

**MINUTES OF  
REGULAR MEETING/PUBLIC HEARING  
OF THE BOARD OF TRUSTEES  
January 7, 2019**

The regular monthly meeting and public hearing of the Board of Trustees was held on January 7, 2019. The meeting was called to order at 7:30 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
Kate Hirsch	Trustee
Jeffrey Blinkoff	Village Attorney
Ronnie Shatzkamer	Village Administrator
Suzanne Tangredi	Village Treasurer
Peter Albinski	Building Superintendent
Robert Rockelein	Code Enforcement Officer
Rich Falcones	Superintendent of Public Works
Steven Lawniczak	Village Engineer

Mr. Lawniczak led the assembly in the Pledge of Allegiance. There were four members of the public present.

**Public Hearing**

On motion of Mayor McNamara, seconded by Trustee Hirsch, the public hearing portion of the meeting was called to order at 7:31 pm

The hearing was to consider enactment of Local Law A – 2019, “Amend Section 240-12(F), Aggregate side yard in an R-6 zone”. After discussion the following resolution was made.

**Resolution No. 01 – January 7, 2019**

**RESOLUTION ENACTING LOCAL LAW 1 OF 2019**

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

**WHEREAS**, the Board of Trustees has determined that it is in the best interests of the Village to clarify the aggregate setbacks required of properties in the R-6 zone, the resolution hereby enacts proposed Local Law A – 2019 as Local Law 11- 2019; 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 a - 2019 as Local Law 1– 2019; and

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

The Board of Trustees was polled as follows:

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

**Local Law 1 – 2019**

Amend Section 240-12(F) “Aggregate Side Yard Set Back in an R-6 Zone”

Change the aggregate width from 20 to 25:

There shall be two side yards, one on each side of the main or accessory building, the aggregate width of which shall be at least 25 feet. Neither side yard shall be less than 10 feet wide. In the case

of a corner lot, a building shall be required to comply with the front yard restrictions on both street fronts

On motion of Deputy Mayor Herrington, second by Trustee Hirsch, the public hearing portion of the meeting was closed at 7:35 pm.

**See the stenographic record for details**

### **Regular Meeting**

#### **Approval of Minutes**

The minutes of the December 3, 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 Deputy Mayor Herrington, seconded by Mayor McNamara.

Ms. Shatzkamer explained that the Village will use the Nassau County 2018 tax roll as the 2019-20 Village assessment roll as it is the last final and approved roll available.

#### **Architectural Review Committee Report**

Mr. Albinski reported on the December 18, 2018 meeting. The applications of 30 Bonnie Heights Rd. for driveway piers and 155 Walnut La. for a new house were approved with conditions. The application of 39 Old Pine Dr. for an outdoor kitchen canopy had no action taken.

On motion of Trustee Lewandowski, seconded by Deputy Mayor Herrington, the Board unanimously approved the recommendations of the Architectural Review Committee.

Mr. Albinski requested that the Board consider amendments to the Code for clarification purposes.

#### **Resolution No. 02 – January 7, 2019**

#### **RESOLUTION INTRODUCING LOCAL LAW “C” AND “D” OF THE YEAR 2019 AND PROVIDING FOR PUBLIC NOTICE AND HEARING**

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

**BE IT RESOLVED**, that Local Law “C” of the Year 2019, has been introduced repealing Section 212-2, “Tennis courts require a special exception permit” and Local Law “D” of the Year 2019, Renaming chapter 119 “Fences and Retaining Walls; 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, February 4, 2019 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 Lewandowski	Aye
Trustee Genese	Aye
Trustee Beber	Aye
Trustee Hirsch	Aye
Deputy Mayor Herrington	Aye
Mayor McNamara	Aye

#### **Engineers Report**

Mr. Lawniczak reported that American Paving has finished all of the contracted work and the punch list. The Village is retaining 10% of the contract cost to ensure the work holds up over the winter. Mr. Lawniczak and Mr. Falcones will start preparing a list of roads for the 2019-20 fiscal year.

#### **Administrator's Report**

Ms. Shatzkamer noted that she was trying out a new mailing procedure for meetings that require notice to surrounding property owners. Mailing will be done by USPS Priority Mail with confirmation so that the notices will be delivered directly to homes with no need to pick up at the post office if no one is home to sign for the letter. As a related issue, the Planning Board Code regulations require certified, return receipt mailing so the Board was asked to introduce Local Law B – 2019 “Repeal 30-7(D)(6) Planning Board mailing requirements”.

**RESOLUTION NO.03 – January 7, 2019**  
**INTRODUCING LOCAL LAW B – 2019 REGARDING REPEAL OF SECTION 30-7(D)(6)**  
**PLANNING BOARD MAILING REQUIREMENTS**

The following resolution was offered by Deputy Mayor Herrington, seconded by Trustee Hirsch:  
**BE IT RESOLVED**, that Local Law “B” of the Year 2019 is hereby introduced to allow for a better notification procedure for hearings and meetings; 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, February 4, 2019 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 Lewandowski	Aye
Trustee Genese	Aye
Trustee Beber	Aye
Trustee Hirsch	Aye
Deputy Mayor Herrington	Aye
Mayor McNamara	Aye

State Law now mandates Sexual Harassment Prevention training for all government employees and volunteers. The staff has been trained. Ms. Shatzkamer informed the Board that they could do an on-line training sponsored by the Village insurance company. She will send the link to all Trustees and Board members.

Filming of the TV show “Billions” will take place on Walnut Lane and Boulder Road on January 9, 10 and 11. Nassau County Police will be on site at all times.

**RESOLUTION NO.04 – January 7, 2019**  
**ANNOUNCING THE POLLING PLACE AND TIME FOR THE**  
**MARCH 19, 2019 GENERAL VILLAGE ELECTION**

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

**WHEREAS**, pursuant to Article 15 section 15-104 of the New York State Election Law the Board of Trustees of the Village of Flower Hill, is required to adopt a resolution setting forth information about the General Election;

**WHEREAS**, the Resolution must be adopted at least sixty (60) days prior to the General and Special Village Election;

**WHEREAS**, the General Election for the Village of Flower Hill will be held on Tuesday, March 19, 2019;

**NOW THEREFORE, be it RESOLVED**, that the polling place for the March 19, 2019 General Village election shall be the Village Hall, located at 1 Bonnie Heights Road, Manhasset, New York; and be it further

**RESOLVED**, that the polling place shall be open from 12:00 noon to 9:00 pm; and be it further

**RESOLVED**, that at least ten days prior to the election the Village Clerk shall publish, a notice which shall state:

(1) the polling place;

(2) the hours during which the polls shall be open; and

(3) the names and addresses of all those who have been duly nominated in accordance with the provisions of this chapter for village office by certificate or petition of nomination duly filed with the village clerk and the office and term of such office for which they have been so nominated; and be it further

**RESOLVED**, that in addition to such publication, a copy of such notice shall be posted in at least six conspicuous public places within the village and at each polling place at least one day before the village election.

The Board of Trustees was polled as follows:

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

### **Trustees Report**

Trustee Hirsch reported on the Manhasset Bay Protection Committee meeting.

### **Old Business**

The Board considered regulating rocks in the Right of Way (ROW). Mr. Blinkoff noted that the Code prohibits anything in the ROW. If the Village decides to allow rocks to remain, the property owners must indemnify the Village. The Board considered allowing rocks to remain if they are an appropriate distance from the roadway so that they won't become projectiles if hit by the plow and allow enough room on the other side for pedestrians to walk. The Mayor appointed a committee to come up with ideas on regulation: Kevie Murphy, chair, Trustee Genese, Deputy Mayor Herrington, Mayor McNamara and Robert Rockelein.

The FCC regulations regarding small cell installation take effect on January 14. The Village needs to move forward in enacting a new telecommunications law to apply to Extenet, the applicant.

### **RESOLUTION NO.05– January 7, 2019 INTRODUCING LOCAL LAW E– 2019 REGARDING AMENDMENT OF THE TELECOMMUNICATIONS LAW**

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

**BE IT RESOLVED**, that Local Law “E” of the Year 2019 is hereby introduced to amend Chapter 209 “Telecommunications” to reflect the new technology currently being used; 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, February 4, 2019 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 Lewandowski	Aye
Trustee Genese	Aye
Trustee Beber	Aye
Trustee Hirsch	Aye
Deputy Mayor Herrington	Aye
Mayor McNamara	Aye

### **New Business**

### **RESOLUTION NO. 06 – January 7, 2019 RESOLUTION ADOPTING AND RENEWING A FIRE PROTECTION CONTRACT WITH THE ROSLYN FIRE COMPANIES FOR THE YEAR 2019**

The following resolution was offered Mayor McNamara:, 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; and

**THEREFORE**, be it **RESOLVED**, the Board of Trustees of the Incorporated Village of Flower Hill hereby adopts the fire services contract with the Roslyn Fire Companies FOR THE PERIOD January 1, 2019 through December 31, 2019; and

**BE IT FURTHER RESOLVED**, that the Mayor is hereby authorized to execute the fire services contract with the Roslyn Fire Companies.

The Board of Trustees was polled as follows:

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

Ms. Shatzkamer reviewed the confusion over recycling in the Village and informed the Board that the Mayor will be meeting with Meadow Carting to clarify what our residents must do. The Village will send a mailing out informing the residents of the rules.

On motion of the Deputy Mayor, second by the Mayor, the meeting was adjourned at 8:55 pm.

Respectfully submitted,

Ronnie Shatzkamer  
Village Administrator