

Minutes - Board Meeting – 03/11/09

Minutes of the meeting of the Board of Trustees of the Incorporated Village of Mineola held Wednesday, March 11, 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 Spellman
Village Clerk Joseph R. Scalero
Deputy Village Clerk Cora T. Kelly
Superintendent of Buildings Daniel B. Whalen

Sunshine Observers: 46 Observers

Mayor Jack M. Martins presented Michael Musella with a proclamation in recognition of his efforts as Cub Master for Cub Scouts #245 as his tenure draws to an end on Friday March 13, 2009.

Mayor Jack M. Martins called the Public Hearing to order at 6:40 PM

A Public Hearing was held at 6:40 PM at the Village Hall, 155 Washington Avenue, Mineola, New York, 11501 in order to receive public comment upon the following:

APPLICATION OF KIMCO MINEOLA, LLC FOR A SPECIAL USE PERMIT, PURSUANT TO CHAPTER 30 OF THE CODE OF THE INCORPORATED VILLAGE OF MINEOLA, ENTITLED "ZONING", SECTION 30.31 ENTITLED "B-1 DISTRICTS" SUBSECTION (B) ENTITLED "SPECIAL USES" FOR THE SALE OF FOOD UPON THE PROPERTY KNOWN AS 330 EAST JERICHO TURNPIKE, MINEOLA, NEW YORK, KNOWN AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 9, BLOCK 381, LOT 44.

Resolution No. 62-09

Resolved to declare the application by Kimco Mineola, LLC for a special use permit regarding 330 East Jericho Turnpike an unlisted action and approve a negative declaration under the State Environmental Quality Review Act.

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

Vote:

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

5 Speakers addressed the Board

Mayor Jack M. Martins requested a motion to reserve decision and close the Public Hearing at 7:45 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 Hearing to order at 7:55 PM

[Continuation of February 11, 2009 Public Hearing regarding Verizon Cell location.]

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 393 JERICHO TPKE, LLC FOR A SPECIAL USE PERMIT, PURSUANT TO CHAPTER 31 OF THE CODE OF THE INCORPORATED VILLAGE OF MINEOLA, ENTITLED "WIRELESS TELECOMMUNICATIONS TOWERS AND FACILITIES", SECTION 31.4 ENTITLED "REVIEW AUTHORITY" SUBSECTION (A) FOR THE CONSTRUCTION, OPERATION AND MAINTENANCE OF A PUBLIC UTILITY WIRELESS COMMUNICATION FACILITY UPON THE PROPERTY KNOWN AS 393 JERICHO TURNPIKE MINEOLA, NEW YORK, KNOWN AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 9, BLOCK 22, LOTS 28-34, 55-62, 69-70.

Resolution No: 63-09

Resolved to declare the application by Verizon for a Special Use Permit regarding 393 Jericho Turnpike, an unlisted action and approve a negative declaration under the State Environmental Quality Review Act.

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

7 Speakers addressed the Board

Mayor Jack M. Martins requested a motion to reserve decision and close the Public Hearing at 10:00 PM

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

Vote:

Yes

No

Abstain

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

Mayor Jack M. Martins called the Work Session to order at 10:20 PM.

Resolution No: 64-09

Resolved to approve bills and payroll.

Motioned by Trustee Paul S. Cusato
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: 65-09

Resolved to approve a request by the Evening Star Quilters for use of a Community Center general purpose room on Saturday March 14, 2009 from 10:00 am – 3:00 pm for a workshop session.

Motioned by Trustee Lawrence A. Werther
Seconded by Trustee Paula 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: 66-09

Resolved to approve a request by Stephania Catering to renew a permit to operate a catering truck in the Village of Mineola Monday – Friday from 7:00 AM until 2:00 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

Village Clerk Joseph R. Scalero announced that Wednesday, March 18, 2009 is Village Election Day and presented an updated February Justice Court report.

Mayor Jack M. Martins announced that on March 23, 2009 Nassau County is have a hearing on the sales tax sharing with Villages and also mentioned an article which appeared in "Newsday" regarding "The HUB" project and its possible connection within the Village of Mineola. Mayor Martins reported that on Thursday March 19, 2009 at 6:30 PM there will be a special meeting to certify the election.

Mayor Jack M. Martins request a motion to close the Work Session at 10:35 PM.

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

Vote:

Yes

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

No

Abstain

Respectfully submitted,

Joseph R. Scalero
Village Clerk