

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

BOARD MEETING MINUTES  
SEPTEMBER 8, 2015

**PRESIDING OFFICER:** Maura Spery, *Mayor*

**MEMBERS OF THE BOARD OF TRUSTEES PRESENT AND VOTING:**

Bruce Summa, *Deputy Mayor*; Christopher Anderson; Elizabeth Manzella, Anne Snyder,  
*Trustees*

**MEMBERS OF THE BOARD OF TRUSTEES ABSENT:**

None

**OFFICIALS OF THE BOARD OF TRUSTEES PRESENT:**

Guy W. Germano, Esq., *Village Attorney*; G. William Germano, Esq., *Deputy Village Attorney*; Gerard Glass, Esq., *Labor Counsel* (Item #6 only; left at 6:42 p.m.); Susan F. Alevas, Esq., *Village Clerk/Administrator*; Wendy Scharf, *Deputy Village Clerk*

**STAFF PRESENT AND REPORTING:**

Hedy Bluth, *Treasurer*

**INVITED GUESTS:**

Suffolk County Police Department COPE Sergeant **Peter Kelly**, Seventh Precinct;  
Suffolk County Police Officer **Susan Cataldo**, Seventh Precinct

**1. CALL TO ORDER AND WELCOME**

Mayor **Maura Spery** called the meeting to order at 6:02 p.m. and welcomed those in attendance.

**2. PLEDGE OF ALLEGIANCE AND MOMENT OF SILENCE**

Mayor **Spery** 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/Administrator **Susan Alevas** reviewed the emergency procedure for exiting the building.

**4. ROLL CALL**

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

**5. MOTION TO ENTER EXECUTIVE SESSION**

Mayor **Spery** requested a motion for the Board of Trustees to enter into executive session for the purpose of discussing legal and contractual matters, as permitted under the *New York State Public Officers Law*.

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

**RESOLVED,** that the Board of Trustees enters into executive session for the purpose of discussing legal and contractual matters.

Motion carried -- 5-Yes; 0-No

Upon passage of the foregoing Resolution, Mayor **Spery** adjourned the public session at 6:04 p.m. and convened the Board of Trustees in executive session at 6:05 p.m.

**6. EXECUTIVE SESSION**

Mayor **Spery**, Deputy Mayor **Summa**, Trustees **Anderson**, **Manzella** and **Snyder**, Village Attorney **Germano**, Deputy Village Attorney **G. William Germano, Esq.**, Labor Counsel **Gerard Glass**; Village Clerk/Administrator **Alevas** and Deputy

Village Clerk **Wendy Scharf** were present in executive session. The Board of Trustees discussed particular legal and contractual matters. Labor Counsel **Glass** left the meeting at 6:42 p.m. during the Executive Session.

**7. ADJOURNMENT OF EXECUTIVE SESSION**

Motion offered by **Christopher Anderson**, seconded by **Maura Spery** 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 **Spery** adjourned the executive session at 7:11 p.m. and re-convened the Board of Trustees in public session at 7:13 p.m.

**8. EMERGENCY-EVACUATION ANNOUNCEMENT**

Village Clerk/Administrator **Susan Alevas** again reviewed the emergency procedure for exiting the building.

**9. SUFFOLK COUNTY POLICE REPORT**

Mayor **Spery** introduced Suffolk County Police Department COPE Sergeant **Peter Kelly**, Seventh Precinct, who gave an update about police matters within the Village during the past month. Suffolk County Police Officer **Susan Cataldo** was also in attendance. Following Sergeant **Kelly's** presentation, he responded to questions.

**10. PUBLIC HEARINGS --**

**A. CLOSING A PORTION OF RIVIERA DRIVE**

Pursuant to the Village's "Notice of Public Hearing", Mayor **Spery** opened the discussion to those in the audience wishing to address the Board of Trustees about the closing of a portion of Riviera Drive. Following the conclusion of the public hearing, Mayor **Spery** called for related Resolutions. Additionally, Mayor **Spery** filed with

the Village Clerk/Administrator correspondence residents filed with the Mayor on this subject for entering into the minutes for this meeting, and copies of these letters are annexed hereto and made a part hereof as **Attachment #1**.

The following individuals addressed the Board of Trustees at this public hearing:

**Name:**

**Michael Montello**

**William Biondi**

**Joseph Mallia**

**Michael Leonardi**

**Lee Ellis**

**Catherine Kobasiuk**

**Michael Kobasiuk**

**Frank Porcu**

**Frank Fugarino**

**Bill Hilder**

**Alan Chasinov**

**Larry Sloman.**

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

**WHEREAS,** the Board of Trustees has conducted a Public Hearing on the use of considering the closure of a portion of Riviera Drive; and

**WHEREAS,** the Board of Trustees has conducted a public hearing on this matter; now, therefore, be it

**RESOLVED,** that the Board of Trustees closes its public hearing on the matter of considering whether to close a portion of Riviera Drive.

Motion carried -- 5-Yes; 0-No

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

**WHEREAS,** the Board of Trustees of the Village of Mastic Beach adopted Chapter 510 of the Village Code on September 13, 2011, by Local Law No. 7-2011 and thereafter amended Section 510-4 on August 3, 2015, by Local Law No. 6-2015; now, therefore, be it

**RESOLVED,** that the Board of Trustees hereby reserves decision on whether to amend Section 510-4 of the Village Code as more fully described below:

**[New Language] ~~[Language to be Deleted]~~**

Chapter 510-4 Traffic control signals.

Traffic control signals shall be installed and operated at the following described intersections:

A. Traffic control signals shall be installed and operated at the intersections indicated in the Brookhaven Town Uniform Traffic Code and as otherwise may be adopted or designated by the Board of Trustees of the Village of Mastic Beach.

B. Traffic control signage shall be installed at the northeast corner of the intersection of Market Street and Wavecrest Drive thereby prohibiting northbound thru traffic on Market Street from the Wavecrest Drive intersection to the Riverside Avenue intersection Monday through Friday from 5:30 a.m. to 8:30 a.m., and traffic control signage shall be installed at the southwest corner of the intersection of Market Street and Riverside Avenue thereby prohibiting southbound thru traffic on Market Street from the Riverside Avenue intersection to the Wavecrest Drive intersection Monday through Friday from 5:00 p.m. to 7:00 p.m.

C. Traffic control signage and barrier gates shall be installed at the intersection of Riviera Drive on the west side of Pattersquash Creek with closure starting at 600 feet south of Hickory Road and running south to southwest to Cranberry Drive, thereby prohibiting motor vehicle traffic, excluding police, fire and emergency vehicles, on Riviera Drive from 600 feet south of Hickory Road to Cranberry Drive.

D. Traffic control signage and barrier gates shall be installed at the intersection of Riviera Drive on the east side of Pattersquash Creek with closure starting at Dogwood Road and continuing south to southeast to Magnolia Drive, as well as at all applicable intersecting side streets, and the next closure starting at 219 feet south of Magnolia Drive and continuing south to southeast to Locust Drive, thereby prohibiting motor vehicle traffic, excluding police, fire and emergency vehicles, on Riviera Drive from Dogwood Road to Locust Drive.

Motion carried -- 5-Yes; 0-No

## **B. BAMBOO**

Pursuant to the Village's "Notice of Public Hearing", Mayor **Sperry** opened the discussion to those in the audience wishing to address the Board of Trustees about modifications to the local law relating

to the planting and maintenance of bamboo. Following the conclusion of the public hearing, Mayor **Spery** called for related Resolutions.

The following individuals addressed the Board of Trustees at this public hearing:

**Name:**        **Darrin Harsch**  
                         **Harry Bixler**

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

**WHEREAS,**        the Board of Trustees has conducted a Public Hearing on proposed modifications to the local law governing the planting and maintenance of bamboo; and

**WHEREAS,**        the Board of Trustees has conducted a public hearing on this matter; now, therefore, be it

**RESOLVED,**        that the Board of Trustees closes its public hearing on the matter of considering whether to modify the local law governing the planting and maintenance of bamboo.

Motion carried -- 5-Yes; 0-No

Motion offered by **Maura Spery**, seconded by **Christopher Anderson** to wit:

**WHEREAS,**        Section 260-3-2 sets forth the general requirements for exterior property maintenance within the Village; and

**WHEREAS,**        the Village desires to protect the property and preserve the aesthetic qualities of the Village; and

**WHEREAS,**        bamboo is not indigenous to Long Island and is deemed destructive to the natural environment and structures in the Village; and

**WHEREAS,**        the Board of Trustees desires to adopt Local Law 10-2015 and thereby amend Section 260-3-2 to provide for the regulation of bamboo within the Village, and

**WHEREAS,** the Board of Trustees has conducted a Public Hearing on the adoption of Local Law 9-2015; and

**WHEREAS,** it is hereby determined that it is in the interest of the Village of Mastic Beach to proceed with the adoption of Local Law 10-2015; now, therefore, be it

**RESOLVED,** that Section 260-3-2 of the Village Code shall be revised to read as follows:

**[NEW LANGUAGE]**

**Chapter 260. HOUSING STANDARDS**

Article III. General Requirements

§ 260-3-2. Exterior property areas.

- A. Sanitation. All exterior property and premises shall be maintained in a clean, safe and sanitary condition. The occupant shall keep that part of the exterior property which such occupant occupies or controls in a clean and sanitary condition.
- B. Grading and drainage. All premises shall be graded and maintained to prevent the erosion of soil and to prevent the accumulation of stagnant water thereon, or within any structure located thereon, except for approved retention areas and reservoirs. Sidewalks and drainage.
- C. All sidewalks, walkways, stairs, driveways, parking spaces and similar areas shall be kept in a proper state of repair and maintained free from hazardous conditions.
  - (1) Off-street parking lots. Whenever a person, firm or corporation performs the following work in an off-street parking lot, within a six-month period of time, the design of designated accessible parking shall be in accordance with the requirements of the Building Code of New York State Section 1106 and the design features found in this section.
    - (a) Repave or repaint more than one half of the total number of parking spaces in an off-street parking lot, which contains designated accessible parking spaces.
    - (b) Create designated accessible parking spaces in an off-street parking lot.
    - (c) Repave or repaint more than half of the total number of designated accessible parking spaces in an off-street parking lot.

- (2) Designated accessible parking spaces shall incorporate the following design features:
- (a) Spaces. The parking space shall be 96 inches (2,438 mm) wide minimum and shall have an adjacent access aisle of 96 inches (2,438 mm) wide minimum. Two parking spaces shall be permitted to share a common access aisle. Access aisles shall extend the full length of the parking space they serve and shall have a surface slope not steeper than 1:48.
  - (b) Signage. Each accessible parking space shall be provided with signage displaying the international symbol of accessibility. Each access aisle shall be provided with signage reading, "No Parking Anytime." Signs shall be permanently installed at a clear height of between 60 inches (1,525 mm) and 84 inches (2,185 mm) above grade and shall not interfere with an accessible route from an access aisle.
- D. Lawns, shrubs and trees. All lawns, common areas and recreation areas shall be maintained in a clean and neat condition and grass shall be cut periodically to restrict growth in excess of 10 inches in total height.
- E. Rodent harborage. All structures and exterior property shall be kept free from rodent harborage and infestation. Where rodents are found, they shall be promptly exterminated by approved processes which will not be injurious to human health. After extermination, proper precautions shall be taken to eliminate rodent harborage and prevent reinfestation.
- F. Exhaust vents. Pipes, ducts, conductors, fans or blowers shall not discharge gases, steam, vapor, hot air, grease, smoke, odors or other gaseous or particulate wastes directly upon abutting or adjacent public or private property or that of another tenant.
- G. Accessory structures. All accessory structures, including detached garages, fences and walls, shall be maintained structurally sound and in good repair.
- H. Motor vehicles. Except as otherwise provided for in statute or other regulations, two or more inoperative or unlicensed motor vehicles shall not be parked, kept or stored on any premises, and no vehicle shall at any time be in a state of major disassembly, disrepair, or in the process of being stripped or dismantled. The painting of vehicles is prohibited unless conducted inside an approved spray booth.

- (1) Exception. A vehicle of any type is permitted to undergo major overhaul, including body work, provided that such work is performed inside a structure or similarly enclosed area designed and approved for such purposes.

I. Regulation of Bamboo.

(1) Definitions. For purposes of this Section:

(a) "Bamboo" shall be defined as any tropical or semi-tropical grass of the genera Bambusa, Dendrocalamus Phyllostachys or any other related genera.

(b) "Bamboo Property Owner" shall be defined as a property owner in the Village who has planted or grown or caused the planting or growing of bamboo on his or her property and/or permitted or permits the growing of bamboo on his or her property that had initially encroached onto his or her property from an adjoining or neighboring property.

(2) Applicability. For purposes of this Section, if bamboo is found growing upon a property that shall constitute presumptive evidence that the growing of bamboo on the property shall have occurred with the consent of the owner of such property, except that such property owner shall not be presumed to be a bamboo property owner if the property owner did not plant or grow or cause said bamboo to be planted or grown on his or her property and he or she shall provide the Village Administrator or Supervisor of the Department of Code Enforcement with satisfactory proof, that within a reasonable period of time after he or she learned of the encroachment of bamboo onto his or her property from an adjoining or neighboring property, he or she advised the owner of such adjoining or neighboring property of his or her objection to the encroachment of bamboo onto his or her property and/or initiated steps for the removal of bamboo from his or her the property.

(3) Prohibition. Effective upon the date of this provision shall become law, the planting or growing of bamboo shall be prohibited within the Village of Mastic Beach. Any person who thereafter plants or grows, or causes to be planted or grown, bamboo within the Village shall be deemed to be in violation of this Section, and shall be subject to such penalties pursuant to § 260-5-2 of this chapter.

(4) Regulation. Any bamboo which has been planted or otherwise permitted to grow on any property within the Village of Mastic Beach prior to the effective date of this chapter may remain on such property subject to

compliance with this Section 260-3-2. Each bamboo property owner shall be responsible to ensure that the bamboo planted or growing on his property prior to the effective date of this chapter does not encroach or grow upon any adjoining or neighboring property or properties, including all public property and rights-of-way held by the Village, and shall be required to take such measures as are reasonably expected to prevent such bamboo from invading or growing onto adjoining or neighboring properties. Such measures shall include installation of sheathing comprised of metal or other material impenetrable by bamboo at a sufficient depth within the proper line or lines where the bamboo is planted or is growing to prevent the growth or encroachment upon adjoining or neighboring property by said bamboo. The Board of Trustees may from time to time prescribe such rules and regulations as may be necessary to give effect to this § 260-3-2.

(5) Removal.

(a) In the event that bamboo growing on a bamboo property owner's property invades or grows on an adjoining or neighboring property that is owned or held on behalf of the Village of Mastic Beach, the Village shall notify the bamboo property owner that the bamboo said owner had planted or caused to plant or had permitted to grow on his or her property has invaded Village property, and that the bamboo property owner is responsible for the removal of such bamboo from the Village property. This notice shall be sent by certified mail, return receipt requested, and by regular mail to the latest address of the bamboo property owner on file with the Village Clerk and a copy of the notice shall also be left in a conspicuous location on the bamboo property owner's property in the Village of Mastic Beach.

(b) In the event that the bamboo property owner does not remove or contract for the removal of said bamboo from the Village property, or does not make an arrangement with the Village for removal of such bamboo within 30 days from the date the Village first deposited the notice as provided in Subsection I(5)(a) above with the United States Postal Service, then the Village, at its discretion, may remove or arrange for the removal of such bamboo from the Village property. The bamboo property owner shall be liable and responsible to the Village for the Village's costs in removing the bamboo from the Village property. Such costs may be assessed against the property of the bamboo property owner as a tax payable by such bamboo property owner in the event that the costs remain unpaid more than 30 days

after demand for payment has been made by the Village on the bamboo property owner.

(c) In the event that the Village is compelled to undertake the removal or to contract for the undertaking of removal of bamboo, as provided for in Subsection I(5)(a) above, the bamboo property owner in violation of this Section shall be responsible for any and all restoration costs associated with incidental damage caused to any neighboring or adjacent properties as a result of said removal of bamboo.

(6) Replanting prohibited. Any bamboo either planted or caused to be planted or existing on a property prior to the effective date of this Section may not be replanted or replaced in kind once such bamboo is or has become, for any reason, dead, destroyed, uprooted or otherwise removed.

(7) Notification. Within 30 days after the effective date of this chapter the Village shall give notice by publication in the official newspaper of the Village of the enactment of this Section and request that each property owner who would be deemed a bamboo property owner hereunder as of the effective date of this Section notify the Village in writing no later than 60 days after the date of the aforementioned notice from the Village that bamboo is present on the property of such property owner and such other information as may be requested in the notice from the Village.; and be it further

**RESOLVED,** that the Village Clerk is hereby authorized to execute any and all documents necessary to complete the adoption of Local Law 10-2015, and be it further

**RESOLVED,** that Local Law 10-2015 shall take effect upon filing with the Secretary of State.

Motion carried -- 5-Yes; 0-No

### **C. RAISING BLIGHTED-HOME FEES/PENALTIES**

Pursuant to advice given by Village Attorney **Guy Germano**, Mayor **Sperry** announced that the Village previously canceled the Public Hearing on this topic, with a related notice posted on the Village's website and at Village Hall on September 4, 2015.

**11. APPROVAL OF MINUTES**

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

**WHEREAS,** the Board of Trustees has been presented with a copy of its meeting minutes, dated September 2, 2015; now, therefore, be it

**RESOLVED,** that the Board of Trustees approves the September 2, 2015, meeting minutes, as presented; and be it further

**RESOLVED,** that the Board of Trustees authorizes the Village Clerk/Administrator to insert the September 2, 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 -- 5-Yes; 0-No

**12. AUTHORIZATION FOR THE PAYMENT OF CLAIMS**

Treasurer **Hedy Bluth** presented to the Board of Trustees the Financial Abstract #A4-2015, which was not approved at the September 2, 2015, Board meeting. Additionally, Ms. **Bluth** presented to the Board of Trustees the Financial Abstract #A4-2015(a).

A motion was made by **Maura Spery** and seconded by **Bruce Summa**, after which a discussion on the pending motion was held. Thereafter, voting on the pending motion was as follows.

Motion offered by **Maura Spery**, 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. A4-2015, in the total amount of \$80,760.43, a copy of which is annexed hereto and made a part hereof as **Attachment #2**.

Motion carried -- 3-Yes; 2-No (**C. Anderson; A. Snyder**)

Motion offered by **Maura Spery**, 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. A4-2015(a), in the total amount of \$59,823.04, a copy of which is annexed hereto and made a part hereof as **Attachment #3**.

Motion carried -- 3-Yes; 2-No (**C. Anderson; A. Snyder**)

**13. TREASURER'S REPORT**

Treasurer **Bluth** reviewed with the Board of Trustees the Treasurer's report for the month of August 2015, a copy of which is annexed hereto and made a part hereof as **Attachment #4**.

**14. DESIGNATION OF OFFICIAL BANK AND DEPOSITORY**

Treasurer **Bluth** recommended that the Board authorize the addition of a second bank to serve as official bank and depository for the Village. While the Village will continue to use Chase Bank, the more personalized customer focus offered by Bridgehampton National Bank has advantages for the Village. Accordingly, Mayor **Spery** called for a related motion.

A motion was made by **Maura Spery** and seconded by **Elizabeth Manzella**, after which a discussion on the motion was held. Thereafter, voting on the pending motion, which was amended by the original maker and seconder, was as follows.

Motion offered by **Maura Spery**, seconded by **Elizabeth Manzella** to wit:

**WHEREAS,** the Mayor and Board of Trustees of the Incorporated Village of Mastic Beach are required to designate and approve a bank as the official depository of the Village for the deposit of Village funds; now, therefore, be it

**RESOLVED,** that the Board of Trustees authorizes Treasurer **Hedy Bluth** to explore with **Bridgehampton National Bank** the possibility of it serving as an additional official bank and depository of the Incorporated Village of Mastic Beach in addition to the designation of **Chase Bank** made at the May 12, 2015, Reorganization Meeting; and be it further

**RESOLVED,** that the Village Clerk/Administrator and the Village Treasurer 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 -- 5-Yes; 0-No

**15. PERSONNEL ACTION**

**A. PART-TIME APPOINTMENT**

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

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

**RESOLVED,** that the Board of Trustees ratifies and authorizes the appointment of Mr. **George Fina** to a part-time, temporary Laborer position (replacing Mr. **Paul Kaniecki** who had been replacing a portion of duties of another employee who is on an approved absence) (Suffolk County Civil Service Job Duties Statement #13-1132), at an hourly rate of \$12.00, for a maximum of twenty (20) hours per week, effective September 1, 2015, and continuing for such a period as shall be determined in the Village's sole discretion and, in no event, to extend beyond September 30, 2015, with accrued leave benefits at the rate currently in effect for part-time Village employees; and be it further

**RESOLVED,** that the Village Clerk/Administrator and the Treasurer 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-Abstention (**C. Anderson**)

**16. APPOINTMENT OF SPECIAL COUNSEL**

Mayor **Spery** advised about the need to retain additional special counsel, on an as-needed basis, including serving as counsel to the Ethics-Advisory Committee. Accordingly, she called for a related motion.

A motion was made by **Maura Spery** and seconded by **Bruce Summa**, after which a discussion on the pending motion was held. Thereafter a motion was made by **Christopher Anderson** and seconded by **Anne Snyder** to table the pending motion to appoint special counsel until such time as the Board members could discuss this matter further in executive session later in the meeting. Voting on the motion to table was as follows.

Motion offered by **Christopher Anderson**, seconded by **Anne Snyder** to wit:

**RESOLVED,** that the Board of Trustees tables the appointment of special counsel to serve the Ethics-Advisory Committee in order to enable the Board to have further discussions on this subject in executive session later in this meeting.

Motion carried -- 5-Yes; 0-No

**17. AUTHORIZATION TO ATTEND SOFTWARE DEMONSTRATION**

Mayor **Spery** called for a motion to authorize the attendance of the Treasurer and Deputy Treasurer at a software demonstration to be held later this month.

Motion offered by **Maura Spery**, seconded by **Elizabeth Manzella** to wit:

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

**RESOLVED,** that the Board of Trustees authorizes the attendance of Treasurer **Hedy Bluth** and Deputy Treasurer **Dawn McNeil** to attend a free finance-software demonstration by **Edmund's Software for Municipalities** at Marriott Courtyard, 24 Crystal Run Crossing,

Middleton, New York 10941, on September 18, 2015; and be it further

**RESOLVED,** that the Board of Trustees authorizes the reimbursement of travel-related expenses (mileage-reimbursement expenses at the prevailing Internal Revenue Service [IRS] rate and reimbursement of gas costs upon submission of original receipts) shall be paid by the Village in accordance with its travel policy; and be it further

**RESOLVED,** that the Board of Trustees authorizes the Village Clerk/Administrator and Village Treasurer to take all necessary actions to effectuate this Resolution, which shall take effect immediately.

Motion carried -- 5-Yes; 0-No

**18. EVENT ATTENDANCE**

**A. SUFFOLK COUNTY VILLAGE OFFICIALS' ASSOCIATION**

Mayor **Spery** called for a Resolution to authorize the Board's attendance at an upcoming **Suffolk County Village Officials' Association** training. Board members wishing to attend the meeting were asked to notify the Assistant to the Mayor so that appropriate registration arrangements could be made.

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

**WHEREAS,** the **Suffolk County Village Officials' Association (SCVOA)** is conducting a training on October 14, 2015; and

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

**RESOLVED,** that the Board of Trustees authorizes the attendance of the Mayor and Board members at this training event, at a cost of \$55.00 per person; and be it further

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

**RESOLVED,** that this Resolution shall take effect immediately.

Motion carried -- 5-Yes; 0-No

**B. WILLIAM FLOYD ALUMNI ASSOCIATION, INC.**

Mayor **Spery** advised she has been invited to attend the **William Floyd Alumni Association, Inc.'s** Sixth Annual Outstanding Educators' Award Dinner honoring some of the area's many outstanding educators.

Motion offered by **Maura Spery**, seconded by **Elizabeth Manzella** to wit:

**WHEREAS,** the **William Floyd Alumni Association, Inc.** has extended an invitation to Mayor **Spery** to attend an upcoming awards dinner; and

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

**RESOLVED,** that the Board of Trustees authorizes the attendance of the Mayor to attend the **William Floyd Alumni Association, Inc.'s** Sixth Annual Outstanding Educators' Awards Dinner, to be held on October 22, 2015, at 6:30 p.m., at the Rock Hill Golf and Country Club, 105 Clancy Road, Manorville, New York 11949, at a cost of \$55.00; and be it further

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

**RESOLVED,** that this Resolution shall take effect immediately.

Motion carried -- 5-Yes; 0-No

**19. TRUSTEE REPORTS**

Mayor **Spery** called upon the following members of the Board to render reports as follows:

- Parks and Recreation and General Updates – Mayor **Spery**
- Buildings and Housing – Trustee **Elizabeth Manzella**
- Public Safety – Trustee **Anne Snyder**

Public Works – Deputy Mayor **Bruce Summa**

**20. PUBLIC COMMENTS/QUESTIONS**

Mayor **Spery** invited those members of the public who completed the public-comment cards to address the Board of Trustees. In keeping with the Board’s existing *Rules of Procedure*, each member of the public will be given three (3) minutes to address the Board.

The following persons addressed the Board on matters relating to the following topics.

<u>Name</u>	<u>Topic</u>
<b>Alecia Huertas</b>	<b>Thank you – condemned home on Longfellow Drive</b>
<b>Frank Fugarino</b>	<b>Rental permits; Forensic audit; Condemned houses</b>
<b>Fran Farley</b>	<b>273 McKinley Drive</b>
<b>Ewa Wolmut-Stankiewicz</b>	<b>Waterfront settlement; Audit</b>
<b>Donna Maurice</b>	<b>Rental homes without a permit; Demolished homes; Code enforcement working with Suffolk County Police Department</b>
<b>Alan Chasinov</b>	<b>Mastic Beach Property Owners’ Association (MBPOA) settlement</b>
<b>William Biondi</b>	<b>Items consigned to him at DPW</b>

**21. MOTION TO ENTER INTO EXECUTIVE SESSION II**

Mayor **Spery** requested a motion for the Board of Trustees to enter into executive session for the purpose of discussing legal and contractual matters, as permitted under the *New York State Public Officers Law*.

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

**RESOLVED,** that the Board of Trustees enters into executive session for the purpose of discussing legal and contractual matters.

Motion carried -- 5-Yes; 0-No

Upon passage of the foregoing Resolution, Mayor **Spery** adjourned the public session at 9:37 p.m. and convene the Board of Trustees in executive session at 9:38 p.m.

**22. EXECUTIVE SESSION II**

Mayor **Spery**, Deputy Mayor **Summa**, Trustees **Anderson**, **Manzella** and **Snyder**, Village Attorney **Germano**, Deputy Village Attorney **G. William Germano, Esq.**, Village Clerk/Administrator **Alevas** and Deputy Village Clerk **Wendy Scharf** were present in executive session. The Board of Trustees discussed particular legal and contractual matters.

**23. ADJOURNMENT OF EXECUTIVE SESSION II**

Motion offered by **Christopher Anderson**, seconded by **Maura Spery** 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 **Spery** adjourned the executive session at 11:06 p.m. and re-convened the Board of Trustees in public session at 11:07 p.m.

**24. ACTIONS ARISING OUT OF EXECUTIVE SESSION –  
APPOINTMENT OF ETHICS-ADVISORY COMMITTEE COUNSEL**

Motion offered by **Maura Spery**, seconded by **Anne Snyder** to wit:

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

**RESOLVED,** that the Board of Trustees authorizes Village Attorney **Guy W. Germano, Esq.**, to work with the Ethics-Advisory Committee to assist with procedural/organization matters, at the existing, approved hourly rate of \$230.00; and be it further

**RESOLVED,** that, pursuant to the Board's May 12, 2015, Resolution designating special counsel, for those matters requiring the Ethics-Advisory Committee to retain special counsel, the Board of Trustees authorizes Village Attorney **Germano** to coordinate with partners and associates of **Meyer, Suozzi, English & Klein, P.C.**, with offices at 990 Stewart Avenue, Suite 300, Garden City, New York 11530, at the existing, approved hourly rate of \$270.00 for both partners and associates, to serve as special counsel to the Ethics-Advisory Committee, effective immediately; and be it further

**RESOLVED,** that the Village Clerk/Administrator and the Village Treasurer 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 -- 5-Yes; 0-No

**25. MEETING ADJOURNMENT**

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

Motion offered by **Maura Sperry**, seconded by **Anne Snyder** to wit:

**RESOLVED,** that the Board of Trustees adjourn its meeting at 11:08 p.m.

Motion carried -- 5-Yes; 0-No

Respectfully submitted,

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