

**REGULAR MEETING OF THE BOARD OF TRUSTEES – Tuesday, March 28, 2006
INC. VILLAGE OF FARMINGDALE**

The regular meeting of the Board of Trustees of the Incorporated Village of Farmingdale was held in Village Hall, 361 Main Street, Farmingdale, New York at 7:30 PM on Tuesday, March 28, 2006.

Present: Mayor George Graf
Deputy Mayor Joseph Rachiele
Trustee Benjamin Giminaro
Trustee Thomas Langon
Trustee Theodore Dorfmeister
Village Administrator - David Smollett
Deputy Clerk/Treasurer - Elizabeth Kaye
Building Superintendent – Ronald Craig
Superintendent of Public Works Fred Zamparelle
Village Attorney Gregory w. Carman, Jr.

Absent:

Mayor Graf opened the meeting at 7:30 pm with the pledge to the flag led by Trustee Dorfmeister followed by a moment of silence.

It was moved by Deputy Mayor Rachiele , seconded by Trustee Dorfmeister, to approve the minutes of February 21, 2006. Motion carried. All voting "Aye."

It was moved by Trustee Langon, seconded by Deputy Mayor Rachiele, to approve the abstract of audited vouchers #966. Motion carried. All voting "Aye."

Mayor Graf announced the names of the newly elected trustees, George Starkie and Patricia Christiansen and the re-election of Salvatore Nicosia as village justice. This was followed by applause from the audience.

Building Superintendent Craig submitted 17 new building permits to the board for approval. It was moved by Trustee Langon, seconded by Deputy Mayor Rachiele, to approve the following building permits:

PETER GENNERINI 70 Maple St. DB06-16	Maintain finished cellar w/3 piece bath.
TULLY 207 Lenox Ct. DB06-17	Finish bonus room above garage
CAMILLERI 50 Merokee Pl. BD06-18	Maintain finished basement and remove all illegal doors
BAVERO 276 Staples St. DB06-29	Convert closed porch to entry foyer
ROOS 276 Staples St. DB06-20	New bath, siding, windows and electric service.

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RJR DEVELOPMENT 125 Duane St. DB06-21	Proposed 2460 S/F one-family dwelling
RJR DEVELOPMENT 127 Duane St. DB06-22	Proposed 2460 S/F one-family dwelling
TSANG PATISSERIE 356 Conklin St. DB06-23	Interior alteration to store (Bakery)
REBEIL CONSULTING 191 Main St. DB06-24	Interior alteration to add seats (16) for restaurant use. ZBA approved 10/20/05 Case #31-05 BOT approved 2/21/06
BROST 196 Main St. DB06-25	Interior alteration to restaurant
FAIRFIELD CONKLIN LLC 675 Conklin St. DB06-26	Common area and site plan improvements

The foregoing motion carried. All voting "Aye."

Six new taxi applications were submitted to the Board for approval. Trustee Langon requested additional time to review.

It was moved by Deputy Mayor Rachiele, seconded by Trustee Dorfmeister to approve the request by Peanuts Nursery School to hold its annual picnic on June 6, 2006 (rain date June 7, 2006) at Gergras Park. Motion carried. All voting "Aye."

It was moved by Deputy Mayor Rachiele, seconded by Trustee Langon, to approve the request by the Chamber of Commerce to hold its annual Easter Egg Hunt at the Village Green on April 8, 2006 from 10:00 a.m. until 2:00 p.m. Motion carried. All voting "Aye."

It was moved by Deputy Mayor Rachiele, seconded by Trustee Dorfmeister, to approve the request by Lamboy Family Chiropractic to utilize the parking lot behind village

hall for its annual Kids Day America, on May 3, 2006 from noon until 3:00 p.m. Motion carried. All voting "Aye."

It was moved by Trustee Langon, seconded by Deputy Mayor Rachiele, to approve a block party on Thomas Powell Boulevard for Saturday, August 5, 2006 (rain date August 12, 2006). Motion carried. All voting "Aye." Code Enforcement Official JoAnn Edling requested that cars not be parked in front of the barricades to allow an emergency vehicle to enter the street.

It was moved by Deputy Mayor Rachiele, seconded by Trustee Langon, to approve a tax certiorari for Section 49, Block 443, Lot 24, in the amount of \$6,000. The original approval was given for \$14,000, instead of \$20,000 as recommended by the Tax Consultant, Charles Firmbach.

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It was moved by Deputy Mayor Rachiele, seconded by Trustee Dorfmeister, to accept a \$1,000 donation from the Farmingdale Fire Department, to be used for the Village Green. Motion carried. All voting "Aye." Chief Salerno presented the check to the board.

It was moved by Deputy Mayor Rachiele, seconded by Trustee Langon, to accept a \$50.00 donation from Lee Dodge, to be used for the Village Green. Motion carried. All voting "Aye."

It was moved by Deputy Mayor Rachiele, seconded by Trustee Dorfmeister, to set the organizational meeting for Monday, April 3, 2006, to swear in new trustees and set appointments for the upcoming year. Motion carried. All voting "Aye."

Trustee Langon announced that he reviewed the taxi applications presented earlier in the meeting. It was moved by Trustee Langon, seconded by Trustee Dorfmeister, to approve the following six taxi applications:

Thomas DeCicco
William T. Hugh, Jr.
Michael P. Leahy
Alan R. Koch
Edward Hernandez
Carol L. LaRusso

The foregoing motion carried. All voting "Aye."

At 8:00 p.m., Mayor Graf opened the public hearing on 190 Main Street, known as the "Downtown." The public hearing was stenographically recorded.

Representatives for the owner, Rainmaker L.L.C., appeared before the board to request site plan approval for a change of use. The owner is proposing to change the use to a catering establishment from its former use as a club for touring bands. Several representatives presented the application to the board. Mr. Stan Sibell, attorney for the applicant, indicated that his client was operating with a temporary certificate of occupancy.

Mayor Graf opened the hearing to the public. Several residents expressed concerns including parking problems, noise and the dangerous nature of the corner.

At 9:30 pm, it was moved by Trustee Langon, seconded by Deputy Mayor Rachiele, to close the public hearing. Motion carried. All voting "Aye."

It was moved by Deputy Mayor Rachiele, seconded by Trustee Langon, to reserve decision on the site plan approval until April 11, 2006 and extend the temporary certificate of occupancy until April 11, 2006. Motion carried. All voting "Aye."

At 9:33 pm, it was moved by Trustee Langon, seconded by Deputy Mayor Rachiele, to open the public hearing on the application of Viva Juan's, 169 Main Street, for a special use permit. Motion carried. All voting "Aye."

Mr. Michael Rubenstein of Selden, New York, presented a rendering of the proposed building to the board. Mr. Rubenstein's client proposes to paint the building, clean up the area and landscape. Mr. Rubenstein indicated that the maroon awnings, which were of concern at the last meeting, would be replaced with green awnings at a future date. Mr. Rubenstein

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informed the board that the capacity of the restaurant is 120 patrons, including 65 seated and standing room at the bar and the hours of operation will be 11:00 a.m. to 1:00 am.

Mayor Graf opened the hearing to the public.

Frank Gatto of 7 Manetto Road expressed concern that the parking is inadequate.

Chuck Gosline, 33 Waverly Place, expressed support for the application.

Building Superintendent Craig informed the board that the parking area will be enhanced.

The board requested that the building be painted in a beige color.

At 9:45 pm, it was moved by Trustee Langon, seconded by Deputy Mayor Rachiele, to close the public hearing. Motion carried. All voting "Aye."

It was moved by Deputy Mayor Rachiele, seconded by Trustee Dorfmeister to approve the application and require that the awnings be replaced, the building painted and landscaping be completed within six months. Motion carried. All voting "Aye."

It was moved by Deputy Mayor Rachiele , seconded by Trustee Langon, to approve new signers for the Citibank and associate accounts and to authorize wire transfers:

Mayor George Graf
Administrator, Clerk/Treasurer David Smollett
Deputy Clekr/Treasurer Elizabeth Kaye

The foregoing Motion carried. All voting "Aye."

It was moved by Trustee Langon , seconded by Trustee Dorfmeister, to close the Railroad Restoration account with Citibank and transfer the money to the General Fund for information technology upgrade. Motion carried. All voting "Aye."

It was moved by Deputy Mayor Rachiele , seconded by Trustee Langon, to approve the hiring of Nina Quijano as court translator for Spanish to English at \$60.00 per court session. Motion carried. All voting "Aye."

It was moved by Trustee Langon, seconded by Deputy Mayor Rachiele, to set the date for the tentative budget workshop for Tuesday, April 11, 2006 at 7:00 pm. Motion carried. All voting "Aye."

It was moved by Trustee langon, seconded by Deputy Mayor Rachiele, to set the public hearing for the tentative budget for Monday, April 17, 2006 at 7:00 pm.

It was moved by Deputy Mayor Rachiele, seconded by Trustee Langon, to set the May meeting for Tuesday, May 9, 2006 and at this meeting, hold a public hearing on the application of 776-780 Fulton Street for 16 condos.

It was moved by Deputy Mayor Rachiele , seconded by Trustee Langon, to set the date to adopt the budget for Tuesday, April 25, 2006 at 7:00 pm.

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Public Works Superintendent Zamparelle recommended to the board that the landscaping contract with Mr. Iaboni be renewed. It was moved by Deputy Mayor Rachiele, seconded by Trustee Langon, to renew the landscaping contract with Mr. Iaboni for the upcoming year at \$760.00 per month for all village owned areas.

It was moved by Deputy Mayor Rachiele, seconded by Trustee Langon, to amend the minutes of February 17, 2004 to change a tax certiorari refund from \$550.00 to \$81.73. Motion carried. All voting "Aye."

It was moved by Trustee Langon, seconded by Trustee Dorfmeister, to approve the Administrator's attendance at the Government Finance Officers' Association conference from April 5 thru April 7, 2006. Motion carried. All voting "Aye."

Mayor Graf opened the Good and Welfare portion of the meeting.

Nick Ezzo, 131 Prospect Street, asked the board to restrict parking until 4:30 p.m. in front of St. Luke's church. Mayor Graf instructed Building Superintendent Criag to investigate the situation.

Patricia Christiansen of Weiden Street, publicly thanked Trustee Giminaro for his years of service in government and as a physician. Trustee Giminaro received a standing ovation and applause from the audience.

Chuck Gosline, 33 Waverly Place, requested that the board address the need for a moratorium to deal with increasing development. The board indicated that the moratorium would be discussed at the April 11th meeting.

Brian Hezley, 17 Sherman Road, expressed concerns regarding the screening and lighting at Lenox Court. Building Superintendent Craig addressed these concerns.

An unidentified resident expressed concern about the intersection of Secatogue and Oakview where cars are parked in the street all day, making the area very crowded. Code Enforcement Officer Edling indicated that this area is patrolled everyday.

There being no further business before the board, the Mayor invited the incoming Trustees to join the board in the working session. Deputy Mayor Rachiele made a motion to close the meeting at 10:10 p.m. and adjourn to work session and executive session. The motion was seconded by Trustee Langon. Motion carried, all voting "Aye."

Mayor