

**VILLAGE OF OLD FIELD
BOARD OF TRUSTEES MONTHLY MEETING MINUTES
TUESDAY, APRIL 9, 2019 7:00 P.M.**

Mayor Michael Levine-Safety
Deputy Mayor Stephen Shybunko-Fire and Special Projects
Trustee Jeffrey Owen-Parks, Building and Street Trees
Trustee Bruce Feller-Environmental Council
Trustee Thomas Pirro-Street & Road Repairs

Attorney Anthony Guardino
Village Clerk Adrienne Kessel
Village Treasurer Andrea Podolsky
Building Inspector Joseph Arico

Pledge to the Flag and Call to Order

Mayor Levine led the Pledge to the Flag and called the meeting to order to at 7:05PM.

Election Results and Swearing In Ceremony

Stephen Shybunko, reelected as Trustee for a two year term

Jeff Owen, reelected as Trustee for a two year term

Mayor Levine swore in Trustee Shybunko and Trustee Owen for two year terms.

I, (Trustee Shybunko, Trustee Owen) do solemnly swear that I will support the constitution of the State of New York, and that I will faithfully discharge the duties of the office of TRUSTEE of the Incorporated Village of Old Field, New York, according to the best of my ability.

ANNUAL APPOINTMENTS AND RESOLUTIONS

The Mayor appoints **Stephen Shybunko** as Deputy Mayor for a 1 year term.

The Mayor appoints attorney **Mitchell Birzon**, as Associate Village Justice for a 4 year term.

On a motion by Trustee Shybunko, and seconded by Mayor Levine, the following appointment was approved, 5-0.

Zoning Board of Appeals Chair, Appointment (1 Year term)

Richard Sobel, Chair

On a motion by Trustee Shybunko, and seconded by Mayor Levine, the following appointments were approved, 5-0.

Environmental Council (1 year)

Trustee Bruce Feller, Chair

Haig Seferian

John Lehner

Douglas Casimir

Christine D'Alessandro

On a motion by Mayor Levine, and seconded by Trustee Pirro, the following appointment was approved 4-0, Trustee Shybunko recused.

Stephen Shybunko, Commissioner of Fire and Special Projects (1 year term)

On a motion by Mayor Levine and seconded by Trustee Pirro, the following appointment was approved 4-0. Trustee Pirro recused.

Thomas Pirro, Commissioner of Streets and Roads (1 year term) –.

On a motion by Mayor Levine and seconded by Trustee Pirro, the following appointment was approved 4-0, Trustee Feller recused.

Bruce Feller, Commissioner of Environmental Council (1 year term)

On a motion by Mayor Levine and seconded by Trustee Pirro, the following appointment was approved 4-0. Trustee Owen recused.

Jeffrey Owen, Commissioner of Parks, Building and Street Trees, Code Enforcement (1 year term)

On a motion by Mayor Levine and seconded by Trustee Feller, the following appointment was approved 5-0.

Thomas Taranto, Commissioner for the Port Jefferson Harbor Management Complex, (1 year term)

On a motion by Mayor Levine and seconded by Trustee Shybunko, the following appointments were approved 5-0. (1 year terms)

Steve Hayduk, Village Engineer

Anthony Guardino of Farrell Fritz, Village Attorney

David M. Kaufman. Prosecuting Attorney

On a motion by Mayor Levine and seconded by Trustee Pirro, the following appointments were approved, with a 3% salary increase, 5-0.

Adrienne Kessel as Village Clerk and Tax Collector, Registrar of Vital Records, for a one year appointment, from 31.83 hr., to 32.78

Andrea Podolsky as Village Treasurer and Deputy Registrar of Vital Records for a one year appointment, from 31.83 hr. to 32.78

Joe Arico, Building Inspector, at an annual salary of \$30,000

Mayor Levine named Marianne Feller as Village Court Clerk for a one year appointment, from 24.62 hr. to 25.36. This appointment was made upon the advice and consent of Village Justice Ted Rosenberg and did not require a resolution of approval from the Board of Trustees.

The following appointments for Code Enforcement:

On a motion by Mayor Levine and seconded by Trustee Feller, the following one year appointments were approved at a 3% salary increase, 5-0.

Joseph Bica as a part-time Code Enforcement Officer for a one year appointment, from 24.06 hr. to 24.78

Gary Borowski as a part-time Code Enforcement Officer for a one year appointment from, 24.06 hr. to 24.78

Kris Brandt as a part-time Code Enforcement Officer for a one year appointment from, 24.06 hr. to 24.78

Frank Croce, Senior Code Enforcement, part-time, in-house title of Chief, for a one year appointment, from 30.25 hr. to 31.16

Captain Joseph Matthews as a part-time Code Enforcement Officer for a one year appointment, from \$30.00 hr. to 30.90

Lieutenant Michael Nuzzo as part-time Code Enforcement Officer for a one year appointment, from 27.94 hr. to 28.78

Douglas Murphy as a part-time Code Enforcement Officer for a one year appointment, from 27.00 hr. to 27.81

Robert Anderson as a part-time Code Enforcement Officer for a one year appointment, from 23.36 hour to 24.78

Dave Cafarella as part-time Code Enforcement Officer for a one year appointment, from 24.06 hr. to 24.78

John Cronin as part-time Code Enforcement Officer for a one year appointment, from 24.06 hr. to 24.78

Lieutenant Robert Egan as a part-time Code Enforcement Officer for a one year from 27.13 to 27.94

Mayor Levine reappointed the following for a one year license renewal:

Official Newspaper – Village Times
Depositories – HSBC Bank, Bank of New York
Animal Warden – Jean Darrow
Historian – Charlene Seifert

On a motion by Mayor Levine and seconded by Trustee Feller, the following miscellaneous items were approved 5-0.

Advance Approval of Claims

Fixed Mileage Allowance

Procurement Policy

Schedule of Meetings: The Board of Trustees work sessions are held at 6:00 p.m. at the Lighthouse the first Thursday after the first Tuesday of each month. The Board of Trustees regularly scheduled meetings are held at 7:00 p.m. at the Keeper's Cottage on the following Tuesday. No meetings are scheduled in August.

Policy & Procedures Manual

Electronic Use Policy

Sexual Harassment Policy

Investment Policy

On a motion by Mayor Levine, seconded by Trustee Feller, the Board authorizes the following appointed officials to live outside the Village, approved 5-0.

Village Clerk
Treasurer
Court Clerk
Chief Senior Code Enforcement Officer
Part-time Code Enforcement Officers
Building Inspector
Village Engineer
Village Attorneys
Prosecuting Attorneys

On a motion by Mayor Levine, seconded by Trustee Feller, the Board approved employees of the Village to attend schools, conferences, seminars, etc. conducted for the benefit of the Village, with prior approval, motion approved 5-0.

Monthly Meeting

Building

- Held over until a tree plan application is submitted and approved: Ira & Rhona Chernoff, 11 East Gate Lane, permit #2018-0012, for a two story framed, three car detached garage with three piece bath and hobby area on the second floor, site plan approved by Hayduk Engineering on March 26, 2019; permit subject to tree preservation requirements and site visit.
- On a motion by Trustee Feller, seconded by Mayor Levine, the Board approved Michael Anderson, 124 Old Field Rd, permit #2019-0007, for the removal and replacement of the existing solid surface driveway, with a drain 5-0.

Minutes

- On a motion by Trustee Shybunko, seconded by Mayor Levine, the Board approved the minutes of March 12, 2019, 5-0.

Treasurer

- On a motion by Trustee Pirro, seconded by Mayor Levine, the Board approved the warrants and Treasurer's Report as presented for March, 2019, 5-0.

Code Report

- March 2019

New Business

- On a motion by Renew the Village insurance with Salerno Insurance Co. for 2019-2020, at \$29,189.30
- Engagement letter from Cullen & Danowski to serve as Village auditor, including certified audits, for one year at \$10,000
- Held over: Request from Susan Hoffman, Community Outreach & Student Advocate, to place a link for Stony Brook University's web site on educational resources for students, (an overview, financing, accreditation, and job placement) on Village web site. Susan Hoffman, susan@optonlinemasters.com

The Mayor introduced the following proposed law.

- Introduction of Local Law 2019-02

A PROPOSED LOCAL LAW AMENDING CHAPTER 64 OF THE CODE OF THE VILLAGE OF OLD FIELD AS IT RELATES TO NOISE

BE IT HEREBY ENACTED, by the Board of Trustees of the Incorporated Village of Old Field, as follows:

Section 1. Amendments.

Section 64-12 of the Code of the Village of Old Field is hereby amended to read as follows:

§ 64-12. Time restrictions.

The following acts are prohibited between the hours of 6:00 p.m. and 8:00 a.m. of the following morning, ~~and~~ at any time on Sunday and public holidays as defined in § 64-1, and at any time on Saturdays between Memorial Day and Labor Day each year, ~~the following acts are not permitted:~~

- A. The construction, demolition, alteration or repair of any building or the operation of construction machinery. Nothing herein shall be construed to prohibit minor alteration to the interior of a building, which is entirely enclosed, or the use of small power tools and machinery for the maintenance of a person's property.
- B. The use or operation of any landscaping equipment by a commercial landscaper.
- C. The use or operation of any recreational vehicle on private or public property.
- D. The use of explosives, firearms or similar devices, except as otherwise permitted by law.

Section 2. Severability.

If any clause, sentence, paragraph, section, or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder hereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part hereof declared by said court to be invalid.

Section 3. Effective Date.

This local law shall take effect immediately upon filing with the Office of the New York Secretary of State.

Old Business

- On a motion by Mayor Levine, seconded by Trustee Owen, the Board approved the proposal from Brian M. McCaffrey to administer the Stormwater Management Program for 2019-2020, for \$1700, the same rate as last year, 5-0.

Commissioners Reports:

Mayor Levine-Safety

Trustee Shybunko-Fire, Special Projects: Elite Towers has not heard from the Cell Tower Committee. The Mayor has requested they attend the next meeting to report on their findings. Anthony Guardino discussed the US Coast Guard need for an approval for a cell tower located at the Lighthouse, will reach out to them again.

Trustee Owen-Parks, Building, Street Trees

Trustee Bruce Feller-Environmental Council

Thomas Pirro-Street & Road Repairs: The estimate for sealing the road cracks has been received, waiting for the estimate for re-striping the roads.

Additional Public Comments

Pam Dellapietra, 23 Wheeler Road, discussed the flooding conditions on her property at 120 Old Field Road. She feels the water run off causing the pond on her property to overflow comes from Old Field Road. Mayor Levine said he had videotaped the roads during a heavy rain storm, and that run off from Old Field Road is not the problem, but a lack of drainage on the property. Trustee Owen said the property is in a kettle hole, the water levels are high. The Mayor will have the Village Engineer meet with Ms. Dellapietra's engineer to review the issues.

Don Pius discussed the new proposed LL 2019-02, verifying no commercial equipment to be used on Saturdays between Memorial Day and Labor Day, questioned recreational vehicle use. The Board discussed eliminating

golf carts as a recreational vehicle. Trustee Owen suggested also eliminating “routine landscaping maintenance” from prohibited work. The Board discussed eliminating any work that requires a permit.

Ted Rosenberg discussed the lot coverage allowance calculation for the Zeniou project, and other ongoing issues regarding the tree removals. The Board will have the lot allowance calculation reviewed by an engineer.

Executive Session

Adjournment

On a motion by Mayor Levine, seconded by Trustee Owen, the Board adjourned the meeting at 8:50 PM.

Calendar

Next work session on May 9, 2019, 6:00 PM at the Lighthouse.

Next business meeting May 14, 7:00 PM at the Keeper’s Cottage

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Respectfully submitted,
Adrienne Kessel
Village Clerk