

VILLAGE OF BELLEROSE
PUBLIC HEARING/REGULAR BOARD MEETING
50 Superior Road, Bellerose Village, NY 11001
Tuesday, January 22, 2019 7:30PM

In Attendance:

Mayor Henry J. Schreiber
Deputy Mayor Joseph Juliano
Trustee Kenneth Moore
Trustee Daniel Driscoll

Trustee Kate Dorry
Village Clerk-Treasurer Rosaleen Shea
Village Attorney Richard Handler
Audience: 8

The Mayor opened the Regular Board of Trustees Meeting at 7:31PM. Trustee Moore led all in the Pledge of Allegiance. He then asked for a moment of silence for all the Armed Forces and First Responders. Mayor Schreiber asked if there were any recording devices in the room. Fran Altman announced that she is recording the meeting.

PUBLIC HEARING

At 7:33PM, the Mayor seconded by Deputy Mayor Juliano moved to re-open the Public Hearing from December 17, 2018 on Proposed Local Law # 4 of the Year 2018 – Street Openings (PLL#4). Mayor Schreiber stated that the PLL#4 is renamed to Proposed Local Law # 1 of the Year 2019 (PLL#1). The purpose of PLL#1 is to provide better protection for the Village roadways pertaining to street openings. The Village is preparing to reconstruct roads in 2019. The Board of Trustees held a work session on Friday, January 11, 2019 to review and discuss PLL#1. The purpose of PLL#1 is to recodify BVC chapter 184 to provide for the best protections of the Village streets in relation to road openings through permits, fees and enforcement for the safeguarding of the investment and execution of the Capital Road Improvement Project. The Mayor thanked the Board of Trustees, Building Inspector Belziti, Attorney Handler and Village Clerk Shea for their work on PLL#1.

Village Attorney Handler presented the background and details of PLL#1 as it related to road openings, permit fees, bond assurances, a five year moratorium on road openings after the repaving is completed unless for emergency, backfilling work and acceptable levels of performance and workmanship by utilities and contractors. The new law would expand enforcement to ensure the best protections for the project and for all village roads. R. Handler further commented that he believes this is the first substantive discussion of BVC Section 184 in 94 years and commended the Board of Trustees on its diligence.

The Mayor thanked R. Handler. He commented that great thought went into PLL#1 to help prevent a scenario like the unfortunate trenching of Jericho Turnpike along the northern border of Bellerose Village in its business district within a year of it being repaved several years ago.

The Mayor asked if the Trustees had any further question or comments. There being none, the Mayor opened the hearing to the public at 7:42PM. G. Braun questioned how PLL#1 impacts Nassau County and the county's compliance with it. R. Handler advised that PLL#1 is its own law and conforms to Nassau County standards. The Village would hold Nassau County accountable by law as it would any utility or contractor. Unless there is a specific exemption from NYS law, no municipality has sovereign immunity to cause damage to any village property without reparation. R. Handler stated that he is aware of some examples of exemptions for permit fees, not for reparations. He will follow through on G. Braun's question via memo to the Board.

After all those who wished to be heard, having been heard and there being no further discussion, Mayor Schreiber motioned to close the hearing, seconded by Trustee Moore and passed unanimously. The hearing closed at 7:49PM.

REGULAR BOARD OF TRUSTEES MEETING

On motion by Mayor Schreiber, seconded by Deputy Mayor Juliano the Regular Board of Trustees meeting commenced at 7:49PM.

On motion by Trustee Driscoll, seconded by Trustee Dorry, the Minutes of the December 17, 2018 Public Hearing and Regular Board of Trustees Meeting were unanimously approved. On motion by Trustee Driscoll, seconded by Trustee Dorry, the Minutes of the January 11, 2019 work session were unanimously approved.

Bills to be paid for the period were reviewed and on motion by Deputy Mayor Juliano, seconded by Trustee Moore, the bills were unanimously approved. These were:

General Fund Bills paid in the period:

Dec 17, 2018 – Dec 20, 2018	totaling	\$ 5,002.89
Dec 21, 2018 – Jan 03, 2019	totaling	\$ 16,583.73
Jan 04, 2019 – Jan 11, 2019	totaling	\$ 25,927.27
Jan 12, 2019 – Jan 22, 2019	totaling	\$ 124,982.84

Treasurer’s Report: December 2018:

General Fund:	\$ 1,191,962.53
Petty Cash:	\$ 500.00
Expenses:	\$ 84,337.98
Revenues:	\$ 26,797.17

Mayor’s Report: The Mayor reported:

- Winter Storm Preparedness – Plowing, salt & sand is in place for the season. The Village dodged a bullet this week as the storm did not occur as predicted.
- Belmont Project Update – Deputy Mayor Juliano reported that, as part of the Village’s ongoing monitoring of the Belmont Redevelopment Project, he attended the January 8, 2019 public hearing at Elmont Public Library. Other Village residents were also in attendance. He reported:
 - The Draft Environmental Impact Study (DEIS) stated that the project would result in a significant increase in traffic on both major highways and local roads. However, there are no plans to address this issue. The already saturated Cross Island Parkway would be the major access during special events and the resulting traffic congestion would spill over onto local roads. The Village officially expressed its concerns to the Empire State Development Corporation about the quality of life and traffic impact, especially in light of our road reconstruction project. 90% of attendees opposed the project primarily because of traffic concerns.
 - The public comment phase has been extended to Feb 11, 2019.
 - Resident John Veracoechea asked if there is opposition beyond Bellerose Village and Floral Park. The Mayor responded that reaction is mixed.
 - Mayor Schreiber stated that he received a number of phone calls from residents last month concerned about the project. He assured that the Board has been monitoring it and is fully engaged with the Empire Redevelopment Corporation. Notice is on the website. The Board will continue its diligence in keeping on top of the ever changing project parameters.
- Road Reconstruction Project Update – The Mayor reconfirmed that the road reconstruction project would encompass Hudson and Ontario Roads from Commonwealth Boulevard west to the dead ends. He then asked Deputy Mayor Juliano to provide further details:
 - The utilities have been notified to complete any scheduled work prior to April 1, 2019.
 - Affected residents will be notified shortly.
 - Surveying of curbs, elevations and slopes affecting drainage will be completed in January.
 - Construction bids will then go out.
 - Shovel ready work is planned to begin late Spring/early Summer.

Mayor’s Report continued:

- General Village Election is scheduled for Tuesday, March 19, 2019 – Noon to 9PM. Mayor Schreiber, Deputy Mayor Juliano, Trustee Dan Driscoll and Judge George Cappiello are running for office again.
Positions: Mayor (2 years), Two Trustees (2 years), Village Justice (4 years)
- Resolution #2019-01-22-1 approved - General Village Election Authorization by Board of Trustees attached.
- Resolution #2019-01-22-2 approved - Appointment of Election Inspectors attached.
- Resolution #2019-01-22-3 approved - TOH Street Sweeping Agreement Addendum attached.
- Discussed potential cleaning of 8 catch basins by Floral Park as part of Shared Services.
- BFD Tax Exemptions were submitted.
- The Village Tentative Tax Assessment Roll will be presented on February 1, 2019.
- Tax Grievance Day is scheduled for Tuesday, February 19, 2019 from 4PM – 8PM.

Village Attorney’s Report – None.

Maintenance Supervisor & Sanitation Report –

- Trustee Moore requested that members of the BFD assist Maintenance’s Buddy Moore in removal of items from Firehouse such as wood planks and other materials in order to ensure continued compliance with PESH and OSHA and thanked them for their cooperation.

Highway/Public Works Report – G. Braun reported:

- Village has 84 catch basins and the 21 basins to be cleaned are the “bad” ones (filled to capacity).
- The cold weather is harvest time for potholes.

Police Commissioner Report - Commissioner Tamparo reported:

3rd Precinct: December 2018 - Moving Violations: 13; Parking: 0; Accidents: 1; Aided: 4; Burglary: 0; Larceny: 0. Tickets issued by Village Code Enforcement Officers for November 2018: 119

Fire Department Report

Fire Commissioner Doug Christ reported:

- Truck 108 back in service as of Saturday, Jan 19, 2019.
- He attended the Belmont Hearing with Trustees Moore. The Floral Park Fire Department spoke about its concerns that the project would cause fire response time delays.
- BFD anniversaries: T. Powderly 20 years, P. McManaman 13 years, Anna Christ 4 years.
- Fire Calls:
 - 1/13/19 20 Huron auto alarm, food on stove, no injuries (except dinner), 13 responded.
 - 1/18/19 249-12 Jericho Turnpike, Spa, auto alarm, smoldering incense in trash, no injuries, 9 responded.

Deputy Mayor Juliano – See above: Belmont Development Project and Road Reconstruction Project.

Trustee Moore – None.

Trustee Driscoll – None.

Trustee Dorry – None.

Mayor Schreiber announced the following:

- **JBBDDC Meeting** - Tuesday, February 5, 2019 at 6:30PM
- **Women’s Club Meeting** - Tuesday, February 12, 2019 at 1PM
- **ARC Meeting** - Wednesday, February 13, 2019 at 7PM
- **Election Nominating Petition Filing Deadline** – Wednesday, February 13, 2019 by 5PM
- **Tax Grievance Day** - Tuesday, February 19, 2019 4PM – 8PM
- **Regular Board Meeting** - Tuesday, February 19, 2019 at 8PM* later start

Mayor Schreiber announced the following continued:

- **COURT Session** - Wednesday, February 27, 2019 at 6PM (*4th Wed for Feb.)
- **Tree Board Meeting** – Tuesday, January 29, 2019 at 7:30PM
- **Presidents' Holiday** - Monday, February 18, 2019 - Village Hall Closed
- **General Village Election** - Tuesday, March 19, 2019 - Polls Open Noon to 9PM

R. Handler presented Resolution #2019-01-22-4 for PLL#1 - Road Openings and fee schedule be approved. On motion by Mayor Schreiber, seconded by Deputy Mayor Juliano, the vote by roll call count passed unanimously. See attached.

On motion by Mayor Schreiber, seconded by Deputy Mayor Juliano and carried, the business meeting was adjourned at 8:48PM and was opened to the public.

K. Iverson suggested that the Village website display parking rules for holidays.

H. Tripmacher asked about the towing law and the Maintenance generator.

After all those who wished to be heard, having been heard and there being no further discussion, Trustee Moore motioned to close the meeting, seconded by Mayor Schreiber and passed unanimously. The meeting adjourned at 8:52PM.

Submitted,

Rosaleen Shea

Village Clerk – Treasurer, CMC