

REGULAR MEETING OF THE BOARD OF TRUSTEES
Monday June 6, 2011
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, June 6, 2011.

Present: Mayor George Starkie
Deputy Mayor Patricia Christiansen
Trustee William Barrett
Trustee Ralph Ekstrand
Trustee Cheryl Parisi
Village Attorney Kevin Walsh
Administrator/Clerk/Treasurer Brian Harty
Deputy Clerk/Treasurer Barbara Kelly
Public Works Superintendent Andrew Fisch

Mayor Starkie opened the meeting at 8:27 PM with the pledge to the flag.

JULY BOARD MEETING – The Mayor announced that the next public meeting will be held on Tuesday, July 5, 2011 at 8:00 p.m. with a work session to begin at 7:00 p.m.

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

RESOLVED (#2012-1), that the Abstract of audited vouchers #1030 dated 06/06/11, be approved for payment adding check #67068 made out to J.M. Iaboni for \$13,636 for Village Green landscaping to be paid upon the receipt of required documentation.

MINUTES – Upon a motion made by Trustee Ekstrand and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2012-2), to approve the minutes of BOT Work Sessions of 04/25/11; 05/02/11; 05/09/11; 05/16/11; 5/23/11 and BOT Public Meeting on 05/02/11 as corrected.

CONTINUED HEARING ON OUTDOOR DINING LAW – Deputy Mayor Christiansen stated the changes being made to the proposed Local Law #2 of 2011. The Board heard the following comments from the public:

- Ms. Robey, Cornelia Street, asked for a continuance for one month to allow her and her legal counsel time to review the law.
- Mr. Sharp, The Republic, stated that Ms. Robey's noise problem was probably coming from the parking lot. Ms. Robey disagreed.

REGULAR MEETING OF THE BOARD OF TRUSTEES
Monday June 6, 2011
INC. VILLAGE OF FARMINGDALE

- Mr. Ezzo, Prospect Street, stated that too much time is being taken to sell hamburger on Main Street. Ms. Robey stated that she had no problem with outdoor dining in front of the buildings.
- Mr. Sharp asked what public health issues are being addressed by this law.
- Mr. Addeo, Conklin Street, asked that the issue go forward so that the rest of the agenda is covered.
- Mr. Cort, Nutty Irishman, asked for clarification of the law.
- Mr. O'Brien, Merokee Place, stated that the Fire Department doesn't want to request outdoor cooking as part of the permit for their annual street fair.
- Mr. Orobono, Eastern Pkwy, asked for clarification on §105-163 F section B. He also asked if the Village had a noise ordinance.
- Ms. Robey asked to have it limited to the summer months.
- Mr. Goslin, Waverly Place, is concerned about the enforcement of the proposed law and stated that he wants to see Main Street restaurants survive.
- Mr. Orobono stated that noise is a concern.
- Mr. Carosella, Sherman Road, stated his agreement with the law since it gives the Clerk the ability to revoke permits for cause.
- Mr. O'Brien asked if the law could be amended if changes are needed.

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

RESOLVED, to close the public hearing on proposed Local Law #2-2011 on Outdoor Dining.

Upon a motion made by Deputy Mayor Christiansen, seconded by Trustee Parisi, with Trustee Ekstrand voting Nay, it was

RESOLVED (#2012-3), to approve Local Law #2 of 2011 on Outdoor Dining in the Village, as amended a copy to be adhered to these minutes.

BARTONE HOTEL – Mr. Addeo, Attorney representing the applicant stated that Mr. Bartone has no problem with the decision and resolution on the site plan approval.

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

RESOLVED, to close the public hearing on the site plan approval for the Bartone Hotel application.

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

REGULAR MEETING OF THE BOARD OF TRUSTEES
Monday June 6, 2011
INC. VILLAGE OF FARMINGDALE

RESOLVED (#2012-4), to approve the resolution for the Bartone Hotel site plan, full resolution to be adhered to these minutes. It was,

FURTHER RESOLVED, to approve Mayor Starkie's signing the Mutual Land Exchange & Easement Agreement adhered to these minutes.

PUBLIC COMMENT ON FIRE DISPATCHERS – The Board listened to the following comments:

- Chief Scherer stated that the Fire Department feels that the removal of any dispatch positions causes a safety concern.
- Mr. Ezzo, asked the Village to put in for a grant to pay for the dispatchers.
- Mr. Carosella wanted the Village to charge for ambulance calls. He also suggested a fund raiser to help pay for the dispatchers.
- Chief Scherer mentioned that laws prohibit the Fire Department's charging for Ambulance service.
- Ms. Robey asked where the 2% sent to her insurance goes.
- Chief Scherer stated that the 2% goes to the Benevolent Association.

PUBLIC HEARING ON HOOKAH LOUNGE – Upon a motion made by Trustee Barrett and seconded by Trustee Parisi, it was unanimously,

RESOLVED, to open the public hearing on the request from RSM Lounges for a special use permit to operate a hookah lounge within the village.

Thomas Abate, an attorney representing RSM lounges, explained that the applicants are fully renovating two run down and vacant properties on Conklin. The name of the establishment will be Lava Lounge. He also stated that smoking is already a use permitted with a cigar store on Main Street who has a back room that you can use to smoke your cigars. No food will be prepared or alcohol beverages sold. The odor will be eliminated in the exhaust system with required filters. Occupancy will be 75 people. You must be 19 and over to enter the lounge age will be verified with an id scanner at the door. Deputy Mayor Christiansen asked if a lease for the buildings has been signed. Attorney Abate stated that they were awaiting the outcome of the use permit application.

The public was asked to comment on the issue:

- Mr. Ahern, Conklin Street, thinks that it is a conflict to encourage smoking.
- Ms. Robey, Cornelia Street, asked what the health issues were. The prospective owner stated that the tobacco has no nicotine and is not intended to be inhaled. Ms. Robey asked who monitors if the pipes are properly cleaned. It was answered that the Department of Health monitors this.
- Mr. O'Brien, Merokee Pl., stated that occasionally his sons smoke a hookah.
- Mr. Carosella, Sherman Rd., asked if admission will be charged. Answer No.

REGULAR MEETING OF THE BOARD OF TRUSTEES
Monday June 6, 2011
INC. VILLAGE OF FARMINGDALE

- Mr. Ross, Richard St., and Mr. Wilson, Normandy Dr. – supports the opening of new businesses.

Upon a motion a motion by Trustee Ekstrand, seconded by Trustee Parisi, it was unanimously,

RESOLVED, to close the public hearing on the special use permit for a hookah lounge.

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

RESOLVED, to adjourn to Executive Session to confer with counsel for the Village.

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

RESOLVED, to resume the meeting.

Attorney Walsh explained that the legal session was to help to render a decision on this application but reserving a portion of the decision for further evaluation.

Upon a motion by Trustee Ekstrand, seconded by Trustee Parisi, it was,

RESOLVED (#2012-5), to approve the special use permit for the Lava Lounge (RSM Lounges) with reservation on time of operations and parking needs.

Poll of Board of Trustee votes is as follows:

Mayor Starkie	Aye
Deputy Mayor Christiansen	Nay
Trustee Barrett	Nay
Trustee Ekstrand	Aye
Trustee Parisi	Aye

REQUEST TO UTILIZE VILLAGE PROPERTY – Upon a motion made by Deputy Mayor Christiansen and seconded by Trustee Barrett, it was unanimously,

RESOLVED, to allow the Main Street mile to take place on September 3, 2011 starting at 8:30 a.m.

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

RESOLVED, to allow the following block parties:

REGULAR MEETING OF THE BOARD OF TRUSTEES
Monday June 6, 2011
INC. VILLAGE OF FARMINGDALE

- Paul Hammelman – 1 Pinehurst Rd. on July 2nd (rain date of July 3rd) from 12:00 p.m. to 11:00 p.m. closing Pinehurst Road.
- Jeanine Martin – 9 Roxbury St., on July 2nd (rain date of July 3rd) from 12:00 p.m. to 11:00 p.m. closing Roxbury St.
- Lisa Stanton – 320 Staples St., on July 30th from 12:00 p.m. to 10:00 p.m. closing Staples Street from Vancott to Clinton.

BUILDING PERMITS - Administrator Harty presented the following building permits issued since the last meeting:

LOCATION	TYPE OF CONSTRUCTION/COMMENTS	ARB
Fairfield Conklin 675 Conklin St. DB 11-35	Kitchen and bathroom renovations. Apt. 10A	N/A
Fairfield Conklin 675 Conklin St. PP 11-07	Replace kitchen sink and existing shower body. Apt. 10A	N/A
Joseph Stefan 42 Richard St. PP 11-08	3 piece bathroom, bar sink and washing machine in basement.	N/A
Saccone 31 Leonard Street SWP 11-07	Replace 3-5 flags in front of house.	N/A
DiStefano 65 Hill Rd. FP 11-04	Replace existing fence along western, rear and eastern property lines.	N/A
Krenn 7 Lincoln Rd. SWP 11-08	Replace 4 flags in front of house.	N/A
Tischner 29 Columbia St. DB 11-36	Install central A/C system.	N/A
Carman 242-244 Main St. SP 11-16	Install 18'x2' HDU sign and awning for Runner's Edge. Community Development Grant	X
Alexa's Salon 193 Main St. SP 11-17	Install 8'x2' HDU sign for Alexa's Hair Salon Community Development Grant	X
Reale 83 Grant Ave. SWP 11-09	Replace one sidewalk flag.	N/A
Muirhead 14 Pinehurst Rd. SWP 11-10	Replace one sidewalk flag.	N/A
Hartmann 18 Pinehurst Rd. SWP 11-11	Replace one sidewalk flag.	N/A
Guercio & Guercio 45 Conklin St. DB 11-37	Install new curbs, drainage pools for parking lot and new handicap ramp. ZBA approved.	X

REGULAR MEETING OF THE BOARD OF TRUSTEES
Monday June 6, 2011
INC. VILLAGE OF FARMINGDALE

Lehecka 9 Lafayette Rd. DB 11-38	Maintain garage and rec. room.	N/A
Heller 21 Roxbury St. PP 11-09	Maintain 15' of baseboard piping in converted garage.	N/A
Hund 15 Taylor Rd. DB 11-39	Install 12'x18' semi in-ground pool. ZBA approved.	N/A
Hund 15 Taylor Rd. FP 11-05	Erect 6' PVC and estate fencing in front, side and rear of property. ZBA approved.	N/A
McDonald's 665 Fulton St. DB 11-40	Exterior façade renovations, new parking lot configuration. ARB/ZBA approved.	X
Gazza 1040 Fulton St. DP 11-04	Demolish remnants of auto repair shop damaged by fire.	N/A
Baucio 41 Yoakum St. PP 11-10	Install gas piping from pool heater and barbeque to meter.	N/A
McDonald's 665 Fulton St. SP 11-18	Install outdoor menu board sign (#2) ARB/ZBA approved.	X
McDonald's 665 Fulton St. SP 11-19	Install outdoor menu board sign (#1) ARB/ZBA approved.	X
McDonald's 665 Fulton St. SP 11-20	Install "Order Here" sign (#2) ARB/ZBA approved.	X
McDonald's 665 Fulton St. SP 11-21	Install "Order Here" sign (#1) ARB/ZBA approved.	X
McDonald's 665 Fulton St. SP 11-22	Install "Any Lane, Any Time" sign ARB/ZBA approved	X
McDonald's 665 Fulton St. SP 11-23	Install arch sign on front wall. ARB/ZBA approved.	X
McDonald's 665 Fulton St. SP 11-24	Install McDonald's lettering on front wall. ARB/ZBA approved.	X
McDonald's 665 Fulton St. SP 11-25	Install arch sign on west wall. ARB/ZBA approved.	X
McDonald's 665 Fulton St. SP 11-26	Install arch sign on east wall. ARB/ZBA approved.	X
St. Kilian's R.C. 140 Elizabeth St. DP 11-05	Demolition of "Red House".	N/A
7-Eleven 85 Merritts Rd. DB 11-41	Interior alterations to coffee bar, hot food equipment and sink.	N/A
7-Eleven 725 Fulton St. DB 11-42	Interior alterations to coffee bar, hot food equipment and sink.	N/A
7-Eleven	Interior alterations to coffee bar, hot food equipment and sink.	N/A

REGULAR MEETING OF THE BOARD OF TRUSTEES
Monday June 6, 2011
INC. VILLAGE OF FARMINGDALE

150 N. Main St. DB 11-43		
Sanchez 301 Secatogue Ave. DB 11-44	Maintain finished basement w/bathroom.	N/A
Estate of Clare Rose 117 Staples St. DB 11-45	Convert two family dwelling to one family dwelling.	N/A
Mitus 21 Jefferson Rd. DB 11-46	Maintain screen enclosed patio.	N/A
399 Conklin Assoc. 320 Main St. DB 11-47	Maintain two rear offices in AT&T store.	N/A
Chernakoff 33 Anita Pl. DB 11-48	Interior alteration for laundry room and fire damage repair.	N/A
Ghuniem 122 Duane St. DB 11-49	Maintain garage conversion, addition and covered patio.	N/A
Morrison 246 Van Cott Ave. DB 11-50	Replace wood frame porch with pre-fab sun room.	N/A
Tummolo 207 Main St. DB 11-51	Interior alterations to mixed use building.	N/A
Faria 99 Cherry St. DB 11-52	One story rear addition with covered porch.	N/A

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

RESOLVED (#2012-6), to issue 5 taxi permits.

TAX CERTIORARI – Upon a motion by Deputy Mayor Christiansen and seconded by Trustee Barrett, it was unanimously,

RESOLVED (#2012-7), to approve the following tax certiorari:

- 354 Main Street, Paul Saccoccio, Sec 49 Block 97-1 Lot 550, for tax years 2005/2006 thru 2011/2012 for \$5,750.00
- Residential tax cert's for 36 properties – listing attached to these minutes.

VILLAGE INVESTMENT AND PROCUREMENT POLICIES – Upon a motion made by Trustee Barrett and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2012-8), to accept the policies as amended.

TAXI PERMIT FEES - Upon a motion made by Trustee Parisi and seconded by Trustee Ekstrand, it was unanimously,

REGULAR MEETING OF THE BOARD OF TRUSTEES

Monday June 6, 2011

INC. VILLAGE OF FARMINGDALE

RESOLVED (#2012-9), to allow taxi permits to renew for \$25 for a 30 day period after expiration of permit. Beyond 30 days any renewals will be charged as a new permit with a \$50 fee.

SATTY, LEVINE & CIOCCO – Upon a motion by Trustee Barrett and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2012-10), to agree to the terms on the Satty, Levine & Ciacco engagement letter and to approve the signing of the agreement by Brian Harty.

FUSCHETTO/SANTUONO PROPERTIES – Upon a motion by Trustee Parisi and seconded by Deputy Mayor Christiansen, it was unanimously,

RESOLVED (#2012-11), to allow the C of O's to be issued for two completed units subject to \$150,000 bond or cash equivalent being issued to the Village of Farmingdale, to ensure the completion of the road with a top coat of asphalt. In addition, the Village's engineering firm H2M must confirm that the road is ready for dedication with the exception of the top coat.

AFLAC DENTAL PLAN - Upon a motion by Trustee Ekstrand and seconded by Deputy Mayor Christiansen, it was unanimously,

RESOLVED (#2012-12), to allow the Village employee's to join Aflac's dental benefit at no cost to the Village.

BEAUTIFICATION COMMITTEE - Deputy Mayor Christiansen informed the Board that 40 volunteer's and the DPW get thanks for their hard work to make the Village beautiful in time for the Memorial Day events. Thank you also to the volunteers who placed all the purple ribbons.

H2M REQUIREMENTS CONTRACT - Upon a motion by Trustee Ekstrand and seconded by Deputy Mayor Christiansen, it was unanimously,

RESOLVED (#2012-13), to approve hiring H2M to complete the requirements contract for miscellaneous roadway improvements for a cost of \$4,500.

OLD BUSINESS

- Deputy Mayor Christiansen that the POPs concerts will be starting Wednesday, June 29th and wanted to thank Mr. Fortuna for donating the ice cream for all the concerts.

GOOD & WELFARE

REGULAR MEETING OF THE BOARD OF TRUSTEES

Monday June 6, 2011

INC. VILLAGE OF FARMINGDALE

- Ms. Robey asked if it was true that Board of Trustee members get free medical insurance for life. Mayor Starkie stated that the current Board resolved to pay 20% of the premium which will continue after retirement.
- Mr. Carosella asked if Good & Welfare section could be moved forward on the agenda and asked that a time limit be set on agenda items so that people could have their say earlier in the meeting.
- Mr. Ezzo asked to increase taxi fees.
- Mr. O'Brien commented that the Village Green looked great on Memorial Day and thanked Deputy Mayor Christiansen for her efforts. He also wanted to thank Clerk Harty for his efforts in stopping a problem on his block.

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

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

At 11:45 p.m. upon a motion duly made and seconded, it was unanimously,

RESOLVED, to reconvene the meeting.

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

Respectfully submitted,

Brian P. Harty
Administrator, Village Clerk-Treasurer