

# REGULAR MEETING OF THE BOARD OF TRUSTEES

Monday, February 1, 2010, 8:00 P.M.

INC. VILLAGE OF FARMINGDALE

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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 PM on Monday, February 1, 2010.

Present: Mayor George Starkie  
Deputy Mayor Patricia Christiansen  
Trustee William Barrett  
Trustee Ralph Ekstrand  
Trustee Cheryl Parisi  
Deputy Clerk/Treasurer Elizabeth Kaye  
Public Works Superintendent Andrew Fisch  
Village Attorney Walsh

Mayor Starkie opened the meeting at 8:00 pm with the pledge to the flag led by the local Boy Scout troop, followed by a moment of silence.

It was moved by Trustee Parisi, seconded by Trustee Barrett, to approve the minutes of January 4, 19, as corrected. Motion carried with all voting Aye.

It was moved by Trustee Barrett, seconded by Trustee Parisi, to approve the Abstract of Audited Vouchers #1014, with the exception of #64804, 64824, 64825, 64783, 64858, 64875, subject to further review. Motion carried with all voting Aye.

Audited  
Voucher  
#1014

Mayor Starkie announced the next board meeting to be held Monday, March 1, 2010 at 8:00 pm, work session at 7:00 pm.

Mayor Starkie announced Village Registration Day to be held on Saturday, March 6, 2010 from noon until 5:00 pm and the Village Election to be held on Tuesday, March 16, from noon until 9:00 pm.

It was moved by Trustee Ekstrand, seconded by Deputy Mayor Christiansen, to approve the Ocean to Sound Relay for Sunday, September 19<sup>th</sup>, 2010. Motion carried, all voting Aye.

It was moved by Trustee Parisi, seconded by Trustee Barrett, to approve the Main Street Mile Run for Saturday, September 4, 2010 at 9:30 am. Motion carried, all voting Aye.

It was moved by Deputy Mayor Christiansen, seconded by Trustee Parisi, to approve St. Luke Church's Mardi Gras Parade for Sunday, February 7, 2010 at 12:15 pm. Motion carried, all voting Aye.

It was moved by Trustee Parisi, seconded by Trustee Ekstrand, to approve 34 taxi permits and deny three. Motion carried, all voting Aye.

Taxi  
Permits

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Deputy Clerk/Treasurer Kaye presented the following building permits issued since the last meeting:

Bldg.  
permits

LOCATION	TYPE OF CONSTRUCTION/COMMENTS	ARB
Damo 140 Jefferson Rd. DB 10-01	Convert habitable space back to vehicle storage garage and relocate existing storage shed.	N/A
Rumpub Inc. 185 Main St. DB 10-02	Interior alterations to bar – Wild West Saloon	N/A
Sharilynn Realty LLC 248 Main St. DB 10-03	Interior repairs due to water damage (Fancy Free)	N/A
GJME LLC 45 Conklin St. DP 10-01	Remove interior sheetrock, insulation, and floor covering	N/A
Yang 10 Duane St. DB 10-04	Maintain finished basement with 3 piece bath	N/A
Stoeber 57 Hill Rd. DB 10-05	Construct second floor rear shed dormer with 3 piece bath	N/A
Mitus 21 Jefferson Rd. DB 10-06	Interior alterations to create finished basement	N/A

The board requested additional information on the Dog Warden fee increase with the Town of Oyster Bay.

It was moved by Trustee Parisi, seconded by Trustee Barrett, to amend the Ferrante Site Plan for 776 & 780 Fulton Street subdivision related to payments to the Parkland Fund, as follows:

- Initial \$10,000 to be paid immediately
- \$10,000 by October 1<sup>st</sup>, 2010
- \$10,000 by July 1, 2011
- \$30,000 to be paid upon issuance of Certificate of Occupancies at the rate of \$1,875 per unit
- \$1,000 to be paid immediately to extend the Site Plan permit until January 7, 2011

Motion carried, all voting Aye. Village Attorney Walsh was instructed to write the formal amendment.

It was moved by Trustee Barrett, seconded by Trustee Parisi, to create additional railroad permit parking at Lot 7 and on South Front Street. Eighty permits would be made available to the non-resident public. Motion carried, all voting Aye.

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It was moved by Trustee Ekstrand, seconded by Trustee Parisi, to set the parking permit fee for Lot 7 and South Front Street at \$200.00 per year. Motion carried, all voting Aye.

**WHEREAS**, the Board of Trustees has the power to pass regulations for the taxi service within the Village as set forth in § 100-2 of the Village Code;

**WHEREAS**, the Board of Trustees passes the resolution to establish designated areas for standing for taxi vehicles at the train station:

Each taxi company licensed by the Village will receive designated spaces for standing taxis at the train station. The location and number of spaces shall be adjusted by the Board of Trustees from time to time. Initially, Yellow Cab, a licensed taxi company, shall receive four (4) designated parking spaces for its cabs and Checker Cab, a licensed company, shall receive two (2) parking spaces for its cabs.

The location of these spaces shall, in this case, be designated by the Mayor. Each company shall pay the cost of signage to be installed by the Village in each space allocated to each company in order to designate which company has which space. There shall be no parking or standing in any space or anywhere else at the station other than at the designated spaces. In addition, there shall be no harassing of patrons by the taxi company, their employees or agents in the course of soliciting rides.

Complaints by patrons or reports from Village personnel shall be brought to the Board of Trustees for action, which may include but is not limited to, suspension of the taxi driver privileges and/or suspension or revocation of the taxi company license as determined by the Board of Trustees.

On motion of Trustee Barrett and seconded by Trustee Ekstrand the foregoing motion is passed.

Mayor	aye
Deputy Mayor	aye
Trustee	aye
Trustee	aye
Trustee	aye

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Beautifi-  
cation

Deputy Mayor Christiansen updated the board on Beautification Committee items.

Trustee Ekstrand offered the following motion which was seconded by Trustee Barrett and unanimously approved:

**WHEREAS**, the Village Clerk and Treasurer has delivered to the Board of Trustees an account of all real estate taxes levied for the fiscal year commencing on June 1, 2009 which remain unpaid; and

**WHEREAS**, this Board has not determined to collect any portion thereof in a civil action in accordance with the provisions of Section 1440 of the Real Property Tax Law; and

**WHEREAS**, pursuant to Section 1450 of the Real Property Tax Law, payment of all unpaid taxes are therefore required to be enforced by tax sale.

**NOW, THEREFORE BE IT RESOLVED**, that such tax sale for such unpaid taxes shall be held on the Tuesday, the 9<sup>th</sup> day of March, 2010 at 11:00 A.M., pursuant to Article 14, Title 3 of the Real Property Tax Law, and that the Village Clerk - Treasurer is authorized and directed to hold such tax sale in accordance with provisions of such law.

It was moved by Trustee Ekstrand, seconded by Trustee Barrett, to authorize time and one-half to be paid to Code Personnel who are called in for an Emergency which is declared by either the Mayor or Deputy Mayor in Mayor's absence, or in the absence of both, all three Trustees. Motion carried, all voting Aye.

Under old business, Mayor Starkie reported that a fire hydrant on Duane Street was not working.

Mayor Starkie opened the Good and Welfare portion of the meeting.

Mr. DiUrno, Fairview Road, commented that the board is spending too much time on the taxi issue.

Mr. Park, owner of Joe's Deli on Secatogue Avenue, complained to the board about the drainage problem in front of his store. Mayor Starkie acknowledged the problem and that the Public Works department does use pumps to pump out the water. In addition, the drainage issue would be addressed when the area is redeveloped under the Master Plan.

Mr. Park asked about placement of a temporary sign. Mayor Starkie referred Mr. Park to the Building Department.

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Mr. Park complained about a peddler at the train station who is operating without a permit. Mayor Starkie indicated that the board is reviewing the Code on Peddler's Licenses.

The proprietor of the Farmingdale Music Center complained about residents from the nearby apartments parking on North Main Street and the lack of enforcement of parking regulations in this area. This makes it difficult for his students to be dropped off for lessons and creates a parking problem for his teachers. Mayor Starkie suggested purchasing 12-hour stickers for his teachers. Code Enforcement would be instructed to monitor the parking on North Main Street.

Mr. Dash, Yellow Cab, expressed concern that the new taxi parking regulations do not mention the right to a hearing. Village Attorney Walsh commented that the rights afforded an individual would be protected.

Mr. LoPiccolo, Secatogue Avenue, asked if there would be a hearing on the new Master Plan. Mayor Starkie responded in the affirmative.

Mr. Brosnan, Melville Road, complained about the storm drain backing-up at Secatogue Avenue and Melville Road. Public Works Superintendent Fisch commented that the storm drain was actually a drywell and his department does clean it out.

Mr. Fortuna, Checker Cab, complained that limiting the number of his taxi stalls to two, prevents his drivers from taking passengers in all directions.

There being no further business before the board, it was moved by Trustee Ekstrand, seconded by Trustee Parisi, to adjourn to Executive Session. Motion carried, all voting Aye.

It was moved by Trustee Ekstrand, seconded by Trustee Parisi, to come out of Executive Session.

It was moved by Trustee Ekstrand, seconded by Trustee Barrett, to relocate the handicap spaces in the rear of Lot #3 adjacent to Wings, to a different area of the same lot. Further, to permit Wings to have a delivery driver pick-up area at the rear of the property provided Wings installs bollards along the building and upon condition that Wings paying a fee of \$2,500.00 toward the Parking Lot Fund. Further, the Village will designate a loading zone along the rear of the building from the existing loading zone to the existing south curb. Further, this arrangement will only remain in place until the landscaping/ streetscaping of the area behind the stores on Main Street occurs as per the Downtown Master Plan Study. Motion carried, all voting Aye.

The board returned to Executive Session.

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Mayor Starkie