63	
Electronic Databases	30741020009	\$1,000.00	
Supplies-Miscellaneous	30741040618	\$2,206.27	
Telephone	30741041800	\$470.19	
Legal Costs-Library	30741043200	\$825.00	
Programs	30741043400	\$2,211.63	
Service-Contract	30741045501	\$460.80	
Repairs-Buildings	30741045507	\$1,551.00	
Social Security	30741083300	\$2,342.36	
Personal Services	30741010000		\$2,398.50
Equipment	30741020001		\$1,854.49
Books - Adults	30741020003		\$9,511.18
Audio & Visual Recording	30741020006		\$1,408.42
Reference Books	30741020010		\$984.47
Stationary & Printing	30741040400		\$5,641.78
Supplies-Miscellaneous	30741040618		\$190.75
Alis - Borrowing Charge	30741040700		\$2,893.62
Payroll/Data Proc. Expense	30741041100		\$374.25
Utilities - Electricity	30741041600		\$3,243.12
Utilities - Gas	30741041601		\$1,520.85
Programs	30741043400		\$428.81
Postage	30741047100		\$378.93
Life Insurance	30741083100		\$22.40
Health & Medical Insurance	30741083600		\$3,344.03
Disabilty Insurance	30741083700		\$292.39
Legal Fees	30741083900		\$22.00
Dental Insurance	30741084000		\$205.48
Eye Glass Union	30741084500		\$541.58
	TOTALS	<u>\$35,257.05</u>	<u>\$35,257.05</u>

POOL FUND

<u>Account Name</u>	<u>Account Number</u>	<u>Increase</u>	<u>Decrease</u>
Personal Services	40718010000	\$3,363.12	
Pers. Svcs - Directors	40718010002	\$13,498.12	
Payment MTA Payroll Tax	40718019804	\$83.24	
Equipment-Flume	40718020001	\$16,139.38	
Supplies-Miscellaneous	40718040618	\$750.00	
Repairs-Planting/Spraying	40718045533	\$6,039.78	
Security-Pool Facility	40718040300		\$3,011.25
Stationery & Printing	40718040400		\$2,904.13
CPR Training	40718040602		\$2,357.00
Supplies-Chemicals	40718040604		\$5,391.20
Supplies-Cleaning	40718040605		\$876.35
Supplies Laminating	40718040615		\$391.84
Supplies-Medical	40718040617		\$109.02
Supplies-Painting	40718040621		\$68.55
Supplies-Pest Control	40718040623		\$849.10
Uniforms	40718040900		\$2,427.63
Payroll/Data Proc. Expense	40718041100		\$83.88
Entertainment	40718041500		\$1,125.00
Utilities - Electricity	40718041600		\$52.62
Utilities-Gas Heating	40718041601		\$679.14
Telephone	40718041800		\$168.85
Repairs-Building	40718045507		\$443.55
Repairs-Equipment	40718045513		\$2,566.45
Repairs-Filter Maintenance	40718045516		\$1,650.00
Repairs-Plumbing	40718045535		\$3,178.87
Repairs-Pool	40718045536		\$45.15
Contingency	40718046500		\$9,875.00
Serial Bonds Principal	40718068000		\$0.21
Serial Bonds Interest	40718078000		\$0.38
Worker's Comp Insurance	40718083000		\$1,000.00
Social Security	40718083300		\$618.47
	TOTALS	<u>\$39,873.64</u>	<u>\$39,873.64</u>

Motioned by Trustee Paul S. Cusato
Seconded by Trustee Paul A. Pereira

Vote:

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

Resolution No. 176-13

Resolved to approve a request to post for a Village Auditor position within the Treasurer's Department.

Motioned by Trustee Paul A. Pereira
Seconded by Trustee George R. Durham

Vote:

Yes

No

Abstain

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

Resolution No. 177-13

Resolved to authorize the installation of a “Handicap Reserved” parking space in front of 52 Liberty Avenue.

Motioned by Trustee Paul S. Cusato
Seconded by Trustee Paul A. Pereira

Vote:

Yes

No

Abstain

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

Resolution No. 178-13

Resolved to authorize the emergency purchase of one (1), new 2014 International Workstar 7300 4x2 chassis with Galion Dump Body and Wausau Plow from the Genessee County Contract 2013-07.

Contract Price: \$ 144,900.00
Delivering Dealer: Syosset Trucks

Motioned by Trustee Paul A. Pereira
Seconded by Trustee George R. Durham

Vote:

Yes

No

Abstain

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

Superintendent of Public Works Thomas J. Rini provided a progress report for the Bruce Terrace project.

Resolution No. 179-13

Resolved to adopt the New York State Uniform Notice of Claim Act:

WHEREAS, On December 17, 2012, Governor Andrew Cuomo signed the Uniform Notice of Claim Act (the Act) into law; and

WHEREAS, The Act, which became effective on June 15, 2013, amended New York’s General Municipal Law to allow notices of claim against villages to be served on the New York Secretary of State as agent for New York’s public corporations; and

WHEREAS, Pursuant to the Act, the Secretary of State will forward any notice of claim served on it to the individual the village designates to receive the notices of claim; and

WHEREAS, General Municipal Law was amended and § 53 was added, which requires villages to file with the Secretary of State a certificate that (a) designates the New York Secretary

of State as the village’s agent for service of notices of claim, (b) provides the name and address of an officer, person, or designee, nominee or other agent-in-fact to which the Secretary of State will forward any notices of claim, and (c) provides the applicable time limit for filing a notice of claim on the village; and

WHEREAS, villages are required to adopt a resolution approving the aforementioned designation and appointing the individual to whom the Secretary of State must mail notices of claim and file such designation with the Secretary of State, by July 15, 2013; and

WHEREAS, the designation may filed online; and

WHEREAS, the Village wishes to comply with the Act.

NOW THEREFORE BE IT RESOLVED;

The VILLAGE BOARD Authorizes the Village Clerk to file, by any means permissible by statute, with the Secretary of State a certificate that (a) designates the New York Secretary of State as the Village’s agent for service of notices of claim, (b) provides that the Village Clerk shall be the person who shall be designated to receive the notices of claim from the Secretary of State, and (c) provides that the applicable time limit for filing of a notice of claim on the Village shall be 90 days.

DULY RESOLVED, by the Board of Trustees, as of this, the 10th day of July, 2013.

Motioned by Trustee Dennis J. Walsh
Seconded by Trustee Paul A. Pereira

Vote:

Yes

No

Abstain

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

Mayor Scott P. Strauss requested a motion to go into Executive Session at 6:50 PM

Motioned by Trustee Paul A. Pereira
Seconded by Trustee Dennis J. Walsh

Vote:

Yes

No

Abstain

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

Mayor Scott P. Strauss requested a motion to come out of Executive Session at 7:50 PM.

Motioned by Trustee Paul A. Pereira
Seconded by Trustee George R. Durham

Vote:

Yes

No

Abstain

Mayor Scott P. Strauss
Trustee Lawrence A. Werther
Trustee Paul S. Cusato
Trustee Paul A. Pereira
Trustee George R. Durham

Resolution No. 180-13

Resolved to approve salary increases for appointed confidential personnel effective June 1, 2013.

Motioned by Trustee Paul A. Pereira
Seconded by Trustee Paul S. Cusato

Vote:

Yes

No

Abstain

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

Mayor Scott P. Strauss requested a motion to close the Work Session at 7:52 PM.

Motioned by Trustee Paul A. Pereira
Seconded by Trustee George R. Durham

Vote:

Yes

No

Abstain

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

Mayor Scott P. Strauss called the Public Meeting to order at 7:52 PM.

PRESENT:

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

ALSO PRESENT:

John M. Spellman Village Attorney
Village Clerk Joseph R. Scalero
Deputy Village Clerk Cora T. Kelly
Village Treasurer Giacomo A. Ciccone
Superintendent of Public Works Thomas J. Rini

Press Observer:

Williston Times
Patch .com

Sunshine Observers:

13 Observers

Mayor Scott P. Strauss reported on the July 5 Concert in the Park and the fireworks show commenting that both were fantastic events and reminded residents that there will be another Concert in the Park featuring the Nassau Pops on July 26 at 8:00 PM. Mayor Strauss stated that he and Trustee Durham attended a ribbon cutting ceremony for Family Tree Realty wishing them success, and congratulated Boy Scouts of America Troop 45's newest Eagle Scout, Dylan Perro. Mayor Strauss reminded residents that the Village of Mineola and the Mineola Chamber of Commerce will present "Movie Night in the Park" on July 19 at 8:00 PM, announced that the sprinkler pools at both Wilson Park and Memorial Park are now operational, and wished his wife Patricia Strauss, Happy Birthday.

Trustee Paul A. Pereira wished both Pat Strauss and Trustee Durham Happy Birthday, stated that the movie showing at Wilson Field on July 19 would be "Despicable Me"; commented on the success of the Village of Mineola's Summer Recreation Program and complemented both Marta DeSousa and Anna Athan for a great job in running this program.

Trustee Paul S. Cusato commented on the Concert in the Park and the fireworks show on July 5 and thanked all those involved in making this event successful. Trustee Cusato thanked County Executive Ed Mangano for recognizing the Mineola Fire Department and firefighters for their efforts during Hurricane Sandy.

Trustee George R. Durham announced that the Mineola Athletic Association (MAA) Fall Soccer registration is underway; stated that last year’s “Movie Night in the Park” was a great success and is looking forward to this year’s event. Trustee Durham commented that the Concert in the Park and the fireworks show was incredible.

Trustee Dennis J. Walsh stated that the Concert in the Park and fireworks was a great event; reported that he, Senator Jack M. Martins and Deputy Mayor Paul A. Pereira attended the Portuguese Heritage Club event on June 20; and stated that the reversal of a previous *judicial* decision concerning the MTA Payroll Tax would be bad for Nassau County and good only for the MTA.

2 Speakers addressed the Board

Mayor Scott P. Strauss requested a motion to close the Public Meeting at 8:25 PM.

Motioned by Trustee Dennis J. Walsh
Seconded by Trustee Paul A. Pereira

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