

Board of Trustees
Village of Plandome Manor
May 16, 2017 - 7:00 PM - Public Meeting
MINUTES

Call to Order

Present: Mayor Barbara Donno, Deputy Mayor Matthew Clinton, Trustees Patricia O'Neill, Tony DeSousa, James Baydar, Village Clerk Randi Malman, Village Counsel Rachel Scelfo, Building Inspector Edward Butt, Code Enforcement Officer and Deputy Road Commissioner Robert Rockelein, and Village Treasurer Mary Jo Bella. Also present were Plandome Manor residents Debra and Robert Epstein, Robert Weinstock, and Ira Ginsburg. Danielle Rizzo of the Benjamin Development Co. and Kristy O'Connell of the Manhasset Times were also present.

Mayor Donno opened the meeting at 7:00 PM with the Pledge of Allegiance & verification of a quorum.

Approval of Minutes

Trustee DeSousa made a motion to accept the minutes from the April 18, 2017 Board of Trustees meeting. The motion was seconded by Trustee Baydar.

Trustee Clinton: Aye Trustee DeSousa: Aye Trustee O'Neill: Aye
Trustee Baydar: Aye Mayor Donno: Aye

Approved. VOTE: 5/0 - Motion passes

Public Hearings

Local Law No. 2 of 2017 amending Chapter 189 of the Code of the Incorporated Village of Plandome Manor as it relates to construction in the Village right of way

Trustee Baydar made a motion that the Board of Trustees open the public hearing on Local Law No. 2 of 2017 amending Chapter 189 of the Code of the Incorporated Village of Plandome Manor as it relates to construction in the Village right of way. The motion was seconded by Trustee O'Neill.

Trustee Clinton: Aye Trustee DeSousa: Aye Trustee O'Neill: Aye
Trustee Baydar: Aye Mayor Donno: Aye

Approved. VOTE: 5/0 - Motion passes

Village Attorney Rachel Scelfo gave a brief description of the proposed local law.

There were no parties present that wanted to be heard with respect to Local Law 2 of 2017. No one spoke either in opposition or in favor to the proposed local law.

Trustee DeSousa made a motion that the Board of Trustees close the public hearing on Local Law No. 2 of 2017 amending Chapter 189 of the Code of the Incorporated Village of Plandome Manor as it relates to construction in the Village right of way. The motion was seconded by Trustee Baydar.

Trustee Clinton: Aye Trustee DeSousa: Aye Trustee O'Neill: Aye
Trustee Baydar: Aye Mayor Donno: Aye

Approved. VOTE: 5/0 - Motion passes

Trustee DeSousa made a motion that the Board of Trustees adopt a Negative Declaration pursuant to SEQRA, determining that proposed Local Law 2 of 2017 will not have any significant adverse impact on the environment. The motion was seconded by Trustee Clinton.

Trustee Clinton: Aye Trustee DeSousa: Aye Trustee O'Neill: Aye
Trustee Baydar: Aye Mayor Donno: Aye

Approved. VOTE: 5/0 - Motion passes

Trustee DeSousa made a motion that the Board of Trustees approve Local Law No. 2 of 2017 amending Chapter 189 of the Code of the Incorporated Village of Plandome Manor as it relates to construction in the Village right of way. The motion was seconded by Trustee Baydar.

Trustee Clinton: Aye Trustee DeSousa: Aye Trustee O'Neill: Aye
Trustee Baydar: Aye Mayor Donno: Aye

Approved. VOTE: 5/0 - Motion passes

Local Law No. 3 of 2017 amending Chapter 225 of the Code of the Incorporated Village of Plandome Manor enacting a moratorium temporarily prohibiting the construction or addition of any wireless telecommunications towers or facilities

Trustee DeSousa made a motion that the Board of Trustees open the public hearing on Local Law No. 3 of 2017 amending Chapter 225 of the Code of the Incorporated Village of Plandome Manor enacting a moratorium temporarily prohibiting the construction or addition of any wireless telecommunications towers or facilities. The motion was seconded by Trustee O'Neill.

Trustee Clinton: Aye Trustee DeSousa: Aye Trustee O'Neill: Aye
Trustee Baydar: Aye Mayor Donno: Aye

Approved. VOTE: 5/0 - Motion passes

Village Attorney Rachel Scelfo gave a brief description of the proposed moratorium and answered questions from members of the public who were present. No members of the public spoke in opposition to the proposed local law.

Village Attorney Rachel Scelfo explained that Local Law 3 of 2017 has been referred to the Nassau County Planning Commission for their determination. The next meeting is May 18, 2017, therefore the Board cannot approve this legislation until after that date. Additionally, the proposed moratorium is a Type II Action pursuant to SEQRA, which means that SEQRA does not apply to the enactment of moratoria [6 NYCRR section 617.5(c)(30)].

Trustee DeSousa made a motion that the Board of Trustees close the public hearing on Local Law No. 3 of 2017 amending Chapter 225 of the Code of the Incorporated Village of Plandome Manor enacting a moratorium temporarily prohibiting the construction or addition of any wireless telecommunications towers or facilities, but reserve decision and keep the record open. The motion was seconded by Trustee Clinton.

Trustee Clinton: Aye Trustee DeSousa: Aye Trustee O'Neill: Aye
Trustee Baydar: Aye Mayor Donno: Aye

Approved. VOTE: 5/0 - Motion passes

Reports

Village Clerk

Village Clerk Randi Malman updated the Board on the following items:

- Village tax bills are ready and will be mailed out before June 1, 2017.
- The Village will be using DeJana for street sweeping, the funds were approved by the Board at the April meeting.
- The Dormitory Authority has reached out the Village and is moving forward with a number of grants that have been awaiting financial review.

Village Treasurer

Village Treasurer Mary Jo Bella gave an overview of the Abstract Report of Audited Vouchers and the Profit and Loss Statement.

Building Inspector

Building Inspector Edward Butt updated the Board on the following items:

- A Stop Work Order has been issued to 60 Gristmill Lane for work being done on a retaining wall in the backyard. The homeowners do have a permit for interior work that is allowed to continue.
- The project at 266 Circle Drive received a number of complaints for run off during a rain storm. The situation is under control and the contractors have corrected any issues so this does not happen again.
- A tent application has been submitted to the Village for 119 Lake Road. The homeowners will be hosting a party on Saturday May 27, 2017 from 2:00pm-10:00pm. All the appropriate certificates of insurance and fire marshal approvals have been submitted. Additionally, the applicants have submitted a parking plan for the empty lot on Lake Road. The application has provided the Village with a contact number for the head of the security team who will be on site during the party.
 - The Board had no objections to the tent application. Mayor Donno stressed that it would be appreciated if the music ends at 10:00pm out of courtesy for the surrounding neighbors.
- Surrounding Villages, including Plandome Heights, have passed local laws with respect to impact fees to repair damage to roadways during construction. Currently, the Village is requiring bonds for new homes being built on newly paved roads, however this has been a difficult process. The use of impact fees would be easier but there are some issues with respect to private roads.

Code Enforcement Officer

Code Enforcement Officer Robert Rockelein updated the Board on the following items:

- There has been increased truck traffic going through the Village, most likely because of all the construction in the area.
- The pot hole list has been compiled and the Village has received estimates for permanent road repairs.
- There is a drainage issue on Papermill Road caused by water from the golf course.

Mayor

Mayor Barbara Donno and Rachel Scelfo explained that the Village has received a number of complaints regarding commuter parking on Circle Drive. Currently, the Village Code restricts parking during on Circle and Colonial Drive within a certain distance of the train station. The Board is considering a local law which would extend these no parking restrictions to the entire Circle Drive area.

- Member of the public who live in the Circle Drive area who were present at the meeting did not oppose to the idea of extending the parking restrictions. The Village did receive one letter in support and one in opposition to the proposed change.

Mayor Barbara Donno updated the Board on the following items:

- The state has passed legislation requiring all villages to participate in a shared services plan. The county will be coordinating the plan, which will have to be approved by the county legislature. Each village must submit a shared services proposal. The Mayor would like to submit a proposal to be reimbursed for maintenance on the property along the bay, which is owned by the country but has been maintained by the Village.
- The Town of North Hempstead is scheduled to start the drainage project along North Plandome Road next week. The Town has not reached out the Village but the Building Inspector will follow up to confirm the start date so we can alert residents of possible road or lane closures.

Trustee DeSousa made a motion that the Board of Trustees approve the appointment of Ira Ginsburg to the North Shore Cable Commission for one year. The motion was seconded by Trustee O'Neill.

Trustee Clinton: Aye Trustee DeSousa: Aye Trustee O'Neill: Aye
Trustee Baydar: Aye Mayor Donno: Aye

Approved. VOTE: 5/0 - Motion passes

Trustee Clinton made a motion that the Board of Trustees approve the Abstract of Audited Vouchers dated May 16, 2017 and the Profit & Loss Statement ending April 30, 2017. The motion was seconded by Trustee Baydar.

Trustee Clinton: Aye Trustee DeSousa: Aye Trustee O'Neill: Aye
Trustee Baydar: Aye Mayor Donno: Aye

Approved. VOTE: 5/0 - Motion passes

Trustee DeSousa made a motion that the Board of Trustees approve the estimate from Creative Landscaping by Cow Bay, Inc. for permanent road repairs throughout the Village in the amount of \$8,150. The motion was seconded by Trustee O'Neill.

Trustee Clinton: Aye Trustee DeSousa: Aye Trustee O'Neill: Aye
Trustee Baydar: Aye Mayor Donno: Aye

Approved. VOTE: 5/0 - Motion passes

Trustee Clinton made a motion that the Board of Trustees approve the estimate from Sidney Bowne for engineering services for the restoration of Elm Sea Lane and a portion of North Plandome Road in the amount of \$24,500. The motion was seconded by Trustee Baydar.

Trustee Clinton: Aye Trustee DeSousa: Aye Trustee O'Neill: Aye
Trustee Baydar: Aye Mayor Donno: Aye

Approved. VOTE: 5/0 - Motion passes

Trustee DeSousa made a motion that the Board of Trustees approve the 2016-2017 beautification funds request from the residents of the Circle Drive area in the amount of \$1,200 for spring cleanup and plantings. The motion was seconded by Trustee O'Neill.

Trustee Clinton: Aye Trustee DeSousa: Aye Trustee O'Neill: Aye
Trustee Baydar: Aye Mayor Donno: Aye

Approved. VOTE: 5/0 - Motion passes

Trustee DeSousa made a motion that the Board of Trustees approve the 2017-2018 beautification funds request from the residents of Elm Sea Lane in the amount of \$240 for spring cleanup and planting. The motion was seconded by Trustee O'Neill.

Trustee Clinton: Aye Trustee DeSousa: Aye Trustee O'Neill: Aye
Trustee Baydar: Aye Mayor Donno: Aye

Approved. VOTE: 5/0 - Motion passes

Trustee DeSousa made a motion that the Board of Trustees approve the 2017-2018 beautification funds request from the residents of Gulls Cove in the amount of \$1,200 for spring cleanup and planting. The motion was seconded by Trustee O'Neill.

Trustee Clinton: Aye Trustee DeSousa: Aye Trustee O'Neill: Aye
Trustee Baydar: Aye Mayor Donno: Aye

Approved. VOTE: 5/0 - Motion passes

Trustee Clinton made a motion that the Board of Trustees approve the estimate from Archonone in the amount of \$1,622.99 for a new desktop computer for the Mayor's office. The motion was seconded by Trustee O'Neill.

Trustee Clinton: Aye Trustee DeSousa: Aye Trustee O'Neill: Aye
Trustee Baydar: Aye Mayor Donno: Aye

Approved. VOTE: 5/0 - Motion passes

Correspondence

Village Clerk Randi Malman presented the Board with the following pieces of correspondence:

- NCPD monthly report for March
- Email from Kevin Zarabi dated 4/14/17 re: paving of Elm Sea Lane

Trustee O'Neill made a motion that the Board of Trustees convene into executive session to discuss a legal matter. The motion was seconded by Trustee Baydar.

Trustee Clinton: Aye Trustee DeSousa: Aye Trustee O'Neill: Aye
Trustee Baydar: Aye Mayor Donno: Aye

Approved. VOTE: 5/0 - Motion passes

Trustee O'Neill made a motion to convene back into regular session. The motion was seconded by Trustee Clinton.

Trustee Clinton: Aye Trustee DeSousa: Aye Trustee O'Neill: Aye
Trustee Baydar: Aye Mayor Donno: Aye

Approved. VOTE: 5/0 - Motion passes

Trustee DeSousa made a motion to adjourn the meeting. The motion was seconded by Trustee O'Neill.

Trustee Clinton: Aye Trustee DeSousa: Aye Trustee O'Neill: Aye
Trustee Baydar: Aye Mayor Donno: Aye

Approved. VOTE: 5/0 - Motion passes

Respectfully submitted by:

Randi I. Malman

Village Clerk