

REGULAR MEETING OF THE BOARD OF TRUSTEES
Monday, April 1, 2013
INC. VILLAGE OF FARMINGDALE

The regular meeting of the Board of Trustees of the Incorporated Village of Farmingdale was held at Village Hall, 361 Main Street, Farmingdale, New York at 8:00 p.m. on Monday, April 1, 2013.

Present: Mayor Ralph Ekstrand
Deputy Mayor Patricia Christiansen
Trustee William Barrett
Trustee Cheryl Parisi
Trustee Thomas Ryan
Attorney Claudio DeBellis
Administrator/Clerk/Treasurer Brian Harty
Deputy Clerk/Treasurer Barbara Kelly
Superintendent of Buildings Steve Fellman
Public Works Superintendent Andy Fisch

Mayor Ekstrand opened the meeting at 8:00 PM with the pledge of allegiance.

ANNOUNCEMENTS ó Mayor Ekstrand made the following announcements:

- Next Board meeting with public comment period will be held Monday, May 6, 2013 at 8:00 pm: Board of Trustees Work Sessions begin at 7:00 pm on 4/8, 4/15, and 4/22.

SWEARING IN - Mayor Ekstrand swore in officials identified on a list of Appointments and Designations. Upon a motion made by Trustee Parisi and seconded by Trustee Barrett, it was unanimously,

RESOLVED (#2013-250), to approve the listing of Appointments and Designations as presented, a copy of which is annexed to these minutes.

CONTINUED PUBLIC HEARING SITE PLAN AMENDMENT APPROVAL 120 SECATOGUE AVENUE-PHASE 1 (BARTONE/TDI) ó Mayor Ekstrand stated that the public hearing was closed on March 4, 2013. Mayor Ekstrand read a list of 20 year Pilot amounts, which is annexed to these minutes.

Upon a motion made by Trustee Parisi and seconded by Trustee Ryan, the following was unanimously **RESOLVED (#2013-251)**,

WHEREAS, The Incorporated Village of Farmingdale (õVILLAGEö) is a municipal corporation duly organized under the laws of the State of New York; and

WHEREAS, Bartone Properties, LLC (õBARTONEö) is a limited liability company duly organized under the laws of the State of New York; and

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WHEREAS, BARTONE is the owner of the property at 120 Secatogue Avenue, Farmingdale New York, 11735, (BARTONE PROPERTY) said parcel being known on the Nassau County Tax Maps as Section 49; Block 77; Lot 69

WHEREAS, the BARTONE PROPERTY is located within the Downtown Mixed Use (D-MU) Zoning District of the VILLAGE; and

WHEREAS, BARTONE desires to demolish the existing structure on the BARTONE PROPERTY and construct thereon a three and one-half (3 ½) story building (BARTONE PLAZA); and

WHEREAS, VILLAGE Board of Trustees has previously granted BARTONE, on June 4, 2012, site plan, special permit and incentive bonus approvals in connection with BARTONE PLAZA; and

WHEREAS, BARTONE has amended the BARTONE PLAZA proposal by reducing the retail space to thirteen thousand two hundred square feet (13,200 sq. ft.) (originally - seventeen thousand thirty six square feet (17,036 sq. ft.)); and

WHEREAS, the VILLAGE continues to have jurisdiction over the development of the BARTONE PROPERTY and the development of the BARTONE PLAZA; and

WHEREAS, the BARTONE PLAZA development is subject to review under 6 NYCRR Part 617, the New York State Environmental Quality Review Act, (SEQRA); and

WHEREAS, at the March 4, 2013 public hearing, the VILLAGE, pursuant to SEQRA, declared itself lead agency and classified the proposed development as an unlisted action with a negative declaration pursuant to SEQRA; and

WHEREAS, in accordance with General Municipal Law Section 239-m, the amended BARTONE PLAZA development plan was referred to the Nassau County Planning Commission for review; and

WHEREAS, in connection with the amended BARTONE PLAZA development, BARTONE applied for a building permit, which application was denied on the grounds the proposed development did not comply with the requirements of the D-MU Zoning District, Article XIV of the Zoning Code of the Inc. Village of Farmingdale as follows:

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1. Section # 105-94-A-(4) ó Proposed residential units on ground level require a Special Permit; and
2. Section # 105-96 ó Proposed Density ó site area is 1.92 acres. The D-MU zone permits 40 units per acre as of right, or 77 units. The proposed 115 dwelling units would be 59.9 units per acre; and
3. Section # 105-94-3-(b) ó Proposed residential units on upper floors require a Special Permit; and
4. Section # 105-97 ó Parking Requirements for proposed development:

Office: 1,359 s/f div. 250	5.4
Retail: 13,200 s/f div. 200	66
1 studio unit x 1 space	1
52 one bedroom units x 1.5	78
62 two bedroom units x 2	124
Total spaces required	274.4
Total spaces provided	171

Total deficiency in parking ó 103.4 spaces;

5. Section # 105-96 ó 25 foot landscape buffer required for residential uses along southerly property line; and
6. Section # 105-96 ó Height ó maximum building height is 36 feet to midpoint of a pitched roof. Proposed height is 38ø8ø to midpoint of the pitched roof; and;
7. Section # 105-97(9)(C) ó one (1) loading space required and zero are provided. Board may waive loading requirements.

WHEREAS, BARTONE has submitted, in connection with its application to amend the site plan, special permit and incentive bonus approvals, the following:

1. First Floor Overall Plan dated January 18, 2013 prepared by Paulus Sokolowski and Sartor Engineering, P.C.; and

WHEREAS, the VILLAGE has considered the Impact Analysis and Comparison, dated March, 2013, prepared by VHB Engineering, Surveying and Landscape Architecture, P.C.; and

WHEREAS, the Nassau County Planning Commission has, following its review, by resolution dated March 14, 2012, deferred to the

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VILLAGE to take any action it deems appropriate in connection with the amended BARTONE PLAZA development; and

WHEREAS, on March 4, 2013 and April 1, 2013, the VILLAGE held public hearings in connection with BARTONE's request for amended site plan, special permit and incentive bonuses approvals at the Village Hall in Farmingdale; and

WHEREAS, at the public hearings BARTONE presented witnesses who testified on BARTONE's behalf; and

WHEREAS, at the public hearings members of the public were given the opportunity to speak and did speak regarding the applications; and

WHEREAS, BARTONE has applied to the Nassau County Industrial Development Agency (IDA) for financial assistance that would permit real property tax exemptions; and

WHEREAS, BARTONE represents that the IDA has approved BARTONE's request for financial assistance and real property tax exemptions; and

WHEREAS, the IDA desires to issue financial assistance and real property tax exemptions in accordance with the payment in lieu of taxes schedule attached hereto as Exhibit 1 ("PILOT SCHEDULE") and made a part hereof; and

WHEREAS, BARTONE also seeks real property tax exemptions from the VILLAGE; and

WHEREAS, the VILLAGE desires to grant such real property tax exemptions in accordance with the conditions set forth in this decision; and

WHEREAS, BARTONE represents that the VILLAGE shall receive tax payments in amounts no less than the amounts identified as "Village Portion of PILOT" in the PILOT SCHEDULE, attached hereto as Exhibit 1; and

WHEREAS, IDA seeks the VILLAGE's approval of BARTONE's request for financial assistance, tax exemptions and the PILOT SCHEDULE; and

WHEREAS, the VILLAGE Board of Trustees has examined the PILOT SCHEDULE and the schedule of tax payments to be made to the VILLAGE and concludes that its approval of the PILOT SCHEDULE, which

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will facilitate the development of the BARTONE PLAZA, is in the best interests of the VILLAGE; and

NOW, THEREFORE BE IT DECIDED, that in accordance with Article XIV, and Article XXVII of the Zoning Code of the Inc. Village of Farmingdale, the Board of Trustees grants BARTONE's request for amended Site Plan, Special Permit and incentive bonuses approval subject to the following:

1. All amendments to construction shall comply with the First Floor Overall Plan dated January 18, 2013 and prepared by Paulus Sokolowski and Sartor Engineering, P.C.
2. Confirmation that the IDA has approved BARTONE's request for financial assistance and Real Property tax exemptions in accordance with the PILOT SCHEDULE and the VILLAGE's receipt of copies of the fully executed IDA financial assistance and tax exemption approvals along with all exhibits and final schedules.
3. Payment in full to the VILLAGE of all real property taxes in the amounts no less than the amounts identified as "Village Portion of PILOT" in the PILOT SCHEDULE, attached hereto as Exhibit 1. In the event that the VILLAGE does not receive such tax payments in accordance with Exhibit 1 the approvals granted herein (and those previously granted on June 4, 2012) shall terminate unless the VILLAGE is reimbursed for such tax deficiencies within the time set forth by the Board of Trustees.
4. Reimbursement to the VILLAGE for all expert or consultant fees incurred by the VILLAGE in connection with the BARTONE PLAZA development and full compliance with Section 105-103 of the Code of the Incorporated Village of Farmingdale.
5. Full compliance with all the plans listed and the conditions set forth in the BARTONE PLAZA Site Plan, Special Permit and Incentive Bonuses approval dated June 4, 2012.
6. Compliance with all Federal, State, or local law and any directives of the Building Department of the Inc. Village of Farmingdale.

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This approval is granted by a vote as follows:

Mayor Ralph Ekstrand	aye
Deputy Mayor Patricia A. Christiansen	aye
Trustee William Barrett	aye
Trustee Cheryl Parisi	aye
Trustee Thomas Ryan	aye

CONTINUED PUBLIC HEARING SPECIAL USE PERMIT, INCENTIVE BONUSES AND PARKING/LOADING APPROVALS 120 SECATOGUE AVENUE-PHASE 2 (BARTONE/TDI) ó Upon a motion made by Trustee Ryan and seconded by Deputy Mayor Christiansen, it was unanimously,

RESOLVED (#2013-252), to open the public hearing.

Anthony Bartone explained the incentive bonus.

Mayor Ekstrand asked for public comments and there being none, a motion was made by Trustee Parisi and seconded by Trustee Barrett, it was unanimously,

RESOLVED (#2013-253), to close the public hearing.

Upon a motion made by Trustee Ryan and seconded by Trustee Barrett, the following was unanimously **RESOLVED (#2013-254)**,

WHEREAS, The Incorporated Village of Farmingdale (öVILLAGEö) is a municipal corporation duly organized under the laws of the State of New York; and

WHEREAS, Bartone Properties, LLC (öBARTONEö) is a limited liability company duly organized under the laws of the State of New York.

WHEREAS, BARTONE is the owner of a vacant parcel of land located at 120 Secatogue Avenue, Farmingdale New York, 11735, (BARTONE PROPERTY) said parcel being known on the Nassau County Tax Maps as Section 49; Block 80; Lot 3; and

WHEREAS, the BARTONE PROPERTY is located within the Downtown Mixed Use (öD-MUö) Zoning District of the VILLAGE; and

WHEREAS, BARTONE desires to construct, on the BARTONE PROPERTY, a three (3) story building (öTHE FRONT STREET REDEVELOPMENTö); and

WHEREAS, THE FRONT STREET REDEVELOPMENT proposal is a mixed-use development with retail space on the ground level, with thirty

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nine (39) apartments on the second and third levels and covered, on grade parking; and

WHEREAS, the VILLAGE has jurisdiction over the development of the BARTONE PROPERTY; and

WHEREAS, the FRONT STREET REDEVELOPMENT development is subject to review under 6 NYCRR Part 617, the New York State Environmental Quality Review Act, (6SEQRA6); and

WHEREAS, at the March 4, 2013 public hearing, the VILLAGE, pursuant to SEQRA, declared itself lead agency and classified the proposed development as an unlisted action with a negative declaration pursuant to SEQRA; and

WHEREAS, in accordance with General Municipal Law Section 239-m, the FRONT STREET REDEVELOPMENT development plan was referred to the Nassau County Planning Commission for review; and

WHEREAS, in connection with the FRONT STREET REDEVELOPMENT development, BARTONE applied for a building permit, which application was denied on the grounds the proposed development did not comply with the requirements of the D-MU Zoning District, Article XIV of the Zoning Code of the Inc. Village of Farmingdale as follows:

- 8. Section # 105-94(3)(a) 6 residential units on upper floors require a Special Permit; and
- 9. Section # 105-97 6 Parking Required is 94 spaces as follows:

25 one bed room x 1.5	38
14 two bedrooms x 2	28
6,200 s/f retail divided by 200	31
Total spaces required	97
Total spaces provided	59
Total deficiency in parking 6	38 spaces;

- 10. Section # 105-97(9)(C) 6 one (1) loading space required and zero are provided. Board may waive loading requirements.

- 11. Section # 105-98(A) 6 Development Incentive Bonuses. The BOT must approve:

- a. Increased residential unit density to 60 units/acre;

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- b. Increased height to 45 feet.

WHEREAS, BARTONE has applied for special permit for:

1. Residential units on the upper levels in accordance with Article XIV, Section # 105-94(3)(a); and

WHEREAS, BARTONE has also applied for site plan approval in accordance with Article XXVII of the Zoning Code of the Inc. Village of Farmingdale; and

WHEREAS, Article XIV, Section 105-98, of the Zoning Code of the Inc. Village of Farmingdale allows the VILLAGE Board of Trustees, following a public hearing, to modify the requirements of Article XIV and award incentive bonuses to applicants who provide or make provision for amenities and facilities; and

WHEREAS, Section 105-99, of the Zoning Code of the Inc. Village of Farmingdale requires, in exchange for any density bonuses granted pursuant to §105-98, that BARTONE set aside not less than ten percent (10%) of all multi-family or mixed-use units in any D-MU development to be designated as workforce or affordable housing; and

WHEREAS, Article XVII, Section 105-112, of the Zoning Code of the Inc. Village of Farmingdale allows the VILLAGE Board of Trustees, following a public hearing, to modify the parking requirements set forth in the code in exchange for the payment of a sum determined by the Board of Trustees to be a sufficient substitute value for the deficiency in parking spaces; and

WHEREAS, the VILLAGE, pursuant to its Downtown Master Plan, desires to redevelop, revitalize and beautify the VILLAGE; and

WHEREAS, the VILLAGE desires to create a park on the BARTONE PROPERTY so as to increase the public green space/parkland within the Village; and

WHEREAS, in connection with the VILLAGE'S desire to increase the public green space/park land and BARTONE agrees to enter into a Land Exchange and Easement Agreement, with terms acceptable to the VILLAGE (LAND EXCHANGE AND EASEMENT AGREEMENT); and

WHEREAS, in accordance with the LAND EXCHANGE AND EASEMENT AGREEMENT BARTONE agrees to subdivide the BARTONE PROPERTY and convey, to the VILLAGE, a portion of the BARTONE

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PROPERTY, designated as PARCEL 2 on the Survey/Site Plan prepared by Robert Brown, L.S., Land Design Associates Consulting Group, P.C. (öBrown Survey/Site Planö); and

WHEREAS, in connection with the FRONT STREET REDEVELOPMENT and land exchange with the VILLAGE, BARTONE has obtained from the VILLAGE underground easements for parking and for the interment of dry wells; and

WHEREAS, in exchange for PARCEL 2 the VILLAGE, by resolution dated May 2, 2011, has agreed to transfer and BARTONE has agreed to accept PARCEL 1; and

WHEREAS, in exchange for PARCEL 2 the VILLAGE has also agreed, by resolution dated May 2, 2011, to grant BARTONE subterranean easements as depicted on the Brown Survey/Site Plan; and

WHEREAS, BARTONE has applied for modification of the requirements Article XVII, Section 105-112, and Article XIV, Section 105-98, of the Zoning Code of the Inc. Village of Farmingdale; and

WHEREAS, BARTONE has submitted, in connection with its application for Site Plan, Special Permit and Incentive Bonuses approval, the following:

1. Plans prepared by Gary D. Canella & Associates (December 18, 2012):
 - a. Site/First floor plan (A1);
 - b. Second, and third floor plans (A2);
 - c. Exterior elevations(A3 & A4);
 - d. Typical unit plans (A5); and
2. Plans prepared by Land Design Associates, P.C.: Conceptual site and drainage plan (December 4, 2012); and
3. An environmental assessment form verified February 27, 2013; and
4. Survey/Site Plan prepared by Robert Brown, L.S., Land Design Associates Consulting Group, P.C. dated April 4, 2012; and

WHEREAS, BARTONE has proposed the following amenities and facilities to the VILLAGE:

- a. Make development incentive payments as follows:
Fifteen Thousand Five Hundred Eighty Six Dollars (\$15,586) on or before January 15, 2014 (öInitial Development Incentive Bonus Paymentö); and Fifteen

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Thousand Five Hundred Eighty Six Dollars (\$15,586) in years 2015 through and including 2023, on the anniversary date of the Initial Development Incentive Bonus Payment.

- b. Improve and illuminate the Village Park located at Atlantic and Secatogue Avenues as more specifically depicted in the Conceptual Site and Drainage Plan of Land Design Associates, P.C. (December 4, 2102).
- c. Remove and bury any LIPA or other utility poles, including but not limited to those along Sperry Place (all costs to be paid by BARTONE).
- d. Purchase and Install muni-meters or other parking meters on the BARTONE PROPERTY, in quantities and location as determined by the VILLAGE; and
- e. Provide all required surveys and prepare any required meets & bounds;
- f. Provide private carting for the BARTONE PROPERTY/FRONT STREET REDEVELOPMENT; and
- g. Provide sound mitigation, acceptable to the VILLAGE; and
- h. Enter into a LAND EXCHANGE AND EASEMENT AGREEMENT with terms satisfactory to the VILLAGE. Beginning thirty (30) days after the VILLAGE's execution of the LAND EXCHANGE AND EASEMENT AGREEMENT (in no event later than January 15, 2014) and continuing for ten (10) years thereafter, BARTONE shall pay the VILLAGE, in yearly installments, Six Thousand Five Hundred dollars and zero cents (\$6,500.00). The remaining yearly installment payments shall be made on the anniversary date of the first payment. Beginning ten (10) years after the VILLAGE's execution of the LAND EXCHANGE AND EASEMENT AGREEMENT and continuing in perpetuity and for all time, BARTONE shall pay the VILLAGE Five Thousand dollars and zero cents (\$5,000.00) per year; and
- i. Prior to any construction, remove and relocate the VILLAGE Clock to a temporary location designated by the VILLAGE; all costs associated therewith to be paid by BARTONE.

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WHEREAS, BARTONE has offered, in accordance with Section 105-99, of the Zoning Code of the Inc. Village of Farmingdale, in exchange for the density bonuses sought pursuant to §105-98, to set aside not less than ten percent (10%) of all multi-family or mixed-use units in the FRONT STREET REDEVELOPMENT as workforce or affordable housing; and

WHEREAS, BARTONE has offered the amenities set forth herein to account for the parking deficiencies and other deficiencies of THE FRONT STREET REDEVELOPMENT; and

WHEREAS, the VILLAGE has considered the Traffic Impact Analysis dated April, 2010), Fiscal Impact Analysis dated May, 2010, Traffic Impact Analysis/Fiscal Impact Analysis Modification Report dated January 30, 2012 and the Impact Analysis and Comparison, dated March, 2013, all prepared by VHB Engineering, Surveying and Landscape Architecture, P.C.; and

WHEREAS, in connection with its site plan approval application, BARTONE appeared before the VILLAGE Planning Board on January 22, 2013; and

WHEREAS, on January 22, 2013, 2013, the VILLAGE Planning Board recommended approval of THE FRONT STREET REDEVELOPMENT site plan; and

WHEREAS, the Board of Trustees hereby adopts and incorporates the decision and recommendation of the Planning Board; and

WHEREAS, BARTONE has applied to the Nassau County Industrial Development Agency (IDA) for financial assistance that would permit real property tax exemptions; and

WHEREAS, BARTONE also seeks real property tax exemptions from the VILLAGE; and

WHEREAS, BARTONE has not provided the VILLAGE with the payments in lieu of taxes (PILOT) schedule for the FRONT STREET REDEVELOPMENT; and

WHEREAS, the VILLAGE reserves the right to object to the PILOT schedule for the FRONT STREET REDEVELOPMENT; and

WHEREAS, BARTONE represents that the VILLAGE shall not receive tax payments in amounts less than the amount based upon the current assessed value of the BARTONE PROPERTY; and

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WHEREAS, the Nassau County Planning Commission has, following its review, by resolution dated, March 14, 2013, deferred to the VILLAGE to take any action it deems appropriate in connection with the FRONT STREET REDEVELOPMENT development; and

WHEREAS, in accordance with Article XIV, Section 105-104, and Article XXVII, Section 105-192, of the Zoning Code of the Inc. Village of Farmingdale, on March 4, 2013, and April 1, 2013, the VILLAGE held public hearings in connection with BARTONE's request for site plan, special permit and incentive bonuses approval at the Village Hall in Farmingdale; and

WHEREAS, at the public hearings BARTONE presented witnesses who testified on BARTONE's behalf; and

WHEREAS, at the public hearings members of the public were given the opportunity to speak and did speak regarding the applications; and

NOW, THEREFORE BE IT DECIDED, that in accordance with Article XIV, and Article XXVII of the Zoning Code of the Inc. Village of Farmingdale, the Board of Trustees grants Site Plan, Special Permit and incentive bonuses approval subject to the following:

1. All construction shall comply with:
 - a. Plans prepared by Gary D. Canella & Associates (December 18, 2012):
Site/First floor plan (A1); Second, and third floor plans (A2);
Exterior elevations(A3 & A4); and Typical unit plans (A5);
and
 - b. Plans prepared by Land Design Associates, P.C.:
Conceptual site and drainage plan (December 4 , 2012); and
 - c. Survey/Site Plan prepared by Robert Brown, L.S., Land Design Associates Consulting Group, P.C. dated April 4, 2012.

7. In exchange for the VILLAGE's modification of the requirements of Article XIV of the Zoning Code of the Inc. Village of Farmingdale, and the VILLAGE's grant of incentive bonuses permitting BARTONE develop the FRONT STREET REDEVELOPMENT, and in exchange for the modification of the parking requirements, pursuant to Article XVII, Section 105-112,

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of the Code of the Incorporated Village of Farmingdale, BARTONE shall:

- a. Make development incentive payments as follows:
Fifteen Thousand Five Hundred Eighty Six Dollars (\$15,586) on or before January 15, 2014 (Initial Development Incentive Bonus Payment); and Fifteen Thousand Five Hundred Eighty Six Dollars (\$15,586) in years 2015 through and including 2023, on the anniversary date of the Initial Development Incentive Bonus Payment.
- b. Construct, improve and illuminate the Village Park located at Atlantic and Secatogue Avenues as more specifically depicted in the Conceptual site and drainage plan of Land Design Associates, P.C (December 4, 2012); BARTONE agrees to be responsible for all costs associated with the conveyance, construction, improvement and illumination; and
- c. Remove and bury any LIPA or other utility poles in connection with the FRONT STREET REDEVELOPMENT, including those along Sperry Place (all cost associated therewith to be paid by BARTONE); and
- d. Purchase and Install muni-meters or other parking meters on the BARTONE PROPERTY, in quantities and location as determined by the VILLAGE. All revenues to be the property of and collected by the VILLAGE; and
- e. Set aside not less than ten percent (10%) of all multi-family or mixed-use units in the FRONT STREET REDEVELOPMENT as workforce or affordable housing. BARTONE shall, upon the request of the VILLAGE, furnish documentation satisfactory to the VILLAGE that it has complied with this mandate; and
- f. Submit, final detailed site engineering drawings which demonstrate compliance with all municipal standards and which are otherwise satisfactory to the VILLAGE. No building permit shall be issued until all required engineering drawings have been approved, in writing, by the VILLAGE engineers; and
- g. Provide all required surveys and prepare any required meets & bounds;

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- h. Provide and be responsible for all costs associated with private carting for the BARTONE PROPERTY/FRONT STREET REDEVELOPMENT; and
- i. Provide sound mitigation, acceptable to the VILLAGE. A landscape plan demonstrating sound mitigation shall be submitted, and deemed acceptable, by the VILLAGE, prior to the issuance of any building permits; and
- j. Be responsible for all installation, maintenance or repair of any drywells (and all costs associated therewith) specified in the Brown Survey/Site Plan and shall abandon and remove three (3) drainage wells and install three (3) new like kind structures (and be responsible for all costs associated therewith) in the VILLAGE train station parking lot and in accordance with the specifications in the Brown Survey/Site Plan and with state law. Said responsibility to include the responsibility to maintain and repair the street and walkways above said drywells in a manner consistent with municipal standards and BARTONE shall defend and indemnify the VILLAGE for any damages arising out of or in any way associated with the installation, use or maintenance described in this paragraph. For a period of five (5) years following any work performed by BARTONE under this paragraph BARTONE shall remedy at BARTONE's sole cost and expense any damages caused by, or any defect to, in or, related in any way whatsoever to, the drywells or the streets and walkways above such drywells. Following said five (5) year period BARTONE shall be responsible for and remedy at BARTONE's sole cost and expense only those defects and damages which are: (1) the result of the negligent acts or omissions of BARTONE, its employees, agents, representatives or contractors; or (2) in any way related to the drywells. In the event BARTONE fails to comply with its obligation to remedy hereunder within ten (10) days after receipt of notice from the VILLAGE, the VILLAGE shall have the right, but not the obligation, to replace repair, or otherwise remedy the failure, defect, or damage at BARTONE's sole expense. The VILLAGE shall be reimbursed within fourteen (14) days of its request for such expense(s); and

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- k. Enter into a LAND EXCHANGE AND EASEMENT AGREEMENT with terms satisfactory to the VILLAGE. Beginning thirty (30) days after the VILLAGE's execution of the LAND EXCHANGE AND EASEMENT AGREEMENT (in no event later than January 15, 2014) and continuing for ten (10) years thereafter, BARTONE shall pay the VILLAGE, in yearly installments, Six Thousand Five Hundred dollars and zero cents (\$6,500.00). The remaining yearly installment payments shall be made on the anniversary date of the first payment. Beginning ten (10) years after the VILLAGE's execution of the LAND EXCHANGE AND EASEMENT AGREEMENT and continuing in perpetuity and for all time, BARTONE shall pay the VILLAGE Five Thousand dollars and zero cents (\$5,000.00) per year; and
- l. Prior to any construction, remove and relocate the VILLAGE Clock to a temporary location designated by the VILLAGE (all costs associated therewith to be paid by BARTONE); and
- m. Provide all required surveys and prepare any required meets & bounds; and
- n. Shall submit, detailed site engineering drawings. No building permit shall be issued until all required engineering drawings have been approved, in writing, by the Village Engineers; and
- o. Shall not install any satellite or cell phone antennas upon the BARTONE PROPERTY without the prior written approval of the VILLAGE Board of Trustees. BARTONE relinquishes any rights BARTONE has or may have to the installation of, or the remuneration for, satellite or cell phone antennas upon the BARTONE PROPERTY. The VILLAGE, in its sole discretion, may by written approval of the Board of Trustees grant BARTONE the right to install such antennas. In the event that any such antennas are installed upon the BARTONE PROPERTY without the prior written approval of the VILLAGE, BARTONE agrees to pay the VILLAGE, a fine, of two hundred fifty dollars (\$250.00) per day for each day that the installation exist without the proper written approval or a per day dollar amount which is equal to

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two (2) times the daily rental fee any third party has agreed to pay BARTONE, whichever is greater.

- p. Shall remain responsible for the payment of any and all real estate taxes due on the property identified as PARCEL 2 in the LAND EXCHANGE AND EASEMENT AGREEMENT until the taxing authorities having jurisdiction over PARCEL 2 shall have apportioned the taxes on PARCEL 2, with the VILLAGE receiving an exemption for PARCEL 2. In the event that the VILLAGE does not receive a full exemption for PARCEL 2 based upon the easement(s) or other interest BARTONE shall have in PARCEL 2, then BARTONE shall be responsible for any and all of the taxes imposed or related to the easement(s) or other interest BARTONE has in PARCEL 2.
- q. Shall release and discharge the VILLAGE from all actions, causes of action, suits, debts, dues, sums of money, accounts, reckonings, bonds, bills, agreements, promises on claims and demands whatsoever arising out of the property described as PARCEL 1 in the LAND EXCHANGE AND EASEMENT AGREEMENT whether such claim be in law or equity and whether BARTONE ever had, now has or hereafter can have against The VILLAGE, with respect to PARCEL 1.
- r. Shall defend and promptly indemnify and hold harmless the VILLAGE from, against, for, and in respect of and pay any and all Losses, suffered or incurred by the VILLAGE which may arise out of or result from: (i) any breach of any representation or warranty of BARTONE contained in the LAND EXCHANGE AND EASEMENT AGREEMENT or (ii) any breach or failure of observance or performance of any covenant, agreement or commitment made by BARTONE in the LAND EXCHANGE AND EASEMENT AGREEMENT or (iii) the enforcement by the VILLAGE of any of its rights against BARTONE in the LAND EXCHANGE AND EASEMENT AGREEMENT or (iv) any actions, causes of action, suits, debts, dues, sums of money, accounts, reckonings, bonds, bills, agreements, promises on claims and demands whatsoever arising out of arising out of or in any way related to the FRONT STREET REDEVELOPMENT, easements described in the LAND

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EXCHANGE AND EASEMENT AGREEMENT or the drainage wells and related work described in the LAND EXCHANGE AND EASEMENT AGREEMENT.

- s. Shall procure and maintain insurance coverage, in accordance with the limits set forth in Exhibit 1, annexed hereto and made a part hereof, until all of their obligations, including any warranty period, with the VILLAGE are satisfied, for and against any claims for injury to persons or damage to property which may arise from or in connection with or in any way related to the FRONT STREET REDEVELOPMENT, the easements described in LAND EXCHANGE AND EASEMENT AGREEMENT or the drainage wells and related work done by, or responsibilities of BARTONE, its agents, representatives, employees or subcontractors. The insurance requirements herein are minimum requirements and in no way limit the indemnity obligations contained herein. The VILLAGE in no way warrants that the minimum limits contained herein are sufficient to protect BARTONE from liabilities that might arise out of the performance of the work under the LAND EXCHANGE AND EASEMENT AGREEMENT by BARTONE, its agents, representatives, employees or subcontractors, and BARTONE is free to purchase additional insurance.
 - t. Shall otherwise comply with the LAND EXCHANGE AND EASEMENT AGREEMENT.
 - u. Shall reimburse the VILLAGE for all expert or consultant fees incurred by the VILLAGE in connection with the FRONT STREET REDEVELOPMENT and otherwise comply with Section 105-103 of the Code of the Incorporated Village of Farmingdale.
 - v. Otherwise comply with all Federal, State, or local law and any directives of the Building Department of the Inc. Village of Farmingdale.
8. The approval granted herein is specifically conditioned upon the VILLAGE's receipt, and its approval, of the IDA financial assistance and tax exemptions (and PILOT). No approval shall granted hereunder shall be effective prior to the VILLAGE's receipt

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of the fully executed IDA financial assistance and tax exemption approvals along with all exhibits and final schedules and its acceptance and approval thereof. In no event shall the VILLAGE receive tax payments pursuant to any PILOT for the FRONT STREET REDEVELOPMENT in amounts less than the current taxes which are based upon the current assessed value of the BARTONE PROPERTY. In the event that PILOT payments to the VILLAGE are less than the current taxes due the approvals hereunder shall terminate unless BARTONE reimburses the VILLAGE for any deficiencies.

This approval is granted by a vote as follows:

Mayor Ralph Ekstrand	aye
Deputy Mayor Patricia A. Christiansen	aye
Trustee William Barrett	aye
Trustee Cheryl Parisi	aye
Trustee Thomas Ryan	aye

CONTINUED PUBLIC HEARING SPECIAL USE PERMIT/INCENTIVE BONUS 776 & 780 FULTON STREET (ROBERT LEE) ó Upon a motion made by Trustee Parisi and seconded by Deputy Mayor Christiansen, it was unanimously,

RESOLVED (#2013-255), to open the public hearing.

Robert Lee explained the incentive bonus.

Mayor Ekstrand asked for public comment.

- Mr. Diurno inquired how incentive bonus will be used. Mayor Ekstrand stated that bonus money will be used for specific purposes, that which will be announced at future public meetings.
- Mr. Carosella inquired if incentive bonus will be used for park land. Mayor Ekstrand stated that it would not.

Upon a motion made by Deputy Mayor Christiansen and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2013-256), to close the public hearing.

Upon a motion made by Trustee Parisi and seconded by Deputy Mayor Christiansen, the following was unanimously **RESOLVED (#2013-257)**,

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WHEREAS, Robert A. Lee, Jr., 2686 Middle Country Road, Lake Grove, N.Y. has applied for site plan, special permit, and development incentive bonuses approval for a new 3 ½ story building with 24 residential units on the property located at: 766-780 Fulton Street, Farmingdale, NY, and also known as Section 49, Block 166, Lot 56 and 57 (Action);

WHEREAS, the Action is subject to review under 6 NYCRR Part 617, the New York State Environmental Quality Review Act, (SEQRA); and

WHEREAS, the Village Board of Trustees of the Incorporated Village of Farmingdale (VILLAGE BOARD) BOARD wishes to comply with its obligations under SEQRA; and

WHEREAS, the VILLAGE BOARD wishes to declare itself Lead Agency pursuant to SEQRA; and

WHEREAS, the VILLAGE BOARD has reviewed the Short Environmental Assessment Form prepared for the Action, wishes to classify the Action as an unlisted action and declare that the Action will not result in any significant adverse environmental impacts and; and

WHEREAS, the VILLAGE BOARD wishes to issue a negative declaration and notice of determination of non-significance in connection with the Action.

NOW THEREFORE BE IT RESOLVED;

1. The VILLAGE BOARD declares itself as the Lead Agency pursuant to SEQRA; and
2. The VILLAGE BOARD resolves to classify the Action as an unlisted action which will not result in any significant adverse environmental impacts, and resolves to issue a negative declaration and notice of determination of non-significance in connection with the Action.

The following vote was recorded in connection with this matter:

Mayor Ralph Ekstrand	aye
Deputy Mayor Patricia A. Christiansen	aye
Trustee William Barrett	aye
Trustee Cheryl Parisi	aye
Trustee Thomas Ryan	aye

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PUBLIC HEARING CHANGE OF ZONE RESIDENCE B TO INDUSTRIAL I - PRINCE STREET (WALTER GIGLIO) – Upon a motion made by Trustee Barrett and seconded by Deputy Mayor Christiansen, it was unanimously,

RESOLVED (#2013-258), to open the public hearing.

Walter Giglio explained that property will be used for storage of building supplies and light duty trucks. He also noted that the property abuts the Long Island Railroad.

Mayor Ekstrand asked for comments from the public:

- Mr. Funston, 1 Prince St., stated that he was not properly noticed and requested to have the hearing postponed. Mayor Ekstrand notified Mr. Funston that the hearing would be continued on May 6, 2013 at 8:00 p.m. but any comments he has are welcome to be heard tonight. Mr. Funston stated his opinion that the property could be sold in the future and that any type of business could open if Village allows this change of zone. Mr. Giglio responded that steel building would not be conducive to any type of business. Mr. Giglio also stated that he feels a change of zone would be the best use of this property. Attorney DeBellis noted that any other form of business would have to be approved by this Board.
- Former Mayor Starkie, Doud St., inquired if there is another zone that would allow for storage building. Deputy Mayor Christiansen noted that neighboring properties are already zoned Industrial.
- Deputy Mayor Christiansen read a letter from Mr. DeRosa, which is annexed to these minutes.

There being no further comments and upon a motion made by Trustee Parisi and seconded by Deputy Mayor Christiansen, it was unanimously,

RESOLVED (#2013-259), to continue the public hearing on May 6, 2013.

Upon a motion made by Trustee Barrett and seconded by Trustee Parisi, the following was unanimously **RESOLVED (#2013-260)**,

WHEREAS, TJR Development, the owner of the property located at Prince Street, and also known as Section 49, Block 87, Lot 87 has applied for a change of zone for said property from Residence B to Industrial (Action);

WHEREAS, the Action is subject to review under 6 NYCRR Part 617, the New York State Environmental Quality Review Act, (SEQRA); and

WHEREAS, the Village Board of Trustees of the Incorporated Village of Farmingdale (VILLAGE BOARD) BOARD wishes to comply with its obligations under SEQRA; and

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WHEREAS, the VILLAGE BOARD wishes to declare itself Lead Agency pursuant to SEQRA; and

WHEREAS, the VILLAGE BOARD has reviewed the "Short Environmental Assessment Form" prepared for the Action, wishes to classify the Action as an unlisted action and declare that the Action will not result in any significant adverse environmental impacts and; and

WHEREAS, the VILLAGE BOARD wishes to issue a negative declaration and notice of determination of non-significance in connection with the Action.

NOW THEREFORE BE IT RESOLVED;

1. The VILLAGE BOARD declares itself as the Lead Agency pursuant to SEQRA; and
2. The VILLAGE BOARD resolves to classify the Action as an unlisted action which will not result in any significant adverse environmental impacts, and resolves to issue a negative declaration and notice of determination of non-significance in connection with the Action.

The following vote was recorded in connection with this matter:

Mayor Ralph Ekstrand	aye
Deputy Mayor Patricia A. Christiansen	aye
Trustee William Barrett	aye
Trustee Cheryl Parisi	aye
Trustee Thomas Ryan	aye

PUBLIC HEARING ON PROPOSED AMENDMENT SPECIAL USE PERMIT RSM LOUNGES, INC 356 CONKLIN STREET (MAURICE DESIGNS, INC) ó Upon a motion made by Trustee Parisi and seconded by Trustee Barrett, it was unanimously,

RESOLVED (#2013-261), to open the public hearing.

Maurice Eldeiry stated his request to remove liquor restriction from existing Special Use permit and raise their age restriction to twenty-one and older.

The Mayor asked for comments from the public:

- Mr. Diurno asked what RSM Lounge is and Board responded that it is the legal name for Hookah bar. Mr. Diurno then stated that as long as age requirement is met, they should be able to serve alcohol.
- Mr. Ross, Conklin St., spoke positively of the owners of Mystique Gardens.
- Former Mayor Starkie, Doud St., stated he is in support of the applicant.

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- Mr. Wilson, Normandy Dr., asked if all Hookah bars serve alcohol and applicant responded that most do serve alcohol.

There being no further comment, and upon a motion made by Trustee Ryan and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2013-262), to close the public hearing.

Upon a motion made by Trustee Parisi and seconded by Trustee Ryan, the following was unanimously **RESOLVED (#2013-263)**,

WHEREAS, Maurice Designs, Inc., 126 Old East Neck Road, Melville, New York, seeks to amend the Special Permit of RSM Lounges, Inc., which permitted the operation of a retail Smoke shop and private smoking room, at the property located at 356-358 Conklin Street, Farmingdale, New York said property identified in the Nassau County Tax Maps as Section 49; Block 97-1; Lot 48 (öActionö);

WHEREAS, the Action is subject to review under 6 NYCRR Part 617, the New York State Environmental Quality Review Act, (SEQRA); and

WHEREAS, the Village Board of Trustees of the Incorporated Village of Farmingdale (VILLAGE BOARDö) BOARD wishes to comply with its obligations under SEQRA; and

WHEREAS, the VILLAGE BOARD wishes to declare itself Lead Agency pursuant to SEQRA; and

WHEREAS, the VILLAGE BOARD has reviewed the öShort Environmental Assessment Formö prepared for the Action, wishes to classify the Action as an unlisted action and declare that the Action will not result in any significant adverse environmental impacts and; and

WHEREAS, the VILLAGE BOARD wishes to issue a negative declaration and notice of determination of non-significance in connection with the Action.

NOW THEREFORE BE IT RESOLVED;

1. The VILLAGE BOARD declares itself as the Lead Agency pursuant to SEQRA; and

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2. The VILLAGE BOARD resolves to classify the Action as an unlisted action which will not result in any significant adverse environmental impacts, and resolves to issue a negative declaration and notice of determination of non-significance in connection with the Action.

The following vote was recorded in connection with this matter:

Mayor Ralph Ekstrand	aye
Deputy Mayor Patricia A. Christiansen	aye
Trustee William Barrett	aye
Trustee Cheryl Parisi	aye
Trustee Thomas Ryan	aye

PUBLIC HEARING ON PROPOSED LOCAL LAW 6-2013—OVERRIDE TAX LEVY LIMIT ó Upon a motion made by Trustee Parisi and seconded by Trustee Ryan, it was unanimously,

RESOLVED (#2013-264), to open the public hearing.

Mayor Ekstrand explained that the Board is not intending to exceed the New York State Tax Cap Limit, however passing this law is looked on favorably by Moody's and the Board agrees that New York State should not have the right to place this tax cap.

- Mr. Diurno inquired if the tax limit is mandated by the state. Mayor Ekstrand responded that it is. Mr. Diurno also asked how spending on roof and fire trucks is being accounted for and the Board responded that it is accounted for.
- Mr. Wilson noted that the Village bonds the capital expenses over a long period of time.
- Mr. Carosella is concerned over the public's perception of this law and suggested that the Board make it sound positive.

There being no further comment and upon a motion made by Trustee Parisi and seconded by Trustee Barrett, it was unanimously,

RESOLVED (#2013-265), to close the public hearing.

Upon a motion made by Trustee Barrett and seconded by Trustee Ryan, it was unanimously,

RESOLVED (#2013-266), to adopt Local Law 6-2013 ó Override Tax Levy Limit

PUBLIC HEARING SPECIAL USE PERMIT, PARKING/LOADING RELIEF, INCENTIVE BONUS 231-245 MAIN STREET (STALLER) ó Mayor Ekstrand announced that the public hearing is adjourned until June 3, 2013 at 8:00 p.m. at the request of the applicant.

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PUBLIC HEARING DATES ó Upon a motion made by Trustee Parisi and seconded by Trustee Ryan, it was unanimously,

RESOLVED (#2103-267), to set the following public hearings:

- Budget Hearing being held on April 15, 2013 at 7:00 p.m.
- Annual MS4 Report as prepared by H2M on May 6, 2013 at 8:00 p.m.
- Proposed change of zone from Business D to Downtown Mixed Use for 285 Eastern Parkway on May 6, 2013 at 8:00 p.m.

ABSTRACT ó Upon a motion made by Trustee Barrett and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2103-268), that the Abstract of Audited Vouchers #1052 dated April 1, 2013 be approved for payment.

WIRE TRANSFERS - Upon a motion made by Trustee Ryan and seconded by Deputy Mayor Christiansen, it was unanimously,

RESOLVED (#2013-269), to approve the wire transfers made in March as annexed on to these minutes.

MINUTES – Upon a motion made by Deputy Mayor Christiansen and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2013-270), to approve the corrected minutes of 3/4/13 Public Meeting and Work Sessions of 3/4/13, 3/11/13, 3/18/13 and 3/25/13.

USE OF VILLAGE PROPERTY – Upon a motion made by Trustee Ryan and seconded by Trustee Barrett, it was unanimously,

RESOLVED, to allow the following use of Village property:

- The Farmingdale Fire Department has requested to host the öNights on Mainö car show on the following date: Friday, June 28, 2013.
- Island Gardens Owners Inc. has requested use of Court Room on Thursday May 30, 2013 from 7:00 p.m. to 9:00 p.m. for its annual meeting.

BUILDING PERMITS ó The Board of Trustees accepted the listing of following building Permits issued since the last meeting:

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LOCATION	TYPE OF CONSTRUCTION/COMMENTS	ARB
Calibar 14 Sherman Rd. RO 13-2	New gas service installation.	N/A
Masjid Bilal Mosque 425 Fulton St. PP 13-5	Install gas lines for roof top HVAC units.	N/A
Jimenez 611 Conklin St. FP 13-3	Install 6qPVC fence.	N/A
La Bottega 257 Main St. SP 13-3	Install 12q2qsign, awning and gooseneck lights.	X
La Bottega 257 Main St. DB 13-15	Replace AC/heating roof top unit.	N/A
Weigand 49 Sullivan Rd. FP 13-4	Install approx. 100qof 6qPVC on east property line.	N/A
Masjid Bilal Mosque 425 Fulton St. PP 13-6	Install gas piping to six new hvac units.	N/A
3 Brothers Pizza 75 Merritts Rd. DB 13-16	Interior painting to existing pizza parlor.	N/A
LaBottega 257 Main St. DB 13-17	Façade and interior alterations for food specialty store.	X
AB Land Corp. 356 Fulton St. PP 13-7	Installation of water closet, lavatory, 3 compartment sink and water heater.	N/A
Hurrell 51 Clinton Ave. FP 13-5	Maintain fence in front yard per ZBA.	N/A
Soto 95 Hallock St. FP 13-6	Install 6qwood fence along rear property line.	N/A
Santi 49 Maple St. N.	Install fence on side and rear property lines.	N/A
Sheehan 387 Secatogue Ave. FP 13-8	Install fence on rear and side property lines.	N/A
Natq Grid Prospect Pl. RO 13-3	18 Bell Holes on Prospect. Pl. for gas service.	N/A
Stokes 90 Nelson St. RO 13-4	Replace gas service.	N/A
Goehring 54 William St. FP 13-9	Install 6qchain link fence along rear property line.	N/A
Cell fonz R Us 275 Main St. DB 13-17	Minor interior changes for new tenancy.	N/A
Leslie 189 Staples St. SWP 13-2	Replace approx. four sidewalk flags.	N/A

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TAXI PERMITS ó Upon a motion by Trustee Parisi and seconded by Trustee Barrett, it was unanimously,

RESOLVED, to issue 3 taxi permits.

PEDDLER PERMIT ó Upon a motion made by Trustee Ryan and seconded by Trustee Barrett, it was unanimously,

RESOLVED (#2013-271), to approve Peddler permit for Denise Dardaine on behalf of Verizon Fios.

BUDGET CODE REVISION – Upon a motion made by Trustee Parisi and seconded by Trustee Barrett, it was unanimously,

RESOLVED (#2013-272), to approve the encumbrance of \$15,000 from the General Code budget for the revision of the Village Code to be completed during 2013/2014 budget.

BUDGET TRANSFERS – Postponed until April 15, 2013.

CALENDARS - Upon a motion made by Trustee Ryan and seconded by Trustee Barrett, it was unanimously,

RESOLVED (#2013-273), to approve the Village offices 2013/2014 Holiday schedule and schedule of Board of Trustees meetings for the 2013/2014 fiscal year.

TRIAL APPRAISAL – Upon a motion made by Trustee Barrett and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2013-274), to order a trial appraisal on 530 & 574 Fulton Street, Sec 48, Bl 446, Lots 24-30, 223, 225 and Sec 48, Bl 447, Lots 303-305 d/b/a MMR Care Corp., as recommended by Scott Stone.

TAX CERTIORARI – Upon a motion made by Trustee Barrett and seconded by Trustee Ryan, it was unanimously,

RESOLVED (#2013-275), to approve 2012/2013 residential tax cert for 171 Thomas Powell Blvd. Sec 49, Bl 210, Lot 6 for a reduction in assessed value of \$39,700 and a total refund of \$130.87.

LANDSCAPING CONTRACTS – Upon a motion made by Trustee Ryan and seconded by Deputy Mayor Christiansen, it was unanimously,

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RESOLVED (#2013-276), to authorize the Village Clerk to notify the following 2010/2011 low bidders of the renewal of their contract for a third year, for the same prices: J.M. Iaboni Landscaping, for landscaping services within the Village; Stapleton Tree and Landscape Services, for tree pruning and removals; and Barbato Landscaping Inc. for supply and installation of trees.

ENGINEERING CONTRACT – Upon a motion made by Trustee Barrett and seconded by Deputy Mayor Christiansen, it was unanimously,

RESOLVED (#2013-277), to approve contract with Holzmacher, McLendon & Murrell, P.C. for professional engineering services.

KVS TRAINING – Upon a motion made by Trustee Ryan and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2013-278), to approve Deputy Clerk to attend KVS training from July 22-July 24th in Buffalo at a cost of approximately \$1,500 including airfare, hotel, conference costs, mileage and meals.

WATER DEPARTMENT EQUIPMENT – Upon a motion made by Trustee Barrett and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2013-279), to approve purchase of a used arrow board and light stanchion from On Site Energy at a cost of \$5,500.00 for use by Water Department.

LEGAL SERVICES CONTRACT – Upon a motion made by Trustee Parisi and seconded by Deputy Mayor Christiansen, it was unanimously,

RESOLVED (#2013-280), to approve contract with Walsh Markus McDougal & DeBellis LLP for Legal Services for the Incorporated Village of Farmingdale.

VILLAGE HALL RESTORATION CHANGE ORDER – Upon a motion made by Trustee Barrett and seconded by Deputy Mayor Christiansen, it was unanimously,

RESOLVED (#2013-281), to approve Marfi Contracting for the Village to grant a change order for asbestos abatement to amend their current contract of \$243,240.00 to \$269,890.00.

VILLAGE HALL RESTORATION HVAC INSTALLATION – Upon a motion made by Trustee Parisi and seconded by Trustee Barrett, it was unanimously,

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RESOLVED (#2013-282), to approve hiring of Island Energy as the consultant and contractor for the repair and installation of HVAC system at Village Hall for a cost not to exceed \$52,000.00 including labor and equipment.

BOND PAYMENTS – Upon a motion made by Trustee Barrett and seconded by Trustee Ryan, it was unanimously,

RESOLVED (#2013-283), to authorize the following budgeted Bond payments:

- a. May 1, 2013 ó payment of \$36,787.50 interest on \$3.3MM bond
- b. May 15, 2013 ó payment of \$58,109.38 interest on \$8.6MM bond
- c. May 15, 2013 ó payment of \$14,346.25 interest on \$1.193 MM bond
- d. June 1, 2013 ó payment of \$125,000.00 in principal and \$15,475.00 interest on \$1.345 MM bond.

BANK ACCOUNT SIGNATURES – Upon a motion made by Trustee Parisi and seconded by Trustee Barrett, it was unanimously,

RESOLVED (#2013-284), to approve the following signatures for the Village bank accounts; Mayor, Deputy Mayor, Village Administrator/Clerk/Treasurer, Deputy Clerk/Treasurer; any two signing together.

MAYOR’S SIGNATURE – Upon a motion made by Trustee Ryan and seconded by Trustee Barrett, it was unanimously,

RESOLVED (#2013-285), to approve the use of the Mayor’s facsimile signature to:

- a. Wire transfers between the Village of Farmingdale’s accounts
- b. Wire transfers approved by Board resolution
- c. Village of Farmingdale and Youth Council payroll checks
- d. Youth Council expenditures as listed on abstract
- e. All checks approved on the abstract.

BEAUTIFICATION ó Deputy Mayor Christiansen stated that the Committee will be planting on May 18th and May 25th and that they will be joined by a group of Marine volunteers.

OLD BUSINESS ó None

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CORRESPONDENCE – Letters from Farmingdale Community Summit and Women’s Club of Farmingdale were read.

GOOD AND WELFARE

- Mr. Gosline inquired what the density for Eastern Parkway project is. Mayor Ekstrand explained that VHB is doing a study and that the Board will review it.
- Mr. Wilson asked for an update on water proposals. Administrator Harty stated that Village is waiting for report from Suffolk County Water Authority.
- Steve Fellman mentioned that New York State will be requiring water sprinkler systems in all newly constructed single family homes.

EXECUTIVE SESSION, upon a motion duly made and seconded, it was unanimously,

RESOLVED, to move to Executive Session to discuss personnel and legal matters.

Upon a motion duly made and seconded, it was unanimously,

RESOLVED, to reconvene the meeting.

There being no further work, the meeting was adjourned at 10:05 p.m.

Respectfully submitted,

Brian P. Harty, Village Clerk-Treasurer