

**Minutes - Board Meeting – 05/05/10**

Minutes of the meeting of the Board of Trustees of the Incorporated Village of Mineola held Wednesday, May 5, 2010 at Village Hall, 155 Washington Avenue, Mineola, New York 11501.

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

**ALSO PRESENT:** Village Clerk Joseph R. Scalero  
Benjamin Truncale, Esq. for Village Attorney  
Deputy Village Clerk Cora T. Kelly  
Superintendent of Public Works Thomas J. Rini

**Press Observer:** Rich Forestano, *Mineola American*  
Rich Tedesco, *Williston Times*

**Sunshine Observers:** 9 Observers

**Mayor Jack M. Martins called the Work Session to order at 6:45 PM.**

**Resolution No. 110-10**

Resolved to approve bills and payroll.

Motioned by Trustee Paul S. Cusato  
Seconded by Trustee Lawrence A. Werther

**Vote:**

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

**Resolution No. 111-10**

Resolved to approve the minutes from the meetings of the Board of Trustees of April 5, 2010, April 7, 2010, April 8, 2010, April 14, 2010 and April 21, 2010.

Motioned by Trustee Paul S. Cusato  
Seconded by Trustee Thomas F. Kennedy

**Vote:**

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

**Resolution No. 112-10**

Resolved to award the 2010 Wilson Park Refreshment Concession Stand contract to the low bidder D& J Refreshments.

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 S. Cusato  
Trustee Thomas F. Kennedy  
Trustee Paul A. Pereira

**Resolution No. 113-10**

Resolved to award the contract for the 2010 John S. DaVanzo Community Pool Shuttle Service to the lowest bidder, All Island Transportation, for \$5,664.00 to include a trip log which would allow an analysis of the utilization of this service.

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 S. Cusato  
Trustee Thomas F. Kennedy  
Trustee Paul A. Pereira

**Resolution No. 114-10**

Resolved to approve a request of Corpus Christi Church to use village streets for a Devotional Procession on Thursday May 13, 2010 from approximately 9:00 PM – 10:00 PM utilizing the following route:

Garfield Avenue East to Willis Avenue  
South to Second Street  
North on Willis Avenue to Garfield Avenue  
West to Corpus Christi Church

Motioned by Trustee Lawrence A. Werther  
Seconded by Trustee Paul S. Cusato

**Vote:**

**Yes**

**No**

**Abstain**

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

**Resolution No. 115-10**

Resolved to approve the request of Corpus Christi School to close Searing Avenue to host a barbeque on Saturday June 19, 2010 from 11:00 AM – 3:00 PM.

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 S. Cusato  
Trustee Thomas F. Kennedy  
Trustee Paul A. Pereira

Village Clerk Joseph R. Scalero announced that the annual Recreation Bulletin, which includes the Pool Shuttle Service schedule, will be mailed out next week and reminded everyone that Leisure Passes are available for purchase.

**Resolution No. 116-10**

Resolved to approve a request for a 90-day extension of Building Permit # 1395 issued for 7 Berkley Road.

Motioned by Trustee Paul S. Cusato  
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 S. Cusato		
Trustee Thomas F. Kennedy		
Trustee Paul A. Pereira		

**Resolution No. 117-10**

Resolved to deny a request of David Kappen to install an additional electric service meter to be place on the garage.

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 S. Cusato		
Trustee Thomas F. Kennedy		
Trustee Paul A. Pereira		

Superintendent of Buildings Daniel B. Whalen presented a monthly department financial report for April 2010.

**Resolution No. 118-10**

Resolved that the Board of Trustees consents to the settlement of its MTBE products liability lawsuit (*Incorporated Village of Mineola v. AGIP., et al.*, No. 03-CV-10051, (S.D.N.Y.)) with respect to the Settling Defendants as set forth in the Settlement Agreement and Release and Exxon Mobil Corporation.

Motioned by Trustee Thomas F. Kennedy  
Seconded by Trustee Paul S. Cusato

**Vote:**

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

**Mayor Jack M. Martins requested a motion to close the Work Session at 7:05 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 Paul S. Cusato  
Trustee Thomas F. Kennedy  
Trustee Paul A. Pereira

**Mayor Jack M. Martins called the Public Meeting to order at 7:40 PM.**

**PRESENT:**

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

**ALSO PRESENT:**

Village Clerk Joseph R. Scalero  
Benjamin Truncale, Esq. for Village Attorney  
Deputy Village Clerk Cora T. Kelly  
Superintendent of Building Daniel B. Whalen

**Press Observer:**

Rich Forestano, *Mineola American*  
Rich Tedesco, *Williston Times*

**Sunshine Observers:**

27 Observers

Mayor Jack M. Martins stated that he participated in a land use forum and workshop sponsored by Molloy College and Energia in which discussions centered on smart growth elements being implemented in Mineola, reported that Station Plaza North project is underway with Phase I almost completed, Phase II is scheduled for September when the village is scheduled to receive the second half of its grant monies. Mayor Martins commented that he is negotiating with Nassau County to secure the remaining grant money early so that the paving of the plaza could be done and the total project could be completed by the end of May. Mayor Martins also reported that he attended a Town of Hempstead Press conference in Floral Park where it was announced that the Long Island Railroad Third Track project has been removed from the Metropolitan Transit Authority's (MTA) five year capital plan, and therefore is effectively dead. Mayor Martins reported that he attended a Town of North Hempstead meeting regarding Dominick's Deli and the zoning issues surrounding it and stated that the general concern was how to allow it to remain residential with Dominick's Deli continuing to do business; announced that Mineola was once again named Tree City, USA by the Arbor Day Foundation and is happy and proud to say that Mineola has been a recipient of this award for over twenty years. Mayor Martins further announced another adjournment on the T-Mobile Cellular Antenna application and state that T-Mobile will be required to notify surrounding residents by registered mail before this item will be placed on the agenda of any future Board of Trustee meetings. Mayor Martins presented an update on the Garden City Verizon facility at 13<sup>th</sup> Avenue and announced that Mineola will be looking into hiring a noise consultant to work with Verizon and the Village of Garden City to correct this situation.

Trustee Lawrence A. Werther reminded everyone that on May 15, 2010 the Village of Mineola and the Chamber of Commerce will be hosting the Mineola Fair at Memorial Park and welcomed everyone to come out and enjoy the fair; stated that in the *Mineola American* there was a letter from Library Director Charles Sleafy stating that library aid from New York State has been cut and encouraged everyone to write to their representatives letting them know that this needs to be reversed; thanked former *Mineola American* Editor Joe Rizza and welcomed Rich Forestano as the new Editor; commented on the article in *Newsday* regarding solid waste and reiterated that the contract Mineola signed provided significant savings to village residents. Trustee Werther reported that he represented the Village of Mineola at an Eagle Scout ceremony for six boys and congratulated all of them and in particular commended Scoutmaster Donald McMahon for his many years of service.

Trustee Paul S. Cusato reported that he also attended the Town of North Hempstead meeting and that it was great to see so many people attending this meeting to support Dominick’s Deli and participate in the process so that the Town of North Hempstead would be aware of their positions on this matter.

Trustee Thomas F. Kennedy reported that the pavers on the Station Plaza North main concourse were filled in as of this evening and that Station Plaza North already has a different look and feel. Trustee Kennedy congratulated Mr. & Mrs. Bill Crosby on their anniversary, and wished everyone a Happy Mother’s Day.

Trustee Paul A. Pereira reported that the “Brainteasers” didn’t win but did make it to the final eight and congratulated them on an outstanding performance. Trustee Pereira wished everyone a Happy Mother’s Day, and also wished Mr. Keefe a Happy Birthday.

*Mayor Jack M. Martins commented on the solid waste article in Newsday and presented a brief summary comparison of the costs over ten years between Mineola’s contract with Omni Recycling of Babylon, Inc. versus the Town of North Hempstead proposed rates and stated that the village will be in a much better place as a result of this contract.*

*Trustee Paul A. Pereira reminded everyone that May 18, 2010 is the school budget elections and to come out and vote.*

*5 speakers addressed the Board*

**Mayor Jack M. Martins requested a motion to close the Public Meeting at 8:37 PM.**

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

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