

VILLAGE OF BELLEROSE
PUBLIC HEARING/REGULAR BOARD MEETING
50 Superior Road, Bellerose Village, NY 11001
January 17, 2017
7:30PM

In Attendance:

Mayor Henry J. Schreiber
Deputy Mayor Joseph Juliano
Trustee John Tweedy
Trustee Margaret Hagan
Village Clerk-Treasurer Rosaleen Shea
Village Attorney Richard Handler
Audience: 7 residents

Absent & Excused

Trustee Kenneth Moore

The Mayor opened the regular Board of Trustees Meeting at 7:34PM. He led all in the Pledge of Allegiance. He then asked for a moment of silence for all the Armed Forces and First Responders.

On Motion by Trustee Hagan, seconded by Trustee Tweedy, the minutes of the December 19, 2016 regular Board of Trustees meeting were approved.

Bills to be paid for the following periods were reviewed and on motion by Deputy Mayor Juliano seconded by Trustee Hagan, the bills were called to be approved. Trustee Tweedy voted NAY stating that he disagreed with one bill for the December 20 - 31, 2016 period. Trustee Tweedy abstained from approving the January 4, 2017 and January 1-13, 2017 bills, as he had not had a chance to review them. Mayor Schreiber offered Trustee Tweedy time to review the bills and to take a brief break in the meeting. Trustee Tweedy declined. A roll call vote was taken.

The motion to approve the bills to be paid for the following period continued and the bills were approved with the following vote:

Mayor Schreiber-AYE Deputy Mayor Juliano-AYE
Trustee Hagan-AYE Trustee Tweedy – NAY (12/20 -12/31/16); ABSTAIN (1/4 & 1/1 -1/13/17)

General Fund Bills to be paid in the period

December 20 – 31, 2016	totaling	\$ 28,470.06
January 4, 2017	totaling	\$ 785.98
January 1 – 13, 2017	totaling	\$ 39,418.47

Treasurer's Report: December 2016

General Fund:	\$ 1,096,730.55
Petty Cash:	\$ 500.00
Expenses:	\$ 120,156.58
Revenues:	\$ 20,673.45

Attorney's Report

R. Handler reported that he will report on a few ongoing tax certiorari matters when they are concluded.

Mayor's Report

Mayor Schreiber reported:

- That a Public Hearing be scheduled for February 21, 2017 to discuss Proposed Local Law # 1 of the Year 2017 to amend Bellerose Village Code (BVC) Chapter 6 to provide for the appointment of an alternate member of the Architectural Review Committee; and to amend Chapter 215 to provide for the appointment of an alternate member of the Zoning Board of Appeals. On motion by Deputy Mayor Juliano to set the date of February 21, 2017 for the Public Hearing for Proposed Local Law #1 of the Year 2017, seconded by Trustee Hagan, a roll call vote was taken and unanimously approved. (See Attached).
- There will be a General Village Election on March 21, 2017.
- Trustee Hagan motioned to approve Resolution 2017-01-17-1 for the appointment of Election Inspectors. Deputy Mayor Juliano seconded the motion, and it was unanimously approved. (See Attached).
- Trustee Tweedy motioned to approve Resolution 2017-01-17-2 for the holding of the General Village Election at 50 Superior Road, Bellerose Village, New York 11001 on Tuesday, March 21, 2017 from Noon to 9PM. Deputy Mayor Juliano seconded the motion, and it was unanimously approved. (See Attached).
- Rosaleen Shea was appointed the new Village Clerk -Treasurer at the December Board meeting.
- The Village is accepting applications for a full-time Court Clerk – Deputy Clerk position.
- NYS Tax Cap Refund Checks are being mailed December to February. Contact 518-453-8146 if you have questions.
- The Village is prepared for winter storms. The streets are ready for plowing and salt and sand are ordered.
- That he attended a LIRR Third Track Meeting at Floral Park the prior week and there were no new updates to report at this time. A public hearing on the matter is scheduled in New Hyde Park on Thursday, January 19, 2017.

Highway/Public Works Commissioner Report -_No report.

Police Commissioner Report

Mayor Schreiber reported the following police report:

DECEMBER 2016

- 2 parking violations issued
- 1 moving violation issued
- 2 accidents
- 1 aided

Parking tickets issued by Code Enforcement Officers

- December 2016 - 69 Tickets

Mayor Schreiber reminded everyone that there were parking restrictions over the recent holidays and it impacted ticket volume. He also reported that there was a new Commanding Officer in the Nassau County Police Department Third Precinct due to the recent promotion of Commanding Officer Berry. He stated that he would be meeting the new Commanding Officer in the near future.

Sanitation Report

Mayor Schreiber reported that Midland Carting had experienced some truck breakdowns during the holidays. Midland came in the next day to complete garbage pick-up for the residents.

Superintendent of Maintenance Report

Mayor Schreiber reported that the heating contractor rewired the recently installed boiler in the firehouse and that it was up and operating.

Fire Department Report

Commissioner Christ reported:

- Officers are taking an eight (8) week FEMA Advanced Incident Management Training Course to be able to respond to major incidents. The basic course is only three (3) weeks.
- There was an 8:05AM alarm that morning, however there were zero (0) calls since December 19, 2016, which is a good thing.
- New resident, Kee Ma is being recruited and is a potential new member and is prepared to attend the essential and mandatory firefighter training.
- Both fire trucks are repaired, operating and in the firehouse.

Code Review Committee Report

Trustee Tweedy discussed the recent activity of the Code Review Committee.

- The Code Review Committee has submitted an updated report for review by the Board of Trustees. Trustee Tweedy stated that the Committee is proposing that a previously submitted penalty schedule addressing the various quality of life violations be incorporated into the Village Code and encouraged the Board to do it as soon as possible. (See Attached).
- Trustee Tweedy questioned if the Village could patent the idea of incorporating this into the Village Code as it did not seem to exist when researching other village codes. Attorney Richard Handler responded that the language of the law is not patentable and that he has seen a similar schedule in some other municipal codes.
- Trustee Hagan questioned if the deletions of the sections of the code could be incorporated into one law.
- Attorney Handler addressed the issue of the Village Code: Chapters 60 -62 and its availability of information to the citizenry.
- Charles Puglisi, Code Review Committee member, reported that the committee adopted an efficient approach to incrementally revise the code. See page 6 (Appendix B) of the report.
- Attorney Handler recommended a three step approach to revising the code as follows:
- Create a Violations Matrix of Penalty Fines (A-E) with penalty amounts to be set by the Board of Trustees.
- The Quality of Life sections should be amended to be in alignment with the Violations Matrix of Penalty Fines (A-E); and
- A schedule should be adopted by resolution at the Board of Trustees at the annual April Organization meeting to establish and set the A-E fine amounts.

The Board of Trustees at the suggestion of Trustee Tweedy directed Attorney Handler to coordinate a preparation of his three step recommendation into appropriate language for the revisions for review by the Board as a prelude to implementing the suggested Code revisions.

Trustee Reports

Trustee Hagan

Trustee Hagan reported that the Village is evaluating the new service contracts being offered by the LIRR Parking Lot Munimeter Company.

Deputy Mayor Juliano

Deputy Mayor Juliano reported:

- He reviewed the Third Track Draft Environmental Impact Statement (DEIS). The scope of work of the project has ¼ mile & ½ mile epicenter. In the DEIS, technically the Bellerose Station is outside the scope of the report and the project begins east of the Floral Park station. He believes from the DEIS that traffic flow may be affected at the Plainfield Avenue bridges in Floral Park and that New Hyde Park, Mineola, Westbury and Hicksville will be affected due to lowering of tracks, grade crossings, and the erection of wall sound barriers. He encouraged everyone to review the DEIS online and that there is a Public Hearing in Hew Hyde Park on January 19, 2017 on the DEIS. Doug Christ questioned the Board's position on wall sound barriers in Bellerose Village due to a potential increase in freight traffic. The Mayor responded that he spoke to Lisa Black of the Governor's office and it was reported to him that Bellerose Village is not affected.
- 37 new windows were installed in Village hall in December. The windows provide better soundproofing, and are solar and energy efficient.

Trustee Tweedy

See the attached Tree Board report. (See Attached).

Mayor Schreiber thanked Trustee Tweedy on the wonderful job he has done with the Village trees.

Mayor Schreiber announced the following:

- **JWCB Meeting** - Lemon Auction – January 26, 2017 at 7PM
- **JBDDC Meeting** - Tuesday, February 7, 2017 at 6:30PM
- **Women's Club Meeting** - Tuesday, February 7, 2017 at 1PM
- **ARC Meeting** - Wednesday, February 8, 2017 at 7PM
- **Election Nominating Petition Filing Deadline** - Tuesday, February 14, 2017 by 5PM
- **Tax Grievance Day** - Tuesday, February 21, 2017 4PM - 8PM
- **Regular Board Meeting** - Tuesday, February 21, 2017 - 8PM
- **COURT Session** - Wednesday, March 15, 2017 - 6PM
- **President's Holiday** - Monday, February 20, 2017 – Village Hall Closed
- **General Village Election** - Tuesday, March 21, 2017 - Polls Open Noon to 9PM

The business meeting was adjourned at 8:50PM, on motion by Trustee Tweedy, seconded by Deputy Mayor Juliano and unanimously approved.

The public meeting opened at 8:50PM.

Ann Marie Byrnes asked "Whose term is up this year?" The Board answered that the Mayor and two Trustee positions are open.

Fire Commissioner Christ amended his report that now there is one (1) fire call and that the BFD responded to a Signal 13 at the dentist's office located at Massachusetts Blvd. and Jericho Turnpike.

Kathy Iverson sought clarification for the Code Review Committee as to the impact of the Village lagging behind updating village codes as they relate to New York State code. She stated that "ignorance is not a defense". Attorney Handler advised that where conflicts on omissions exist, New York State law applies.

Mary Kelly stated that the LIRR cut down trees on the railroad border along the Superior Rd houses 20 years ago and that she thinks a barrier wall for one mile would be a good thing.

After all those who wished to be heard, having been heard and there being no further discussion, Deputy Mayor Juliano motioned to close the public meeting. Trustee Hagan seconded the motion which passed unanimously. The meeting closed at 8:56PM.

Submitted,

Rosaleen Shea

Rosaleen Shea
Village Clerk-Treasurer