

February 19, 2019

A Regular Meeting of the Board of Trustees of the Village of Old Westbury was held at the Village Hall on the above date at 7:00 p.m.

Present: Marina Chimerine - Deputy Mayor  
Cory Baker - Trustee  
Leslie Fastenberg - Trustee  
Edward Novick - Trustee  
Michael Sahn, Esq. - Village Attorney  
Brian S. Ridgway - Village Administrator / Clerk-Treasurer  
Michael Malatino - Superintendent of Buildings  
Thomas O'Connor - Superintendent of Water  
Robert Glaser - Chief of Police

Also Present: Jon Ward - Attorney, Sahn Ward Coschignano, PPLC  
Joshua D. Brookstein - Attorney, Sahn Ward Coschignano, PPLC  
Paul Stevens - Village Engineer, LiRo Engineers, Inc.

Absent: Fred J. Carillo - Mayor  
Daniel Alves - Superintendent of Public Works

The Deputy Mayor called the meeting of the Board of Trustees to order.

**MAYORIAL APPOINTMENT:**

1. I, Deputy Mayor Marina Chimerine of the Inc. Village of Old Westbury on behalf of Mayor Fred J. Carillo do hereby appoint:

<u>NAME</u>	<u>OFFICE</u>	<u>TERM</u>
Paige Charles	Alternate Member / Planning Board	Reminder of Village's Official Year

On motion by Trustee Novick, seconded by Trustee Baker and carried unanimously, the Board approved the appointment.

On the motion by Trustee Baker, seconded by Trustee Fastenberg and carried unanimously, the Board approved the minutes of the Regular meeting and Board of Assessors meeting held on January 22, 2019 and Special Meeting held on February 4, 2019.

On motion by Trustee Novick, seconded by Trustee Baker and carried unanimously, the Board approved the amount of bills listed below:

<u>ABSTRACT</u>	<u>ACCOUNT</u>	<u>AMOUNTS</u>
9	General	\$1,489,823.98
9	Water	\$137,282.21
9	Trust	\$341,668.90
9	Capital	\$88,014.69

On motion by Trustee Baker, seconded by Trustee Fastenberg and carried unanimously, the Board accepted the Chief of Police report for the month of January 2019.

On motion by Trustee Novick, seconded by Trustee Baker and carried unanimously, the Board accepted the Superintendent of Public Works report given by Superintendent of Buildings Michael Malatino for the month of January 2019. Village Administrator Brian Ridgway then updated the Board on several projects underway and noted that the Annual Village Election will be held on Tuesday, June 18, 2019.

### **PUBLIC HEARINGS:**

1. Application of the Lubavitch of Old Westbury: On motion by Trustee Novick, seconded by Trustee Baker and carried unanimously, the Public Hearing related to The Lubavitch of Old Westbury application in their request for Board of Trustees relief for the following nine (9) variances: Lot Area, Lot Width & Depth, Front Yard Setback, Side Yard Setback, Rear Yard Setback, Lot Coverage, Undeveloped Space, Off-Street Parking and Place of Worship pursuant to Section 216-111.2 of the Village Code will be continued.
2. Application of the Old Westbury Hebrew Congregation in their request to modify its existing special use permit in order to construct additional structures on the property, including event pavilion, storage building and valet booth at 21 Old Westbury Road. Village Attorney Michael Sahn updated the Board advising them that the Planning Board on the request of the Board of Trustee have review this application and are scheduled to approve their Resolution at their March meeting. A formal recommendation would then be made. On motion by Trustee Novick, seconded by Trustee Baker the application will be continued.
3. Application of the Life Lutheran Church in their request for renovation and expansion of their on-site parking lot, including a net increase of 48 paved spaces, drainage improvements, landscape screening and new site lighting at 1 Old Westbury Road. On motion by Trustee Novick, seconded by Trustee Baker and carried unanimously, the application will be continued pending the recommendation of the Planning Board.
4. On motion by Deputy Mayor Chimere and carried unanimously, the Public Hearing was opened for proposed Local Law# 1-2019. On motion by Trustee Novick, seconded by Trustee Baker and carried unanimously, the Board closed the Public Hearing and adopted the proposed Local Law# 1-2019: A Local Law amending Chapter 139 of the Code of the Village of Old Westbury, relating to the Prohibition and Penalties for Offenses Relating to "Nuisance" Parties.
5. Application of Bolla Operating, L.I., 3 Jericho Turnpike in the request for Amendment and Renewal of Special Use Permit. The applicant on 2-19-2019 requested the application be deferred to the March Agenda. On motion by Trustee Baker, seconded by Trustee Fastenberg and carried unanimously, the application will be continued.

### **NEW BUSINESS:**

1. Mr. Michael Dombek of 207 Jericho Turnpike appeared before the Board seeking relief related to various Village Code Violations on his property. Building Superintendent of Building Michael Malatino updated the Board that progress on cleaning up the said

property was being made. On motion by Trustee Novick, seconded by Trustee Baker and carried unanimously, the Board extended the appeal and continued to reserve decision.

2. On motion by Trustee Novick, seconded by Trustee Baker and carried unanimously, the Board introduced Local Law# 2-2019 ó A Local Law amending Chapter 182 öStreets and Sidewalksö of the Code of the Village of Old Westbury and set a Public Hearing for Monday, March 18, 2019.
3. On motion by Trustee Baker, seconded by Trustee Fastenberg and carried unanimously, the Board introduced Local Law# 3-2019 ó A Local Law to override the tax levy limit established by General Municipal Law 3-C and set a Public Hearing for Monday, March 18, 2019.
4. On motion by Trustee Baker, seconded by Trustee Novick and carried unanimously, the Board approved a 2-Year Long Term Disability Policy for Village Employees retroactive to December 1, 2018 at a annual cost of \$4,763.94.
5. On motion by Trustee Fastenberg, seconded by Trustee Baker and carried unanimously, the Board approved the 2019 Old Westbury Garden Calendar. **Note:** It was agreed that 15 dates for the Rise of the Jack OöLanterns (*not 17*) will be scheduled and a date will be determined for the Villageö Annual Picnic.
6. On motion by Trustee Novick, seconded by Trustee Baker and carried unanimously, the Board authorized the Villageö engineering firm - LiRo Engineers, to design, survey and preparation of BID documents and BID process for the 2019 Village Road Improvement Program. The total authorized project amount was \$1,081,000.00.

#### **RESOLUTION:**

1. On motion by Trustee Novick, seconded by Trustee Baker and carried unanimously, the Board approved an Emergency Work Contract to Layne, Inc. in the amount of \$86,660.00 for repair to the pumping equipment at Well# 4 as recommended by the Villageö Water Engineers, D&B Engineers and Architects, P.C.
2. On motion by Trustee Novick, seconded by Trustee Baker and carried unanimously, the Board approve the Villageö distribution of a Request for Proposal (RFP) for the 2019 Village Tree Planting Plan for Old Westbury Road and I.U. Willets Road.

On motion of Trustee Novick, seconded by Trustee Baker and carried unanimously, the Board meeting was adjourned at 7:40 p.m.

For a complete record of the meeting, see the transcript of the stenographer.

Brian S. Ridgway  
Village Administrator/Clerk-Treasurer

