

REGULAR MEETING OF THE BOARD OF TRUSTEES
Tuesday, September 4, 2018
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 Tuesday, September 4, 2018.

Present: Mayor Ralph Ekstrand
Deputy Mayor William Barrett
Trustee Cheryl Parisi
Trustee Walter Priestley
Trustee Anthony Addeo
Attorney Claudio DeBellis
Administrator/Clerk/Treasurer Brian Harty
Deputy Clerk Barbara Kelly
Superintendent of Buildings Steve Fellman
Public Works Superintendent Andrew Fisch

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

ANNOUNCEMENTS – Mayor Ekstrand made the following announcements:

- The next Board meeting with public comment period will be held on Monday, October 1st, 2018 at 7:00 p.m. Regular Work Sessions will be held on Monday, September 17th and Monday, October 1st at 7:00 p.m. A Special Meeting for the Staller Hearing will be held at Howitt Middle School on September 24, 2018 at 7:00 p.m.
- The Farmer’s Market is being held every Sunday from 10:00 a.m. to 3:00 p.m. on the Village Green until November 18, 2018.
- The following resolutions were approved at the August 20, 2018 Work Session:
 - Approved to award contract to Rosemar Contracting, Inc., as the lowest responsible bidder, for the proposed Parking Lot 5 Rehabilitation at a cost of \$1,149,328.00.
 - Approved a Use of Facilities request by the Cultural Arts Committee for the use of the Gazebo for an Open Mic Night on Friday, August 31st, 2018 at 7:30 p.m.
 - Approved to move the Farmer’s Market to the street to make room on the Village Green for Art in the Park. Main Street will be closed from Prospect Street to Minuteman Press.

REGULAR MEETING BUSINESS ITEMS – Upon a motion made by Trustee Parisi and seconded by Deputy Mayor Barrett, the following items were, **RESOLVED (#2019-09-01)**,

- Abstract of Audited Vouchers #1117 dated September 4, 2018

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- July Wire Transfers
- Minutes of Work Sessions of 8/6/18 & 8/20/18 and Regular Public Meeting of 8/6/18, as amended.
- Taxi permits
- Block Party Applications:
 - None
- Use of Village Property:
 - The Junior League of the Women’s Club of Farmingdale is requesting to use the courtroom for their monthly meetings on the following dates: 1/11/19, 2/7/19, 3/7/19, 4/4/19, 5/10/19, 9/5/19, 10/3/19 and 11/7/19. The meetings would be from 7:00 to 10:00 p.m. They are also requesting to use the courtroom to do a Service Project on 11/30/18 from 7:00 – 11:00 p.m.
 - Towne House West Owners Inc. is requesting the use of the Court Room on Tuesday, October 29th for their annual Cooperative Shareholder meeting from 7:00 p.m. to 9:00 p.m. **This was previously approved for August 21st, but the meeting date was changed.**
 - The Farmingdale Village Merchants Association is requesting to hold a Halloween Parade on Saturday, October 27th at 1:00 p.m. (Rain date – October 28th). The parade will assemble at Northside School and continue south on Main Street to the Village Green. Family activities to follow on the Village Green until approximately 4:30 p.m.
 - The Cultural Arts Committee has requested the use of the Court Room for a sub-committee meeting on Friday, September 7, 2018 at 7:00 p.m.
 - The Beautification Committee has requested the use of the Court Room for a meeting on Saturday, September 8, 2018 at 9:00 a.m.
 - The Farmingdale Chamber of Commerce has requested the use of the Court Room for a meeting on Thursday, October 11, 2018 at 6:00 p.m. The meeting will conclude by 8:00 p.m.
 - Hardscrabble Girl Scouts are requesting the use of the Village Green and Gazebo for a Scavenger Hunt on Saturday, October 20, 2018 from 11:00 a.m. – 2:00 p.m.
 - Senator Kemp Hannon’s office is requesting the use of the Court Room for an Estate Planning Seminar on Wednesday, October 3, 2018 from 7:00 p.m. – 9:00 p.m.
- Tax certiorari’s:

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- o None

BUILDING PERMITS – The Board of Trustees accepted the listing of the following building permits issued since last month’s meeting:

LOCATION	TYPE OF CONSTRUCTION/COMMENTS	ARB
19 Maple St. Joseph Marino DB18-00070	Install 40 roof top solar panels as per drawings submitted by Daniel W. Dunzik Architect dated 7/31/18.	N/A
231-239 Main St. Notaro Grupp DB 18-00071	New hair salon as per drawings submitted by Notaro Grupp Architects dated 7/18.	N/A
45 Van Cott Avenue Ronald Reeves PP 18-00014	Install new gas boiler.	N/A
114 Eastern Parkway 114 Eastern Realty LLC DB 18-00072	Replace cabinets and appliances in four apartments.	N/A
10 Division Street Joseph Iovarone FP 18-00009	Erect 6’ PVC fence parallel to fence along driveway.	N/A
36 Richard Street Daniel Dunzik DB 18-00073	Install 31 roof mounted solar panels as per drawings submitted by Daniel Dunzik Architect dated 7/19/18.	N/A
330 Melville Rd. Roberto Cottone DB 18-00074	Replace existing driveway.	N/A
60 Jerome Drive Joseph Gallino DB 18-00075	Reverse gable front portico and four reverse roof gables.	N/A
100 Prospect St. Lisa Strong SW 18-00004	Replace sidewalk.	N/A
47 Oakview Avenue Walter Giglio DB 18-00076	Remodel interior with new doors, moldings, plumbing fixtures, etc.	N/A
315-317 Main St. Joe Fortuna DB 18-00077	Interior alteration for restaurant/nightclub as per drawings submitted by TPG Architecture dated 9/25/17.	N/A
5 Jefferson Rd. William Powell DB 18-00078	Install ductless AC system.	N/A
462 Secatogue Avenue National Grid RO 18-00005	One 4 x 4 x 3 bell hole to install gas service.	N/A
97 Nelson St. National Grid RO 18-00006	One 4 x 4 x 3 bell hole for emergency gas leak.	N/A
20 Merritts Rd. James Vilardi DB 18-00079	Foundation permit only for new two story dwelling (parcel 2) with one car attached garage as per drawings submitted by Todd O’Connell Architect dated 5/29/18.	N/A
20 Merritts Rd. James Vilardi DB 18-00080	Foundation permit only for new two story dwelling (parcel 1) with attached one car garage as per drawings submitted by Todd O’Connell dated 5/29/18.	N/A
431 Conklin St. ICS Agency Inc. SP 18-00008	Old sign to be replaced – blade sign must be carved – acrylic letters not permitted. Use brushed metal.	X
474 Fulton St.	Seagull Garden signs carved with gold leaf. ‘A’ sign must be 8’	X

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Seagull Apt. Owners Corp. SP 18-00009	off sidewalk, 'B' and 'B2' signs must be 5' off sidewalk. 'B' sign to have double post.	
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PUBLIC HEARING DATES – Upon a motion made by Trustee Parisi and seconded by Trustee Priestley, it was unanimously,

RESOLVED (#2019-09-02), to set the following public hearings:

- Special Use Permit for 356 Fulton Street for a new canopy over the existing gas pumps.

PUBLIC HEARING ON SPECIAL USE PERMIT FOR LIBRARY CAFÉ – Upon a motion made by Trustee Priestley and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2019-09-03), to open the hearing.

Laura Coletti presented the plans for a roof deck to be used in warm weather.

The following public comment was made:

- A resident has an issue with parking.
- A resident asked if the footprint of the building will change. Ms. Coletti answered no. The resident also asked if the DMU specified that the 3rd floor should be residential only – Superintendent Fellman said no.
- A resident asked if there will be music and dancing. Ms. Coletti said there would be music but no dancing.
- A resident asked what the existing building height is. The response was that it is 26 feet. With the height of the rooftop bar it will be 35 feet and the height at the top of the elevator is 41 feet. The resident is also concerned about the volume of the music.
- Trustee Addeo asked what happens during the winter. Ms. Coletti said that it would be closed and winterized.

Upon a motion made by Trustee Priestley and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2019-09-04), to close the public hearing.

Superintendent Fellman will prepare the SEQRA for Nassau County Planning.

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

RESOLVED (#2019-09-05), to open the public hearing.

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A letter from Mr. Willis Carman was accepted into the record.

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

RESOLVED (#2019-09-06), to close the public hearing.

Upon a motion made by Trustee Priestley and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2019-09-07), to continue the hearing until October 1, 2018 at 8:00 p.m.

PUBLIC HEARING ON SPECIAL USE PERMIT FOR 332 FULTON STREET –
Upon a motion made by Deputy Mayor Barrett and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2019-09-08), to open the hearing.

Andrea Curto presented the plans for the applicant.

Robert Eschbacher from VHB discussed parking and traffic issues for the project:

- Meeting with Nassau County Planning:
 - Revised plans based on recommendation
 - Received local determination
- NYS Department of Transportation: Further changes were made based on their recommendations.

Deputy Mayor Barrett requested the addresses of other car washes.

Trustee Addeo requested a copy of the lease between the owner and operator.

The following public comment was made:

- John McGrath, representing the Suburbia Owner's Association, stated that they are opposed due to traffic & safety.
- A resident on Merokee Place stated that he is concerned about accidents and traffic, hours of operation, lighting, signage, noise and cleanliness of operation.
- A resident asked about the layout of buildings and traffic on Fulton Street.

Mr. Eschbacher stated that the layout cannot be changed and that it was well thought out. He also said that the traffic for the oil lube business has room to get in line, as there is room on the shoulder for a couple of cars.

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

RESOLVED (#2019-09-09), to continue the hearing until October 1, 2018 at 8:00 p.m.

PUBLIC HEARING ON AMENDING SPECIAL USE PERMIT FOR THE CARLYLE (776-780 FULTON STREET) – Upon a motion made by Trustee Parisi and seconded by Deputy Mayor Barrett, it was unanimously,

RESOLVED (#2019-09-10), to open the hearing.

Robbie Lee presented the plans:

- 24 unit, 2 bedroom apartments, 3 affordable
- 42 foot height
- 55 & over
- Special Use Permit has expired
- Has required 36 parking spaces

The following public comment was made:

- A resident feels the density is too much & that it looks like Queens

Superintendent Fellman will prepare the SEQRA for Nassau County Planning.

This will also be sent to the Village Planning Board.

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

RESOLVED (#2019-09-11), to close the public hearing.

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

RESOLVED (#2019-09-12), to continue on October 1, 2018 at 8:00 p.m. for decision.

PUBLIC HEARING TO ADOPT A LOCAL LAW TO ESTABLISH BID DISTRICT – Upon a motion made by Trustee Priestley and seconded by Trustee Addeo, it was unanimously,

RESOLVED (#2019-09-13), to open the hearing.

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The following public comment was made:

- Valentine Staller of Staller Properties stated that they support the BID. They are looking for guidelines on increases in budget and oversight on bonds.
- Joe Fortuna of 333 Main Street (The Nutty Irishman) supports the BID.
- Nick DeVito of Charlotte's supports the BID.
- Hal Fuchs of 330 Conklin Street asked if 330 Conklin Street can be added. This will be delayed until Mr. Fuchs reviews the documents.
- Steve Kemp of The Dark Horse said that the BID will benefit the beautification of the area and snow removal.
- Trustee Parisi submitted a letter from Mr. Carman, which states that he is not in favor of the BID.

Upon a motion made by Trustee Priestley and seconded by Trustee Addeo, it was unanimously,

RESOLVED (#2019-09-14), to close the public hearing and start the 30 day period.

Upon a motion made by Deputy Mayor Barrett and seconded by Trustee Priestley, it was unanimously,

RESOLVED (#2019-09-15), to decide on the local law on October 15, 2018 at 7:00 p.m.

T-MOBILE & GEO BROADCAST FEES – Upon a motion made by Deputy Mayor Barrett and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2019-09-16), to set fees for T-Mobile and GEO Broadcast at \$3,500 for the non-refundable application fee and \$6,000 for the escrow fee. They are equal to the fees currently charged in other municipalities.

WATER CONTAMINATION LAWSUIT – Upon a motion made by Deputy Mayor Barrett and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2019-09-17), to approve Napoli Shkolnik to replace Napoli Bern as Village counsel in the Water Contamination lawsuit.

SPECIAL USE PERMIT FEE – Upon a motion made by Deputy Mayor Barrett and seconded by Trustee Priestley, it was unanimously,

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RESOLVED (#2019-09-18), to increase the Special Use Permit fee from \$750 to \$2,500 which would include the first \$1,500 of legal and engineering fees, any fees over the \$1,500 will be billed to the applicant.

RESERVE EXCESS TAX LEVY – Upon a motion made by Trustee Addeo and seconded by Trustee Parisi, it was unanimously,

RESOLVED (#2019-09-19), to set up a Reserve Excess Tax Levy which will be funded with the \$54,647.49 in excess PILOT payments over the estimate provided for in the 2018/2019 Budget. This reserve will be funded as the payments are made by Nassau County. This reserve with accumulated interest will be used to reduce the 2019/2020 Tax Levy.

NCVOA ANNUAL TESTIMONIAL DINNER – Upon a motion made by Trustee Parisi and seconded by Trustee Priestley, it was unanimously,

RESOLVED (#2019-09-20), to reserve a full table for the NCVOA Annual Testimonial Dinner on Thursday, September 20 at a cost of \$1,000.00 and purchase a full page color journal ad at a cost of \$600.00.

FIRE DEPARTMENT ANNUAL INSTALLATION DINNER – Upon a motion made by Trustee Parisi and seconded by Trustee Priestley, it was unanimously,

RESOLVED (#2019-09-21), to approve The Piedmont as the catering facility for the Farmingdale Fire Department Annual Installation Dinner at a cost of \$24,625.

BEAUTIFICATION – Trustee Parisi complimented the Highway Department with the results of the hanging baskets and floral plantings in the Village. Volunteers are needed to assist with fall plantings, which will be done on Saturday, September 29th.

OLD BUSINESS – None

CORRESPONDENCE – None

PUBLIC COMMENT – A discussion began on the following topics:

- The resident at 240 Cherry Street is concerned about construction workers on the Robbie Lee project parking around his property.
- A resident asked if cars and trucks can be detoured to Route 109 instead of Conklin Street during the Main Street Mile.

EXECUTIVE SESSION, upon a motion made by Trustee Parisi and seconded by Trustee Priestley, it was unanimously,

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RESOLVED, to move to Executive Session to discuss legal issues.

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

RESOLVED, to reconvene the meeting.

There being no further business, the meeting was adjourned at 11:00 p.m.

Respectfully submitted,

Brian P. Harty, Village Clerk-Treasurer