

**MINUTES OF  
PUBLIC HEARING/REGULAR MEETING  
OF THE BOARD OF TRUSTEES  
Monday, January 6, 2020**

The regular monthly meeting of the Board of Trustees was held on January 6, 2020. 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
Jay Beber	Trustee
Frank Genese	Trustee
Kate Hirsch	Trustee
Jeff Blinkoff	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 Lawniczac	Village Engineer

Mr. Rocklein led the assembly in the Pledge of Allegiance. There were five members of the public present.

**New Business**

Mr. and Mrs. O'Callaghan of 9 Ridge Drive West asked the Board for relief from the all day and night street parking on their block. Cars belonging to employees of Flower Hill Auto Body and Bryant and Cooper park on the street causing a narrow lane for traffic and taking up all parking spaces that could potentially be used for resident parking. The Board proposed two-hour parking from Northern Blvd. north to Peachtree Lane on both sides of the street to alleviate the problem.

**Resolution No. 01 – January 6, 2020**

**RESOLUTION INTRODUCING LOCAL LAW C-2020, AMENDING CHAPTER 227 “VEHICLES AND TRAFFIC”, CHAPTER 227-18 “LIMITED TIME PARKING”, SCHEDULE XIII**

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

**BE IT RESOLVED**, that Local Law “C” of the Year 2020, regarding a two-hour time limit on parking on Ridge Drive West from Northern Blvd. to Peachtree Lane, both sides, has been introduced; 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 3, 2020 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 Genese	Aye
Trustee Rosenbaum	Aye
Trustee Beber	Aye
Trustee Hirsch	Aye
Deputy Mayor Herrington	Aye
Mayor McNamara	Aye

In connection with the enforcement of the above proposed local law, a motion was made by Trustee Rosenbaum, seconded by Deputy Mayor Herrington, authorizing the creation of a Village parking ticket for use by Code Enforcement officials. The Board unanimously approved the motion.

**Public Hearing**

The public hearing portion of the meeting was opened on motion of Mayor McNamara, seconded by Trustee Beber.

The first public hearing was to consider Proposed Local Law A – 2020, “Amending Chapter A243, Attachment 1, “Miscellaneous Fees” adding a \$125.00 fee for the production of a radius map.

**RESOLUTION NO. 02 – January 6, 2020**

**RESOLUTION ADOPTING LOCAL LAW A OF 2020 AS LOCAL LAW 1 OF 2020, AND ADOPTING A SEQRA RESOLUTION PERTAINING TO SAID LAW**

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

**WHEREAS** the Board has determined that under the State Environmental Quality Review Act, (“SEQRA”), this local law under consideration falls within the definition of a Type II Action requiring no further action under SEQRA; and

**WHEREAS**, the Board of Trustees has determined that it is in the best interests of the Village to make available to the public, the service of producing radius maps, and

**WHEREAS**, the Board of Trustees hereby approves the following amendment to Chapter A243, “Fees, Charges and Deposits”, Attachment 1, adding the following line to “Miscellaneous Fees”: “Radius Map \$175”; and

**WHEREAS**, the Board hereby enacts Local Law 1 – 2020, and

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

The Board of Trustees was polled as follows:

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

The second public hearing was to consider Proposed Local Law B – 2020, “Amend Chapter 172, ‘Property Maintenance’” to allow for faster remediation of delinquent properties.

**RESOLUTION NO. 03 – January 6, 2020**

**RESOLUTION ADOPTING LOCAL LAW B OF 2020 AS LOCAL LAW 2 OF 2020, AND ADOPTING A SEQRA RESOLUTION PERTAINING TO SAID LAW**

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

**WHEREAS** the Board has determined that under the State Environmental Quality Review Act, (“SEQRA”), this local law under consideration falls within the definition of a Type II Action requiring no further action under SEQRA; and

**WHEREAS**, the Board of Trustees has determined that it is in the best interests of the Village to remediate delinquent properties that fail to comply with the Property Maintenance Code and

**WHEREAS**, the Board of Trustees hereby approves the following amendment to Chapter 172, “Property Maintenance”, by adding Subsection 172-6, as follows:

**Accumulation of rubbish; growth of weeds; abandoned vehicles; vacant properties.**

**A.** It shall be unlawful for any owner of real property within the Village or agent of such owner, person, firm or corporation lawfully occupying any real property within the Village to permit:

(1) Uncut grass, weeds, brush or any portion of said growth to obtain a height in excess of eight inches.

(2) Rubbish or rubble to accumulate thereon.

(3) Boats or motor vehicles or portions thereof to be stored for unreasonable periods of time or abandoned on the premises.

B. The Village Clerk or the Superintendent of Buildings is hereby empowered to notify, in writing, the owner of any such property to cut, trim or remove said grass, weeds, brush, rubbish, rubble, boat or motor vehicle. Such notice shall be by ordinary mail properly addressed and posted to the owner of the subject premises as the same appears on the Nassau County Assessment Roll.

C. Upon failure to comply with the terms of such notice within five days of the date said notice is postmarked, the Village or its agents may cut, trim or remove said grass, weeds, brush, rubbish, rubble, boat or motor vehicle and assess the cost thereof upon the real property upon which said grass, weeds, brush, rubble, motor vehicle or boat is found. This obligation shall constitute a lien and a charge on the real property concerned until paid or otherwise satisfied and shall be collected by the Village Treasurer in the same manner provided by law for delinquent taxes.

D. Designated vacant properties. For those properties that are deemed vacant wherein due diligence has been performed in ascertaining ownership, and Village records indicate said property is vacant, an initial lot clearance notice will be sent as outlined in § 172-6(C). Thereafter said vacant properties will have lot clearances performed on a two-week rotation or as needed without a five-day notice.

**WHEREAS**, the Board hereby enacts Local Law 2 – 2020, and

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

The Board of Trustees was polled as follows:

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

On motion of Trustee Hirsch, second by Trustee Beber, the public hearing portion of the meeting was closed at 7:50 pm.

*See the stenographic record for details.*

### **Approval of Minutes**

On motion of Trustee Rosenbaum, seconded by Deputy Mayor Herrington, the minutes of the December 2, 2019 regular meeting were unanimously approved.

### **Treasurer's Report**

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

### **Architectural Review Committee Report**

Mr. Albinski presented the recommendations from the December 17, 2019 meeting. The applications of 4 Hunters Lane and 7 Ridge Drive West, both for a new one family residences, had

no action taken. The applications of 11 Brook Lane for a additions and alterations was approved with conditions.

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

### **Engineer's Report**

The 2019 Paving Project has been completed with the exception of a short punch list, which will be remediated in the Spring. The Village has retained 5% of the contract cost pending total completion. The final actual cost of the contract was approximately \$261,000 versus the contracted amount of \$282,000 because of over-estimates on asphalt. The Cardinal Road flooding issue is being remediated by the homeowner so at this time the Village is abandoning the project.

### **Public Works Superintendent Report**

Mr. Falcones reported that National Grid has offered to split the cost of repaving Country Club, Greenbriar, Hewlett and Brookside with the Village after their completion of changing the old steel pipeline to PVC. The Board asked him to go back to NatGrid and ask them to consider covering the engineering costs as well.

Many of the original LED streetlights throughout the Village are failing as the life of the bubs is expiring. We will be replacing them as needed with new longer life LED's that are now available through a New York State contract at a reduced cost. There may be additional charges if the light sensors need replacement as well.

The Village currently has two working speed signs, one with data collection capability and one without. We have a third sign that will not hold a charge. Rather than look into a new sign, the Board directed Mr. Falcones to see if the sign can be repaired.

### **Administrator's Report**

#### **RESOLUTION NO. 04 – January 6, 2020 ANNOUNCING THE POLLING PLACE AND TIME FOR THE WEDNESDAY, MARCH 18, 2020 GENERAL VILLAGE ELECTION**

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

**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 Wednesday, March 18, 2020;

**NOW THEREFORE, be it RESOLVED**, that the polling place for the March 18, 2020 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 Genese	Aye
Trustee Rosenbaum	Aye
Trustee Beber	Aye
Trustee Hirsch	Aye
Deputy Mayor Herrington	Aye
Mayor McNamara	Aye

The Board had asked about creating an e-pay system, particularly for court payments. There are two companies that dominate the field of municipal court payments, SureCourt and GovPayNet. There is no cost to the Village, fees are paid by the user. A committee for e-payments has been formed with Deputy Mayor Herrington, Trustees Rosenbaum and Beber to further investigate all types of on-line payments to the Village.

The Village received a quote from H2M Engineering citing that the cost of adding requesting data to our GIS system would not exceed \$5,000.00. On notion of Trustee Genese, second by Trustee Beber, the Board unanimously approved the expense.

**RESOLUTION NO. 05 – January 6, 2020**

**RESOLUTION ACCEPTING RESIGNATION AND APPOINTING REPLACEMENT**

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

**BE IT RESOLVED** that the Board of Trustees of the Village of Flower Hill has received a retirement/resignation letter, dated December 19, 2019, from Court Clerk Ann Lauria-Smith as she is retiring from the Village on January 18, 2020; and

**FURTHER** the Board hereby accepts said resignation and further hereby appoints Susan Williams to the position of Court Clerk effective January 19, 2020.

The Board of Trustees was polled as follows:

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

**RESOLUTION NO. 06 – January 6, 2020**

**RESOLUTION APPOINTING HEATHER LANCI, BUILDING DEPT. SECRETARY**

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

**BE IT RESOLVED** that the Mayor hereby appoints Heather Lanci, 28 Harvard Road South, Garden City South, NY 11530, as Secretary to the Building Department, a full-time position; and **FURTHER**, this position shall commence on January 16, 2020, at a salary of \$45,000.00 per year with a 6-month probation period as required by Nassau County Civil Service Commission; and shall be subject to all rules, regulations and policies of the Village of Flower Hill as contained in the Employee Handbook.

The Board of Trustees was polled as follows:

Trustee Genese	Aye
Trustee Rosenbaum	Aye
Trustee Beber	Aye
Trustee Hirsch	No
Deputy Mayor Herrington	Aye
Mayor McNamara	Aye

Ms. Shatzkamer asked the Board if the Village should consider joining the Chambers of Commerce of the Manhasset, Roslyn and Port Washington business districts. After discussion the Board declined to act.

Supervisor Judi Bosworth's State of the Town speech and lunch, sponsored by the League of Women Voters will be held on January 31. All Village officials are invited.

Village Historian Rhoda Becker asked for permission from the Board to get authorization to access historical data from the Manhasset Public Library which was granted.

### **Attorney's Report**

Mr. Blinkoff explained the repercussions of the new State legislation regarding criminal justice and bail reform and how it would affect Village Court.

He also noted that the Extenet litigation matter was scheduled for a conference with the Judge on January 8 at 11:30 am.

### **Trustee's Report**

Trustee Genese reported no progress on the negotiations between the Town and Villages on the Port Washington Fire Dept. LOSAP plan. A further meeting is scheduled for later this week.

Trustee Hirsch attended the County Shared Services Plan vote as the Village's representative. The Plan passed and will be put into effect.

### **Mayor's Report**

The Village has been approached by the office of County Legislator Delia DeRiggi-Whitton who is seeking to obtain a traffic light at Shore Road and John Bean Court at the request of the John Bean Court residents. According to the Legislator, the County will not install a traffic light at a private road, which is the status of the Court. She is asking that the Village take over the road and maintains that the residents agree that the Village will not be held liable for any maintenance or upkeep of the road. A meeting between the parties will be scheduled however no agreement will be entered into unless there is a legally executed agreement that holds the Village harmless for any liability, care, upkeep and maintenance of John Bean Court.

### **Old Business**

The Board declined to offer a salary for Village Justices.

Ms. Shatzkamer re-presented a dental and vision plan for employees and included data on benefits offered by other similar villages.

### **RESOLUTION NO. 07 – January 6, 2020**

### **RESOLUTION APPROVING A DENTAL/VISION INSURANCE PLAN FOR VILLAGE EMPLOYEES**

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

**BE IT RESOLVED** that the Board of Trustees hereby authorizes the following benefit programs for its full-time employees with the cost of benefits being borne 10% by employees/90% by the Village;

Dental Plan: Guardian PPO 1

Vision Plan: Davis Premier Vision

**FURTHER** Employee Spouse and family as well as Trustee's spouse and family may avail themselves of the plan with the full cost to be paid by the employee/Trustee; and

**FURTHER** the plan shall take effect as soon as is practicable.

The Board of Trustees was polled as follows:

Trustee Genese                      Aye

Trustee Rosenbaum                Aye

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

Mr. Falcones presented the data from the speed sign installed on Ridge Drive East after residents complained of speeding on the road. The data showed that approximately 1,000 vehicles a day observed the speed limit (20 to 30 MPH), another 1,000 between 30 and 40 MPH, exceeding the limit. There were a few exceptions on either side of these speeds. An RFP for a traffic study was sent to three traffic engineering firms by Ms. Shatzkamer with a return date before the next monthly meeting. The Board asked Mr. Falcones to continue monitoring the speed for another month.

## **New Business**

### **RESOLUTION NO. 08 – January 6, 2020**

#### **. RESOLUTION ADOPTING AND RENEWING A FIRE PROTECTION CONTRACT WITH THE ROSLYN FIRE COMPANIES FOR THE YEAR 2020**

The following resolution was offered by 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, 2020 through December 31, 2020; 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 Genese	Aye
Trustee Rosenbaum	Aye
Trustee Beber	Aye
Trustee Hirsch	Aye
Deputy Mayor Herrington	Aye
Mayor McNamara	Aye

In other New Business, the Board deferred discussion of retirement benefits and Deputy Mayor Herrington agreed to work with Ms. Shatzkamer on separate recycling pick up for the third year of the garbage contract.

On motion of Trustee Beber, second by Trustee Genese, the meeting was closed at 9:15 pm.

Respectfully submitted,

Ronnie Shatzkamer  
Village Administrator