

**VILLAGE OF BELLEROSE**  
**PUBLIC HEARING/REGULAR BOARD MEETING**  
**50 Superior Road, Bellerose Village, NY 11001**  
**March 20, 2017**  
**7:30PM**

**In Attendance:**

Mayor Henry J. Schreiber  
Deputy Mayor Joseph Juliano  
Trustee John Tweedy  
Trustee Peggy Hagan  
Trustee Kenneth Moore  
Village Clerk - Treasurer Rosaleen Shea  
Village Attorney Richard Handler  
Audience: 10

The Mayor reopened the Public Hearing adjourned on February 21, 2017 to continue discussion of Proposed Local Law # 1 of Year 2017 at 7:31PM. The Mayor led all in the Pledge of Allegiance. He then asked for a moment of silence for all of the Armed Forces and First Responders.

Mayor Schreiber asked if there were any recording devices in the room. He then gave background as to the impetus to add alternates to the Zoning Board of Appeals (BZA) and the Architectural Review Committee (ARC). The Mayor stated that alternates allowed for more government involvement of its citizens and allowed the alternate to sit-in on meetings and hearings to learn the process and see how it operates. Alternates could abate quorum issues and provide for continuity. An alternate was appointed to the ARC two years ago and it provided for a seamless replacement when a seat was vacated. The Mayor recognized the importance of the BZA and the ARC and recognized the time commitment required. He praised the BZA on the recent March 8, 2017 hearing that took over three hours and was impressed by the dedication and homework of each BZA member to fairly consider the application. He considered its decision very fair and the vote was 4 to 1 to deny the Jericho Turnpike application and he thanked the BZA members.

The Mayor asked that Village Attorney Richard Handler address the public regarding the legal and board authority questions for appointing alternates to the BZA and ARC. Attorney Handler presented information supporting the enactment of Proposed Local Law # 1 of Year 2017 by citing NYS Village Law, § 7-712 and § 7-718 as to the authority of village boards of trustees to create a planning board and appoint members including alternates. He also cited Municipal Home Rule Law § 10 as it applies to the general powers of boards to adopt and amend local laws. Attorney Handler expounded on details regarding these laws and based on this research, he summed up with a robust and confident opinion to the Board of Trustees that it was legal to enact a provision of the law to allow for alternates.

The Mayor opened the public discussion portion of the hearing. Fran Altman, a member of the BZA raised concerns about the possible pitfalls of the alternate position. Mrs. Altman raised concerns regarding alternates being absent and she gave an example of absenteeism resulting in an incohesive vote by a board. She also was concerned that an alternate, by not being a full member may take issues less seriously. Mrs. Altman also questioned as to where the proposed law would be placed into the existing village code book. She also requested better recording of minutes at all BZA meetings. She was

concerned about time interruptions between meetings and hearing dates and a record of the proceedings was critical for good decisions.

Trustee Hagan inquired of Attorney Handler if it is possible to be more specific in the amendment about absenteeism. Trustee Tweedy commented that the ARC having an alternate member made it more resident friendly. Resident Mary Kelly stated that the BZA or ARC can always schedule another date for a meeting. Attorney Handler advised that he would provide rules or guidelines for the BZA in response to a framework that Mrs. Altman requested to assist the BZA going forward.

After all those who wished to be heard, having been heard and there being no further discussion, Mayor Schreiber motioned to close the public hearing. Trustee Hagan seconded the motion which passed unanimously. The hearing closed at 8:19PM.

The regular meeting of the Board of Trustees was opened at 8:20PM.

On motion by Trustee Hagan seconded by Deputy Mayor Juliano the Minutes of the February 21, 2017 Public Hearing and Regular Board of Trustees Meeting were unanimously approved.

Bills to be paid for the following periods were reviewed and on motion by Trustee Tweedy seconded by Trustee Moore, the bills were unanimously approved. These were:

**General Fund Bills to be paid in the period**

|                        |          |              |
|------------------------|----------|--------------|
| February 18 – 28, 2017 | totaling | \$ 15,439.44 |
| March 1, 2017          | totaling | \$ 18,258.33 |
| March 2 – 15, 2017     | totaling | \$ 27,021.62 |

**Treasurer’s Report: February 2017:**

|                |    |            |
|----------------|----|------------|
| General Fund - | \$ | 928,646.99 |
| Petty Cash -   | \$ | 500.00     |
| Revenues -     | \$ | 18,408.18  |
| Expenses -     | \$ | 151,155.70 |

**Village Attorney’s Report**

Attorney Handler reported on the following:

Tax certioraris are in negotiations. Mayor Schreiber requested that the Louros certiorari matter be concluded before the next budget in April.

**Mayor’s Report**

Mayor Schreiber reported on the following:

- He is working on a draft budget for fiscal year 2017/2018 and he foresees that it will be within the state tax cap. The draft budget will be forwarded to the Board of Trustees for their review.
- Snow Removal for the Winter Season for 2016/2017 went well and he received thanks from the residents. He thanked the contractor for doing a good job this season.
- Maintenance is working on the potholes throughout the Village as a result of the snow and sand this winter. There was a deep pothole on Commonwealth Blvd and Hudson Rd that was filled.
- The General Village Election is tomorrow, Tuesday, March 21, 2017.

- The Assessment Review Determinations (Attached hereto) have been reviewed, and accepted by the Board of Trustees.
- A motion was made by Mayor Schreiber to move on proposed Local Law # 1 of Year 2017 (read aloud) and was seconded by Deputy Mayor Juliano. The following roll call vote was taken:

Deputy Mayor Juliano-AYE  
Trustee Moore-AYE  
Mayor Schreiber- AYE

Trustee Hagan-AYE  
Trustee Tweedy- AYE

A local law to amend Bellerose Village Code (BVC) Chapter 6 to provide for the appointment of an alternate member to the Architectural Review Committee and Bellerose Village Code (BVC) Chapter A215 to provide for the appointment of an alternate member to the Zoning Board of Appeals was unanimously approved.

This local law shall take effect immediately upon filing with the Secretary of State. See attached Local Law # 1 of Year 2017.

- The Mayor nominated Joseph Saccente to be appointed to the ARC as the alternate member. The Board of Trustees unanimously approved Joseph Saccente as the alternate member of the ARC.
- The Mayor stated that an alternate member for the BZA would be appointed at a future date.

### **Police Commissioner Report**

Police Commissioner William Tamparo reported that a serious accident occurred on Jericho Turnpike on March 5, 2017 and he would be obtaining more details.

Police Commissioner Tamparo read the following police report:

#### **February 2017**

- 0 Parking violations issued
- 2 Moving violations issued
- 2 Accidents
- 0 Aided

Mayor Schreiber reported the following:

#### **Parking tickets issued by Code Enforcement Officers**

- **February 2017 – 82**

The Mayor announced that Code Enforcer John Florio resigned as of March 24, 2017 for a new position in Floral Park. He thanked John and wished him well.

### **Highway/Public Works Commissioner Report**

Mayor Schreiber announced that there was no official report. He would be meeting with Commissioner Braun in the next few weeks to address roadway priorities.

### **Fire Department Report**

Trustee Ken Moore announced that Firefighter Anna Christ was recently recognized by Assemblywoman Michaelle Solages and that he attended the luncheon and congratulated Anna. Trustee Moore also publicly thanked Assemblywoman Solages for helping the Fire Department obtain \$10,000 in grant funding to upgrade the fire truck.

Commissioner Doug Christ spoke about the following:

- On January 17, 2017 the Fire Department responded to a hair dryer fire on Jericho Turnpike.
- BFD is conducting fire inspections of all commercial buildings in the near future.
- There were icing problems with the hydrants during the recent snowstorm.
- Assemblywoman Solages recognized Firefighter Anna Christ as the first female firefighter in the Bellerose Village Fire Department at the Stewart Manor Country Club recently.
- The Fire Department will conduct an Open House Recruitment Campaign in April.

### **Historian's Report**

Historian Alan Woodruff stated that he will have an update on the plaque for the Village. He will also be submitting some budget items shortly.

### **Recreation Commissioner Report**

The Mayor reported that the Village playground will be opening on April 1, 2017.

### **Trustee Reports**

Trustee Moore – None

Trustee Hagan - None

Deputy Mayor Juliano – None

### **Trustee Tweedy**

Trustee Tweedy announced it was his last meeting serving as Trustee and he is not running for reelection. Trustee Tweedy thanked the residents for their support and stated that he enjoyed serving as Deputy Mayor for four years and Trustee for two years. Trustee Tweedy recommended that the Board of Trustees consider adopting the Quality of Life Fines proposal submitted by the Code Review Committee to help simplify the code. He also recommended that the Board of Trustees consider looking into the issue of the Nassau County Police Department contract currently being paid by the Village and consider having the Police be paid through Nassau County. Trustee Tweedy believed it was a public education issue as it is the same tax but would be from a different taxing authority. He believed that this change would benefit seniors through the Enhanced Senior Star Program.

Mayor Schreiber thanked Trustee Tweedy for the six years that he served the Board of Trustees and the residents of the Village. Mayor Schreiber stated that Trustee Tweedy was a faithful servant and thanked him for the great budgetary insight he provided. The Board of Trustees and the residents applauded Trustee Tweedy.

### **Mayor Schreiber announced the following:**

- Village General Election, Tuesday, March 21, 2017 - Noon to 9PM
- JWCB – Mary Millus Foundation Fundraiser, Saturday, April 1, 2017 at 7:30PM
- Annual Organizational Meeting , April 3, 2017 at 7:30PM
- JBBDC Mtg., Tuesday, April 4, 2017 at 6:30PM
- ARC Meeting, Wednesday, April 12, 2017 at 7PM
- Next Regular Board Meeting & Budget Hearing, Monday, April 17, 2017 at 7:30PM
- COURT Session, Wednesday, April 19, 2017 at 6PM

The business meeting was adjourned at 8:54PM, on motion by Mayor Schreiber, seconded by Deputy Mayor Juliano and unanimously approved.

The public meeting opened at 8:54PM.

After all those who wished to be heard, having been heard and there being no further discussion, Mayor Schreiber motioned to close the public meeting. Deputy Mayor Juliano seconded the motion which passed unanimously. The meeting closed at 8:54PM.

Submitted,

*Rosaleen Shea*

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Rosaleen Shea  
Village Clerk-Treasurer