

INC. VILLAGE OF PLANDOME

BOARD OF TRUSTEES

Board of Trustees Regular Meeting & Public Hearing

Monday, March 13, 2023 at 7:00pm – 2nd floor



Attendance:

Present:

Tom Minutillo, Jake Kurkjian, Don Richardson, Jim Corcoran (via phone), Barbara Peebles

Absent:

Bob Broderick

Also Present: Paul Pepper, Esq.

Meeting Agenda

I) Pledge of Allegiance

II) Resident Issue

Residents (Wilson and Lindemeir) came to ask for heightened security in regard to speeding along Plymouth Road. Request to evaluate STOP sign at intersection Longridge and Woodedge. Per Steve Flynn, it is situated according to traffic safety.

Resident (Ortolano) appealed to Board of Trustees regarding NOV – illegal planting on village property. The Board of trustees agreed to a site visit before final determination. The 30-day clock is suspended until the decision.

III) Approval of minutes (Feb 13, 2023)

IV) Public Hearing – Local Law – 01-2023 Tax Cap Override [Resolution R-03-2023-A]

Clerk/Treasurer Barbara Peebles reported that the Public Notice was published according to NY State law, and that no comments or questions were submitted. The Public Hearing was closed at 8:21pm.

V) Department Reports:

a. Public Works

Trustee Jim Corcoran reminded the Board that a 3rd party engineer is likely needed to resolve the Plandome Manor/Plandome stalemate regarding responsibility of water run-off and intersection ownership. This matter continues to delay repaving of the parking lot as well as posing safety concerns in icy weather.

b. Public Safety – *absent tabled*

c. Design & Building, NSTV

Trustee Jake Kurkjian reported that the Building Department continues to be very busy. The DRB has full agendas each month and he meets with the Village Building Inspector David DeRienzi on a regular basis. Trustee Jake Kurkjian reminded the Board of Trustees about the request from the Design Review Board

Chairperson for a moratorium regarding rooflines. Attorney Paul Pepper supported the temporary moratorium for the term of one year; after which it will be revisited. [R-03-2023-B] M&M to provide.

d. Utilities, OEM, MBPC

Deputy Mayor Don Richardson suggested that ExteNet come up with a solution to their issues regarding bringing power to their poles. Deputy Mayor Don Richardson reported that Office of Emergency Management (OEM) had no activity nor updates. The Clerk's office participates in twice monthly OEM radio check.

The Manhasset Bay Protection Committee has been very active with the upcoming meeting on the Long Island Sound Study. The MBPC provides regular water saving tips, grant opportunities, and related reporting.

e. Clerk/Treasurer Update (YTD Rev/Exp Update, Contingency/Budget Transfers)

i. Budget Schedule ii. Capital Plan

Clerk/Treasurer Barbara Peebles provided the draft Budget and supporting details. The Fire Department and Department of Public Works received their department packets for input.

An updated Capital Plan and Funds report was provided to the Board of Trustees. A detailed review and adoption to be scheduled in May.

The Monthly Revenue/Expense Report and Budget Adjustments were submitted. Clerk/Treasurer Barbara Peebles forecasted a surplus at year-end even considering the unbudgeted cost increases.

VI) Unfinished business

- a. LIRR Drainage issue – Stonytown Road and Plandome Manor
- b. Board of Assessors determination of Tax Grievances [R-03-2023-C]
- c. Adopt Final Real Property Tax Assessment [R-03-2023-D]

VII) New Business

- a. NY State exemption for volunteer firefighters and ambulance workers *The Village will adopt the new exemption at subsequent meeting and revise the Village Code.*
- b. Miscellaneous *Clerk/Treasurer Barbara Peebles proposed the Village pay for Covid sick days through 2022. The paid time off policy is under review.*

VII) Abstract of Claims: Period 10-2022/23 *The Board of Trustees reviewed the abstract report, and related invoices for the Abstract of Claims #10-2022-2023 ; General Fund \$520,614.19, Water Fund \$22,944.05, Capital Fund - \$0, Trust & Agency \$0. TOTAL. \$543,558.24. Motion to approve the Abstract was made by Trustee Jake Kurkjian, 2nd by Deputy Mayor Don Richardson, and unanimously approved.*

There being no further business before the Board of Trustees , motion to close the meeting by Trustee Jim Corcoran, second by Trustee Jake Kurkjian and unanimously approved. The meeting ended at 9:15pm.

Next Regular Board of Trustee Meeting & Public Hearing : Monday, April 17, 2023 at 7:00pm

Submitted by Barbara Peebles
April 14, 2023

Approved April 17, 2023

Village Clerk/Treasurer Date

Inc. Village of Plandome
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Plandome, NY 11030
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www.villageofplandome.org

INC. VILLAGE OF PLANDOME RESOLUTION R-03-2023-A

(Resolution dated March 13, 2023)

<Tax Cap Override here>. Local Law 01-2023

BE IT RESOLVED the Board of Trustees has the Local Law and held a Public Hearing to approve the Tax Override for year 2023-2024.

NOW THEREFORE, BE IT RESOLVED, upon a motion duly made by Trustee Jim Corcoran and seconded by Trustee Jake Kurkjian, and the Board unanimously approved.

R-03-2023-A

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
99 WASHINGTON AVENUE, ALBANY, NY 12231

(Use this form to file a local law with the Secretary of State)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County
City
Town of
Village Incorporated Village of Plandome

Local Law #1 of the Year 2023.

(Insert Title)

A local law to override the tax levy limit established in General Municipal Law § 3-c.

Be it enacted by the Board of Trustees of the
(Name of Legislative Body)

County
City
Town of
Village Incorporated Village of Plandome

Section 1: Legislative Intent. It is the intent of this local law to allow the Incorporated Village of Munsey Park to adopt a budget for the fiscal year commencing June 1, 2023, that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law § 3-c.

Section 2: Authority. This local law is adopted pursuant to subdivision 5 of General Municipal Law § 3-c, which expressly authorizes a local government’s governing body to override

the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

Section 3: Tax Limit Override: The Board of Trustees of the Incorporated Village of Munsey Park, County of Nassau, is hereby authorized to adopt a budget for the fiscal year commencing June 1, 2023, that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law § 3-c.

Section 4: Severability. If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstances is invalid or unconstitutional, the court's order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5: This local law shall take effect immediately upon filing with the Secretary of State.

Village of Plandome Resolution 03-2023-B

DATED MARCH 13, 2023

DRB Moratorium – Chapter Village Code Section 175-13

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AT A REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE INCORPORATED VILLAGE OF PLANDOME HELD ON March 13, 2023:

A RESOLUTION ENACTING A MORATORIUM RELATED TO SPECIFIC SECTIONS OF THE VILLAGE’S ZONING CODE REGARDING HEIGHT SETBACK RATIO REQUIREMENTS:

WHEREAS, the members of the Design Review Board are concerned with the proliferation of hipped and mansard roof designs that are being proposed and constructed within the Village. It is their belief that these rooflines are too dissimilar to the prevailing architectural styles in the Village;

WHEREFORE, in an effort to encourage full gable roofs, resulting in less boxy structures and designs more consistent with the prevailing architectural styles within the Village, the Board of Trustees has considered a moratorium of the Height Setback Ratio (HSR) requirements contained in the Village’s zoning code, as set forth in Village Code Section 175-13 (“Height Setback Ratio Requirements”) and Section 175-15, Table IV (Height Setback Ratio [HSR]);

THEREFORE, NOW BE IT RESOLVED, that the Board of Trustees of the Incorporated Village of Plandome, hereby enacts a twelve (12) month Moratorium on the Height Setback Ratio (HSR) requirements contained in the Village’s zoning code, as set forth in Village Code Section 175-13 (“Height Setback Ratio Requirements”) and the “Side Yard” Height Setback Ratio requirement as set forth in Section 175-15, Table IV (Height Setback Ratio [HSR]);

NOW THEREFORE, BE IT RESOLVED, upon a motion duly made by Trustee Jim Corcoran and seconded by Trustee Jake Kurkjian, and the Board unanimously approved.

**Village of Plandome Resolution 03-2023-C**

**DATED MARCH 13, 2023**

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Board of Assessors determination of Real Property Tax Grievances – appended to minutes.

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BE IT RESOLVED the Board of Trustees has reviewed all received tax grievances before Feb. 21, 2023 deadline. [Real Property Tax Law ~1406(4), 1408;

WHEREAS, the Board of Trustees received recommendation of the Village Tax Assessor and Haberman Tax Services;

WHEREAS, applications were carefully reviewed and were denied; detailed list appended to the minutes;

NOW THEREFORE, BE IT RESOLVED, upon a motion duly made by Trustee Jim Corcoran and seconded by Trustee Jake Kurkjian, and the Board unanimously approved.

**INC. VILLAGE OF PLANDOME RESOLUTION R-03-2023-D**

**Dated March 13, 2023**

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**VERIFICATION OF FINAL ASSESSMENT ROLL**

The Village Clerk noted that the FINAL assessed value of the Village for fiscal 2023/24 was 1,596,9004 (Roll 1) + 9,858 (Roll 5) + 1,046 (Roll 6) = 1,606,908. The members of the Board considered the FINAL assessment roll of the Village for the fiscal year 2023/24, and placed their signatures on it to indicate that the FINAL assessment roll was completed. On motion duly made by Trustee Jake Kurkjian and seconded by Deputy Mayor Don Richardson, the Board unanimously approved and;

RESOLVED, that the FINAL assessment roll of the Village of Plandome for the fiscal year 2023/24 be 1,606,908; and the same hereby is completed as filed and notice of completion of the FINAL assessment roll and hearings of complaints on assessment are hereby ordered published as required by law.