

**MINUTES OF
REGULAR MEETING/PUBLIC HEARING
OF THE BOARD OF TRUSTEES
July 2, 2018**

The regular monthly meeting and public hearing of the Board of Trustees was held on July 2, 2018. The meeting was called to order at 7:35 PM by Mayor McNamara with the following in attendance:

Robert McNamara	Mayor
Brian Herrington	Deputy Mayor
Gary Lewandowski	Trustee
Jay Beber	Trustee
Frank Genese	Trustee
Randall Rosenbaum	Trustee
Kate Hirsch	Trustee
Steve Leventhal	Village Attorney
Ronnie Shatzkamer	Village Administrator
Suzanne Tangredi	Village Treasurer
Peter Albinski	Village Architect
Robert Rockelein	Code Enforcement Officer
Richard Falcones	Public Works Supervisor
Steve Lawniczak	Village Engineer

Richard Falcones led the assembly in the Pledge of Allegiance. There were four members of the public present.

Public Hearing

On motion of Trustee Beber, seconded by Deputy Mayor Herrington, the public hearing portion of the meeting was called to order at 7:35 pm.

The first hearing was a site plan review for 1021 Northern Blvd., Mobil Gas. The applicant proposes to construct a generator on the roof of the existing building. Bill Tyree, a consultant to the applicant, presented the case. The Board approved the site plan with the condition that the rooftop equipment be screened.

**Resolution No. 32 – July 2, 2018
RESOLUTION APPROVING A COMMERCIAL SITE PLAN**

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

Whereas the Board of Trustees has heard the application of Bohler Engineering on behalf of Sardar Realty, owner of Mobil Gas Station, 1021 Northern Blvd, Roslyn, NY 11576 also known as Section 6, Block B5, Lot 438 on the Nassau County Land and Tax Map for site plan approval for proposed installation of a rooftop generator on said property; and

Whereas §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; and

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 an unlisted 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 with the condition that the equipment be screened.

The Board of Trustees was polled as follows:

Trustee Rosenbaum	Aye
Trustee Lewandowski	Aye
Trustee Genese	Aye
Trustee Beber	Aye
Trustee Hirsch	Aye
Deputy Mayor Herrington	Aye
Mayor McNamara	Aye

The second public hearing was to consider proposed local law G – 2018, to allow the Building Superintendent the authority to extend a permit without a fee with the approval of the Board of Trustees. There was a brief discussion by the Board.

Resolution No. 33 – July 2, 2018
RESOLUTION APPROVING A LOCAL LAW

The following resolution was offered by Trustee Hirsch, seconded by Trustee Rosenbaum:

WHEREAS, the Board of Trustees, having held three public hearings in May, June and July of 2018, has determined that it is in the best interests of the Village to enact proposed Local Law F – 2018 “Amend Exhibition Law” as Local Law 8 - 2018; and

WHEREAS Local Law 8 – 2018 will clarify the existing chapter and will promote the Board’s ability to protect public health and safety by requiring an approved permit for all exhibitions; 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 F-2018 as Local Law 8– 2018; and

BE IT FURTHER RESOLVED that this law shall take effect immediately

The Board of Trustees was polled as follows:

Trustee Rosenbaum	Aye
Trustee Lewandowski	Aye
Trustee Genese	Aye
Trustee Beber	Aye
Trustee Hirsch	Aye
Deputy Mayor Herrington	Aye
Mayor McNamara	Aye

The last hearing was to consider local law F – 2018 amending the Village’s exhibition law. Deputy Mayor Herrington explained the changes since the last reading of the law.

Resolution No. 34 – July 2, 2018
RESOLUTION APPROVING A LOCAL LAW

The following resolution was offered by Deputy Mayor Herrington, seconded by Trustee Hirsch:

WHEREAS, the Board of Trustees, having held three public hearings in May, June and July of 2018, has determined that it is in the best interests of the Village to enact proposed Local Law F – 2018 “Amend Exhibition Law” as Local Law 8 - 2018; and

WHEREAS Local Law 8 – 2018 will clarify the existing chapter and will promote the Board’s ability to protect public health and safety by requiring an approved permit for all exhibitions; 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 F-2018 as Local Law 8– 2018; and

BE IT FURTHER RESOLVED that this law shall take effect immediately

The Board of Trustees was polled as follows:

Trustee Rosenbaum	Aye
Trustee Lewandowski	Aye
Trustee Genese	Aye
Trustee Beber	Aye
Trustee Hirsch	Aye
Deputy Mayor Herrington	Aye
Mayor McNamara	Aye

On motion of the Mayor, seconded by the Deputy Mayor, the public hearing portion of the meeting was closed at 7:55 pm.

See the stenographic record for details.

Regular Meeting

Approval of Minutes

The minutes of the June 4, 2018 regular meeting/public hearing were approved as submitted on motion of Mayor McNamara, seconded by Deputy Mayor Herrington

Treasurer’s Report

The claims were unanimously approved on motion of Trustee Rosenbaum, seconded by Mayor McNamara.

Resolution No. 35 – July 2, 2018

RESOLUTION ADOPTING A BUDGETARY ADJUSTMENT

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

WHEREAS, the 2018 – 2019 Village budget currently includes an amount of \$40,000.00 in line A1130 which pertains to Utilities Gross Receipts; and

WHEREAS, review by the Treasurer has determined that this amount should properly be included in budget line1081 which pertains to Payment in Lieu of Taxes; and

WHEREAS, an amount of \$125,000 in line 1081 Payment in Lieu of Taxes should be properly included in line A1130 Utilities Gross Receipts

NOW, THEREFORE, IT IS RESOLVED, that a budgetary adjustment is hereby approved and that the Treasurer is to note this adjustment as may be necessary in any journal entries.

The Board of Trustees was polled as follows:

Trustee Rosenbaum	Aye
Trustee Lewandowski	Aye
Trustee Genese	Aye
Trustee Beber	Aye
Trustee Hirsch	Aye
Deputy Mayor Herrington	Aye
Mayor McNamara	Aye

Architectural Review Committee Report

Mr. Albinski reported on the June 25, 2018 meeting. The following applications were approved as submitted: Horowitz, 10 Chestnut Dr. for exterior alterations; Rock, 33 Woodland Rd. for a driveway reconfiguration with retaining walls. The following applications were approved with conditions: Shayanfekr, 3B Woodland Rd. for a new façade; TMK Dev., 51 Ridge Drive East for a new one family dwelling; Marchbein, 125 Country Club Dr for a new garage and portico; Sheth, 47 Colony La, for exterior and interior alterations; Messinger, 9 Maple Dr. for exterior and interior alterations; Huber, 3 Old Pine Dr. for an addition and alterations. The following application received no action: Isakov, 10 Peachtree La. for exterior alterations. . On motion of Mayor McNamara, seconded by Trustee Lewandowski, the Board unanimously approved the recommendations of the Architectural Review Committee.

Engineer's Report

Mr. Lawniczak reviewed the bids received for the 2018 pavement and drainage project and determined that the low bidder, American Paving, should receive the job.

Resolution No. 36 – July 2, 2018

RESOLUTION AUTHORIZING THE VILLAGE TO ENTER INTO A CONTRACT FOR 2018 PAVMENT & DRAINAGE IMPROVEMENTS

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

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 within the Village of Flower Hill to be known as the 2018 Pavement and Drainage Improvement contract; and

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

WHEREAS, said bids were publicly opened and read aloud at the Village Hall on June 27, 2018 at 10:00 am; and

WHEREAS, the Village Engineer, Steven Lawniczak, 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 entitled "2018 Paving and Drainage Contract" be and hereby is made to American Paving & Masonry Corp., 8 Forest Avenue, Glen Cove, NY in the amount of \$347,396.00; 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 of Trustees was polled as follows:

Trustee Rosenbaum	Aye
Trustee Lewandowski	Aye
Trustee Genese	Aye
Trustee Beber	Aye
Trustee Hirsch	Aye
Deputy Mayor Herrington	Aye
Mayor McNamara	Aye

Public Works Superintendent's Report

Mr. Falcones reported that they are nearing the start of the Ridge Drive West island project. He advised the Board that he was ordering 2 thermoplastic crosswalks and found that there is an epoxy paint product for the bike lane lines that would cost about \$9,500 and would have a 5 to 6 year life. The Mayor asked that the budget be examined to find funding for this project. Mr. Falcones had the graffiti covered house on Ridge Dr. West power washed and cut the grass.

Administrator's Report

Ms. Shatzkamer reported on the availability of \$50,000 in funding through Senator Phillips to be applied toward the purchase of a new diesel powered pick-up truck. There was a slight increase in the 2018 – 19 insurance premiums. As Mr. Blinkoff was not present, she reported on the June 13, 2018 Board of Zoning Appeals hearing.

Trustee's Report

Trustee Lewandowski reported that there was no word from any of the groups we reached out to for assistance in the creation of a bike path on Port Washington Blvd.

Trustee Genese asked that more enforcement be given to ensure house numbers are present and visible.

Trustee Rosenbaum asked Mr. Rocklein for an update on the enforcement efforts being made to clean up Joanne's Pizza.

Mayor's Report

The Mayor reported on the site visit coordinated by Extenet to look at all sites being considered for 5G small cell installations. He was pleased with their willingness to work with the Village and believes that all 18 sites are appropriate.

New Business

**Resolution No. 37 – July 2, 2018
RESOLUTION INTRODUCING LOCAL LAW H – 2018
AMEND CHAPTER 235 WIRELESS COMMUNICATIONS FACILITIES**

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

BE IT RESOLVED, that Local Law "H" of the Year 2018 is hereby introduced whereby Chapter 235 of the Code of the Village of Flower Hill, entitled "Wireless Communications Facilities", be retitled "Wireless Telecommunications Facilities" and replaced with a new chapter, merging the current law with new provisions reflecting the current state of the industry; and

BE IT FURTHER RESOLVED, that the Board of Trustees hold a public hearing on said proposed Local Law at the Village Hall in the Incorporated Village of Flower Hill at the address of One Bonnie Heights Road, Manhasset, New York at 7:30 p.m. on Monday, August 6, 2018 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 of Trustees was polled as follows:

Trustee Rosenbaum	Aye
Trustee Lewandowski	Aye
Trustee Genese	Aye
Trustee Beber	Aye
Trustee Hirsch	Aye
Deputy Mayor Herrington	Aye
Mayor McNamara	Aye

**Resolution No. 38 – July 2, 2018
RESOLUTION ADOPTING ROAD OPENING RESTORATION POLICY**

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

WHEREAS it is in the best interests of the Village in order to maintain the integrity and quality of our roads that the following policy be adopted by the Village:

ROAD OPENING RESTORATION POLICY

It is the Village's policy is the ALL BURIED UTILITIES BE INSTALLED, WHENEVER AT ALL POSSIBLE, BEYOND PAVED ROAD SURFACES.

Where road openings are unavoidable, the following formal specification for pavement restoration for all road openings within the Village shall apply:

ALL PAVEMENT RESORATION SHALL EXTEND THE FULL WIDTH OF THE ROAD SURFACE EVEN THOUGH ONLY A PORTION OF THE WIDTH OF THE ROAD IS DISBURBED BY EXCAVATION. THE FINAL PAVEMENT RESTORATION CONFIGURATION SHALL CONSIST OF PARALLEL SAWCUTS, PERPENDICULAR TO THE CENTERLINE OF THE ROAD. THE OVERALL

LENGTH OF THE RESTORATION SHALL BE AS DETERMINED BY THE VILLAGE ENGINEER, BUT IN NO CASE SHALL BE LESS THAN FIVE (5) FEET, MEASURED PARALLEL TO THE CENTERLINE OF THE ROAD.

1. If the existing road surface consists of concrete pavement, replacement shall be in accordance with the Village's standard concrete pavement specification including joint treatment.
2. If the existing road surface consists of asphalt pavement, replacement shall be in accordance with the Village's standard asphalt pavement specification including joint treatment.
3. If the existing road surface consists of an asphalt overlay on top of concrete pavement, and the existing concrete pavement is in good condition as determined by the Village Engineer, replacement shall be in accordance with the Village's standard concrete pavement specification with a 1" asphalt overlay and shall include applicable joint treatments.
4. If the existing road surface consists of an asphalt overlay on top of concrete pavement, and the existing concrete pavement has deteriorated as determined by the Village Engineer, replacement shall be in accordance with the Village's standard asphalt pavement specification including joint treatments.
5. Concrete gutters shall be replaced in accordance with the Village's standard concrete gutter specification including joint treatment. New concrete gutters shall replace full sections of gutter between existing joints, or existing concrete gutter may be sawcut in the opinion of the Village Engineer.
6. Do not place asphalt over concrete gutters, except at transitions between new concrete gutters and existing asphalt overlaid gutters.
7. All pavement cuts shall be sawn.
8. **BE IT FURTHER RESOLVED**, that the provisions of this resolution shall take effect immediately.

The Board of Trustees was polled as follows:

Trustee Rosenbaum	Aye
Trustee Lewandowski	Aye
Trustee Genese	Aye
Trustee Beber	Aye
Trustee Hirsch	Aye
Deputy Mayor Herrington	Aye
Mayor McNamara	Aye

The Board received a request to hold the annual Don Scott Memorial run through a portion of the Village on Sept. 16, 2018. On motion of Mayor McNamara, seconded by Deputy Mayor Herrington, the request was unanimously approved.

Public Comment

Mr. Richard Taddeo of 164 Woodhill Lane complained about the abandoned house at 135 Woodhill. Mr. Rockelein addressed his concerns and explained the situation to him and the Board.

On motion of Mayor McNamara, second by Trustee Genese, the meeting was adjourned at 8:50 pm.

Respectfully submitted,

Ronnie Shatzkamer
Village Administrator