

**VILLAGE OF UPPER BROOKVILLE  
BOARD OF TRUSTEES' MEETING  
PLANTING FIELDS ARBORETUM STATE HISTORIC PARK  
CARRIAGE HOUSE  
FEBRUARY 18, 2021**

A regular meeting of the Board of Trustees of the Incorporated Village of Upper Brookville, Nassau County, New York, was held in Village Hall, at the Carriage House in the Planting Fields Arboretum, on Thursday February 18, 2021 at 5:00 p.m.

Present:	Elliot S. Conway	Mayor
	Carl A. Friedrich	Trustee
	Edward J. Madden	Trustee
	Innis O'Rourke III	Trustee

Absent:	Antje B. Dolido	Trustee
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Also Present: Tracy L. Lynch, Clerk/Treasurer  
Peter MacKinnon, Esq. of Humes & Wagner, LLP  
Attorneys for the Village

The Mayor called the meeting to order at 5:05 p.m. He requested that the affidavits of mailing and posting of the Public Information Notice in compliance with the Open Meetings Law be presented and annexed to the minutes of this meeting.

**THE PLEDGE OF ALLEGIANCE**

Trustee Friedrich led The Pledge of Allegiance.

**MINUTES**

The Mayor then called for approval of the regular minutes of the Trustee meetings held on January 21, 2021.

On motion duly made and seconded, the minutes were unanimously approved.  
*(See Attached Exhibit A)*

**PUBLIC COMMENT**

No Report

**FINANCIAL REPORT**

**Bills**

The Clerk/Treasurer discussed all claim forms listed on the General Fund Check Details dated February 18, 2021 in the total sum of \$13,238.71, March 1, 2021 totaling \$56,320.96 and Capital Fund Check Detail dated February 19, 2021 totaling \$30,278.12 and reported that she reviewed the supporting invoice details and/or purchase contracts with a Trustee prior to the meeting.

After discussion by the Trustees and on motion duly made and seconded, the Trustees unanimously

**RESOLVED**, to approve the bills listed on the General Fund Check Details dated February 18, 2021 in the total sum of \$13,238.71, March 1, 2021 totaling \$56,320.96 and Capital Fund Check Detail dated February 19, 2021 totaling \$30,278.12 which are annexed to these minutes.  
(*See Attached Exhibit B, C & D*)

### **Treasurer's Report**

After presentation by the Clerk and examination, on motion duly made and seconded, the Board unanimously

**RESOLVED**, to approve and file the Treasurer's Report for the month ending January 2021. (*See Attached Exhibit E*)

### **VILLAGE CLERK'S REPORT**

#### **SCAR Assessment Reduction/Village & Tax Refund**

The Clerk reported that residents were awarded assessment reductions in Small Claims Proceedings for the 2020/21 tax years against Nassau County. She noted that the Village was served copies of the Petitions and recommended that the Board authorize the reductions and refunds on the Village assessment roll as required by law. After discussion and on motion duly made and seconded, it was

**RESOLVED**, that the Village Clerk/Treasurer be, and she is hereby authorized to reduce the assessed value for the premises owned by the following residents, and to refund the appropriate Village tax to the respective owner or representative based on the reduction, provided the Village taxes have been paid in full and copies of application were submitted to the Village as follows:

*See Attached Exhibit F* for tax refund details to PTRC, Inc. totaling \$5059.36.

*See Attached Exhibit G* for tax refund details to T. Van Wyck Cushny, Esq. totaling \$8,039.42.

#### **Tax Levy Limit**

The Board unanimously concurred that the Village did not project to exceed the tax levy limit and therefore would not consider a local law to exceed it.

### **ROAD COMMISSIONER/CODE INSPECTOR REPORT**

No report

## **BUILDING DEPARTMENT REPORT**

The Clerk/Treasurer referred to the reports submitted by the Building Department Clerk for January 2021 activity. (*See Attached Exhibit H*)

## **MAYOR'S REPORT**

### **DASNY Grant**

The Mayor reported that the Clerk contacted DASNY and requested a transfer of the Village Hall grant funding to the new project location at 24 Wolver Hollow Road.

### **New Village Hall Plans**

The Mayor presented preliminary plans for the new Village Hall prepared by Doug Schneider, Architect, and recommended that the staff follow up and meet with him to discuss the floor plans. (*See Attached Exhibit I*)

### **Tax Exemption**

The Mayor reported progress in drafting a local bill to be taken up by the New York Legislature with Senator Gaughran's office to provide for full tax exemption for the new Village Hall property.

### **Police Reform and Reinvention Collaborative**

The Mayor confirmed that the OBPD Police Reform and Reinvention Collaborative has been reviewed by the Board, circulated to the residents and residents were asked to comment to the OBPD Police Chief.

After discussion by the Trustees and on motion duly made and seconded, the Trustees unanimously

**RESOLVED** to accept the plan and directs the OBPD to file it in accordance to state law.

## **POLICE REPORT**

No Report

## **FIRE & STORM WATER MANAGEMENT REPORT**

No Report

## **ARCHITECTURAL REVIEW REPORT**

No Report

## **LEGAL REPORT**

The Village Attorney reported that the Bonadonna matter has been further adjourned. In connection with the Yadegar Article 78 proceeding, the Village has not received a decision. A recent variance request was approved by the ZBA and has not been appealed.

## **PUBLIC COMMENT**

No Comment

The Mayor closed the meeting at 6:15 p.m. and on motion duly made and seconded, the Board unanimously

**RESOLVED** to enter into Executive Session to discuss various police matters, including contracts.

#### **EXECUTIVE SESSION**

At 8:00 p.m., on motion duly made and seconded, the Board unanimously

**RESOLVED** to come out of Executive Session and on motion duly made and seconded, the Trustees unanimously

**RESOLVED** to authorize the Mayor and Deputy Mayor to work expeditiously to determine the feasibility of starting the Upper Brookville Police Department (UBPD). The UBPD would be the employer of the police and could service up to a maximum of two additional North Shore villages, in addition to the Village of Upper Brookville.

The Board then, by motion duly made and seconded, unanimously

**RESOLVED** to authorize the Police Commissioner to approve either OBPD Budget FYE2022 “B-Prime”, or a modified version of that same budget which would provide for a payout in cash of all general fund and other reserve amounts prior to fiscal year end 2020-2021.

OBPD Budget FYE2022 B-Prime provides for total expenditures in the amount of \$9,241,190 and appropriation of fund balance in the amount of \$3,415,000 and for joint activity contributions in the total amount of \$5,522,998.

It is understood that both budget options under discussion involves a payout of existing budget surplus prior to the end of OBPD fiscal year 2021 of approximately \$460,000 to each village participant pro-rata in accordance with their budget year 2020-2021 shares.

The Board then, by motion duly made and seconded, unanimously

**RESOLVED** to adjourn the meeting at 8:15pm.

The next regular meeting of the Board of Trustees is scheduled for Monday, March 15, 2021 @ 5:30 p.m.

*Signed by TL Lynch 3/16/21*

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Tracy Lynch  
Village Clerk