

Minutes - Board Meeting – 05/20/09

Minutes of the meeting of the Board of Trustees of the Incorporated Village of Mineola held Wednesday, May 20, 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
Village Treasurer Giacomo A. Ciccone
Superintendent of Public Works Thomas J. Rini
Superintendent of Buildings Daniel B. Whalen

Press Observer: Joe Rizza, *Mineola American*
Christina Hernandez, *Newsday*

Sunshine Observers: 34 Observers

Mayor Martins called the Work Session to order at 6:30 PM

Resolution No. 128-09

Resolved to approve bills and payroll.

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

Resolution No. 129-09

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

Daniel Campos	Company No. 1
Timothy Corrigan	Company No. 2
Aidan Kelly	Company No. 2
Michele Robbins	Company No. 2
Gianni Tabacchino	Company No. 1

Motioned by Trustee Lawrence A. Werther
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		

Resolution No. 130-09

Resolved to approve the request of the Mineola Union Free School District for the use of the John S. DaVanzo Community Pool for their Special Education Summer Program from 11:15 AM to 12:15 PM on the following dates:

July 6, 2009,	August 3, 2009
July 13, 2009,	August 10, 2009
July 20, 2009	
July 27, 2009	

Motioned by Trustee Thomas F. Kennedy
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. 131-09

Resolved to approve a request of the Department of Veterans Affairs – Veterans Affairs Medical Center for use of a general purpose room in August 11, 2009 from 11:00 AM – 2:00 PM to hold an outreach event for veterans.

Motioned by Trustee Lawrence A. Werther
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		

Resolution No. 132-09

Resolved to approve the request by the Mineola Golden Age Club for the use of the Mineola Community Center on Thursdays from September 10, 2009 - June 24, 2010 from 9:00 AM – 4:00 PM; the use of a general purpose room on Mondays from 10:00 AM – 1:00 PM for their Arts and Crafts Committee and the use of a general purpose room on Mondays from 11:00 AM – 12:00 PM for Line dancing instructions and 1:30 PM – 2:30 PM for an exercise program.

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. 133-09

Resolved to award the contract for the 2009 John S. DaVanzo Community Pool Shuttle Service to the lowest bidder, All Island Transportation, for \$4,768.00.

Motioned by Trustee Thomas F. Kennedy
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. 134-09

Resolved to authorize the closure of the existing curb cut, and the opening of a new 20-foot curb cut at 228 Harrison 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. 135-09

Resolved to award the bid for the purchase of a graphic design system for production of traffic control devices to the lowest bidder, Traffic and Parking Company, Inc (TAPCO) at the lump sum low bid of \$11,381.00.

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

Resolution No. 136-09

Resolved to award the bid for the purchase of uniforms to the lowest bidder, Eighth Street Designs at the lowest unit price per items.

Motioned by Trustee Thomas F. Kennedy
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. 137-09

Resolved to authorize Change Order No. 1 to the contract for the reconstruction of the parking lot at Parking Field No. 5 as follows:

Construction of New Type A Modified Catch Basin: \$6,500.00
Removal of 275 linear feet of asphalt curbing and
the replacement with 26 Concrete Wheel Stops \$ 800.00

Installation of one, 32 foot concrete driveway apron at 7 inches in depth	\$3,525.00
Installation of 21 feet on monolithic curb and gutter	\$1,040.00
Supply and install ADA tiles for Handicap Ramp	<u>\$ 600.00</u>
Total Net Change for Change Order No. 1	\$12,465.00

Motioned by Trustee Lawrence A. Werther
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		

Resolution No. 138-09

Resolved to authorize the hiring of Helio Favas of Mineola as a laborer in the Parking Meter Maintenance Division of the Department of Public Works at a starting salary rate of \$13.00 per hour 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 Paul S. Cusato		
Trustee Thomas F. Kennedy		
Trustee Paul A. Pereira		

Resolution No. 139-09

Resolved to approve a \$1.00 per hour salary increase for each of the full-time, Certified Pool Operators, effective June 1, 2009 through September 15, 2009.

Motioned by Trustee Lawrence A. Werther
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. 140-09

Resolved to authorize 2009/2010 General Fund budget transfers.

<u>Account Name</u>	<u>Account Number</u>	<u>Amount</u>	
		<u>Increase</u>	<u>Decrease</u>
Supplies - Computers	10341040606	1,000.00	
Supplies - Physical Fitness	10341040625		1,000.00
Dues & Conferences	10101048000	1,881.19	

Supplies Miscellaneous	10111040618	234.63	
Dues & Conferences	10111048000	340.00	
Dues & Conferences	10121048000	658.00	
Supplies Miscellaneous	10132540618	402.80	
Stationery & Printing	10141040400	32.05	
Dues & Conferences	10141048000	1,047.58	
Equipment - New Fences	10164020001	203.00	
Supplies Miscellaneous	10164040618	218.81	
Supplies - Small Tools	10164040630	252.34	
Uniform - Cleaning	10164040905	349.70	
Repairs - Vehicles	10331045502	263.06	
Rental - Equipment	10341042002	223.83	
Serial Bonds - Interest	10341078000	0.20	
Service Award Program Administrative Expenses	10341082831	249.00	
Supplies Miscellaneous	10362040618	271.34	
Dues & Conferences	10362048000	371.20	
Utilities - Gas	10364041601	663.01	
Repairs- Buildings	10454045507	1,424.45	
Repairs - Trucks	10454045547	38.98	
Rental - Equipment	10501042002	741.80	
CHIPS Program	10511040801	0.47	
Tree Program	10511044202	1,577.95	
Equipment	10731020000	0.96	
Supplies Materials	10731040616	23.08	
Supplies Miscellaneous	10731040618	659.76	
Uniforms	10731040900	29.50	
Supplies Miscellaneous	10812040618	139.33	
Repairs - Trucks	10812045547	935.56	
Supplies - Small Tools	10816040630	50.00	
Recycling Disposal	10816043302	155.00	
Unemployment Insurance	10905083200	972.00	
Serial Bond Principal	10971068000	0.20	
Serial Bond Interest	10971078000	0.03	
Contingency	10199046500		14,410.81
TOTALS		15,410.81	15,410.81

Motioned by Trustee Lawrence A. Werther
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: 141-09

Resolved to authorize 2009/2010 Water Fund budget transfers.

<u>Account Name</u>	<u>Account Number</u>	<u>Amount</u>	
		<u>Increase</u>	<u>Decrease</u>
Supplies Miscellaneous	20831040604	2,500.07	

Supplies Chlorine	20831040605	2,600.59	
Engineering Services	20831042100	2,092.48	
Water Testing	20831043500	1,866.64	
Repairs - Electrical	20831045512	367.43	
Repairs - Mains	20831045525	4,001.96	
Repairs - Service Materials	20831045539	246.75	
Repairs - Trucks	20831045547	1,033.97	
Repairs - Well #1	20831045550	383.46	
Postage	20831047100	287.42	
Workers Compensation	20831083000		2,380.77
Health & Medical			
Insurance	20831083600		13,000.00
TOTALS		15,380.77	15,380.77

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

Resolution No: 142-09

Resolved to authorize 2009/2010 Library Fund budget transfers.

<u>Account</u> <u>Name</u>	<u>Account</u> <u>Number</u>	<u>Amount</u>	
		<u>Increase</u>	<u>Decrease</u>
Books - Children	30741020004	412.97	
Audio & Video Recording	30741020006	6,799.72	
Electronic Databases	30741020009	2,273.33	
Supplies Miscellaneous	30741040618	3,623.15	
Utilities - Gas	30741041601	681.58	
Telephone	30741041800	728.24	
Programs	30741043400	250.05	
Programs - Children	30741043401	507.34	
Postage	30741047100	50.00	
Dues & Conferences	30741048000	12.18	
Serial Bond Interest	30741078000	0.34	
Life Insurance	30741083100	508.00	
Service Contract	30741045501		2,846.90
NYS Retirement	30741082800		5,000.00
Workers Compensation	30741083000		5,000.00
Health & Medical			
Insurance	30741083600		3,000.00
TOTALS		15,846.90	15,846.90

Motioned by Trustee Thomas F. Kennedy
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: 143-09

Resolved to authorize 2009/2010 Pool Fund budget transfers.

<u>Account Name</u>	<u>Account Number</u>	<u>Amount</u>	
		<u>Increase</u>	<u>Decrease</u>
Security Pool Facility	40718040300	440.32	
Supplies - Miscellaneous	40718040618	500.49	
Entertainment	40718041500	337.37	
Repairs - Pool	40718045536	174.00	
Serial Bonds Interest	40718078000	0.41	
Social Security	40718083300	93.77	
Rental Transportation	40718042009		1,534.44
Contingency	40718046500		11.92
TOTALS		1,546.36	1,546.36

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

Mayor Martins requested a motion to close the Work Session at 6:55 PM

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 Martins called the Public Meeting to order at 7:55 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 Observer: Joseph Rizza, *Mineola American*
Christina Hernandez, *Newsday*
Gary Simeone, *Willston Times*

Sunshine Observers: 43 Observers

A Public Hearing was held at 7:55 PM at the Village Hall, 155 Washington Avenue, Mineola, New York, 11501 in order to receive public comment upon the following:

APPLICATION OF 250 OLD COUNTRY ROAD, LLC FOR A SPECIAL PERMIT PURSUANT TO CHAPTER 30 OF THE CODE OF THE INCORPORATED VILLAGE OF MINEOLA ENTITLED "ZONING", SECTION 30.5 (DEVELOPMENT INCENTIVE BONUS LAW), FOR THE CONSTRUCTION OF A 257 UNIT RESIDENTIAL CONDOMINIUM IN THE B-3 ZONE UPON THE PROPERTY LOCATED AT OLD COUNTRY ROAD AND THIRD STREET, AND BOUNDED ON THE EAST BY THE THIRD AVENUE, MINEOLA, NEW YORK, KNOWN AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 9, BLOCK 675, LOT(S) 2A-2B.

Resolution No. 144-09

Resolution declaring lead agency under SEQRA concerning the application of 250 Old Country Road, LLC

WHEREAS, The Board of Trustees of the Incorporated Village of Mineola ("Board of Trustees") has received a special permit application from 250 Old Country Road, LLC for a Development Incentive Bonus, pursuant to §30.5 of the Code of the Village of Mineola to allow the development of 250 Old Country Road as a 257-unit residential condominium, for site plan approval and for architectural approval; and

WHEREAS, As part of the application, the project sponsor is proposing various public amenities; and

WHEREAS, At its meeting of March 25, 2009, the Board of Trustees adopted a resolution indicating its intent to serve as the lead agency for this application; and

WHEREAS, The Board of Trustees undertook and continues to undertake a coordinated review, and no objections were received from any involved agencies; and

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby declares itself as lead agency under the State Environmental Quality Review Act (SEQRA).

Motioned by Trustee Lawrence A. Werther

Seconded by Trustee Paul A. Pereira

Village Clerk Joseph R. Scalero polled the Board:

Vote:

Yes

No

Abstain

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

Resolution No. 145-09

Resolved, that the application of 250 Old Country Road, LLC for a waiver of appearance before the Mineola Planning Board for preliminary site plan review and for architectural

review concerning its proposed residential development at 250 Old Country Road and to have these reviews conducted by the Board of Trustees is granted.

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

Village Clerk Joseph R. Scalero polled the Board:

Vote:

Yes

No

Abstain

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

Mayor Jack M. Martins requested a motion to close the Public Hearing at 9:40 PM

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

Respectfully submitted,

Joseph R. Scalero
Village Clerk