

AGENDA
VILLAGE OF FLOWER HILL BOARD OF TRUSTEES
Monday, April 3, 2023 – 7:30 PM
ANNUAL VILLAGE ORGANIZATIONAL
MEETING
2023-2024 BUDGET HEARING
PUBLIC HEARING/REGULAR MEETING

<https://www.youtube.com/channel/UCMPc74pOdNLktDh6L37W9Wg>

Pledge of Allegiance

Public Hearing

1. Proposed Local Law C-2023 "Amending Chapter 235, Wireless Telecommunication Facilities"
2. Proposed Local Law G- 2022 "Amend Fee Schedule of Attachment 1 of Village Code Chapter A243, adding a fee schedule for Wireless Telecommunication Facilities"
3. Proposed Local Law F – 2023 "Amend 58-8(B) 'Zoning Board of Appeals', 'Variances' to permit USPS Priority Mail
4. Landmark Designation Hearing: Flower Hill Cemetery, Sands Barn, Elderfields Preserve

Public Comment

Annual Village Organizational Meeting

1. Annual meeting resolution
2. Mayor's appointments

2023-24 Budget Hearing

Resolution to adopt budget

Approval of Minutes March 6, 2023 Regular Meeting/Public Hearing; March 27, 2023 Special Meeting

Treasurer's Report

Motion to approve claims

Building Superintendent's Report

ARC 3/27/23

Village Engineer's Report

Public Works Superintendent Report

Updated road condition map

Administrator's Report

1. Election results
2. Software update
3. Tree City 2022 – 9th year; Arbor Day Resolution
4. Motion to approve agreement with D&B for 2023 Stormwater Report preparation

Attorney's Report

BZA 3/15/23

Mayor's Report

1. Fee schedule

Trustee's Report

Old Business

1. Resolution to enter into 2023-24 Port Washington Fire Dept. contract
2. Appeal of tree removal permit denial – Kevin O'Rourke, 69 Mason

New Business

1. Introduce Proposed Local Law H – 2023 - Amend 85-5(F) to extend permit expiration for new residence to 18 months
2. Resolution to issue notice of abatement for 5 Knollwood for violation of Property Maintenance Code
3. Resolution to authorize the Village Engineer to prepare bid documents for the 2023-24 Roadwork project
4. Change date September BOT meeting
5. Katie Oppo Memorial Run 6/11/23, 8 am to noon, waiver of park use fee
6. Women's Club of Flower Hill Easter Egg Hunt, 4/6/23 at 11 am, waiver of park use fee

Next Meeting: Regular Meeting & Public Hearing– Monday, May 1, 2023 at 7:30 PM

MAYOR RANDALL ROSENBAUM, DEPUTY MAYOR BRIAN HERRINGTON,
TRUSTEES, GARY LEWANDOWSKI, FRANK GENESE, MARY JO COLLINS, CLAIRE DORFMAN, MAX FRANKEL
VILLAGE ADMINISTRATOR RONNIE SHATZKAMER, ESQ., TREASURER SUZANNE TANGREDI,
BUILDING SUPERINTENDENT PETER ALBINSKI, PUBLIC WORKS SUPERINTENDENT RICH FALCONES

LOCAL LAWS FOR PUBLIC HEARING 4-3-23


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LOCAL LAW "C" – 2023
A Local Law replacing Chapter 235 of the Village Code entitled "Wireless Communication Facilities" as follows
BE IT ENACTED, by the Board of Trustees of the Inc. Village of Flower Hill as follows:

Section 1. Replace existing Chapter 235

235-1. Purpose.

In recognition of advancing technology and the increased demand and need for wireless communications towers and facilities, the Board of Trustees hereby determines that it is in the public interest to regulate the siting and installation of such facilities within the Village in order to protect public interests while balancing any demonstrated and genuine need to fill actual gaps in wireless coverage. The Village of Flower Hill is planted with abundant flowering foliage, orchards are still standing. Throughout nearly the entire Village, no or nearly no electrical utility poles or overhead electrical lines are in the street rights-of-way. Instead, overhead electrical poles are overwhelmingly located hidden off-street along the sides or rear of private properties. Additionally, to maintain its natural bucolic character, essentially the entire Village has no streetlights or roadside technological encroachments.

When deliberating over granting or denying a permit and the location of wireless facilities, due consideration shall be given to existing land uses and development, the character of the area, visual impacts and other aesthetics, impacts on property values, other impacts, the existence or absence of a gap in wireless coverage, actual need, availability and feasibility of less impactful alternatives, and other appropriate land use factors in approving sites for the location of towers and/or facilities.

These regulations are not intended to prohibit or have the effect of prohibiting the provision of personal wireless services.

These regulations are an exercise in state zoning authority permitted under 47 U.S.C. § 332(c)(7) (§ 704 of the Telecommunications Act of 1996) and are intended to strike a balance between the need for new or upgraded wireless facilities and protection of aesthetics, open space and residential environments from redundant and unsightly antennas, structures, and other wireless equipment, and to avoid other legitimate adverse impacts. In so doing and absent any legal mandate to the contrary, the Village Board intends to apply the interpretation of the applicable legal standards specified by federal courts reviewing permitting decisions. In *ExteNet Sys., Inc. v. Vill. of Flower Hill*, No. 19-CV-5588-FB-VMS, 2022 WL 3019650 (E.D.N.Y. July 29, 2022), the United States District Court ruled that the Village of Flower Hill is within its rights to rely on federal court, including the Second Circuit Court of Appeals, interpretation of whether a proposed wireless telecommunications facility is needed to fill a genuine gap in coverage insofar as a user's ability to make a wireless telephone call to reach a landline telephone. The enactment of these regulations in compliance with federal and state law, and requirement of Village

approvals and wireless facilities permits, is not a finding by the Village Board that wireless telecommunication facilities are appropriate for the zoning district, are in harmony with the Village's general zoning plan, or will not adversely affect the neighborhoods. Such considerations are to be made on a case-by-case basis upon each application.

§ 235-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

ACCESSORY WIRELESS FACILITY — Any equipment, shed, fencing or structure, or combination thereof, containing any electrical components necessary for the proper operation of primary antennas.

ALTERNATIVE TOWER STRUCTURE — Any man-made trees, clock towers, steeples, light poles, flagpoles and similar alternative-design mounting structures that camouflage or conceal the presence of antennas or towers, subject to the review and approval of the Village Board of Trustees or its designee.

ANTENNAS — Any exterior transmitting and receiving device mounted on a tower, building, structure or poles (including but not limited to monopoles, utility poles, and streetlights) and used in communications that radiate or capture electromagnetic waves, digital signals, analog signals, radio frequencies (excluding radar signals), wireless telecommunications signals or other communications signals.

COMMERCIAL DISTRICTS — All zoning districts except residential districts.

FAA — The Federal Aviation Administration.

PRE-EXISTING TOWERS AND PRE-EXISTING ANTENNAS — Any tower or antenna for which a building permit-special permit, including use permit, or wireless facilities permit has been properly issued prior to the effective date of this chapter, including permitted towers or antennas that have not yet been completed or constructed, provided that such approved permit(s) is current and has not expired; or any tower which is constructed and has a certificate of compliance.

ROOF-MOUNTED COMMUNICATIONS FACILITY — A wireless communication facility which is mounted and supported on the roof or any rooftop appurtenance of a legally existing building or structure.

TOWER — Any structure that is designed and constructed for the principal purpose of supporting one or more antennas for telephone, personal communications services, common carrier services, radio and television transmission, microwave transmission, and similar communications purposes, including self-supporting lattice towers, guyed towers or monopole towers. The term includes the structure and any support thereto.

WALL-MOUNTED COMMUNICATIONS FACILITY — A wireless communications facility

which is mounted and supported entirely on the wall of a legally existing building, including the walls of architectural features, such as parapets, chimneys and similar appurtenances.

WIRELESS COMMUNICATIONS FACILITY — A facility that transmits and/or receives electromagnetic signals, including any tower or antenna, accessory wireless facility, wall and roof-mounted facilities, as defined herein, and towers, buildings, structures or poles on which antennas are mounted.

WIRELESS FACILITIES PERMIT — A permit issued under this chapter to construct and maintain a wireless communications facility.

§ 235-3. Applicability.

No new wireless communications facility shall be erected, moved, reconstructed or altered to serve as a transmission, reception or relay facility except by approval of the Board of Trustees, in compliance with the regulations set forth in this section.

§ 235-4. Provisions for location of use.

This section identifies locational restrictions pertaining to residential zones, commercial zones, and parks. It is not intended to limit other application requirements or limit the Board of Trustees' review of the application based on aesthetics, other adverse impacts consistent with state and federal law, availability of less impactful alternatives, or a failure of the applicant to demonstrate sufficient need for the wireless telecommunications facility.

A. Residential. Wireless communications facilities located in residential zoning districts are subject to site plan approval and wireless facilities permit approval from the Board of Trustees following a public hearing and must further meet the following requirements:

(1) Wireless communications facilities on buildings shall meet the following criteria:

(a) Any antenna or equipment accessory to a roof-mounted antenna shall be set back a minimum of four feet for every one foot in height of the accessory equipment, but in no instance shall protrude more than 15 feet above the average height of the building in order to minimize its visibility from adjacent properties or roadways. Installation of an antenna and associated equipment shall incorporate a design that is contextual with the structure on which the antenna is co-locating.

(b) Any wall-mounted antenna shall not protrude above the roof parapet or roofline and shall be painted to match the color of the existing structure. No portion of the antenna shall extend more than 18 inches from the facade of the building. These requirements are to be maintained to the extent feasible without impeding the functionality of the antenna.

(c) Enclosures designed to conceal rooftop wireless communications facilities shall not be deemed to contribute towards building height, floor area ratio, gross floor area, or parking requirements, provided that said enclosure does not contain equipment or materials that are not accessory to the wireless communication facility and the enclosure is contextual with the architecture of the structure and is minimized to the furthest extent practical. All equipment within the enclosure shall still be subject to the dimensional requirements set forth in this chapter.

(2) A tower base shall be set back from the property line by a minimum distance equal to 110% of the height of the tower. Accessory wireless facilities shall comply with all other dimensional requirements of the underlying zoning district.

(3) Any new tower shall consist of an alternative tower structure as defined herein. Guyed (cable-supported), truss or lattice antenna support structures are expressly prohibited.

(4) No new tower shall be permitted unless it is demonstrated that adequate service in accord with FCC guidelines cannot be provided within a coverage gap area by exhausting all other available and reasonable locations for the proposed tower in a nonresidential district to the satisfaction of the Board of Trustees, except as provided herein.

B. Commercial. Wireless communications facilities located in commercial zoning districts are subject to site plan approval and wireless facilities permit approval from the Board of Trustees following a public hearing, except as otherwise provided herein, and must meet the following requirements:

(1) Wireless communication facilities on buildings shall protrude not more than 15 feet above the average height of the building, and meet the following criteria:

(a) Equipment accessory to a roof-mounted antenna shall be set back a minimum of four feet for every one foot in height of the accessory equipment, but in no instance shall protrude more than 15 feet above the average height of the building in order to minimize its visibility from adjacent properties or roadways. Installation of an antenna and associated equipment shall incorporate a design that is contextual with the structure on which the antenna is co-locating, and antennas shall not protrude more than 15 feet above the average height of the building.

(b) Any wall-mounted antenna shall not protrude above the roof parapet or roofline and shall be painted to match the color of the existing structure. No portion of the antenna shall extend more than 18 inches from the facade of the building.

(c) Enclosures designed to conceal rooftop wireless communications facilities shall not be deemed to contribute towards building height, floor area ratio, gross floor area, or parking requirements, provided that said

enclosure does not contain equipment or materials that are not accessory to the wireless communication facility and the enclosure is minimized to the furthest extent practical. All equipment within the enclosure shall still be subject to the dimensional requirements set forth in this article.

(2) A tower base shall be set back from the property line by a minimum distance equal to 110% of the height of the tower. Accessory wireless facilities shall comply with all other dimensional requirements of the underlying zoning district.

(3) Wireless communications facilities located on preexisting structures or buildings in commercial districts are not subject to wireless facilities permit approval, provided that they have all necessary Building Department permits and are not visible to any residential use or zone as determined by the Building Superintendent or his/her designee. New antennas co-locating on an existing tower approved by the Board of Trustees shall not be subject to this requirement.

(4) No new tower shall be permitted within 500 feet of a residential zone unless it is demonstrated that adequate service in accord with FCC standards cannot be provided within a coverage gap area by exhausting all other available and reasonable locations for the proposed tower outside the five-hundred-foot area to the satisfaction of the Board of Trustees.

C.

Parks. Wireless communications facilities are subject to site plan approval and facilities permit approval from the Board of Trustees following a public hearing, except as otherwise provided herein, and must meet the following requirements: Wireless communications facilities shall not be located at any designated park listed by any federal, state or Village agency, except as specified by the following:

(1) No new tower shall be permitted unless it is demonstrated that adequate service in accord with federal standards cannot be provided within a coverage gap area by exhausting all other available and reasonable locations for the proposed tower outside of the park to the satisfaction of the Board of Trustees or their designee.

(2) Any facility located in a park shall be located, designed and screened to minimize the visual and aesthetic impacts.

(3) Any facility located within a park shall not be located in an area that would interfere with normal, day-to-day recreational activities or operations.

(4) Any facility located in a park which is co-located on or which replaces an existing structure (e.g., ball-field light poles) shall not be subject to wireless facilities permit approval, provided that the height of the new structure does not exceed the height of the preexisting structure and is a minimum of 500 feet from the nearest residence.

(5) Co-location. No new tower shall be permitted unless the applicant

demonstrates that no existing tower, structure or building can accommodate the applicant's proposed antenna and unless it is demonstrated that adequate service cannot be provided with co-location.

(6) Any facility on Village owned property shall be subject to a separate agreement regarding revenue to the Village.

§ 235-5. Design.

A. Wireless communications facilities shall be designed in such a manner as to minimize any visual impacts.

B. If a wireless communications facility is located on a building, it shall be neutral in color, or similar in color to the building so that it continues to maintain the architectural integrity of the building, and every effort shall be made to conceal the facility.

C. Accessory wireless facilities shall be screened, landscaped and shall maximize use of building materials, colors and textures designed to blend with the natural or existing surroundings to minimize any visual impacts.

D. The base area shall be surrounded by a six-foot-high fence or located within a structure. The surrounding fence shall be screened as per a landscaping plan to be approved by the Board of Trustees with input from the Village Arborist.

E. No signs are permitted on towers except safety instructions or similar material.

F. A tower shall not be lighted unless required by the FAA or otherwise required by the Board of Trustees for safety reasons.

§ 235-6. Removal.

Any antenna or tower that is not operated for a continuous period of 12 months shall be deemed abandoned. The owner of such antenna/tower/site shall remove the same at the owner's expense within 90 days of notice. The Village reserves the right, after 90 days' written notice sent certified mail, return receipt requested, to the owner or owner's designee, to remove the antenna or tower, and shall bill the owner for any expense incurred. All costs associated with same shall be assessed to the owner's next tax bill.

§ 235-7. Application requirements.

Requests for approvals under this chapter shall be made by application. The application is reviewed only by Village staff and not by the Village Board to determine whether it is deficient or sufficiently complete on its surface to warrant a Village Board Review. The Village Board does not have opportunity to review the application until a later stage, and the Board has the ultimate responsibility for determining whether the application complies with the Village Code, state laws, and federal laws, and whether the application should be granted or denied.

Applications shall include the following:

- A. The location, type and height of the wireless communications facility and whether it is to be located on an existing structure, co-located or on a telecommunications tower.
- B. Adjacent roadways, rights-of-way, land uses, structures and zoning on land within 1/2 mile.
- C. Setbacks from property lines.
- D. Environmental assessment.
- E. Scaled drawing of the site, including elevation drawings of the structure, a visual study showing where, within one mile, the tower could be seen, the distance between all structures and proposed means of access.
- F. Landscape plan, including fencing and fence screening.
- G. Analysis of physical need for additional towers or antennas.

H. Written site location alternative analysis describing the location of other sites considered, the availability of those sites, the extent to which other sites do or do not meet the provider's service or engineering needs and the reasons why the subject site was chosen. Written requests and responses for site location alternative analysis shall be provided, in addition to the names, addresses and telephone numbers of the current owner(s) of those sites. If the proposed plan is to locate in a residential area, the applicant must show a good faith effort to locate in a nonresidential area and that locating in a commercial or industrial zone is not feasible.

- Evidence of a good faith effort to co-locate or locate on existing towers, structures or buildings and why it is not feasible. Written requests and responses for co-location efforts shall be provided, in addition to the names, addresses and telephone numbers of the current owner(s) of those structures.

- The application must provide evidence that the proposed wireless communications facility can accommodate, at a minimum, three times the capacity to allow for future lease and co-location. Competing providers are required to negotiate fairly regarding co-location leases. A future co-location applicant cannot be denied except for mechanical, structural or regulatory reasons, and only with respect to Village property.

I. Location and separation distance between all other existing and proposed facilities within the Village and/or within five miles.

J. Coverage maps, certified radio frequency engineer report, data.

(1) Coverage maps depicting existing and proposed coverage in -dBm levels for each proposed carrier. Said maps shall be submitted in both paper and electronic form. Paper maps shall be at least 11 inches by 17 inches in size and shall contain coverage areas superimposed over current aerial photography.

Electronic formats shall be submitted in any industry-standard geographic information system (GIS) format.

(2) Said maps shall be accompanied by a certified report by a radio frequency engineer and shall depict any existing and proposed dBm signal strength levels, as well as identify the minimum -dBm level each proposed carrier needs in order for a wireless telephone to be able to make a telephone call from the subject area.

(3) The radio frequency engineer's certified report shall identify the source of the coverage data contained in the coverage maps.

(4) In the report, the certifying engineer must demonstrate his or her first-hand knowledge of the underlying data for the reception levels shown in the coverage maps, or that they otherwise have sufficient knowledge of the underlying data and how it was secured that they personally can reliably certify the data's accuracy.

(5) The report must include the actual reception data, and identify whether it is drive-by, in-building, missed calls, reception-level canvassing, or some other identified generally accepted reception testing method.

(6) The report must identify who conducted the testing and when it was conducted,

(7) The report must certify that the testing was conducted using generally accepted reliable methods and indicate the basis of that certification.

K. Other information as deemed necessary by the Board.
L. Visual impact analysis.

- Said analysis shall include:

- Identification of visually sensitive sites, including parks, and residential areas.

- Visualization photographs from key viewpoints. Photographs shall be conducted when leaves are off trees if trees are in front of the view of a proposed tower.

- In the event a crane or other equipment is utilized to simulate the proposed tower on the subject property for the visualization photographs, the owners of surrounding properties within 200 feet of the site and the Board of Trustees shall be notified no less than 10 days prior to the test by certified letter, return receipt requested. Said notification shall include two rain dates in the event inclement weather prevents the visualization study from taking place.

§ 235-8. Approval considerations

When deliberating over granting or denying a permit and the location of wireless facilities, the Village Board shall consider existing land uses and development, the character of the area, visual impacts and other aesthetics, impacts on property values, other land use impacts, the existence or absence of a genuine gap in wireless coverage, actual need for the facility, the availability and feasibility of less impactful alternatives, and whether denial of the application would or would not constitute a prohibition of wireless services under the Telecommunications Act. The Village Board shall further apply the following priorities and considerations

A. Priorities.

- (1) The Board may give priority to application for location on an existing structure or building.
- (2) The Board may give priority to applications for collocation.
- (3) The Board may give priority to a single application for multi-antenna proposals.
- (4) The Board may give priority when necessary for health and/or security.

B. Other considerations.

- (1) The minimum height necessary to render adequate service.
- (2) Proximity to residential districts and other structures.
- (3) Nature of existing or proposed uses of adjacent property.
- (4) Site and/or surrounding topography.
- (5) Surrounding tree coverage and foliage.
- (6) Design of tower, in particular the characteristics that have the effect of reducing or eliminating visual obtrusiveness.
- (7) Availability of suitable existing towers and structures.
- (8) Proposed ingress and egress.
- (9) No new tower shall be permitted unless the applicant demonstrates to the reasonable satisfaction of the Board of Trustees that no existing tower, structure or building can accommodate the applicant's proposed antenna.
- (10) Impact on wireless service.
- (11) Utility Poles.
 - (a) An antenna to be mounted on a new or existing pole which is not to be located hidden along the sides or rear of properties, shall demonstrate that

an antenna mounted on new or existing poles and other structures hidden along the sides or rear of properties (a) would not be sufficient to fill a genuine gap in coverage consistent with controlling federal law, (b) would not be a reasonably feasible alternative, or (c) would result in greater adverse aesthetic or other adverse impacts.

(b) An antenna to be mounted on a new pole, including but not limited to a monopole, utility pole, or streetlight, shall demonstrate that an antenna mounted on existing poles and other structures (a) would not be sufficient to fill a genuine gap in coverage consistent with controlling federal law, (c) would not be a reasonably feasible alternative, or (c) would result in greater adverse aesthetic or other adverse impacts. A new pole includes one which replaces an existing pole.

C. The Board may waive or reduce the burden on the applicant of one or more of these criteria if it concludes that the goals of this section are better served thereby.

D. The Village Board authorizes the Board of Trustees to retain the services of such persons, expert or otherwise, including but not limited to competent radio frequency engineers, real estate experts and/or attorneys where reasonably necessary to review an application or proposal, including, but not limited to, reviewing expert testimony provided on behalf of the applicant and supplementing submissions or other may review coverage maps, alternative site locations, co-location opportunities or other criteria that may be associated with the application or proposal. The consultant shall review all submissions in accordance with all applicable federal, state and local codes, rules and regulations and make recommendations to the Board of Trustees. The cost of retaining such competent consultants shall be borne by the applicant. The costs of any consultant shall be reasonable and the work and associated billing shall be viewable by the applicant upon request.

E. In the event a denial of an application would constitute an unlawful prohibition or effective prohibition of cellular service under applicable federal or state law (including the Telecommunications Act of 1996, see 47 U.S.C. § 609 et seq., the "TCA"), the Board of Trustees shall grant the wireless facilities permit and shall have the authority to impose conditions upon such granting consistent with this chapter and such federal or state law.

F. If the Board of Trustees determines that the interests of this chapter would otherwise be satisfied, the Board of Trustees may, in its discretion, but shall not be required to, deem individual requirements and conditions satisfied by issuing a waiver or relaxation in relation thereto. Any waiver or relaxation may only be made in the event that the requirements and conditions for which a waiver or relaxation is made are found not to be requisite in the interest of public safety or general welfare and may only be exercised in the event that the Board of Trustees, in issuing a waiver or relaxation, makes specific findings that the interests of this chapter would otherwise be satisfied, the waiver or relaxation is reasonably necessary for the provision of wireless communications services consistent with the interests of both

this chapter and the TCA and the applicant has taken all reasonably available mitigation measures. Every wireless facilities permit shall also conform to all special findings that are specified herein.

§ 235-9. Amateur radio antennas and towers.

Facilities are subject to site plan approval and wireless facilities permit approval from the Board of Trustees, and must meet the following requirements:

- A. Any antenna or tower must be located in the rear yard.
- B. A tower base shall be separated from the property line by 110% of the height of the tower.

§ 235-10. Satellite dishes.

A. Satellite dishes shall be permitted as an accessory structure within any use district, subject to the requirements contained herein and subject to the issuance of a building permit from the Building Department.

B. Standards applying to all use districts.

- (1) Satellite dishes shall be designed to withstand winds of up to 120 miles per hour.

- (2) All satellite dishes shall be installed and operated in accordance with the manufacturer's specifications.

- C. Ground-mounted satellite dishes shall not exceed 10 feet in diameter or exceed a height of 15 feet above the average grade level.
- D. Ground-mounted satellite dishes shall be screened at the base with evergreen plants, shall be finished in a color that blends with the surrounding environment and shall not be visible from any street as long as adequate reception in accord with FCC requirements is maintained.
- E. Roof-mounted satellite dishes shall not exceed two feet in diameter or project above the ridge line of any building on the property and visibility from the street shall be shielded to the extent adequate reception in accord with FCC requirements is maintained.
- F. Ground-mounted satellite dishes shall be placed only in the rear yard, excluding the rear yard setback areas.
- G. Roof-mounted satellite dishes shall be mounted on the rear half of the building roof and shall not exceed 10 feet in diameter.
- H. Satellite dishes shall not be visible from any street so long as adequate reception in accord with FCC requirements is maintained. An architectural screen consisting of material compatible with the building type and style or landscaping may be utilized, subject to the review and approval of the Building Department.

§ 235-11. Application fee.

At the time that a person submits an application for a wireless facilities permit for a new tower, facility or antenna, or for modifying or co-locating on an existing tower or other suitable structure, where no increase in height of the tower or structure is required, or for a temporary facility, there shall be submitted with said application a nonrefundable application fee per application and/or per location, in an amount to be determined by the Village Board of Trustees and set forth in the Village's Fee Schedule.

§ 235-12. Performance security.

The applicant and the owner of record of any proposed wireless telecommunications facilities property site shall, at its cost and expense, be jointly required to execute and file with the Village a bond, or other form of security acceptable to the Village as to type of security and the form and manner of execution, in an amount of at least \$75,000 for a tower facility and \$25,000 for a co-location on an existing tower or other structure and with such sureties as are deemed sufficient by the Village to assure the faithful performance of the terms and conditions of this chapter and conditions of any wireless facilities permit issued pursuant to this chapter. The full amount of the bond or security shall remain in full force and effect throughout the term of the wireless facilities permit and/or until any necessary site restoration is completed to restore the site to a condition comparable to that, which existed prior to the issuance of the original wireless facilities permit.

§ 235-13. Reservation of authority to inspect wireless telecommunications facilities.

In order to verify that the holder of a wireless facilities permit for wireless telecommunications facilities and any and all lessees, renters, and/or licensees of wireless telecommunications facilities, place and construct such facilities, including towers and antennas, in accordance with all applicable technical, safety, fire, building, and zoning codes, laws, ordinances and regulations and other applicable requirements, the Village may inspect all facets of said permit holders, renters, lessees or licensee's placement, construction, modification and maintenance of such facilities, including, but not limited to, towers, antennas and buildings or other structures constructed or located on the permitted site.

§ 235-14. Liability insurance.

A. A holder of a wireless facilities permit for tower wireless telecommunications facilities shall secure and at all times maintain public liability insurance coverage, for the duration of the wireless facilities permit in amounts as set forth below.

- (1) Commercial general liability covering personal injuries, death and property damage: \$1,000,000 per occurrence/\$2,000,000 aggregate;
- (2) Automobile coverage: \$1,000,000 per occurrence/\$2,000,000 aggregate;
- (3) Worker's compensation and disability: Statutory amounts.

B. For a wireless telecommunications facility on Village property or right-of-way, liability insurance shall be in reasonable amounts fixed by the Village Board in the licensing

agreement, which shall in all events be less than or equal to those applicable to towers. The commercial general liability insurance policy shall specifically include the Village and its officers, board members, employees, committee members, attorneys, agents and consultants as additional insureds.

- C. The insurance policies shall be issued by an agent or representative of an insurance company licensed to do business in the state and with a Best's rating of at least A.
- D. The insurance policies shall contain an endorsement obligating the insurance company to furnish the Village with at least 30 days' prior written notice in advance of the cancellation of the insurance.
- E. Renewal or replacement policies or certificates shall be delivered to the Village at least 15 days before the expiration of the insurance that such policies are to renew or replace.
- F. Before construction of a permitted wireless telecommunications facilities is initiated, but in no case later than 15 days after the granting of the wireless facilities permit, the holder of the wireless facilities permit shall deliver to the Village a copy of each of the policies or certificates representing the insurance in the required amounts.

§ 235.15. Indemnification.

- A. Any application for wireless telecommunication facilities that is proposed for Village property or right-of-way, pursuant to this chapter, shall contain a provision with respect to indemnification. Such provision shall require the applicant, to the extent permitted by the law, to at all times defend, indemnify, protect, save, hold harmless, and exempt the Village, and its officers, councils, employees, committee members, attorneys, agents, and consultants from any and all penalties, damages, costs, or charges arising out of any and all claims, suits, demands, causes of action, or award of damages, whether compensatory or punitive, or expenses arising therefrom, either at law or in equity, which might arise out of, or are caused by, the placement, construction, erection, modification, location, products performance, use, operation, maintenance, repair, installation, replacement, removal, or restoration of said facility, excepting, however, any portion of such claims, suits, demands, causes of action or award of damages as may be attributable to the negligent or intentional acts or omissions of the Village, or its servants or agents. With respect to the penalties, damages or charges referenced herein, reasonable attorneys' fees, consultants' fees, and expert witness fees are included in those costs that are recoverable by the Village.
- B. Notwithstanding the requirements noted in subsection A of this section, an indemnification provision will not be required in those instances where the Village itself applies for and secures a wireless facilities permit for wireless telecommunications facilities.

§ 235.16. Fines.

- A. In the event of a violation of this chapter or any wireless facilities permit issued pursuant to this chapter, the Village may impose and collect, from the property owner, lessee, and/or holder of a wireless facilities permit the fines or penalties, and pursuant to the procedures,

as set forth in §§ 240-35 and 240-36 of this Village Code.

B. The Village may also seek injunctive relief to prevent the continued violation of this chapter, without limiting other remedies available to the Village.

§ 235.17. Default and/or revocation.

If a wireless telecommunication facility is repaired, rebuilt, placed, moved, relocated, modified or maintained in a way that is inconsistent or not in compliance with the provisions of this chapter or of the wireless facilities permit, then the Village shall notify the holder of the wireless facilities permit in writing of such violation. A holder of a wireless facilities permit in violation may be considered in default and subject to fines as in § 235.16 and if a violation is not corrected to the satisfaction of the Village in a reasonable period of time the wireless facilities permit is subject to revocation.

Section 2. Authority.

The Board of Trustees of the Village of Flower Hill is authorized to adopt this local law pursuant to Municipal Home Rule Law 10(1)(i), 10(1)(ii)(a)(11), and 10(2).

Section 3. Determination for the purposes of the State Environmental Quality Review Act, (SEQRA)

The Board of Trustees is designated as lead agency with respect to this action and the within action is deemed a Type II action as defined under SEQRA having no significant impact on the environment and requiring no further action for the purposes of SEQRA.

Section 4. Severability.

If any section, subsection, clause, phrase or other portion of this Local Law is, for any reason, declared invalid, in whole or in part, by any court, agency, commission, legislative body or other authority of competent jurisdiction, such portion shall be deemed a separate, distinct and independent portion. Such declaration shall not affect the validity of the remaining portions hereof, which other portions shall continue in full force and effect.

Section 5. Effective Date.

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

**Resolution No. – April 3, 2023
RESOLUTION ENACTING LOCAL LAW 5 OF 2023**

The following resolution was offered by _____, second by _____,
WHEREAS, the Board of Trustees has determined that it is in the best interests of the Village
to adopt Proposed Local Law C-2023 "Amending Chapter 235, Wireless Telecommunication
Facilities", this resolution hereby enacts proposed Local Law C – 2023 as Local Law 5 – 2023,
and
WHEREAS, the Board of Trustees has determined that it is the lead agency for the purposes of
the State Environmental Quality Review Act, ("SEQRA"), and has further determined that the
consideration of the within Local Law is a Type II Action requiring no further action under
SEQRA;
NOW, THEREFORE BE IT RESOLVED, that the Board of Trustee hereby adopts Local Law
5 of the year 2023

A Local Law amending Chapter 58 of the Village Code entitled "Zoning Board of Appeals" to amend section 58-8(B) "Variances", as follows:

BE IT ENACTED, by the Board of Trustees of the Inc. Village of Flower Hill as follows:

Section 1. Amending section 58-8(B) entitled "Variances" to include the underlined italicized language as follows:

in the filing of an application with the Board of Appeals for a variance or conditional use permit, the applicant shall either file with the Board, on forms provided by the Board, the written consents of all owners of adjoining and abutting properties and all property across the street within 200 feet of the applicant's property line or, in lieu thereof, shall file with the Board written proof that said owner or owners have been notified, by registered or certified mail with return receipts, or USPS Priority Mail with proof of delivery as to the date of the public hearing on such applications, including a statement of the permit, variance or variances requested. Such written proof shall be filed with the Board not less than 10 days prior to the date set for public hearing on such application. Forms for such notification shall be furnished by the Board.

Section 2. Authority.

The Board of Trustees of the Village of Flower Hill is authorized to adopt this local law pursuant to Municipal Home Rule Law 10(1)(i), 10(1)(ii)(a)(11), and 10(2).

Section 3. Determination for the purposes of the State Environmental Quality Review Act, (SEQRA)

The Board of Trustees is designated as lead agency with respect to this action and the within action is deemed a Type II action as defined under SEQRA having no significant impact on the environment and requiring no further action for the purposes of SEQRA.

Section 4. Severability.

If any section, subsection, clause, phrase or other portion of this Local Law is, for any reason, declared invalid, in whole or in part, by any court, agency, commission, legislative body or other authority of competent jurisdiction, such portion shall be deemed a separate, distinct and independent portion. Such declaration shall not affect the validity of the remaining portions hereof, which other portions shall continue in full force and effect.

Section 5. Effective Date.

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

**Resolution No. – April 3, 2023
RESOLUTION ENACTING LOCAL LAW 7 OF 2023**

The following resolution was offered by _____, second by _____:
WHEREAS, the Board of Trustees has determined that it is in the best interests of the Village to adopt Proposed Local Law F – 2023 “Amend 58-8(B) ‘Zoning Board of Appeals’, ‘Variances’ to permit USPS Priority Mail required notifications”, this resolution hereby enacts proposed Local Law F – 2023 as Local Law 7 – 2023, and
WHEREAS, the Board of Trustees has determined that it is the lead agency for the purposes of the State Environmental Quality Review Act, (“SEQRA”), and has further determined that the consideration of the within Local Law is a Type II Action requiring no further action under SEQRA;
NOW, THEREFORE BE IT RESOLVED, that the Board of Trustee hereby adopts Local Law 7 of the year 2023

PROPOSED LOCAL LAW “G” – 2023 – AMEND FEE SCHEDULE

To be added to the Fee Schedule of Attachment 1 of Village Code Chapter A243

Code	Description	Fee Amount
Section		
§ 235-11	One-Time Fees for Wireless Telecommunication Facilities (“WTF”) on: New Tower	(Note: § 235-8(D) further requires the payment of the Village’s direct costs for outside consultants) The greater of either \$5,000 or the fee otherwise applicable for a nonresidential building permit under § 85-4B
	Each New or Replacement Pole	\$2,500 The greater of either \$2,000 or the fee otherwise applicable for a nonresidential building permit under § 85-4B
	Each Existing Pole or Structure that does not constitute a Modification or Co-location (below)	\$1,500
	Each Modification or Co-location on an existing tower, pole or other structure that already contains a WTF where no significant increase in height or width of the tower, pole or structure is required	\$500
§ 235-11 Annual Fees:		
	Board of Trustees fee for Wireless Facilities Permit consideration (in addition to above; not multiplied by number of WTFs sought)	\$500 plus \$10,000 bond deposit towards expenses
	Licensing Fee for each Tower, Pole or Structure on the Village’s Right-of-Way	An amount to be set by the Board of Trustees and placed in the Licensing Agreement, in accordance with the Telecommunications Act

**Resolution No. – April 3, 2023
RESOLUTION ENACTING LOCAL LAW 6 OF 2023**

The following resolution was offered by _____, second by _____,
WHEREAS, the Board of Trustees has determined that it is in the best interests of the Village
to adopt Local Law G – 2023, "Amend Fee Schedule of Attachment 1 of Village Code Chapter
A243, adding a fee schedule for Wireless Telecommunication Facilities, this resolution hereby
enacts proposed Local Law G – 2023 as Local Law 6 – 2023, and
WHEREAS, the Board of Trustees has determined that it is the lead agency for the purposes of
the State Environmental Quality Review Act, ("SEQRA"), and has further determined that the
consideration of the within Local Law is a Type II Action requiring no further action under
SEQRA;
NOW, THEREFORE BE IT RESOLVED, that the Board of Trustee hereby adopts Local Law
6 of the year 2023

FOR CONSIDERATION AT PUBLIC HEARING—POTENTIAL DESIGNATION
OF SANDS BARN AND THE FLOWER HILL CEMETERY AS LANDMARKS
PURSUANT TO THE VILLAGE CODE

INCORPORATED VILLAGE OF FLOWER HILL
LANDMARKS COMMISSION

-----X
In the Matter of

Sands Barn
336 Port Washington Boulevard
Port Washington, NY 11050

FHLC: 1/22

DETERMINATION AND
RECOMMENDATION

This is the matter of Sands Barn, 336 Port Washington Boulevard, Port Washington, NY, also known as the Nassau County Land and Tax Map as Section 5, Block 156, Lot 41. Pursuant to Village Code sections 143-4 and 143-6(B) the Landmarks Commission identified this building as potentially meeting with the criteria under the Village Code to be designated as a landmark within the Village.

A hearing was held on November 10, 2022. A quorum of the Board was present, to wit; Chairperson Rhoda Becker, Barbara Goldman and Mitchell Schwartz.

Notice has been properly provided in accord with Village Code section 143-6(D), proper notification to the surrounding properties has been completed and the matter was ready to proceed.

The Commission heard from representatives of the Cow Neck Peninsula Historical Society who spoke in support of the designation. Submissions into the record show that this structure is a 17th century barn. It was subsequently the property of the Laidlaw and Backus family from 1905 until 1978 when it was donated to the Cow Neck Peninsula Historical Society. The Commission also received photographs of the

structure which reflect its character and aesthetic nature.

Determination of the Commission:

Pursuant to sections 143-6(E) and 143-7(C) of the Village Code the Commission is to consider all relevant factors in making a determination whether to designate a structure or site as a landmark including but not limited to the character, architectural design, ambience, the cultural interest, historical significance, aesthetic value and uniqueness of the proposed subject as well as the area in which the subject is found.

Upon the presentation and review of the materials submitted, and after hearing all who wish to be heard, it is the determination and recommendation of this Commission that the Sands Barn meets with the criteria identified above to be a

landmark within the Village, and it is therefore:

RESOLVED: that the Sands Barn should be considered for formal designation as a landmark within the Village and the matter is therefore respectfully referred to the Board of Trustees in accord with section 143-6(H) of the Village Code for a public hearing and decision to be made as to whether the Sands Barn shall be formally designated as a landmark within the Village.

The Vote on the Foregoing was as Follows

In Favor:

Opposed:

Dated: Flower Hill, New York
_____ day of _____, 2022



DEDICATED TO
HENRY DEVILLIERS WILLIAMS

IN APPRECIATION OF HIS
FORESIGHT, UNTIRING DEDICATION
AND GENEROSITY IN THE SECURING
AND RESTORATION FOR POSTERITY

OF THIS

17TH CENTURY DUTCH BARN

JUNE 1, 1980

COW NECK PENINSULA HISTORICAL SOCIETY

17TH CENTURY DUTCH BEACH

PROPERTY OF THE LAIDLAW AND
BACKUS FAMILY OF SANDS POINT
FROM 1905 TO 1978

DONATED TO THE COW NECK PENINSULA
HISTORICAL SOCIETY IN 1978 BY
DANA CONVERSE BACKUS
IN MEMORY OF HIS WIFE
LOUISE LAIDLAW BACKUS

INCORPORATED VILLAGE OF FLOWER HILL
LANDMARKS COMMISSION

in the Matter of

The Flower Hill Cemetery
Country Club Drive
Port Washington, NY 11050

FHLC: 2/22

DETERMINATION AND
RECOMMENDATION

This is the matter of the Flower Hill Cemetery located on Country Club Drive,

Port Washington, NY, also known as the Nassau County Land and Tax Map as Section 53, Block 6, Lot 210. Pursuant to Village Code sections 143-4 and 143-6(B) the

Landmarks Commission identified this site as potentially meeting with the criteria under the Village Code to be designated as a landmark within the Village.

A hearing was held on November 10, 2022. A quorum of the Board was present, to wit, Chairperson Rhoda Becker; Barbara Goldman and Mitchell Schwartz.

Notice has been properly provided in accord with Village Code section 143-6(D), proper notification to the surrounding properties has been completed and the matter

was ready to proceed.

The Commission reviewed the history of the subject property and received photographs depicting it as it currently exists. The cemetery is over 200 years old, and

is currently inactive.

Determination of the Commission:

Pursuant to sections 143-6(E) and 143-7(C) of the Village Code the Commission

is to consider all relevant factors in making a determination whether to designate a structure or site as a landmark including but not limited to the character, architectural design, ambience, the cultural interest, historical significance, aesthetic value and uniqueness of the proposed subject as well as the area in which the subject is found.

Upon the presentation and review of the materials submitted, and after hearing all who wish to be heard, it is the determination and recommendation of this Commission that the Flower Hill Cemetery meets with the criteria identified above to be a landmark within the Village, and it is therefore:

RESOLVED: that the Flower Hill Cemetery should be considered for formal

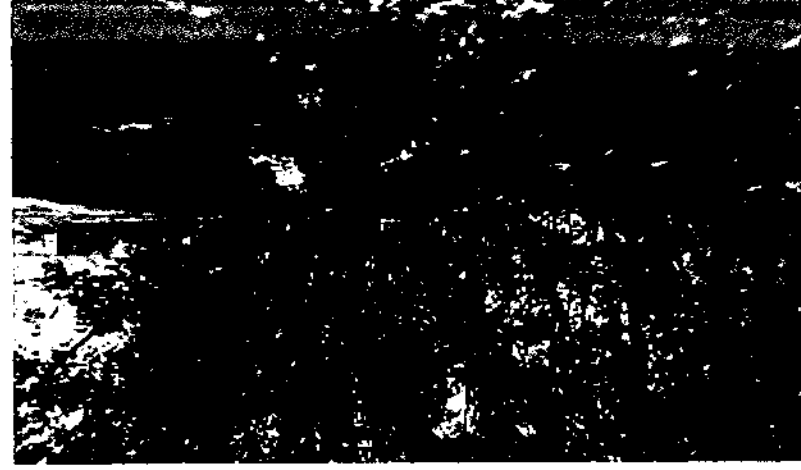
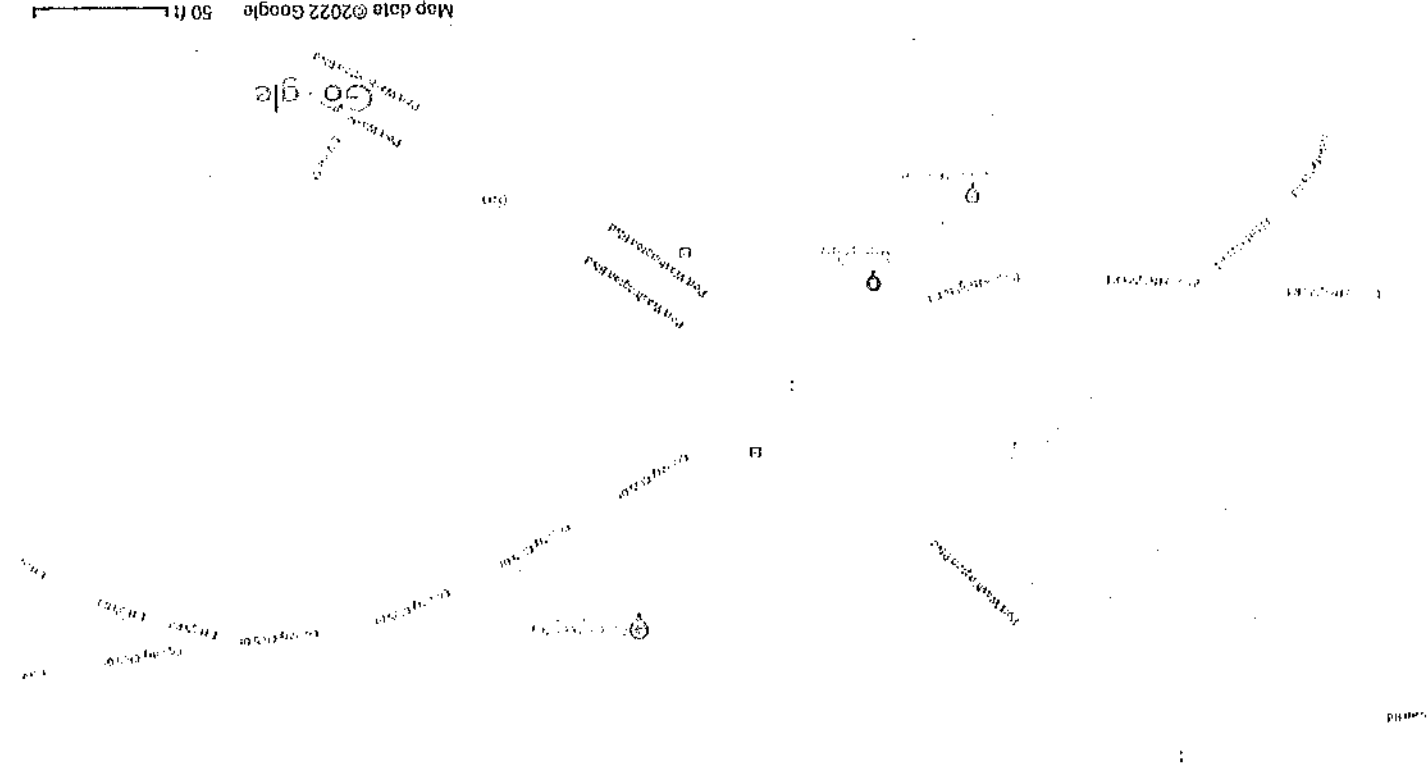
designation as a landmark within the Village and the matter is therefore respectfully referred to the Board of Trustees in accord with section 143-6(H) of the Village Code for a public hearing and decision to be made as to whether the Flower Hill Cemetery shall be formally designated as a landmark within the Village.

The Vote on the foregoing was as Follows

In Favor:

Opposed:

Dated: Flower Hill, New York
_____ day of _____, 2022



Flower Hill Cemetery

Cemetery

- Directions
- Save
- Nearby
- Send to phone
- Share

Cemetery, Flower Hill, Country Club Dr, Port Washington, NY 11050

R86F+6J Port Washington, New York



FOR PUBLIC COMMENT

Ronnie Shatzkammer

From: Mayor Email
Sent: Thursday, March 2, 2023 5:07 PM
To: Ronnie Shatzkammer
Subject: Fw: Stop Sign Needed

We already have a pretty full agenda for this month's BOT meeting I think they should present this to the board for our consideration at the April meeting
Thanks,
Randall

From: Erin Leitman <ELeitman@msn.com>
Sent: Wednesday, March 1, 2023 10:36 AM
To: Mayor Email <mayor@villageflowerhill.org>
Cc: Erin Leitman <eleitman@msn.com>; Christopher Scott <cmsscott847@gmail.com>
Subject: Stop Sign Needed

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.
Good morning Mayor Rosenbaum,

We are proposing a new stop sign with a white stop line at the intersection of Chanticiare Drive and Drake Lane in Flower Hill.

Chanticiare Drive has a very wide opening onto Drake Lane and there are currently no stop signs on either Chanticiare or Drake. Because the area is so wide, numerous cars driving north on Chanticiare fail to slow down or stay on the right side of the road at the intersection. Instead, these drivers veer to the left and make close left turns onto Drake Lane going west, almost clipping cars which are driving east on Drake Lane and continuing straight up the road.

Multiple times a day, we drive east on Drake Lane, past the Chanticiare intersection, driving towards Hemlock Road. Drivers coming off of Chanticiare assume we are going to turn right onto Chanticiare (despite no blinker indication) and immediately make a curb-hugging turn left onto Drake Lane and head straight into oncoming traffic moving east on Drake Lane. This occurs on a daily basis and yesterday it happened twice to us in one day all before noon.

Also, many drivers do not obey the turning laws or slow down, so this poses another issue when cars are driving west on Drake down the hill and turning left onto Chanticiare Drive, and other cars are coming up Chanticiare and turning left onto Drake. No one seems to slow down and drivers are put in dangerous situations. With kids on bikes and the warmer weather approaching, these incidents increase dramatically in the spring and summer months. Children tend to bike fast coming down the Drake hill and cars are unaware.

We feel strongly that a stop sign should be put on Chanticleare at this intersection, along with a white stop line, so that drivers understand they need to stay to the right of the road and wait at the stop sign to make sure cars on Drake are not driving straight and bikers are not coming down the hill.

If you'd like to discuss further, please reach out to us. We enjoy this neighborhood and would like drivers and its residents to be as safe as possible while on its roads.

Thank you for your consideration,

Erin and Chris Scott

95 Drake Lane

Erin Leitman Scott

917.519.6337

Resolution No. ____ – April 3, 2023
ANNUAL ORGANIZATIONAL MEETING RESOLUTION

The following resolution was offered by _____, second by Trustee _____, second by Trustee _____, at the Board of Trustees for the 1st day of April, 2024 in the Village Hall, 1 Bonnie Heights Road, Manhasset, New York, 7:30 PM

- 2) **RESOLVED** that the 1st Monday of each month, or as otherwise designated by the Board, at the Village Hall, 1 Bonnie Heights Road, Manhasset, New York, at 7:30PM, is designated as the time and place for the Regular Meeting of the Board of Trustees.
- 3) **RESOLVED** that the Official Newspapers of the Village be The Manhasset Press, The Port Washington News and the Roslyn News.
- 4) **RESOLVED** that the Official Banks be The First National Bank of Long Island and thus is authorized as the depository of Village monies.
- 5) **RESOLVED** that the Village Treasurer and Mayor are authorized to invest and re-invest monies received by the Village in the various General and Capital Funds, which are not appropriated to any particular purpose or are not immediately required to be expended for the purpose for which they were appropriated, in Certificates of Deposit, Day of Deposit or Withdrawal Savings, Treasury Notes, irrevocable letter of credit issued in favor of the Village by a federal home loan bank whose commercial paper and other unsecured short-term debt obligations are rated in the highest rating category by at least one nationally recognized statistical rating organization, as security for the payment of 100% of the aggregate amount of deposits and the agreed-upon interest rate, if any, Money Market or CLASS-MBIA investment accounts at the best interest rates available in the following banking & financial institutions:

CLASS – MBIA

The First National Bank of Long Island

AND IT IS FURTHER RESOLVED that the foregoing investments shall be in accordance with applicable laws, rules and regulations of the State of New York and the United States

Government.

BE IT FURTHER RESOLVED that the resolutions of each banking institution for the deposit of said monies be adopted as resolution of this Board.

7) **RESOLVED**, that any two of the following Village officials be and hereby are authorized as signatories and co-signatories on the general fund account and capital fund accounts of the Village: Treasurer, Village Administrator, Mayor and Deputy Mayor.

8) **RESOLVED** that the Board of Trustees authorize payment in advance of audit, claims for the following recurring charges: Public utility services, sanitation, postage, insurance premiums, taxes, payroll and deferred compensation, and any claims that would result in a late fee if unpaid until the next regularly scheduled Board of Trustees meeting. All such claims must be presented at the next regular meeting for audit.

9) **RESOLVED** that pursuant to Village Law Section 4-412(2), the rules of procedure of the Board of Trustees shall be as recommended by the New York State Conference of Mayors, a copy of which is on file with the Village Administrator.

10) **RESOLVED** that Nassau County act as Assessors of the Village of Flower Hill for the current fiscal year.

11) **RESOLVED** that pursuant to New York Village Law §3-306, the Village Administrator, Treasurer, Village Justices, and all other officers and employees are considered to have executed an undertaking which shall be in the form of employees and officer's liability insurance.

12) **RESOLVED** the following Village policies shall be renewed and deemed effective for the 2023 – 2024 fiscal year:

Agency Fund Policy
 Alcohol & Drug Policy
 Anti-Fraud Policy
 Anti-Smoking Policy
 Banking & Fidelity Policy
 Block Party Policy
 Budgeting Practices Policy
 Budget Transfer Policy
 Building Permit Fee Refund Policy
 Building Dept. Post Disaster Policy
 Capitol Asset Policy
 Cash Receipts Policy
 Cell Phone Policy
 Communication with Village Officials Policy
 Computer and Internet Usage Policy
 Credit Card Use Policy
 Credit Card Information Security Policy
 Crisis Management Policy
 Cyber Security Data Breach Notification Policy
 Deposits & Investment Policy
 Dress Code and Uniform Policy
 Electronic Vendor Payment Policy
 Emergency Management Policy
 Employee Policy
 Employee Compensation Policy
 Equal Employment Opportunity Policy
 Ethics Policy
 Fidelity & Banking Procedure Policy

The Board was polled as follows:

Fraud Policy
 Fuel Efficient Vehicle Policy
 Fund Balance Policy
 Gas & Fuel Policy
 Independent Contractor's Insurance Policy
 Investment Policy
 Meeting Procedure Policy
 Non-Discrimination/Anti-Harassment Policy
 Notice of Committee Meeting Policy
 Open Building Permit Policy
 Park Use Policy
 Procurement Policy
 Records Retention Policy
 Reimbursement Policy
 Reserve Fund Policy
 Right of Way Policy
 Road Opening Restoration Policy
 Sexual and Other Harassment Prevention Policy
 Social Media Policy
 Street Tree Planting Policy
 Telecommuting Policy
 Travel & Conference Expense Policy
 Tree Removal for New Construction Policy
 Trustee Compensation
 Vehicle Use Policy
 Video Recording Policy
 Workplace Violence Policy

Resolution No. ____ – April 3, 2023
2023-2024 ANNUAL ORGANIZATIONAL MEETING MAYORAL APPOINTMENTS
 The following resolution was offered by ____, second by ____:
RESOLVED that the following appointments be effective for a one-year term, ending April, 2024
 Deputy Mayor: Brian Herrington
 Associate Village Justice: Damien Pieper
 Zoning Board Chair: Michael Sahn
 Zoning Board Alternates: Andrew Grabner
 Zoning Board Alternates: Howard Miller
 ARC Alternates: Peter Chorman
 Village Historian: Rhoda Becker
 Village Historian: Mitchell Schwartz
 Village Arborist: Ann Frankel
 Architectural Review Committee Chair: Peter Albinski
 Emergency Manager: Rich Falcones, Randall Rosenbaum
 Jeffrey Blinkoff, Village Attorney
 Brian Meyerson, Village Prosecutor
 Dwight Kennedy, Village Prosecutor
 Steven Lawniczak, Village Engineer
 Bill Clemency, North Shore Cable Commission Rep
 Marc Russo: Village Stenographer
 Landmark Commission Chair: Rhoda Becker
 Landmark Commission Member: Barbara Goldman
 Landmark Commission Member: Mitchell Schwartz
RESOLVED to appoint Michael Sahn as a member of the Zoning Board of Appeals for a five-year term expiring April 2029
RESOLVED to appoint _____ as a member of the Board of Ethics for a five year term ending in 2028
RESOLVED to appoint Gary Lewandowski to the Architectural Review Committee for a four year term ending 2027.
RESOLVED to appoint Randall Rosenbaum, Ronnie Shatzkammer, Peter Albinski and Jack Mancusi as Code Compliance Officers for a one-year term, ending April, 2024; and
 The Board was polled as follows:



1 Bonnie Heights Road
Manhasset, NY 11030
516-627-5000

2023/2024 TENTATIVE BUDGET

Randall Rosenbaum
Mayor

Gary Lewandowski
Trustee

Max Frankel
Trustee

Brian Herrington
Deputy Mayor

Mary Jo Collins
Trustee

Ronnie Shatzkamer
Village Administrator/Clerk

Frank Genese
Trustee

Claire Dorfman
Trustee

Suzanne Tangredi
Village Treasurer/Deputy Clerk

Date of Adoption -

Date Prepared: 03/31/2023 01:28 PM
Report Date: 03/31/2023

Account Table: A

Alt. Sort Table:

VILLAGE OF FLOWER HILL
Budget Preparation Report

Fiscal Year: 2024 Period From: 1 To: 12

BUD4010 1.0
Page 1 of 10
Prepared By: SUZANNE

Account	2021 Actual	Description	2022 Actual	Original 2023 Budget	Adjusted 2023 Budget	Final Current Projection	2023 Actual Per 1-12	2024 TENTATIVE Stage	2024 REVISIONS Stage	Variance To TENTATIVE Stage
Type R	Revenue									
A.0000.1001	1,899,624.87	REAL PROPERTY TAXES CURRENT	1,932,628.69	1,980,890.00	1,980,890.00	1,980,000.00	1,980,890.00	2,010,604.00		0.00%
A.0000.1002	19,009.78	REAL PROPERTY TAXES NON-CURRE	10,140.95	0.00	0.00	0.00	0.00			0.00%
A.0000.1081	39,093.39	PAYMENT IN LIEU OF TAXES	39,152.54	40,000.00	40,000.00	42,082.99	42,082.99	40,000.00		-13.33%
A.0000.1090	13,899.81	REAL PROPERTY TAXES INTEREST &	10,877.12	15,000.00	15,000.00	13,000.00	11,089.47	13,000.00		0.00%
A.0000.1130	136,584.54	UTILITIES GROSS RECEIPTS TAX	156,861.00	145,000.00	145,000.00	140,000.00	92,918.91	145,000.00		0.00%
A.0000.1170	76,998.52	FRANCHISE FEES	76,185.03	75,000.00	75,000.00	75,000.00	55,446.30	75,000.00		0.00%
A.0000.2110	4,775.00	ZONING FEES	6,100.00	4,500.00	4,500.00	4,000.00	3,175.00	4,500.00		0.00%
A.0000.2115	0.00	PLANNING BOARD FEES	500.00	500.00	500.00	1,400.00	1,250.00	500.00		1.81%
A.0000.2118	56,050.05	VITAL STATISTICAL FEE	58,061.00	55,000.00	55,000.00	52,000.00	47,330.00	56,000.00		220.00%
A.0000.2401	7,285.29	INTEREST EARNINGS	44,041.08	7,500.00	7,500.00	22,000.00	25,628.03	24,000.00		0.00%
A.0000.2410	210.00	RENTAL OF REAL PROPERTY	350.00	400.00	400.00	630.00	630.00	400.00		0.00%
A.0000.2501	1,700.00	BUSINESS LICENSES	1,595.00	1,700.00	1,700.00	1,700.00	195.00	1,700.00		33.33%
A.0000.2505	16,041.00	BUSINESS SIGNS	12,777.00	15,000.00	15,000.00	21,000.00	20,680.75	20,000.00		0.00%
A.0000.2510	14,030.00	LANDSCAPER PERMITS	13,830.00	13,000.00	13,000.00	13,000.00	13,155.00	13,000.00		

Date Prepared: 03/31/2023 01:28 PM
Report Date: 03/31/2023

Account Table: A

Alt. Sort Table:

VILLAGE OF FLOWER HILL
Budget Preparation Report

Fiscal Year: 2024 Period From: 1 To: 12

BUD4010 1.0
Page 2 of 10
Prepared By: SUZANNE

Account	Type R	Description	Original 2023 Budget	Adjusted 2023 Budget	Final Current Projection	2023 Actual Per 1-12	2024 TENTATIVE Stage	2024 REVISIONS Stage	Variance To TENTATIVE Stage
A.0000.2555		Revenue							
		BUILDING PERMITS	650,000.00	650,000.00	500,000.00	543,965.73	600,000.00		-7.69%
		751,069.80	649,985.16						0.00%
A.0000.2560		PERMITS - OTHER	40,000.00	40,000.00	35,000.00	33,447.38	40,000.00		44.44%
		43,190.25	41,227.40						
A.0000.2610		FINES AND FOREFEITED BAL.	45,000.00	45,000.00	75,000.00	68,243.00	65,000.00		17.64%
		46,464.00	44,346.00						
A.0000.2655		MINOR SALES	8,500.00	8,500.00	12,500.00	11,793.50	10,000.00		0.00%
		9,877.39	11,025.25						
A.0000.2665		SALES OF EQUIPMENT	500.00	500.00	0.00	0.00	500.00		0.00%
		0.00	0.00						
A.0000.2690		OTHER COMPENSATION FOR LOSS	0.00	0.00	0.00	0.00			233.33%
		0.00	184,971.50						
A.0000.2701		REFUNDS OF PRIOR YEARS EXPENDI	6,000.00	6,000.00	20,000.00	19,303.89	20,000.00		-50.00%
		12,678.15	29,801.25						
A.0000.2705		GIFTS AND DONATIONS	1,000.00	1,000.00	0.00	0.00	500.00		100.00%
		0.00	0.00						
A.0000.2750		ADM RELATED PAYMENTS	0.00	0.00	19,822.00	19,822.00	19,822.00		-93.33%
		19,822.00	19,822.00						
A.0000.2770		UNCLASSIFIED CREDITS/OVERPAYR	15,000.00	15,000.00	1,000.00	464.33	1,000.00		-100.00%
		990.35	7,219.29						
A.0000.3001		STATE AID PER CAPITA & SPECIAL	18,000.00	18,000.00	0.00	0.00			0.00%
		0.00	0.00						
A.0000.3005		MORTGAGE TAX	175,000.00	175,000.00	175,000.00	85,363.16	175,000.00		-59.30%
		178,676.97	199,752.69						
A.0000.3089		GRANTS RECEIVED	430,000.00	430,000.00	0.00	5.00	175,000.00		20.00%
		2,872.67	4,944.12						
A.0000.3201		NC SALES TAX AID	10,000.00	10,000.00	12,000.00	0.00	12,000.00		
		0.00	25,609.00						

Date Prepared: 03/31/2023 01:28 PM
Report Date: 03/31/2023

Account Table: A

Alt. Sort Table:

VILLAGE OF FLOWER HILL
Budget Preparation Report

Fiscal Year: 2024 Period From: 1 To: 12

BUD4010 1.0
Page 3 of 10
Prepared By: SUZANNE

Account	2021 Actual	Description	2022 Actual	Original 2023 Budget	Adjusted 2023 Budget	Final Current Projection	2023 Actual Per 1-12	2024 TENTATIVE Stage	2024 REVISIONS Stage	Variance To TENTATIVE Stage
Type R		Revenue								
A.0000.3501	0.00	STATE AID HIGHWAYS - CHIP'S PROGRAM	217,399.48	235,000.00	235,000.00	220,000.00	171,473.25	220,000.00		-6.38%
A.0000.3589	0.00	TRANSPORTATION AID, OTHER	0.00	0.00	0.00	0.00	89,733.57			0.00%
A.0000.3899.0999	0.00	HURRICANE - FEMA & NYS AID	78,719.06	20,000.00	20,000.00	0.00	0.00			-100.00%
A.0000.4089	0.00	FEDERAL AID-OTHER	122,502.21	0.00	0.00	190,067.19	190,067.19			0.00%
A.0000.4960	0.00	EMERGENCY DISASTER ASSISTANCE	0.00	0.00	0.00	0.00	16,963.93			0.00%
A.0000.9090	0.00	EXCESS REVENUE OVER EXPENSE	0.00	265,283.00	265,283.00	0.00	0.00	263,917.00		-0.51%
Total Type R Revenue	3,350,943.83		4,000,423.82	4,272,773.00	4,272,773.00	3,626,202.18	3,545,117.38	4,006,443.00	0.00	-6.23%

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Type E	Expense								
A.1010.0410	3,421.00	TRUSTEES.SUPPLIES & MATERIALS 60.00	250.00	250.00	300.00	0.00	250.00		0.00%
A.1010.0460	198.00	TRUSTEES.OTHER EXPENSE 180.00	200.00	200.00	285.00	285.00	200.00		0.00%
A.1110.0100	71,937.09	VILLAGE JUSTICE.SALARIES 73,091.21	73,586.00	73,586.00	73,586.00	60,258.96	75,794.00		3.00%
A.1110.0221	0.00	VILLAGE JUSTICE.OFFICE EQUIPMENT 0.00	200.00	200.00	0.00	0.00	200.00		0.00%
A.1110.0410	379.43	VILLAGE JUSTICE.SUPPLIES & MATERIALS 253.09	500.00	500.00	350.00	458.48	500.00		0.00%
A.1110.0450	2,000.00	VILLAGE JUSTICE.PROFESSIONAL SERVICES 3,020.30	2,500.00	2,500.00	4,000.00	3,500.00	3,000.00		20.00%
A.1110.0460	402.39	VILLAGE JUSTICE.OTHER EXPENSE 1,175.96	1,200.00	1,200.00	1,227.99	1,227.99	1,200.00		0.00%
A.1210.0460	438.58	MAYOR.OTHER EXPENSE 552.90	600.00	600.00	750.00	741.69	750.00		25.00%
A.1320.0440	27,508.50	AUDITOR CONTRACTED SERVICES 39,980.50	35,000.00	35,000.00	35,000.00	28,152.50	35,000.00		0.00%
A.1340.0441	171.60	BUDGET OFFICER.LEGAL NOTICES 0.00	0.00	0.00	0.00	0.00			0.00%
A.1355.0410	193.96	ASSESSMENT.SUPPLIES & MATERIALS 131.14	250.00	250.00	150.00	0.00	200.00		-20.00%
A.1355.0440	500.00	ASSESSMENT CONTRACTED SERVICES 0.00	200.00	200.00	0.00	0.00	100.00		-50.00%
A.1410.0100	254,431.41	VILLAGE CLERK/TREAS.SALARIES 262,749.60	260,263.00	260,263.00	260,263.00	213,127.03	268,071.00		3.00%
A.1410.0410	9,519.02	VILLAGE CLERK/TREAS.SUPPLIES & MATERIALS 5,322.70	5,000.00	5,000.00	6,000.00	5,420.43	5,500.00		10.00%

VILLAGE OF FLOWER HILL
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Account	2021 Actual	2022 Actual	Original 2023 Budget	Adjusted 2023 Budget	Final Current Projection	2023 Actual Per 1-12	2024 TENTATIVE Stage	2024 REVISIONS Stage	Variance To TENTATIVE Stage
Type E	Expense								
A.1410.0440	7,749.65	VILLAGE CLERK/TREAS. CONTRACTED SERVICES 127,510.96	150,000.00	150,000.00	30,000.00	23,296.31	25,000.00		0.00%
A.1410.0441	4,956.90	VILLAGE CLERK/TREAS. LEGAL NOTICES 3,788.30	5,000.00	5,000.00	4,000.00	2,748.60	5,000.00		0.00%
A.1410.0460	932.82	VILLAGE CLERK/TREAS. OTHER EXPENSE 3,422.14	4,500.00	4,500.00	4,656.29	5,129.69	4,500.00		0.00%
A.1420.0440	84,135.46	ATTORNEY CONTRACTED SERVICES 76,900.03	90,000.00	90,000.00	83,000.00	69,125.00	90,000.00		-75.00%
A.1420.0450	12,863.35	ATTORNEY PROFESSIONAL SERVICES 0.00	20,000.00	20,000.00	0.00	0.00	5,000.00		0.00%
A.1440.0450	100,367.86	ENGINEER PROFESSIONAL SERVICES 113,553.99	75,000.00	75,000.00	85,000.00	73,768.00	75,000.00		0.00%
A.1450.0100	1,000.00	ELECTION SALARIES 500.00	500.00	500.00	500.00	500.00	500.00		0.00%
A.1450.0410	200.41	ELECTION SUPPLIES & MATERIALS 129.40	125.00	125.00	100.00	0.00	125.00		-50.00%
A.1450.0441	2,433.00	ELECTION LEGAL NOTICES 0.00	1,000.00	1,000.00	500.00	444.60	500.00		0.00%
A.1450.0460	668.14	ELECTION OTHER EXPENSE 51.83	0.00	0.00	0.00	0.00			0.00%
A.1610.0200	0.00	CENTRAL SERVICES ADMIN. EQUIPMENT 12,258.96	0.00	0.00	0.00	0.00			0.00%
A.1620.0200	0.00	BUILDINGS EQUIPMENT 10,999.00	0.00	0.00	0.00	0.00			0.00%
A.1620.0221	1,854.30	BUILDINGS EQUIPMENT 1,849.99	2,500.00	2,500.00	2,000.00	1,546.22	2,500.00		17.64%
A.1620.0410	11,568.87	BUILDINGS SUPPLIES & MATERIALS 14,615.01	8,500.00	8,500.00	10,000.00	9,379.60	10,000.00		

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Type E	Expense									
A.1620.0421	5,458.18	BUILDINGS TELEPHONE	4,311.27	5,000.00	5,000.00	4,000.00	2,290.18	5,000.00		16.66%
A.1620.0422	21,893.42	BUILDINGS LIGHT & GAS	21,669.31	18,000.00	18,000.00	21,000.00	19,618.58	21,000.00		-25.00%
A.1620.0423	3,376.73	BUILDINGS WATER	3,709.65	4,000.00	4,000.00	3,000.00	2,217.05	3,000.00		0.00%
A.1620.0440	72,551.94	BUILDINGS CONTRACTED SERVICES	100,521.59	81,750.00	81,750.00	81,000.00	70,646.23	81,750.00		0.00%
A.1620.0445	6,003.02	BUILDINGS REPAIRS & MAINTENANCE	22,118.81	5,000.00	5,000.00	5,200.00	4,734.62	5,000.00		0.00%
A.1640.0221	3,301.53	CENTRAL GARAGE EQUIPMENT	2,299.90	2,000.00	2,000.00	2,700.00	2,025.01	2,000.00		0.00%
A.1640.0410	6,746.84	CENTRAL GARAGE SUPPLIES & MATERIALS	8,976.50	6,500.00	6,500.00	7,000.00	5,739.80	6,500.00		0.00%
A.1640.0411	2,530.00	CENTRAL GARAGE GAS, OIL & GREASE	3,721.45	5,000.00	5,000.00	5,000.00	3,858.64	5,000.00		0.00%
A.1640.0440	0.00	CENTRAL GARAGE CONTRACTED SERVICES	0.00	0.00	0.00	0.00	140.00			0.00%
A.1640.0441	(212.81)	CENTRAL GARAGE LEGAL NOTICES	0.00	0.00	0.00	0.00	0.00			0.00%
A.1640.0445	8,009.26	CENTRAL GARAGE EQUIPMENT MAINTENANCE	739.40	10,000.00	10,000.00	25,000.00	21,637.12	10,000.00		0.00%
A.1640.0450	0.00	CENTRAL GARAGE PROFESSIONAL SERVICES	1,571.00	0.00	0.00	0.00	(1,536.00)			0.00%
A.1640.0460	1,829.00	CENTRAL GARAGE OTHER EXPENSE	4,246.82	3,200.00	3,200.00	3,000.00	1,967.54	3,200.00		2.66%
A.1910.0400	54,742.34	INSURANCE INSURANCE	62,233.95	75,000.00	75,000.00	67,000.00	66,599.12	77,000.00		

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Account	2021 Actual	Description	2022 Actual	Original 2023 Budget	Adjusted 2023 Budget	Final Current Projection	2023 Actual Per 1-12	2024 TENTATIVE Stage	2024 REVISIONS Stage				
Type E Expense													
A.1920.0400	14,315.00	MUNICIPAL ASSOCIATION DUES .MUNICIPAL ASSOCIATION DUES					7,697.00	16,000.00		0.00%			
			15,170.00	16,000.00	16,000.00	16,000.00							
A.1930.0400	40,712.69	JUDGMENTS & CLAIMS JUDGEMENT & CLAIMS					13,906.20	18,000.00		-45.45%			
			3,070.21	33,000.00	33,000.00	15,000.00							
A.1989.0300	0.00	OTHER UNCLASSIFIED DISBURSEMENTS.OTHER UNCLASSIFIED DISBURSEMENTS					0.00			-100.00%			
			0.00	500.00	500.00		0.00						
A.1990.0400	0.00	CONTINGENCY ACCOUNT CONTINGENCY					0.00	10,000.00		-60.00%			
			0.00	25,000.00	25,000.00		0.00						
A.3010.0110	85,382.57	CODE ENFORCER.SALARIES					65,000.00	51,085.75	78,000.00	-14.24%			
			31,584.97	90,955.00	90,955.00								
A.3010.0460	599.80	CODE ENFORCER.OTHER EXPENSE					750.00	689.35	500.00	2.40%			
			58,221.43	500.00	500.00								
A.3410.0422	331,664.00	FIRE CONTRACT - PW					345,886.00	345,886.00	354,215.00	2.41%			
			338,356.00	345,887.00	345,887.00								
A.3410.0432	267,798.00	FIRE CONTRACT - ROSLYN					306,922.00	154,311.50	375,716.00	0.00%			
			290,283.00	306,922.00	306,922.00								
A.3410.0820	6,860.01	FIRE WORKERS COMP PW					6,952.61	6,952.61	8,500.00	0.00%			
			6,952.61	8,500.00	8,500.00								
A.3410.0830	6,860.01	FIRE WORKERS COMP ROSLYN					6,952.61	6,952.61	8,500.00	3.00%			
			6,952.61	8,500.00	8,500.00								
A.3620.0100	188,108.86	BUILDING INSPECTION.SALARIES					192,082.00	192,082.00	197,845.00	-58.33%			
			194,375.29	192,082.00	192,082.00		158,057.44						
A.3620.0410	693.68	BUILDING INSPECTION.SUPPLIES & MATERIALS					48,000.00	17,330.00	20,000.00	0.00%			
			3,468.00	48,000.00	48,000.00								
A.3620.0450	10,250.00	BUILDING INSPECTION.PROFESSIONAL SERVICES					10,500.00	9,125.00	9,500.00	0.00%			
			9,000.00	9,500.00	9,500.00								
A.3620.0460	0.00	BUILDING INSPECTION.OTHER EXPENSE					800.00	715.60	500.00	0.00%			
			0.00	500.00	500.00								

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Account	2021 Actual	2022 Actual	Original 2023 Budget	Adjusted 2023 Budget	Final Current Projection	2023 Actual Per 1-12	2024 TENTATIVE Stage	2024 REVISIONS Stage	Variance To TENTATIVE Stage
Type E	Expense								
A.8160.0440	888,375.04	836,845.08	887,000.00	887,000.00	887,000.00	697,370.90	887,000.00		0.00%
	REFUSE AND GARBAGE CONTRACTED SERVICES								
A.8170.0440	50,000.00	0.00	0.00	0.00	0.00	0.00			0.00%
	LEAF COLLECTION/STREET CLEAN CONTRACTED SERVICES								
A.8189.0460	13,630.13	16,947.68	15,000.00	15,000.00	12,500.00	10,439.89	15,000.00		0.00%
	SANITATION OTHER OTHER EXPENSE								
A.9010.0800	99,988.00	104,525.23	115,000.00	115,000.00	81,383.13	81,383.13	100,000.00		-13.04%
	NYS RETIREMENT EMPLOYEE BENEFITS								
A.9025.0008	61,231.00	1,586.00	65,000.00	65,000.00	40,000.00	36,752.00	65,000.00		0.00%
	LOSAP PENSION FUND FIREMEN BENEFITS								
A.9030.0800	59,324.56	60,764.44	60,000.00	60,000.00	52,000.00	49,761.25	60,000.00		0.00%
	SOCIAL SECURITY EMPLOYEE BENEFITS								
A.9040.0800	25,586.62	27,949.35	30,000.00	30,000.00	25,890.15	25,890.15	28,000.00		-6.66%
	WORKERS COMPENSATION EMPLOYEE BENEFITS								
A.9050.0800	4,574.63	0.00	0.00	0.00	0.00	0.00			0.00%
	UNEMPLOYMENT INSURANCE EMPLOYEE BENEFITS								
A.9055.0800	1,078.80	1,090.80	1,500.00	1,500.00	0.00	1,090.80	1,500.00		0.00%
	DISABILITY INSURANCE EMPLOYEE BENEFITS								
A.9060.0800	224,431.22	251,549.33	270,000.00	270,000.00	270,000.00	250,389.20	270,000.00		0.00%
	HEALTH INSURANCE EMPLOYEE BENEFITS								
A.9680.0101	0.00	0.00	50,000.00	50,000.00	0.00	0.00	50,000.00		0.00%
	TRANSFER TO CAPITAL RESERVE								
A.9950.0900	0.00	0.00	50,000.00	50,000.00	0.00	0.00	50,000.00		0.00%
	TRANSFERS TO CAPITAL PROJECTS FUND TRANSFER								

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Village of Flower Hill Budget Line Item Descriptions - Revenue

Most proposed and adopted budgets use line-items as the basic unit of allocation. These items may be quite confusing to an inexperienced reader of a local government budget, but they are actually organized according to a standard accounting code and classification system set by New York State. While local governments present these codes in a wide variety of formats, they usually follow the same system.

This booklet might also be of help to you: www.osc.state.ny.us/localgov/pubs/releases/localBudgetGuide2010.pdf

Line Number	Revenue Line Name	Description
A.0000.1001	Real Property Taxes Current	Ad valorem taxes levied on assessed valuation of real property due in the current year.
A.0000.1002	Real Property Taxes Non-Current	Village Property Tax Collections From Prior Years
A.0000.1081	Payment in Lieu of Taxes	Payments received from a municipality or agency in lieu of real property taxes, GML, §506, 555, or payments made by one municipality to another as a donation, as long as the municipality making the donation determines that the donation furthers its municipal purpose.
A.0000.1090	Real Property Taxes and Interest	Interest charged on delinquent taxes from their due date to the actual date of payment and amounts assessed as penalties for payment of taxes after the due date.
A.0000.1130	Utilities Gross Receipts Taxes	Tax imposed on gross income or gross operating income of utility companies.
A.0000.1170	Franchise Fees	Tax imposed for the privilege granted by a government permitting the use of public property, e.g., cable TV.
A.0000.2110	Zoning Fees	Fees derived for applications for variances and zoning change approvals.
A.0000.2115	Planning Board Fees	Fees derived for applications for site plans and subdivision approvals.
A.0000.2118	Vital Statistic Fees	Fees From Issuance of Death Certificates
A.0000.2389	Other Home & Commercial Services	
A.0000.2401	Interest Earnings	Revenues derived from the use of financial resources over a period of time.
A.0000.2410	Rental of Real Property	Election Space Rental Fees from County
A.0000.2501	Business Licenses	Food Licenses Fees From Restaurants
A.0000.2505	Business Signs	Fees From Signs
A.0000.2510	Landscape Permits	Fees from Landscapers Authorized to Work in the Village
A.0000.2555	Building Permits	Building Applications Fees & Impact Fees
A.0000.2560	Permits-Other	Fees From Other Permits like Dumpsters, Tree Removal, PODS, & Filing
A.0000.2610	Fines & Forfeited Bail	Revenues derived from fines and penalties imposed for the commission of statutory offenses and violations and confiscating bail deposits paid for the release of jailed individuals when they fail to appear for court.
A.0000.2655	Minor Sales	Revenues derived from other sales. Include here revenue from tobacco securitization proceeds
A.0000.2665	Sales of Equipment	Revenues derived from the sale of surplus (unneeded) equipment.
A.0000.2701	Refunds of Prior Years Expenditures	Revenues derived from refunds of expenditures of prior years or the cancellation of checks issued in prior years which have not been cashed and for which a duplicate is not issued. Refunds or cancellations of the current year should be recorded in the appropriation account originally charged.
A.0000.2705	Gifts & Donations	Revenues derived from gifts or donations by private sources.
A.0000.2770	Unclassified Credits/Overpayments	Revenues derived from sources for which a specific code has not been provided.
A.0000.3001	State Aid Per Capita & Special	Revenues derived from annually appropriated general purpose aid for unrestricted use
A.0000.3005	Mortgage Tax	Revenues derived from taxes imposed on debt secured by a mortgage on real property. The program is administered by each county acting as the agency of the state.
A.0000.3089	Grants Received	Revenues derived from aid for general government purposes.
A.0000.3201	NC Sales Tax Aid	County Sales Tax Shared With the Village
A.0000.3501	States & Highways-CHIPS	Revenues derived from aid for highway purpose operations and maintenance and reimbursement for highway capital programs.
A.0000.5031	Interfund transfers from Capital Fund	All interfund transactions except loans, quasi-external transactions and reimbursements.
A.0000.9090	Excess Revenue over expense	Monies From Village Investment Fund

Village of Flower Hill Budget Line Item Descriptions - Expenses		
Line Number	Expense Line Name	Description
A.1010.0410	Trustee Supplies & Materials	Expenses for office supplies, postage, etc.
A.1010.0441	Trustee Legal Notices	Expenses related to meeting notices
A.1010.0460	Trustees Other Expenses	Expenses for trainings
A.1110.0100	Village Justice Salaries	
A.1110.0221	Village Justice Office Equipment	
A.1110.0450	Village Justice Supplies & Materials	Expenses for Justice Court including tickets, envelopes, computers & other equipment
A.1110.0460	Village Justice Professional Services	Expenses to pay Village Prosecutor
A.1110.0460	Village Justice Other Expenses	Expenses for Training Classes and Meetings for Judges & Court Clerk
A.1210.0460	Mayor Other Expenses	Expenses for providing management and administration of the affairs of the village.
A.1320.0440	Auditor Contracted Services	Expenses for Independent Audit of Village Finances
A.1340.0441	Budget Officer Legal Notices	Expenses for Legal Notices Related To The Village Budget
A.1355.0410	Assessment Supplies & Materials	Expenses for Tentative Tax Roll from Nassau County
A.1365.0440	Assessment Contracted Services	Expenses for Final Tax Roll from Nassau County
A.1367.0441	Taxes & Legal Notices & Expenses	Expenses for Legal Notices Related To
A.1410.0100	Village Clerk Salaries	Expenses for staff salaries
A.1410.0410	Village Clerk/Treasurer Supplies & Materials	Expenses for Supplies & Materials to Clerk Functions including Items Such As Security Paper, Landscape Permits, and Transcripts
A.1410.0440	Village Clerk/Treasurer Contracted Services	Expenses for Contracted Services to Support Clerk's Functions
A.1410.0441	Village Clerk/Treasurer Legal Notices	Expenses for Legal Notices related to Village Operations
A.1410.0460	Village Clerk/Treasurer Other Expenses	Expenses for Village Attorney Contracted Services
A.1420.0440	Attorney Contracted Services	Expenses for Village Counsel and other Attorney Professional Services and Support
A.1420.0450	Attorney Professional Services	Expenses Related to Judgments & Claims Against The Village
A.1420.0451	Attorney Judgement & Claims	Engineer Professional Services
A.1440.0460	Election Salaries	Expenses for Poll Workers For Village Elections
A.1450.0100	Election Supplies & Materials	Expenses for Materials And Supplies For Village Elections
A.1450.0410	Election Notices	Expenses for Legal Notices For Village Elections
A.1450.0460	Election Other Expenses	Expenses for Undesignated Expenses Related to Village Elections
A.1620.0221	Building Equipment	Expenses for Equipment for Village Hall
A.1620.0410	Building Supplies & Materials	Expenses for Supplies And Materials for Village Hall
A.1620.0421	Building Telephones	Expenses for Village Staff Cell Phones
A.1620.0422	Building Lights & Gas	Expenses for Village Hall Water & Water Used in Park
A.1620.0423	Building Water	Expenses for Village Hall Services including Equipment Leases, Technology Services, Postage, GIS, and Storm Water Report
A.1620.0445	Building Repairs & Maintenance	Expenses for Repairs & Maintenance Of Village Hall
A.1640.0410	Central Garage Equipment	Expenses for Undesignated Expenses Related To Village Hall
A.1640.0421	Central Garage Supplies & Materials	Expenses for Public Works Vehicles
A.1640.0411	Central Garage Gas, Oil, & Grease	Expenses for Oil, Gas, and Grease Supplies For Vehicles And Equipment
A.1640.0445	Central Garage Equipment Maintenance	Expenses for Public Works Machines & Equipment Including Maintenance & Supplies and Repairs
A.1640.0450	Central Garage Other Expense	Expenses for Highway Department Uniforms
A.1810.0400	Insurance	Expenses for Village Insurance Policy
A.1920.0400	Municipal Association Dues	Expenses for Municipal Organization Dues
A.1930.0400	Judgments & Claims	Expenses for Tax Certiorari Settlements
A.1969.0300	Other Unclassified Disbursements	Expenses for Unclassified Disbursements For Other Governmental Support
A.1989.0400	Contingency Account	Expenses to Support Unaccounted For Expenses
A.3010.0110	Code Enforcer Salaries	Expenses for Code Enforcement Vehicle, Supplies, & Materials
A.0310.0460	Code Enforcer Expense Other	Expenses for Village Mandatorty Contribution to Fire Protection Services For Port Washington Fire District
A.3410.0422	PW Fire Contract	Expenses for Village Mandatorty Contribution to Fire Protection Services For Roslyn Fire District
A.3410.0432	Roslyn Fire Contract	Expenses for Fire Protection Services
A.3410.0460	Fire Other Expense	Expenses for Village Mandatorty Contribution to Workers Compensation for Roslyn Fire District
A.3410.0820	Fire Workers Comp PW	Expenses for Village Mandatorty Contribution to Workers Compensation for Port Washington Fire District
A.3410.0830	Fire Workers Comp Roslyn	Expenses for Building Department Salaries
A.3620.0100	Building Inspection Salaries	Expenses for Materials & Supplies to Support Building Inspection Functions
A.3620.0410	Building Inspection Supplies & Materials	Expenses for Contracted Services To Support Building Inspection
A.3620.0450	Building Inspection Professional Service	Expenses for Non-designated Expenses Such As Village Maps & Training Classes
A.5110.0100	Streets Administration Salaries	Expenses for Public Works Highway & Street Administration Salaries
A.5110.0110	Streets Maintenance Salaries PT Seasonal	Expenses for Public Works Part Time Salaries
A.5110.0220	Streets Maintenance Equipment & Lease	Expenses for New Equipment & Vehicles
A.5110.0410	Streets Maintenance Supplies & Materials	Expenses for Public Works Supplies & Materials
A.5110.0440	Streets Maintenance Contracted Services	Expenses for Public Works Contracted Projects Including Road Work
A.5110.0445	Streets Maintenance Equipment Maintenance	Expenses for Public Works Street Maintenance Equipment & Vehicles
A.5110.0460	Streets Maintenance Other Expenses	Expenses for Public Works Trainings & Certifications
A.5142.0100	Snow Plow Salaries	Expenses for Snow Plow Overtime Salaries
A.5142.0410	Snow Plow Supplies & Materials	Expenses for Snow Plow Supplies Including Salt
A.5182.0400	Street Lighting Contractual Expenses	Expenses for Village Street Lights
A.5182.0440	Street Lighting Contractual Services	Duplicate Line for Street Lights
A.6410.0400	Publicity Contractual Expenses	Expenses for Public Communications including Village Newsletters & Mailings
A.7110.0460	Parks & Recreation Other Expense	Expenses To Support Village Park Maintenance & Equipment
A.8160.0440	Refuse & Garbage Contracted Services	Expenses for Village Garbage Contract
A.8189.0460	Sanitation other expense	Expenses for Village Costs at Town Garbage Transfer Station
A.9010.0800	NYS Retirement Employee Benefits	Expenses To Employee Retirement Fund
A.9025.0008	LOSAF Pension Fire Benefits	Expenses for Port Washington Fire Department Length of Service Award Program
A.9030.0800	Social Security Employee Benefits	Expenses for Village Social Security Contributions
A.9040.0800	Workers Compensation	Expenses for Village Workers Compensation Contribution
A.9050.0800	Unemployment Insurance Employee Benefits	Expenses for Village Unemployment Insurance Claims
A.9055.0800	Disability Insurance Employee Benefits	Expenses for Village Disability Insurance Contributions
A.9060.0800	Health Insurance Employee Benefits	Expenses for Village Health Insurance Contributions For Employees

**Resolution No. _____ – April 3, 2023
RESOLUTION TO ADOPT THE 2023 - 2024 VILLAGE BUDGET**

The following resolution was offered by _____, second by _____;
BE IT RESOLVED that the Board of Trustees has reviewed the tentative budget in accordance with Section 5-508 of the General Municipal Law and all required publications have been made in a timely manner; and
BE IT FURTHER RESOLVED that upon completion of a public hearing the tentative budget has been found acceptable;
THEREFORE, BE IT FURTHER RESOLVED, that the Tentative Budget of the Inc. Village of Flower Hill for the fiscal year commencing June 1, 2023 and ending May 31, 2024 be and hereby is adopted as the Final Budget; and
BE IT FURTHER RESOLVED, that the provisions of this resolution shall take effect immediately.
The Board was polled as follows:

**REGULAR MEETING
OF THE BOARD OF TRUSTEES
Monday, March 6, 2023**

A public hearing and regular monthly meeting of the Board of Trustees was held on March 6, 2023. The meeting was called to order at 7:30 PM by Mayor Rosenbaum with the following in attendance:

Mayor	Randall Rosenbaum
Deputy Mayor	Brian Herington
Trustee	Gary Lewandowski
Trustee	Frank Genese
Trustee	Mary Jo Collins
Trustee	Claire Dorfman
Trustee	Max Frankel
Trustee	Jeff Blinkoff
Village Attorney	Ronnie Shatzkamer
Village Administrator	Suzanne Tangredi
Village Treasurer	Peter Albinski
Building Superintendent	Rich Falcones
Public Works Superintendent	

Former Port Washington Fire Department Chief Chris Bolleрман led the assembly in the Pledge of Allegiance. There were fifteen members of the public present.

Special Presentation
Former Chief Bolleрман presented the changes to the 2023-2024 Port Washington Fire Department contract which includes a cost recovery program for Fire Medic services.

Public Comment
Resident Kevin O'Rourke, 65 Mason Drive, requested an appeal of a tree removal permit denial. On motion of Mayor Rosenbaum, second by Trustee Genese, the Board unanimously voted to adjourn to April 3, 2023 in order for Board members to visit the site.

Mayor Rosenbaum read a statement disavowing rumors printed in an anonymous flyer circulating in the Village regarding St. Francis Hospital and zoning changes. Several residents spoke regarding the hospital's purchase of properties on Oak Tree Lane. The Mayor and Deputy Mayor Herington assured residents that there was no proposal for a zone change before the Board and that if any such application was received, the residents would be notified and the process would include several public hearings along with traffic and environmental studies that would take many months to complete. Mayor Rosenbaum noted that he wanted the Village to remain a residential area and will authorized the bidding of a zoning study to protect the few large undeveloped properties that remain in the village.

Public Hearing
On motion of Mayor Rosenbaum, second by Deputy Mayor Herington, and unanimously approved, the Board entered into Public Hearing at 9:00 pm.
The first hearing was to consider a lot line adjustment between 15 West Gate Road and 12 Hewlett Lane, Port Washington, Charles Chicacos, attorney, represented both parties. The owner of 15 West Gate is selling 958 square feet to the owner of 12 Hewlett Lane to bring his property mostly into compliance because of accessory structures built too close to the property line.

**RESOLUTION NO. 12 - MARCH 6, 2023
RESOLUTION APPROVING A LOT LINE ADJUSTMENT**

The following resolution was offered by Mayor Rosenbaum, second by Trustee Genese:

WHEREAS, Charles J. Chiacos, Attorney, representing Amir and Sharifa Sitafawalla, owners of 15 West Gate Road, Port Washington, NY (Property A) also known as Section 6, Lot 5304, (Property B) also known as Section 6, Lot 5304, Lots 549 & 213, appeared before the Board to present a final plat entitled "Lot Line Change, 12 Hewlett Lane and 15 West Gate Road, Port Washington, NY", prepared by TS Land Surveying PC, 140 Fell Court, Hauppauge, NY, and **WHEREAS**, the owners of Property A have conveyed a portion of the rear yard property to the rear yard of the owners of Property B, the portion being 958 square feet, and **WHEREAS**, The Board of Trustees is designated as lead agency with respect to this action and the within action is deemed an Unlisted action as defined under SEQRA having no significant impact on the environment and requiring no further action for the purposes of SEQRA, and **WHEREAS**, the Board of Trustees acting in its capacity as Planning Board has found the lot line adjustment to be de minimis, without effect to the current R-3 zoning of both properties, and **THEREFORE**, the application is approved, and the Village Clerk will present the amended surveys to the Nassau County Department of Assessment for assignment of new lot numbers.

The Board was polled as follows:

Trustee Dorfman Aye
Trustee Lewandowski Aye
Trustee Genese Aye
Trustee Collins Aye
Trustee Frankel Aye
Deputy Mayor Herrington Aye
Mayor Rosenbaum Aye

The second hearing was to consider Proposed Local Law A – 2023 "Regulating Signs in the Right-of-Way".

**RESOLUTION NO. 13 – MARCH 6, 2023
RESOLUTION ENACTING LOCAL LAW 1 OF 2023**

The following resolution was offered by Mayor Rosenbaum, second by Trustee Genese:

WHEREAS the Board of Trustees has determined that it is in the best interests of the Village to adopt Local Law A – 2023 "regulating signs in the right-of way" to comply with the aesthetic of the Village and to prevent driver distraction, this resolution hereby enacts proposed Local Law A– 2023 as Local Law 1– 2023, and **WHEREAS**, the Board of Trustees has determined that it is the lead agency for the purposes of the State Environmental Quality Review Act, ("SEQRA"), and has further determined that the consideration of the within Local Law is a Type II Action requiring no further action under SEQRA;

NOW, THEREFORE BE IT RESOLVED, that the Board of Trustee hereby adopts Local Law 1 of the year 2023.

The Board was polled as follows:

Trustee Dorfman Aye
Trustee Lewandowski Aye
Trustee Genese Aye
Trustee Collins Aye
Trustee Frankel Aye
Deputy Mayor Herrington Aye
Mayor Rosenbaum Aye

The third hearing was to consider Proposed Local Law B – 2023, "Amending Section 172-11 of the Property Maintenance Code".

RESOLUTION NO. 14 – MARCH 6, 2023

RESOLUTION ENACTING LOCAL LAW 2 OF 2023

The following resolution was offered by Trustee Genese, second by Deputy Mayor Herrington: **WHEREAS** the Board of Trustees has determined that it is in the best interests of the Village to adopt Local Law B – 2023 "amending section 172-11 'Property Maintenance' to clarify acts and events that result in violations this resolution hereby enacts proposed Local Law B – 2023 as Local Law 2 – 2023, and **WHEREAS**, the Board of Trustees has determined that it is the lead agency for the purposes of the State Environmental Quality Review Act, ("SEQRA"), and has further determined that the consideration of the within Local Law is a Type II Action requiring no further action under SEQRA;

NOW, THEREFORE BE IT RESOLVED, that the Board of Trustee hereby adopts Local Law 2 of the year 2023.

The Board was polled as follows:

Trustee Dorfman	Aye
Trustee Lewandowski	Aye
Trustee Genese	Aye
Trustee Collins	Aye
Trustee Frankel	Aye
Deputy Mayor Herrington	Aye
Mayor Rosenbaum	Aye

The fourth hearing was to consider proposed Local Law C – 2023,"Amending chapter 235 of the Code "Telecommunications Facilities". After discussion, on motion of Mayor Rosenbaum, second by Deputy Mayor Herrington, the Board unanimously moved to adjourn the hearing to April 3, 2023.

The fifth hearing was to consider Proposed Local Law D – 2023, "Adding section 85-3(H) 'Building Construction' permitted hours of construction".

RESOLUTION NO. 15 – MARCH 6, 2023

RESOLUTION ENACTING LOCAL LAW 3 OF 2023

The following resolution was offered by Mayor Rosenbaum, second by Trustee Genese:

WHEREAS the Board of Trustees has determined that it is in the best interests of the Village to adopt Local Law D – 2023 "Adding section 85-3(H) 'Building Construction' permitted hours of construction" to clarify the Village Code, this resolution hereby enacts proposed Local Law D – 2023 as Local Law 3 – 2023, and **WHEREAS**, the Board of Trustees has determined that it is the lead agency for the purposes of the State Environmental Quality Review Act, ("SEQRA"), and has further determined that the consideration of the within Local Law is a Type II Action requiring no further action under SEQRA;

NOW, THEREFORE BE IT RESOLVED, that the Board of Trustee hereby adopts Local Law 3 of the year 2023.

The Board was polled as follows:

Trustee Dorfman	Aye
Trustee Lewandowski	Aye
Trustee Genese	Aye
Trustee Collins	Aye
Trustee Frankel	Aye

Deputy Mayor Herrington Aye
Mayor Rosenbaum Aye

The next hearing was to consider Proposed Local Law E - 2023, "Amend 158-2(P) 'Noise' referring to federal holidays".

RESOLUTION NO. 16 – MARCH 6, 2023

RESOLUTION ENACTING LOCAL LAW 4 OF 2023

The following resolution was offered by Deputy Mayor Herrington, second by Trustee Frankel:
WHEREAS, the Board of Trustees has determined that it is in the best interests of the Village to adopt Local Law E – 2023 "Amend 158-2(P) 'Noise' referring to federal holidays" to clarify the Village Code, this resolution hereby enacts proposed Local Law E – 2023 as Local Law 4 – 2023, and

WHEREAS, the Board of Trustees has determined that it is the lead agency for the purposes of the State Environmental Quality Review Act, ("SEQRA"), and has further determined that the consideration of the within Local Law is a Type II Action requiring no further action under SEQRA;

NOW, THEREFORE BE IT RESOLVED, that the Board of Trustees hereby adopts Local Law 4 of the year 2023.

The Board was polled as follows:

Trustee Dorfman Aye
Trustee Lewandowski Aye
Trustee Genese Aye
Trustee Collins Aye
Trustee Frankel Aye
Deputy Mayor Herrington Aye
Mayor Rosenbaum Aye

The final hearing was to consider Landmark Designation for two properties within the Village: Flower Hill Cemetery and the Sands Barn. On motion of Mayor Rosenbaum, second by Trustee Genese, in order to ensure there was proper notification to all parties and to add Elderfields Preserve to the list of properties to be considered for Landmark status, the hearing was unanimously adjourned to April 3, 2023.

On motion of Mayor Rosenbaum, second by Deputy Mayor Herrington, the Board unanimously adjourned the public hearing portion of the meeting at 9:30 pm.
See the transcript for further detail.

Regular Meeting

Approval of Minutes

On motion of Deputy Mayor Herrington, seconded by Trustee Genese, the minutes of the February 6, 2023 regular meeting were amended and approved by all those who were in attendance.

Treasurer's Report

The monthly claims, were unanimously approved on motion of Mayor Rosenbaum, seconded by T Deputy Mayor Herrington. Trustee Frankel abstained from the claim from The Art of Landscaping.

Building Inspector's Report

Mr. Albinski reported on the Architectural Review Committee's meeting of February 27, 2023. The following applications were approved with conditions: 26 Sycamore Drive for roof mounted solar panels and 32 Woodland Road for a second-floor rear addition and 110 Pinewood Drive for roof mounted solar panel shingles. 140 Crabapple Road for additions and alterations was approved as submitted. On motion of Mayor Rosenbaum, second by Deputy Mayor Herrington, the Board approved the recommendations of the committee with Trustee Lewandowski abstaining.

Public Works Superintendent's Report

Mr. Falcones reported that the updated road condition map will be available next month.

Administrator's Report

**RESOLUTION NO. 17 - MARCH 6, 2023
RESOLUTION APPOINTING ELECTION INSPECTOR FOR
GENERAL VILLAGE ELECTION**

The following resolution was offered by Mayor Rosenbaum, second by Trustee Lewandowski: **WHEREAS** pursuant to Article 15 section 15-116 of the New York State Election Law the Board of Trustees of the Incorporated Village of Flower Hill, is authorized to appoint individuals to serve as inspectors of Elections for General Village elections; **WHEREAS**, the General Village Election will be held on March 21, 2023; **WHEREAS**, the Board of Trustees hereby appoints the following person to serve as Alternate Inspector of Election at the General Village Election: Susan Ben-Moshe

In the event that any of the above cannot serve, any other qualified individual may be appointed, and **RESOLVED**, that each of these individuals are duly qualified to serve as inspectors under New York State Election Law; and **RESOLVED**, that the compensation paid to the inspectors shall be two hundred fifty dollars (\$250.00) for each inspector; and be it further **RESOLVED**, that all inspectors must file a Constitutional oath with the Village Administrator prior to the assumption of his or her duties.

The Board was polled as follows:
Trustee Dortman Aye
Trustee Lewandowski Aye
Trustee Genese Aye
Trustee Collins Aye
Trustee Frankel Aye
Deputy Mayor Herrington Aye
Mayor Rosenbaum Aye

Ms Shatzkammer gave an updates on the status of the new software purchased by the Village and the bond redemption process for work done on Country Club Drive.

Attorney's Report

Mr. Blinkoff reported on the Zoning Board of Appeals hearing held on February 15, 2023.

Mayor's Report
The Mayor reported that he attended a meeting protesting the Governor's Housing Compact along with several other community leaders and elected officials.
He reminded the audience that March 21 is Village Election Day.

Old Business

RESOLUTION NO. 18- MARCH 6, 2023

A RESOLUTION AUTHORIZING THE ISSUANCE OF AN RFP

The following resolution was officered by Deputy Mayor Herrington, second by Trustee Genese:
BE IT RESOLVED that the Board of Trustees of the Inc. Village of Flower Hill hereby authorizes Village Administrator Ronnie Shatzkammer to issue an RFP for a Land Use Planning Study.

The Board was polled as follows:

Trustee Dorfman	Aye
Trustee Lewandowski	Aye
Trustee Genese	Aye
Trustee Collins	Aye
Trustee Frankel	Aye
Deputy Mayor Herrington	Aye
Mayor Rosenbaum	Aye

New Business

RESOLUTION NO. 19 – MARCH 6, 2023

RESOLUTION INTRODUCING PROPOSED LOCAL LAWS AND AUTHORIZING PUBLIC

HEARING

The following resolution was offered by Mayor Rosenbaum, second by Trustee Dorfman:
BE IT RESOLVED, that proposed Local Law F of the year 2023 "Amend 58-8(B) 'Zoning Board of Appeals', 'Variances' to permit USPS Priority Mail" and proposed Local Law G of the Year 2023, "Amend Fee Schedule of Attachment 1 of Village Code Chapter A243, adding a fee schedule for Wireless Telecommunication Facilities" have been introduced, and
BE IT FURTHER RESOLVED, that the Board of Trustees hold public hearings on said proposed Local Laws at 7:30 p.m. on Monday, April 3, 2023 and
BE IT FURTHER RESOLVED, that the Village Administrator publish or cause to be published a public notice in the official newspaper of the Village of said public hearing at least three days prior thereto.

The Board was polled as follows:

Trustee Dorfman	Aye
Trustee Lewandowski	Aye
Trustee Genese	Aye
Trustee Collins	Aye
Trustee Frankel	Aye
Deputy Mayor Herrington	Aye
Mayor Rosenbaum	Aye

RESOLUTION NO. 20 – MARCH 6, 2023

RESOLUTION SETTING A DATE FOR A SPECIAL MEETING FOR PRESENTATION OF THE TENTATIVE BUDGET TO THE BOARD OF TRUSTEES

The following resolution was offered by Mayor Rosenbaum, second by Trustee Frankel:

BE IT RESOLVED that the Village Administrator will present the 2023-2024 Tentative Budget to the Board of Trustees on Monday, March 27, 2023 commencing at 6:00 pm at the Village Hall, 1 Bonnie Heights Rd., Manhasset, NY; and

BE IT FURTHER RESOLVED, that the Village Administrator shall post notice of this meeting at Village Hall and the Village newspaper of record.

The Board was polled as follows:
Trustee Dorfman Aye
Trustee Lewandowski Aye
Trustee Genese Aye
Trustee Collins Aye
Trustee Frankel Aye
Deputy Mayor Herrington Aye
Mayor Rosenbaum Aye

**RESOLUTION NO. 21 – MARCH 6, 2023
RESOLUTION TO HOLD THE ANNUAL VILLAGE ORGANIZATIONAL MEETING AND
BUDGET HEARING**

The following resolution was offered by Mayor Rosenbaum, second by Trustee Lewandowski:
BE IT RESOLVED, that the Board of Trustees of the Inc. Village of Flower Hill shall conduct the annual Village Organizational Meeting and 2023-2024 Budget Hearing on April 3, 2023 commencing at 7:30 PM; and

BE IT FURTHER RESOLVED, that the Village Administrator shall post notice of this meeting at Village Hall, in the Village newspaper of record and on the Village Website.

The Board was polled as follows:
Trustee Dorfman Aye
Trustee Lewandowski Aye
Trustee Genese Aye
Trustee Collins Aye
Trustee Frankel Aye
Deputy Mayor Herrington Aye
Mayor Rosenbaum Aye

On motion of Trustee Frankel, seconded by Trustee Lewandowski, the Board moved to close the meeting at 9:50 pm.

Respectfully submitted,
Ronnie Shatzkamer
Village Administrator

**SPECIAL MEETING
VILLAGE OF FLOWER HILL
PRESENTATION OF BUDGET TO THE BOARD OF TRUSTEES
MARCH 27, 2023 – 6:00 PM**

MINUTES

The Meeting was called to order at 6:00 pm by Mayor Rosenbaum with the following in attendance:

Mayor	Randall Rosenbaum
Trustee	Gary Lewandowski
Trustee	Frank Genese
Trustee	Max Frankel
Village Administrator	Ronnie Shatzkamer
Village Treasurer	Suzanne Tangredi

The Mayor and Ms. Tangredi reviewed the tentative budget with the Board. After discussion, on motion of Deputy Mayor Rosenbaum, second by Trustee Genese the Board unanimously voted to approve the budget for public hearing and close the meeting at 6:25 pm.

Respectfully submitted,

Ronnie Shatzkamer
Village Administrator

INC VILLAGE OF FLOWER HILL

TREASURER'S REPORT

BALANCE FOR APRIL 2023

DATE PREPARED BY TREASURER -03/30/23

FNBL-GENERAL FUND	CHECKING-1447	\$317,956.56
FNBL-TRUST & AGENCY	CHECKING-1454	\$541,926.20
FNBL - CAPITAL RESERVE	SAVINGS - 0288	\$100,175.61
FNBL-GENERAL FUND INVESTMENT	INVESTMENT	\$1,068,364.48
NYCLASS INVESTMENT FUND	INVESTMENT	\$611,779.84
FNBL - JUSTICE	CHECKING	\$7,693.00
FNBL - ACTING JUSTICE	CHECKING	\$4,915.00
MONTHLY RECEIPT DEPOSITS		\$184,229.53
MONTHLY TAX DEPOSITS		\$1,368.98
MONTHLY EXPENDITURES		\$210,308.04

ABSTRACT OF AUDITED VOUCHERS
VILLAGE OF FLOWER HILL, COUNTY OF NASSAU, NEW YORK
GENERAL FUND
APRIL 2023

Date of Audit - Monday, April 3, 2023
(Original to Village Treasurer - Duplicate to be retained by Village Clerk or Auditor)

Amount Description of Claim Name of Claimant

\$497.02	Blacktop Bags and Supplies for Highway Dept. 02.23	Home Depot
\$238.14	Bundling of Services 03.23	Granite Telecommunications
\$1,982.50	Code Enforcement/Bldg. Dept. Services 02.25.23-03.10.23	Lawman Enterprises
\$27,285.47	Health Insurance for Village Employees 03.23	NYS Employees' Health Insurance
\$1,744.45	Electric Service 03.23	PSEG LI
\$25.94	Electric Service for Street Light 02.23	PSEG LI
\$10.44	Supplies for Office 02.23	Visa
\$456.69	Phones/Service for Village 03.23	Windstream Enterprise
\$224.73	Exxon/Mobil Gas for Vehicles 02.23	Wex Bank
\$260.40	Lease for Copier 03.23	*Delage Landen Financial Services
\$2,080.00	Code Enforcement/Bldg. Dept. Services 003.11.23-03.24.23	*Lawman Enterprises
\$676.23	Dental Insurance for Employees 03.23	*Metropolitan Life Insurance Co.
\$1,035.37	Gas Service 03.23	*National Grid
\$108.99	High Speed Internet 03.23	*Verizon
\$69,737.09	Monthly Trash Removal-March 2023	Aero Operating, LLC
\$10.17	Duplicate Key/Supplies 03.23	Alper's Hardware
\$222.30	Legal Notice-Village Election (English) 03.21.23	Anton Community News
\$222.30	Legal Notice-Village Election (Spanish) 03.21.23	Anton Community News
\$214.50	Legal Notice-BOT Meeting/Local Laws 03.06.23	Anton Community News
\$105.00	Legal Notice-Presentation of Budget 03.27.23	Anton Community News
\$9.99	Tools for Microwave Installation 03.23	Automotive unlimited
\$1,103.96	Supplies for Village Grounds 03.23	Big Valley Nursery
\$1,221.78	Snow Plow Blades 03.23	Brake Service Group
\$221.55	Monthly Lease for Copier 03.23	CIT
\$55.00	April Meeting-S. Williams to Attend 04.23	Court Clerks Association-Nassau & S
\$40.41	Vision Benefits for Employees 04.23	Davis Vision
\$6,875.00	Monthly Retainer-BOT, BZA, Justice Court 04.23	Leventhal, Mulhoney & Blinkoff
\$895.20	Repair to Men's Bathroom 03.23	Maccarone Plumbing
\$250.00	Village Prosecutor 03.22.23	Brian Meyerson
\$121.00	Attendance/Transcript-BOT Meeting 02.06.23	MGR Reporting
\$207.35	Justice Court Envelopes 03.23	Minuteman Press
\$541.04	Regular & Window Envelopes for Village 03.23	Minuteman Press
\$1,325.00	Annual Assessment & Dues 04.23	NCVOA
\$33.00	Justice Court Fines & Fees-02.23	Office of the State Comptroller
\$22.90	Telecom Savings 02.23	P3 Cost Analysts
\$250.00	Election Inspector-Village Election 03.21.23	John Parker
\$240.45	Quarterly Lease for Postal Meter 01.18.23-04.17.23	Pitney Bowes
\$16.37	Electric for Park 04.23	PSEG LI
\$1,463.00	Addition of Monies to Postal Meter 03.23	Purchase Power
\$250.00	Election Inspector-Village Election 03.21.23	Michael Putre
\$1,090.80	Disability Insurance for Employees 04.23	Shelterpointe Life Insurance Company
\$1,603.40	Monthly ESP Remote Support for March 03.23	Sourcepass
\$1,761.60	Agreement Microsoft CSP-Legacy/Per User 02.23	Sourcepass
\$488.61	Supplies for Building 03.23	Staples
\$138.26	Tipping Fees 02.23	S.W.M.A.-Town of N. Hempstead

The Art of Landscaping	Tree Permit(11)/Landscape Plan(1)/Replants(1) Approval 03.23	\$700.00
TGI	Quarterly Charge for Copies 12.15.22-03.14.23	\$85.90
Carla Byrne	Medicare Part B Reimbursement 01.23-03.23	\$494.70
J. Bruce Byrne	Medicare Part B Reimbursement 01.23-03.23	\$494.70
John Ciampi	Medicare Part B Reimbursement 01.23-03.23	\$494.70
Margaret Ciampi	Medicare Part B Reimbursement/IRMA 01.23-03.23	\$494.70
Carmine Vitale	Medicare Part B Reimbursement 01.23-03.23	\$494.70
Lucia Yakacki	Medicare Part B Reimbursement 01.23-03.23	\$494.70

*CHECKS TO BE ISSUED

\$36,626.37

\$94,491.13

To the Treasurer of the above Villa TOTAL ABSTRACT

\$131,117.50

The above listed claims have been presented to the Board of Trustees of the above-named Village, and having been duly audited and allowed in the amounts as shown on the above-mentioned date, you are hereby authorized and directed to pay each of the listed claimant the amount allowed upon his claim appearing opposite his name.

In Witness Whereof, I have hereunto set my hand as Mayor of the above Village this 3rd day of April 2023.

Mayor Randall Rosenbaum

VILLAGE OF
FLOWER HILL

ARCHITECTURAL REVIEW COMMITTEE

MARCH 27, 2023

RETURNING APPLICATIONS

BP23-053 - 30 Bonnie Heights Road - 2 Car Garage

Comments: Submitted a revised to a design to what was previously approved by the ARC and for which a permit was issued.
1. Add shed roof over garage doors as per previously approved design.
2. Garage door design to be similar to doors previously approved.
Approved with conditions - to BOT

FROM ZONING BOARD

PA202-729 - 85 Drake Lane - Pool, Patio, Retaining Walls, Fence and Change in Grade
Comments:
1. Grading along neighboring property to the south to be modified to direct stormwater away from that property.
Approved with condition - to BOT

NEW APPLICATIONS

PA2023-75 - 101 Remi Road - First and Second Floor Additions and Exterior Alterations
Comments: Approved as submitted
Approved - to BOT

PA2023-85 - 1045 Northern Boulevard - Signage for 'New You Plastic Surgery'
1. Omit sign on west wall.
2. Sign panel and sides of letters to be a duranodic dark bronze similar to the panels on the existing building.
Approved with conditions - to BOT

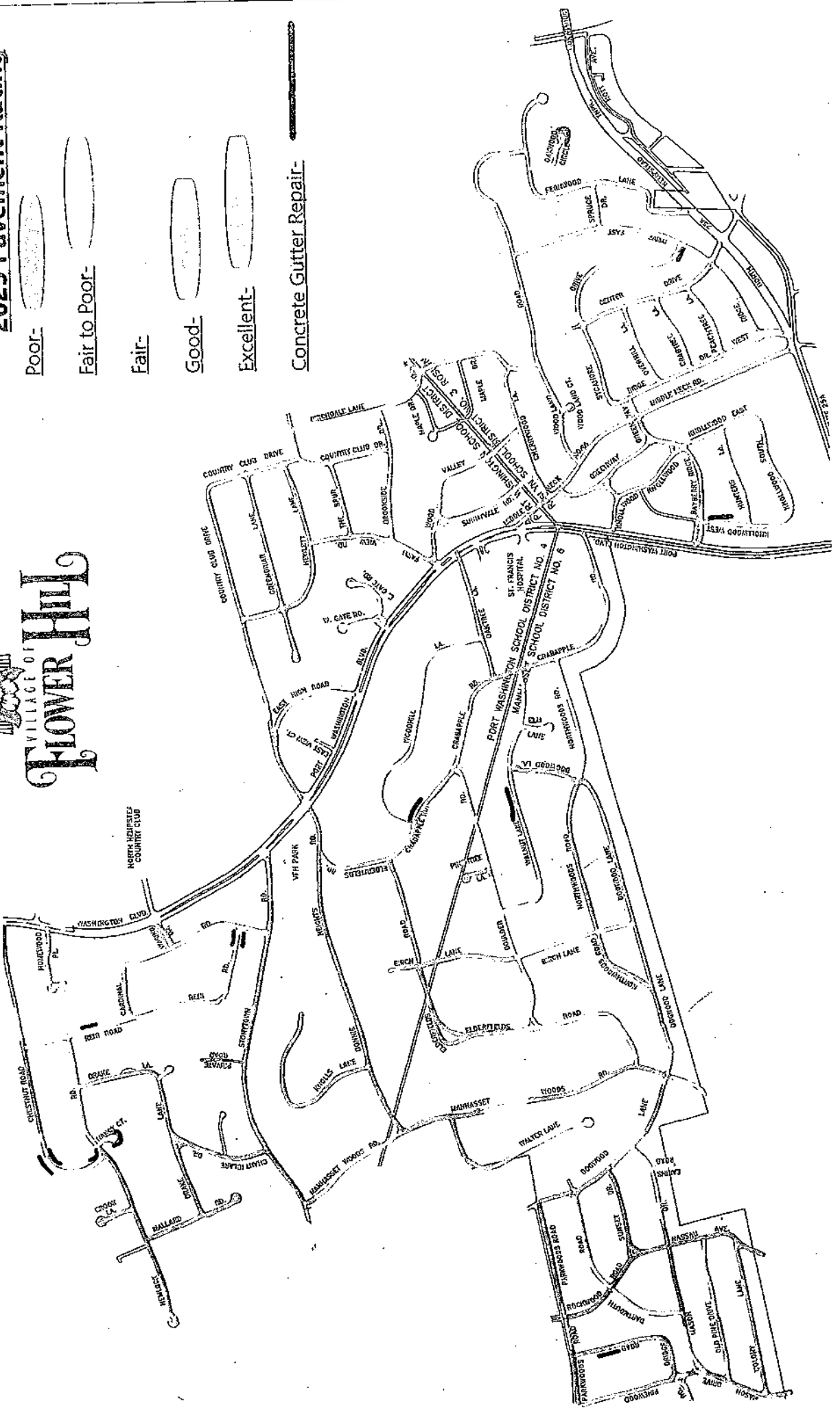
PA2023-89 - 124 Woodhill Lane - New Dwelling

Comments:
1. Extend front portico towards the street approximately 2 feet and provide half columns at the house wall on both sides.
2. Provide detail of roof brackets and coordinate with building elevations.
Approved with conditions - to BOT



2023 Pavement Rating

- Poor-
- Fair to Poor-
- Fair-
- Good-
- Excellent-
- Concrete Gutter Repair-



MARCH 21, 2023 RECANTASS

CLOSING - PAPER BALLOTS

1A MARY JO COLLINS, TRUSTEE

2A MAX FRANKEL, TRUSTEE

3A FRANK GENESE, TRUSTEE

12/24

OTHER

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OTHER

255 B01109

OTHER

Neuro Weinberg

OTHER

~~Journal of the~~

OTHER

OTHER

Election Inspectors Signatures

Sign

John Peter
J. Peter

Print

John Parlan
Michael Rattray

**RESOLUTION NO. ____ – April 3, 2023
RESOLUTION PROCLAIMING ARBOR DAY**

The following resolution was offered by ____, second by ____:

WHEREAS, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and
WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

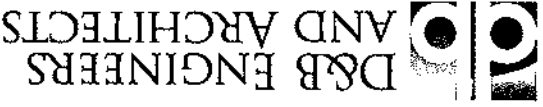
WHEREAS, Arbor Day is now observed throughout the nation and the world, and
WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air produce life-giving oxygen and provide habitat for wildlife, and

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products, and
WHEREAS, trees in our village increase property values, enhance the economic vitality of business areas and beautify our community, and

WHEREAS, trees, wherever they are planted, are a source of joy and spiritual renewal.
NOW, THEREFORE, I Randall Rosenbaum, Mayor of the Village of Flower Hill do hereby proclaim that the last Friday in April (April 21, 2023) of each year as Arbor Day in the Village of Flower Hill and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and

FURTHER, I urge all citizens to plant trees to gladden the heart and promote the well-being of this and future generations.
BE IT FURTHER RESOLVED that the provisions of this resolution shall take effect immediately.

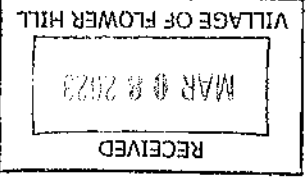
The Board was polled as follows:



330 Crossways Park Drive, Woodbury, New York 11797
516-364-9890 • 718-460-3634 • Fax: 516-364-9045 • www.db-eng.com

Principals
Steven A. Fangmann, P.E., BCEE *President & Chairman*
William D. Merklin, P.E. *Executive Vice President*
Robert L. Raab, P.E., BCEE, CCM *Senior Vice President*
Joseph H. Marturano *Senior Vice President*

March 3, 2023



Ronnie Shatzkammer, Village Administrator
Village of Flower Hill
One Bonnie Heights Road
Manhasset, NY 11030

Re: Proposal for 2023 Stormwater Management Program Services
MS4 Permit Compliance Activities

Dear Ms. Shatzkammer:

D&B Engineers and Architects (D&B) is pleased to provide this proposal to continue assisting the Village in maintaining its mandated compliance with the New York State Department of Environmental Conservation (DEC) General Permit for Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4s).

STATUS OF REGULATIONS

The current version of the MS4 General Permit continues to be administratively extended by DEC. Updates to the MS4 regulations have been delayed due to a number of administrative issues. As a result, DEC has not significantly revised the MS4 regulations in the past twelve years. In order to conform with the Federal stormwater rule making, DEC is currently in the process of modifying and renewing the MS4 General Permit. Based on correspondence with DEC, the renewal of the MS4 General Permit is expected to be completed this year and result in significant regulatory changes emphasizing documentation, information gathering, mapping, schedules, prioritization, and evaluating existing programs. As always, part of D&B's annual municipal stormwater support for the Village includes monitoring of DEC's renewal process, reviewing the Draft Permit, and submitting technical comments to DEC on behalf of the Village.

In the interim, please be aware that the DEC and United States Environmental Protection Agency (EPA) are continuing to conduct MS4 Audits and enforce the mandated and implicit requirements of the current MS4 General Permit. Recent MS4 Audits have included electronic records requests, interviews and site inspections. While we cannot predict the severity, degree or scheduling of future enforcement activities, please be aware that the DEC and EPA expect the Village to continue implementing its Stormwater Management Program (SWMP) to meet the specific conditions required for compliance with the MS4 General Permit.

SCOPE OF WORK AND TECHNICAL APPROACH

As in previous years, our proposal focuses first on the required Annual Report and then offers selected services aimed at supporting the Village's SWMP in accordance with provisions of the current MS4

Ronnie Shatzkamer, Village Administrator
Village of Flower Hill
March 3, 2023

General Permit. We offer the following services based on our understanding of the MS4 General Permit, the ongoing Permit renewal process, and recent DEC and EPA MS4 Audits:

Task 1: Prepare 2023 SWMP Annual Report for Submittal to DEC

To assist the Village in complying with the annual reporting requirements of the MS4 General Permit, D&B will:

- Review new or revised annual reporting requirements based on new policy statements, guidance memoranda, or forms from federal or state agencies;
- Consult with Village staff in person, over email and/or via teleconference to conduct a review of current and anticipated MS4 General Permit requirements, and the Village's comprehensive SWMP activities since March 2022;
- Evaluate comments, if any, from DEC on last year's (2021 - 2022) SWMP Annual Report as applicable;
- Prepare a Draft SWMP Annual Report on the mandated DEC reporting form for review by the Village;
- Assist the Village in making the Draft SWMP Annual Report available for public review;
- Prepare a summary of comments provided by the public on the SWMP Plan and the Draft SWMP Annual Report as applicable;
- Incorporate comments provided by the Village and/or the public on the Draft SWMP Annual Report as applicable; and
- Prepare the Final SWMP Annual Report for signature and submittal by the Village to DEC by June 1, 2023.

Task 2: Update Stormwater Management Program Documents

Based on the results of recent DEC and EPA MS4 Audits, the regulatory agencies expect the Village SWMP Plan and Written Procedure documents to be updated on a regular basis (e.g., annually). To assist the Village with ensuring the written SWMP Plans are current, D&B will update the existing Village SWMP documents to include the following minimum practices that the DEC and EPA appear to be particularly focused:

- Staffing Plan: D&B will assist the Village with preparing a written staffing plan that identifies the departments responsible for SWMP development and implementation. The staffing plan will include a description of how information will be communicated and

Ronnie Shatzkammer, Village Administrator
Village of Flower Hill
March 3, 2023

coordinated among those identified. As part of this staffing plan, D&B will assist the Village with identifying "local point(s) of contact" to receive and respond to general public concerns/complaints relating to the SWMP; illicit discharges; and construction stormwater activity.

- Municipal Facility Inventory: D&B will assist the Village with documenting Village-owned properties. The Inventory will include the facility name, location (address and/or coordinates), receiving waterbody, contact information, and activities occurring at the site.

- Enforcement Response Plan (ERP), which will describe the action(s) to be taken for violations of the Village Illicit Discharge and Stormwater Construction Local Laws. The ERP will present the protocol(s) to address repeat and continuing violations. Recommended method(s) to track instances of non-compliance will be provided in the ERP.

- Construction Oversight Program: D&B will prepare written procedures for the Construction Oversight Program, which will include Village-specific procedures for Stormwater Pollution Prevention Plan (SWPPP) review, staff training, and construction site inventory, prioritizing construction sites in the SWMP Plan. The inventory and D&B will assist the Village with developing a recordkeeping tool to inventory and recordkeeping tool will include procedures for prioritizing construction sites in accordance with the requirements of the MS4 General Permit.

- Post-Construction Stormwater Management Practice (SMP) Inspection and Maintenance Program: D&B will prepare written procedures for the Post-Construction SMP inspection and maintenance program. The written procedures will include the Village-specific post-construction SMP inventory, inspection schedules, maintenance procedures, follow-up actions, enforcement, and training. As part of this task, D&B will assist the Village with developing a recordkeeping tool to document and track post-construction SMP inspections, maintenance, repair, and enforcement.

As part of this task, D&B will advise the Village on procedures to make the SWMP Plan, and any documentation associated with the implementation of the SWMP Plan, available to the public, Village staff, DEC and EPA. The completion of this MS4 General Permit requirement will be documented in the SWMP Plan.

Task 3: Basemap for the Comprehensive MS4 Map

To assist the Village with complying with the anticipated MS4 mapping requirements, D&B will assist the Village with preparing the basemap in preparation for the Comprehensive MS4 Map. It is expected that a Comprehensive MS4 Map will be a requirement of the MS4 General Permit revisions. The

Ronnie Shatzkamer, Village Administrator
Village of Flower Hill
March 3, 2023

basemap for the Comprehensive MS4 Map will be prepared with scale and detail appropriate to provide a clear understanding of the MS4, serve as a planning tool to allow for prioritization of efforts, and facilitate MS4 management decisions by the Village. The basemap will consolidate readily available, existing information on the Village:

- MS4 outfall locations
- Storm-sewer/shed boundaries
- Surface waters
- Land use
- Roads
- Topography

The basemap for the Comprehensive MS4 Map will be prepared in digital format suitable for use in GIS software and in accordance with DEC guidance. D&B will provide the Village with the basemap for the Comprehensive MS4 Map as a hardcopy, PDF-format, and the supporting GIS-format data layers.

Task 4: Municipal Facility Stormwater Self-Assessment

To assist the Village in complying with Section VII.A.6 of the current MS4 General Permit, D&B will meet with Village staff to conduct the stormwater pollution prevention self-assessments at three (3) Village facilities to be selected by the Village. The self-assessment will begin with a brief introduction covering the requirements of the MS4 General Permit, an overview of the assessment process and the necessary documentation procedures. A tour of the facility will then be conducted where operations are observed, and potential stormwater quality impacts are identified and discussed. General best management practices that can be used to reduce the potential impact of operations on stormwater pollution will also be identified and discussed. D&B will provide documentation summarizing the findings of the stormwater self-assessments and recommend best management practices that could be implemented at the assessed Village facilities to minimize stormwater pollution.

Task 5: Municipal Stormwater Management Program Training

D&B staff will conduct a 2-hour training/meeting at a mutually convenient day and time at a Village facility. The training/meeting will be designed for appropriate Village personnel involved in implementing and/or monitoring the Village SWMP. The training session can be tailored to the audience and include lectures, slide presentations, videos, and, Q&A that focus on the minimum control measures, best management practices, and reporting requirements in the Village SWMP Plan and written procedures. The training/meeting will be consistent with the education/training requirements of the MS4 General Permit and can be used to satisfy the reporting requirements for training on the Village SWMP Annual Report.

D&B ENGINEERS AND ARCHITECTS

Ronnie Shatzkammer, Village Administrator
Village of Flower Hill
March 3, 2023

COST

Our lump sum costs are presented in the table below. Please check the appropriate box(es) for those task(s) you wish D&B to provide and sign below under "Accepted By."

ask(s) you wish D&B to provide		
Deliverable	2023 SWMP Annual Report	☐
Task 1	Update SWMP Documents	☐
Task 2	Basemap for the Comprehensive MS4 Map	☐
Task 3	Municipal Facility Stormwater Self-Assessment	☐
Task 4	Municipal Stormwater Management Program Training	☐
Task 5		
Lump Sum	Cost	Accepted
	\$3,900	☐
	\$4,200	☐
	\$2,400	☐
	\$2,800	☐
	\$2,300	☐

We have appreciated the opportunity to assist the Village with stormwater management in the past and look forward to continuing those efforts. If there are any questions, please do not hesitate to call me at (516) 364-9890.

Very truly yours,

Meredith A. Byers
Meredith A. Byers
Associate

MABt/kb
PX11779MAB030323RS-1-FlowerHill

ACCEPTED BY:

Signature _____
Date _____
Name _____

PORT WASHINGTON FIRE DEPARTMENT, INC.,
AND THE VILLAGE OF FLOWER HILL FIRE PROTECTION CONTRACT
June 1, 2023 THROUGH May 31, 2024

THIS AGREEMENT is made this _____ day of _____, 2023, between The Village of Flower Hill in the Town of North Hempstead, County of Nassau, and the State of New York, hereinafter referred to as the "Village", and the Port Washington Fire Department, Inc., comprised of the four (4) companies: Atlantic Hook & Ladder Company No. 1; Protection Engine Company No. 1; Flower Hill Hose Company No. 1; and Fire Medic Company Co. 1, all duly incorporated under the laws of the State of New York, and hereinafter collectively referred to as the "Fire Department" or "Department".

WHEREAS, the Department is a not-for-profit corporation organized under the laws of the State of New York to provide fire and emergency medical services to the Port Washington Fire Protection District (hereinafter the "District"). The Department maintains all necessary fire prevention and protection equipment and personnel and all necessary ambulance and emergency medical service equipment and personnel to maintain and operate same. The Department's business office is located at 423 Port Washington Boulevard, Port Washington, New York, 11050.

WHEREAS, the Village is a municipal corporation of the State of New York requiring fire and emergency medical services for the areas of the Village which are embraced by the District. The Village's principal place of business is located at One Bonnie Heights Road, Manhasset New York 11030.

WHEREAS, for decades the Department has provided fire and emergency medical services to the Village and the Village compensated the Department for those services by paying a portion of the Department's budget, a budget which is shared and reviewed with the Village on an annual basis; through the generation of tax revenue; and

WHEREAS, prior to April 9, 2022, the State of New York did not allow volunteer fire companies providing emergency medical services to invoice a patient for providing emergency medical services; and

WHEREAS, on April 9, 2022, several amendments, effective July 8, 2022, to New York State General Municipal Law Section 209-b, New York State General Municipal Law Section 122-b and New York State Town Law Section 184 allowed volunteer fire companies providing emergency medical services to invoice a patient for providing emergency medical services; and

WHEREAS, in order to defray the cost of Service, the Village is hereby permitting the billing of patients; and

WHEREAS, pursuant to a resolution of the Village Board, duly adopted at its meeting held on _____, the Village Board authorized the Village to enter into an agreement with the Fire Department for the furnishing of Fire Protection Services to the Village upon the terms and provisions herein set forth; and

WHEREAS, the Village is desirous of engaging the Department to provide fire protection and emergency medical services which the Department agrees to provide on the following terms:

1. This agreement shall be for a period of one (1) year from June 1, 2023 to May 31, 2024, and thereafter for annual renewals, subject to approval of the Village for each renewal.
2. The Department shall provide the services described in this agreement to the areas of the Village which are included within the District. A Map of the District is attached hereto as Exhibit "A".
3. The Department shall provide the following services, with the following understandings acknowledged by the Village:

- a. The Department shall, at all times during the period of this agreement, provide fire protection and furnish emergency service in case of accident, calamity or other emergencies in connection with which the services of firefighters would be required.
- b. The Department shall, at all times during the period of this agreement, provide emergency ambulance service to ill and injured persons within the District and the transportation of such persons to appropriate medical facility destinations in accordance with state and regional protocols.
- c. In the event that, at the time the Department is called, it is engaged with another fire or emergency or mutual aid, the Department shall immediately transmit such call as a "Mutual Aid Call" to a duly organized and existing fire company or department, and such action shall be deemed the summoning of aid or assistance pursuant to the laws of the State of New York. A "Mutual Aid Call" shall be defined to mean activities pursuant to the provisions of General Municipal Law Section 209. The Department shall have the right to summon aid under a recognized mutual aid plan when engaged in a fire or emergency within such areas, and to accept the emergency services of volunteer firemen from other fire departments as authorized by General Municipal Law Section 209-i, and may provide coverage under such recognized mutual aid plan. The Department shall have a duly authorized mutual aid plan in place at all times during the term of this agreement.

- d. All necessary apparatus and equipment of the Department shall be utilized in the performance of the services contemplated by this agreement. It is expressly understood and agreed that the number of firefighters and/or the number of emergency medical personnel as well as the nature of equipment dispatched in answer to calls, the manner of fighting fires and other operations at the scene of a fire, accident or other incident to which the Department is called, are matters within the judgment of the Chief of the Department and the Department's officers. Since the Department's fire protection and emergency medical services are provided mostly by volunteer Members, the Department makes no representation or agreement as to the number of fire persons or emergency medical persons who shall respond to calls and it shall not be liable or responsible in any manner, or to any extent whatsoever, for lack of volunteer firepersons or volunteer emergency medical persons answering any call or alarm at any time. If, in the
- e.

Judgement of the Chief of the Department and the Department's officers, the Department lacks sufficient volunteers then it will submit a Mutual Aid Call as discussed in Paragraph 3c.

f. In the event of a tournament, drill or other event in which the Department participates, it is understood and agreed that sufficient apparatus will remain at the Department, with personnel available to respond to calls for assistance during the holding of the tournament, drill or other event.

g. The Department, when responding to a call, reserves the right under this agreement where any act or acts of civil disobedience are occurring, to withdraw from the area, if in the judgment of the appropriate Department officials it appears that imminent injury to personnel or damage to property of the Department may occur. The appropriate Police Department having jurisdiction shall be notified of such a withdrawal.

h. The Village acknowledges that the Department and its personnel are not the final or determinative authority in the handling or disposition of toxic and/or hazardous materials and that the Department bears no liability or responsibility arising in connection with toxic and/or hazardous materials. The Department's responsibility concerning toxic and/or hazardous materials shall extend only to those duties determined by the Chief of the Department and the Department's officers as needed, based upon the conditions present.

4. In consideration of the aforesaid services and the use of its apparatus, the Department, shall receive the sum of ~~\$357,406 for June 1, 2023 to May 31, 2024~~. If payments are not made within sixty (60) days of the due date, interest of five (5%) percent per annum will be charged by the Department. The contract for the period ~~June 1, 2024~~ through ~~May 31, 2025~~ shall be presented for the Village's review and consideration in ~~September 2023~~.

The first payment of \$178,703 will be made on or before the 31st day of August 2023. The second payment of \$178,703 will be made on or before the 1st day of December 2023.

If the contract expires without the Village and the Department executing a new contract, then the Department will continue to provide services on a month-to-month basis at a monthly pro-rata cost, payable in the same manner as set forth herein, until a new contract is executed or the relationship is terminated.

5. The Village authorizes the Department to charge a fee to the patient for providing life support rescue services, including emergency medical services and ambulance services (together "Emergency Medical Services") pursuant to this Agreement, which fees are shown in Schedule A attached hereto and made a part hereof. The billing and collection of fees for services provided hereunder shall be done by the Department (and/or any third party agency with which the Department may contract to perform such services on its behalf) in accordance with practices

customary in the collection of such fees by departments generally and in accordance with the provisions of State law. The Department shall be permitted to retain all billing revenues hereunder which are generated pursuant to this Agreement.

The Department shall provide an accounting of the funds received from persons served pursuant to this Agreement approximately each month. Such report shall include a listing of all Emergency Medical Services provided by the Department, the amounts charged for each service, the amount actually received for each service, and a description of whether the service was provided to a resident or non-resident and whether any fees were waived for such service.

Should the parties terminate the Agreement, the Department shall be permitted to retain any revenues generated from billings by the Department prior to termination of this Agreement.

The Department shall directly contract with a billing service on a percentage basis of all revenues collected by the billing company on behalf of the Department with the exception of Medicaid claims for which the Department shall pay a flat fee rate. The Village shall not be a party to the Department's contract with any third-party billing administrator nor shall the Village be deemed to be a third-party beneficiary of such agreement.

The Village acknowledges that billings to an insurance program or other reimbursement source may require the patient to pay a co-payment. The Village further acknowledges that the Department has elected to not charge patients that are residents of the Village a co-payment that may be required by an insurance program or other reimbursement source. The Village agrees that the payment of such co-payment shall be, in such cases, the responsibility of the Village for the residents of the Village. However, the Village and the Department agree that the total cost to the Department of these non-collections of co-payments are deemed to be included in the payment to the Department pursuant to this Agreement and the Village has no obligation to reimburse the Department for any co-payment outside of the payments required from the Village by this Agreement, it being understood that the Department has made a reasonable approximation of such non-payment of co-payments when formulating the amount to be paid by the Village pursuant to this Agreement. The Village and the Department also agree that the Department and its third-party billing administrator may, pursuant to a policy agreed to between the Department and such administrator, waive fees associated with Emergency Medical Services based on financial hardship. The Village and the Department agree that the total estimated cost to the Department of these waived fees are assumed to be a part of the payment to the Department pursuant to this Agreement and the Village has no obligation to reimburse the Department for any waived fees outside of the payments required from the Village by this Agreement.

The Department shall ensure that a separate bank account is maintained for the sole purpose of receiving billed funds. All billing funds shall be deposited into such account, including insurance payments, copayments and deductible amounts. No other funds shall be deposited into such account. The Department shall withdraw only those funds from the account for which it is entitled.

The Department shall maintain separate accounts of the costs recovered in each Village and may audit such accounts annually. Upon request, the Department will provide the Comptroller of the Village with a summary of receipts and disbursements. The Department also agrees to

provide the Village with audited financial statements upon reasonable request.

6. Throughout the term of this Contract, the Department shall procure and maintain:

- a. A policy of business automobile liability insurance in a sum not less than \$1,000,000.00, each occurrence, for bodily injury, death and property damage in a combined single limit covering owned automobiles, employers' non-owned and hired automobile liability;
- b. A policy of commercial general liability insurance, including coverage for premises, operations, products and completed operations, personal injury in the policy year and contractual liability in a sum not less than \$1,000,000.00, each occurrence for bodily injury, death and property damage in a combined single limit, a sum not less than \$1,000,000.00, in the aggregate each policy year for products and completed operations, a sum not less than \$1,000,000.00, in the aggregate each policy year for personal injury, and a general aggregate each policy year in a sum not less than \$2,000,000.00;

- c. Coverage for Volunteer Firemen's Errors and Omissions in a sum not less than \$1,000,000.00, each occurrence, and not less than \$1,000,000.00 in the aggregate for each policy year;

- d. An Umbrella Liability or Excess Liability Policy which shall, provide excess coverage of all primary liability coverages--General Liability, Automobile Liability, Errors & Omissions Liability (AKA Management Liability), Medical Malpractice Liability, and Liquor Law Legal Liability (if applicable) for a minimum limit of \$10,000,000.00 per occurrence and aggregate;

- e. Coverage in a sum not less than \$1,000,000.00 for damage to vehicles owned by other fire districts, fire departments, fire companies and similar organizations or municipalities, when such other fire districts, fire departments, fire companies or similar organizations or municipalities are called or whose service is requested by the Department under the terms of a mutual aid or similar agreement, arrangement, call or response;

- f. Liability coverage for the errors and omissions of its staff and organization in regard to Emergency Medical Technicians and Emergency Ambulance Service in a sum not less than \$1,000,000.00, each occurrence, and not less than \$2,000,000.00 in the aggregate for each policy year;

- g. A policy of Worker's Compensation Insurance for all employees;

- h. All insurance coverage described herein shall be placed with companies licensed to do business in the State of New York with a Rating Level of "A-" or higher and a Financial Size Category of Class VIII or higher;

- i. The Department shall have the Village named as an additional insured on

the coverages described in sub-paragraphs a, b, c, d, e and f above and shall provide 30 days written notice by certified mail to the Village in the event of cancellation or non-renewal;

- j. The Department will provide the Village with certificates of insurance for each of the coverages described in subparagraphs a, b, c, d, e, f and g.
- k. The Village shall be named as a certificate holder on all policies listed in subparagraphs a, b, c, d, e, f and g, using the address of c/o the Village Clerk, One Bonnie Heights Road, Manhasset New York 11030

- 7. It is mutually agreed that the Department shall hold harmless the Village, its Mayor, Board of Trustees, agents, representatives, volunteers and employees, from any and all claims for loss, damage or injury to persons or property, of whatever kind or nature, which may arise from the activities or operations of the Department in the course of the performance of this agreement, including, but not limited to, the answering, responding to, attending upon, or returning from any mutual aid call, or those arising from the activities or operations of any department responding to a Mutual Aid Call. The Department further expressly agrees to indemnify the Village, its Mayor, Board of Trustees, agents, representatives, volunteers and employees to the extent of any recoveries against them, individually and/or jointly, including reasonable attorneys' fees arising from the aforementioned operations. For the purposes of this agreement, mutual aid call shall be defined to mean a request, pursuant to General Municipal Law Section 209-i, to assist or aid a fire department, fire company or any other similar unit of another county, city, town, village or fire district, in the rendering of (1) fire protection, or (2) emergency services in case of accidents, calamities or other emergencies in connection with which the services of firemen would be required, and where such assistance is to be given outside the areas regularly served and protected by the assisting fire company.
- 8.
 - a. The Department's proposed annual budget for the year following the time period covered by this agreement will be filed with the Town of North Hempstead on or before **August 20, 2023** and the final budget will be filed with the Town of North Hempstead on or before **November 1, 2023**. On or before the date that the Budget is filed with the Town, the Department will provide the Budget to the Village.
 - b. In or around **September 15, 2023**, the Department shall hold a meeting with the Mayor and two Village officers (for example a board member or clerk or treasurer), at which time the Department will provide a presentation regarding its Budget.
 - c. The parties acknowledge that the Village's share of the Department's budget is calculated as follows: 1) the County assessed valuations for the areas the Department protects, as provided by the Nassau County Department of Assessment, are added together; 2) the individual assessed valuation for each protected area will then be divided by the total assessed valuation to determine each municipality's percentage of the total assessed valuation; and 3) the percentage for each municipality will then be multiplied by the Department's budget to determine the cost to the municipality for the services described in this agreement. On or before **August 1, 2023**, each municipality will provide the Department with the total assessed valuation based on the most recent final Nassau County Assessment Rolls for the area of the municipality protected by the Department. The date of August

1st was selected based on the time constraints of paragraph 7a above.

d. The Department shall simultaneously file with the Comptroller for the Town of North Hempstead and the Village:

- i. A statement indicating the number of contracts entered into for protection, the name of each party the Department has contracted with and the term of the agreement and the charges for services;
- ii. A complete list of all fire and emergency apparatus and equipment, including the date of purchase;
- iii. Pursuant to Section 1402(f) of the Not-for profit Corporation Law the Department shall file, on or before the fifteenth day of January each year, a verified certificate stating: the names of the directors and officers of the Department, an inventory of property, the Department's liabilities and that the Department has not engaged, directly or indirectly, in any business other than that set forth in its certificate of incorporation. Said certificate will also be filed with the Nassau County Clerk.

9. The Department represents that it will not discriminate against the admission of prospective volunteer members or discriminate against current members because of race, creed, color, national origin, sex, age, marital status or any other protected class.

10. The Department acknowledges that it is an independent contractor and not an employee, agent or representative of the Village. The Department further agrees that in the performance of its services, it will comply with all applicable provisions of the Laws of the State of New York.

11. In the event of a failure of either party, at any time, to make any payment, or perform any other obligation assumed by it under this agreement, either party may, at its option, cancel this agreement upon one hundred-twenty (120) days written notice. Said notice of an election to terminate this agreement shall be addressed to the other party's principal place of business and delivered thereto by certified mail. Upon expiration of said one hundred-twenty (120) days, this agreement shall be terminated and have no further force and effect, provided, however, that either party shall not by reason of such termination, be released from any obligation insured by it prior to such date of termination. All monies owed shall be distributed on a pro-rata basis.

12. This agreement constitutes the complete understanding of the parties. No modifications of any provisions hereof shall be valid unless in writing and signed by both parties.

13. No waiver of any breach of any condition of this agreement shall be binding unless in writing and signed by the party waiving said breach. No such waiver shall in any way affect any other term or condition of this agreement or constitute a cause or excuse for a repetition of such or any other breach unless the waiver shall include the same.

14. In order for the Department to maintain fiscally appropriate practices and provide an orderly transition of services, the (village/town) shall notify the Department Chairman in

writing, by August 15th of a calendar year, of its intent to terminate the services provided by the Department pursuant to this Agreement. Written notification received after August 15th shall result in the continuation of this agreement until it expires by its terms.

Notary Public

On the _____ day of _____ in the year _____ before me, the undersigned, a Notary Public in and for the State of New York, personally appeared _____ Constituting the **Chairman of the Board, Port Washington Fire Department** personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on this instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

COUNTY OF NASSAU)

ss.:

STATE OF NEW YORK)

Notary Public

On the _____ day of _____ in the year _____ before me, the undersigned, a Notary Public in and for the State of New York, personally appeared _____ Constituting the **Mayor of the Village of Flower Hill** personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on this instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

COUNTY OF NASSAU)

ss.:

STATE OF NEW YORK)

Mayor

Chairman

Village of Flower Hill

Port Washington Fire Department

IN WITNESS WHEREOF, the Village has duly executed this agreement on the _____ day of _____, 2023 and the Board of Trustees of the Department on the _____ day of _____, 2023. The persons signing this agreement are acting solely in their representative capacities and none of them shall be personally responsible for the performance of any of the obligations hereof.

Village of Flower Hill:

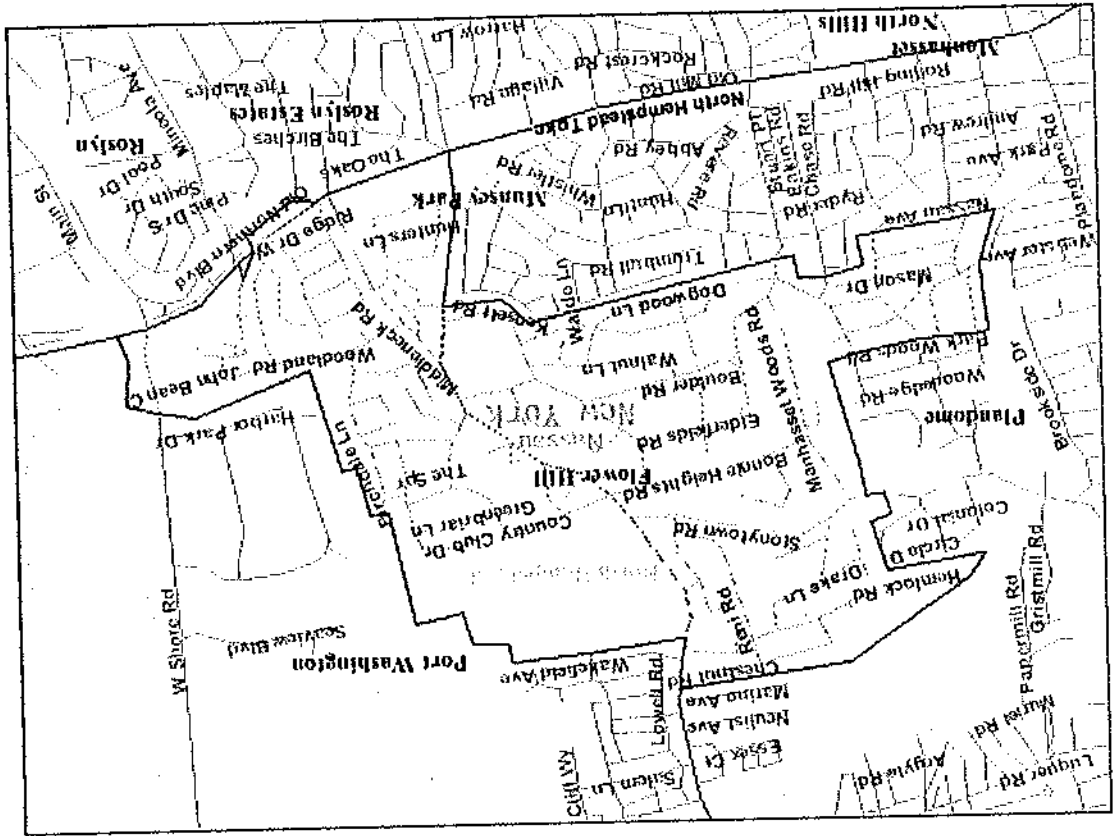
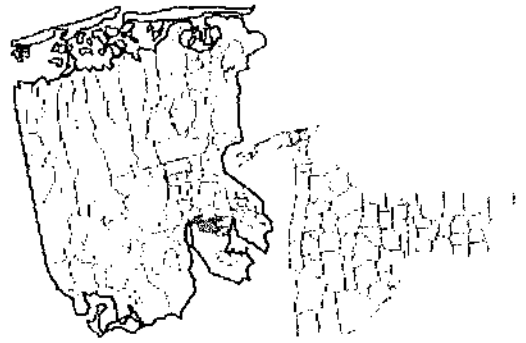


Exhibit "A"

RESOLUTION NO. _____ – April 3, 2023
RESOLUTION ADOPTING AND RENEWING A FIRE PROTECTION CONTRACT WITH THE
PORT WASHINGTON FIRE DEPARTMENT FOR THE YEAR 2023 - 2024
The following resolution was offered by _____, seconded by _____:
WHEREAS, New York State Village Law § 4-412(3)(9) authorizes the Board of Trustees to enter into a contract for fire protection services with any city, village, fire district, or incorporated fire company having its headquarters outside such village and maintaining adequate and suitable apparatus and appliances for the furnishing of fire protection in such village; and **THEREFORE**, be it **RESOLVED**, the Board of Trustees of the Incorporated Village of Flower Hill hereby adopts the fire services contract with the Port Washington Fire Department for the period June 1, 2023 through May 31, 2024; and
BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute said fire services contract.
The Board was polled as follows:

Kevin O'Rourke

69 Mason Drive

Manhasset, NY 11030

216-544-5260

kevin.patrick.orourke@gmail.com

February 28, 2023

To the Board of Trustees of the Village of Flower Hill,

Hello, my name is Kevin O'Rourke and with my wife, Kristin, and two sons Henry (age 3) and Finn (age 1) we are excited to move into our recently purchased home at 69 Mason Drive. By way of introduction, my wife Kristin (maiden name Morrison) was born and raised in Manhasset, and her family has been an active member of the Manhasset and Flower Hill community for decades. We have lived in Manhasset for 3 years, and are elated to move and raise our family in Flower Hill.

I am writing today to request an audience at the Public Hearing on Monday, March 6, 2023 to discuss a tree that poses a safety hazard to our home. I have attached details below, and have prepared a brief summary of the matter here to allow the board to review the matter in advance of the meeting.

The home was initially inspected by David Hanser (Hanser Home Inspection, NYS and ASHI certified) and he observed a large hickory tree that overhangs the house and recommended we seek an arborist to evaluate the tree. We contracted four different arborists to inspect the tree, all of whom recommended removal for the following reasons. First, this is a 65 foot tree and half of its canopy branches overhang our home and slate roof. Falling branches have caused damage to the roof, most recently stripping a section of the siding that now requires repair as well as falling on the powerline that connects to our home (pictures below). Falling leaves and sap from the tree have collected on the roof, which has created an opportunity for moss to colonize the structure. Additionally, the roots of the tree pose a damage to the foundation of the home and the septic tank, which is located underneath. Given the tree's 5 foot proximity to the house, and the evidenced damage and safety risk it poses to my family, we submitted paperwork on January 5, 2023 to have the tree removed.

Background: On 11 January 2023, village arborist Ann Frankel denied the request and recommended a pruning of the overhanging branches. Her call to Hefferin Trees to relay this information was received, however the experts at this company replied that pruning the overhanging limbs would result in both an

unbalancing of the tree which would further exacerbate a fall risk, and loss of nutrient supply via the leaf reduction which would jeopardize the health of the tree, also posing a fall risk. It was mutually agreed that a third, unbiased party could be commissioned to evaluate the situation and their opinion would be taken into consideration.

On February 9, 2023, Richard Weir of Horticulture Solutions visited the property and evaluated the tree as requested by the village. In his opinion, there is no other recourse than to permit the removal of this tree. This is for similar reasons described above - the canopy overhangs the house, pruning would result in unbalancing, and the proximity of the tree to the foundation and structure remains a safety hazard. This third, unbiased opinion was received by Ann Frankel, however she denied the request.

Altogether, a total of 5 arborists and 1 home inspector have visited the site and recommended removal of the tree. Additionally, while the recommendations by Mrs. Frankel are respectfully noted, I have made several attempts to commission a pruning service but the arborists who would be responsible for carrying out her recommendations have strictly warned me against pruning the overhanging canopy, as it would make the situation imminently worse.

Thus I am writing to appear before the board to reconsider the village arborist opinion to permit me to remove the tree, in-line with the safety recommendations of the expert arborists who have evaluated options to keep my family safe in our home at 69 Mason Drive.

Respectfully,

Kevin O'Rourke

APPROVED _____
DENIED _____
BOND _____
LANDSCAPE PLAN REQUIRED? _____
NO. OF REPLACEMENTS REQUIRED _____
OFFICIAL USE ONLY

Application and that the statements contained herein are true to the best of his knowledge and belief.
(print name) Kevin O'Rourke
COUNTY OF MASSACHUSETTS
STATE OF MASSACHUSETTS
Being duly sworn, deposes and says he is
the owner in fee of the property/agent of the property owner, described in the foregoing
sworn to me this 5 day of January, 2023
Signed Kevin O'Rourke
Notary Stephen C Pinzino
Registration No. 02916022647
NOTARY PUBLIC, STATE OF NEW YORK
My Commission Expires April 08, 2023

I hereby authorize the Village Arborist to enter my property to examine the tree(s) I am requesting removal for.
If your contractor does not have a Flower Hill Permit, they must obtain one before any work may be done.
Flower Hill Landscaping Permit # _____

Name of Tree Contractor Heffernan Trees
Address 13a Valley Rd. North Wadington
Phone: 516 476 4692 Ricci
Why do you want to remove the tree? tree is too close to home
You must mark the tree with a ribbon or some other method.

Size of tree (diameter) 30" Hickory
Number of trees 1 Location rear yard, close proximity to house
Where is tree located? Be specific (e.g.: front, rear, side yard, next to garage, along fence, etc.) or attach your survey showing the location of the tree(s) to be removed.

Section _____ Block _____ Lot _____
Address 69 Mason Drive Zip _____
Homeowner's Name Kevin O'Rourke Phone: 516 544 5260 Email: Kevin.patrick.orourke@gmail.com
Today's Date 01/05/2023

Village of Flower Hill
APPLICATION FOR A TREE REMOVAL PERMIT
REMOVAL OF A TREE WITHOUT AN APPROVED PERMIT WILL INCUR FINES OF NO LESS THAN \$1000 AND UP TO \$500 PER TREE

FEE SCHEDULE
Dead/damaged tree - \$50
for all per site
Live/viable tree - \$150
each
Replacement Bond - \$500 each

RECEIVED
JAN 11 2023
VILLAGE OF FLOWER HILL

No. 4655 P. 1/1

Kevin O'Rourke Tree Removal Permit.jpg

Jan. 11, 2023 12:51PM

FLOWER HILL



1 BONNIE HEIGHTS ROAD, MANHASSET, NEW YORK 11030 516-627-5000 FAX 516-627-5470
<http://www.villageflowerhill.com>

69 MASON Drive

This very large tree in line is stable
 although close to house & large branches
 over hang the residence and have dropped

branches, causing some damage (gutter, etc.)
 before removing this large & healthy tree,

I am recommending a pruning of the over-
 hanging branches - (not removal ~~of~~ of the
 limbs, but smaller branches ~~on~~ on the

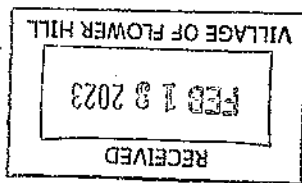
limbs =
 I will call again to insure any
 pruning doesn't imbalance the tree -

Outstanding
 my 5805 A

January 11



RICHARD WEIR, III
Horticulture Solutions
174 Cove Road • Oyster Bay, New York • 11771
(516) 922-1956 • rw38@cornell.edu



To: Mr. Ricci Lawrence

From: Richard Weir

Re: Site visit in the Village of Flower Hill

On the afternoon of 9 February, I visited a property at 69 Mason Drive at the request of Ricci Lawrence of the Hefferin Tree and Landscape Service. This was to provide a Second Opinion, as requested by the Village, for requested removal of a specimen oak tree.

My observation and determination, is as follows:

The red oak in the backyard of this property at the stated address is both majestic and a very beautiful and healthy specimen. It's location, however, jeopardizes its permanence. Not that its statelyness isn't totally overwhelming of the house and backyard, the real problem pertains to its proximity to the house. Firstly, a good part of the canopy overhangs the house, and removal of those major branches would both 'unbalance' the canopy, preclude difficult wound closure, and reduce food-making potential for the tree due to leaf reduction from the amount of branch removal. Furthermore, is the proximity of the tree trunk and flare to the foundation of the house and porch (Additionally, the new owner wishes to extend this part of the structure.) that is less than 5 feet in distance. Excavation for the footing of the building extension would further compromise the health of this tree.

Thus, for the reasons stated above, I see no other recourse, than to permit removal of this large oak.

If you wish further clarification regarding the above, please don't hesitate to contact me.

Thank You!

Recommendation by home inspector David Hanser to commission an arborist to evaluate the large tree overhanging the home, pictured 10-6-2022.

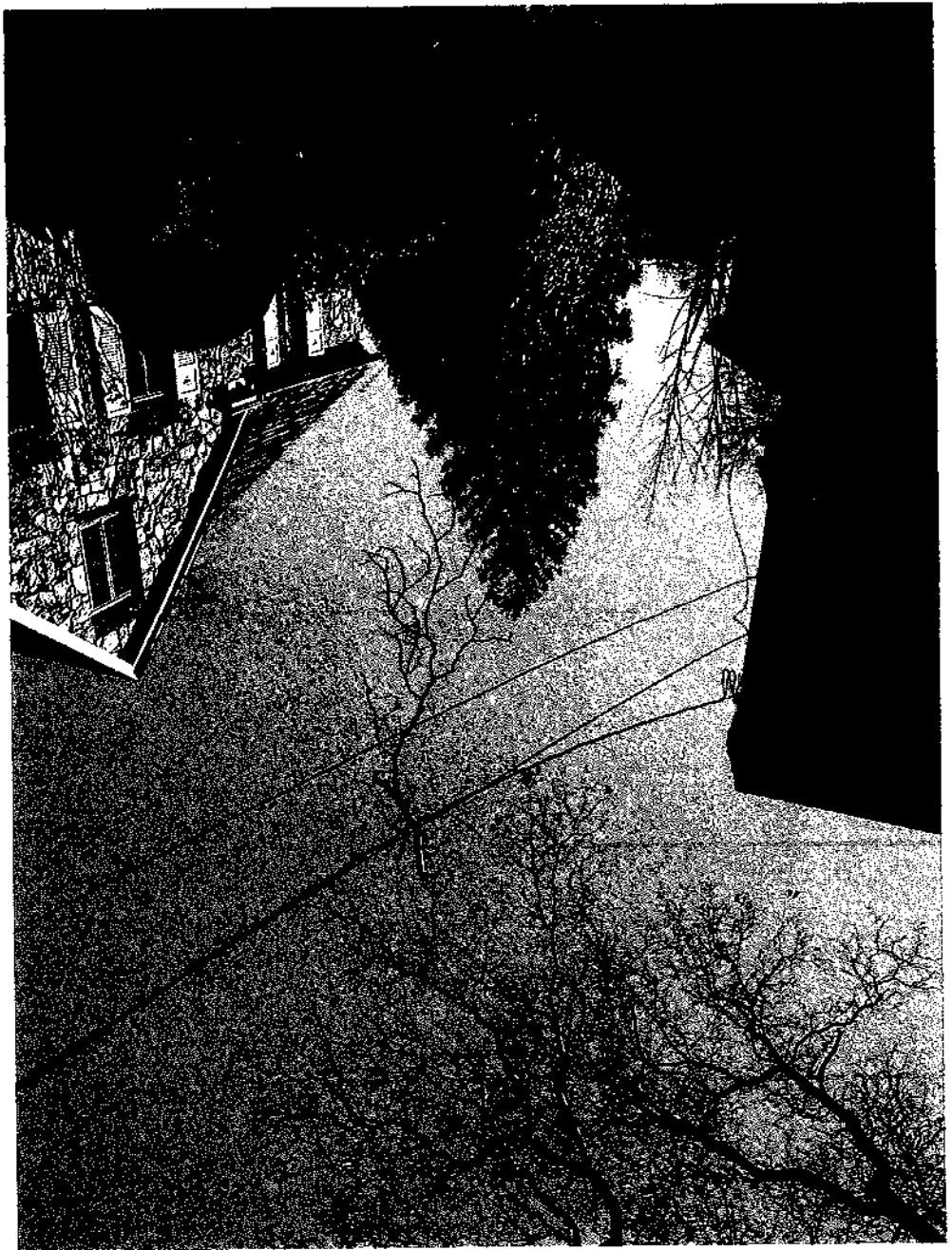
1.0 Item 2 (Picture)
Fig. 2



Photo of damage to siding resulting from fallen branch of tree



Photo demonstrating recent fallen branch that is compromising the power line.





An additional view of the tree showing the extent of the overhanging canopy and its proximity to the house and power lines. The 3 windows shown on the second floor are the children's (Henry, age 3, and Finn, age 1) bedrooms.

Photo with red line depicting the large overhanging canopy.



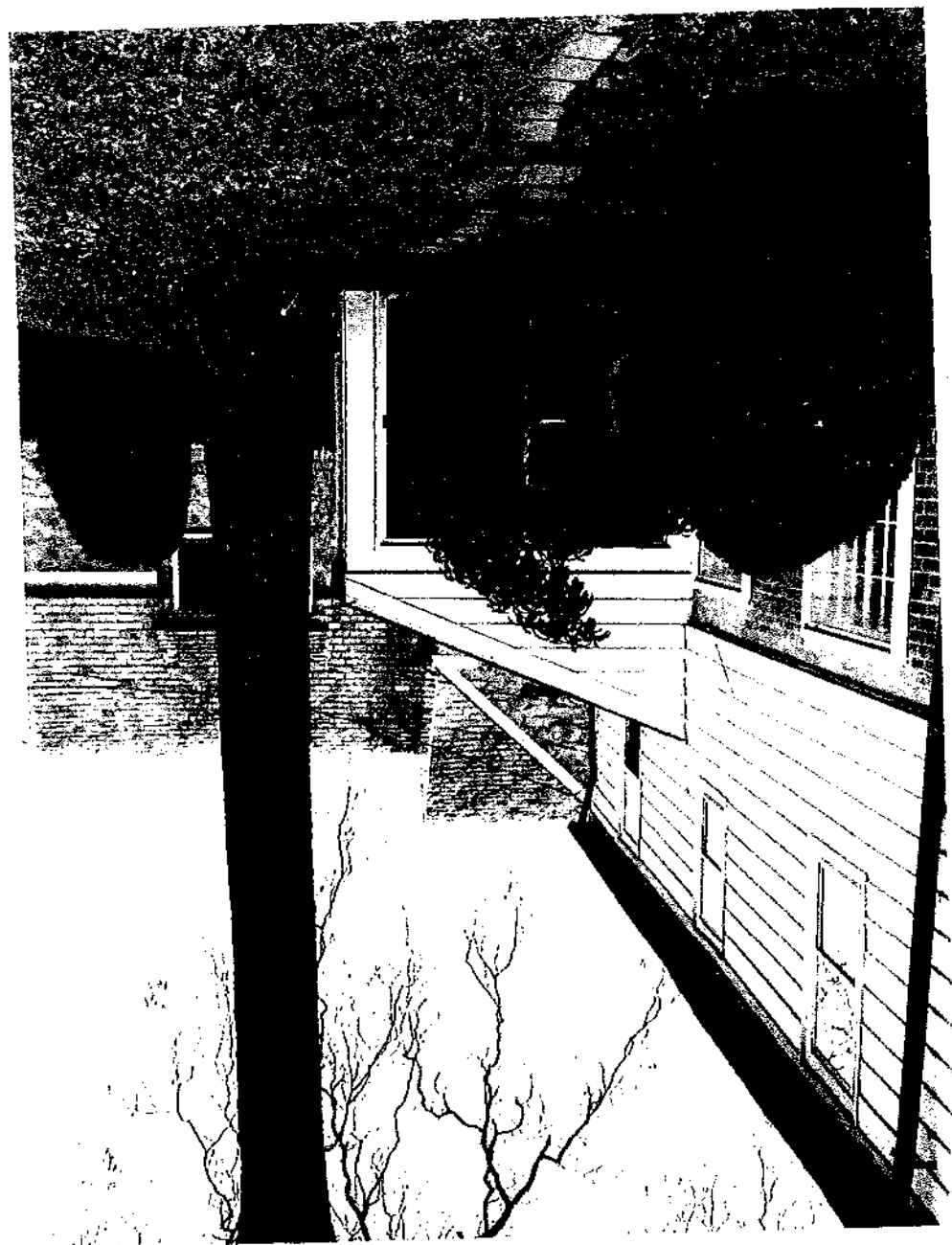


Photo depicting the dangerous proximity of the tree to the house structure.

RESOLUTION NO. _____ – April 3, 2023
RESOLUTION TO HOLD A PUBLIC HEARING TO CONSIDER PROPOSED LOCAL LAWS
The following resolution was offered by _____, second by _____;
BE IT RESOLVED, that Proposed Local Law H of the Year 2023, "Add new section 85-5(F) Building Construction' Issuance of Permit", " has been introduced; and
BE IT FURTHER RESOLVED, that the Board of Trustees hold public hearings on said proposed Local Laws at 7:30 p.m. on Monday, May 1, 2023 and
BE IT FURTHER RESOLVED, that the Village Administrator publish or cause to be published a public notice in the official newspaper of the Village of said public hearing at least three days prior thereto.
The Board was polled as follows:

LOCAL LAW "H" – 2023

A Local Law amending section 85-5(F) of the Village Code entitled "Building Construction, Issuance of Permit" as follows

BE IT ENACTED, by the Board of Trustees of the Inc. Village of Flower Hill as follows:

Section 1. Amending section 85-5 entitled "Issuance of Permit", adding section (c):

The term of a permit issued for the construction of a new house shall be 18 months.

Section 2. Authority.

The Board of Trustees of the Village of Flower Hill is authorized to adopt this local law pursuant to Municipal Home Rule Law 10(1)(i), 10(1)(ii)(a)(1), and 10(2).

Section 3. Determination for the purposes of the State Environmental Quality Review Act, (SEQRA)

The Board of Trustees is designated as lead agency with respect to this action and the within action is deemed a Type II action as defined under SEQRA having no significant impact on the environment and requiring no further action for the purposes of SEQRA.

Section 4. Severability.

If any section, subsection, clause, phrase or other portion of this Local Law is, for any reason, declared invalid, in whole or in part, by any court, agency, commission, legislative body or other authority of competent jurisdiction, such portion shall be deemed a separate, distinct and independent portion. Such declaration shall not affect the validity of the remaining portions hereof, which other portions shall continue in full force and effect.

Section 5. Effective Date.

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

**RESOLUTION: VIOLATION OF PROPERTY MAINTENANCE CODE AND
REQUIREMENT TO ABATE**

WHEREAS, the Village Board of Trustees has been made aware of a dying and dangerous tree located at the property above. Specifically, the dying and dangerous tree is located in the right-of-way abutting the road.

WHEREAS, Pursuant to section 172-2 of the Village Code, the grounds and exterior premises of a property are defined to include the right-of-way:

GROUND AND EXTERIOR PROPERTY

Any area of a building or lot, excluding porch areas, not enclosed within the walls of a building. These terms include any public rights-of-way which pass through or are adjacent to a property, including the sidewalk and any area between the sidewalk, if there is one, and the street pavement. (emphasis added), and

WHEREAS, Pursuant to section 172-3 of the Village Code, subparagraph (H) the owner is obligated to maintain trees on the property including Village trees between the sidewalk and curb:

H. Trees, shrubs or other vegetation are pruned such that they

will not obstruct the passage of pedestrians on sidewalks. The maintenance of Village trees, including trees between the sidewalk and curb, are the responsibility of the adjoining

property owner.

WHEREAS, Moreover, pursuant to section 172-4(B) of the Village Code, which is entitled "Exterior property areas", all land must be kept free of dead or dying trees:

§ 172-4 Exterior property areas.

B. Condition of land. All land must be kept free of dead or dying

trees...

WHEREAS, Pursuant to sections 172-7 and 172-9 of the Village Code, upon the failure of the owner abating this dangerous condition at this, the Village may make arrangements to do so with the costs being assessed against the owner and thereafter the property.

NOW THEREFORE BE IT RESOLVED:

The owner, occupant or tenant of such premises must abate the condition described above within **fourteen (14) days** from the date of a Notice served upon the property by regular mail, and

BE IT FURTHER RESOLVED,

That upon the failure of the owner, occupant or tenant to abate the condition as

required, the Village will make arrangements to abate the condition in such manner as it deems appropriate with all costs then passed on to the owner. Should the owner then fail to make payment the costs will be assessed against the property in the same manner as a tax and in accord with the Village Code

Dated:

April 2023

Flower Hill, NY

The vote on the foregoing was as follows:

**Resolution No. _____ – April 3, 2023
RESOLUTION TO AUTHORIZE WORK**

The following resolution was offered by _____, second by _____;
BE IT RESOLVED that the Board of Trustees of the Village of Flower Hill hereby authorizes
Village Engineer Stephen Lawniczack, PE of SHL Engineering, Huntington Station, NY to
prepare contract documents and drawings for the 2023-24 Roadwork and Drainage Project.
The Board was polled as follows:

Ronnie Shatzkamer

From: Liz Oppo <elizabeop@aol.com>
Sent: Thursday, March 9, 2023 8:24 PM
To: Ronnie Shatzkamer; Mayor Email
Subject: Fwd: June 5th KORF run 2022

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Dear Ronnie and Mayor Randall,

Hope all is well with you and yours! It's that time of year again for the Katie Oppo Memorial Run! Our date is set for Sunday, June 11th 2023 9 a.m. rain or shine. Mayor Randall, it was so nice to see you at the run last year! As you requested to be notified of the date and your kind offer to help publicize the event. I can forward our flyer to you Randall as soon as it is completed.

Ronnie, Please put this request to the board at your convenience. Please have the electricity turned on at the stone riser area in the field in case we need it.

The following guidelines will be followed:

I will get in touch with the local precinct to let them know about the event.

The event will be held between 8 a.m. (set-up) until the last runners come in and we have packed up by noon approximately.

As always clean up will be done afterwards completely by our staff and volunteers. We will have tables for tee-shirts and information etc.

We are looking forward to yet another successful fundraiser for an important cause in our beautiful Flower Hill Park.

Many thanks always,

Liz

Liz Oppo
Director
Katie Oppo Research Fund
www.teamkatieoppo.org

FEE \$50 PER
HOUR
WEEKDAYS ONLY
NO LATER THAN
6 PM

USE OF FACILITIES FORM
Inc. Village of Flower Hill

- Guidelines for submission of application are as follows:
1. Review the enclosed Inc. Village of Flower Hill Municipality Policy on Use of Village Facilities.
 2. Review the Insurance Requirements for using Municipal Facilities, and forward to your insurance carrier for issuance of required certificates. NOTE: The Municipal Board reserves the right to require alternative liability limits when applicable.
 3. Complete Application - do not leave any blanks.

Today's Date: 3/15/2023

Date(s) & Times Requested: June 11, 2023 8 AM - 12 PM

Facility Requested: FLOWER HILL PARK

Name of Organization: KATE OPPD RESEARCH FUND

If not an organization, name of Individual: _____

Nature of Event: ANNUAL 5K WALK RUN

Will Admission be Charged? YES

Will Food be served? NO

Group Size: 100

Person in Charge: ELIZABETH OPPD

Address: 31 SUNSET DR, MANHATTEN, NY 10038

Phone #: 516 314 6371

Special Request: _____

The undersigned, an officer of the Organization requesting use of the Inc. Village of Flower Hill's facilities, or the individual requesting use of the Inc. Village of Flower Hill's facilities, guarantees observance of all regulations governing use of facilities of the Inc. Village of Flower Hill, payment of any charges incurred and states that the organization agrees to indemnify and save harmless the Inc. Village of Flower Hill and the Municipal Board, employees and volunteers against any and all claims for damages or injury to persons or property that may be occasioned by, or arise from, the use of such facilities.

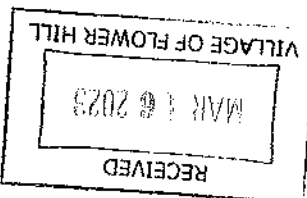
Signed: [Signature]
Title: Director
Address: 31 SUNSET DR, MANHATTEN
Print Name: ELIZABETH OPPD
Date: 3/13/2023
Phone: 516 314 6371

Administrator's Approval _____

		CERTIFICATE OF LIABILITY INSURANCE		DATE (MM/DD/YYYY) 03/13/2023
PRODUCER Nancy H. Morris Agency, Inc. 22 Bayview Ave Manhasset, NY 11030		THIS CERTIFICATE IS ISSUED AS MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.		
		INSURERS AFFORDING COVERAGE NAIC #		
INSURED Kate Oppo Research Memorial Fund 31 Sunset Drive Manhasset, NY 11030		INSURER A: State Farm Fire and Casualty Company 25143 INSURER B: INSURER C: INSURER D: INSURER E:		

FEE \$50 PER
HOUR
WEEKDAYS ONLY
NO LATER THAN
6 PM

USE OF FACILITIES FORM
Inc. Village of Flower Hill



- Guidelines for submission of application are as follows:
1. Review the enclosed Inc. Village of Flower Hill Municipality Policy on Use of Village Facilities.
 2. Review the Insurance Requirements for using Municipal Facilities, and forward to your insurance carrier for issuance of required certificates. NOTE: The Municipal Board reserves the right to require alternative liability limits when applicable.
 3. Complete Application – do not leave any blanks.

Today's Date: 03/15/23

Date(s) & Times Requested: Thursday, April 6th 10:30am-12:30pm

Facility Requested: Park

Name of Organization: Women's Club of Flower Hill

If not an organization, name of individual:

Nature of Event: Children's Egg Hunt

Will Admission be Charged? yes

Will Food be served? light snacks

Group Size: 25-35

Person in Charge: day of Antonietta Manzi

Address: PO Box

Manhasset, New York 11030

Phone #: 516-510-9223

Special Request:

The undersigned, an officer of the Organization requesting use of the Inc. Village of Flower Hill's facilities, or the individual requesting use of the Inc. Village of Flower Hill's facilities, guarantees observance of all regulations governing use of facilities of the Inc. Village of Flower Hill, payment of any charges incurred and states that the organization agrees to indemnify and save harmless the Inc. Village of Flower Hill and the Municipal Board, employees and volunteers against any and all claims for damages or injury to persons or property that may be occasioned by, or arise from, the use of such facilities.

Signed: [Signature]
Title: President
Address: 513 Oak Rd
Date: 3/15/23
Print Name: Heidi Heneghan
Phone: (516) 510-9223

Administrator's Approval: _____

WOMECI
ACORD
Client#: 42088
CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
3/21/2023

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer any rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Bradley & Parker, Inc. C/L 320 South Service Road Melville, NY 11747 631 981-7600	INSURED Womens Club of Flower Hill PO Box 597 Manhasset, NY 11030
CONTACT NAME: Christine Davis-Macari PHONE (A/C No. Ex): 631 981-7600 FAX: 16319817681 E-MAIL: cdavismacari@bradley-parker.com	
INSURER(S) AFFORDING COVERAGE INSURER A: Hartford Fire Insurance Co. NAIC #	
COVERAGES CERTIFICATE NUMBER: REVISION NUMBER:	
INSURER F:	
INSURER E:	
INSURER D:	
INSURER C:	
INSURER B:	

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	A	X	COMMERCIAL GENERAL LIABILITY	12SBMBB8414	01/30/2023	01/30/2024	LIMITS
TYPE OF INSURANCE		ADOL SUBR		POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	
GENTL AGGREGATE LIMIT APPLIES PER:		OTHER: ☐ POLICY ☐ LOC					
OWNED AUTOS ONLY		HIRE ONLY					
SCHEDULED AUTOS		NON-OWNED AUTOS ONLY					
UMBERLIA LIAB		OCCUR					
EXCESS LIAB		CLAIMS-MADE					
DED		RETENTION \$					
WORKERS COMPENSATION		ANY EMPLOYERS' LIABILITY					
OFFICER/DIRECTOR/EXECUTIVE		ANY PROPRIETOR/EXECUTIVE					
Mandatory in NH		If yes, describe under					
DESCRIPTION OF OPERATIONS below		N/A					
E.L. DISEASE - EA EMPLOYEE		E.L. DISEASE - POLICY LIMIT					
E.L. EACH ACCIDENT		E.L. EACH ACCIDENT					
PER		STATUTE					
OTH		OTH					
AGGREGATE		EACH OCCURRENCE					
PROPERTY DAMAGE		BODILY INJURY (Per person)					
BODILY INJURY (Per accident)		BODILY INJURY (Per person)					
COMBINED SINGLE LIMIT		COMBINED SINGLE LIMIT					
DAMAGE TO RENTED PREMISES (ea occurrence)		MED EXP (Any one person)					
PERSONAL & ADV INJURY		GENERAL AGGREGATE					
PRODUCTS - COMP/OP AGG		PRODUCTS - COMP/OP AGG					

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Event Date: April 6th 2023

Village of Flower Hill is included as Additional Insured under the General Liability where required by written contract.

CERTIFICATE HOLDER	Village of Flower Hill- 1 Bonnie Heights Rd Manhasset, NY 11030
AUTHORIZED REPRESENTATIVE	
SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.	
CANCELLATION	