

**PUBLIC HEARING/REGULAR MEETING
OF THE BOARD OF TRUSTEES
Monday, May 2, 2022**

A public hearing and regular monthly meeting of the Board of Trustees was held on May 2, 2022. The meeting was called to order at 7:30 PM by Mayor Rosenbaum with the following in attendance:

Randall Rosenbaum	Mayor
Brian Herrington	Deputy Mayor
Gary Lewandowski	Trustee
Frank Genese	Trustee
Mary Jo Collins	Trustee
Claire Dorfman	Trustee
Max Frankel	Trustee
Jeff Blinkoff	Village Attorney
Ronnie Shatzkamer	Village Administrator
Suzanne Tangredi	Village Treasurer
Peter Albinski	Building Superintendent

Resident David Frankel led the assembly in the Pledge of Allegiance. There were twelve members of the public present.

Public Hearing

On motion of Deputy Mayor Herrington, seconded by Trustee Collins, the Public Hearing portion of the meeting was opened to consider proposed consider proposed Local Law D – 2022 “Parking Restrictions on Ridge Drive West”. On motion of Mayor Rosenbaum, second by Trustee Lewandowski, the hearing was adjourned to June 6, 2022. The second public hearing was to consider proposed Local Law E – 2022 “Amend 147-3, ‘Food Licenses’”.

Resolution No. 25 – May 2, 2022

RESOLUTION ENACTING LOCAL LAW 4 OF 2022

The following resolution was offered by Deputy Mayor Herrington, second by Trustee Frankel:

WHEREAS, the Board of Trustees has determined that it is in the best interests of the Village to amend food licensing requirements, this resolution hereby enacts proposed Local Law E – 2022 as Local Law 4– 2022, amending Section 147-3(C) to the Code; and

WHEREAS, the Board of Trustees has determined that it is the lead agency for the purposes of the State Environmental Quality Review Act, (“SEQRA”), and has further determined that the consideration of the within Local Law is a Type II Action requiring no further action under SEQRA;

NOW, THEREFORE BE IT RESOLVED, that the Board of Trustee hereby adopts Local Law 4 – 2022; and

BE IT FURTHER RESOLVED that this law shall take effect immediately.

The Board was polled as follows:

Trustee Genese	Aye
Trustee Lewandowski	Aye
Trustee Collins	Aye
Trustee Dorfman	Aye
Trustee Frankel	Aye
Deputy Mayor Herrington	Aye
Mayor Rosenbaum	Aye

LOCAL LAW 4 – 2022

Amend § 147-3 Restaurants, hotels, inns, etc.

A.

No person shall engage in the business of conducting a restaurant, hotel or inn, or sell soft drinks, refreshments and beverages of any kind in the Village of Flower Hill without first obtaining a license therefor from the Mayor of the Village.

B.

The license fee for conducting a restaurant, hotel, inn, lunch counter or similar establishment or for selling soft drinks, refreshments or beverages of any kind is hereby fixed in the sum set forth in Chapter A243, Fees, Charges and Deposits.

By adding

C.

All food establishments must certify that they are vermin, rodent and pest free by certification of a licensed pest management professional upon the annual renewal of their license.

The Third public hearing was to consider Proposed Local Law F Amend Ch. 240, Attachment 1, "Appendix A" to include maximum building height.

Resolution No. 26– May 2, 2022

RESOLUTION ENACTING LOCAL LAW 5 OF 2022

The following resolution was offered by Mayor Rosenbaum, second by Trustee Genese:

WHEREAS, the Board of Trustees has determined that it is in the best interests of the Village to amending the chart located at Ch. 240, Attachment 1, "Appendix A" to include maximum building height, this resolution hereby enacts proposed Local Law F – 2022 as Local Law 5– 2022, and

WHEREAS, the Board of Trustees has determined that it is the lead agency for the purposes of the State Environmental Quality Review Act, ("SEQRA"), and has further determined that the consideration of the within Local Law is a Type II Action requiring no further action under SEQRA;

NOW, THEREFORE BE IT RESOLVED, that the Board of Trustee hereby adopts Local Law 5 – 2022; and

BE IT FURTHER RESOLVED that this law shall take effect immediately.

The Board was polled as follows:

Trustee Genese	Aye
Trustee Lewandowski	Aye
Trustee Collins	Aye
Trustee Dorfman	Aye
Trustee Frankel	Aye
Deputy Mayor Herrington	Aye
Mayor Rosenbaum	Aye

Local Law 5 -2022

Amend Attachment as below:

ZONING

240 Attachment 1

VILLAGE OF FLOWER HILL

APPENDIX A

ILLUSTRATIVE TABLE OF RESIDENTIAL ZONING CRITERIA

ZONING	R-1	R-2	R-3	R-4	R-5	R-6	R-7
DISTRICTS							

Minimum Lot Area	1 acre	22,000 square feet	18,000 square feet	15,000 square feet	12,500 square feet	10,000 square feet	7,500 square feet
Maximum Lot Coverage	15%	20%	20%	25%	30%	30%	30%
Maximum Floor Area Ratio (FAR)*	0.165	0.23	0.24	0.28	0.32	0.36	0.42
Required Front Yard or Minimum Setback (Feet)	85% of average of two houses each side and five houses across street						
	60	40	40	30	30	30	30
Minimum Rear Yard (Feet)	25	25	25	25	25	25	25
Minimum Side Yard (Feet)	20	15	10	10	10	10	8
Aggregate Side Yard (Feet)	60	35	30	30	30	25	20
Maximum Height (Overall) (Feet)	35	35	32	32	32	30	30
	Or 2½ stories, whichever is greater						
Sky Exposure Plane (SEP) (Ratio)	1.0	1.33	1.33	2.0	2.0	2.0	2.5
Maximum Height (At Side Setback) (Feet)	20	20	20	20	20	20	20
Minimum street Frontage (Feet)	100	100	100	100	75	75	75

*See Section 240-6(L) for maximum floor area ratio based on lot area.

The next public hearing was to consider Proposed Local Law G – 2022: Update Code to add no through truck traffic Middle Neck Rd

Resolution No.27 - May 2, 2022
RESOLUTION ENACTING LOCAL LAW 6 OF 2022

The following resolution was offered by Mayor Rosenbaum, second by Trustee Dorfman:

WHEREAS, the Board of Trustees has determined that it is in the best interests of the Village to amend Chapter 227 “Vehicles and Traffic” by adding restrictions on through trucking traffic on Middle Neck Road this resolution hereby enacts proposed Local Law G – 2022 as Local Law 6– 2022, and

WHEREAS, the Board of Trustees has determined that it is the lead agency for the purposes of the State Environmental Quality Review Act, (“SEQRA”), and has further determined that the consideration of the within Local Law is a Type II Action requiring no further action under SEQRA;

NOW, THEREFORE BE IT RESOLVED, that the Board of Trustee hereby adopts Local Law 6 – 2022; and

BE IT FURTHER RESOLVED that this law shall take effect immediately.

The Board was polled as follows:

Trustee Genese	Aye
Trustee Lewandowski	Aye
Trustee Collins	Aye
Trustee Dorfman	Aye
Trustee Frankel	Aye
Deputy Mayor Herrington	Aye
Mayor Rosenbaum	Aye

LOCAL LAW 6 – 2022

Amend Ch. 227 “Vehicles and Traffic” by adding the following:

Gross weight restrictions upon commercial vehicles using certain Village highways.

When signs are erected thereon as hereinafter provided, no person shall operate any commercial vehicle, tractor-trailer combination or truck with a gross weight in excess of 8,000 pounds upon or along the following Village highways:

Middle Neck Road

§ Signs.

The above highways shall be conspicuously marked and designated by suitable signs giving notice of the foregoing prohibition.

§ Exception.

This chapter shall not prohibit the operation of such commercial vehicle on the highways so marked and designated which is engaged in delivering or picking up materials or merchandise or obtaining ingress or egress to or from a place of business, provided that such vehicle shall have entered the highway at an intersection nearest the destination of the vehicle and shall proceed thereon no further than the nearest intersection thereafter.

§ Exemption of emergency and municipally owned or leased vehicles and equipment.

Nothing herein contained shall be construed to prohibit the operation of police or fire vehicles, ambulances and other emergency vehicles or municipally owned or leased vehicles and equipment upon Village highways.

§ Penalties for offenses.

Every person committing an offense against this chapter shall be guilty of a traffic infraction and shall for a first conviction thereof be punished by a fine of not more than \$100 or by imprisonment for not more than 15 days, or by both such fine and imprisonment; for a conviction of a second violation, both of which were committed within a period of 18 months, such person shall be punished by a fine of not more than \$200 or by imprisonment for not more than 45 days, or by both such fine and imprisonment; upon a conviction of a third or subsequent violation, all of which were committed within a period of 18 months, such person shall be punished by a fine of not more than \$300 or by imprisonment for not more than 90 days, or by both such fine and imprisonment.

§ Severability.

If any clause, sentence, paragraph, subdivision, section or part of this chapter is adjudged invalid by a court of competent jurisdiction, the judgment shall not affect, impair or invalidate the remainder of this chapter but shall be confined in its operation to the clause, sentence, paragraph, section or part of this chapter that shall be directly involved in the controversy in which such judgment shall have been rendered.

The final hearing on the continued application before the Board of Trustees acting in their capacity as Planning Board on the application of Daniel Baumbach for a lot line adjustment at 50-60 Walnut Lane, Manhasset was adjourned to June 6, 2022 on motion of Mayor Rosenbaum second by Deputy Mayor Herrington.

The public hearing portion of the meeting was closed at 7:46 pm on motion of Mayor Rosenbaum, second by Trustee Genese and voted on unanimously.

See the stenographic record for further details

Public Comment

Mr. and Mrs. Kevin Carey, 136 Northwood Road, asked the Board to consider their complaint against their rear neighbor at 97 Dogwood for allegedly not following the constructions plans which they believe has caused their property and basement to flood. Mayor Rosenbaum advised that the Board will get back to them.

David Frankel, 12 Bayberry Ridge, asked if Code Enforcement could have the owners of 54 and 56 Knollwood remove the dead tree on their property line. Mr. Blinkoff will work on it.

86 Drake Lane Resident Dr. John Marino again asked the Board to consider installing a pickleball court in the park.

Regular Meeting

Approval of Minutes

On motion of Mayor Rosenbaum seconded by Trustee Dorfman, the minutes of the April 4, 2022 Annual Organizational Meeting/Budget Hearing/Public Hearing/Regular Meeting were approved by all those who were in attendance.

Treasurer's Report

The monthly claims were unanimously approved on motion of Mayor Rosenbaum, seconded by Deputy Mayor Herrington.

A resolution to invest Village monies in NYCLASS to obtain a higher interest rate was tabled to the June meeting to allow Trustee Collins time to review the investment vehicle.

Building Inspector's Report

Mr. Albinski reported on the Architectural Review Committee's meeting of April 25, 2022 which was chaired by Trustee Lewandowski in his absence. The Committee recommended approval as submitted for 34 Woodland to maintain a rear covered patio. The committee recommended approval with conditions 10 Crabtree for a second floor addition and interior and exterior alterations; 81 Country Club for an addition and alterations; 84 Parkwoods for exterior alterations and a portico; 21 Sunset for exterior alterations, renovation of the portico and a side entry; and 1045 Northern Blvd for a commercial sign. No action was taken on the applications of 63 Middle Neck Road for an addition, portico and rear covered patio; and 3 Hunters for a two story side addition, portico and new attached garage.

Mr. and Mrs. Rabinowitz of 3 Hunters Lane asked the Board for relief in order to expedite their construction. The Board told them that the appropriate venue was to return to the ARC on May 23rd.

On motion of Trustee Lewandowski, second by Mayor Rosenbaum, the Board unanimously approved the findings of the ARC.

Administrator's Report

In the absence of Village Engineer Steve Lawniczac, Ms Shatzkamer delivered his report. His firm has received several proposals for surveying of Middle Neck Road ranging from \$8,000 to \$45,000. He will examine each proposal and make a recommendation. The 2022 road work bid documents are nearing completion and should be ready to go out to bid by the end of the month.

Ms. Shatzkamer advised the Board that the Municipality Building software was in the kickoff process, a meeting with all users is scheduled for May 17. Then they will begin the process of customizing the software for us. The entire process takes from 8 to 10 months. Microsoft 365 emails were up and running and the Sharepoint file storage transfer should occur next week. File scanning is nearly done and the project is proceeding to come in under budget. New flooring will be installed in the main office this Friday and Saturday. The office will only offer very limited services on Friday as the phones and computers will be down during the install. The Village ordered 450 saplings from the DEC nursery in Saratoga. As soon as they arrive, we will set a date for the Arbor Day Tree Give Away.

Mayor's Report

Mayor Rosenbaum would like to reinstitute the Landmark Commission to look into applying for landmark status for the Flower Hill cemetery and Elderfields Preserve. The commission would consist of five members. He appointed Village Historians Rhoda Becker and Mitchell Schwartz as the first two members and is seeking volunteers for the other seats.

The Middle Neck Road Committee met on Saturday, May 1 to discuss the safety and beautification of the road. One of the first projects will be creating crosswalks.

The speedbump on Ridge Drive has been reinstalled and the next two will be installed next week in areas recommended by the traffic engineer.

The Mayor met with Inspector Begis and his staff at the 6th precinct. They urged that cars must be locked as car break ins are the leading criminal activity in the area. Since the meeting, enforcement in the Village has increased.

Trustee's Report

Trustee Lewandowski spoke with Cameron Engineering regarding their proposed sewer study and plans on speaking with D&B later this week. He also met with Port Washington Water District Commissioner Mindy Germaine regarding the proposed alteration to the new well building. He asked if they would install a rain garden in the park adjacent to the well.

Trustee Collins reported that the Butterfly Garden will be expanded next week.

Deputy Mayor Herrington thanked Rich Falcones and Stella Binaris for the planting of tulip bulbs last fall. They are now coming up and look beautiful.

Old Business

RESOLUTION NO. 28 - May 2, 2022

AUTHORIZING \$363,315 OF ARPA21 FUNDS FOR VARIOUS PURPOSES

The following resolution was offered by Trustee Frankel, second by Trustee Dorfman:

WHEREAS in the Summer of 2021, the Village of Flower Hill received \$564,460.00 of American Rescue Plan Act of 2021 ("ARPA21") Coronavirus Local Fiscal Recovery Funds; and

WHEREAS through May 2, 2022, the Village has and committed approximately \$189,204.50 of ARPA21 funds on Government Services to reduce exposure to the COVID-19 virus; and

WHEREAS on February 2, 2022, the Village Board adopted Resolution No. 7, authorizing the use of up to \$45,815.00 of ARPA21 funds for the purchase of Muncity 5 Building Department Software; and

WHEREAS on March 7, 2022 the Village Board adopted Resolution No. 14, authorizing the use of up to \$143,389.50 of ARPA21 funds for the scanning of all building department files; and

NOW THEREFORE BE IT RESOLVED that the Village Board authorizes the use of up to \$189,204.50 of currently available ARPA21 funds to finance the purchase of said Items; and

FURTHER BE IT RESOLVED that any unspent funds remaining after the purchase of said Items will be returned.

The Board was polled as follows:

Trustee Genese	Aye
Trustee Lewandowski	Aye
Trustee Collins	Aye
Trustee Dorfman	Aye
Trustee Frankel	Aye
Deputy Mayor Herrington	Aye
Mayor Rosenbaum	Aye

New Business

On motion of Trustee Genese, second by Mayor Rosenbaum, the Board unanimously approved the use of the village park and roads for the 2022 Katie Oppo Run.

The Village received a park permit application from the Actor's Garage to hold rehearsals and performance at the park beginning June 6 through July 31. On motion of Trustee Genese, second by Mayor Rosenbaum, the Board unanimously approved the application.

Mayor Rosenbaum introduced the Middle Neck Road parking plan prepared by VHB Engineering. It would yield 17 parking spaces and require a change of signage.

RESOLUTION NO. 29 – May 2, 2022

RESOLUTION INTRODUCING A PROPOSED LOCAL LAW AND AUTHORIZING PUBLIC HEARING

The following resolution was offered by Mayor Rosenbaum, second by Trustee Lewandowski:

BE IT RESOLVED, that Local Law "H" of the Year 2022, "Amending Sec. 227-33, "No Parking Middle Neck Road"" has been introduced; and

BE IT FURTHER RESOLVED, that the Board of Trustees hold a public hearing on said proposed Local Law at 7:30 p.m. on Monday, June 6, 2022 and

BE IT FURTHER RESOLVED, that the Village Administrator publish or cause to be published a public notice in the official newspaper of the Village of said public hearing at least three days prior thereto.

The Board was polled as follows:

Trustee Genese	Aye
Trustee Lewandowski	Aye
Trustee Collins	Aye
Trustee Dorfman	Aye
Trustee Frankel	Aye
Deputy Mayor Herrington	Aye
Mayor Rosenbaum	Aye

RESOLUTION NO. 30 – May 2, 2022

RESOLUTION INTRODUCING A PROPOSED LOCAL LAW AND AUTHORIZING PUBLIC HEARING

The following resolution was offered by Mayor Rosenbaum, second by Deputy Mayor Herrington:

BE IT RESOLVED, that Local Law "I" of the Year 2022, "Amending the Code to prohibit the installation of artificial turf or grass in a front yard, has been introduced; and

BE IT FURTHER RESOLVED, that the Board of Trustees hold a public hearing on said proposed Local Law at 7:30 p.m. on Monday, June 6, 2022 and

BE IT FURTHER RESOLVED, that the Village Administrator publish or cause to be published a public notice in the official newspaper of the Village of said public hearing at least three days prior thereto.

The Board was polled as follows:

Trustee Genese	Aye
Trustee Lewandowski	Aye
Trustee Collins	Aye
Trustee Dorfman	Aye
Trustee Frankel	Aye
Deputy Mayor Herrington	Aye
Mayor Rosenbaum	Aye

On motion of Deputy Mayor Rosenbaum, seconded by Trustee Genese, the Board moved to closed the public meeting at 9:10 pm.

Respectfully submitted,
Ronnie Shatzkamer
Village Administrator