

REGULAR MEETING OF THE BOARD OF TRUSTEES
Monday, January 7, 2013
INC. VILLAGE OF FARMINGDALE

The regular meeting of the Board of Trustees of the Incorporated Village of Farmingdale was held at Village Hall, 361 Main Street, Farmingdale, New York at 8:00 p.m. on Monday, January 7, 2013.

Present: Mayor Ralph Ekstrand
Deputy Mayor Patricia Christiansen
Trustee William Barrett
Trustee Cheryl Parisi
Trustee Thomas Ryan
Attorney Claudio DeBellis
Administrator/Clerk/Treasurer Brian Harty
Deputy Clerk/Treasurer Barbara Kelly
Public Works Superintendent Andy Fisch
Building Superintendent Steve Fellman

Mayor Ekstrand opened the meeting at 8:10 PM with the pledge of allegiance.

ANNOUNCEMENTS – Mayor Ekstrand made the following announcements:

- Next Board meeting with public comment period will be held Monday, February 4, 2013 at 8:00 pm: Board of Trustees Work Sessions begins at 7:00 pm on Monday, January 14th, Tuesday, January 22nd and Monday, January 28th.
- Announce the sale of tax liens will be held on March 12, 2013 at 11:00 a.m.

PRESENTATION OF PROCLAMATION TO DEBBIE PODOLSKI – Mayor Ekstrand thanked Ms. Podolski for all her effort and dedicated work to the Village and Chamber of Commerce and presented her with a proclamation on behalf of the Village.

NEW HIRES/PROMOTIONS – Upon motions duly made and seconded it was unanimously,

RESOLVED (#2013-170),

- To approve the hiring of Lorraine O'Shea as an Account Clerk at a salary of \$32,000 per year.
- To approve the hiring of Matthew Kilbridge as a Laborer in the Highway Department at a salary of \$30,000 per year.
- To approve the promotion of John Langan from Laborer to MEO in the Highway Department at a salary increase of \$4,000.
- To approve the hiring of Ralph Fargardo as a part-time Parking Enforcer in the Code Department at a salary of \$12.00 per hour.
- To approve the increase in hourly salary for Parking Enforcer, Ed Zena, from \$12 to \$15/hr.

PUBLIC HEARING ON PROPOSED LOCAL LAW 1-2013 TO ADD SECTION 98-50.1 TO THE VILLAGE TRAFFIC CODE – ADDITIONAL PENALTIES,

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JUDGEMENT – Upon a motion made by Trustee Parisi and seconded by Deputy Mayor Christiansen, it was unanimously,

RESOLVED (#2013-171), to open the public hearing on the proposed local law 1-2013.

Mayor Ekstrand asked for comments and questions from the Board. None were made. Mayor Ekstrand asked for comments and questions from the public:

- Mr. Ezzo, Prospect Street, asked for an explanation, Mayor Ekstrand explained that the law gives the Village legal recourse when tickets are not paid.

There being no further comment and upon a motion made by Deputy Mayor Christiansen and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2013-172), to close the public hearing on the proposed local law 1-2013.

Upon a motion made by Trustee Ryan and seconded by Trustee Barrett, it was unanimously,

RESOLVED (#2013-173), to adopt local law 1-2013 on code changed to add section 98-50.1 to the Village Traffic Code ó additional penalties, judgment.

CONTINUED PUBLIC HEARING ON PROPOSED LOCAL LAW 2-2013 PROPOSED CODE CHANGE ADDING SECTION 105-105.2 MASSAGE ESTABLISHMENTS - Upon a motion made by Trustee Ryan and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2013-174), to continue the public hearing.

Mayor Ekstrand asked for comments from the Board:

- Trustee Barrett stated that the law being reviewed was missing Section 105-105.2.5 M which had the insurance requirements for the applicants. This section was included in prior versions reviewed by the Board. Mayor Ekstrand read the section omitted. Attorney DeBellis stated that it would be included.

After public comment, and upon a motion made by Trustee Ryan and seconded by Trustee Barrett, it was unanimously,

RESOLVED (#2013-175), to close the public hearing.

Upon a motion made by Trustee Ryan and seconded by Trustee Barrett, it was unanimously,

RESOLVED (#2013-176), to adopt local law 2-2013 on the code changed to add section 105-105.2 on Massage Establishments removing the license fee

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but keeping the permit fee and adding section 105-105.2.5 M on insurance requirements.

PUBLIC HEARING DATE - Upon a motion made by Trustee Barrett and seconded by Trustee Ryan, it was unanimously,

RESOLVED (#2013-177), to set the public hearing for the change of zoning request from TJR Development of 1 Prince Street in order to build an outside storage building.

ABSTRACT ó Upon a motion made by Trustee Parisi and seconded by Trustee Barrett, it was unanimously,

RESOLVED (#2013-178), that the Abstract of audited vouchers #1049 dated January 7, 2013, be approved for payment holding checks 1993, 1994, 1995, 2010 and 2089 for further clarification and voiding check 1953.

WIRE TRANSFERS – Upon a motion made by Trustee Barrett and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2013-179), to approve the wire transfers made during December and January as adhered on to these minutes.

MINUTES – Upon a motion made by Deputy Mayor Christiansen and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2013-180), to approve the corrected minutes of the BOT Work Session of 12/10/12 and 12/17/12.

USE OF VILLAGE PROPERTY – Upon a motion made by Trustee Ryan and seconded by Deputy Mayor Christiansen, it was unanimously,

RESOLVED, to allow the following use of Village property:

- Downtown Master Plan Implementation Committee would like to meet the following dates in 2013: 1/15, 2/19, 3/19, 4/16, 5/21, 6/18 from 7-8:30 p.m. in the Board room.

BUILDING PERMITS – The Board of Trustees accepted the listing of following building permits issued since the last meeting:

LOCATION	TYPE OF CONSTRUCTION/COMMENTS	ARB
Tortoso 14 Sullivan Rd. DB 12-105	1 st floor rear addition, 2 nd floor dormer with bathroom.	N/A

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Inc. Village of Farmingdale 361 Main St. DB 12-106	New roof.	N/A
Labine 188 Thom. Powell Blvd. FP 12-27	Replace fence on front, rear & side property lines.	N/A
Living Faith Church 35 Hempstead Tpke. DP 12-04	Demolish one story building.	N/A
Ryan 108 Cherry St. DB 12-107	Legalize wood deck.	N/A
Masjid Bilal 425 Fulton St. DB 12-108	Install five HVAC roof top units.	N/A
T-Mobile 315 Eastern Pkwy. DB 12-109	Replace cables and antennas on water tower.	N/A
Medina 60 Prospect Pl. DB 12-110	Maintain 18x6.5 deck.	N/A
Noya 90 Bethpage Rd. PP 12-39	Install 20 kw generator	N/A
Masjid Bilal 425 Main St. DB 12-111	Temporary shoring of roof trusses.	N/A
Kingswood 210 Fulton St. DB 12-112	Install new 6x4 drywell.	N/A
Kingswood 210 Fulton St. SWP 12-17	Replace approx. 70 l/f of sidewalk.	N/A
Bedford 85 Jefferson Rd. PP 12-40	Run propane line to stove.	N/A
A.B. Land Corp. 356 Fulton St. DB 12-113	Interior alterations for convenience store. Exterior facade renovation needs ARB approval.	X
Star Transmission 994 Fulton St. DB 12-114	Spec. Use Permit to operate as a transmission shop. BOT approved 12/17/12.	N/A
Karavas 184 Cherry St. DB 13-1	Construct three car detached garage with half bath.	N/A

TAXI PERMITS - Upon a motion by Trustee Parisi and seconded by Trustee Barrett, it was unanimously,

RESOLVED, to issue 60 taxi permits upon review.

VESTED CLASSIFICATION HEALTH CONTRIBUTION - for all employees who have left or will be leaving employment from the Village of Farmingdale in a Vested Status (Classification 7) the following applies to their contribution rate to the cost of the NYSHIP

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Health Insurance plan. Upon a motion made by Trustee Ryan and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2013-181), to change the contribution for Classification 7 ó Vested ó employees who left the Village prior to retirement ó the employee will be contributing the maximum allowed by law currently defined as follows:

- Single plan ó 50% contribution
- Family plan ó 50% of the cost of the single plan plus 65% of the difference in costs between the family and single plans.

HIRING LAW FIRM OF NAPOLI BERN - Upon a motion made by Trustee Ryan and seconded by Deputy Mayor Christiansen, it was unanimously,

RESOLVED (#2013-182), to retain the firm of NAPOLI BERN RIPKA SHKOLNIK & ASSOCIATES, LLP to represent the Village in connection with its claim for potential damages resulting from the ground water contamination of well 1-3 as per the attached resolution and retainer agreement.

CODE VEHICLES - Upon a motion made by Trustee Ryan and seconded by Trustee Barrett, it was unanimously,

RESOLVED (#2013-183), to approve the purchase of two Code Enforcement cars, Chevy Equinox, from Hoselton Chevrolet as the lowest responsible bidder for a cost of \$ 21,743.21 each.

DPW DUMP BODY – The following resolutions were for the purchase of a new truck dump body for a net cost of \$1.00 after the trade in of other surplus equipment.

Upon a motion made by Trustee Barrett and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2013-184), to approve the replacement of dump body by R.W. Truck Equipment with a flatbed amending the P.O. with Syosset Truck at a cost of \$3,851.

Upon a motion made by Trustee Ryan and seconded by Trustee Barrett, it was unanimously,

RESOLVED (#2013-185), to approve the trade in surplus vehicles (see list below) to Syosset Truck for a total amount of \$3850. Scrap value on these vehicles totaled 3088.80.

- Unit #7 1995 Chevy value of \$600
- Unit #1 1989 GMC chassis for \$1,000
- Unit #9 1996 Chevy for \$1,000
- Unit #5 Crown Vic for \$500

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- Ford Explorer for \$750

BEAUTIFICATION – Deputy Mayor Christiansen thanked all the volunteers for their hard work. She stated that she knew they didn't have lights on Main Street, but the sacrifice was made due to Town of Oyster Bay's and electrical contractors work load to make necessary repairs due to Hurricane Sandy. She went on to say that even without the lights the Village looked wonderful.

OLD BUSINESS

- None

GOOD AND WELFARE

- Mr. Diurno, Fairview Rd., asked about the vacant business local law to improve the look of Main Street. Mayor Ekstrand stated that the Board forgot but will work on it.
- Mr. Carosella discussed the following:
 - Asked if the school district can paint on the empty store windows. Mayor Ekstrand stated that he will have the Downtown Revitalization Committee look into it.
 - Stated that many businesses didn't have holiday decorations and asked if the Village can send a letter next year reminding the store owners of the coming holidays.
 - Asked for the status of the Hookah Bar. Mayor Ekstrand stated that they did not have a liquor license.
 - Mentioned that there is a missing street sign on the corner of Hill Rd. and Merritts. Superintendent Fisch stated that he would have it replaced.
 - Asked if the bike store was closed. Mayor Ekstrand responded that it was out of business.
- Mr. Ezzo, Prospect St. had the following items to discuss:
 - Thanked the DPW crew for the clean up after the storm.
 - Mentioned that the pigeons were back on Main Street. Mayor Ekstrand replied that it was an ongoing problem.
 - Stated that a parent from the St. Luke's school blocked his driveway for 10 minutes. Mayor Ekstrand asked the Village Administrator to send Code Enforcement to clear the problems.
 - Asked about the water proposals. Mayor Ekstrand stated that the work session on January 28th was solely dedicated to the discussion.
- Mr. Wilson, Normandy Dr. asked if the Village looked at auctions to purchase the vehicles since the Village got such bargains in the past. Mayor Ekstrand stated that the vehicles purchased at auction were prone to repair.
- Mayor Starkie asked who the Downtown Master Plan committee was and what do they do? Deputy Mayor Christiansen stated that Chuck Gosline heads the committee and they are tasked with marketing Main Street. The committee also has some merchants on it.
- Mayor Starkie asked for clarification on the Bartone project. Mayor Ekstrand explained that Bartone was looking to put a smaller mixed use building on the site

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where the hotel was proposed. Mayor Starkie stated that we worked so hard to keep the density spread out and the hotel would not add to the density. He stated that it was just greed to agree to have this much density in the area.

- Ms. Podolski stated that she didn't know that the hotel was no longer in the plans and asked if the new plans would be researched as extensively as the hotel was. Mayor Ekstrand stated that plans for the project have not been presented to the Village.
- Mr. Diurno asked when the Board was going to tell the Village that the hotel was not going to be built. Mayor Ekstrand stated that the Board just found out and Superintendent Fellman stated that the plans have not been submitted.

EXECUTIVE SESSION, upon a motion duly made and seconded, it was unanimously,

RESOLVED, to move to Executive Session to discuss personnel and legal matters.

Upon a motion duly made and seconded, it was unanimously,

RESOLVED, to reconvene the meeting.

There being no further work, the meeting was adjourned at 11:25 p.m.

Respectfully submitted,

Brian P. Harty
Administrator, Village Clerk-Treasurer