

**MINUTES OF A REGULAR MEETING
OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF THOMASTON
January 11, 2021**

The Board of Trustees met on Monday, January 11, 2021 via videoconference at 7:30 p.m.

Present: Mayor Steven Weinberg, Deputy Mayor James Sharkey, Trustee Jill Monoson, Trustee To-on Pang, Trustee Burton Weston, and Village Administrator Knowland

Absent: None

The Mayor opened the meeting at 7:38 p.m.

Mayor Weinberg read the following statement regarding the procedures for this meeting:

“Due to public health and safety concerns related to COVID-19, and pursuant to Governor’s Executive Orders, this meeting of the Board of Trustees is not being held in person.

The Board is meeting by videoconferencing. The meeting will be recorded and a transcription will be provided at a later date. The public has the opportunity to observe this meeting live online and to submit comments, pursuant to instructions given on the Village website and in the meeting notice.

Interested members of the public may provide comments on an agenda item or public hearing by calling in during the meeting at **(646) 558-8656, Meeting ID: 813 8369 4828, Password: 198678** or through the written chat section of the Zoom meeting. Comments may also be provided via email before and during the meeting to clerk@villageofthomaston.org.

The Village Administrator will now call the roll for attendance at this meeting by members of the Board and relevant Village staff.”

The Village Administrator called the roll.

A quorum of the Board was in attendance, and we can begin the business of this meeting.

Adoption of Minutes

RESOLUTION 21-01

Upon motion of Trustee Pang, seconded by Deputy Mayor Sharkey, and unanimously approved, the following resolution was adopted:

RESOLVED, that the minutes of the Board of Trustees meeting held on December 14, 2020 are hereby approved and accepted as presented.

The vote on this resolution was:	Mayor Weinberg:	Aye	Deputy Mayor Sharkey:	Aye
	Trustee Monoson:	Aye	Trustee Pang:	Aye
	Trustee Weston:	Aye		

Tax Certiorari Settlement

RESOLUTION 21-02

Upon motion of Mayor Weinberg, seconded by Trustee Monoson, and unanimously approved the following resolution was adopted:

WHEREAS, after extensive negotiations, the Village Attorney has advised the Board of Trustees of settlements of pending tax certiorari matters as hereinafter described,

NOW, THEREFORE, BE IT

RESOLVED, that the Board of Trustees hereby ratifies and approves the following settlements of pending tax certiorari litigation, and authorizes and directs the correction of the current tax rolls to reflect the assessed valuation(s) hereinafter set forth:

Brittany Tenants Stockholders, Inc. - 171 South Middle Neck Road. Section 2, Block 139, Lot 443, for tax years 2015/16 through 2020/21, inclusive. Refund of \$9,000; Assessed valuation \$22,000. Three year moratorium.

The vote on this resolution was: Mayor Weinberg: Aye Deputy Mayor Sharkey: Aye
Trustee Monoson: Aye Trustee Pang: Aye
Trustee Weston: Aye

2021/2022 Tentative Budget

RESOLUTION 21-03

Upon motion of Trustee Weston, seconded by Trustee Monoson, and unanimously approved, the following resolution was adopted:

RESOLVED, that the tentative budget for the 2021-2022 fiscal year is hereby revised as follows:

1. Taxable Assessed Value of the Village (as indicated on "Summary Worksheet") is adjusted to \$4,234,580
2. Appropriated Fund Balance (as indicated on "Revenues" page) is adjusted to \$8,169
3. Applied Cash Surplus/Reserves (as indicated on "Summary Worksheet") is adjusted to \$16,169
4. Amount Raised by General Tax (as indicated on "Summary Worksheet") is adjusted to \$1,460,718
5. Volunteer Fire (as indicated on "Appropriations" page) is adjusted to \$43,721
6. Cost of Fire Protection N. of R.R. (as indicated on "Summary Worksheet") is adjusted to \$49,529
7. Amount Raised by Fire Tax (as indicated on "Summary Worksheet") is adjusted to \$51,572
8. Fire Tax Rate per \$100 of Assessed Value (as indicated on "Summary Worksheet") is adjusted to 14.489

The vote on this resolution was: Mayor Weinberg: Aye Deputy Mayor Sharkey: Aye
Trustee Monoson: Aye Trustee Pang: Aye
Trustee Weston: Aye

The Mayor opened the public hearing on the 2021/22 tentative budget (Attachment A) at 7:52 p.m. There were no comments from the Board or members of the public in attendance at the videoconference. The Village Administrator confirmed that no public comments were received via email. At 7:53 p.m. the Mayor proposed the following resolution:

RESOLUTION 21-04

Upon motion of Mayor Weinberg, seconded by Trustee Weston, and unanimously approved, the following resolution was adopted:

RESOLVED, that the public hearing on the 2021-2022 Budget, is hereby closed.

The vote on this resolution was:	Mayor Weinberg:	Aye	Deputy Mayor Sharkey:	Aye
	Trustee Monoson:	Aye	Trustee Pang:	Aye
	Trustee Weston:	Aye		

Adoption of 2021/22 Budget

RESOLUTION 21-05

Upon motion of Trustee Monoson, seconded by Deputy Mayor Sharkey, and unanimously approved, the following resolution was adopted:

RESOLVED, that the Budget of the Village of Thomaston for the fiscal year March 1, 2021 through February 28, 2022, in the form attached to these minutes, is hereby approved and adopted, and that the several amounts set forth therein be and hereby are apportioned for the objects and purposes specified, and that the schedule of salaries and wages attached to such budget shall be the maximum salaries to be paid, and it is further

RESOLVED, that a general tax rate of \$34.495 per \$100 assessed valuation is and the same is hereby levied on all real property within the Village of Thomaston, and further;

WHEREAS, that portion of the Village of Thomaston which is north of the Long Island Railroad Co. property lies outside of the Manhasset-Lakeville Fire and Water District, and no services are rendered by said Fire and Water District in said portion of the Village of Thomaston north of the LIRR property, and no taxes for such services are levied by the Town of North Hempstead against the real property located in said northerly portion of the Village of Thomaston,

Now therefore,

BE IT RESOLVED, that an additional tax rate of \$14.489 per \$100 assessed valuation be and the same hereby is levied on all real property within the Village of Thomaston north of the Long Island Rail Road Co. property as it appears on the assessment roll for 2021-2022 for the protection of persons and property, said protection to be provided by Vigilant Engine and Hook and Ladder Co. by contract with the Village of Thomaston. The cost of such services shall be equal to the amount raised by the additional tax rate of \$14.489 per \$100 assessed valuation, inclusive of such insurance premium as the Village of Thomaston shall be required to pay pursuant to the Volunteer Firefighters' Benefit Laws of the State of New York, as amended.

The vote on this resolution was:	Mayor Weinberg:	Aye	Deputy Mayor Sharkey:	Aye
	Trustee Monoson:	Aye	Trustee Pang:	Aye
	Trustee Weston:	Aye		

A copy of the adopted budget is attached to these minutes

Resolution Authorizing the Mayor to Execute the Tax Warrant

RESOLUTION 21-06

Upon motion of Trustee Pang, seconded by Deputy Mayor Sharkey, and unanimously approved the following resolution was adopted:

RESOLVED, that the Mayor is authorized to execute the tax warrant in the form attached to these minutes.

The vote on this resolution was: Mayor Weinberg: Aye Deputy Mayor Sharkey: Aye
Trustee Monoson: Aye Trustee Pang: Aye
Trustee Weston: Aye

Public Hearing on Bill T2021A (Generators)

Mayor Weinberg opened the public hearing on Bill T2021A (Attachment B), a local law to amend the Code of the Village of Thomaston, in relation to generators, at 8:00 p.m.

The Mayor noted text revisions to Bill T2021A and proposed the following resolution:

RESOLUTION 21-07

Upon motion of Mayor Weinberg, seconded by Trustee Weston, and unanimously approved, the following resolution was adopted:

RESOLVED, that the text of Bill T 2021A is hereby amended as follows:

1. The first sentence of paragraph B(1) shall read “An application for a permit pursuant to this section shall include payment ...”
2. The first sentence of paragraph D(2) shall read “No permanent standby generator may exceed a sound rating of 70 decibels, pursuant to the manufacturer’s specifications, **nor operate at a decibel level in excess of 70dBa measured at a distance of seven (7) meters from the source.**”

The vote on this resolution was: Mayor Weinberg: Aye Deputy Mayor Sharkey: Aye
Trustee Monoson: Aye Trustee Pang: Aye
Trustee Weston: Aye

The amended bill was set forth for consideration during the public hearing. There was a general discussion of the bill. There were no members of the public who wished to be heard for or against the bill. The hearing was continued to the next regular scheduled meeting of the Board on February 8, 2021.

RESOLUTION 21-08

Upon motion of Trustee Pang, seconded by Trustee Monoson, and unanimously approved, the following resolution was adopted:

RESOLVED, that the public hearing on Bill T2021A is hereby continued to Monday, February 8, 2021 at 7:30 p.m.

The vote on this resolution was: Mayor Weinberg: Aye Deputy Mayor Sharkey: Aye
Trustee Monoson: Aye Trustee Pang: Aye
Trustee Weston: Aye

T2021A Negative Declaration Pursuant to NYS SEQRA

RESOLUTION 21-09

Upon motion of Mayor Weinberg, seconded by Trustee Weston, and unanimously approved, the following resolution was adopted:

Bill T 2021A. A local law to amend the Code of the Village of Thomaston, in relation to regulating location and maintenance of generators.

WHEREAS, the New York State Environmental Conservation Law and the regulations of the Department of Environmental Conservation as contained in 6 NYCRR Part 617 require review of the possible environmental consequences of various actions under consideration by the Board of Trustees, and

WHEREAS, the Board of Trustees is considering the adoption of legislation designated T 2021A to amend the Village zoning regulations in relation to establishing standards and regulations for new generator installations, and to require permits for such installations; and

WHEREAS, the Board of Trustees has considered the nature and impact of the proposed action;

NOW, THEREFORE, IT IS

RESOLVED, that the Board hereby finds and concludes that the Board of Trustees is the Lead Agency with respect to environmental impact review of Bill T 2021A as defined in the State Environmental Quality Review Act and its regulations, and

- (a) the proposed adoption of Bill T 2021A is an Unlisted Action;
- (b) the Board has considered that the adoption of Bill T 2021A would reduce and minimize the impact of generators upon occupants of neighboring properties, and would protect the public health, safety and general welfare;
- (c) the Board also has considered the following factors and made the following conclusions in respect to its review of the environmental impacts of the proposed action:
 - (i) the proposed action would not result in any substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels, nor any substantial increase in solid waste production, nor create a substantial increase in the potential for erosion, flooding, leaching or drainage problems;
 - (ii) the proposed action would not result in the removal or destruction of large quantities of vegetation or fauna, substantial interference with the movement of any resident or migratory fish or wildlife species, impacts on a significant habitat area, substantial adverse impacts on a threatened or endangered species of animal or plant, or the habitat of such a species, or other significant adverse impacts to natural resources;
 - (iii) the proposed action would not impair the environmental characteristics of any Critical Environmental Area;
 - (iv) the proposed action would not conflict with the community's current plans or goals as officially approved or adopted;
 - (v) the proposed action would not impair the character or quality of important historical, archeological, architectural or aesthetic resources or of existing community or neighborhood character;
 - (vi) the proposed action would not result in a major change in the use of either the quantity or type of energy;
 - (vii) the proposed action would not create a hazard to human health;
 - (viii) the proposed action would not create a substantial change in the use, or intensity of use, of land, including agricultural, open space or recreational resources, or in its capacity to support existing uses;
 - (ix) the proposed action would not encourage or attract large numbers of persons to any place for more than a few days, compared to the number who would come to such place without such action;

- (x) the proposed action would not create changes in two or more elements of the environment, no one of which would have a significant impact on the environment, but when taken considered together would result in a substantial adverse impact on the environment;
 - (xi) the proposed action would not create substantial adverse impacts when considered cumulatively with any other actions, proposed or in process;
 - (xii) the proposed action would not result in substantial adverse impact with respect to any relevant environmental consideration, including noise, aesthetics, traffic, air quality, water quality or adequacy of water supply, drainage, soil conditions, or quality of life in the community in general and the immediate neighborhood in particular;
 - (xiii) the proposed action would enhance the protection of the environment in the Village
- (d) the proposed action would not have a significant adverse environmental impact;
- (e) no further environmental review is required with respect to the proposed action, and
- (f) the Mayor, or his designee, is authorized to complete a short Environmental Assessment Form in relation to this proposed action in a manner consistent with the foregoing findings, and
- (g) the Village Administrator, Village Attorney, or the designee of either of them, shall transmit a full statement of the proposed action to the Nassau County Planning Commission as may be required pursuant to the General Municipal Law.

The vote on this resolution was: Mayor Weinberg: Aye Deputy Mayor Sharkey: Aye
 Trustee Monoson: Aye Trustee Pang: Aye
 Trustee Weston: Aye

Village Election Polling Place

RESOLUTION 21-10

Upon motion of Deputy Mayor Sharkey, seconded by Trustee Monoson, and unanimously approved the following resolution was adopted:

WHEREAS, pursuant to the Election Law, the Board of Trustees is required, to designate the polling place for the village election to be held on Tuesday, March 16, 2021, and the hours of election,

NOW, THEREFORE, BE IT RESOLVED, that the polling place for the village election to be held on March 16, 2021 shall be Robert Stern Village Hall, 100 E. Shore Road, Thomaston, New York,

AND IT IS FURTHER RESOLVED, that the hours of the said village election shall be from noon to 9 p.m., inclusive.

The vote on this resolution was: Mayor Weinberg: Aye Deputy Mayor Sharkey: Aye
 Trustee Monoson: Aye Trustee Pang: Aye
 Trustee Weston: Aye

Village Election Inspectors

RESOLUTION 21-11

Upon motion of Mayor Weinberg, seconded by Trustee Monoson, and unanimously approved the following resolution was adopted:

WHEREAS, pursuant to the Election Law, the Board of Trustees is required, at least 40 days prior to the village election, 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 election inspectors shall be selected from the list of certified inspectors supplied by Nassau County, and that should there be a shortage of election inspectors who are residents of the Village of Thomaston, that the selection extend the residency of inspectors to Nassau County to satisfy New York State Election Law conditions for selecting election inspectors,

AND IT IS FURTHER RESOLVED, that the following persons are hereby designated and appointed inspectors of election, and they shall meet on March 16, 2021 at the place designated for such village election, between the hours of noon and 9 p.m., inclusive, for the purpose of the village election:

NAME	ADDRESS	PARTY
Joyce Fountain	42 Pond Hill Road, Great Neck	Democrat
Barbara Williams	54 Pond Hill Road, Great Neck	Republican

Alternates to serve as inspectors for their party in the event that one of the above-named inspectors of election from their party cannot serve:

NAME	ADDRESS	PARTY
Leslie House	16 Pond Hill Road, Great Neck	Democrat
Beverly Taylor	27 Pond Hill Road, Great Neck	Democrat
Dameon Joyner Jr.	81 Pond Hill Road, Great Neck	Democrat
Jermaine A Fountain	42 Pond Hill Road, Great Neck	Republican
Doriet Kashizadeh	69 Hicks Lane, Great Neck	Republican

AND IT IS FURTHER RESOLVED, that Joyce Fountain be, and 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 inspectors of election shall be \$200 for each day that said inspectors of election may be required to serve.

The vote on this resolution was: Mayor Weinberg: Aye Deputy Mayor Sharkey: Aye
Trustee Monoson: Aye Trustee Pang: Aye
Trustee Weston: Aye

Consulting Agreement for Village Building Department

The Board reviewed a proposed agreement for consulting services to be performed by Michael F. McNerney Architect PLLC.

RESOLUTION 21-12

Upon motion of Trustee Monoson, seconded by Trustee Weston, and unanimously approved the following resolution was adopted:

RESOLVED, that the Mayor is authorized to execute, on behalf of the Village, the proposed consulting agreement with Michael F. McNerney Architect PLLC for consulting services to be performed with respect to Village building department applications, construction and other related matters.

The vote on this resolution was: Mayor Weinberg: Aye Deputy Mayor Sharkey: Aye

Trustee Monoson: Aye Trustee Pang: Aye
Trustee Weston: Aye

A copy of the agreement in on file in the Village office.

Appointment of Building Inspector

The Mayor appointed Michael F. McNerney RA as Building Inspector.

RESOLUTION 21-13

Upon motion of Trustee Monoson, seconded by Trustee Weston, and unanimously approved the following resolution was adopted:

RESOLVED, that the Board of Trustees of the Village of Thomaston hereby approves the Mayor's appointment of Michael F. McNerney RA as Building Inspector, to serve without compensation and for a term at the pleasure of the Mayor.

The vote on this resolution was: Mayor Weinberg: Aye Deputy Mayor Sharkey: Aye
Trustee Monoson: Aye Trustee Pang: Aye
Trustee Weston: Aye

2021 Vigilant Fire Protection and Ambulance Service Contract

The Board reviewed the 2021 fire & ambulance service contract from Vigilant Engine & Hook & Ladder Company, Inc.

RESOLUTION 21-14

Upon motion of Trustee Monoson, seconded by Trustee Weston, and unanimously approved the following resolution was adopted:

RESOLVED, that the Board of Trustees shall hold a public hearing on Monday, February 8, 2021 at 7:30 p.m. with respect to the proposed 2021 Fire Protection and Ambulance Service Contract between Vigilant Engine & Hook & Ladder Company and the Village of Thomaston; and it is further

RESOLVED, that the Village Administrator is hereby directed to publish, post and otherwise give notice of such hearing as may be required by law.

The vote on this resolution was: Mayor Weinberg: Aye Deputy Mayor Sharkey: Aye
Trustee Monoson: Aye Trustee Pang: Aye
Trustee Weston: Aye

Public Works Report

The Mayor read the Public Works Report.

New Business

A noise complaint about 185 S. Middle Neck Road was received via email from Jonathan Levy, a resident of the Village.

Vouchers

RESOLUTION 21-15

Upon motion of Trustee Pang, by seconded by Trustee Monoson, and unanimously approved, the following resolution was adopted:

RESOLVED, that the vouchers, in the aggregate amount of \$60,955.53 (as itemized on the Abstract of Vouchers dated Monday, January 11, 2021), are hereby approved for payment, all allocated to the General Fund.

A copy of the approved voucher list is attached to these minutes.

The vote on this resolution was:	Mayor Weinberg:	Aye	Deputy Mayor Sharkey:	Aye
	Trustee Monoson:	Aye	Trustee Pang:	Aye
	Trustee Weston:	Aye		

ADJOURNMENT

At 8:44 p.m., there being no further business, the motion to adjourn was made by Trustee Weston, seconded by Trustee Monoson, and unanimously approved.

Respectfully Submitted,

Denise M. Knowland
Village Administrator

INC. VILLAGE OF THOMASTON**AUDITED VOUCHERS 2021**

December 15, 2020 through January 11, 2021

Type	Date	Num	Name	Amount
Check	12/22/2020	2878	NATIONAL GRID	-365.51
Check	12/22/2020	2879	NATIONAL GRID	-506.60
Check	12/22/2020	2880	NATIONAL GRID	-263.83
Check	12/22/2020	2881	NATIONAL GRID	-625.22
Check	12/24/2020	2885	MICHAEL F. MCNERNEY ARCHITECT PLLC	-1,322.50
Check	12/24/2020	2886	PSEGLI	-60.17
Check	01/04/2021	2887	VERIZON	-443.03
Check	01/04/2021	2888	VERIZON WIRELESS	-80.10
Check	01/06/2021	2889	PSEGLI	-10.36
Check	01/06/2021	2890	PSEGLI	-368.53
Check	01/08/2021	ACH	MICHAEL F. MCNERNEY ARCHITECT PLLC	-833.75
Check	01/11/2021	2893	CASHIN SPINELLI & FERRETTI, LLC	-2,728.00
Check	01/11/2021	2894	DENTCARE DELIVERY SYSTEMS	-57.80
Check	01/11/2021	2895	GLENCO SUPPLY INC	-567.30
Check	01/11/2021	2896	GRAINGER	-111.22
Check	01/11/2021	2897	COSTELLO'S HARDWARE	-34.16
Check	01/11/2021	2898	ROY COLE	-375.00
Check	01/11/2021	2899	FINE DETAILING	-200.00
Check	01/11/2021	2900	OLD VILLAGE TREE SERVICE	-3,050.00
Check	01/11/2021	2901	BLANK SLATE MEDIA , LLC	-206.96
Check	01/11/2021	2902	BUSINESS CARD	-23.44
Check	01/11/2021	2903	BUSINESS CARD	-112.40
Check	01/11/2021	2904	OPTIMUM	-22.00
Check	01/11/2021	2905	STAPLES CREDIT PLAN	-63.01
Check	01/11/2021	2906	JORDAN ASSOCIATES	-147.00
Check	01/11/2021	2907	FELDMAN LUMBER	-28.00
Check	01/11/2021	2908	AUTO BARN	-114.09
Check	01/11/2021	2909	NYCOM	-40.00
Check	01/11/2021	2910	MILLIMAN INC.	-2,400.00
Check	01/11/2021	2911	READYREFRESH BY NESTLE	-98.88
Check	01/11/2021	2912	WATER AUTHORITY OF GREAT NECK NORTH	-1,452.00
Check	01/11/2021	2913	HOME DEPOT CREDIT SERVICES	-289.32
Check	01/11/2021	2914	NYS EMPLOYEES' HEALTH INSURANCE	-7,460.09
Check	01/11/2021	2915	JENNIFER DEVLIN	-397.00
Check	01/11/2021	2916	WEX BANK	-706.37
Check	01/11/2021	2917	ATLANTIC SALT	-1,517.56
Check	01/11/2021	2918	TOWN OF NORTH HEMPSTEAD-SWMA	-1,955.13
Check	01/11/2021	2919	VOID	0.00

Check	01/11/2021	2920	MEYER, SUOZZI, ENGLISH & KLEIN, P.C.	-1,665.00
Check	01/11/2021	2921	MEADOW CARTING CORP	-29,519.20
Check	01/11/2021	2922	WINTERS BROS. HAULING OF LI, LLC	-735.00
				-60,955.53
TOTAL				-60,955.53

Tax Warrant

**To Denise M. Knowland
Village Administrator of the Village of Thomaston**

You are hereby commanded to receive and collect from the several persons named in the assessment roll, hereunto annexed, the several sums named in the last column thereof opposite their respective names, for the following purposes:

	Dollars	Cents
For the General Fund	\$1,460,718	00
For Vigilant Fire District.....	\$51,572	00
For		
For		
For		
Being for all purposes a total amount of	\$1,512,290	00

Upon the receipt of the roll and warrant by you and on or before the first day of March, 2020, you shall cause to be published in the official paper of the Village, once a week for two consecutive weeks, a notice that such tax roll and warrant have been left with you for the collection of taxes therein levied, and shall designate one or more convenient places in the Village where you will receive taxes from March first, 2021, to and including March thirty-first, 2021, from nine o'clock in the morning until four o'clock in the afternoon, except Saturdays, Sundays, and holidays;

For said period of time you will receive all taxes paid to you without additional charge;

On such taxes remaining unpaid after March thirty-first, 2021, interest of five percentum shall be added for the month of April or fraction thereof and an additional one percentum for each month or fraction thereof thereafter until paid.

You shall attend at a time and place specified in said notice for the purpose of receiving said taxes;

After the thirty-first day of March, 2021, you shall proceed to collect the taxes remaining unpaid, with interest as herein provided, but without any other fee or charge, and for that purpose you are possessed of all the powers of a town tax collector.

All interest collected shall belong to the Village.

You are to make a return of this warrant on or before the first day of November after the delivery thereof to you, showing the total amount of taxes paid and each tax unpaid, with a receipt of the village treasurer for all taxes paid to him or her, and shall file the roll and warrant in the office of the village administrator.

And so for doing this shall be your sufficient warrant.

IN WITNESS WHEREOF: The Board of Trustees of said Village of Thomaston has causes these presents to be signed by its Mayor and the Village Administrator of the said village and the seal of the village is hereunto affixed,

this 11th day of January 2021 _____
Mayor

Attest _____
Village Administrator

[Seal of Village]