

WORK SESSION OF THE BOARD OF TRUSTEES
Monday, October 15, 2018
INC. VILLAGE OF FARMINGDALE

The Work Session of the Board of Trustees of the Incorporated Village of Farmingdale was held at Village Hall, 361 Main Street, Farmingdale, New York on Monday, October 15, 2018 at 7:00 p.m.

Present: Mayor Ralph Ekstrand
Deputy Mayor William Barrett (arrived late)
Trustee Cheryl Parisi
Trustee Walter Priestley (arrived late)
Trustee Anthony Addeo
Administrator Brian Harty
Deputy Clerk Barbara Kelly
Village Attorney Claudio DeBellis (arrived late)
Building Superintendent Stephen Fellman
DPW Superintendent Andrew Fisch

Mayor Ekstrand opened the meeting at 7:00 p.m.

The following topics were discussed:

- Fire Department – Chief Ryan Tortoso reviewed incident report
- Trustee Priestley and Village Attorney DeBellis arrived.
- Fire Department (continued):
 - Kitchen – there is a hole in the ceiling and water is dripping
 - Update electrical outlets
- A letter from John B. Allen of the Wharton B. Allen Agency was read, stating that he does not support the BID District.
- Trustee Priestley discussed the Little Free Library for the train station.
- The Rotary Club would like to put a banner across Main Street to advertise a fund raiser.

YEAR 44 CDBG CONTRACT – Upon a motion made by Trustee Addeo and seconded by Trustee Priestley, it was approved 4-0,

RESOLVED (#2019-10-20), to authorize Mayor Ekstrand to sign the Year 44 CDBG contract. The total budget under this contract is \$300,000.

The following topics were discussed:

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- Personnel policy – change Bereavement leave to 5 days for a spouse, partner, children, father, mother, brother and sister and 3 days for niece, nephew, aunt and uncle. To be resolved at the November 5th meeting.
- Building Department – Robbie Lee – send to Nassau County Planning for local determination. To be resolved at the November 5th meeting.
- Highway Department:
 - Update on Parking Lot 5 rehabilitation – rescheduled until July 2019
 - Daytona’s driveway paved
- Water Department:
 - Update on the Blow-off pit
 - Melville Road water main to be replaced

MELVILLE ROAD WATER MAIN – Upon a motion made by Trustee Priestley and seconded by Trustee Parisi, it was approved 4-0,

RESOLVED (#2019-10-21), to approve Merrick Utilities to replace a transite pipe in the Melville Road water main at a cost of \$155,000 from the Water Fund balance.

The following topics were discussed:

- Code Department
- Prospect Street proposal
- Deputy Mayor Barrett arrived at 8:10 p.m.

BID DISTRICT – Upon a motion made by Trustee Priestley and seconded by Deputy Mayor Barrett, it was unanimously, **RESOLVED (#2019-10-22)**,

RESOLUTION ADOPTING LOCAL LAW ESTABLISHING THE FARMINGDALE BUSINESS IMPROVEMENT DISTRICT (BID)

WHEREAS, The Incorporated Village of Farmingdale (Village), on June 4, 2018 resolved to pass, Local Law 4 of 2018, authorizing the application of General Municipal Law (GML), Article 19-A, Business Improvement Districts, to and within the Incorporated Village of Farmingdale; and

WHEREAS, Local Law 4 of 2018, was subject to a permissive referendum and was not

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effective until thirty (30) days had elapsed from its adoption provided no petition requesting a referendum had been filed with the Incorporated Village of Farmingdale; and

WHEREAS, on July 16, 2018 no petition requesting a referendum was filed, the Village adopted and filed Local Law 4 of 2018, with the New York State Secretary of State and directed the Village Attorney to prepare a district plan (BID District Plan) for the Farmingdale BID; and

WHEREAS, on July 16, 2018 the Village Board announced that on August 6, 2018 it would consider a resolution adopting the BID District Plan and set the meeting for a public hearing to adopt a local law establishing the BID (Resolution to Adopt and Set hearing to Establish BID) adopting); and

WHEREAS, the BID District Plan was prepared and submitted for the Village Board of Trustees' review and filed with the Village Clerk; and

WHEREAS, the Resolution to Adopt and Set hearing to Establish BID considered by the Village Board on August 6, 2018 contained:

- A copy of the district plan;
- Notice that:
 - the district plan was on file in the Village Clerk's office for public inspection;
 - the Village Board of Trustees would hold a public hearing on the Farmingdale BID on September 4, 2018;
 - (and statement that) any owner of real property located within the proposed BID, who is therefore deemed benefited by its establishment, who wishes to object to the BID's formation must file a written objection, on forms provided by the Village Clerk, in the office of the Village Clerk within thirty (30) days of the conclusion of the public hearing(s) commenced on September 4, 2018;
 - (and statement that) the BID would not be established if written objections are filed from:
 - The owner(s) of at least fifty-one (51) percent of the assessed valuation of all the benefited real property situated within the proposed BID boundaries, as shown upon the Village's most recently completed assessment roll (not including tax exempt property which will not benefit by the BID), or
 - At least fifty-one (51) percent of the owners of benefited real property within the proposed BID boundaries (not including

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tax exempt property which will not benefit by the BID); and

WHEREAS, on August 6, 2018, the BID District Plan was approved and adopted with a specification that equal assessment would be an assessment applied equally to all property owners within the BID, in proportion to the assessed value of each property; and

WHEREAS, a summary of the Resolution to Adopt and Set hearing to Establish along with notice of the public hearing to consider a local law establishing the BID was published as required by law and mailed to each owner of real property, all persons who were registered with the Village to receive tax bills concerning real property and all tenants of each building located within the BID boundaries as shown on the most recent Village assessment roll; and

WHEREAS, on September 4, 2018 a public hearing was held in connection with establishing the BID; and

WHEREAS, at the September 4, 2018 public hearing the Village Board advised the public, as previously set forth in the Resolution to Adopt and Set hearing to Establish BID, that the Village Board would consider a Resolution to Adopt and Establish the Farmingdale BID on October 15, 2018; and

WHEREAS, at the September 4, 2018 public hearing the Village Board also advised the public that objections to the establishment of the BID were required to be made and filed with the Village Clerk on or before, October 4, 2018; and

WHEREAS, Village Board finds that, as of October 4, there were made and filed with the Village Clerk, objections from less than:

- fifty-one (51) percent of the assessed valuation of all the benefited real property situated within the proposed BID boundaries, as shown upon the Village's most recently completed assessment roll (not including tax exempt property which will not benefit by the BID); and
- fifty-one (51) percent of the owners of benefited real property within the proposed BID boundaries (not including tax exempt property which will not benefit by the BID); and

WHEREAS, the Village Board has determined that there were insufficient objections made and filed with the Village Clerk by October 4, 2018; that all the real property within the boundaries of the proposed BID will benefit from its establishment, exempting those properties that have been included in the proposed BID despite their tax exempt status; that all real property benefited is included within the limits of the proposed BID; and that the BID is in the public interest;

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NOW, THEREFORE, BE IT RESOLVED:

The Village Board hereby adopts the attached Local Law establishing the Farmingdale BID in accordance with the a copy of the district plan attached hereto and made a part hereof;

Furthermore, the Village Board directs that within twenty (20) days Village Clerk shall forward, within 20 days the following to the State Comptroller:

- the BID District Plan so that the Comptroller can determine whether the Village's tax and debt limitations will be exceeded by the establishment of the Farmingdale BID; and
- An itemized statement of:
 - The current outstanding indebtedness of the Village for all Purposes;
 - The amount of budgetary appropriations for the payment of any outstanding indebtedness, whether or not the appropriations have been realized as cash;
 - The amount of indebtedness proposed to be contracted for the improvements, and the amounts, purposes and probable date of issuance of any bonds, bond anticipation notes, capital notes, deferred payments notes and budget notes which the Village has authorized to be issued but which in fact have not yet been issued to date;
 - the total assessed valuation of the taxable real property situated in the Farmingdale BID as shown on the the most recent assessment rolls;
 - the amount of municipal real property taxes levied against the BID properties in the preceding fiscal year; and
 - the average full valuation of the taxable real property of the Village as determined in accordance with the definition provided in Local Finance Law§ 2(7-a); and
- A statement, on a form prescribed by the Comptroller, signed or verified by the Mayor, attesting that the provisions of GML Article 19-A have been met.

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The vote recorded in connection with this matter follows on the next page:

Mayor Ralph Ekstrand	aye
Deputy Mayor William Barrett	aye
Trustee Cheryl Parisi	aye
Trustee Walter Priestley	aye
Trustee Anthony Addeo	aye

There being no further work session business, the Board adjourned at 10:00 p.m.

Respectfully submitted,

Brian Harty – Village Administrator