

**REGULAR MEETING/ PUBLIC HEARING/ ANNUAL ORGANIZATIONAL MEETING  
OF THE BOARD OF TRUSTEES  
Monday, April 3, 2023**

A public hearing, regular monthly meeting and the annual Village Organizational Meeting of the Board of Trustees was held on April 3, 2023. The meeting was called to order at 7:34 PM by Mayor Rosenbaum with the following in attendance:

Randall Rosenbaum	Mayor
Brian Herington	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
Rich Falcones	Public Works Superintendent
Steve Lawniczac	Village Engineer
Heather Lanci	Building Department Specialist

The Mayor led the assembly in the Pledge of Allegiance. There were ten members of the public present.

**Public Hearing**

On motion of Mayor Rosenbaum, second by Deputy Mayor Herington, and unanimously approved, the Board entered into the Public Hearing portion of the meeting.

The first hearing was to consider Proposed Local Law C – 2023, “Amending Chapter 235, Wireless Telecommunication Facilities”. After discussion, the following resolution was adopted:

**Resolution No. 22 – April 3, 2023  
RESOLUTION ENACTING LOCAL LAW 5 OF 2023**

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 adopt Proposed Local Law C-2023 “Amending Chapter 235, Wireless Telecommunication Facilities”, this resolution hereby enacts proposed Local Law C – 2023 as Local Law 5 – 2023, 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 an Unlisted Action requiring no further action under SEQRA;

**NOW, THEREFORE BE IT RESOLVED**, that the Board of Trustee hereby adopts Local Law 5 of the year 2023.

The Board was polled as follows:

Trustee Dorfman	Aye
Trustee Lewandowski	Aye
Trustee Genese	Aye
Trustee Collins	Aye
Trustee Frankel	Aye

Deputy Mayor Herrington     Aye  
 Mayor Rosenbaum             Aye

The second hearing was to consider Proposed Local Law G – 2023 “Amend Fee Schedule of Attachment 1 of Village Code Chapter A243, adding a fee schedule for Wireless Telecommunication Facilities”. After discussion, the following resolution was adopted:

**Resolution No. 23– April 3, 2023**  
**RESOLUTION ENACTING LOCAL LAW 6 OF 2023**

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

**WHEREAS**, the Board of Trustees has determined that it is in the best interests of the Village to adopt Proposed Local Law G - 2023 “Amend Fee Schedule of Attachment 1 of Village Code Chapter A243, adding a fee schedule for Wireless Telecommunication Facilities” this resolution hereby enacts proposed Local Law G – 2023 as Local Law 6 – 2023, 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 an Unlisted Action requiring no further action under SEQRA;

**NOW, THEREFORE BE IT RESOLVED**, that the Board of Trustee hereby adopts Local Law 6 of the year 2023.

The Board was polled as follows:

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

The third hearing was to consider proposed Local Law F - 2023 “Amend 58-8(B) ‘Zoning Board of Appeals’, ‘Variances’ to permit USPS Priority Mail”. After discussion, the following resolution was adopted:

**Resolution No. 24 – April 3, 2023**  
**RESOLUTION ENACTING LOCAL LAW 7 OF 2023**

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

**WHEREAS**, the Board of Trustees has determined that it is in the best interests of the Village to adopt Proposed Local Law F – 2023 “Amend 58-8(B) ‘Zoning Board of Appeals’, ‘Variances’ to permit USPS Priority Mail required notifications”, this resolution hereby enacts proposed Local Law F – 2023 as Local Law 7 – 2023, 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 7 of the year 2023.

The Board was polled as follows:

Trustee Dorfman             Aye  
 Trustee Lewandowski        Aye  
 Trustee Genese                Aye  
 Trustee Collins                Aye

Trustee Frankel	Aye
Deputy Mayor Herrington	Aye
Mayor Rosenbaum	Aye

The next hearing was to consider landmark designation for the following properties:

- Sands Barn, 336 Port Washington Boulevard, Port Washington, NY 11050 S-5, B-156, L-41.
- The Flower Hill Cemetery, Country Club Drive, Port Washington, NY 11050, S-6, B-053-06, L-210.

Mr. Blinkoff made the presentation and explained that these properties have been referred to the Board for landmark designation by the Landmark Commission as per Village Code.

After discussion, the following resolution was adopted:

**Resolution No. 25 – April 3, 2023**  
**RESOLUTION GRANTING LANDMARK STATUS TO THE SANDS BARN AND THE**  
**FLOWER HILL CEMETERY**

The following resolution was offered by Trustee Lewandowski, second by Trustee Genese: **WHEREAS**, the Board of Trustees received a referral by the Landmark Commission to consider formal designation as a landmark within the Village, after public hearing and review by the Commission as per Chapter 143, of the following properties:

- Sands Barn, 336 Port Washington Boulevard, Port Washington, NY 11050 S-5, B-156, L-41.
- The Flower Hill Cemetery, Country Club Drive, Port Washington, NY 11050, S-6, B-053-06, L-210.

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 designates the Sands Barn and the Flower Hill Cemetery as landmarks within the Village of Flower Hill.

The Board was polled as follows:

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

The final hearing was to consider landmark designation for the Elderfields Preserve, 200 Port Washington Boulevard, Manhasset, NY 11030, S-3, B-193, L-23, a Nassau County owned property. Ana Gerzon, Deputy County Attorney, made a presentation outlining a proposal to attach covenants and restrictions to the property rather than landmark status as a means of protecting the property from development or change.

After discussion and public comment, a motion to adjourn to May 1, 2023 was made by Mayor Rosenbaum, second by Trustee Genese and unanimously approved.

On motion of Mayor Rosenbaum, second by Trustee Dorfman, the Board voted to close the public hearing portion of the meeting.

*See the transcript for further detail.*

### **Public Comment**

Kevin O'Rourke came before the Board for his continued appeal of the denial of a tree removal permit for a tree located in the rear yard of 69 Mason Drive.

On motion of Trustee Genese, second by Mayor Rosenbaum, the Board moved to grant the appeal on the condition that three other trees be planted on the property. Mr. O'Rourke was directed to take out a permit to remove two crape myrtles and replace them with a minimum 3" diameter deciduous or spruce tree, plant another minimum 3" diameter deciduous tree, and plant another ornamental deciduous tree. Trustee Frankel abstained from the vote.

### **Annual Organizational Meeting**

#### **RESOLUTION NO. 26 – APRIL 3, 2023 ANNUAL ORGANIZATIONAL MEETING RESOLUTION**

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

- 1) **RESOLVED** that the Board of Trustees herewith sets the next Annual Meeting of the Board of Trustees for the 1st day of April, 2024 in the Village Hall, 1 Bonnie Heights Road, Manhasset, New York, 7:30 PM
- 2) **RESOLVED** that the 1st Monday of each month, or as otherwise designated by the Board, at the Village Hall, 1 Bonnie Heights Road, Manhasset, New York, at 7:30PM, is designated as the time and place for the Regular Meeting of the Board of Trustees.
- 3) **RESOLVED** that the Official Newspapers of the Village be The Manhasset Press, The Port Washington News and the Roslyn News.
- 4) **RESOLVED** that the Official Banks be The First National Bank of Long Island and thus is authorized as the depository of Village monies.
- 5) **RESOLVED** that the Village Treasurer and Mayor are authorized to invest and re-invest monies received by the Village in the various General and Capital Funds, which are not appropriated to any particular purpose or are not immediately required to be expended for the purpose for which they were appropriated, in Certificates of Deposit, Day of Deposit Day of Withdrawal Savings, Treasury Notes, irrevocable letter of credit issued in favor of the Village by a federal home loan bank whose commercial paper and other unsecured short-term debt obligations are rated in the highest rating category by at least one nationally recognized statistical rating organization, as security for the payment of 100% of the aggregate amount of deposits and the agreed-upon interest rate, if any, Money Market or CLASS-MBIA investment accounts at the best interest rates available in the following banking & financial institutions:

CLASS – MBIA

The First National Bank of Long Island

**AND IT IS FURTHER RESOLVED** that the foregoing investments shall be in accordance with applicable laws, rules and regulations of the State of New York and the United States Government.

**BE IT FURTHER RESOLVED** that the resolutions of each banking institution for the deposit of said monies be adopted as resolution of this Board.

7) **RESOLVED**, that any two of the following Village officials be and hereby are authorized as signatories and co-signatories on the general fund account and capital fund accounts of the Village: Treasurer, Village Administrator, Mayor and Deputy Mayor.

**8) RESOLVED** that the Board of Trustees authorize payment in advance of audit, claims for the following recurring charges: Public utility services, sanitation, postage, insurance premiums, taxes, payroll and deferred compensation, and any claims that would result in a late fee if unpaid until the next regularly scheduled Board of Trustees meeting. All such claims must be presented at the next regular meeting for audit.

**9) RESOLVED** that pursuant to Village Law Section 4-412(2), the rules of procedure of the Board of Trustees shall be as recommended by the New York State Conference of Mayors, a copy of which is on file with the Village Administrator.

**10) RESOLVED** that Nassau County act as Assessors of the Village of Flower Hill for the current fiscal year.

**11) RESOLVED** that pursuant to New York Village Law §3-306, the Village Administrator, Treasurer, Village Justices, and all other officers and employees are considered to have executed an undertaking which shall be in the form of employees and officer's liability insurance.

**12) RESOLVED** the following Village policies shall be renewed and deemed effective for the 2023 – 2024 fiscal year:

Agency Fund Policy	Fraud Policy
Alcohol & Drug Policy	Fuel Efficient Vehicle Policy
Anti-Fraud Policy	Fund Balance Policy
Anti-Smoking Policy	Gas & Fuel Policy
Banking & Fidelity Policy	Independent Contractor's Insurance Policy
Block Party Policy	Investment Policy
Budgeting Practices Policy	Meeting Procedure Policy
Budget Transfer Policy	Non-Discrimination/Anti-Harassment Policy
Building Permit Fee Refund Policy	Notice of Committee Meeting Policy
Building Dept. Post Disaster Policy	Open Building Permit Policy
Capitol Asset Policy	Park Use Policy
Cash Receipts Policy	Procurement Policy
Cell Phone Policy	Records Retention Policy
Communication with Village Officials Policy	Reimbursement Policy
Computer and Internet Usage Policy	Reserve Fund Policy
Credit Card Use Policy	Right of Way Policy
Credit Card Information Security Policy	Road Opening Restoration Policy
Crisis Management Policy	Sexual and Other Harassment Prevention Policy
Cyber Security Data Breach Notification Policy	Social Media Policy
Deposits & Investment Policy	Street Tree Planting Policy
Dress Code and Uniform Policy	Telecommuting Policy
Electronic Vendor Payment Policy	Travel & Conference Expense Policy
Emergency Management Policy	Tree Removal for New Construction Policy
Employee Policy	Trustee Compensation
Employee Compensation Policy	Vehicle Use Policy
Equal Employment Opportunity Policy	Video Recording Policy
Ethics Policy	Workplace Violence Policy
Fidelity & Banking Procedure Policy	

The Board was polled as follows:

Trustee Dorfman                      Aye

Trustee Lewandowski                Aye

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

**RESOLUTION NO. 27 – APRIL 3, 2023**

**2023-2024 ANNUAL ORGANIZATIONAL MEETING MAYORAL APPOINTMENTS**

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

**RESOLVED** that the following appointments be effective for a one-year term, ending April, 2024

Deputy Mayor: Brian Herrington

Associate Village Justice: Damien Pieper

Zoning Board Chair: Michael Sahn

Zoning Board Alternate: Andrew Grabiner

Zoning Board Alternate: Howard Miller

ARC Alternate: Peter Chorman

Village Historian: Rhoda Becker

Village Historian: Mitchell Schwartz

Village Arborist: Ann Frankel

Architectural Review Committee Chair: Peter Albinski

Emergency Manager: Rich Falcones, Randall Rosenbaum

Jeffrey Blinkoff, Village Attorney

Brian Meyerson, Village Prosecutor

Dwight Kennedy, Village Prosecutor

Steven Lawniczak, Village Engineer

Bill Clemency: North Shore Cable Commission Rep

Marc Russo: Village Stenographer

Landmark Commission Chair: Rhoda Becker

Landmark Commission Member: Barbara Goldman

Landmark Commission Member: Mitchell Schwartz

**RESOLVED** to appoint Michael Sahn as a member of the Zoning Board of Appeals for a five-year term expiring April 2028

**RESOLVED** to appoint Linda Schwartz as a member of the Board of Ethics for a five year term ending in 2028

**RESOLVED** to appoint Gary Lewandowski to the Architectural Review Committee for a four year term ending 2027.

**RESOLVED** to appoint Randall Rosenbaum, Ronnie Shatzkamer, Peter Albinski and Jack Mancusi as Code Compliance Officers for a one-year term, ending April, 2024; and

The Board was polled as follows:

Trustee Dorfman	Aye
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Trustee Lewandowski	Aye
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Trustee Genese	Aye
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Trustee Collins	Aye
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Trustee Frankel	Aye (recusal on appointment of Village Arborist)
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Deputy Mayor Herrington	Aye
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Mayor Rosenbaum	Aye
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**Budget Hearing**

Mayor Rosenbaum thanked the staff for their hard work and went through the highlights of the 2023 - 2024 budget.

**Resolution No. 28 – April 3, 2023**  
**RESOLUTION TO ADOPT THE 2023 - 2024 VILLAGE BUDGET**

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

**BE IT RESOLVED** that the Board of Trustees has reviewed the tentative budget in accordance with Section 5-508 of the General Municipal Law and all required publications have been made in a timely manner; and

**BE IT FURTHER RESOLVED** that upon completion of a public hearing the tentative budget has been found acceptable,

**THEREFORE, BE IT FURTHER RESOLVED**, that the Tentative Budget of the Inc. Village of Flower Hill for the fiscal year commencing June 1, 2023 and ending May 31, 2024 be and hereby is adopted as the Final Budget; and

**BE IT FURTHER RESOLVED**, that the provisions of this resolution shall take effect immediately.

The Board was polled as follows:

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

### **Regular Meeting**

#### **Approval of Minutes**

On motion of Mayor Rosenbaum, seconded by Trustee Frankel, the minutes of the March 6, 2023 regular meeting and March 27, 2023 Special 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, Trustee Frankel abstained from the claim from The Art of Landscaping.

### **Building Inspector's Report**

Mr. Albinski reported on the Architectural Review Committee's meeting of March 27, 2023. The Committee recommended approval with conditions for 30 Bonnie Heights Road for a two-car garage; 85 Drake Lane for a pool, patio, retaining walls, fencing and grade change; 1045 Northern Blvd. for commercial signage and 124 Woodhill Lane for a new one family dwelling. 101 Reni Road was approved as submitted for first and second floor additions and exterior alterations.

On motion of Deputy Mayor Herrington, second by Mayor Rosenbaum, the Board approved the recommendations of the committee. Trustee Lewandowski recused from the vote.

### **Public Works Superintendent's Report**

Mr. Falcones reported that he has purchased new street signs to comply with state law regarding reflectivity and will be installing them shortly.

Mr. Falcones and Mr. Lawniczac presented the 2023 Road Condition Map. Based on the conditions, the following roads will be scheduled for repaving this year: Ridge Drive East from Woodland Road to Spruce Drive and Chestnut Road from Reni Road to Hemlock Road.

### Village Engineer's Report

Based on that information, the Board ratified the following resolution:

#### **Resolution No. 29 – April 3, 2023 RESOLUTION TO AUTHORIZE WORK**

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

**BE IT RESOLVED** that the Board of Trustees of the Village of Flower Hill hereby authorizes Village Engineer Stephen Lawniczac, PE of SHL Engineering, Huntington Station, NY to prepare contract documents and drawings for the 2023-24 Roadwork and Drainage Project.

The Board was polled as follows:

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

### Administrator's Report

Ms. Shatzkamer presented the 2023 Village Election results. She updated the Board on the progress of the new software installation.

#### **RESOLUTION NO. 30 – April 3, 2023 RESOLUTION PROCLAIMING ARBOR DAY**

The following resolution was offered by Trustee Collins, second by Trustee Lewandowski:

**WHEREAS**, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

**WHEREAS**, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

**WHEREAS**, Arbor Day is now observed throughout the nation and the world, and

**WHEREAS**, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air produce life-giving oxygen and provide habitat for wildlife, and

**WHEREAS**, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products, and

**WHEREAS**, trees in our village increase property values, enhance the economic vitality of business areas and beautify our community, and

**Whereas**, trees, wherever they are planted, are a source of joy and spiritual renewal.

**NOW, THEREFORE**, I Randall Rosenbaum, Mayor of the Village of Flower Hill do hereby proclaim that the last Friday in April (April 21, 2023) of each year as Arbor Day in the Village of Flower Hill and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and

**FURTHER**, I urge all citizens to plant trees to gladden the heart and promote the well-being of this and future generations.

**BE IT FURTHER RESOLVED** that the provisions of this resolution shall take effect immediately.

The Board was polled as follows:



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

Ms. Shatzkamer asked the Board to approve an agreement with D&B Engineering for preparation of the 2023 Stormwater report. On motion of Mayor Rosenbaum, second by Trustee Frankel, the Board unanimously authorized the Mayor to enter into an agreement with D & B Engineers, Woodbury, NY for preparation of the 2023 Stormwater Management Program Report and MS4 Permit Compliance at \$3,900.00.

### **Attorney's Report**

Mr. Blinkoff reviewed the actions taken at the March 15, 2023 Zoning Board of Appeals hearing.

### **Mayor's Report**

Mayor Rosenbaum advised that he and Building Superintendent Peter Albinski are working on an updated building permit fee schedule that will increase revenue and be easier to administer.

He reported that he attended the Long Island Water Conference forum regarding drinking water and the Police Commissioner's Council where it was noted that there is a big increase in elder fraud crime. The State Comptrollers Office has found that the Village has received a "no designation" rating regarding fiscal stress. Last, the Mayor reported that there will be a DEC Septic Smart event on April 17, geared to consumers.

The Mayor thanked the Women's Club of Flower Hill for installing pinwheels throughout the village supporting Kyra's Champions.

### **Old Business**

#### **RESOLUTION NO. 31 – April 3, 2023**

#### **. RESOLUTION ADOPTING AND RENEWING A FIRE PROTECTION CONTRACT WITH THE PORT WASHINGTON FIRE DEPARTMENT FOR THE YEAR 2023 - 2024**

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

**WHEREAS**, New York State Village Law § 4-412(3)(9) authorizes the Board of Trustees to enter into a contract for fire protection services with any city, village, fire district, or incorporated fire company having its headquarters outside such village and maintaining adequate and suitable apparatus and appliances for the furnishing of fire protection in such village in the amount of \$357,406.00; and

**THEREFORE**, be it **RESOLVED**, the Board of Trustees of the Incorporated Village of Flower Hill hereby adopts the fire services contract with the Port Washington Fire Department for the period June 1, 2023 through May 31, 2024; and

**BE IT FURTHER RESOLVED**, that the Mayor is hereby authorized to execute said fire services contract.

The Board was polled as follows:

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

### New Business

#### RESOLUTION NO. 32 – April 3, 2023

#### RESOLUTION TO HOLD A PUBLIC HEARING TO CONSIDER PROPOSED LOCAL LAWS

The following resolution was offered by Trustee Genese, second by Trustee Lewandowski:

**BE IT RESOLVED**, that Proposed Local Law H of the Year 2023, “Add new section 85-5(F) ‘Building Construction’ Issuance of Permit”, has been introduced; and

**BE IT FURTHER RESOLVED**, that the Board of Trustees hold public hearings on said proposed Local Laws at 7:30 p.m. on Monday, May 1, 2023 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 Dorfman	Aye
Trustee Lewandowski	Aye
Trustee Genese	Aye
Trustee Collins	Aye
Trustee Frankel	Aye
Deputy Mayor Herrington	Aye
Mayor Rosenbaum	Aye

#### RESOLUTION NO. 33 – April 3, 2023

#### VIOLATION OF PROPERTY MAINTENANCE CODE AND REQUIREMENT TO ABATE

The following resolution was offered by Mayor Rosenbaum, seconded by Trustee Frankel:

**WHEREAS**, the Village Board of Trustees has been made aware of a dying and dangerous tree located at the property above. Specifically, the dying and dangerous tree is located in the right-of-way abutting the road.

**WHEREAS**, Pursuant to section 172-2 of the Village Code, the grounds and exterior premises of a property are defined to include the right-of-way:

#### **GROUND AND EXTERIOR PROPERTY**

Any area of a building or lot, excluding porch areas, not enclosed within the walls of a building. *These terms include any public rights-of-way which pass through or are adjacent to a property, including the sidewalk and any area between the sidewalk, if there is one, and the street pavement.* (emphasis added), and

**WHEREAS**, Pursuant to section 172-3 of the Village Code, subparagraph (H) the owner is obligated to maintain trees on the property including Village trees between the sidewalk and curb:

- H. Trees, shrubs or other vegetation are pruned such that they will not obstruct the passage of pedestrians on sidewalks. The

maintenance of Village trees, including trees between the sidewalk and curb, are the responsibility of the adjoining property owner.

**WHEREAS**, Moreover, pursuant to section 172-4(B) of the Village Code, which is entitled "Exterior property areas", all land must be kept free of dead or dying trees:

§ 172-4 **Exterior property areas.**

B. Condition of land. *All land must be kept free of dead or dying trees...*

**WHEREAS**, Pursuant to sections 172-7 and 172-9 of the Village Code, upon the failure of the owner abating abate this dangerous condition at this , the Village may make arrangements to do so with the costs being assessed against the owner and thereafter the property,

**NOW THEREFORE BE IT RESOLVED**, the owner, occupant or tenant of such premises must abate the condition described above within **fourteen (14) days** from the date of a Notice served upon the property by regular mail, and

**BE IT FURTHER RESOLVED**, that upon the failure of the owner, occupant or tenant to abate the condition as required, the Village will make arrangements to abate the condition in such manner as it deems appropriate with all costs then passed on to the owner. Should the owner then fail to make payment the costs will be assessed against the property in the same manner as a tax and in accord with the Village Code

The Board was polled as follows:

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

On motion of Mayor Rosenbaum, second Trustee Genese, the Board unanimously moved to change the date of the September Board Meeting to September 11, 2023.

On motion of Mayor Rosenbaum, second by Trustee Genese, the Board approved waivers of park fees for the Women's Club of Flower Hill Easter Egg Hunt on April 6, 2023 and the Katie Oppo Memorial Run on June 11, 2023. Deputy Mayor Herrington recused from the vote.

On motion of Trustee Frankel, seconded by Deputy Mayor Herrington, the Board moved to close the meeting at 9:20 pm.

Respectfully submitted,  
 Ronnie Shatzkamer  
 Village Administrator