

Minutes of the meeting of the Board of Trustees of the Incorporated Village of Hewlett Bay Park held on Monday, June 20, 2022 at 6:30 PM at Village Hall, 30 Piermont Avenue, Hewlett New York 11557. Members of the public also were permitted to observe and participate.

The public had a right to speak at this meeting.

1. Calling the Meeting to Order:

Mayor Salomon called the meeting to order at 6:34 PM

2. Roll Call:

Present-	Mayor	Alex Salomon
	Deputy Mayor	Antonio Oliviero
	Trustee	Gail Rubel
	Trustee	Renee Zylberberg
	Village Clerk	Michelle Blandino
	Village Attorney	Brian Stolar

Excused- Trustee Jay Levy

3. Notice of Meeting – Nassau Herald:

The Clerk reported that notice of the meeting was emailed to the Nassau Herald, posted on the bulletin board outside of Village Hall and in the lobby of Village Hall and posted on the Village website.

4. Minutes May 23, 2022

On motion by Mayor Salomon, seconded by Deputy Mayor Oliviero, and approved unanimously, the Board dispensed with the reading of the May 23, 2022 minutes as the Clerk had previously mailed such minutes and they are hereby approved.

5. Building Department Correspondence

A. Property Maintenance at 210 Cedar Avenue

Whereas, the Board of Trustees of the Village of Hewlett Bay Park previously received a report from the Village Building Inspector dated May 6, 2022 demonstrating the existence of various persistent property maintenance Code violations at 210 Cedar Avenue, Hewlett Bay Park, New York 11557 (the "Premises"); and

Whereas, on May 23, 2022, pursuant to sections 1-17.1 and 115-2 of the Village Code, the Board of Trustees duly adopted a resolution directing Simkha and Bella Fridman, owners of the Premises to appear before the Board of Trustees on June 20, 2022, at 6:30pm, at the Village Hall, 30 Piermont Avenue, Hewlett, New York 11557, to show cause why a remedial order should not be issued as provided in the aforesaid provisions of the Village Code, and

Whereas, by letter dated May 24, 2022, and mailed by certified mail, return receipt requested, to Simkha and Bella Fridman, due notice of the Board's adoption of the directive to appear at the designated time and place to show cause why the Board should not determine that a violation of Village Code §115-1(A) exists at the Premises in that grass and weeds have reached a height in excess of eight (8) inches, and that rubbish and debris are accumulated at the Premises, was provided to Simkha and Bella Fridman, and

Whereas, Simkha and Bella Fridman failed to appear at the designated time and place for hearing on June 20, 2022, at 6:30pm, and

Whereas, at the public hearing on June 20, 2022, the Board confirmed that the conditions specified in previous letters issued to Simkha and Bella Fridman, identified in the May 6, 2022 report and the May 23, 2022 order to remedy, continue to exist with respect to the overgrowth of weeds and vegetation in excess of eight (8) inches and construction rubbish and debris at the Premises,

Now, therefore, be it

RESOLVED, that the Board of Trustees of the Village hereby determines that the conditions of overgrowth of weeds and vegetation in excess of eight (8) inches, in violation of the aforesaid Village Code provisions, continue to exist and create unsafe conditions at the Premises; and it is further

RESOLVED, that Simkha Fridman, Bella Fridman, and all other persons and entities who own, control or legally occupy the Premises are hereby required, ordered and directed to cure or remove the above-referenced violations, to the reasonable satisfaction of the Building Inspector, and at their own expense, no later than seven days after their receipt of a certified copy of this resolution or ten days after the mailing of this resolution, whichever occurs first, and it is further

RESOLVED, that, if Simkha Fridman, Bella Fridman, and/or all other persons and entities who own, control or legally occupy the Premises fail to cure or remove the above-referenced violations to the reasonable satisfaction of the Village Building Inspector, the Village Attorney is authorized to institute such proceedings as may be reasonable and appropriate to permit the Village to enter upon the said property, and the Village may perform such remedial action as may be required to cure or remove all such violations, or for such other relief as may be appropriate, including injunctive relief, and to assess the costs thereof, including reasonable attorneys' fees, against the Premises in the same manner as provided for real property taxes due to the Village, and it is further

RESOLVED, that the failure to maintain the Premises in a manner compliant with the Village Code is ongoing, and continues throughout the spring, summer and fall months for at least the last five (5) years, in each instance warranting that the Village perform the work in accordance with Chapter 115, and

RESOLVED, that on account of the continuous lack of maintenance of the Premises and the impacts on the health and safety of the Village and Village residents, that if the Premises again become non-compliant with Village Code §115-1(A) at any time when the Premises are owned by Bella and/or Simkha Fridman, in that there then exists grass and/or weeds that have reached a height in excess of eight (8) inches, and/or that construction materials and/or debris accumulate at the Premises, that (a) upon the written determination of

such violation by the Building Inspector, (b) such writing together with this Resolution being provided to the owners of the Premises by regular mail, and (c) the passage of seven (7) business days after the sending of such notice, the Village has authority to enter upon the said property, and the Village may perform such remedial action as may be required to cure or remove all such violations, or for such other relief as may be appropriate, and to assess the costs thereof, including reasonable attorneys' fees, against the Premises in the same manner as provided for real property taxes due to the Village, and

RESOLVED, that Simkha Fridman, Bella Fridman, and all other persons and entities who own, control or legally occupy the Premises shall remain subject to any and all penalties provided by law for failure to comply with the lawful directions of the Building Inspector, the provisions of this resolution, and/or the directions or provisions of any Order or Judgment of any court having jurisdiction.

- B. Letter received from Estate of Harry Silber requesting 3rd and 4th extension on permit HBP-2019045 to install a driveway, rear terrace, pool terrace, walkway, pool fence, outdoor kitchen, firepit and drainage. Permit will run from 11/20/21 to 11/20/22 for a fee of \$2450.00

On motion by Mayor Salomon, seconded by Deputy Mayor Oliviero and unanimously approved Board granted a 3rd and 4th extension for permit # HBP to install a driveway, rear terrace, pool terrace, walkway, pool fence, outdoor kitchen, firepit and drainage. Permit will run from 11/20/21 to 11/20/22 for a fee of \$2450.00

6. Proposed Bill HBP- 22-03-A local law to amend Chapter 53 of the Code of the Village of Hewlett Bay Park, to provide for new procedures for building permit extensions

On motion by Mayor Salomon, seconded by Deputy Mayor Oliviero and unanimously approved, the Board voted to hold a Public Hearing on July 18, 2022 at 6:00 pm, with respect to proposed Bill HBP 2203, and directed the publication of the required legal notice.

7. Proposed Bill HBP-22-04- A local law to amend Chapters 1, 75, and 128 of the Code of the Village of Hewlett Bay Park, to provide for revised penalties for violations of the Village Code

On motion by Mayor Salomon, seconded by Deputy mayor Oliviero and unanimously approved, the Board voted to hold a Public Hearing on July 18, 2022 at 6:00 pm, with respect to proposed Bill HBP 2204, and directed the publication of the required legal notice.

Executive Session: At 7:12 p.m. on motion by Mayor Salomon seconded by Deputy Mayor Oliviero and unanimously approved, the Board voted to convene in Executive Session to obtain legal advice.

At 7:25 p.m. the Board reconvened into regular session.

8. Revised Village Fund Balance Policy

On motion by Mayor Salomon and seconded by Deputy Mayor Oliviero and unanimously carried the Board approved the response to the New York State Comptroller sent on June 2, 2022 and adopted the revised Fund Balance Policy that is attached to these minutes.

9. June 2022 Election Update

Appoint Election Inspector

On motion by Trustee Rubel and seconded by Deputy Mayor Oliviero, the following resolution was unanimously adopted.

WHEREAS, pursuant to the Election Law, the Board of Trustees is required to appoint an even number of inspectors of election, and fix their compensation, and designate one of them as Chair,

NOW, THEREFORE, BE IT RESOLVED, that the following person is hereby designated and appointed as an inspector of election to Faye Stein, Election Inspector/ Chairperson who withdrew her position as an Election Inspector, and shall meet on June 21, 2022 at the place designated for such Village Election, between the hours of 12 Noon and 9:00 p.m., inclusive, for the purpose of the Village Election:

<u>NAME</u>	<u>ADDRESS</u>	<u>PARTY</u>
David Shostack	383 Clinton Ave Cedarhurst, NY 11516	Republican

AND IT IS FURTHER RESOLVED, that David Shostack hereby is, designated to act as Chair of said inspectors of election, and it is further

RESOLVED, that the compensation for each of the aforesaid inspector of election shall be \$135.00 for each of said days that said inspectors of election may be required to serve.

10. Salt Building Tabled

11. Replacement of damaged Village Hall Welcome Sign

Gc Signs \$1600.00
Kris Curtis \$1250.00

On motion Deputy Mayor Oliviero, seconded by Trustee Zylberberg and unanimously carried the Board approved the proposal received from Kris Curtis for the

carved gold leaf letter PVC Village Hall Welcome Sign not to exceed \$1250 with the provided that the sign is not lettered in with stick on lettering.

12. Tax Refund for property known as 41/A/ 70-71

On motion by Mayor Salomon, seconded by Trustee Zylberberg and unanimously approved, the Board directed the Treasurer to issue a refund check for the corrected assessment by the County in the amount of \$413.73 for the property known as Section 41 Block A Lot 71 to Maidenbaum & Sternberg, LLC.

13. Pothole Repair Proposals

Pavemaster	\$32,487
American Paving Inc.	\$11,971

On motion by Deputy Mayor Oliviero, seconded by Trustee Rubel and unanimously carried the Board approved the proposal to repair potholes submitted by American Paving Inc on 6/7/2022 not to exceed a price of \$11,971.00

14. Request received from Arata Landscaping, requesting permission to rent premises at 30 Piermont Ave, for 4-5 trucks, 3 skid steers, 3 trailers and two 20 ft see land containers At a price of \$1200 per month

The Board denied the request.

15. Letter received from Diana Rudgayzer requesting a speed bump to be placed at Sands Lane

The Board discussed.

16. Reports

A. Public Safety

1. Police Report –May 2022

May	Arrests:	1
	Movers:	17
	Parkers	0
	Crime	1

A. Treasurer's Report –May 2022

Cash Status – May 2022
Bank Balances - Reg., Pay. M.M.,
as of 5/01/2022

779,410.85

Plus – Receipts:

Real Property Taxes	6,738.99
Non Property Taxes	2,276.06

Departmental Income	775.00	
Use of Money and Property	3,759.87	
Licenses and Permits	2,540.00	
Fines and Forfeitures	-391.00	
Sale of Property	300.00	
State Aid	1303.00	

17,301.92
796,712.77

<u>Less - Disbursements:</u>		
General Gov't Support	12,402.08	
Public Safety	5,190.00	
Transportation	4,869.70	
Culture and Recreation	42.64	
Home and Community	605.99	
Employee Benefits	<u>5,733.24</u>	<u>-28,843.65</u>
		767,869.12

<u>Proof - Bank Balances:</u>	
Signature Bank - Reg	15,160.01
Signature Bank - Pay	8,729.04
Signature Bank - M.M.	646,480.07
Signature Bank Trust	<u>97,500.00</u>
	767,869.12

1. Audit of Claims

The Board discussed the claims. Upon confirmation from the Deputy Mayor Oliviero that the items in such abstract represented the purchase of goods and services actually received and/or performed and that each item contained in the abstract was for a proper Village purpose, on motion duly made by Mayor Salomon, seconded by Deputy Mayor Oliviero, and adopted unanimously, the Board authorized and directed the Village Treasurer pay the general fund claims in the total sum of \$76,430.11 set forth in abstract #714 (copy of the abstract is on file in the Village office).

17. New Business: None
18. Next Meeting: July 18, 2022 at 6:00 PM
19. Adjournment:

There being no further business the meeting was adjourned at 8:25 pm.

Michelle Blandino
Village Clerk

