

## **Minutes - Board Meeting – 9/2/09**

Minutes of the meeting of the Board of Trustees of the Incorporated Village of Mineola held Wednesday, September 2, 2009 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 Attorney John M. Spellman  
Village Clerk Joseph R. Scalero  
Deputy Village Clerk Cora T. Kelly  
Superintendent of Public Works Thomas J. Rini  
Superintendent of Buildings Daniel B. Whalen

**Press:** Joe Rizza, *Mineola American*

**Sunshine Observers:** 8 Observers

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

*Mayor Jack M. Martins announced the resignation of attorney Peter Bee as Counsel to the Planning Board and announced his appointment of Ben Truncale to replace Mr. Bee. Mayor Martins further stated that this position will be subject to re-appointment in April 2010.*

### **Resolution No. 246-09**

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. 247-09**

Resolved to approve the minutes from the meetings of the Board of Trustees of August 5, 2009 and August 12, 2009.

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. 248-09**

Resolved to approve a request by Mineola Youth and Family Services for the use of the community center auditorium and a general purpose room for their after school programs from September 14, 2009 through June 30, 2010 from 1:30 PM – 4:00 PM on

Mondays and from 12:30 PM -- 4:00 PM Tuesdays through Fridays.

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. 249-09**

Resolved to approve the request by the Mineola Athletic Association for the use of the community center auditorium and a general purpose room, only in the case of inclement weather, on Saturday, September 26, 2009 from 10:00 AM to 3:00 PM for their MAA Photo Day.

Motioned by Trustee Thomas F. Kennedy  
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. 250-09**

Resolved to approve the following Election Inspectors for the September 10, 2009 Public Referendum.

Lois DeSimone	Maryann Iaquinto	Neil Stuber	Neil Piloto
Russ Sutherland	Anne R. Murphy	Richard Ayers	Raphaela Piloto
Donald R. Hammond	Flore Rowe	Sarah Coyne	Jean Marley
Michael W. Dougherty	Douglas A. DeFranco	Raymond Coyne	Mae Freedman
Vincent DeStefano	Barbara D. Thompson	Shirley Florio	Harold Feldstein
Carolina R. Macedo	Marian C. Kessler	Marie Kelly	Kristine Vigaria
Edward Curran	Louise Palumbo	Linda Traina	Helen Callahan

**Alternates:**

Nancy Heiss	Eileen Fina
Anthony J. Donnelly	Marie Tempesta

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

**Resolution No. 251-09**

Resolved to appoint the Village Clerk as Records Management Officer and to adopt the New York State Archives Record Retention and Disposition Schedule MU-1 as the retention guide for village records.

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		

**Resolution No. 252-09**

Resolved to approve a request by Robert Hinck, Community Development Coordinator, to authorize the following Community Development Fund line transfers to complete the last Commercial Rehabilitation project:

From	33 <sup>rd</sup> Year PF&I Station Plaza North	\$7,500.00
To	33 <sup>rd</sup> Year Commercial Rehabilitation	\$7,500.00

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

**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. 253-09**

Resolved to approve a request by the Williston Park Little League for the use of a field for four Sundays from September 13, 2009 to October 18, 2009 for their home game tournaments, while their fields are undergoing renovation and repairs.

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

Village Clerk Joseph R. Scalero presented the August 2009 Justice Court monthly report.

Superintendent of Buildings Daniel B. Whalen presented the August department financial report, reported on the property clean-up on Latham Road, and upcoming construction plans.

**Resolution No. 254-09**

Resolved to approve a request for a 90 – day extension of the building permit issued for 295 Garfield Avenue.

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. 255-09**

Resolved to authorize the installation of a "Handicap Reserved" parking space at 104 Arlington Street.

Motioned by Trustee Paul S. Cusato  
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

**Resolution No. 256-09**

Resolved to authorize the Department of Public Works Superintendent and Deputy Superintendent to attend the NYCOM Public Works Training School from October 18, 2009 through October 22, 2009.

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

**Mayor Jack M. Martins requested a motion to go into Executive Session at 7:05 PM**

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

**Mayor Jack M. Martins requested a motion to come out of Executive Session at 7:25 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

**Resolution No. 257-09**

Resolved to accept the resignation of Richard Vinciguerra in the Parks and Recreation Department and authorize the posting for the position of Laborer in the Parks and Recreation Department.

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 reported that on September 8, 2009 the Town of North Hempstead is holding a hearing to re-zone areas of Garden City Park along Herricks Road from Business B to Industrial B, which could allow adult uses in that area, further stating that no notice was given to the Village of Mineola or to the Mineola School District and encouraged residents to attend this hearing. Mayor Martins reminded everyone that September 10, 2009 will be the Public Referendum at Village Hall from 6:00 AM – 9:00 PM, reported that the 9-11 Remembrance Ceremony at Mineola Memorial Park will begin at 7 PM and that, in case of inclement weather, the ceremony will be held at the Mineola Community Center, and noted that on September 16, 2009 there will be a Public Hearing with regard to the Cablevision Franchise Agreement at 6:30 PM at Village Hall.

**Mayor Jack M. Martins requested a motion to close the Work Session at 7:30 PM.**

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

**Mayor Jack M. Martins called the Public Meeting to order at 7:30 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 Attorney John M. Spellman  
Village Clerk Joseph R. Scalero  
Deputy Village Clerk Cora T. Kelly  
Superintendent of Buildings Daniel B. Whalen

**Press:**

Joe Rizza, *Mineola American*

**Sunshine Observers:**

19 Observers

Mayor Jack M. Martins announced that on September 8, 2009 the Town of North Hempstead is holding a hearing to re-zone areas of Garden City Park along Herricks Road from Business B to Industrial B and that no notification was given to the Village of Mineola or to the Mineola School District and encouraged residents to attend the hearing. Mayor Martins also announced that on September 10, 2009 there will be the Public Referendum at Village Hall from 6:00 AM – 9:00 PM, September 11, 2009 will be the 8<sup>th</sup> Year Anniversary 9-11 Remembrance Ceremony at Mineola Memorial Park beginning at 7:00 PM. and on September 16, 2009 at 6:30 pm there will be a Public Hearing regarding Mineola's Cablevision Franchise at Village Hall. Mayor Martins commended the recreation and pool staff for a job well done and further stated that the summer programs were excellent.

Trustee Lawrence A. Werther also commented on the Town of North Hempstead re-zoning hearing, 9-11 Remembrance Ceremony and reminded everyone to drive carefully because schools are opened.

Trustee Paul S. Cusato congratulated the Mineola Fire Department on their blood drive, which collected 52 pints, and thanked County Legislator Nicoletto, Mayor Martins and PTAs for their efforts in getting a traffic light on Herricks Road.

Trustee Thomas F. Kennedy commented on the 9-11 Remembrance Ceremony and the displays at St. Paul's Church in downtown New York City particularly the emergency service companies that responded.

Trustee Paul A. Pereira also commented on the 9-11 Remembrance Ceremony and the displays at St. Paul's Church, which he has taken his students to see, and also thanked County Legislator Nicoletto.

*7 speakers addressed the board*

**Mayor Jack M. Martins requested a motion to close the Public Meeting at 9:00 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

Respectfully submitted,

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Joseph R. Scalero  
Village Clerk