

# REGULAR MEETING OF THE BOARD OF TRUSTEES

Monday, August 3, 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, August 3, 2009.

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

Mayor Starkie opened the meeting at 8:00 pm with the pledge to the flag led by Joe Carosella, followed by a moment of silence.

It was moved by Trustee Parisi, seconded by Trustee Ekstrand, to approve the minutes of July 7, 20. Motion carried with all voting Aye.

It was moved by Trustee Barrett, seconded by Trustee Parisi, to approve the Abstract of Audited Vouchers #1008. Motion carried with all voting Aye.

Mayor Starkie announced the next board meeting to be held Tuesday, September 8<sup>th</sup>, 2009 at 8:00 pm, work session at 7:00 pm.

It was moved by Deputy Mayor Christiansen, seconded by Trustee Parisi, to approve a block party on Dale Drive for Saturday, August 29<sup>th</sup> from noon to 11:00 pm. Motion carried, all voting Aye.

It was moved by Deputy Mayor Christiansen, seconded by Trustee Parisi, to approve a block party on Sherman Road for Saturday, September 5<sup>th</sup> from noon to 11:00 pm (raindate September 7<sup>th</sup>). Motion carried, all voting Aye.

It was moved by Trustee Ekstrand, seconded by Trustee Parisi, to approve a block party for Sunday, September 6<sup>th</sup>, from noon to 11:00 pm on the following roads, pending Fire Department approval:

- Sullivan from Secatogue to Pinehurst
- Taylor from Sullivan to Lincoln
- Manetto from Sullivan to Pinehurst

Motion carried, all voting Aye.

It was moved by Trustee Parisi, seconded by Trustee Barrett, to approve a block party on Roxbury Road from Thomas Powell to Hill Road, pending Fire Department approval. Motion carried, all voting Aye.

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It was moved by Trustee Ekstrand, seconded by Deputy Mayor Christiansen, to approve the Farmingdale Hawks parade for Saturday, September 12<sup>th</sup>, from 3:00 to 4:00 pm. Motion carried, all voting Aye.

Mr. Vyneberg with Access IT, and his architect, presented the site plan for 422 Conklin Street, for a proposed software company. Discussion ensued about the parking requirement of 20 spots. The board indicated that it would waive 90% or 18 spots in accordance with the Code § 105-112, in exchange for the use of municipal spots for a fee of \$10,000. The applicant discussed exterior lighting, signage and materials. The board did not have the ARB approval before it so representations made by the applicant were presumed to be accurate.

A motion was made by Trustee Parisi, seconded by Trustee Ekstrand, to approve the final site plan prepared by Combined Resources Design, last revised 7/24/09 pursuant to the following conditions:

- Architectural features approved by the ARB as represented by the applicant
- Materials approved by the ARB as represented by the applicant
- Signage approved by the ARB as represented by the applicant
- Exterior lighting approved by the ARB as represented by the applicant
- A contribution to the Parking Lot Reserve Fund in the amount of \$10,000 (Ten Thousand Dollars); \$2,000 (Two Thousand Dollars) of which shall be paid to the Village of Farmingdale upon the issuance of the Certificate of Occupancy; the remaining \$8,000 (Eight Thousand Dollars) shall be paid to the Village in \$2,000 (Two Thousand Dollars) increments per year for four years upon the anniversary date of the issuance of the Certificate of Occupancy.

Motion carried, all voting Aye.

It was moved by Trustee Parisi, seconded by Deputy Mayor Christiansen, to approve a request by Mr. Glenn Palermo for his 4-piece band to play at the gazebo on September 3<sup>rd</sup> before movie night, starting at 6:45 pm. Motion carried, all voting Aye.

It was moved by Trustee Ekstrand, seconded by Trustee Barrett, to approve Site Specialists, Ltd. as the lowest responsible bidder to supply five park benches for Northside Park at a cost of \$5,814. Motion carried, all voting Aye.

It was moved by Trustee Parisi, seconded by Trustee Barrett, to approve Ruttura & Sons Construction Co. as the lowest responsible bidder to install a concrete path at Gergras Park at a cost of \$12,722. Motion carried, all voting Aye.

It was moved by Trustee Ekstrand, seconded by Deputy Mayor Christiansen, to approve Eastern Fence Co. as the lowest responsible bidder to supply cedar stockade fence for Gergras Park at a cost of \$2,253. Motion carried, all voting Aye.

It was moved by Trustee Barrett, seconded by Deputy Mayor Christiansen, to approve Piil Fence Co. as the lowest responsible bidder to install estate fencing around the stairwell at Village Hall at a cost of \$1,975. Motion carried, all voting Aye.

It was moved by Trustee Parisi, seconded by Trustee Barrett, to approve Dickinson Electric as

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the lowest responsible bidder to install light poles/fixtures and underground wiring at Gergras Park at a cost of \$1,685. Motion carried, all voting Aye.

It was moved by Trustee Parisi, seconded by Trustee Ekstrand, to approve Heads Up Irrigation as the lowest responsible bidder to install irrigation at Gergras Park at a cost of \$3,850. Motion carried, all voting Aye.

It was moved by Trustee Barrett, seconded by Trustee Parisi, to approve Fern Rubino's attendance at the KVS training school from August 17<sup>th</sup> to the 19<sup>th</sup>. Motion carried, all voting Aye.

It was moved by Trustee Parisi, seconded by Trustee Barrett, to approve the following taxi permit:

- David Avadanei

Motion carried, all voting Aye.

Village Attorney Walsh discussed the request Checker Cab for a taxi license for six cars. Mr. Dash from L.I. Yellow Cab expressed opposition to the board issuing a license to Checker Cab considering his company had won the bid, that there was no need for additional cabs and his company had made the investment to move closer to the train station and upgraded his fleet as required in the RFP.

A representative from Checker Cab commented that residents should be given a choice.

Mr. Ahern, Conklin Street, commented that it would be unfair to Yellow Cab for the board to consider another taxi company.

Mayor Starkie commented that Checker Cab had requested the balance of the unused licenses.

Village Attorney Walsh commented that the statute states that the board may consider more than one company.

The attorney for Yellow Cab commented that issuing a license to Checker Cab would undermine the winning bidder during the contracted period.

Mr. Carosella, Sherman Road, commented that it would be unfair to Yellow Cab to issue a license to Checker Cab.

Village Attorney Walsh commented that the bid process was never intended to be for only one qualified company.

Mr. Ryan, Esq. expressed disagreement with Mr. Walsh as the RFP required a rate schedule which determined the winner.

Mayor Starkie asked that the board postpone its decision until the end of the meeting.

It was moved by Trustee Parisi, seconded by Deputy Mayor Christiansen, to approve the application by Sam Sang for a peddler's license to sell ice-cream. 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
Goldstein 45 Sherman Rd. DB 09-41	Construct 15'x16' second story dormer	N/A
Davis 83 William St. DB 09-42	Construct 15'x26' rear deck	N/A
Springdale F'dale 1 Atlantic Ave. DB 09-43	Replace siding on 80 units	N/A
Crisera 12 Duane St. DB 09-44	Finished basement with half bath	N/A
Rav Automotive 356 Fulton St. DB 09-45	Repair sign and base damaged by car	X
Sonnenberg 29 Jefferson Rd. DB 09-46	Construct retaining wall, stoop, pave walkway and driveway	N/A
Krispy Kreme 87 Fulton Street DB 09-47	Miscellaneous interior alterations for retail donut shop.	X
Zollo 32 Quaker Lane DB 09-48	Construct outside cellar entrance.	N/A
Pagano 952 Fulton St. DB 09-49	Maintain finished basement with 3 piece bath	N/A

It was moved by Deputy Mayor Christiansen, seconded by Trustee Ekstrand, to approve the following tax certiorari:

49/76/65                      421 Conklin Street                      \$11,000

Motion carried, all voting Aye.

Deputy Mayor Christiansen thanked the Public Works staff for their hard work keeping the planters and flower beds watered and weeded and reported that reported on other Beautification Committee matters.

Under Old Business, the following matters were reported on:

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- Trustee Parisi reported on the success of the volunteer barbecue
- Deputy Mayor Christiansen reported that a hired individual maintains Powell Cemetery 3-4 times per year
- A meeting will be set up with tenants who front on Main Street to discuss garbage removal
- Deputy Mayor Christiansen had received materials on an Ethics Board and would discuss at the September 21<sup>st</sup> work session

Ms. Carol Meschkow with the Tobacco Action Coalition of Long Island presented Mayor Starkie with a proclamation acknowledging his support in the effort to combat cigarette smoking in the teenage population. Ms. Meschkow discussed the idea of a no-smoking area around Village Hall.

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

Neighbors near the Hubbard home reported that the odor from the property is still a problem.

Administrator Smollett indicated that he would follow-up with the Board of Health.

Mr. Carosella, Sherman Road, asked about the 150 Secatogue property cut-out area. Mayor Starkie commented that it was intended for buses and as a drop-off spot. Mr. Carosella asked about the new business at 421 Conklin Street and the \$10,000 fee. Mayor Starkie responded that the new business was going to be a software company and the fee represented the cost of two municipal parking spots.

It was moved by Trustee Ekstrand, seconded by Trustee Parisi, to adjourn to Executive Session to discuss the Code as it relates to taxi licenses. Motion carried, all voting Aye.

The board came back into General session.

Village Attorney Walsh announced that the board had convened into Legal session to discuss the taxi licenses and has now returned to the regular meeting.

It was moved by Trustee Ekstrand, seconded by Trustee Parisi to not issue a taxi license to L.I. Checker Cab. Motion carried, all voting Aye.

There being no further business before the board, it was moved by Deputy Mayor Christiansen, seconded by Trustee Parisi to adjourn to Executive Session. Motion carried, all voting Aye.

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Mayor Starkie