

**Minutes - Board Meeting 02/21/07**

Minutes of the meeting of the Board of Trustees of the Incorporated Village of Mineola held Wednesday, February 21, 2007 at Village Hall, 155 Washington Avenue, Mineola, New York 11501.

**PRESENT:** Mayor Jack M. Martins  
Trustee Lawrence A. Werther  
Trustee Linda Fairgrieve  
Trustee Paul S. Cusato  
Trustee John S. DaVanzo

**ALSO PRESENT:** Village Attorney John Spellman  
Village Clerk Joseph R. Scalero  
Assistant Superintendent of Public Works Ronald Ciesinski  
Deputy Village Clerk Janet H. Zalkin  
Water Department Supervisor Frederick Booher

**Press Observer:** Joseph Rizza, Mineola American

**Sunshine Observers:** Approximately 15 Observers

Mayor Martins opened the Work Session at 6:30 PM.

**Resolution No. 37-07**

Resolved to approve bills and payroll.

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

**Vote:**

<u>Yes</u>	<u>No</u>	<u>Absent</u>
Trustee Linda Fairgrieve		
Trustee John S. DaVanzo		
Trustee Lawrence A. Werther		
Trustee Paul S. Cusato		
Mayor Jack M. Martins		

Mayor Martins requested a motion to approve the Minutes from August 2006 through November 2006 which were previously tabled.

**Resolution No. 38-07**

Resolved to approve the Minutes August 2006-November 2006 as amended.

Motioned by Trustee John S. DaVanzo  
Seconded by Trustee Lawrence A. Werther

**Vote:**

<u>Yes</u>	<u>No</u>	<u>Absent</u>
Trustee Linda Fairgrieve		
Trustee John S. DaVanzo		
Trustee Lawrence A. Werther		
Trustee Paul S. Cusato		
Mayor Jack M. Martins		

Trustee Linda Fairgrieve voted to approve all meeting minutes except those from August 2, 2006 as she was not at the meeting.

**Resolution No. 39-07**

Resolved to approve the request by New York State Assemblyman Thomas McKeivitt for the use of the Village Hall parking lot from 8:00 AM to 2:30 Pm for a mobile Mammography Van visit.

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

<b>Vote:</b>		
<u><b>Yes</b></u>	<u><b>No</b></u>	<u><b>Absent</b></u>
Trustee Linda Fairgrieve		
Trustee John S. DaVanzo		
Trustee Lawrence A. Werther		
Trustee Paul S. Cusato		
Mayor Jack M. Martins		

**Resolution No. 40-07**

Resolved to approve the Mineola Civic Association’s request for the continued use of a classroom in the Community Center for it’s monthly meetings from 7:00 Pm to 10:00 PM on the following dates:

March 27, 2007	September 25, 2007
April 25, 2007	October 30, 2007
May 29, 2007	November 27, 2007
June 26, 2007	December 18, 2007

Motioned by Trustee Paul S. Cusato  
Seconded by Trustee John S. DaVanzo

<b>Vote:</b>		
<u><b>Yes</b></u>	<u><b>No</b></u>	<u><b>Absent</b></u>
Trustee Linda Fairgrieve		
Trustee John S. DaVanzo		
Trustee Lawrence A. Werther		
Trustee Paul S. Cusato		
Mayor Jack M. Martins		

**Resolution No. 41-07**

Resolved to approve the Mineola Civic Association’s request for the use of the Community Center on the evenings of Thursday, March 1, 2007 and Tuesday, March 6, 2007 from 7:30 PM to 8:30 PM, for Meet the Candidates Nights, subject to the availability of the candidates.

Motioned by Trustee John S. DaVanzo  
Seconded by Trustee Lawrence A. Werther

<b>Vote:</b>		
<u><b>Yes</b></u>	<u><b>No</b></u>	<u><b>Absent</b></u>
Trustee Linda Fairgrieve		
Trustee John S. DaVanzo		
Trustee Lawrence A. Werther		
Trustee Paul S. Cusato		
Mayor Jack M. Martins		

**Resolution No. 42-07**

Resolved to approve the request by the Long Island Flag Football team for the use of the Community Center Gymnasium on Tuesday evenings (except 3/5/07) from 7:30 PM to 8:30 PM beginning February 27, 2007 though April 3, 2007.



Mayor Martins asked the members of the board to consider the addition of a fireworks display at the end of the concert.

**Resolution No.46-07**

Resolved to approve the request by German Hernandez, owner of Hubert Catering, to renew his license to operate a catering truck in the Village of Mineola.

Motioned by Trustee Lawrence A. Werther  
Seconded by Trustee John S. DaVanzo

<b>Vote:</b>		
<u><b>Yes</b></u>	<u><b>No</b></u>	<u><b>Absent</b></u>
Trustee Linda Fairgrieve		
Trustee John S. DaVanzo		
Trustee Lawrence A. Werther		
Trustee Paul S. Cusato		
Mayor Jack M. Martins		

**Resolution No. 47-07**

Resolved to approve the request by Rev. Bowman of Corpus Christi Church to suspend parking restrictions on both sides of Garfield Avenue from Mineola Boulevard to Willis Avenue from 11:45 AM to 1:00 PM from February 21, 2007 through April 4, 2007and on Good Friday, April 6, 2007, both sides of Garfield Avenue as well as Cleveland Avenue and Grant Avenue between Mineola Boulevard and Willis Avenue from 2:30 PM to 7:00 PM.

Motioned by Trustee Paul S. Cusato  
Seconded by Trustee John S. DaVanzo

<b>Vote:</b>		
<u><b>Yes</b></u>	<u><b>No</b></u>	<u><b>Absent</b></u>
Trustee Linda Fairgrieve		
Trustee John S. DaVanzo		
Trustee Lawrence A. Werther		
Trustee Paul S. Cusato		
Mayor Jack M. Martins		

Village Clerk Joseph R. Scalero gave an update on the Verizon installation and informed residents that they would be able to see Mineola Village Board meetings on Fios Channel 40.

Water Department Superintendent Fred Booher reported on a water main break on Front Street at 3:15 AM on February 16, 2007.

Village Attorney John Spellman reported that he had spoken with Tom Devaney of the Mineola Ambulance Corps regarding adding the LOSAP presentation to the calendar on March 7, 2007 to discuss and review the proposal.

Mayor Martins requested a motion to close the Work Session at 7:25 PM.

Motioned by Trustee John S. DaVanzo  
Seconded by Trustee Lawrence A. Werther

<b>Vote:</b>		
<u><b>Yes</b></u>	<u><b>No</b></u>	<u><b>Absent</b></u>
Trustee Linda Fairgrieve		
Trustee John S. DaVanzo		
Trustee Lawrence A. Werther		

Trustee Paul S. Cusato  
Mayor Jack M. Martins

Mayor Martins opened the Public Hearing at 7:55 PM.

*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:*

**Community Development Funding 33<sup>rd</sup> Year Allocations:**

**\$150,000.00**  
**Residential Rehabilitation throughout the Village.**

**\$50,000.00**  
**Commercial Rehabilitation for the construction of new building facades in the Commercial areas of the Village of Mineola.**

**\$75,000.00**  
**Code Enforcement to enforce illegal housing.**

**\$200,000.00**  
**To complete upgrading of Station Plaza North**

**Resolution No. 48-07**

Resolved to approve the Community Development 33<sup>rd</sup> Year funding allocations as presented.

Motioned by Trustee Lawrence A. Werther  
Seconded by Trustee John S. DaVanzo

Village Clerk Joseph R. Scalero polled the Board:

<b>Vote:</b>		
<b><u>Yes</u></b>	<b><u>No</u></b>	<b><u>Absent</u></b>
Trustee Linda Fairgrieve		
Trustee John S. DaVanzo		
Trustee Lawrence A. Werther		
Trustee Paul S. Cusato		
Mayor Jack M. Martins		

*A Public Hearing was held at 8:00 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 THE MUNICIPAL CODE OF THE INCORPORATED VILLAGE OF MINEOLA, CHAPTER 30 ENTITLED “ZONING”, SECTION 30.5 ENTITLED “APPLICATION OF REGULATIONS”, TO GIVE THE BOARD OF TRUSTEES ALL POWERS SET FORTH IN NEW YORK STATE VILLAGE LAW §7-703.**

**Resolution No. 49-07**

Resolved to designate the proposed action as an unlisted action with no significant impact upon the environment under SEQRA.

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

Village Clerk Joseph R. Scalero polled the Board:

<b>Vote:</b>		
<u><b>Yes</b></u>	<u><b>No</b></u>	<u><b>Absent</b></u>
Trustee Linda Fairgrieve		
Trustee John S. DaVanzo		
Trustee Lawrence A. Werther		
Trustee Paul S. Cusato		
Mayor Jack M. Martins		

**Resolution No. 50-07**

Resolved to declare the proposed action a neutral as to loss or gain potential with respect to affordable housing.

Motioned by Trustee John S. DaVanzo  
 Seconded by Trustee Lawrence A. Werther

Village Clerk Joseph R. Scalero polled the Board:

<b>Vote:</b>		
<u><b>Yes</b></u>	<u><b>No</b></u>	<u><b>Absent</b></u>
Trustee Linda Fairgrieve		
Trustee John S. DaVanzo		
Trustee Lawrence A. Werther		
Trustee Paul S. Cusato		
Mayor Jack M. Martins		

**Resolution No. 51-07**

Resolved to close the hearing and refer the matter to the Nassau County Planning Commission.

Motioned by Trustee Lawrence A. Werther  
 Seconded by Trustee John S. DaVanzo

Village Clerk Joseph R. Scalero polled the Board:

<b>Vote:</b>		
<u><b>Yes</b></u>	<u><b>No</b></u>	<u><b>Absent</b></u>
Trustee Linda Fairgrieve		
Trustee John S. DaVanzo		
Trustee Lawrence A. Werther		
Trustee Paul S. Cusato		
Mayor Jack M. Martins		

Mayor Martins opened the Public Meeting at 9:30 PM.

Mayor Martins reported on a memo that had been dropped off at Village Hall yesterday by Trustee Linda Fairgrieve requesting that an item be place on this evening’s agenda regarding the LIRR Third Track.

Trustee Fairgrieve stated that the memo stemmed from an article in *Newsday* regarding the MTA/LIRR plans for the Third Track. Trustee Fairgrieve suggested to Mayor Martins to make an official motion resolving to oppose the MTA’s LIRR Main Line Corridor Improvement Plan in it’s present form and call upon the Governor, State Legislature and city and state officials to reject the program and continue opposition until questions and concerns are addressed. Trustee Fairgrieve also asked Mayor Martins to officially request a public meeting with the MTA in Mineola.

Trustee Paul Cusato seconded the motion.

Mayor Martins reported on a letter that was circulated to Village residents by the Hometown Party indicating that Mayor Martins had met with the MTA on several occasions suggesting that the Mayor had reported little information to the Board or residents. The letter called upon Mayor Martins to set up a public meeting with the MTA/LIRR to answer questions stating that the only information the residents have has been provided by the newspapers.

Mayor Martins discussed the history of the Third Track and that the provisions for such a project have been in place for some time and are still being studied. Mayor Martins recalled the scoping meetings held by the MTA in 2005. Mayor Martins reported that he submitted written comments regarding the project’s impact on the Village of Mineola. Mayor Martins also reported that these submitted comments became part of the record and it is the MTA/LIRR’s responsibility to respond to issues raised during the scoping process. Mayor Martins stated that he has yet to receive a response.

Trustee Linda Fairgrieve withdrew her motion, but still wants a letter sent inviting the MTA to appear .

Trustee Cusato withdrew his second to preserve the Village’s legal strategies and options.

Trustee Werther congratulated Mayor Martins on his efforts to have the MTA return the Keyspan Building to the tax roll. Trustee Werther reported on the upcoming events at the Chamber of Commerce and the Mineola Memorial Library. Trustee Werther reported that the lobbying website would be up and running soon.

Trustee Linda Fairgrieve gave the Justice Court report.

Trustee Paul Cusato gave an update on the Neighborhood Watch Program and reported that the Historical Society’s first meeting of the year is on February 22, 2007.

Trustee John DaVanzo reported that the 2007/2008 Leisure Pass applications had been mailed.

Mayor Martins introduced Dottie Campbell, President of the Friends of the Mineola Library. Ms. Campbell presented the Friends of the Mineola Library’s plans to raise funds to purchase a Baby Grand piano for the Library.

Mayor Martins requested a motion to close the Public Meeting at 11:40 PM.

Motioned by Trustee Paul S. Cusato  
Seconded by Trustee John S. DaVanzo

<b>Vote:</b>		
<b><u>Yes</u></b>	<b><u>No</u></b>	<b><u>Absent</u></b>
Trustee Linda Fairgrieve		
Trustee John S. DaVanzo		
Trustee Lawrence A. Werther		
Trustee Paul S. Cusato		
Mayor Jack M. Martins		

Respectfully submitted,

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Joseph R. Scalero  
Village Clerk