

**MINUTES OF
REGULAR MEETING/PUBLIC HEARING
OF THE BOARD OF TRUSTEES
Tuesday, September 3, 2019**

The regular monthly meeting and public hearing of the Board of Trustees was held on September 3, 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
Randall Rosenbaum	Trustee
Gary Lewandowski	Trustee
Jay Beber	Trustee
Frank Genese	Trustee
Kate Hirsch	Trustee
Steve Leventhal	Village Attorney
Ronnie Shatzkamer	Village Administrator
Suzanne Tangredi	Village Treasurer
Peter Albinski	Building Superintendent
Robert Rockelein	Code Enforcement Officer
Richard Falcones	Superintendent Public Works
Steven Lawniczak	Village Engineer

Ms. Tangredi led the assembly in the Pledge of Allegiance. There were approximately 21 members of the public present.

Trustee Beber offered a motion to open the public hearing portion of the meeting, second by Mayor McNamara.

The hearing was a continuation from August 5, 2019 to consider an application filed on behalf of Exenet Systems of Lisle, IL to install a Distributed Antenna System in the Village Right of Way consisting of 18 nodes through the Manhasset portion of the Village.

Mr. Blinkoff summarized the action on the application to date. Special Counsel Edward Ross explained why the decision was being rendered and went over two issues that had previously not been raised.

The Mayor made a motion, seconded by the Deputy Mayor, to deny the application based on written findings to be included in the transcript as Exhibit A. The Board was unanimously in favor.

On motion of Mayor McNamara, seconded by Trustee Lewandowski, the public hearing portion of the meeting was closed.

See the stenographic record for details.

Approval of Minutes

On motion of Trustee Rosenbaum, second by Trustee Hirsch the Board unanimously approved the minutes of the August 5, 2019 regular meeting/public hearing.

Treasurer's Report

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

Architectural Review Committee Report

Mr. Albinski reported on the recommendations from the August 27, 2019 meeting. The application of 7 Bonnie Heights Rd for a detached garage with cabana, pergola, portico, pool, patio, fencing and outdoor fireplace was approved as submitted. The applications of 29 Mason Drive for a one story garage and addition; 27 Old Pine Drive for a two story rear addition and rear covered porch; 76 Drake for a new façade, front and rear porches; 12 Center Drive for new doors windows and alterations; 108 Cardinal for a new facade and portico; and 255 Elderfields for a two story addition and siding were approved with conditions. The application of 21 Country Club Drive for additions and alteration had no action taken.

On motion of Mayor McNamara, seconded by Trustee Genese+, the Board unanimously approved the recommendations of the Architectural Review Committee.

Public Works Superintendent Report

Mr. Falcones reported that the new truck will be ready in about three weeks. Once delivered he will put the old truck up for bid on several state auction sites.

Engineers Report

Mr. Lawniczak reported that the 2019 roadwork will begin tomorrow. There were some changes to the drainage plans because of the poor results of a soil boring on Dogwood Lane. Instead of a drywell a drain well will have to be installed at an additional cost. The other drainage sites will be built as per plans.

He explained that the Village needs to seek an additional warranty from the County before the Village takes Middle Neck Road because the paving was done in the rain. Industry standards require that paving be done on a dry surface, when the surface is wet the asphalt will pop up. He recommends a five-year warranty.

Administrator's Report

Ms. Shatzkamer noted that the Mayor received a letter from Senator Kaplan advising the Village of the availability of a \$50,000 grant to be used for capital projects. The Board agreed that the grant should be used for the additional drainage work in the roadwork contract.

Old Business

The Board discussed distribution of "Do Not Solicit" door stickers to residents. Mr. Blinkoff concurred that there was no legal issue that would prevent the village from doing so.

On motion of the Mayor, seconded by the Deputy Mayor, the Board unanimously adopted the "Objects in the Right-of Way" policy:

VILLAGE OF FLOWER HILL – OBJECTS IN THE ROW POLICY

Adopted 9/3/19

Any object in the ROW is specifically prohibited unless:

The object promotes safety and enhances the beauty of the community or serves a reasonable and customary function.

The property owner has confirmed awareness of liability for any claim brought against the Village relative to the object(s) by signing a waiver releasing the Village from any such liability and agreeing to indemnify the Village as the result of any such claim.

Objects (Including sprinkler heads) up to four feet in width must be placed at least four feet apart and must be at least two feet back from the edge of any existing road surface to allow pedestrians and vehicles safety access from the road.

Objects greater than four feet in width must be placed such that the distance between each object is at least the width of the object having the greatest width and must be at least two feet back from the edge of any existing road surface to allow pedestrians and vehicles safety access from the road.

Natural vegetation shall be maintained and must be set back at least 3 feet from the road surface. Any existing vegetation that may present a safety concern within 3 feet of the road surface shall be evaluated for removal as well. Corner plantings must allow no less than 25 feet of sightline to any other roadway at intersections for vehicular safety.

Should the Village determine that an object must be moved or removed and the homeowner or person in possession of the property nearest the object fails to do so after notice is provided, a violation will be issued and the Village may also remove the object and impose the cost as a lien against the property.

New Business

On motion of Mayor McNamara, second by Trustee Lewandowski, the Board unanimously ratified a Letter of Engagement with Edward E. Ross to serve as special counsel to the Village in connection with the Exenet application.

On motion of Trustee Hirsch, Second by Deputy Mayor Herrington, the Board unanimously authorized the Mayor to sign the abovementioned Letter of Engagement.

On motion of the Mayor second by Trustee Genese the meeting was closed at 8:40pm.

Respectfully submitted,

Ronnie Shatzkamer
Village Administrator