

Minutes - Board Meeting – 05/13/09

Minutes of the meeting of the Board of Trustees of the Incorporated Village of Mineola held Wednesday, May 13, 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: Benjamin Truncale, Esq. for Village Attorney
Village Clerk Joseph R. Scalero
Deputy Village Clerk Cora T. Kelly

Sunshine Observers: 15 Observers

Mayor Martins 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:

PROPOSED LOCAL LAW AMENDING SECTION 30.31 OF THE MUNICIPAL CODE OF THE INCORPORATED VILLAGE OF MINEOLA, ENTITLED "B-1 DISTRICTS" TO CREATE A SUBSECTION (D), TO BE ENTITLED "RESIDENTIAL USE" TO PROVIDE FOR RESIDENTIAL USES WITHIN THE B-1 DISTRICT CONSISTENT WITH ADJACENT RESIDENTIAL DISTRICTS.

PROPOSED LOCAL LAW CORRECTING THE SECTION HEADING OF LOCAL LAW NUMBER 1 OF 2006, WHICH PROVIDES FOR RESIDENTIAL USES WITHIN THE B-2 DISTRICT CONSISTENT WITH ADJACENT RESIDENTIAL DISTRICTS, TO BE "SECTION 30.32 ENTITLED B-2 DISTRICTS, SUBSECTION (E), ENTITLED RESIDENTIAL USE".

Benjamin Truncale, Esq. presented an overview of section 30.31 amendment and Mayor Martins explained the intent of the change.

Resolution No. 117-09

Resolved to declare the proposed Local Law amending Section 30.31 of the Municipal Code of the Incorporated Village of Mineola, entitled "B-1 Districts" to create a subsection (D), entitled "Residential Use" to provide for Residential use within the B-1 District consistent with adjacent residential districts an unlisted action and approve a negative declaration under the State Environmental Quality Review Act.

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

Village Clerk Joseph R. Scalero polled the Board:

Vote:

Yes

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

No

Abstain

Resolution No. 118-09

Resolved to approve the proposed Local Law amending Section 30.31 of the Municipal Code of the Incorporated Village of Mineola, entitled "B-1 Districts" to create a subsection (D), entitled "Residential Use" to provide for Residential use within the B-1

District consistent with adjacent residential districts pending Nassau County Planning approval.

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. 119-09

Resolved to approve the proposed Local Law correcting the section heading of Local Law Number 1 of 2006, which provides for residential uses within the B-2 District consistent with adjacent Residential Districts, to be "Section 30.32 entitled B-2 Districts, subsection (E), entitled Residential Use".

Motioned by Trustee Thomas F. Kennedy
Seconded by Trustee Lawrence A. Werther

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 7:02 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 re-opened the Public Hearing for the purpose of considering a prior action.

Resolution No. 120-09

Resolved to approve the application of Mo'Joe Coffeehouse Café to amend the conditions of its existing Village of Mineola Special Use Permit.

Motioned by Trustee Lawrence A. Werther
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 7:15 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 Jack M. Martins called the Work Session 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:

Benjamin Truncale, Esq. for Village Attorney
Village Clerk Joseph R. Scalero
Deputy Village Clerk Cora T. Kelly

Sunshine Observers: 12 Observers

Mayor Martins invited resident Bill Urianek to report on Corporal Christopher Levy's homecoming from Iraq and to give an update on the status of his bottle and can fundraising drive.

Resolution No. 121-09

Resolved to approve bills and payroll.

Motioned by Trustee Paul S. Cusato
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. 122-09

Resolved to approve a request by the Mineola Middle School for use of the Mineola Memorial Park gazebo and surrounding area on June 9, 2009 and June 10, 2009 from 8:00AM – 2:41 PM to conduct their annual "Shakespeare in the Park" performances.

Motioned by Trustee Paul A. Pereira
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. 123-09

Resolved to approve a request by the Mineola Portuguese Center, Inc. for use of Wilson Field (on Union Street) Friday June 5, 2009 through Sunday June 7, 2009 for their annual Carnival.

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. 124-09

Resolved to approve a request by Cub Scout Pact 246 for use of Wilson Park on Saturday June 20, 2009 (Raindate: Sunday June 28, 2009) from 10:30 AM – 4:00 PM for their annual picnic.

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. 125-09

Resolved to approve the reimbursement of the Village of Floral Park in the amount of \$2,327.20 for expenses related to the Metropolitan Transportation Authority's proposed Third Track project. This amount is in accordance with the Inter-Municipal Agreement Regarding Common Interest Cost Sharing

Motioned by Trustee Paul S. Cusato
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. 126-09

Resolve to approve the final list of 2009 seasonal employees and their salaries.

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. 127-09

Resolved to approve a request by the Kiwanis Club of County Seat to close Beebe Road from Jackson Avenue to Jericho Turnpike Sunday, June 7, 2009 (Rain Date: June 14, 2009) from 12:00 PM to 3:00 PM for Bicycle Safety Day subject to the following conditions: the closure is to be limited to the commercial area just south of Jericho Turnpike and the adjacent village parking lot which will be closed and made available for the event.

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 7:40 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