

**MINUTES OF
PUBLIC HEARING/REGULAR MEETING
OF THE BOARD OF TRUSTEES
Monday, March 9, 2020**

The regular monthly meeting of the Board of Trustees was held on March 9, 2020. The meeting was called to order at 7:30 PM by Deputy Mayor Herrington with the following in attendance:

Robert McNamara	Mayor
Brian Herrington	Deputy Mayor
Randall Rosenbaum	Trustee
Gary Lewandowski	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

The assembly recited the Pledge of Allegiance.

Executive Session

On motion of Trustee Beber, Seconded by Trustee Rosenbaum, the Board went into Executive Session at 7:32 pm to discuss hiring of counsel for the Ethics Board to advise them on complaints received and separate counsel for harassment complaints filed by employees.

Regarding consideration of special counsel for investigation and further action as to harassment complaints those present were: trustees Genese, Rosenbaum, Herrington, Beber, Lewandowski and Mayor McNamara. Trustee Hirsch was recused. Also present were: Joe Macy and Donna Napolitano of Berkman, Henoch, Peterson, Peddy, & Fenchel, P.C., Jeffrey Blinkoff and Steven Leventhal.

The Board considered the proposals of Berkman, Henoch, Peterson, Peddy, & Fenchel, P.C. and of a second applicant, John Ryan of Ryan, Brennan & Donnelly, LLP.

Those present unanimously selected the firm of Berkman, Henoch, Peterson, Peddy & Fenchel, P.C. at a rate of \$250.00 dollars per hour

Regarding consideration of special counsel to the Ethics Board those present were: trustees Genese, Rosenbaum, Beber and Lewandowski. Trustee Hirsch, Deputy-Mayor Herrington and Mayor McNamara were recused. Also present was Steven Leventhal.

The Board considered two attorneys proposed by the Ethics Board: Richard Finkel of Bond, Schoeneck & King, and Albert D'Agostino of Minerva & D'Agostino, P.C.

Those present unanimously selected Albert D'Agostino of Minerva & D'Agostino, P.C. at a rate of \$295.00 dollars per hour.

Presentation Regarding the Proposed Expansion of St. Francis Hospital

Jack Martins, attorney for St. Francis, discussed then hospital's proposed expansion plan whereby them would attempt to acquire all 11 properties on Oak Tree Lane east of Woodhill, contiguous to the hospital for expansion. The hospital has not presented anything to the Village as yet as there is no site plan. He said the hospital plans to hold an informational meeting with residents when the

plans are firmer. They will keep the Village and residents fully informed at all step of the process. Ms. Shatzkamer stated that the Village will do a concerted outreach once plans are filed so the community may be involved in the process.

Public Hearing

The Board came out of Executive Session at 8:07 pm.

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

The hearing was to consider proposed Local Law C-2020, Amending Chapter 227 "Vehicles and Traffic", Chapter 227-18 "Limited Time Parking", Schedule XIII to allow limited time parking (2 hours) on Ridge Drive West from Northern Blvd. north to Peachtree Lane on both sides of the street.

Several residents of the area expressed concern that if the law was passed parking would then become a problem on adjoining streets. Deputy Mayor Herrington proposed that the Board consider making the area a "residents only" parking zone. He directed Mr. Blinkoff to determine if that would be legally feasible. The Board also directed Mr. Rockelein to enforce parking regulations on Ridge Drive West near Joanne's Pizza.

On motion of Trustee Rosenbaum, second by Trustee Beber, the Board unanimously moved to adjourn the hearing to April 6, 2020 to enable then Village Attorney time to ascertain if resident only parking is permissible.

On motion of Trustee Lewandowski, second by Deputy Mayor Herrington, the Board unanimously moved to close the public hearing portion of the meeting at 8:30 pm.

See the stenographic record for further details.

Regular Meeting

Approval of Minutes

On motion of Deputy Mayor Herrington, seconded by Trustee Rosenbaum, the minutes of the February 3, 2020 regular meeting and public hearing and the February 6, 2020 special meeting were unanimously approved.

Treasurer's Report

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

Architectural Review Committee Report

Mr. Albinski presented the recommendations from the February 25, 2020 meeting. The application of 245 Crabapple Road, for a new one family residence, had no action taken. The applications of 137 Boulder Road for an addition and alterations; 1045 Norther Blvd. for a façade material change; 7 Ridge Drive East for a new house; 155 Northwoods Road for a new house; 7 Overhill Lane for an addition and alterations and 17 Brookside Drive for a front portico were all approved with conditions. 255 Elderfields for outdoor hardscape was approved as submitted.

On motion of Mayor McNamara, second by Trustee Lewandowski, the findings of the Architectural Review Committee were unanimously approved.

Engineer's Report

Mr. Lawniczac reported that the County had begun work on the punch list items to be completed on Middle Neck Road. Once completed he will do a final inspection and then recommend whether the Board should move forward with the acquisition of the road.

Administrator's Report

RESOLUTION NO. 12 – March 9, 2020 RESOLUTION TO HOLD THE ANNUAL VILLAGE ORGANIZATIONAL MEETING AND BUDGET HEARING

The following resolution was offered by Deputy Mayor Herrington, second by Trustee Beber: **BE IT RESOLVED**, that the Board of Trustees of the Inc. Village of Flower Hill shall conduct the annual Village Organizational Meeting and 2019-2020 Budget Hearing on April 6, 2020, commencing at 7:30 PM at the Village Hall, 1 Bonnie Heights Rd., Manhasset, NY; and **BE IT FURTHER RESOLVED**, that the Village Administrator shall post notice of this meeting Village Hall and the Village newspaper of record.

The Board of Trustees was polled as follows:

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

RESOLUTION NO. 13– March 9, 2020 RESOLUTION SETTING A DATE FOR A SPECIAL MEETING FOR PRESENTATION OF THE TENTATIVE BUDGET TO THE BOARD OF TRUSTEES

The following resolution was offered by Trustee Rosenbaum, second by Mayor McNamara: **BE IT RESOLVED** that the Village Administrator will present the 2020-2021 Tentative Budget to the Board of Trustees on Monday, March 23, 2020 commencing at 7:30 pm at the Village Hall, 1 Bonnie Heights Rd., Manhasset, NY; and **BE IT FURTHER RESOLVED**, that the Village Administrator shall post notice of this meeting Village Hall and the Village newspaper of record.

The Board of Trustees was polled as follows:

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

Ms. Shatzkamer reported on the results of an RFQ for Stormwater Report Preparation services. Trustee Genese will review the RFQ's and make a recommendation.

RESOLUTION NO. 14 – March 9, 2020 RESOLUTION PROCLAIMING ARBOR DAY

The following resolution was offered by Trustee Lewandowski, second by Mayor McNamara: **WHEREAS**, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and **WHEREAS**, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and **WHEREAS**, Arbor Day is now observed throughout the nation and the world, and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air produce life-giving oxygen and provide habitat for wildlife, and

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products, and

WHEREAS, trees in our village increase property values, enhance the economic vitality of business areas and beautify our community, and

Whereas, trees, wherever they are planted, are a source of joy and spiritual renewal.

NOW, THEREFORE, I Robert McNamara, Mayor of the Village of Flower Hill do hereby proclaim that the last Friday in April (April 24, 2020) of each year as Arbor Day in the Village of Flower Hill and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and

FURTHER, I urge all citizens to plant trees to gladden the heart and promote the well-being of this and future generations.

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

The Board of Trustees was polled as follows:

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

Attorney's Report

Mr. Blinkoff reported on the Zoning Board of Approval hearing held on February 19, 2020. He updated the Board on the issues related to the request by residents of JKohn Bean Court for a traffic light at the intersection with Shore Road.

Trustee's Report

Trustee Rosenbaum reported on the Port Washington-Manhasset OEM meeting regarding Corona virus. He also attended a meeting at Roslyn Estates concerning the installation of security cameras in their community, they have all the data if our Village should decide we want to go that route however there are concerns about cost and privacy issues. Mr. Rosenbaum has invited TrafficLogix to the April meeting where they will give a presentation on moveable traffic speed tables.

Trustee Hirsch reported on the last meeting of the Manhasset Bay Protection Committee.

Old Business

Rhoda Becker, chair of the recycling committee gave a report on the feasibility of switching to a one day separate recycling pick up. The Board authorized the creation of a survey to gauge resident opinion on the switch.

The Village has been in discussion with the Nassau County Board of Elections (BOE) to serve as an early voting site for the April and Jun primaries and the November election. The BOE will let us know if we have been selected.

New Business

RESOLUTION NO. 15 – March 9, 2020

RESOLUTION ADOPTING AND RENEWING A FIRE PROTECTION CONTRACT WITH THE PORT WASHINGTON FIRE DEPARTMENT FOR THE YEAR 2020- 2021

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

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 Port Washington Fire Department for the period June 1, 2020 through May 31, 2021; and

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute the fire services contract with the Port Washington Fire Department.

The Board of Trustees was polled as follows:

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

Ms. Shatzkamer informed the Board that the Keyscan system currently in use for entry into the Village Hall needs to be upgraded at a cost of \$10,000. She is looking into the cost of rekeying the Hall and having access by key only rather than electronic fob. She asked the Board if they would consider the switch because we would lose some security features that are available with Keyscan that a keyed system could not duplicate. She will report on costs at the next meeting.

The Board considered commissioning a traffic study of the following roads:

Port Washington/Roslyn

- 1) Center Dr (Northbound) to Ridge Drive E. (Northeast bound) to Woodland Rd. (Westbound) to Birchdale Lane (Northbound) to Cherrywood Lane (Westbound) to Wood Valley Road (Northbound) to Port Washington Blvd. (Northbound) in AM, reverse in PM
- 2) Birchdale Lane (North) to Country Club Dr. (North & West) to Port Washington Blvd. (North)
- 3) Ridge Drive East to Ridge Drive West to Northern Blvd.

Manhasset

- 1) Dogwood-Northwoods-Elderfields-Boulder cut through to Manhasset Woods Rd.
- 2) Stonytown Rd. (Westbound) to Manhasset Woods
- 3) Bonnie Heights Rd. (Westbound) to Manhasset Woods
- 4) Dogwood (West of Manhasset Woods Rd.) to Mason Dr. (Westbound) to Pinewood (Northbound) to Bridge Road (Westbound) to Plandome Rd.

The Board authorized the creation of an RFP for the study.

The Mayor of Munsey Park reached out to the Village to see if we had any interest in sharing the cost of a traffic study for the entire length of Manhasset Woods Road. Deputy Mayor Herrington has spoken to them and we will endeavor to work together.

On motion of Trustee Rosenbaum, second by Trustee Beber, the Board unanimously approved entering into an agreement with Granite to reduce telephone and IT costs by \$1,000. per year.

Resolution No. 16 – March 9, 2020

RESOLUTION INTRODUCING LOCAL LAW D-2020, AMENDING SECTION A243 ATTACHMENT 1 “FEES, CHARGES AND DEPOSITS”, “MISCELLANEOUS FEES”

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

BE IT RESOLVED, that Local Law “D” of the Year 2020, regarding fees and time limitations for placement of storage PODS on residential property, 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, April 6, 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

On motion of Trustee Lewandowski, second by Trustee Beber the Board unanimously approved the following events within the Village boundaries: The Laurie Strauss Leukemia Foundation Bike Ride and the Don Scott Memorial Run both to be held on May 17, 2020.

The Board received a request to consider legislation that would limit the amount of time holiday displays may be left out. The Board asked Ms. Shatzkamer to determine how other communities deal with this matter.

Public Comment

A resident inquired as to the result of the executive session. Mr. Blinkoff reported that the Board approved retaining Mr. Albert D'Agostino as counsel to the Ethics Board and Mr. Joseph Macy as special counsel regarding the harassment complaints.

Mr. Sean Bardong of Woodhill Lane reported on his findings as to the status of the zombie house on his street. On motion of Deputy Mayor Herrington, second by Trustee Lewandowski, the Board authorized Mr. Blinkoff to prepare an administrative inspection warrant and supporting documents so that the village may retain a structural engineer to make a recommendation for demolition which can then be ordered by the Supreme Court. He confirmed that the Bank of America has the title and the Village will attempt to let them know that there is no longer any pending legal action on the house and they are free and clear to sell it.

On motion of Mayor McNamara, second by Deputy Mayor Herrington, the meeting was adjourned at 9:31 pm.

Respectfully submitted,

Ronnie Shatzkamer
Village Administrator