

**BOARD OF TRUSTEES**  
**INC. VILLAGE OF EAST WILLISTON**  
**JANUARY 11, 2012**  
**REGULAR MEETING**

Regular meeting of the Board of Trustees of the Incorporated Village of East Williston was held on Wednesday, January 11, 2012 at 8:00 p.m. at the Village Hall, 2 Prospect Street, East Williston, New York.

There were present: Mayor David E. Tanner, Trustees Michael A. Braitto, John F. Ferro, Bonnie L.S. Parente, Caroline DeBenedittis, Jeffrey L. Blinkoff, Village Attorney, Marie L. Hausner, Village Clerk.

Also present: Robert Campagna, Bonnie Kreisman, Patrick Theodore, Barbara Seixas, Mildred Clinton, Carol Bertalli, Michael Guglielmo, Michael Kelapire, Louis Sasso, Sari Infield, Thomas Mohrman, James Sandquist, James Broderick, Marcia Weiser, Carla Strauss, Nancy Kirk, Santiago McAllister, John Lazaro, Jerry Cuccinella, Steve Capazzoli, Joseph Hoffman.

The meeting commenced with the first of two public hearings. The first hearing was to consider proposed Local Law No. 1 of 2012 which would authorize a property tax levy in excess of the limit established by New York State General Municipal Law 3-c. A copy of the verbatim transcript is on file in the office of the Village Clerk.

**RESOLUTION NO. 1-2012 LOCAL LAW NO. 1-2012 AUTHORIZING A PROPERTY TAX LEVY IN EXCESS OF THE LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW SECTION 3-C.**

On the motion of Trustee Ferro, seconded by Trustee Braitto and with Mayor Tanner and Trustees Braitto, Ferro, Parente and DeBenedittis all voting "aye", the Board approved the following resolution:

**Section 1. Legislative Intent**

It is the intent of this local law to allow the Village of East Williston to adopt a budget for the fiscal year commencing 2012 and concluding in 2013 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law Section 3-c.

**Section 2. Authority**

This local law is adopted pursuant to subdivision 5 of General Municipal Law Section 3-c, which expressly authorizes a local government's governing body to override the property tax cap for the coming fiscal year by the adoption of local law approved by a vote of sixty percent (60%) of said governing body.

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### Section 3. Tax Levy Limit Override

The Board of Trustees of the Village of East Williston, County of Nassau, is hereby authorized to adopt a budget for the fiscal year commencing in 2012 and concluding in 2013 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law Section 3-c.

### Section 4. Severability

If a court determines that any clause, sentence, paragraph, subdivision or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not affect, impair or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

### Section 5. Effective Date.

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

The second public hearing was to consider proposed Local Law No. 2012-2 to amend the Village Code Section 160-4 B dealing with structures to the extent it pertains to flag poles. A verbatim transcript of the public hearing is on file in the office of the Village Clerk. During said public hearing, the Board moved to keep the hearing open and continue the hearing at the February 13, 2012 Board meeting.

On the motion of Trustee Braitto , seconded by Trustee Ferro, and with Mayor Tanner and Trustees Braitto, Ferro, Parente and DeBenedittis all voting aye, the minutes from the regular Board meeting of December 12, 2011 were unanimously approved.

On the motion of Trustee Ferro , seconded by Trustee Braitto , and with Mayor Tanner and Trustees Braitto, Ferro, Parente and DeBenedittis all voting aye, the minutes from the agenda meeting of December 27, 2011 were unanimously approved.

On the motion of Trustee Ferro, seconded by Trustee Parente, and with Mayor Tanner and Trustees Braitto, Ferro, Parente and DeBenedittis all voting aye, the Board unanimously approved the abstract of claims.

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### **FIRE DEPARTMENT REPORT**

Chief Patrick Theodore stated that the East Williston Fire Department responded to a total of 14 calls during the month of December 2011, as follows: six fire calls, six EMS calls and two mutual aid calls to other fire departments. Chief Theodore noted that the Fire Department responded to a total of 189 calls during 2011. He stated that the Fire Department had a very busy year with the hurricane in late August, a working house fire and a school bus accident.

The Department had another successful Operation Santa program.

### **TRUSTEE REPORTS**

#### **DEPUTY MAYOR/TRUSTEE BONNIE PARENTE.**

Trustee Parente presented the report of the Justice Court for December 2011. The Court collected \$1,715.00 in fines.

The Recreation Committee sent out fliers for the "Come Play With Me" program for ages two and up, a program called "Wine you Design" on February 9<sup>th</sup> at 8pm and Family Ice Skating on March 16<sup>th</sup>. Yoga sessions continue on Mondays and Wednesdays, as well as Movie and Game nights for youths in the community. The Committee is considering a gambling dinner cruise in the spring or summer. The tennis courts remain open and will continue to be open as long as the weather permits.

#### **TRUSTEE MICHAEL A. BRAITO**

Trustee Braitto stated that the Fire Department's new electronic sirens were recently delivered and will be installed shortly.

Mr. Joseph Masters asked if the siren is sounded for every call. Trustee Braitto stated that the siren only sounds for fire calls, not for EMS calls.

Trustee Braitto stated that Cashin Associates will be meeting with the Board on January 30, 2012 to outline drainage work that needs to be undertaken and to put together a bid package on a unit price basis, or investigate whether the Nassau County contract for these services can be utilized.

#### **TRUSTEE JOHN F. FERRO**

Trustee Ferro stated the Department of Public Works has its entire equipment ready in the event of snow. He reminded residents to clear fire hydrants of snow to aid firefighters in the event of an emergency.

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**TRUSTEE CAROLINE DEBENEDITTIS**

Trustee De Benedittis presented the Library report. The Library is continuing to collect new or gently used shoes for "Shoes for All". The evening book group January 12, 2012 at 1pm. The Senior Committee will meet on January 19<sup>th</sup> where "Computer Kindergarten" will be presented. Blood pressure screening will also be offered. Pre-school and toddler story time takes place on Thursdays and Fridays at 11:30 am.

**MAYOR DAVID E. TANNER**

Mayor Tanner stated that the Village received the 2010-2011 audit from the Village's independent auditors. It showed the Village to be in a strong cash position.

**VILLAGE CLERK MARIE L. HAUSNER**

Building permits issued for the month of December 2011:

390 Congress Avenue: legalize and maintain enclosed porch.

206 Derby Street: finish basement and add three piece bath.

50 Sumter Avenue: legalize and maintain enclosed breezeway and deck and finished basement and second floor bathroom.

60 East Williston Avenue: repair fence.

The Nassau County Police Department Third Precinct did not submit their report in time for the meeting.

There were no reports of grants for December 2011,

The Village Hall will be closed on January 16<sup>th</sup> for Martin Luther King, Jr. Day.

The Mayor opened the meeting to residents.

Santiago McAllister asked that status of property at 8 Sumter Avenue. He said that the van without license plates still sits in the driveway. The property is still a mess. He felt the Health Department should be called. He also stated that harassment by the owner to neighbors in the area continues.

Jeffrey Blinkoff stated that the case is still in Court with Judge Vito DeStefano. A motion has been issued for a summary judgment, but this is awaiting decision by the Judge. He stated that if there is a concern about a neighbor committing a crime, (trespassing), the police should be called. If someone witnesses trespassing, an affidavit can be prepared to be brought to Village Court.

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Patrick Theodore stated that if harassment or trespassing is witnessed by a resident, they should call the police immediately so the incident can be documented. This is very important so all events are on the public record with the Police Department.

Joseph Masters asked if there was any update on the Williston Park water issue. Mr. Blinkoff stated that all documentation has been submitted to the Supreme Court, and the case is being heard by Judge Bruce Cozzens. It could take 30 to 60 days to obtain a decision.

Michael Kelapire stated that he thought it would be a good idea if the Village had some type of private security to drive around the Village. Mayor Tanner stated that the Village tried to initiate an auxiliary police department, but was not able to obtain volunteers.

On the motion of Trustee Parente, seconded by Trustee Braitto, there being no further business, the meeting was adjourned at 10:05- pm.