

REGULAR MEETING OF THE BOARD OF TRUSTEES
Monday, April 4, 2016
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, April 4, 2016.

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

Mayor Ekstrand opened the meeting at 8:00 PM with the pledge of allegiance.

NEW HIRE – Upon a motion made by Trustee Ryan and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2016-04-01) – to authorize the hiring of Ann Rodenburg as Secretary to the Board of Trustees for an annual salary of \$36,000.

2016/2015 ORGANIZATIONAL MEETING ITEMS – Upon a motion made by Trustee Parisi and seconded by Trustee Ryan, it was unanimously **RESOLVED (#2016-04-02)** to approve the following:

- List of appointments - as annexed to these minutes
- Village offices' Holiday schedule
- Board of Trustees Meeting schedule
- Signatures for Village bank accounts – Mayor, Deputy Mayor, Village Clerk/Treasurer, Deputy Clerk/Treasurer; any two signing together.
- Use of Mayor's facsimile signature to the following:
 - Wire transfers between Village's accounts
 - Wire transfers approved by Board resolution
 - Village of Farmingdale and Youth Council payroll checks
 - Youth Council expenditures as listed on abstract
 - All checks approved on the abstract
- Existing Village policies:

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- Procurement Policy
- Investment Policy

PROCLAMATION – Mayor Ekstrand and the Board presented Trustee Thomas Ryan with a proclamation thanking him for all his hard work for the benefit of the Village and wished him great success with his work in Washington D.C.

SWEARING IN – Justice Sal Nicosia swore in the appointed court officers.

Mayor Ekstrand swore in Deputy Mayor Patricia Christiansen followed by a group appointment from the listing of Appointments and Designations, as annexed to these minutes. Trustee Priestley joined the rest of the Board on the dais.

ANNOUNCEMENTS – Mayor Ekstrand made the following announcements:

- Next Board meeting with public comment period will be held on Monday, May 2, 2016 at 8:00 p.m. Regular Work Sessions will be held at 7:00 p.m. on April 18th, April 25th and May 2nd.
- The 2016/2017 Budget Public Hearing will be held on Monday, April 11th Work Session with Counsel.

REGULAR MEETING BUSINESS ITEMS – Upon a motion made by Trustee Barrett and seconded by Trustee Parisi, the following items were unanimously, **RESOLVED (#2016-04-03)**,

- Abstract of Audited Vouchers #1088 dated April 4, 2016
- February Wire Transfers
- Minutes of Work Sessions of 1/25/16, 3/7/16 & 3/21/16 as amended.
- Taxi permits
- Use of Village Property:
 - None approved – Youth Council is asked to apply for a different date.

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

LOCATION	TYPE OF CONSTRUCTION/COMMENTS	ARB
312 Conklin St. Partners 312 Conklin St. PP 16-2	Install new gas service line.	N/A

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Graham 28 Rose St. DB 16-10	Install 16 roof mounted solar panels.	N/A
Graham 28 Rose St. DB 16-11	Renovate kitchen and bathroom.	N/A
168-190 Fulton St. LLC 168-190 Fulton St. DB 16-12	Construct 60 apartments in two 3 story buildings.	X
Starbuck's Coffee Shop 121 Secatogue Ave. DB 16-13	Interior alterations for coffee shop with 30 seats. BOT approved special use.	N/A
Innes 322 Secatogue Ave. DB 16-14	Install 8 roof mounted solar panels.	N/A
DeLeonardo 15 Ridge Rd. DB 16-15	Install 18'x34' semi in-ground pool.	N/A
Vrooman 53 Hallock St. DB 16-16	Maintain front portico. ZBA approved 1/14/16.	N/A
Marc A. Bynum 396 Conklin St. DB 16-17	Food preparation facility with no seating.	N/A
Ziti 143 Fairview Rd. RO 16-1	Open one bellhole to retire gas service.	N/A
Minguez 81 Nelson St. PP 16-3	Direct replacement of gas fired hot water heater.	N/A
Bartone Properties 100 Secatogue Ave. DB 16-18	Install sixty eight solar panels.	N/A
Coletti 310 Staples St. DB 16-19	Maintain finished basement with 3 piece bathroom.	N/A
Rogers 327 Staples St. DB 16-20	Maintain rear deck and A/C units.	N/A
Citrolo 119 Thomas Powell Bl. DB 16-21	Maintain rear deck.	N/A
Roden 5 Sullivan Rd. DB 16-22	Install eleven roof top solar panels.	N/A
Martins 726 Conklin St. DB 16-23	Maintain one story rear addition.	N/A
Fancy Free Boutique 248 Main St. SP 16-4	Erect composite sign under mansard and awnings above 2 nd fl. windows. ARB approved 2/23/16.	X
Village Laundromat 425 Main St. SP 16-5	Erect signs on front and side walls w/goose neck lights. Black awnings on front & side. ARB approved 2/23/16.	X

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Kenny Lee 148 S. Front St. DB 16-24	Interior alterations for nail salon.	N/A
Rogers 327 Staples St. FP 16-1	Erect approx. 175 ft. of 6' pvc fence on north property line.	N/A
Borgia 100 Prospect St. FP 16-2	Replace existing fence with 6' pvc on side and rear property lines.	N/A

PUBLIC HEARING DATES – Upon a motion made by Deputy Mayor Christiansen and seconded by Trustee Priestley, it was unanimously, **RESOLVED (#2016-04-04)**, to set the following public hearing dates for May 2, 2016 at 8:00 p.m.

- Annual MS4 Report as prepared by Savik & Murray
- Water Fund Reserve charges to the for major improvements made during the 2015/2016 fiscal year.
- Code change to indicate that establishments with 99 or more in occupancy will require sprinkler systems.

PUBLIC HEARING SPECIAL USE PERMIT 994 FULTON ST (STARR TRANSMISSION) – Upon a motion made by Trustee Parisi and seconded by Trustee Barrett, it was unanimously,

RESOLVED (#2016-04-05), to open the public hearing.

Douglas Hynes presented the application on behalf of Star Transmission.

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

RESOLVED (#2016-04-06), to close the public hearing.

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

RESOLVED (#2016-04-07), to approve the renewal of the Special Use Permit as submitted.

PUBLIC HEARING SPECIAL USE PERMIT FOR 270 FULTON ST. (EWR HOLDING) – Upon a motion made by Trustee Parisi and seconded by Trustee Barrett, it was unanimously,

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RESOLVED (#2016-04-08), to open the public hearing.

Wayne Edwards Esq., presented the application on behalf of EWR Holding LLC, explaining that it is the owner's family hobby to own and show classic cars. The owner is asking to store four (4) family owned classic cars in the building and to do minor repairs on these vehicles.

The following public comment was made:

- The car repair is very noisy and seems to be for more cars including a mini van.
- The cars are muscle cars and are very noisy
- Concerns on quality of life issues and enjoyment of their outdoor space at their home without the noise from this additional use of the property.
- Concerns on the hours of operation for this use.
- Planning Board was not made aware of this additional use and did not approve it.
- Inside vehicle storage was for the business vehicles – no other vehicles were mentioned.
- The hours this applied for use would be outside normal business hours.

Mr. Edwards stated that the owner purchased such a large building to perform this additional use. The owner stores all but one vehicle inside the building or elsewhere.

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

RESOLVED (#2016-04-09), to close the public hearing.

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

RESOLVED (#2016-04-10), to deny the application.

PUBLIC HEARING PROPOSED LOCAL LAW MODIFYING CHAPTER 402 “PEDDLING AND SOLICITING” – Upon a motion made by Trustee Parisi and seconded by Trustee Barrett, it was unanimously,

RESOLVED (#2016-04-11), to open the public hearing.

Mayor Ekstrand explained that the revision would allow food trucks to operate beyond dusk.

The following public comment was made:

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- Question if the Village has any restriction on hours of operation for restaurants operating in the village. Village Attorney DeBellis replied that the Village does not limit the hours for restaurants.
- Concerns on the hours of operation for the food trucks and the width of the vehicles exceeding the parking lane on Main Street.
- Concerns on the safety of two 100 lb propane tanks on the back of the truck.
- Concerns on where the truck is stored when not operational.
- Who cleans up the debris from the food and drinks purchased.
- Doesn't add value to the Village.
- Restaurant should be left opened later.
- Food trucks in the back of buildings would place them very close to resident homes.

Marc Anthony Bynum clarified the following concerning his food truck:

- The truck is not parked in the parking lot but on private property
- The staff cleans up the debris
- He wants to improve the Village
- Food served on the truck is different than the menu in the restaurant.

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

RESOLVED (#2016-04-12), to continue the public hearing until May 2, 2016 at 8:00 pm.

PUBLIC HEARING SPECIAL USE PERMIT 211A MAIN STREET (LITHOLOGY)

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

RESOLVED (#2016-04-13), to open the public hearing.

Lee Kaplan, Kevin Cain, Manny Quillo and Mark Jackson presented the application. Explained the hours of operation and the menu of food served would be small finger food.

The following public comment was made:

- A patron of the business was very favorable of the application.

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

RESOLVED (#2016-04-14), to close the public hearing.

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

RESOLVED (#2016-04-15), That the Village Board declares itself, pursuant to SEQRA, as Lead Agency in connection with the Special Use Application for Lithology 211A Main Street; and

FURTHER RESOLVED, that the Village Board classifies this application as unlisted actions which will not result in any significant adverse environmental impact; and

FURTHER RESOLVED, that the Village Board issues a negative declaration and notice of determination of non-significance in connection with this application.

Upon a motion made by Trustee Barrett and seconded by Deputy Mayor Christiansen, it was unanimously,

RESOLVED (#2016-04-16), to continue the meeting until May 2, 2016 at 8:00 p.m.

PUBLIC HEARING ON DAY AND TIME CHANGES FOR CONSTRUCTION ACTIVITIES - Upon a motion made by Trustee Barrett and seconded by Deputy Mayor Christiansen, it was unanimously,

RESOLVED (#2016-04-17), to continue the meeting until May 2, 2016 at 8:00 p.m.

NAWROCKI SMITH ENGAGEMENT LETTER – Upon a motion by Trustee Barrett and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2016-04-18), to authorize Village Administrator Harty to sign the 2015/2016 audit engagement letter and to approve the hiring of Nawrocki Smith to complete such audit for a fee of \$17,500.

WATER DEPARTMENT BOOSTER PUMP – Upon a motion by Trustee Parisi and seconded by Trustee Barrett, it was unanimously,

RESOLVED (#2016-04-19), to approve Cullen Company LLC., of Neptune New Jersey as the lowest responsible bidder to provide new booster pumping system for the new high pressure zone at a cost of \$53,290.00.

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JMI LANDSCAPING - Upon a motion by Trustee Barrett and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2016-04-20), to approve JMI Landscaping, Inc. to provide certain landscaping and related services as the lowest responsible bidder for the next three years at an annual cost of \$5,800.

SAFETY EXTRACTION EQUIPMENT - Upon a motion by Deputy Mayor Christiansen and seconded by Trustee Barrett, it was unanimously,

RESOLVED (#2016-04-21), to approve increase in purchase order amount for safety extraction equipment to be used in confined spaces by \$2,019.89. This price increase reflects the increase of the equipment and shipping charges as the apparent low bidder was not able to supply the equipment.

LOSAP - Upon a motion by Trustee Parisi and seconded by Trustee Priestley, it was unanimously,

RESOLVED (#2016-04-22), to approve the 2015 Firefighter Records listing as submitted by the Village of Farmingdale Fire Department.

BEAUTIFICATION – Deputy Mayor Christiansen reported that hanging baskets have already been ordered and plans are in the works for spring planting. All volunteers are welcome.

OLD BUSINESS - None

PUBLIC COMMENT – A discussion began on the following topics:

- Question if the increase in the water bill is being used to improve the system. Mayor Ekstrand stated that they are in the first stage of three stages of the improvements and the extra revenue is going to fund these improvements.
- Multiple discussions on saving the trees in the parking lots. Mayor Ekstrand informed the audience that a landscape architect and an arborist has been hired to consult to make the parking lots the greenest and most efficient possible.
- Complaint that businesses are not cleaning up after their customers like the hookah lounge always having the tips thrown outside the establishment.
- National Grid doing work, digging up the street and putting in a very poor patch on the pavement.
- Parking in the Village lots is beginning to be a problem

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- Opening of the gate exiting lot 7 onto Cornelia Street is a hazard to the residents and complaint about the lack of the communication that it was happening.
- Noise from the bars on Main Street is extreme on weekends.

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

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

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

RESOLVED, to reconvene the meeting.

There being no further business, the meeting was adjourned at 11:45 p.m.

Respectfully submitted,

Brian P. Harty, Village Clerk-Treasurer