

**VILLAGE OF BELLEROSE
REGULAR BOARD MEETING
50 Superior Road, Bellerose Village, NY 11001
July 17, 2017
7:30PM**

In Attendance:

Mayor Henry J. Schreiber
Deputy Mayor Joseph Juliano
Trustee Margaret Hagan
Trustee Daniel Driscoll
Trustee Kenneth Moore
Village Clerk Treasurer Rosaleen Shea
Village Attorney Richard Handler
Audience: 27

The Mayor opened the Regular Board of Trustees Meeting at 7:33PM. He led all in the Pledge of Allegiance. He also asked that we remember the Armed Forces and First Responders.

On motion by Deputy Mayor Juliano, seconded by Trustee Moore and unanimously approved, the minutes of the June 19, 2017 Regular Board of Trustees meeting were approved.

Bills to be paid for the following period were reviewed and on motion by Trustee Driscoll seconded by Trustee Hagan, the bills were unanimously approved. These were:

General Fund Bills to be paid in the period

June 10 – 26, 2017	totaling	\$ 141,996.09
June 27 – 28, 2017	totaling	\$ 12,928.61
June 29 – July 13, 2017	totaling	\$ 30,228.95

Treasurer's Report: June 2017:

General Fund -	\$	1,523,735.52
Petty Cash -	\$	500.00
Revenues -	\$	1,123,742.50
Expenses -	\$	189,649.03

Treasurer Shea reported on the current taxes collected to date that were reflected in the Revenues above.

4. Village Attorney's Report

R. Handler reported:

- The Village received a favorable response on the recent HUD complaint. It is the third dismissal for the same complaint. The Mayor commented that this dispute has been ongoing for six years and he thanked Attorney Handler for his representation on this matter.

Mayor's Report

Mayor Schreiber discussed the following:

- On motion by Deputy Mayor Juliano, seconded by Trustee Moore, the Board moved to adopt the Justice Court Funds Audit ending May 31, 2017. A roll call vote was taken and it passed unanimously.

Trustee Driscoll - AYE	Deputy Mayor Juliano - AYE
Trustee Hagan - AYE	Trustee Moore - AYE
Mayor Schreiber - AYE	
- Fiscal Year/End Budget Amendments: The Year/End Budget and Fund Balance amendments are tabled for decision for the next Board of Trustees meeting to allow for review with the Village Accountant.
- Bellerose Village Summer Camp: The summer camp was a huge success and the Mayor thanked Recreation Commissioner George Morfessis and Camp Director Cynthia Hazelton for an excellent job. There were more than 53 campers this year.
- Sidewalk repair work is scheduled for August.
- The Mayor is working with Highway Commissioner George Braun on a roadwork plan. Bid specifications are being drafted for road repairs. Repairs are scheduled for some time in September and Maintenance is filling potholes in the meantime. The Grant Coordinator is researching possible funding for a long-term road repaving project and the Mayor & Board are considering a possible \$500,000 bond issue for this project. R. Shea stated that she is in contact and will coordinate with utilities for project planning to ensure that any underground utility work is considered and included in the plan. Trustee Hagan requested a copy of the plan.
- The Village is participating in the Nassau County Residential Rehab program and there is \$54,000 in funding available to eligible residents. Residents can send in requests to Village Hall to pass through to Nassau County if interested.
- The Mayor has asked Attorney Handler and the Board of Trustees to consider a possible new local law to amend Chapter 204 of the Code to permit the booting and/or towing of any motor vehicles with three or more outstanding summonses, warrants or any unpaid fines. Motorists, including residents, are abusing parking regulations and not paying summonses. A public hearing will be scheduled as appropriate in the future.

Highway/Public Works Commissioner Report

The Mayor thanked Commissioner George Braun for his work on the roadwork proposal.

Police Commissioner Report

Police Commissioner Tamparo reported:

June 2017

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

In addition:

- There was 1 attempted break-in reported.
- Pit Bull not on leash reported.
- It is summer and residents are on vacation. All residents are urged to lock their home and car doors and call Nassau County Police to report suspicious persons/activities and improper park use. NCPD is enforcing all traffic laws.

Mayor Schreiber stated the following:

Parking tickets issued by Code Enforcement Officers

- **June 2017** - 62 Tickets

He is also interviewing candidates for the second CEO position.

Fire Department Report

Commissioner Christ reported:

- Senator Elaine Philips presented Ed McCoy and Tony DeGaeto with awards for 50 years of service to the Fire Department. The BFD plans to hold a Village event to honor them at a future date.
- There is a mold issue on the steps of the Fire House basement that was reported to Deputy Mayor Juliano.
- There were three (3) fire calls for the period:
 - 6/27/17 - 249-12 Jericho, smoke detector; construction
 - 6/30/17 - 50 Superior, automatic alarm
 - 7/15/17 - 28 Huron, testing system

Superintendent of Maintenance Report

Trustee Moore reported:

- Street sweeper needed repairs again for \$3000. Looking for options for next season.
- Street sweeper is a "money pit" and is now 10 years old. There were hydraulic problems.

Historian Report

Historian Alan Woodruff reported:

- The plaque will be completed in the fall.

Trustees Reports

Trustee Moore: No Report

Trustee Juliano: No Report

Trustee Hagan: No Report

Trustee Driscoll: No Report

Smoke-n-Coffee Realty, Inc. d/b/a Ultrasonic Car Wash/ Fat Ernie's

The Mayor opened the floor for representatives from Ultrasonic Car Wash/ Fat Ernie's to address the public regarding the remedial actions underway in response to summonses received from the Village and resident complaints. The Village has a FOIL request into the Nassau County Department of Health for a copy of a report of its recent site visit. Problems reported and observed are in violation of the Special Permitted Use Agreement with the Village and Smoke-n-Coffee that include overflowing dumpsters, open walk-up window, loud noise, and rodents.

Howard Avrutine, Attorney for the owners addressed the Mayor & Board of Trustees. He stated that the owners appreciated the opportunity to be at the meeting to address the concerns of the Village and its residents and to report on the remediation underway. He described that unfortunately things happen and the owner will be appearing at the Justice Court to resolve the summonses for the violations they received. Representatives including the owners, site manager, and exterminator were present to report and answer questions. Attorney Avrutine stated that Smoke-n-Coffee would be submitting a request to the Board of Trustees to modify the Special Use Permit.

- Carl Tedeski, exterminator of property, reported that he treats the property on a regular basis and he made a site inspection and saw no evidence of rodent activity.
- Roger Green, site manager presented a written report from Phil Composto, of Five Star Carting, the refuse operator for the property; Five Star reported a delay in the scheduled every other evening dumpster pickup. He stated that the problem with a larger dumpster is that it is not on wheels and therefore could not be moved to the front of the property for pickup.
- Management reported they have signage and emails prohibiting customers from playing loud radios and have instructed employees to avoid making loud noise.

- The Mayor reported to Smoke-n-Coffee that at the last meeting there were residents concerned about the violations at the property that have escalated over a number of months. The residents and the Mayor have notified the business on numerous occasions with no response or amelioration of the violations. The Village wants cooperation and is hoping that Smoke-n-Coffee will be responsive to remediating the problems. The Mayor urged the company to submit to the Board of Trustees changes they seek for the Limited Use Restrictions.
- Trustee Moore questioned them about the walk-up-window, rodents, noise complaints, and garbage. Carl Tedeski, exterminator of property, again reported that he treats the property on a regular basis and since December he has not seen a single insect. He has laid nine rodent bait traps and saw no evidence of rodent activity. Also, he believes that there appears to be excessive garbage at adjacent properties on Jericho Turnpike that may be harboring rodents or causing colonization. The Mayor responded that the Village has issued warnings to all businesses on Jericho Turnpike to clear all debris by mid-July.
- Trustee Hagan inquired about the business' incorporation documents. Eric Petzold, owner, stated that he would provide the Village a copy of the incorporation documents.
- Trustee Driscoll stated that Smoke-n-Coffee's lack of responsiveness has created a community relations problem with the residents and the Village. The Permitted Use can change if they disregard the compact. He is hoping that both sides succeed and asked them to take this opportunity going forward to better the relationship with the Village and the residents.
- The Mayor advised that there was no August Board of Trustees meeting and stressed that the management take extraordinary efforts to improve performance between now and the public hearing to be scheduled in the future.

Mayor Schreiber announced the following:

- Tree Board Meeting, Tuesday, July 18, 2017 at 7:30PM
- BZA Public Hearing – Variance Request of 1 Huron Rd (Nazirbage) – Tuesday, July 25, 2017 at 6:30PM
- JBBDC Mtg. Tuesday - August 1, 2017 at 6:30 PM
- Women's Club Meeting – No Meeting
- A.R.C. Meeting Wednesday, August 9, 2017 at 7PM
- COURT Session, August 16, 2017 at 6PM (July 26th session cancelled)
- Next Regular Board Meeting, Monday, September 18, 2017 at 7:30PM

The business meeting was adjourned at 8:40PM, on motion by Trustee Hagan, seconded by Deputy Mayor Juliano and unanimously approved.

The meeting opened for public comment at 8:40PM.

Ann Marie Byrnes of 45 Huron Rd. stated that the businesses on Jericho were in violation of Bellerose Village Code Chapter 135 - Litter. She presented photos of overflowing dumpsters and garbage.

Kathy Iverson of 51 Huron Rd. stated that the Jericho businesses dumpsters are not picked up frequently enough. Employees are the cause of the noise. Businesses have not lived up to prior commitments.

R. McGrade of 75 Ontario Rd. asked that the Village address the problem of speeding cars on Ontario Rd between Remsen Lane and Pennsylvania Blvd. He is concerned about safety. The Mayor asked Traffic Commissioner Hagan to evaluate the installation of stop signs mid-block on eastern Ontario Rd. as suggested. R. McGrade also reported that he witnessed persons using marijuana on a number of

occasions at a specific location and that it is a quality of life issue. The Mayor responded that he would follow-up.

Mary Kelly of 40 Superior Rd. reported she did not see bamboo; however, there were clippings and poison ivy along the LIRR tracks. She also wanted to clarify that she is not against a bench on the east side of the train parking lot, just on the west side. Also, there are NYC rat poison signs at the new construction site at the corner of Little Neck Parkway and Jamaica Avenue in Queens so dogwalkers should be aware.

After all those who wished to be heard, having been heard and there being no further discussion, Trustee Driscoll motioned to close the public meeting. Trustee Moore seconded the motion which passed unanimously. The meeting closed at 9PM.

Submitted,

Rosaleen Shea

Rosaleen Shea,
Village Clerk-Treasurer