

**VILLAGE OF FLOWER HILL
MINUTES OF
REGULAR MEETING/PUBLIC HEARING
OF THE BOARD OF TRUSTEES
August 4, 2014**

A regular monthly meeting of the Board of Trustees was held on August 4, 2014. The meeting was called to order at 8:07 PM by Mayor Elaine Phillips with the following in attendance:

Elaine Phillips	Mayor
Robert McNamara	Deputy Mayor
Karen Reichenbach	Trustee
Gary Lewandowski	Trustee
Jeffrey Blinkoff	Village Attorney
Ronnie Shatzkamer	Village Administrator
James Gilhooly	Building Superintendent
Kathy Wade	Village Treasurer
Scott Hislop	Highway Superintendent
Charles Vachris	Village Engineer

The assembly recited the Pledge of Allegiance. There were eight members of the public present.

Approval of Minutes

On motion of Deputy Mayor McNamara, seconded by Trustee Reichenbach the minutes of the July 7, 2014 Meeting were unanimously approved by those Board members who attended.

Treasurer's Report

On motion of Deputy Mayor McNamara, seconded by Trustee Lewandowski, the claims were unanimously approved.

Administrator's Report

Ms. Shatzkamer thanked the Board for allowing her and Treasurer Kathy Wade to attend the Cornell Municipal Clerks Institute. Ms. Shatzkamer reported on a meeting with Jeff Clark, Governmental Liaison for Cablevision, and the Mayor.

Architectural Review Committee Report

Mr. Gilhooly reported on the Committee's July 28, 2014 meeting.

The following permit applications were recommended to be approved as submitted:

Kavoussi, 10 Walnut Lane, exterior alterations; Psyllos, 299 Crabapple Road, new one family dwelling; Faglione, 2 Elderfields Road, two story additions.

The following permit applications were recommended to be approved with modifications:

Stern, 15 Cardinal Road, second story addition; Singh, 11 Peachtree Lane, two story addition.

On motion of Deputy Mayor McNamara, seconded by Trustee Lewandowski, all recommendations of the committee to issue permits were approved by the Board.

Public Hearing

On motion of Mayor Phillips, seconded by Trustee Reichenbach, the public hearing portion of the meeting was opened at 8:19 pm.

A public hearing was continued from July on the application of Michael Cohen, for Arhaus, 15-25 Port Washington Blvd., Roslyn, NY 11576 also known as Section 6, Block B5, Lots 456, 457 on

the Nassau County Land and Tax Map for site plan approval for a proposed alteration and change of use of said property from automotive repair to retail furniture use with an outdoor sales showroom.

Applicant seeks a change of use special exception permit from the Board of Trustees under §240-15(A) of the Code of the Village of Flower Hill which requires that all commercial applications be subject to site plan review by the Board of Trustees; §85-7 which requires that a change in occupancy be approved by the Board of Trustees; and §240-15(B)(1)(k) prohibiting an outdoor display of merchandise.

Resolution No. 26 – August 4, 2014

RESOLUTION APPROVING A COMMERCIAL SITE PLAN AND CHANGE OF USE

The following resolution was offered by Mayor Phillips, seconded by Deputy Mayor McNamara: **Whereas** the Board of Trustees has heard the application of Michael Cohen, for Arhaus, 15-25 Port Washington Blvd., Roslyn, NY 11576 also known as Section 6, Block B5, Lots 456, 457 on the Nassau County Land and Tax Map for site plan approval for a proposed alteration and change of use of said property from automotive repair to retail furniture use with an outdoor sales showroom; and

Whereas applicant seeks a change of use special exception permit from the Board of Trustees under §240-15(A) of the Code of the Village of Flower Hill which requires that all commercial applications be subject to site plan review by the Board of Trustees; §85-7 which requires that a change in occupancy be approved by the Board of Trustees; and §240-15(B)(1)(k) prohibiting an outdoor display of merchandise; and

Whereas the Nassau County Planning Commission, the Board has advised the Board that this matter will be left to local determination, and further notice pursuant to General Municipal Law 239-m is therefore not required;

Therefore be it resolved that the Board has determined that it is the lead agency under the New York State Environmental Quality Review Act (“SEQRA”), and that this application, if granted, has been determined to have no significant impact under SEQRA. Specifically, the Board has determined that the request herein is a Type II action pursuant to 6 N.Y.C.R.R. Section 617.5 and within SEQRA and requires no further review under SEQRA; and

Be it further resolved that the application be and the same hereby is otherwise granted upon the conditions that were imposed at the hearing.

The Board was polled as follows:

Trustee Reichenbach	Aye
Trustee Lewandowski	Aye
Deputy Mayor McNamara	Aye
Mayor Phillips	Aye

See the stenographic transcript for further detail

The second public hearing was called to hear Local Law C – 2014 “Amend Chapter A243, Fees, Charges and Deposits”

PROPOSED LOCAL LAW C – 2014

NO FEE FOR GARAGE/TAG SALES FOR VILLAGE RESIDENTS

It shall be unlawful for any person to conduct a garage sale in the Village of Flower Hill without first filing with the Village Clerk or Village Clerk-Treasurer the information hereinafter specified and obtaining from such Village Clerk or Village Clerk-Treasurer a license so to do, to be known as a “garage sale license.” The fee for such license shall be as set forth in Chapter A243, Fees, Charges and Deposits.

Amend Chapter A243, Fees, Charges and Deposits, as follows:

131-2 Garage Sale License Resident: no fee
Commercial license: \$100

Resolution No. 27 – August 4, 2014
RESOLUTION APPROVING A LOCAL LAW

The following resolution was offered by Deputy Mayor McNamara, seconded by Trustee Reichenbach:

WHEREAS, a proposed Local Law was previously presented to the Board as Local Law “C” of the Year 2014 and was adopted by the Board of Trustees of the Incorporated Village of Flower Hill, and

WHEREAS, the Local Law amends the Village Code by amending A243, Fees, Charges and Deposits” ; **and**

WHEREAS, public notice with respect to the proposed Local Law has been provided, 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 Two action having no significant effect upon the environment and requiring no further action under SEQRA, and

WHEREAS, the Board of Trustees finds that the proposed Local Law comports with the best interests of the Village, and

NOW THEREFORE, it is resolved that the Local Law shall now be identified as Local Law 2 of the Year 2014 and that the same is hereby approved.

The Board was polled as follows:

Trustee Reichenbach	Aye
Trustee Lewandowski	Aye
Deputy Mayor McNamara	Aye
Mayor Phillips	Aye

See the stenographic transcript for further detail

The public hearing portion of the meeting was closed at 9:07 pm.

Mayor’s Report

Mayor Phillips reported on progress toward obtaining plantings on the Port Washington Blvd. traffic islands. Cost of maintenance was discussed.

Resolution No. 28 – August 4, 2014
RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT

The following resolution was offered by Deputy Mayor McNamara, seconded by Trustee Lewandowski:

BE IT RESOLVED that the Board of Trustees hereby authorizes Mayor Phillips to enter into an agreement with New York State Department of Transportation regarding the maintenance of aesthetic landscaping treatments along Port Washington Blvd. within the Village of Flower Hill; and

BE IT FURTHER RESOLVED that the cost of said maintenance and bonding required by the NYS-DOT shall not exceed \$5,000.00 per year.

The Board was polled as follows:

Trustee Reichenbach	Aye
Trustee Lewandowski	Aye
Deputy Mayor McNamara	Aye
Mayor Phillips	Aye

In other updates the Mayor reported that PSEG is still committed to removing all of the old utility poles by the end of 2014. The Village is still waiting for a response on a traffic study of Port Washington Blvd that was promised to be done by the DOT over a year and a half ago. She is working on getting monthly fire reports from each of the Village's three fire departments. The Mayor updated the Board regarding the progress on the new Manhasset Lakeville Water Tower behind Dogwood Lane. The Water district has delayed the construction bid opening to August 14 because of an injunction filed by the Village of Munsey Park. The District will be moving the new fence in line with the property line which will cause some residents to lose the use of District land abutting their properties. The Mayor informed the Board that the Village of Plandome Manor is constructing a walking path along Stonytown Road starting at Plandome Train Station and traveling east. The Village has asked Plandome Manor if they could also engineer the remaining few feet from their Village boundary up to the intersection with Manhasset Woods Road which was agreed to at no cost to Flower Hill. The Mayor asked Mr. Vachris if he could study the feasibility of creating a bicycle walking path along Stonytown Road from Manhasset Woods Road up to the Park. The path would be painted onto the roadway and would hopefully not require major construction. Mr. Vachris will look into the matter and report back. Finally the Mayor asked all Trustees if they would consider attending the Nassau County Village Officials Association dinner on September 18 honoring outgoing President Mayor Dave Tanner of Williston Park.

Trustees Report

Trustee Reichenbach discussed the requirements for becoming a Tree City USA. A commitment of \$2 per capita annually for tree maintenance is required, however that amount or in excess of that amount is already included in the annual budget. She will work with Ms. Wade to determine the exact amount spent annually. Ms. Reichenbach also reported on the Port Washington Acquirer Meeting.

Attorney's Report

Mr. Blinkoff reported on the actions of the Board of Zoning Appeals at their July 16, 2014 meeting.

New Business

Resolution No. 29 – August 4, 2014

RESOLUTION AUTHORIZING THE VILLAGE TO ENTER INTO A CONTRACT FOR 2014 PAVMENT & DRAINAGE IMPROVEMENTS The following resolution was offered by Deputy Mayor McNamara, seconded by Trustee Reichenbach:

WHEREAS, the Board of Trustees has previously authorized and directed the Village Administrator to publicly advertise for bids in connection with the pavement and drainage improvements of the Port Washington East, Manhasset East and Broadridge areas to be known as the 2014 Pavement and Drainage Improvement contract #14003; and

WHEREAS, four bids were received in response to said invitation; and

WHEREAS, said bids were publicly opened and read aloud at the Village Hall on August 1 , 2014 at 10:00 am; and

WHEREAS, the Village Engineer, Vachris Engineering, P.C., has undertaken a review of said bids; and

BE IT RESOLVED that pursuant to State Environmental Quality Review ("SEQR"), the Board of Trustees declares that it shall act as "Lead Agency" ; and

BE IT FURTHER RESOLVED, that the Board of Trustees finds and determines that said action constitutes an "Unlisted" action pursuant to SEQR, the enactment of which will not have a significant impact upon the environment; and

NOW, THEREFORE, BE IT RESOLVED, that upon the recommendation of the Village Engineer, an award of contract #14003 be and hereby is made to Rosemar Contracting Inc., P.O. Box 16, Patchogue, NY 11772 in the amount of \$241,653.00; and

BE IT RESOLVED, that the Mayor or his designee be and hereby is authorized to execute, on behalf of the Village, a contract setting forth the terms and conditions of said award, as may be recommended by the Village Attorney and Village Engineer; and

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

The Board was polled as follows:

Trustee Reichenbach	Aye
Trustee Lewandowski	Aye
Deputy Mayor McNamara	Aye
Mayor Phillips	Aye

Planning Board Chair Rhoda Becker gave a report on the September 29 work session of the Board. They looked at parcels throughout the Village that could be subject to potential subdivision and discussed the possibility of the beautification of the commercial strip.

The Board unanimously approved the attendance of Mr. Gilhooly at the NY State Building Officials Educational Conference.

Old Business

Resolution No. 30 – August 4, 2014

REVISED STANDARD WORKDAY AND REPORTING RESOLUTION

The following resolution was offered by Trustee Reichenbach, seconded by Trustee Lewandowski:

BE IT RESOLVED that under the New York State Comptroller's Office regulation 315.4 for reporting elected and appointed officials the following resolution shall be submitted, and

BE IT RESOLVED that the Board of Trustees of the Village of Flower Hill hereby establishes a standard workday for appointed officials and will report the days worked to the New York State and Local Employees Retirement System based on the timekeeping system record submitted by those elected appointed officials to the Village Administrator, and

BE IT FURTHER RESOLVED, that the Village Administrator shall post notice of this resolution at the main entrance of the Village Hall continuously for at least thirty days.

The Board was polled as follows:

Trustee Reichenbach	Aye
Trustee Lewandowski	Aye
Deputy Mayor McNamara	Aye
Mayor Phillips	Aye

Mr. Matos of Colony Lane reported that the number of skateboarders has decreased since the previous month. The Mayor said that the Village will continue to monitor the situation and if the situation warrants action the Village is in a position to remediate quickly and temporarily.

On motion of Mayor Phillips, seconded by Trustee Rosenbaum the Board adjourned the regular meeting at 10:10 pm.

Respectfully submitted

Ronnie Shatzkamer
Village Administrator