

A regular meeting of the Board of Trustees was held on December 19, 2017 at 8:00 pm.

The meeting opened with a Pledge to the Flag. Present were Mayor Dominick A. Longobardi, Trustees Kevin M. Fitzgerald, Lynn Pombonyo, Archie T. Cheng and Frank J. Chiara, Village Administrator Gerard M. Bambrick, Village Clerk Susan E. Walsh, Superintendent of Public Works and Building Department Stephen Siwinski, Police Commissioner Stephen McAllister, Fire Chief Michael Longobardi and Village Attorney John E. Ryan

On motion by Trustee Fitzgerald, seconded by Trustee Pombonyo, and carried unanimously, the Board approved the minutes of:

December 5, 2017 - Regular Board Meeting

Trustee Pombonyo offered Resolution No. 2017-288 approving the Schedule of Accounts Payable consisting of the following:

General Fund	\$3,462,280.11
Swimming Pool	\$ 46.71
Community Development	\$ 0.00
Capital Fund	<u>\$ 0.00</u>
GRAND TOTAL	\$3,462,326.82

The Resolution was seconded by Trustee Cheng and adopted on roll call as follows:

Trustee Fitzgerald	- Aye
Trustee Pombonyo	- Aye
Trustee Cheng	- Aye
Trustee Chiara	- Aye
Mayor Longobardi	- Aye

On motion by Trustee Cheng, seconded by Trustee Fitzgerald, and carried unanimously, the Board approved the request of the Floral Park Police Department to use the Sunshine Room the week of January 29, 2018 through February 2, 2018 from 9:00 am to 1:00 pm except Friday, (11:00 am to 3:00 pm) to conduct in-service training covering academic topics such as Use of Force, new Narcan atomizers and tourniquets, etc.

Trustee Fitzgerald offered Resolution No. 2017-289 approving the revised construction plans for Mayflower Place and review the parking lot plans for 77 and 86 S. Tyson Avenue proposed and prepared by D& B Engineers for an additional cost of \$10,000.00.

Trustee Chiara offered Resolution No. 2017-290 approving the request of the following employees to carry over vacation time into the 2018 calendar year, provided it be used during the first quarter:

- Gerard Bambrick, Village Administrator 14 days
- Kathy Fanelli, Neighborhood Aide 6 days
- Kevin Ginnane, Deputy Superintendent of Public Works 1 day
- Lucille Langone, Secretary to Zoning Board 1.5 days
- Kathleen Mack, Deputy Treasurer 3 days
- Stephen Siwinski, Superintendent of PW & Buildings 5 days
- Susan Walsh, Village Clerk 11.5 days

The Resolution was seconded by Trustee Cheng and adopted on roll call as follows:

Trustee Fitzgerald	- Aye
Trustee Pombonyo	- Aye
Trustee Cheng	- Aye
Trustee Chiara	- Aye
Mayor Longobardi	- Aye

Trustee Fitzgerald offered Resolution No. 2017-291 granting the application of Halil Enigar, 15 Tulip Avenue, subject to the terms and conditions set forth in the Decision and Resolution and review of the conditions by the Village Attorney. (See attached.)

The Resolution was seconded by Trustee Pombonyo and adopted on roll call as follows:

Trustee Fitzgerald	- Aye
Trustee Pombonyo	- Aye
Trustee Cheng	- Aye
Trustee Chiara	- Aye
Mayor Longobardi	- Aye

Trustee Cheng offered Resolution No. 2017-292 authorizing Police Commissioner Stephen McAllister to retain the professional services of Lexipol, a law enforcement service and electronic program that will provide assistance in reviewing, implementing policies, procedures and records management in the amount of \$9,733.00.

The Resolution was seconded by Trustee Chiara and adopted on roll call as follows:

Trustee Fitzgerald	- Aye
Trustee Pombonyo	- Aye
Trustee Cheng	- Aye
Trustee Chiara	- Aye
Mayor Longobardi	- Aye

Trustee Pombonyo offered Resolution No. 2017-293 authorizing Village Administrator Gerard Bambrick to issue a BAN (Bond Anticipation Note) in an amount not to exceed \$110,000 for the acquisition of various Fire and Department of Public Works vehicles.

The Resolution was seconded by Trustee Cheng and adopted on roll call as follows:

Trustee Fitzgerald	- Aye
Trustee Pombonyo	- Aye
Trustee Cheng	- Aye
Trustee Chiara	- Aye
Mayor Longobardi	- Aye

On motion by Trustee Cheng, seconded by Trustee Chiara, and carried unanimously, the Board approved the request of J-J's Studio to use Firefighters' Hall on Friday, April 21 and Saturday, April 22, 2018 subject to the receipt of a user fee in the amount of \$300.00 and a certificate of insurance.

On motion by Trustee Chiara, seconded by Trustee Pombonyo, and carried unanimously, the Board approved the request of the Floral Park Woman's Club to use the Carlton Street Parking Field on Saturday, April 28, 2018 (rain date Sunday, April 29) from 9:00 am to 4:00 pm, to hold a Community Yard Sale, pending the receipt of a certificate of liability insurance.

Deputy Mayor Kevin Fitzgerald - Belmont Park

Trustee Fitzgerald reported that many news agencies have reported that there will be a press conference on December 20th in which it will be announced that the New York Islanders will be awarded by the ESD (Empire State Development) the land at Belmont Park that was in the RFP (Request for Proposal). The Village submitted a letter to the ESD in advance of the listening session that was held on Sunday, December 10th. Unfortunately, at the session, only a limited amount of questions were allowed to be asked and answered. As the vast majority of our questions remained unanswered as elected representatives of Floral Park, we need to ensure that our residents' concerns be heard and that they deserve answers to these questions in order to fairly gauge the impact.

As it appears, the first step in what needs to be a multi-step process, is concluding on December 20th. To that end, we again respectfully ask the New York Islanders' management and the National Hockey League (NHL) to urgently meet with us to discuss the concerns that we have brought forth and that have gone unanswered to this point in time. In addition, Trustee Fitzgerald called upon all decision makers in the process to respect Belmont's neighbors and design a master plan for Belmont Park to ensure that this proposal and any future developments are complimentary to each other and most importantly least impactful to its surrounding neighbors while providing benefits to all.

As mentioned earlier, there will be additional steps including the full SEQRA process that will be forthcoming and we need to be educated on the potential impacts of the proposed arena and ensure that all of them are addressed. Trustee Fitzgerald would, therefore, respectfully ask our residents to once again educate themselves on what impact this proposal can have on our Village and its century-old way of life. Although rather lengthy, a good place to start is to read the letter that Trustee Fitzgerald and the Mayor sent to the ESD on December 8th. It can be found on the Village website and in the next few weeks we will be breaking down the over 100 questions in more detail.

Trustee Lynn Pombonyo – Floral Park Businesses In The News

Trustee Pombonyo announced that the Friday, December 15th section of the Newsday LIHome's cover story features "Downtowns Under the Radar." The centerfold goes on to describe and show photos of "10 downtown hubs with quieter buzz." Included in the stories of the ten are Nassau and Suffolk localities such as Oyster Bay, Sayville, Glen Cove, Garden City and, of course, Floral Park. Five of our businesses are described, and a young New Hyde Park resident is quoted as saying, "When you don't want to travel so far and be close to home, it's '*Floral Park*' a great place to go." We think so too.

Congratulations go to our great Floral Park businesses and both Chambers of Commerce!

Trustee Lynn Pombonyo - Fire Department

Speaking for our fire department, Chief Michael Longobardi, the chief staff, firefighters and rescue company, Trustee Pombonyo wished all a joyous holiday season and a happy, healthy New Year. We are indeed blessed to be living, working and raising our families here in Floral Park.

Trustee Archie Cheng

Trustee Cheng wished everyone a Merry Christmas and a Happy New Year!

Trustee Frank Chiara - Recreation Center

Trustee Chiara reported that the Christmas Tree Lighting at the Recreation Center was a great event. The falling snow added to the spirit and made Santa and his Elves' trip to the Recreation Center a little easier. Trustee Chiara thanked Superintendent of Recreation Kurt Meyfohr and his staff for making it such an enjoyable evening.

Trustee Chiara reminded residents that registration for the second session programs at the Recreation Center will take place on Wednesday, January 10 and Thursday, January 11, 2018 from 6:30 pm to 8:30 pm. Seniors can register on Wednesday, January 10 and Thursday, January 11, 2018 from 9:00 am to 1:00 pm. Please remember to renew expiring leisure passes at the Pool Building.

Trustee Chiara wished all our residents a very Merry Christmas, Happy Holidays and a Healthy and Happy New Year! May this season bring us all some happiness and joy leading us into a hopeful and Happy New Year! Merry Christmas from the Chiara family!

Mayor's Report

Mayor Longobardi thanked his friends from the Rotary Club for coming to this evening's meeting. The application submitted by the Rotary Club will be discussed during the second

session where we go over the details of the application. We will talk to the Police Department and the Fire Department to see what the implications might be on the Village and let you know our decision.

On behalf of the Longobardi Family, the Mayor wished our Village Family and all our residents a Very Merry Christmas and a Happy New Year!

On motion by Trustee Fitzgerald, seconded by Trustee Pombonyo, and carried unanimously, Mayor Longobardi recessed the meeting at 8:30 pm.

The Mayor stated the Village Board Meeting would continue in his office with Department Heads after a brief recess and the public is invited to attend.

On motion by Trustee Fitzgerald, seconded by Trustee Pombonyo, and carried unanimously, Mayor Longobardi reconvened the meeting at 8:35 pm.

On motion by Trustee Fitzgerald, seconded by Trustee Pombonyo, the Board went into executive session at 8:35 pm to discuss police matters and potential litigation. On motion by Trustee Pombonyo, seconded by Trustee Fitzgerald, the Board came out of executive session at 8:40 pm. No action was taken.

There being no further business, Mayor Longobardi closed the meeting at 8:55 pm.

Susan E. Walsh
Village Clerk

INCORPORATED VILLAGE OF FLORAL PARK BOARD
OF TRUSTEES

-----) (In Re
Application of

HALIL ENGINAR,

Owner's Representative,

DECISION

AND RESOLUTION

For a Special Use Permit to Allow The
Alteration of a Gas Station.

----) (

This application is made under Section 99-17 D (3) of the Code for a Special Use Permit to allow the alteration of an existing gas station. The Applicant has submitted an affidavit, by HUSEYIN ENGINAR, the owner of the subject premise and the Applicant's father, verifying the statements set forth in the application. Applicant also delivered to the Board the mailing receipts and return cards of the notice sent to all owners of real property within a two hundred (200') foot radius of the subject premises.

Under the Zoning Code, a building may only be altered following a public hearing and the grant of a Special Use Permit. This application for a Special Use Permit is made under Section 99-17 D(3). The property which is the subject of the application is situated on the corner of Tulip Avenue and Jericho Turnpike and is known as 15 Tulip Avenue, Floral Park, New York and identified as Section 32, Block 55 and Lot 1 on the Land and Tax Map of Nassau County.

Trustee Fitzgerald offered the following resolution and moved its adoption:

WHEREAS, by letter dated November 8, 2017, the Nassau County Planning Commission deferred the matter to the Board of Trustees to take action as it deemed appropriate;

WHEREAS, a public hearing was held on this application for November 8, 2017 at which time the Applicant made a sworn presentation to the Board of Trustees;

WHEREAS, Members of the Board of Trustees have viewed and investigated the subject premises, its surroundings and other pertinent matters and circumstances in connection therewith; and

WHEREAS, the application and all testimony and exhibits presented at the hearing have been carefully considered and due deliberation given thereto.

NOW, THEREFORE , the Board of Trustees makes the following findings:

1. The subject property is in a B-2 District.

2. The Board of Trustees, as lead agency, has found that the application is a Type II action pursuant to SEQRA and has adopted a negative declaration.

3. The Nassau County Planning Commission recommended that the Village take whatever action it deems appropriate.

4. The Applicant, an existing gas station, has filed this application for a Special Use Permit to modify a structure associated with an existing gasoline station by demolishing +/- 725 square feet thereof and converting the remaining space for the sale of products not associated with the servicing of automobiles.

5. The Applicant's Architect, Mario Vergara, testified in support of the application. Initially, he presented the Board with four (4) exhibits:

Ex. I : Copy of survey, dated July 20, 20 12, of the premises highlighting the structure to be renovated;

Ex. 2: Area calculations of the building footprint of the structure to be altered;

Ex. 3: Area calculation of the front portion of the building footprint previously applied for a "mini-mart"; and

Ex. 4: Floor Plan of the existing structure including area calculations of the portion of the premises to be altered.

6. The proposal is to demolish approximately 725 square feet on the southeast corner of the existing building. The remaining portion of the structure (750 square feet), which had been used as a warehouse and office, will be added to the existing mini-mart. No additional tenants will be added at the premises.

7. The proposed alteration will result in an additional 132 square feet to the previously approved mini-mart , which equates to an increase of approximately 8% in floor area.

8. The mini-mart will continue to operate seven days per week and on a 24 hour basis. The Applicant has submitted a license for the sale of wine and beer issued by the New York State Liquor Authority.

9. There will be no cooking of food at the premises. All items to be sold will be pre-packaged. There is a microwave on the premises to heat food.

10. As confirmed by the Applicant, all signage and lighting must be approved by the Village and conformity with the Village Code.

11. Staffing at the premises will increase from five (5) to six (6) employees.

12. A violation issued to the premises regarding the sale of cigarettes to an underage individual has been resolved. There are no other violations against the premises.

13. This Special Use Permit is granted subject to the conditions set forth below.

14. The proposed use will not hinder or discourage the appropriate use and development of adjacent uses or impair their values.

15. The proposed expansion will not be unnecessary or undesirable to the neighborhood, as it will provide a required service and convenience. The proposed expansion will contribute to the proper growth and development of the community and general welfare.

16. The proposed alteration will not be hazardous and inconvenient to the residential character of this area of the Village.

NOW, THEREFORE, BE IT RESOLVED, that by reason of the foregoing, the Application of HALIL ENGINAR for a Special Use Permit to allow the alteration of an existing gas station is granted, subject to the following:

(A) The Applicant will comply, at all times, with the license issued by the State Liquor Authority;

(B) No seating shall be allowed within the mini-mart.

(C) There shall be no cooking of food at the premises; and

(D) All items sold at the premises shall be pre-packaged.

The foregoing Resolution was seconded by Trustee Pombonyo and adopted on a roll call as follows:

Mayor Dominick A. Longobardi	-	Aye
Trustee Kevin M. Fitzgerald	-	Aye
Trustee Lynn Pombonyo	-	Aye
Trustee Archie T. Cheng	-	Aye
Trustee Frank J. Chiara	-	Aye

Dated: December 19, 2017
Floral Park, New York

Board of Trustees
Incorporated Village of Floral Park

Final Decision and Resolution of Public Hearing officially filed in the Clerk's office of the Incorporated Village of Floral Park on December 20, 2017.

Susan E. Walsh
Village Clerk