

MINUTES
BOARD OF TRUSTEES
July 16, 2013

PRESENT: Mayor Barbara Donno, Deputy Mayor Matthew Clinton, Trustees Irwin Klein and Patricia O'Neill, Building Inspector Edward Butt, Treasurer Valerie Giacinto, Village Clerk Joanna Palumbo, Code Enforcement Officer Robert Rockelein, and Village Counsel Rachel Scelfo. Also in attendance were Village residents Jean Kuskowski (Circle Drive) and Kate and Kevin Dunn (Circle Drive) Sara Meriggi (Circle Drive), Mr. William DiConza, Esq. as Counsel to Mr. & Mrs. Meriggi, Greg Montgomery (Bayview Road) and a reporter from the Manhasset Times.

Mayor Donno opened the meeting at 8:05 PM with the Pledge of Allegiance & verification of a quorum.

Mayor Donno made a motion to accept the minutes from the June 18, 2013 Board of Trustees meeting. The motion was seconded by Trustee Klein.

Trustee Clinton: Aye Trustee Klein: Aye

Mayor Donno: Aye

Approved. VOTE: 3/0 - Motion passes

Mr. Joseph Messina from Morewood Oak Management Associates LLP gave a presentation on gross tax receipt, telecommunication & franchise fee audits.

With respect to the appeal by Mr. & Mrs. Meriggi of the DRB decision of Mr. & Mrs. Dunn, Mayor Donno asked the building inspector, Edward Butt, to share with the Board his findings as to the as-built conditions at 71 Circle Drive as requested by the Board at the June Board of Trustees meeting. Mr., Butt reported that the driveway was constructed as per the permitted plans and is entirely on the Dunn's property.

Trustee Klein made a motion to affirm the Design Review Boards decision with respect to the Dunn's application dated March 28, 2013. The motion was seconded by Trustee O'Neill.

Trustee Klein: Aye Trustee O'Neill: Aye

Trustee Clinton: Abstain Mayor Donno: Aye

Approved. VOTE: 3/0/1 - Motion passes

Building Inspector Edward Butt advised the Board that so far 62 of the 66 pools in the Village have been inspected and 15 have been approved. Many of the others are in the process of being brought into conformance and there are still 5 residents who own pools that have not scheduled inspections at all. Those remaining 5 have received a letter, and two reminders. If they do not respond by the end of the week a summons will be issued to the homeowners for failure to comply. He also advised the Board that there is a Board of Zoning hearing this month for the first of three proposed homes on Morgan Court. Mr. Butt also informed the Board that he spoke earlier in the day to the engineer from Sidney Bowne & Son LLP hired by the Town of North Hempstead to inspect and report back on the current conditions of the culvert on North Plandome

Road connecting Leeds Pond and Manhasset Bay. The engineer said a few more tests were being conducted at the site and he hoped to have his report completed in the next two weeks. Mr. Butt also informed the Board that there has been no response from the Town of North Hempstead regarding the flooding on North Plandome Road adjacent to Leed's Pond. The Board asked the village clerk to reach out to Ellen Birnbaum from the Town's Office of Inter-municipal coordination and the Department of Public Works Commissioner Paul DiMaria as a follow up to their meeting regarding this issue.

Village Clerk Joanna Palumbo informed the Board that the 2013-2014 Justice Court Assistance Program Grant was again available and she would like to submit an application. She also informed the Board that the second sample of the new street signs has been placed at the corner of Luquer Road and N. Plandome Road and there still seems to be some question of whether or not the signs have the reflective paint. The Board asked if a representative from the Village could meet in the field with the sign company to finalize the signs as soon as possible.

Village Treasurer Valerie Giacinto then gave an overview of the Abstract Report of Audited Vouchers and the Profit and Loss Statement.

Deputy Road Commissioner Robert Rockelein informed the Board that "pool hopping"/trespassing has been a larger problem this year than in past years and that having the proper pool safety devices and self-closing locks and pool alarms may not deter the trespassers but is important for liability protections for the homeowners. He also reported to the Board that there was one street light being reported to Anker Electric this month for repair and that he met a representative from A-1 Tree Service to obtain an estimate on removing a dead tree from the Village Right of Way in front of 99 Circle Drive. There is also a dead tree on the Village Right of Way in front of 55 Grist Mill Lane that needs to be removed. The Board asked the Village clerk to get at least two more estimates for these trees.

Trustee Klein made a motion to approve the removal of two trees on the Village Right of Way in an amount not to exceed \$3,000.00. The motion was seconded by Trustee O'Neill.

Trustee Clinton: Aye Trustee Klein: Aye
Trustee O'Neill: Aye Mayor Donno: Aye

Approved. VOTE: 4/0 - Motion passes

Trustee Clinton made a motion that the Board of Trustees approve the Abstract Report of Audited Vouchers dated July 16, 2013 and the Profit & Loss Statement ending June 30, 2013. The motion was seconded by Trustee Klein.

Trustee Clinton: Aye Trustee Klein: Aye
Trustee O'Neill: Aye Mayor Donno: Aye

Approved. VOTE: 4/0 - Motion passes

Mayor Donno advised the Board that she was recently contacted by a local real estate agent that pointed out that the current village code does not restrict real estate signs and all other Manhasset villages do. She asked the Board to consider whether or not our code should include a similar restriction.

Mr. William DiConza, Esq. addressed the Board regarding his clients request to extend the drain and outflow pipe which currently exist in the rear of their property located at 89 Circle Drive. Mayor Donno asked that he and his clients produce documentation relating to the extension of the pipe back in 2002.

Village Clerk Joanna Palumbo presented the Board with a written request from the owners of 63 & 73 Lake Road to post “No Trespassing” signs on their property to deter people from entering their property. They submitted to the Board pictures depicting the placement of the signs which included two at the front of their property and one at the entrance to their dock.

Mayor Donno made a motion to approve the request for a No Trespassing sign to be erected at the entrance to the dock located at 63& 73 Lake Road, and denied the request for the other two No Trespassing signs at the front of the same property. The motion was seconded by Trustee Klein.

Trustee Clinton: Aye Trustee Klein: Aye

Trustee O’Neill: Aye Mayor Donno: Aye

Approved. VOTE: 4/0 - Motion passes

Village Clerk Palumbo presented the Board with a letter from Elaine Philips, Mayor of the Village of Flower Hill thanking Mayor Donno and the Trustees for the flooding remediation work on Circle Drive that was effecting properties on Hemlock Road in Flower Hill.

Village Clerk Joanna Palumbo also presented an email correspondence to the Board of Trustees from a prospective buyer of 7 Rock Hollow Road; Section 5, Block 137 Lots 17 & 18, requesting that should he purchase said property he would like to donate or gift lot # 18 to the Village should he purchase the property, due to the lot being deemed an unbuildable lot.

Trustee Klein made a motion to convene into Executive Session. The motion was seconded by Trustee O’Neill.

Respectfully submitted by:

**Joanna Palumbo
Village Clerk**