

**THE INCORPORATED VILLAGE OF MASTIC BEACH
369 NEIGHBORHOOD ROAD
MASTIC BEACH, NY 11951**

**BOARD MEETING MINUTES
NOVEMBER 19, 2014**

PRESIDING OFFICER: William Biondi, *Mayor*

MEMBERS OF THE BOARD OF TRUSTEES PRESENT AND VOTING: Nick Busa, *Deputy Mayor*, Maura Spery, Gary Stiriz, Bruce Summa

MEMBERS OF THE BOARD OF TRUSTEES ABSENT: None

OFFICIALS OF THE BOARD OF TRUSTEES PRESENT: Susan F. Alevas, Esq., *Village Clerk*; Vincent Candurra, Esq., *Village Attorney*

ADMINISTRATIVE STAFF PRESENT AND REPORTING: Anthony Prudenti, *Code-Enforcement Supervisor*

INVITED GUESTS: None

1. CALL TO ORDER AND WELCOME

Mayor **William Biondi** called the meeting to order at 5:07 p.m. and welcomed those in attendance.

2. PLEDGE OF ALLEGIANCE AND MOMENT OF SILENCE

Mayor **Biondi** led the salute to the flag and asked for a moment of silence for U.S. service members both past and present.

3. EMERGENCY-EVACUATION ANNOUNCEMENT

Village Clerk **Susan Alevas, Esq.** reviewed the emergency procedure for exiting the building.

4. ROLL CALL

Village Clerk **Alevas** conducted a roll call of the Board of Trustees.

5. PUBLIC HEARING – DEPARTMENTAL NAME CHANGE

Pursuant to the Village’s “Notice of Public Hearing”, Mayor **Biondi** led a discussion among the Board of Trustees about the Village’s proposed local law to amend Chapter 20 of the Village Code to change the name of the Department of Code Enforcement to the Department of Public Safety, a copy of which is attached hereto as **Attachment #1**. Following the Board’s discussion, Mayor **Biondi** recognized those in attendance who wished to address the Board of Trustees about this matter.

Accordingly, the following persons signed in to the log book and/or addressed the Board of Trustees:

Name:

Anne Snyder

Kathleen Iolla

Frank Fugarino

Jill Gross

Donna Maurice

V. Castellano

During this portion of the meeting, the following motion to table was made.

Motion offered by **Maura Spery**, seconded by **Bruce Summa** to wit:

RESOLVED,

that the Board of Trustees table the matter of changing the name of the Department of Code Enforcement to the Department of Public Safety until such time as the Board of Trustees and Village officials are able to consider this matter more fully.

Motion failed: 2-Yes; 3-No (**W. Biondi, N. Busa, G. Stiriz**)

Mayor **Biondi** continued to recognize those in the audience who wished to address the Board of Trustees on this matter as noted below:

Name:

Joe Mallia
Ewa Welmut Stankiewicz
Alan Chasinoff

Following comments by those in attendance, Mayor **Biondi** called for a motion to close the public hearing.

Motion offered by **William Biondi**, seconded by **Gary Stiriz** to wit:

WHEREAS, the Board of Trustees has conducted a Public Hearing on the subject of changing the name of the Department of Code Enforcement to the Department of Public Safety; and

WHEREAS, the Board of Trustees has received the benefit of public input; now, therefore, be it

RESOLVED, that the Board of Trustees closes its public hearing on the matter of a proposal to amend Chapter 20 of the Village Code to change the name of the Department of Code Enforcement to the Department of Public Safety.

Motion carried – 5-Yes; 0-No

6. ADOPTION OF NEW LAW – DEPARTMENT NAME CHANGE

Motion offered by **William Biondi**, seconded by **Gary Stiriz** to wit:

WHEREAS, the Board of Trustees has conducted a Public Hearing on the subject of amending Chapter 20 of the Village Code to permit a departmental name change from the Department of Code Enforcement to the Department of Public Safety; and

WHEREAS, the Board of Trustees has received public comments on the same; now, therefore, be it

RESOLVED, that the Board of Trustees approves the amendment of Chapter 20 of the Village Code to change the name of the Department of Code Enforcement to the Department of Public Safety, a copy of which is annexed hereto and made a part hereof as **Exhibit #2**; and be it further

RESOLVED, that the Board of Trustees authorizes all necessary action to effectuate this law, effective immediately.

Motion carried – 5-Yes; 0-No

7. SET PUBLIC HEARINGS

Motion offered by **William Biondi**, seconded by **Maura Spery** to wit:

WHEREAS, the Board of Trustees has been presented with requests to consider establishing four-way stops at two intersections within the Village; now, therefore, be it

RESOLVED, that the Board of Trustees authorizes public hearings be held at 7 p.m. on either Tuesday, December 16, 2014, or Tuesday, January 13, 2015, whichever can occur first given the holiday-publishing deadlines for the related legal notices, for the purpose of soliciting public comments whether to establish a four-way stop at the following intersections within the Village;

Daisy and Aspen Roads;

Whittier and Dogwood Roads; and be it further

RESOLVED, that the Board of Trustees authorizes the Village Clerk to take all necessary action to publish related legal notices setting these public hearings.

Motion carried – 5-Yes; 0-No

8. COMPUTER PURCHASE

Mayor **Biondi** called for a resolution to confirm the polling of the Board on November 14, 2014, approving the purchase of a new computer for the Office of Village Clerk, at a cost not to exceed \$1,000.00.

Motion offered by **William Biondi**, seconded by **Bruce Summa** to wit:

WHEREAS, it is in the Village's best interests to have efficient departmental operations; now, therefore, be it

RESOLVED, that the Board of Trustees confirms its approval via polling of the board members to authorize the purchase through VEP Computer Systems, Inc., 1470 Montauk Highway, Mastic, New York 11950, a new computer for the Office of the Village Clerk, at a cost not to exceed \$1,000.00; and be it further

RESOLVED, that this Resolution shall take effect immediately.

Motion carried – 5-Yes; 0-No

9. PAYMENT TO SUFFOLK COUNTY – REAL PROPERTY TAXES

Mayor **Biondi** called for a motion to authorize the payment of real-property taxes to the County of Suffolk for a parcel the Village obtained through the County of Suffolk.

Motion offered by **William Biondi**, seconded by **Gary Stiriz** to wit:

WHEREAS, there are second half real-property taxes due on two vacant parcels of land to which the Village took title in a land transfer earlier this year from the County of Suffolk; now, therefore, be it

RESOLVED, that the Board of Trustees authorizes the following real-property tax payments below:

Item # 4423850, in the amount of \$194.74, and Item #4423710, in the amount of \$1,313.37, with a combined total including interest of \$1,508.11; and be it further

RESOLVED, that this Resolution shall take effect immediately with Village officials being authorized to release Check #12488, dated November 20, 2014, in the total amount of \$1,508.11.

Motion carried – 5-Yes; 0-No

10. SNOW-PLOW APPLICATION MATERIALS

Mayor **Biondi** led a discussion about the Village’s snow-plow application materials.

11. HARDSHIP VARIANCE

Mayor **Biondi** distributed and reviewed correspondence the Board of Trustees received from **DJ Concessions**, and a discussion

followed. It was the consensus of the Board that the Mayor, under his legal authority, issue a hardship variance for this company through December 31, 2014.

12. MOTION TO ENTER INTO EXECUTIVE SESSION

Mayor **Biondi** requested a motion for the Board of Trustees to enter into executive session for the purpose of discussing legal matter, pursuant to the *New York State Public Officers Law*.

Motion offered by **Maura Spery**, seconded by **Nick Busa** to wit:

RESOLVED, that the Board of Trustees enter into executive session for the purpose of discussing legal matters.

Motion carried – 5-Yes; 0-No

Upon passage of the foregoing Resolution, Mayor **Biondi** will adjourn the public session at 6:50 p.m. and convene the Board of Trustees in executive session at 6:54 p.m.

13. EXECUTIVE SESSION

Mayor **Biondi**, Deputy Mayor **Busa**, Trustees **Spery**, **Stiriz** and **Summa**, Village Attorney **Candurra** and Village Clerk **Alevas** were present in executive session.

A discussion ensued regarding legal matters.

14. DEPARTURE OF BOARD MEMBER

During the executive-session discussion, Trustee **Summa** left the meeting room at 7:02 p.m.

15. RETURN OF BOARD MEMBER

During the executive-session discussion, Trustee **Summa** returned to the meeting room at 7:05 p.m.

16. ADJOURNMENT OF EXECUTIVE SESSION

Motion offered by **Maura Spery**, seconded by **Bruce Summa** to wit:

RESOLVED, that the Board of Trustees adjourn its executive session.

Motion carried – 5-Yes; 0-No

Upon passage of the foregoing Resolution, Mayor **Biondi** adjourned the executive session at 7:27 p.m. and re-convened the Board of Trustees in public session at 7:28 p.m.

17. ACTIONS ARISING OUT OF EXECUTIVE SESSION

There weren't any matters arising out of executive session requiring action by the board at this meeting.

18. MEETING ADJOURNMENT

There being no further items to come before the Board of Trustees, Mayor **Biondi** called for a motion to adjourn the meeting.

Motion offered by **William Biondi**, seconded by **Maura Spery** to wit:

RESOLVED, that the Board of Trustees adjourn its meeting at 7:29 p.m.

Motion carried – 5-Yes; 0-No

Respectfully submitted,

Susan F. Alevas, Esq., *Village Clerk*,

November 19, 2014

ATTACHMENT #1

LEGAL NOTICE

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a Public Hearing will be held on Tuesday, November 19, 2014, at 5:00 p.m. at Village Hall, 369 Neighborhood Road, Mastic Beach, New York, by the Village Board of the Incorporated Village of Mastic Beach **TO AMEND CHAPTER 20 OF THE VILLAGE CODE TO CHANGE THE NAME OF THE DEPARTMENT OF CODE ENFORCEMENT TO THE DEPARTMENT OF PUBLIC SAFETY**, a copy of which proposed local law is on file at the Office of the Village Clerk.

At said Public Hearing any person interested will be given the opportunity to be heard.

Susan F. Alevas, Esq.

Village Clerk

Dated: October __, 2014

ATTACHMENT #2

Proposed Local Law No. ____ - 2014

AMENDING CHAPTER 20 OF THE VILLAGE CODE TO CHANGE THE NAME OF THE DEPARTMENT OF CODE ENFORCEMENT TO THE DEPARTMENT OF PUBLIC SAFETY

Be it enacted by the Village Board of the Incorporated Village of Mastic Beach:

The Code of the Incorporated Village of Mastic Beach, County of Suffolk, New York, is amended by:

Amending Chapter 20 of the Village Code which shall read as follows:

[New Language]

[Language to be Deleted]

Chapter 20 Department of ~~Code Enforcement~~ **Public Safety**

§ 20-1 Creation.

There is hereby created in the Village of Mastic Beach the Department of ~~Code Enforcement~~ **Public Safety**.

§ 20-2 Organization; terms of office.

The Mayor, with the consent of the Board of Trustees, may appoint as many code enforcement officers as he shall determine to be necessary and may designate a person to be the head of the Department of ~~Code Enforcement~~ **Public Safety**. The Department of ~~Code Enforcement~~ **Public Safety** shall also consist of housing inspectors, building inspectors, **public safety officers** and parking meter collectors of the Village of Mastic Beach. The term of office of the head of the Department and of any officer of said Department, if not otherwise established by law, shall be a period of one year, coinciding with the official year of the Village of Mastic Beach.

§ 20-3 Powers and duties.

The Department of ~~Code Enforcement~~ **Public Safety** shall be responsible for the enforcement of all provisions of the Code of the Village of Mastic Beach and any and all other resolutions, local laws, ordinances and regulations enacted by the Board of Trustees of the Incorporated Village of Mastic Beach at any time. **Public safety officers within the Department shall also be responsible for the patrol and protection of the buildings, properties, parks, facilities and other realty of the Village, and the performance of other duties as may be deemed necessary by the**

Board of Trustees or the Director of the Department to provide for code enforcement and the general security of the Village government in the proper conduct of Village business.

§ 20-4 Department head; report to Trustees.

In addition to the general administrative duties incumbent upon all department heads of the Village of Mastic Beach, the head of the Department of ~~Code Enforcement~~ **Public Safety** shall be directly responsible to the Commissioner of ~~Code Enforcement~~ **Public Safety** - Chief Code Enforcement Officer. At each meeting of the Board of Trustees, the head of said Department shall make a report to the Board of Trustees. Said report shall include a summary of all code enforcement **and public safety** activities in the period elapsing between the date of the report and the previous report delivered.

§ 20-5 References to the Department of Code Enforcement.

The use of the term "Department of Code Enforcement" in the Village Code shall refer to the "Department of Public Safety."

This Local Law shall take effect immediately.

<u>Aye</u>	<u>Nay</u>	
___	___	William Biondi
___	___	Nick Busa
___	___	Maura Sperry
___	___	Gary Stiriz
___	___	Bruce Summa

Dated: November 19, 2014

Susan F. Alevas, Esq. - Village Clerk