

May 20, 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: Fred J. Carillo - Mayor  
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  
Thomas O'Connor - Superintendent of Water  
Daniel Alves - Superintendent of Public Works  
Robert Glaser - Chief of Police

Absent: Michael Malatino - Superintendent of Buildings

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

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

On motion by Trustee Chimerine, seconded by Trustee Baker and carried unanimously, the Board approved the minutes of the Board of Assessors and Board of Trustees meetings held on April 15, 2019.

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

<u>ABSTRACT</u>	<u>ACCOUNT</u>	<u>AMOUNTS</u>
12	General	\$1,104,991.21
12	Water	\$143,759.91
12	Trust	\$299,849.11
12	Capital	\$182,869.79

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

On motion by Trustee Chimerine, seconded by Trustee Baker and carried unanimously, the Board accepted the Superintendent of Public Works report for the month of April 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 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 Bolla Operating, L.I., 3 Jericho Turnpike in the request for Amendment and Renewal of Special Use Permit. Present on behalf of the application were Harry Singh, Owner and David Altman, Esq. who reviewed the proposed application and addresses questions raised by the Board. Following conversation, the Board requested that a site visit be scheduled to witness a fuel delivery during the times being requested.. On motion by Trustee Novick, seconded by Trustee Baker and carried unanimously, the application will be continued.
3. Application of New York Institute of Technology ó request to install an Underground Water Infiltration/ Storage System. Angelo Laino, P.E. VHB Engineers was present to represent the applicant. Paul Stevens, Village Engineering and Jim Antonelli, P.E. represented the Village and stated that the application was reviewed in detail and recommended that the application be approved. On motion by Trustee Novick, seconded by Trustee Chimerine and carried unanimously, the Board closed the public hearing and directed Counsel to draft the approval Resolution.
4. Mr. Michael Dombek of 207 Jericho Turnpike seeking relief related to various Village Code Violations on his property. Mr. Dombek was present and stated to the Board that he would like to remove his appeal. The Board acknowledge his request and the appeal was removed from the Agenda.
5. On motion by Trustee Novick, seconded by Trustee Baker and carried unanimously, the Public Hearing was opened for proposed Local Law# 6-2019. On motion by Trustee Novick, seconded by Trustee Baker and carried unanimously, the Board closed the Public Hearing and adopted the proposed Local Law# 6-2019. A Local Law - Creating a New Chapter 112 of the Code of the Village of Old Westbury to Promote the Public Health, Safety, and General Welfare, and to Minimize Public and Private Losses Due to Flood Conditions.
6. On motion by Trustee Chimerine, seconded by Trustee Novick and carried unanimously, the Public Hearing was opened for proposed Local Law# 7-2019. Leslie Lupo, Wildlife Biologist, DEC and Charles Mulham, Bow Hunter, were present and explained various area of the DEC Deer Management Program and addressed questions from the Board and public. On motion by Trustee Chimerine, seconded by Trustee Baker and carried unanimously, the Board closed the Public Hearing and adopted the proposed Local Law# 7-2019. A Local Law - Amending Chapter 106 of the Code of the Village of Old Westbury to Promote the Public Health, Safety, and General Welfare Relating to the permitted Discharge of Firearms and Weapons in the Village and directed Counsel to submit the Village Deer Damage Application to the DEC for review and approval.

On motion of Trustee Novick, seconded by Trustee Baker and carried unanimously the Public Hearings were closed.

#### **NEW BUSINESS:**

1. On motion by Trustee Novick, seconded by Trustee Baker and carried unanimously, the Board approved the Bid for Caustic Soda to the lowest bidder Univar Solutions for 25% solution for Village Wells at a price of \$1.062 per 1000 gallons.
2. On motion by Trustee Novick, seconded by Trustee Baker and carried unanimously, the Board approved a one-year extension with Badger Meter to supply water meter through May 31, 2020.
3. On motion by Trustee Baker, seconded by Trustee Novick and carried unanimously, the Board approved a one-year extension with Eagle Control Corporation under the Nassau/Suffolk Contract to supply Constant Chlor Briquestees to the Water Department through May 31, 2020.
4. On motion by Trustee Novick, seconded by Trustee Chimerine and carried unanimously, the Board ratified approval for appointment of Village Election Inspectors scheduled for Tuesday, June 18, 2019 at a rate of pay of \$150.00 to Joan Jones, James Marohn, Marjorie E. Clarke, Lawrence W. Boes, Pauline Blackwood, Susan A. Bennett, Mark Q. Bennett and Patricia M. Acevedo.
5. On motion by Trustee Novick, seconded by Trustee Chimerine and carried unanimously, the Board approved an hourly rate increase as proposed by the Villageø Engineering LiRo Engineers, Inc. ó Village Engineer to \$245 from \$240, Engineering Technician Senior to \$145 from \$140 and Inspector NICET III to \$124 from \$120.
6. On motion by Trustee Novick, seconded by Trustee Baker and carried unanimously, the Board approved the following two internal accounting transfers:
  - National Grid Gas Main Replacement Project:
    - Accounts Receivable Account# 0A-0380-0000 - \$24,810.21 to
    - PD Overtime Account# 0A-3120-1020 - \$21,806.12 and General Revenue Account# 0A-1589.1000 - \$3,004.09,
    - Accounts Receivable Account# 0A-0380-0000 \$969.10 to
    - Engineering Consulting Services Account# 0A-1440-4160 - \$969.10.
7. On motion by Trustee Novick, seconded by Trustee Fastenberg and carried unanimously, the Board approved a Resolution drafted by Counsel to remove tax exempt property owned by the Roman Catholic Diocese of Rockville Centre from the 2018/2019 Tax Roll.

#### **RESOLUTION:**

1. On motion by Trustee Novick, seconded by Trustee Baker and carried, the Board approved the 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. **Vote:**

- Mayor Carillo Aye
- Trustee Chimerine Abstain
- Trustee Baker Aye
- Trustee Fastenberg Abstain
- Trustee Novick Aye

2. On motion by Trustee Novick, second by Trustee Baker and carried unanimously, the Board along with the recommendation of Village Engineer Paul Stevens approved the 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 of Trustee Chimerine, seconded by Trustee Novick and carried unanimously, the Board closed the Regular Meeting at 8:25 p.m.

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

Brian S. Ridgway  
Village Administrator/Clerk-Treasurer