

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

**BOARD MEETING MINUTES
FEBRUARY 4, 2015**

PRESIDING OFFICER: William Biondi, *Mayor*

MEMBERS OF THE BOARD OF TRUSTEES PRESENT AND VOTING:

Nick Busa, *Deputy Mayor*, Maura Sperry, Bruce Summa

MEMBERS OF THE BOARD OF TRUSTEES ABSENT: Gary Stiriz

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

ADMINISTRATIVE STAFF PRESENT AND REPORTING: Teresa Madarasz, *Building Inspector* (Item #26 only); James Olivo, *Treasurer* (Item #25 only)

INVITED GUESTS: Frank Garguiolo, *Senior Business Development Executive*, Springbrook Software, Inc. (Item #25 only)

1. CALL TO ORDER AND WELCOME

Mayor **William Biondi** called the meeting to order at 5:03 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** reviewed the emergency procedure for exiting the building.

4. ROLL CALL

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

5. APPROVAL OF MINUTES

Motion offered by **William Biondi**, seconded by **Nick Busa** to wit:

WHEREAS, the Board of Trustees has been presented with a copy of its meeting minutes, dated January 13, 2015; now, therefore, be it

RESOLVED, that the Board of Trustees approves the January 13, 2015, meeting minutes, as presented; and be it further

RESOLVED, that the Board of Trustees authorizes the Village Clerk to insert the January 13, 2015, meeting minutes with annexed attachments into the official Meeting Minute books maintained by the Village of Mastic Beach and that the same shall remain a permanent Village record.

Motion carried: 4-Yes; 0-No; 1-Absent (**G. Stiriz**)

6. AUTHORIZATION FOR THE PAYMENT OF BILLS

A motion was made by **William Biondi** to authorize the payment of bills. Trustee **Maura Spery** raised some questions to which Mayor **Biondi** responded. Mayor **Biondi** then requested a second to his motion, with voting as follows.

Motion offered by **William Biondi**, seconded by **Nick Busa** to wit:

WHEREAS, upon the recommendation of the Village Treasurer; now, therefore, be it

RESOLVED, that the Board of Trustees authorizes the payment of claims as presented in Abstract No. A9-2015, in the total amount of \$109,430.56, a copy of which is annexed hereto and made a part hereof as **Attachment #1**.

Motion failed: 2-Yes; 2-No (**M. Spery; B. Summa**); 1-Absent (**G. Stiriz**)

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

RESOLVED, that the Board of Trustees tables action on the payment of claims as presented in Abstract No. A9-2015, in the total amount of \$109,430.56, a copy of which is annexed hereto and made a part hereof as **Attachment #1**, until after the board's discussions in executive session later in the meeting.

Motion carried: 4-Yes; 0-No; 1-Absent (**G. Stiriz**)

7. PERSONNEL ACTIONS

Mayor **Biondi** called for various Resolutions relating to personnel actions.

A. CREATION OF NEW STAFFING POSITION

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

WHEREAS, it is in the Village's best interest to address Finance-Department needs; and

WHEREAS, upon the recommendation of Mayor **William Biondi** and ratifying the affirmative polling of the Board of Trustees on January 20, 2015, by the Village Clerk; now, therefore, be it

RESOLVED, that the Board of Trustees authorizes the creation of a part-time, temporary Accountant position (*Civil Service Job Title #0221; CS-500 Form: Suffolk County Civil Service New Position Duties Statement #15-0111*), for a maximum period of ninety (90) days, retroactive to January 23, 2015; and be it further

RESOLVED, that the Village Clerk and Deputy Village Clerk are authorized to take all necessary actions to effectuate the creation of this new staffing position for the 2014-15 fiscal year; and be it further

RESOLVED, that this Resolution shall take effect immediately.

Motion carried: 4-Yes; 0-No; 1-Absent (**G. Stiriz**)

B. APPOINTMENTS

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

WHEREAS, the Village has a part-time Code-enforcement Officer vacancy due to the resignation of Sergeant **Pat Mancuso** on December 16, 2014; and

WHEREAS, on December 16, 2014, the Board of Trustees, by Resolution, appointed Mr. **Patrick Delaney** as a part-time Code-Enforcement Officer replacing Sergeant **Mancuso**, effective December 17, 2014; and

WHEREAS, following the Board's appointment of Mr. **Delaney**, he declined the position and never effectuated his employment with the Village thereby causing an ongoing vacancy in the Village staffing position last held by Sergeant **Mancuso**; and

WHEREAS, Code-Enforcement Coordinator **Anthony Prudenti** has concluded interviews to fill this position; and

WHEREAS, upon the recommendation of Mayor **William Biondi** and pursuant to the affirmative polling of the Board of Trustees on January 19, 2015, by Deputy Mayor **Nick Busa**; now, therefore, be it

RESOLVED, that the Board of Trustees appoints Ms. **Cynthia DiBella**, as a part-time Code-enforcement Officer, effective January 24, 2015, at an hourly salary of \$17.75, with no benefits other than vacation- and sick-leave accruals that the Village provides to part-time personnel, for a maximum work week not to exceed twenty (20) hours; and be it further

RESOLVED, that the Village Clerk and Deputy Village Clerk are authorized to take all necessary actions to finalize this appointment; and be it further

RESOLVED, that this Resolution shall take effect immediately.

Motion carried: 4-Yes; 0-No; 1-Absent (**G. Stiriz**)

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

WHEREAS, it is in the best interest of the Village to address Finance-Department operations; and

WHEREAS, upon the recommendation of Mayor **William Biondi** and pursuant to the affirmative polling of the Board of Trustees on January 20, 2015, by the Village Clerk; now, therefore, be it

RESOLVED, that the Board of Trustees appoints Ms. **Hedy Bluth**, as a temporary, part-time Accountant (*CS-500 Form: Suffolk County Civil Service New Position Duties Statement #15-0111*), effective January 23, 2015, and continuing for such a period as shall be determined by the Village and, in any event, not to exceed ninety (90) days, at an hourly salary of \$36.77, with no benefits other than vacation- and sick-leave accruals that the Village provides to part-time personnel, for a maximum work week not to exceed twenty (20) hours; and be it further

RESOLVED, that the Village Clerk and Deputy Village Clerk are authorized to take all necessary actions to finalize this appointment; and be it further

RESOLVED, that this Resolution shall take effect immediately.

Motion carried: 4-Yes; 0-No; 1-Absent (**G. Stiriz**)

C. REDUCTION IN STAFF HOURS

Mayor **Biondi** discussed with the Board of Trustees the need to reduce Dispatcher **Doris Fink's** hours from thirty-two (32) weekly to twenty (20) weekly in order to comply with applicable Civil Service requirements.

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

WHEREAS, in order to comply with applicable Suffolk County Civil Service rules relating to the employment of personnel; now, therefore, be it

RESOLVED, that the Board of Trustees authorizes the reduction in work hours for Dispatcher **Doris Fink** from thirty-two (32) hours per week to twenty (20) hours per week, retroactive to January 21, 2015; and be it further

RESOLVED, that the Board of Trustees authorizes the Mayor and Village Clerk to take all actions necessary to effectuate this Resolution.

Motion carried: 3-Yes; 1-No (**N. Busa**); 1-Absent (**G. Stiriz**)

8. MASTIC BEACH AMBULANCE PROCLAMATIONS

The **Mastic Beach Ambulance Company** will conduct its 27th Annual Installation of Officers on March 21, 2015, at 8 p.m. at the East Wind, 5720 Route 25A, Wading River, NY 11792. The Ambulance Company officers have requested the Mayor and Board of Trustees prepare proclamations for this event. Mayor **Biondi** called for a Resolution to authorize the same.

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

WHEREAS, the **Mastic Beach Ambulance Company** will be conducting its 27th Annual Installation of Officers; and

WHEREAS, the Mayor and Board of Trustees wish to acknowledge the exemplary volunteer service of those serving the Village of Mastic Beach; now, therefore, be it

RESOLVED, that the Board of Trustees authorizes the following Proclamations be prepared and presented at the Installation of Officers on March 21, 2015:

<u>Name:</u>	<u>Award:</u>
Edward Merchant	Member of the Year
Edward Merchant	ALS Provider of the Year
Devin McGuinness	EMT of the Year
Nicholas Ingham	Driver of the Year
Heidi Schacht	Auxiliary Member of the Year
Kerri Schieferstein	Associate Member of the Year
Matthew Dunham	Employee of the Year
Robert Vecchio	Probationary Member of the Year
Brendan Sullivan	Top Responder
Carmine Schieferstein	Top Responder
Roy LaRussa	Top Responder
Walter Meshenberg	Top Responder

<u>Name:</u>	<u>Award:</u>
Robert Vecchio	Top Responder
Christina Pampena	Top Responder
Ginnine Hipperling	Top Responder
Elizabeth Kokindo	Top Responder
Bernard Felder	Top Responder
James Kokindo	Top Responder
Edward Merchant	Top Responder
Devin McGuinness	Top Responder
John O'Brien	CPR Saves
Taha Falah	CPR Saves
Edward Merchant	CPR Saves
Christina Pampena	CPR Saves
Joseph Galizio	CPR Saves
Richard Tvelia	CPR Saves
Kevin Duffy	CPR Saves
Ginnine Hipperling	CPR Saves
Francis Reynolds	CPR Saves
Marie Kern	CPR Saves
Nicole Marcial	CPR Saves
Richard Tvelia	CPR Saves
Heidi Schacht	CPR Saves
Erica Messana	CPR Saves
Denise Gandolfo	CPR Saves
John O'Brien	CPR Saves
Joseph Galizio	CPR Saves
Elizabeth Norberto	CPR Saves
Alfred Grabow	CPR Saves
Louis Grecko	CPR Saves
Artie Surrey	CPR Saves
Richard Tvelia	CPR Saves
Bridget Warner	CPR Saves
Dougious Warner	CPR Saves
Elizabeth Kokindo	CPR Saves
Robert Vecchio	CPR Saves
James Kokindo	CPR Saves
Carmine Schieferstein	CPR Saves
Bernard Felder	CPR Saves; and be it further

RESOLVED, that the Village Clerk and the Deputy Village Clerk are authorized to take the necessary steps to formalize the foregoing Proclamations.

Motion carried: 4-Yes; 0-No; 1-Absent (**G. Stiriz**)

9. APPOINTMENT TO VILLAGE ETHICS BOARD

Since the Board's January 7, 2015, appointment of members to serve on the Ethics Committee, Mayor **Biondi** advised the Board of Trustees that he was notified that appointee Mr. **Jeffrey Adamo** is no longer able to serve. Additionally, Mayor **Biondi** advised that he will be meeting in the near future with the Village Attorney to discuss legal requirements relating to the appointment of a replacement for Mr. **Adamo**.

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

RESOLVED, that the Board of Trustees tables action to appoint an individual to fill a current vacancy on the Ethics Committee until the Board's February 10, 2015, meeting.

Motion carried: 4-Yes; 0-No; 1-Absent (**G. Stiriz**)

10. APPOINTMENT OF ELECTION INSPECTORS

Mayor **Biondi** called for a Resolution appointing Election Inspectors and other election officials relating to the Village's upcoming annual elections on Wednesday, March 18, 2015.

Motion offered by **William Biondi**, seconded by **Nick Busa** to wit:

WHEREAS, under Section 15-116 of the *New York State election Law*, the Board of Trustees must appoint two or four inspectors for each Village Election District; and

WHEREAS, the Village has only one election district; now, therefore, be it

RESOLVED, that the Board of Trustees appoints the following individuals to serve as Election Inspectors for the Village's General Election to be held on Wednesday, March 18, 2015, at the stipend listed:

Beatrice Blankenship, Election Inspector, \$125.00 stipend; and **Denise Paladino**, Election Inspector, \$125.00 stipend; and be it further

RESOLVED, that **Beatrice Blankenship** shall serve as the chairperson of election inspectors; and be it further

RESOLVED, that the following individuals shall serve as Poll Workers for the Village's General Election to be held on Wednesday, March 18, 2015, at a \$100 stipend for each person:

Dawn Rubino
David Laughlin
Yolanda Player-Artis
Keith Griffaton
Vincent Nasta
Michael Donahue
Lina Tjondro
Barbara Laughlin
Jane Ryan
Marie Todaro
Joseph Todaro
Kelly Paladino; and be it further

RESOLVED, that the Board of Trustees authorizes each of the above-named Poll Workers to serve as an alternate Election Inspector and/or Election Inspector Chairperson, should the need arise due to the unforeseen availability of either or both Mss. **Blankenship** and **Paladino**, with each substitute receiving the \$125.00 stipend for said alternate appointment; and be it further

RESOLVED, that the Board of Trustees authorizes the Village Clerk and Deputy Village Clerk to take all necessary actions to effectuate this Resolution; and be it further

RESOLVED, that this Resolution shall take effect immediately.

Motion carried: 3-Yes; 0-No; 1-Abstention (**M. Sperry**); 1-Absent (**G. Stiriz**)

11. QUALITY-OF-LIFE COMMITTEE REQUEST

Mayor **Biondi** discussed with the Board of Trustees a request made by the Quality-of-Life Committee to divide the Village into sections in order to implement a zero-tolerance policy on illegal rentals and quality-of-life issues, a copy of which is annexed hereto and made a part hereof as **Attachment #2**.

Mayor **Biondi** noted the Village already has a map in place that divides the Village into ten (10) sections, which was developed after Hurricane Irene in 2011.

12. INTER-MUNICIPAL AGREEMENT – REFUSE RECEPTACLES

Mayor **Biondi** discussed with the Board of Trustees a proposal by the Suffolk County Department of Public Works to have the County install garbage receptacles at all County bus stops within the Village provided the Village agrees to maintain the garbage collection at all of these sites.

Motion offered by **William Biondi**, seconded by **Nick Busa** to wit:

WHEREAS, upon the recommendation of the Mayor; now, therefore, be it

RESOLVED, that the Board of Trustees authorizes the Mayor execute an inter-municipal agreement with the County of Suffolk to permit the County to install garbage receptacles at all County bus stops located within the Village of Mastic Beach, a copy of which is annexed hereto and made a part hereof as **Attachment #3**; and be it further

RESOLVED, that as a condition of this Agreement, the Village agrees to maintain garbage collection at each of these locations; and be it further

RESOLVED, that this Resolution shall take effect immediately.

Motion carried: 4-Yes; 0-No; 1-Absent (**G. Stiriz**)

13. BOARD OF ASSESSMENT REVIEW

Mayor **Biondi** called for several resolutions relating to the need to set a grievance-tax day assessment, to utilize the Town's assessment roll and to publish a related legal notice. Following a discussion among the Board members, the following motions were made and voted upon.

A. SETTING GRIEVANCE DAY FOR TAX ASSESSMENTS

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

RESOLVED, that the Board of Trustees tables action on the setting of a grievance day for tax assessments until after the Board meets in executive session later in the meeting.

Motion carried: 4-Yes; 0-No; 1-Absent (**G. Stiriz**)

B. USE OF BROOKHAVEN TOWN ASSESSMENT ROLL

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

WHEREAS, the Village is an assessing unit pursuant to Article 14 of the *New York Real Property Tax Law*; and

WHEREAS, *New York State Real Property Tax Law* Section 1402(2) permits Villages, by resolution of the Board of Trustees, to use the Town or County tax assessment roll as the basis for the Village's assessment roll; and

WHEREAS, after due deliberation and consideration, the Board of Trustees has determined that the use of the Town tax assessment roll would enable the Village to more effectively create an accurate assessment roll; now, therefore, be it

RESOLVED, that, in creating the Village Assessment Roll, the Board of Trustees authorizes the Village Assessor, Treasurer, and Deputy Treasurer, to obtain and use the most recent Town of Brookhaven Assessment Roll, pursuant to Real Property Tax Law Section 1402(2); and be it further

RESOLVED, that the Village Clerk shall notify the New York State Board of Real Property Tax Services of the adoption of this resolution; and be it further

RESOLVED, that the Mayor, Assessor, Treasurer, and Deputy Treasurer of the Village of Mastic Beach are hereby authorized to carry out the purposes of this Resolution as they deem necessary; and be it further

RESOLVED, that this Resolution shall take effect immediately.

Motion carried: 4-Yes; 0-No; 1-Absent (**G. Stiriz**)

14. SEPARATION OF EMPLOYMENT

Mayor **Biondi** advised that action on a separation of employment shall be tabled until after the Board meets in executive session later in the meeting.

15. VOLUNTARY RECOGNITION – LOCAL 342

Mayor **Biondi** called for a Resolution to recognize Local 342, Long Island Public Service Employees as the exclusive representative labor organization for certain employees within the Village.

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

RESOLVED, that the Board of Trustees voluntarily recognizes Local 342, Long Island Public Service Employees as the exclusive representative labor organization for the employees listed in the Notice of Voluntary Recognition, dated February 4, 2015, on file with the Village Clerk; and be it further

RESOLVED, that the Village Clerk shall post and advertise such Notice of Voluntary Recognition as required by law, a copy of which is annexed hereto and made a part hereof as **Attachment #4**; and be it further

RESOLVED, that this Resolution shall take effect immediately.

Motion carried: 4-Yes; 0-No; 1-Absent (**G. Stiriz**)

16. CLIMATE-SMART COMMUNITY PLEDGE

Trustee **Sperry** requested that the Board, by Resolution, adopt a climate-smart community pledge that, if passed, will enable the Village to become more competitive for grant-application purposes. A motion was made by **Maura Sperry** and seconded by **Bruce Summa**, after which Mayor **Biondi** raised a question on the motion. Trustee **Sperry** responded after which the following voting on the pending motion was made.

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

WHEREAS, the Board of Trustees of the Incorporated Village of Mastic Beach (hereinafter referred to as "local government") believes that climate change poses a real and increasing threat to our local and global environments and is primarily due to the burning of fossil fuels; and

WHEREAS, the effects of climate change will endanger our infrastructure, economy and livelihoods; harm our farms, orchards, and ecological communities, including native fish and wildlife populations; spread invasive species and exotic diseases; reduce drinking water supplies and recreational opportunities; and pose health threats to our citizens; and

WHEREAS, the Board of Trustees believes that our response to climate change provides us with an unprecedented opportunity to save money, and to build livable, energy-independent and secure communities, vibrant innovation economies, healthy and safe schools and resilient infrastructures; and

WHEREAS, the Board of Trustees believes the scale of greenhouse gas (GHG) emissions reductions required for climate stabilization will require sustained and substantial efforts; and

WHEREAS, the Board of Trustees believes that even if emissions were dramatically reduced today, communities would still be required to

adapt to the effects of climate change for decades to come; now, therefore, be it

RESOLVED, that the Board of Trustees of the Incorporated Village of Mastic Beach, in order to reduce greenhouse gas emissions and adapt to a changing climate, adopts the New York State Climate Smart Communities Pledge, which comprises the following ten elements:

- Pledge to be a Climate-Smart Community;
- Set goals, inventory emissions, plan for climate action;
- Decrease community energy use;
- Increase community use of renewable energy;
- Realize benefits of recycling and other climate-smart solid waste management practices;
- Reduce greenhouse gas emissions through use of climate-smart land-use tools;
- Enhance community resilience and prepare for the effects of climate change;
- Support development of a green innovation economy;
- Inform and inspire the public;
- Commit to an evolving process of climate action; and be it further

RESOLVED, that the Mayor and Village Clerk are authorized to take all necessary actions to effectuate this Resolution; and be it further

RESOLVED, that this Resolution shall take effect immediately.

Motion carried: 4-Yes; 0-No; 1-Absent (**G. Stiriz**)

17. AUTHORIZATION FOR CONFERENCE ATTENDANCE

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

WHEREAS, at the request of Village Justice Barbara O'Malley; now, therefore, be it

RESOLVED, that the Board of Trustees authorizes Village Court Clerk **Kristen Gionta's** attendance at the New York State Association of Towns Conference, on February 16, 2015, through February 17, 2015, inclusive, at the New York Hilton Hotel, 1335 Avenue of the Americas, New York, NY; and be it further

RESOLVED, that the Board of Trustees authorizes the use of the Village's credit card to pay for the \$160.00 late-registration fee for Ms. **Gionta's** attendance at the afore-said conference; and be it further

RESOLVED, that the Board of Trustees authorizes the Village credit-card payment of Ms. **Gionta's** hotel accommodations at the Holiday Inn Midtown, 440 West 57th Street, New York, NY, at the government-room rate of \$186.00 for the first night and \$133.00 for the second night; for a total of two nights at \$319.00; and be it further

RESOLVED, that Ms. **Gionta's** reasonable travel-related expenses (i.e., mileage-reimbursement shall be at the prevailing Internal Revenue Service [IRS] rate and/or presentation of original receipts for train commutation), shall be paid by the Village in accordance with its travel policy; and be it further

RESOLVED, that the Board of Trustees authorizes Village officials to take all necessary actions to effectuate this Resolution, which shall take effect immediately.

Motion carried: 4-Yes; 0-No; 1-Absent (**G. Stiriz**)

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

WHEREAS, at the request of Village Justice **Barbara O'Malley**; now, therefore, be it

RESOLVED, that the Board of Trustees authorizes Village Court Justice **Barbara O'Malley's** attendance at the New York State Association of Towns Conference, on February 16, 2015, through February 17, 2015, inclusive, at the New York Hilton Hotel, 1335 Avenue of the Americas, New York, NY; and be it further

RESOLVED, that the Board of Trustees authorizes the reimbursement to Judge **O'Malley**, upon her submission to the Finance Department of original receipts, for her hotel accommodations at Park Central

New York, 870 7th Avenue, New York, NY, for a first-night rate of \$199.00, a second-night rate of \$179.00 and a hotel-imposed resort fee of \$54.42, for a maximum of \$432.42; and be it further

RESOLVED, that the Board of Trustees authorizes the reimbursement to Judge **O'Malley** of the \$125.00 early-registration fee for her attendance at the afore-said conference upon her submission to the Finance Department of an original receipt; and be it further

RESOLVED, that Judge **O'Malley's** reasonable travel-related expenses (i.e., mileage-reimbursement shall be at the prevailing Internal Revenue Service [IRS] rate and/or presentation of original receipts for train commutation), shall be paid by the Village in accordance with its travel policy; and be it further

RESOLVED, that the Board of Trustees authorizes Village officials to take all necessary actions to effectuate this Resolution, which shall take effect immediately.

Motion carried: 4-Yes; 0-No; 1-Absent (**G. Stiriz**)

18. AUTHORIZATION FOR PAYMENT OF ANNUAL DUES

Motion offered by **William Biondi**, seconded by **Nick Busa** to wit:

WHEREAS, at the request of Village Justice **Barbara O'Malley**; now, therefore, be it

RESOLVED, that the Board of Trustees authorizes the payment by check of the Village Court's annual dues for 2015, in the amount of \$110.00, to the New York State Magistrates' Association, 163 Delaware Avenue, Suite 108, Delmar, NY; and be it further

RESOLVED, that the Board of Trustees authorizes Village officials to take all necessary actions to effectuate this Resolution, which shall take effect immediately.

Motion carried: 4-Yes; 0-No; 1-Absent (**G. Stiriz**)

19. ETHICS-COMMITTEE REQUESTS

Mayor **Biondi** discuss with the Board of Trustees several requests made by the Ethics Committee, a copy of which is attached hereto as **Attachment #5**. Village Attorney **Vincent Candurra** responded to questions by the Board, and it was agreed that the Board table

further action until its February 10, 2015, to permit additional research by Village counsel.

20. SET PUBLIC HEARING

Mayor **Biondi** and Village Attorney **Candurra** discussed the need to set a Public Hearing to be held at 7:00 p.m. on Tuesday, March 10, 2015, at Village Hall, regarding an amendment to Article II of Chapter 340 of the Village Code to permit the hawking of food in limited circumstances and locations. Accordingly, Mayor **Biondi** called for a Resolution affirming the setting of a public hearing in this matter.

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

WHEREAS, the Board of Trustees wishes to consider amending Article II of Chapter 340 of the Village Code to permit the hawking of food in limited circumstances and locations; now, therefore, be it

RESOLVED, that the Board of Trustees authorizes a public hearing be held on Tuesday, March 10, 2015, for the purpose of soliciting public comments whether to amend Article II of Chapter 340 of the Village Code to permit the hawking of food in limited circumstances and locations; and be it further

RESOLVED, that the Board of Trustees authorizes the Village Clerk to take all necessary action to publish a related legal notice setting this public hearing, a copy of which is annexed hereto and made a part hereof as **Attachment #6**.

Motion carried: 4-Yes; 0-No; 1-Absent (**G. Stiriz**)

21. VILLAGE SNOW-PLOW/SANDER CONTRACTORS

Mayor **Biondi** discussed with the Board of Trustees the Village's solicitation of snow-plow contractors and sub-contractors, pursuant to the Village's "Snow Plow Contractor/Sub-Contractor Application Packet 2014".

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

WHEREAS, it is in the Village's best interest to secure snow-plow/sander services for the 2014-15 winter season; and

WHEREAS, the Village has made available to interested parties copies of the "Snow Plow Contractor/Sub-Contractor Application Packet 2014"; now, therefore, be it

RESOLVED, that the Board of Trustees ratifies the affirmative polling of the Board by the Deputy Village Clerk on January 30, 2015, and authorizes the appointment of the following:

Jerry Cortes, 433 Sleepy Hollow Drive, Shirley, NY 11967; and be it further

RESOLVED, that the Board of Trustees authorizes, upon the submission of completed Village vouchers, payment to the afore-mentioned at the rates set forth in the "Snow Plow Contractor/Sub-Contractor Application Packet 2014", a copy of which is annexed hereto and made a part hereof as **Attachment #7**; and be it further

RESOLVED, that this Resolution shall take effect immediately.

Motion carried: 4-Yes; 0-No; 1-Absent (**G. Stiriz**)

22. AUTHORIZATION FOR EMERGENCY REPAIR – SANDER

Mayor **Biondi** requested the Board of Trustees to ratify its affirmative polling authorizing emergency repairs to a Village sander.

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

RESOLVED, that the Board of Trustees ratifies the affirmative polling of the Board by the Deputy Village Clerk on January 30, 2015; and be it further

RESOLVED, that the Board of Trustees authorizes the emergency expenditure of funds, in an amount not to exceed \$2,000.00, to repair one of the Village's sanders, a 2011 Ford dump truck, that was hit by two other vehicles on January 30, 2015; and be it further

RESOLVED, that the Board of Trustees authorizes the Mayor and appropriate Village personnel to take the necessary action to effectuate this Resolution.

Following the vote on the foregoing motion, Mayor **Biondi** discussed the pending insurance claim for damage to the afore-mentioned sander, which was hit from behind by one vehicle that was involved in an accident with another vehicle.

Motion carried: 4-Yes; 0-No; 1-Absent (**G. Stiriz**)

23. PURCHASE OF POLICE VEHICLE

Mayor **Biondi** called for a Resolution affirming the polling of the Board of Trustees by the Deputy Village Clerk on February 3, 2015, relating to the purchase of a new police vehicle.

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

WHEREAS, it is in the best interest of the Village to augment its aging public-safety vehicle fleet; and

WHEREAS, pursuant to the affirmative polling of the Board of Trustees by the Deputy Village Clerk on February 3, 2015; now, therefore, be it

RESOLVED, that the Board of Trustees ratifies the affirmative February 3, 2015, polling of the Board and confirms its authorization to purchase a 2013 Chevrolet Caprice, VIN 6G1MK5U32DL820822, from **Imperial Cars, also known as Imperial Municipal Partners**, 18 Uxbridge Road, Route 16, Mendon, MA 01756, for a total purchase price of \$18,999.00; and be it further

RESOLVED, that the Mayor and other Village officials and employees are authorized to take all actions necessary to effectuate this Resolution; and be it further

RESOLVED, that this Resolution shall take effect immediately.

Motion carried: 4-Yes; 0-No; 1-Absent (**G. Stiriz**)

24. SPECIAL EXCEPTION – ACCESSORY APARTMENT

Mayor **Biondi** discussed with the Board a February 3, 2015, request the Village received from its Planning Board Chairperson **Thomas Gross** relating to a recommendation to authorize a special exception for an accessory apartment. Following a discussion during which Mr. **Chris Ricciardi** and Village Attorney **Candurra**

responded to the Board members' questions, Mayor **Biondi** called for a related Resolution.

Motion offered by **William Biondi**, seconded by **Nick Busa** to wit:

WHEREAS, upon the recommendation of the Village's Planning Board; now, therefore, be it

RESOLVED, that the Board of Trustees accepts the recommendation of its Planning Board, #0005-2014, a copy of which is annexed hereto and made a part hereof as **Attachment #8** for the premises located at 15 Cornelius Road, Mastic Beach, New York 11951 and authorizes the granting of a special exception for an accessory apartment to Mr. **Cosme Villalba** and incorporates by reference all conditions set forth in the Planning Board's recommendation #0005-2014; and be it further

RESOLVED, that Village officials are authorized to take the necessary actions to effectuate this Resolution; and be it further

RESOLVED, that this Resolution shall take effect immediately.

Motion carried: 4-Yes; 0-No; 1-Absent (**G. Stiriz**)

25. FINANCE-SOFTWARE PRESENTATION

Treasurer **James Olivo** introduced Mr. **Frank Garguiolo**, senior business development executive for Springbrook Software, Inc., 1000 SW Broadway, Suite 1900, Portland, Oregon 97205, who delivered a presentation relating to a finance-software application the Treasurer is recommending the Village purchase.

Following Mr. **Garguiolo's** presentation, a copy of which is annexed hereto and made a part hereof as **Attachment #9**, he responded to questions posed by members of the Board of Trustees.

26. UNSAFE STRUCTURE -- 59 WASHINGTON DRIVE

Village Attorney **Candurra** introduced **Peter Kutil, Esq.**, counsel for Mr. **Satwinder Singh**, owner of the property located at 59 Washington Drive, Mastic Beach, New York 11951. Mr. **Candurra** noted that at the January 13, 2015, Board meeting, the Board of Trustees passed a Resolution to demolish an unsafe structure at 59 Washington Drive, Mastic Beach, NY 11951, as no one appeared at the time the item was announced for discussion. The owner and his attorney did arrive at the January 13, 2015, meeting and only after the public hearing on the matter had been closed.

Mr. **Candurra** introduced Messrs. **Kutil** and **Singh**, so that they could present a plan to make the structure at 59 Washington Drive safe. Following their presentation, Village Building Inspector **Teresa Madarasz** presented additional information and responded to questions posed by members of the Board of Trustees. Mayor **Biondi** stated that the Board would discuss related legal matters in its executive session later in the meeting and would defer taking any formal action at this time.

27. 83 CRANBERRY DRIVE

Trustee **Summa** requested Mr. **Ernest Hoffstaetter** to discuss with the Board the 50% calculation of damages formula relating to the premises of one of his client's who owns the premises at 83 Cranberry Drive, Mastic Beach, New York 11951. It was agreed that Mr. **Hoffstaetter** will present related papers to the Village Building Department.

28. INSTALLATION OF SECURITY CAMERA

Deputy Mayor **Busa** discussed with the Board of Trustees a proposal to install a security camera at the intersection of Neighborhood Road and Whittier Drive, which is the vicinity of several recent robberies, including an armed robbery. Following a discussion by the Board relating to several options for camera installation, Mayor **Biondi** called for a related Resolution.

Motion offered by **Nick Busa**, seconded by **William Biondi** to wit:

WHEREAS, it is in the best interest of the Village to install a security camera at the intersection of Neighborhood Road and Whittier Drive; now, therefore, be it

RESOLVED, that the Board of Trustees authorizes the removal of one of the security cameras at Village Hall, which will still maintain full security-camera coverage with the remaining cameras at the Village-Hall site, and install the security camera at the intersection of Neighborhood Road and Whittier Drive, at a cost not to exceed \$2,775.00; and be it further

RESOLVED, that the Board of Trustees authorizes **Intelli-tec**, 2000 Shames Drive, Westbury, New York 11590, to undertake this camera removal and re-installation; and be it further

RESOLVED, that the Board of Trustees authorizes Village officials to take all necessary actions to effectuate this Resolution; and be it further

RESOLVED, that this Resolution shall take effect immediately.

Motion carried: 4-Yes; 0-No; 1-Absent (**G. Stiriz**)

29. 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 particular personnel and legal matters.

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

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

Motion carried: 4-Yes; 0-No; 1-Absent (**G. Stiriz**)

Upon passage of the foregoing Resolution, Mayor Biondi adjourned the public session at 6:52 p.m. and re-convened the Board of Trustees in executive session at 6:54 p.m.

30. EXECUTIVE SESSION

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

The Board of Trustees discussed particular personnel and legal matters.

31. ADJOURNMENT OF EXECUTIVE SESSION

There being no further items to be discussed in executive session, Mayor **Biondi** called for a motion to adjourn the executive session and to re-convene the meeting in public session.

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

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

Motion carried: 4-Yes; 0-No; 1-Absent (**G. Stiriz**)

Upon passage of the foregoing Resolution, Mayor Biondi adjourned the executive session at 8:32 p.m. and re-convened the Board of Trustees in public session at 8:33 p.m.

32. ACTIONS ARISING OUT OF EXECUTIVE SESSION

A. 59 WASHINGTON DRIVE

Based upon executive-session discussions, Mayor **Biondi** called for the following Resolutions.

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

WHEREAS, on January 13, 2015, the Board of Trustees duly passed a Resolution declaring the structure located at 59 Washington Drive, Mastic Beach, New York unsafe and ordering the Building Inspector to remove the structure within sixty (60) days from such date; and

WHEREAS, on February 4, 2015, Mr. **Satwinder Singh**, owner of the premises located at 59 Washington Drive, represented by his attorney, **Peter Kutil, Esq.**, presented to the Board of Trustees a plan to make the structure safe under the Code of the Village of Mastic Beach; now, therefore, be it

RESOLVED, the Resolution, as duly passed on January 13, 2015, is hereby amended to order the Building Inspector to remove the structure located at 59 Washington Drive one-hundred twenty (120) days from such date, to wit: May 13, 2015, in the event the structure is not made safe within said time period; and be it further

RESOLVED, that the remaining portions of the January 13, 2015, Resolution shall remain in full force and effect; and be it further

RESOLVED, that this Resolution shall take effect immediately.

Motion carried: 4-Yes; 0-No; 1-Absent (**G. Stiriz**)

B. AUTHORIZATION FOR THE PAYMENT OF BILLS

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

WHEREAS, upon the recommendation of the Village Treasurer; now, therefore, be it

RESOLVED, that the Board of Trustees authorizes the payment of claims as presented in Abstract No. A9-2015, in the total amount of \$109,430.56, a copy of which is annexed hereto and made a part hereof as **Attachment #10**.

Motion carried – 3-Yes; 1-No (**M. Spery**); 1-Absent (**G. Stiriz**)

C. SETTING GRIEVANCE DAY FOR TAX ASSESSMENTS

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

WHEREAS, under Article V of the *New York State Real Property Tax Law*, the Board of Assessment Review must "hear and determine complaints in relation to assessments"; and

WHEREAS, pursuant to Section 1402 of the *New York State Real Property Tax Law*, the Village is an assessing unit utilizing the Town roll as the basis for its determinations and is authorized to review or change the assessment values determined by the Town of Brookhaven; now, therefore, be it

RESOLVED, that the Board of Trustees authorizes the Village Board of Assessment Review to hold a Grievance Night on Tuesday, February 17, 2015, from 3:00 p.m. to 7:00 p.m. at Village Hall, 369 Neighborhood Road, Mastic Beach, NY; and be it further

RESOLVED, that the Board of Trustees, in authorizing the Village Clerk to carry out the purposes of this Resolution, ratifies the Village Clerk's polling of the board during the week of January 26, 2015, authorizing the placement of a related legal notice on February 4, 2015, a copy of which is annexed hereto and made a part hereof as **Attachment #11**; and be it further

RESOLVED, that the Board of Trustees ratifies the Village Clerk's polling of the board on January 20, 2015, to authorize and appoint Treasurer **James Olivo** as Village Assessor; and be it further

RESOLVED, that this Resolution shall take effect immediately.

Motion carried – 4-Yes; 0-No; 1-Absent (**G. Stiriz**)

D. SEPARATION OF EMPLOYMENT

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

WHEREAS, Mr. **Timothy Brojer** was employed by the Village as a part-time senior code enforcement officer; now, therefore, be it

RESOLVED, that for the reasons set forth in the December 30, 2014, letter from Mayor **William Biondi** to Mr. **Timothy Brojer**, the termination of Mr. **Timothy Brojer** from his employment with the Village as a part-time senior code enforcement officer is confirmed and ratified; and be it further

RESOLVED, that the Mayor and Village Clerk are authorized to take any steps necessary to effectuate the termination of Mr. Brojer's employment with the Village; and be it further

RESOLVED, that this Resolution shall take effect immediately.

Motion carried – 4-Yes; 0-No; 1-Absent (**G. Stiriz**)

33. MEETING ADJOURNMENT

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

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

RESOLVED, that the Board of Trustees adjourn its meeting at 8:40 p.m.

Motion carried – 4-Yes; 0-No; 1-Absent (**G. Stiriz**)

Respectfully submitted,

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