

REGULAR MEETING OF THE BOARD OF TRUSTEES
Tuesday September 7, 2010
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 Tuesday, September 7, 2010

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

Mayor Starkie opened the meeting at 8:00 PM and asked Mayor Trudden to lead the meeting in the pledge to the flag.

INSTALLATION OF MAYOR TRUDDEN'S PICTURE – Mayor Starkie thanked Mayor Trudden for his long dedication to public service with the village. Mayor Starkie introduced and thanked Mrs. Trudden for the support she gave her husband.

OCTOBER BOARD MEETING – The Board set the next meeting date to be held on Monday, October 4, 2010 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 (#2011-62), that the Abstract of audited vouchers #1021 dated 09/07/10, be approved for payment with the exception of holding #65791 for further review.

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

RESOLVED (#2011-63), to approve the minutes of BOT Work Session on August 2nd and BOT Public Meeting on August 2nd, as amended.

REQUESTS TO UTILIZE VILLAGE PROPERTY – Upon a motion made by Trustee Ekstrand and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2011-64), to allow the following use of village property:

- Saturday, November 20th – Farmingdale Chamber of Commerce – Annual Holiday Parade – Main Street to Village Green

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- Sunday, November 21st – Historical Society to use the Court Room from noon to 4:00 PM for a lecture.
- Saturday, October 23rd – Runners Edge Blood Drive – Parking Lot 1 from 9:00 AM to 4:00 PM.

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

LOCATION	TYPE OF CONSTRUCTION/COMMENTS	ARB
Bergen Tile 330 Conklin St. DB 10-53	Maintain existing retail tile showroom.	N/A
95 Rose St. LLC 95 Rose St. DP 10-02	Demolition of detached garage.	N/A
Starkie 49 Doud St. DB 10-54	Construct In ground pool, patio and pergola. ZBA approved 8/12/10.	N/A
Dembitzer 141 Division St. DB 10-55	Maintain interior alterations.	N/A
T&F Enterprise 283 Main St. DB 10-56	Interior alterations to Japanese restaurant	X

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

RESOLVED (#2011-65), to issue taxi permits to Traci L. Fish, Mario D'Alessandro and Michael Leahy.

2008/2009 VILLAGE JUSTICE COURT AUDIT – The Board discussed the results of the Village Justice Court Audit for 2008/2009 and would like the answers to questions about the results.

STANDARD WORK DAY – Upon a motion by Trustee Ekstrand and seconded by Trustee Barrett, it was unanimously

RESOLVED (#2011-66), to approve the Standard Work Day and Reporting Resolution and direct Administrator Harty to submit a certified copy to the New York State Comptrollers Office and to post a copy of the resolution on the web site for 30 days.

CDBG RESIDENTIAL REHAB – The Board discussed the amount of funding per project the Village will allow.

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AERIAL LADDER TRUCK – Upon a motion made by Trustee Ekstrand and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2011-67), to authorize final payment of \$158,181 for the purchase of the Fire Department’s Aerial Ladder Truck after the Village Attorney’s review of the contract and agreement that all terms have been met.

RESOLUTION FOR ISSUANCE OF \$668,000 SERIAL – Upon a motion made by Trustee Ekstrand and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2011-68), THE BOARD OF TRUSTEES OF THE VILLAGE OF FARMINGDALE, IN THE COUNTY OF NASSAU, NEW YORK, HEREBY RESOLVES AS FOLLOWS:

Section 1. The Village of Farmingdale, in the County of Nassau, New York (herein called the “Village”), is hereby authorized to acquire an aerial ladder fire truck. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$668,000 and said amount is hereby appropriated therefore. The plan of financing includes the issuance of \$668,000 serial bonds of the Village to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Village in the principal amount of \$668,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the “Law”), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

- (a) The period of probable usefulness applicable to the object or purpose for which said serial bonds are authorized to be issued, within the limitations of Section 11.00 a 27 of the law, is twenty (20) years.
- (b) The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the Village for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.
- (c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

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Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the Village, payable as to both principal and interest by general tax upon all the taxable real property within the Village without limitation of rate or amount. The faith and credit of the Village are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Village by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Board of Trustees relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Village is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to publish or cause to be published, in full, in "*The Farmingdale Observer*," a newspaper having a general circulation within said Village and hereby designated the official newspaper of the Village for such publication, and posted

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in at least six (6) public places and in each polling place in the Village, see the attached affidavit of publication and affidavit of posting.

Section 8. The Village Clerk is hereby directed, after said bond resolution shall take effect, to cause said bond resolution to be published, in summary or in full, in the newspaper referred to in Section 7 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Law.

RESOLUTION FOR ISSUANCE OF \$525,000 SERIAL – The following resolution is being made for the issuance of Serial Bonds in March 2011 after the truck in manufactured. Upon a motion made by Trustee Barrett and seconded by Trustee Ekstrand, with Deputy Mayor Christiansen voting NAY it was,

RESOLVED (#2011-69), THE BOARD OF TRUSTEES OF THE VILLAGE OF FARMINGDALE, IN THE COUNTY OF NASSAU, NEW YORK, HEREBY RESOLVES AS FOLLOWS:

Section 1. The Village of Farmingdale, in the County of Nassau, New York (herein called the “Village”), is hereby authorized to acquire a pumper fire truck. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$525,000 and said amount is hereby appropriated therefore. The plan of financing includes the issuance of \$525,000 serial bonds of the Village to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Village in the principal amount of \$525,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the “Law”), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

- (a) The period of probable usefulness applicable to the object or purpose for which said serial bonds are authorized to be issued, within the limitations of Section 11.00 a 27 of the law, is twenty (20) years.
- (b) The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the Village for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with

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Treasury Regulation Section 1.150-2 of the United States Treasury Department.

- (c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the Village, payable as to both principal and interest by general tax upon all the taxable real property within the Village without limitation of rate or amount. The faith and credit of the Village are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Village by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Board of Trustees relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Village is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10)

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days after the adoption of this resolution, to publish or cause to be published, in full, in "*The Farmingdale Observer*," a newspaper having a general circulation within said Village and hereby designated the official newspaper of the Village for such publication, and posted in at least six (6) public places and in each polling place in the Village, see the attached affidavit of publication and affidavit of posting.

Section 8. The Village Clerk is hereby directed, after said bond resolution shall take effect, to cause said bond resolution to be published, in summary or in full, in the newspaper referred to in Section 7 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Law.

NASSAU COUNTY INTER MUNICIPAL AGREEMENT – Upon a resolution by Trustee Barrett and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2011-70), to authorize the Mayor to sign an Inter Municipal Agreement with Nassau County for the specific purpose of procuring a generator and related equipment where Nassau County shall provide \$35,000 for the procurement and installation of said items.

BID ON VILLAGE TREES - Upon a resolution made by Trustee Barrett and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2011-71), to authorize Administrator Harty to advertise for bids for the purchase and planting of Village trees.

SET PUBLIC HEARING ON RESIDENTIAL STORAGE CONTAINERS – After a discussion and upon a resolution made by Deputy Mayor Christiansen and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2011-72), to set the public hearing on the proposed Residential Storage Container Local Law to October 4, 2010 at 8:00 p.m.

SHARED SERVICE STUDY – Upon a motion by Trustee Barrett and seconded by Deputy Mayor Christiansen, it was unanimously,

RESOLVED (#2011-73), to accept the Shared Public Water Services Feasibility Study performed by H2M.

MODIFY RESOLUTION #2011-58 - Upon a motion made by Trustee Ekstrand and seconded by Trustee Barrett, it was unanimously,

RESOLVED (#2011-74), to modify resolution #2011-58 to provide for the method of payment for the requirements contract awarded to Stasi

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Brothers, as permitted by law to use the following funding in order
CDBG, Streetscapes and Parkland.

OLD BUSINESS – The following items was discussed:

- The Mayor reported that the outside seating at the Library Café is causing a crowding on the sidewalk and adjustments need to be made. Administrator Harty worked out a different arrangement that is much easier to navigate.
- Deputy Mayor Christiansen reported that the property owners are being very cooperative and the relocation of trash removal to the rear of the Main Street properties is working very well.

GOOD & WELFARE

- Mr. Goslin, 25 Linwood Road, stated that construction debris on Linwood is being washed into the storm drains and that his neighbor is blowing his landscaping debris into the street. Superintendent Fisch stated that the drains on Linwood were checked during the week and all is okay.
- Mr. Carosella, 21 Sherman Road, thanked the Board for the lines that were painted on Thomas Powell and Merritts Road. He also inquired about the recycling program being initiated by a girl scout. Deputy Mayor Christiansen stated that the decals and trash can lids were ordered but the Village is still awaiting delivery.

There being no further business the Board resumed the work session to conclude the work session agenda.

There being no further work session business the meeting was adjourned at 11:50 p.m.

Respectfully submitted,



Brian P. Harty
Administrator, Village Clerk-Treasurer



INC. VILLAGE OF FARMINGDALE RESOLUTION

Standard Work Day and Reporting Resolution

BE IT RESOLVED, that the Village of Farmingdale hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body:

Title	Name	SS # (Last 4 digits)	Registration Number	Standard Work Day (Hrs/day)	Term Begins/E nds	Participates In Employer's Time Keeping System (Y/N)	Days/ Month (based on Record of Activities)
ELECTED OFFICIALS							
Trustee	Patricia Christiansen	6900	41889254	6	04/2010- 04/2014	N	12.06
Trustee	Cheryl Parisi	9695	42777136	6	04/2010- 04/2014	N	14.56
Village Justice	Salvator Nicosia	6097	31351893	6	04/2010- 04/2014	N	2.03
APPOINTED OFFICIALS							
Village Attorney	Kevin Walsh	2402	36452373	6	04/2010- 04/2011	N	
Deputy Village Attorney	Robert Kirk	4040	38752838	6	04/2010- 04/2011	N	2.94
Administrator	Brian Harty	3229	41022369	8	04/2010- 04/2011	Y	N/A
Deputy Clerk- Treasurer	Barbara Kelly	0932	43145960	8	04/2010- 04/2011	Y	N/A
Court Clerk	Cheryl Cruthers	3919	39849898	8	04/2010- 04/2011	Y	N/A
DPW Superintendent	Andrew Fisch	9522	42896670	8	04/2010- 04/2011	Y	N/A

On this 7th day of September, 2010

I, Brian Harty, clerk of the governing board of the Inc. Village of Farmingdale, of the State of New York, do hereby certify that I have compared the foregoing with the original resolution passed by such board, at a legally convened meeting held on the 7th day of September, 2010 on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

I further certify that the full board, consist of five members, and that five of such members were present at such meeting and that five of such members voted in favor of the above resolution.

IN WITNESS WHEREOF, I have hereunto set
my hand and seal of the
Inc. Village of Farmingdale.

Brian Harty Clerk

Date enacted: 9.7.2010

Affidavit of Publication

County of Nassau SS
State of New York,

Ilse Hirseland, being duly sworn, deposes and says that she is the principal Clerk of the Publisher of
The FARMINGDALE OBSERVER
a weekly newspaper published at Mineola in the county of Nassau, in the State of New York, and that a notice, a printed copy of which is hereunto annexed, has been published in said newspapers once in each week for

1 weeks, viz: September 10, 2010

Ilse Hirseland

Sworn to me this 10 day of
September-2010

Shari M. Egnasko

Notary Public

Shari M. Egnasko
Notary Public, State of New York
No. 01EG6119807
Qualified in Nassau County
Commission Expires Dec. 6, 2012

2010 SEP 14 A 11:10

RECEIVED BY
VILLAGE OF FARMINGDALE

LEGAL NOTICE VILLAGE OF FARMINGDALE NEW YORK

PLEASE TAKE NOTICE that on September 7, 2010, the Board of Trustees of the Village of Farmingdale, in the County of Nassau, New York, adopted a bond resolution entitled:

"Bond Resolution of the Village of Farmingdale, New York, adopted September 7, 2010, authorizing the acquisition of a pumper fire truck, stating the estimated maximum cost thereof is \$525,000, appropriating said amount therefor, and authorizing the issuance of \$525,000 serial bonds of said Village to finance said appropriation."

an abstract of such bond resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Village to acquire a pumper fire truck; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$525,000; APPROPRIATING said amount therefor; and STATING the plan of financing includes the issuance of \$525,000 serial bonds of the Village to finance said appropriation, and the levy of a tax upon all the taxable real property within the Village to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$525,000 serial bonds of the Village pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is twenty (20) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Village for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Village; and PLEDGING to their payment the faith and credit of the Village;

FIFTH: DELEGATING to the Village Treasurer the powers and duties as to the issuance of said bonds, and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: September 7, 2010

Brian Harty
Village Clerk

9-10-2010-1T-#4382-FARM

