

REGULAR MEETING OF THE BOARD OF TRUSTEES

Monday, May 4, 2009, 8:00 P.M.

INC. VILLAGE OF FARMINGDALE

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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 PM on Monday, May 4, 2009.

Present: Mayor George Starkie
Deputy Mayor Patricia Christiansen
Trustee William Barrett
Trustee Ralph Ekstrand
Trustee Cheryl Parisi
Village Administrator David Smollett
Deputy Clerk/Treasurer Elizabeth Kaye
Public Works Superintendent Andrew Fisch
Village Attorney Kevin Walsh

Mayor Starkie opened the meeting at 8:00 pm with the pledge to the flag led by Public Works Superintendent Fisch followed by a moment of silence.

It was moved by Trustee Parisi, seconded by Trustee Barrett, to approve the minutes of April 6, 13, 20, as corrected. Motion carried with all voting Aye.

It was moved by Trustee Parisi, seconded by Trustee Ekstrand, to approve the Abstract of Audited Vouchers #1005. Motion carried with all voting Aye.

Mayor Starkie announced the next board meeting to be held Monday, June 1, 2009 at 8:00 pm, work session at 7:00 pm.

It was moved by Trustee Barrett, seconded by Deputy Mayor Christiansen, to approve the Fire Department Memorial Parade to be held Monday, May 25, 2009. Motion carried, all voting Aye.

It was moved by Trustee Parisi, seconded by Deputy Mayor Christiansen, to approve Peanuts Nursery School's use of Gergras Park on Wednesday, May 27, 2009 (raindate Friday, May 29). Motion carried, all voting Aye.

Administrator Smollett updated the board on the 2010 Census.

It was moved by Trustee Parisi, seconded by Deputy Mayor Christiansen, to approve the following taxi permits, one pending submission of a picture:

- Margarete Mittendorf
- Sandra Montoya

Motion carried, all voting Aye.

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Administrator Smollett presented the following building permits issued since the last meeting:

LOCATION	TYPE OF CONSTRUCTION/COMMENTS	ARB
Fairfield Conklin 675 Conklin St. DB 09-25	Renovate kitchen, bathroom Apt. 8A	N/A
Grazia 11 N. Maple St. DP 09-03	Demolition of bathroom in garage.	N/A
Grande 46 Hill Rd. DB 09-26	Maintain central air conditioning unit	N/A
Chocolate Duck 310 Main St. DB 09-27	Repair to exterior wall – auto accident	N/A

Mayor Starkie reported on the Long Island Planning Study which for which the County is seeking inter-municipal contributions from the Villages. The board decided to wait for more details on the study before voting on a contribution.

Administrator Smollett reported on the bids received for the estate fencing at Gerngras Park. It was moved by Trustee Barrett, seconded by Trustee Parisi, to accept the bid from Piil Fencing for \$6,250 as the lowest responsible bidder. Motion carried, all voting Aye.

It was moved by Trustee Ekstrand, seconded by Trustee Parisi, to approve hiring Joseph Olivo at \$10.50 per hour as a DPW seasonal employee. Motion carried, all voting Aye.

It was moved by Trustee Parisi, seconded by Trustee Barrett, to increase the income limit for residential rehabilitation grants from 60% of HUD guidelines to 80%. Motion carried, all voting Aye.

It was moved by Trustee Barrett, seconded by Deputy Mayor Christiansen, to approve a salary increase for Judge Nicosia, effective June 1, 2009, from \$11,000 to \$13,000. This would bring his salary in line with other Village Justices on Long Island. Motion carried, all voting Aye.

Village Attorney Walsh discussed a requirement in the Code to re-bid the taxi license from time to time and reported that two bids were received. It was moved by Trustee Ekstrand, seconded by Trustee Parisi, to award the licensure to L.I. Yellow Cab as the lowest responsible bidder. Motion carried, all voting Aye.

It was moved by Trustee Barrett, seconded by Trustee Parisi, to amend the Village's Collateralization Policy for Letters of Credit to change the term from 90 days to 120 days and the value to secure from 140% of deposits to 100%, which is consistent with General Municipal Law 10(3) (c). Motion carried, all voting Aye.

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It was moved by Trustee Barrett, seconded by Trustee Ekstrand, to approve the following tax certioraris:

49/97.01/545, 546	310-318 Main St.	\$39,000
49/113/5-6	439-441 Main St.	\$ 4,000
49/70/407	236-238 Main St.	\$19,900

Motion carried, all voting Aye.

Deputy Mayor Christiansen update the board on beautification committee matters.

It was moved by Trustee Ekstrand, seconded by Trustee Parisi, to relevy unpaid water to the 2009-2010 tax roll as follows:

Water	\$38,427.83
Meters	\$ 500.00
Surcharge	\$22,000.00
Penalty	<u>\$ 5,074.85</u>
Total	<u>\$66,002.68</u>

Motion carried, all voting Aye.

It was moved by Deputy Mayor Christiansen, seconded by Trustee Parisi, to levy property taxes for 2009-2010 fiscal year and authorize the Mayor to sign the Tax Warrant:

For the Current Budget	\$3,436,563.00
For the Relevied Water Rents	\$ 66,002.68
Charges for Services	\$ 1,881.26
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Total	\$3,504,446.94

Motion carried, all voting Aye.

It was moved by Deputy Mayor Christiansen, seconded by Trustee Parisi, to approve Farmingdale High School’s use of the Village Green on Saturday, May 16, 2009 for an Earth Day event. Motion carried, all voting Aye.

It was moved by Trustee Parisi, seconded by Deputy Mayor Christiansen, to amend the site plan for 146 Melville Road on the new home to include:

- screening (landscaping) along the easterly property line
- frosted glass on bathroom window
- vinyl siding permitted

Motion carried, all voting Aye.

The board had deferred a vote on Local Law 2 of 2009 pending receipt of a County waiver which was subsequently received since the public hearing. It was moved by Trustee Ekstrand,

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seconded by Trustee Barrett, to adopt Local Law 2 of 2009 which amends the penalties for offense of the "Illegal Occupancies" local law 3 of 2006. Motion carried, all voting Aye.

At 9:15 pm, it was moved by Trustee Parisi, seconded by Deputy Mayor Christiansen, to open the public hearing on the Annual Stormwater Report. Motion carried, all voting Aye.

Mr. Sioss, Village Engineer, presented the annual report. Mr. Sioss informed the board that the Village must have its storm drains mapped on GIS by March, 2010.

Mr. Gosline, Linwood Road, commented that residents are unable to obtain flood insurance because the village has not joined the FEMA Flood Insurance program. Mayor Starkie commented that the village is not in a flood zone and insurance rates would increase for all homeowners if the village were to join.

There being no further comments from the public, at 9:30 pm, it was moved by Trustee Parisi, seconded by Trustee Ekstrand, to close the public hearing. Motion carried, all voting Aye.

At 9:31 pm, it was moved by Trustee Parisi, seconded by Deputy Mayor Christiansen, to open the public hearing on Local Law 3 of 2009 related to the prohibition of parking automobiles on lawns. Motion carried, all voting Aye.

Mayor Starkie asked that the language reflect an exemption for emergency situations.

Mr. Ahern, Conklin Street, commented that homes with several cars should not be an exception to the law.

Village Attorney Walsh reported that the County had granted local jurisdiction.

There being no further comments from the public, at 9:40 pm, it was moved by Trustee Ekstrand, seconded by Trustee Parisi, to close the public hearing. Motion carried, all voting Aye.

It was moved by Trustee Barrett, seconded by Deputy Mayor Christiansen, to adopt Local Law 3 of 2009. Motion carried, all voting Aye.

It was moved by Trustee Ekstrand, seconded by Trustee Parisi, to declare June 15 – June 21, 2009 as U.S. Open Week in the Village of Farmingdale. Motion carried, all voting Aye.

Under old business, Mayor Starkie asked for a status on resolving the flooding problem at the train station. Administrator Smollett responded that he had received three estimates.

Trustee Barrett updated the board on entertainment for movie nights during the U.S. Open.

Mayor Starkie opened the Good & Welfare portion of the meeting.

Mr. Gosline, Waverly Place, spoke to the board about "Main Street, Live After Five" and asked the board to consider combining this with movie night.

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Ms. Sena, Jerome Drive, asked about the hiring of seasonal workers. Administrator Smollett commented that Civil Service had approved six seasonal worker positions for the Village.

Ms. Sena referred to certain Freedom of Information Requests (FOILs) given to the Village. Administrator Smollett commented that the FOILs asked for certain documents that do not exist.

Village Attorney Walsh commented that Village staff is not required to create a report.

Village Attorney Walsh suggested that Ms. Sena submit a FOIL to review files on illegal housing instead of a requesting a report format.

Mr. Gosline, Linwood Road, questioned the accuracy of his water bill. Administrator Smollett commented that he would talk to the billing clerk.

Mr. Carosella, Sherman Road, asked about the Letter of Credit. Administrator Smollett responded that banks purchase a letter of credit on behalf of municipalities and insure it with the Federal Home Loan Bank.

Mr. Carosella asked if the Building Superintendent position would be replaced. Mayor Starkie commented that consultants are studying the Building Department and would make recommendations.

A resident of 83 Elizabeth Street asked if the board was aware of a bid going out by the Railroad to refurbish the train station. Mayor Starkie commented that the board was aware of this bid.

The resident also asked if the street light replacements would be installed beyond Main Street. Mayor Starkie responded in the affirmative.

There being no further business before the board, it was moved by Trustee Ekstrand, seconded by Trustee Parisi, to close the meeting and adjourn to Executive Session. Motion carried, all voting Aye.

The board came out of Executive Session and entered work session.

It was moved by Trustee Parisi, seconded by Trustee Ekstrand, to give the Mayor authorization to select a commercial rehab consultant pending receipt of two quotes in addition to Vision Accomplished. Motion carried, all voting Aye.

The board approved paying Xtraire the final bill for the duct work less the amount to cover damage to the back wall in the Fire Department.

It was moved by Trustee Ekstrand, seconded by Trustee Barrett to return to Executive Session. Motion carried, all voting Aye.

Mayor Starkie