

Minutes of the public meeting of the Board of Trustees of the Incorporated Village of Hewlett Bay Park held on Monday, April 17, 2023 at 5:30 PM at Village Hall, 30 Piermont Avenue, Hewlett New York 11557. Members of the public also were permitted to observe and participate.

1. Calling the Meeting to Order:

Mayor Salomon called the meeting to order at 5:35pm

2. Roll Call:

Present-	Mayor	Alex Salomon-
	Deputy Mayor	Antonio Oliviero
	Trustee	Michael Davidov- arrived at 6:40PM
	Trustee	Renee Zylberberg
	Village Clerk	Michelle Blandino
	Village Attorney	Brian Stolar
Excused	Trustee	Jay Levy

3. Notice of Meeting – Nassau Herald:

The Clerk reported that notice of the public meeting was emailed to the Nassau Herald, posted on the bulletin board outside of Village Hall and in the lobby of Village Hall and posted on the Village website.

4. Minutes- Minutes of the Meeting on March 2, 2023

On motion by Mayor Salomon, seconded by Deputy Mayor Oliviero, and approved three votes in favor and Trustee Davidov not present, \the Board dispensed with the reading of the March 2, 2023 minutes as the Clerk had previously mailed such minutes and they are hereby approved.

5. New Business

Several Village residents appeared before the Board to discuss safety and security.

6 Set Public Hearing Date Annual Storm Water Report

On motion by Mayor Salomon, seconded by Deputy Mayor Oliviero and unanimously approved, the Board voted to hold a Public Hearing on May 22, 2023 at 6:00 pm, with respect to the Storm Water Annual Report, and directed the publication of the required legal notice.

7. Building Inspector/ Dennis Fromigia

On motion by Trustee Zylberberg, seconded by Mayor Salomon and unanimously carried, the Board agreed to have Building Inspector, Dennis Fromigia provide an additional portion of a day of work per week, based on a 7 hour day, to be split equally with the Villages of Hewlett Neck and Woodsburgh, effective May 1, 2023 until the end of the official year, and authorized the Mayor to execute an agreement with Mr. Fromigia's company Construction Consultants of Long Island, Inc.

8. Street Sweeping/ Inc Village of Lynbrook \$1141.87 per sweep

On motion by Deputy Mayor Oliviero, seconded by Mayor Solomon and unanimously carried, the Board voted to enter into an Intermunicipal Agreement with the Village of Lynbrook, whereby the Village of Lynbrook would sweep the Village roads one time per year at a rate of \$1,141.87, subject to review and approval of the agreement as to form and substance.

9. Speed Hump Analysis/ Nelson Pope Engineers

The Board discussed

10. Asphalt Speed Hump Proposals

Pavemaster	(3) locations	\$9980.00	Meadowview	\$5965.	Together \$14,116.00
John McGowan	(3) locations	\$5800.00	Meadowview	\$2000.	Together \$ 7800
(Paint not included)					

11. Pothole Proposals

Pavemasters	\$24,335.00
American Paving	\$17,285.00
John McGowan	\$22,309.00

On motion by Mayor Salomon, seconded by Deputy mayor Oliviero, and unanimously carried, the Board authorized an expenditure of not more than \$7,800 for the installation of asphalt speed humps and awarded the work to John McGowan & Sons, Inc., unless American Paving, Inc. agrees to perform the work for the agreed upon sum of not more than \$7,800, and authorized the Mayor to execute an agreement, subject to review and approval of the form and substance of the agreement by the Village Attorney.

On motion by Mayor Salomon, seconded by Deputy Mayor Oliviero, and unanimously carried, the Board awarded the pothole work to American Paving, Inc., in accordance with their written proposal, and authorized the Mayor to execute an agreement with American

Paving, subject to review and approval of the form and substance of the agreement by the Village Attorney.

12. Building Department Correspondence

A. Request from Suja Margolis, owner of 71 Cedar Ave, requesting permission to maintain a basketball court

WHEREAS, Suja Margolis, 71 Cedar Avenue applied for approval pursuant to Village Code §146-9(C)(9)(f) to maintain a basketball court in the location shown on plans submitted with the application (the "Proposal"), as prepared by Mark Anthony Architects & Planners, entitled "Margolis Residence 71 Cedar Avenue, Hewlett, NY 11557 – Zoning & Plot Plan", drawing A0.0, dated 10-25-22, last revised 11-30-22 (the "Plans"); and

WHEREAS, the applicant has provided written notice to the abutting neighbors of the application and of the Board's consideration of the application at this meeting, and no person appeared in opposition to the application; and

WHEREAS, the applicant's representative Ashley Lowe stated that the court was completed in 1987 at the same time as the tennis court, but no certificate of completion was obtained for the basketball court; and

WHEREAS, the Board has considered the evidence presented at the hearing held by the Board and all documentation submitted to the Board, and has inspected the Premises, and upon due deliberation, makes the following findings of fact and decision:

NOW, THEREFORE, BE IT:

RESOLVED that the Proposal hereby is classified as an Unlisted Action for SEQRA review purposes and the Board is the lead agency, and be it further

RESOLVED that the Board has reviewed and considered the details of the Proposal as currently known to the Board, including the Plans, and upon such review the Board has considered the following factors, and hereby makes the following conclusions, in respect to its review of the potential environmental impacts of the application:

- (a) The Proposal would not result in any substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels, nor any substantial increase in solid waste production, nor create a substantial increase in the potential for erosion, flooding, leaching or drainage problems;
- (b) The Proposal would not result in the removal or destruction of large quantities of vegetation or fauna, substantial interference with the movement of any resident or migratory fish or wildlife species, impacts on a significant habitat area, substantial adverse impacts on a threatened or endangered species of animal or plant, or the habitat of

such a species, or other significant adverse impacts to natural resources;

- (c) The Proposal would not impair the environmental characteristics of any Critical Environmental Area;
- (d) The Proposal would not conflict with the community's current plans or goals as official approved or adopted, and would be consistent with the Village's comprehensive plan for use and development of properties;
- (e) the Proposal would be consistent with, and coordinated with, the use and development of adjoining properties, and would not be out of character with other uses in the immediate vicinity of the subject property;
- (f) the Proposal would not impair the character or quality of important historical, archeological, architectural or aesthetic resources or of existing community or neighborhood character;
- (g) the Proposal would not result in a major change in the use of either the quantity or type of energy;
- (h) the Proposal would not create a hazard to human health;
- (i) the Proposal would not create a substantial change in the use, or intensity of use, of land, including agricultural, open space or recreational resources, or in its capacity to support existing uses;
- (j) the Proposal would not encourage or attract large numbers of persons to any place for more than a few days, compared to the number who would come to such place without such action;
- (k) the Proposal would not create changes in two or more elements of the environment, no one of which would have a significant impact on the environment, and when taken considered together would not result in a substantial adverse impact on the environment;
- (l) the Proposal would not create substantial adverse impacts when considered cumulatively with any other actions, proposed or in process;
- (m) the Proposal would not result in substantial adverse impact with respect to any relevant environmental consideration, including noise, aesthetics, traffic, air quality, water quality or adequacy of water supply, drainage, soil conditions, or quality of life in the community in general and the immediate neighborhood in particular;
- (n) no other impacts have been identified, and be it further

RESOLVED, that the Proposal will not have a significant adverse environmental impact and no further environmental review of the Proposal is required pursuant to SEQRA provided that the Proposal is not materially changed or revised from that which is proposed in the pending application, as amended as discussed herein, and be it further

RESOLVED, that the application is approved on the following conditions:

1. The court as shown in the Plans is approved.
2. Drainage facilities shall be installed as depicted in the Plans and approved by the Building Department.
3. The court shall not be used for pickle ball.
4. Applicants shall plan evergreen screening in a manner that eliminates visibility of the court from neighboring properties, as approved by the Building Department.

5. Applicants shall obtain a certificate of completion within 6 months of the filing of this decision with the Village Clerk.

13. Election Update and Resolutions

A. Appoint Election Inspectors and Compensation

On motion by Mayor Salomon, seconded by Trustee Zylberberg the following resolution was unanimously adopted by the Board:

WHEREAS, pursuant to the Election Law of the State of New York, personal registration is not required in the Village of Hewlett Bay Park for Village Elections, and

WHEREAS, pursuant to the Election Law, the Board of Trustees is required, at least 40 days prior to the Village election, to appoint an even number of inspectors of election, and fix their compensation and designate one of them as Chair,

NOW, THEREFORE, BE IT RESOLVED, that the following persons are hereby designated and appointed inspectors of election, and they shall meet on June 20, 2023 at the place designated for such Village Election, between the hours of 12 Noon and 9:00 p.m., inclusive, for the purpose of the Village Election:

<u>NAME</u>	<u>ADDRESS</u>	<u>PARTY</u>
Faye Stein	1546 Hewlett Avenue Hewlett, NY 11557	Democrat
Elaine Levy	510 Debois Ave Apt 1B Valley Stream, NY 11581	Democrat
Jay Anderson	1367 BROADWAY APT B15 HEWLETT NY 11557	REPUBLICAN
Rachel Anderson	1367 Broadway Apt B15 Hewlett NY 11557	Republican

AND IT IS FURTHER RESOLVED, that Faye Stein, hereby is, designated to act as Chair of said inspectors of election, and it is further

RESOLVED, that the compensation for each of the aforesaid inspectors of election shall be 135.00 for each of said days that said inspectors of election may be required to serve.

B. Designate polling place and hours for Village Election to be held on Tuesday, June 20, 2023.

On motion by Mayor Salomon, and seconded by Trustee Zylberberg, the following resolution was unanimously adopted.

WHEREAS, pursuant to the Election Law, the Board of Trustees is required to designate the polling place for the Village election to be held on June 20, 2023, and the hours of election,

NOW, THEREFORE, BE IT RESOLVED, that the polling place for the Village Election to be held on June 22, 2023 shall be the Village Hall, 30 Piermont Avenue, New York.

BE IT FURTHER RESOLVED, that the hours of the said Village Election shall be from 12:00 noon to 9:00 p.m., inclusive.

Executive Session: At 6:40p.m. on motion by Deputy Mayor Oliviero seconded by Trustee Zylberberg and unanimously approved, the Board voted to convene in Executive Session to obtain legal advice.

At 6:46 p.m. the Board reconvened into regular session.

14. Everit Avenue Paving Program/ Puddling IFO 133 Everit Avenue

The Board discussed

15. Reports

A. Public Safety

1. Police Report –March 2023

March	Arrests:	0
	Movers:	15
	Parkers	9
	Crime	0
	Aided Cases	2

A. Treasurer's Report –February , March 2023

Cash Status – February 2023
Bank Balances - Reg., Pay. M.M.,
as of 02/01/2023

284,7246.46

Plus – Receipts:

Non Property Taxes	30,826.79
Departmental Income	275.00
Use of Money and Property	4,180.70
Licenses and Permits	4,175.00
Fines and Forfeitures	30.00

39,487.49
324,211.95

Less - Disbursements:

General Gov't Support	2,511.46
Public Safety	173.67
Transportation	5,352.88
Employee Benefits	-3,982.14

-4,055.87
320,156.08

Proof – Bank Balances:

Signature Bank – Reg	96,265.50
Signature Bank – Pay	5,136.66
Signature Bank – M.M.	121,253.92
Signature Bank Trust	<u>97,500.00</u>
	320,156.087

Cash Status – March 2023
Bank Balances - Reg., Pay. M.M.,
as of 03/01/2023

320,156.08

Plus – Receipts:

Real Property Tax Items	171,191.27
Non Property Taxes	8,180.61
Use of Money and Property	2,154.16
Licenses and Permits	720.00
Fines and Forfeitures	5,123.00
Miscellaneous	87,466.00
State Aid	188,701.20

463,536.24
783,692.32

Less - Disbursements:

General Gov't Support	11,150.84
Public Safety	9,169.94
Transportation	6,347.17
Culture and recreation	1,741.29
Home and Community Services	232.54

Employee Benefits	11,030.63	<u>39,672.41</u>
		744,019.91

Proof – Bank Balances:

Signature Bank – Reg	86,075.99
Signature Bank – Pay	4,496.22
Signature Bank – M.M.	555,947.70
Signature Bank Trust	<u>97,500.00</u>
	744,019.91

1. Audit of Claims

The Board discussed the claims. Upon confirmation from the Board that the items in such abstract represented the purchase of goods and services actually received and/or performed and that each item contained in the abstract was for a proper Village purpose, on motion duly made by Trustee Zylberberg, seconded by Mayor Salomon, and adopted unanimously, the Board authorized and directed the Village Treasurer pay the general fund claims in the total sum of \$85,099.49 set forth in abstract #723 and 723A (copy of the abstract is on file in the Village office).

16. Next Meeting: May 22, 2023 at 6:00 PM

17.. Adjournment:

There being no further business the meeting was adjourned at 6:50 PM.

Michelle Blandino

Village Clerk