

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES**

**Monday, November 23, 2009**

**7 PM**

A meeting of the Board of Trustees of the Inc. Village of Head of the Harbor was held on Monday, November 23, 2009 at 7 p.m., at the Village Hall located at 500 North Country Road in said Village. Those present were Mayor Natale Tartamella, and the following Trustees: Larry Swanson, Margaret Shutka, Heiko Folkerts and J. Ted Naughton. Not in attendance this evening Village Attorney, Anthony B. Tohill.

Pledge of Allegiance.

**1. Mayor Tartamella** convened the meeting and the following items were discussed-

- Captain Daniel Kirby reported on the condition of the police department's 2004 Crown Victoria. As the insurance settlement of the vehicle is less than the estimated cost of repair, the department is looking to purchase a new vehicle. It was, upon motion by Trustee Swanson, second by Trustee Folkerts, and unanimously adopted:  
**RESOLUTION #113-09**  
**RESOLVED**, to authorize Chief Thompson to accept the insurance settlement and investigate the purchasing of a new vehicle.
- **Minutes of October 21, 2009** meeting of the Board of Trustees meeting were presented. It was, upon motion by Trustee Swanson, second by Trustee Folkerts, and unanimously adopted:  
**RESOLUTION #114-09**  
**RESOLVED**, to adopt the minutes of the above referenced as presented.
- **Minutes of October 21, 2009** executive session of the Board of Trustees meeting were presented. It was, upon motion by Trustee Naughton, second by Trustee Folkerts, and unanimously adopted:  
**RESOLUTION #115-09**  
**RESOLVED**, to adopt the minutes of the above referenced as presented.
- **Minutes of October 29, 2009** special meeting of the Board of Trustees meeting were presented. It was, upon motion by Trustee Shutka, second by Trustee Swanson, and unanimously adopted:  
**RESOLUTION #116-09**  
**RESOLVED**, to adopt the minutes of the above referenced as presented.
- Discussion ensued regarding the increased population of deer in the village. It was, upon motion by Trustee Swanson, second by Trustee Naughton, and unanimously adopted:  
**RESOLUTION #117-09**  
**RESOLVED**, to direct the village attorney, Anthony B. Tohill to draft legislation regarding hunting within the village.

**2. Financials – Patricia Mulderig, Treasurer:**

- It was, upon motion by Trustee Folkerts, second by Trustee Naughton, and unanimously adopted:  
**RESOLUTION #118-09**  
**WHEREAS**, a request has been made to allow village employees to participate in a 457(b) Deferred Compensation Plan, and  
**WHEREAS**, there is to be no village contribution to said plan,  
**BE IT RESOLVED**, to direct the treasurer to initiate a 457(b) Deferred Compensation Plan
- **RESOLUTION #119-09**  
It was, upon motion by Trustee Naughton, second by Trustee Folkerts, and unanimously adopted:  
**RESOLVED**, hourly employees scheduled to work a number hours per week that falls below fulltime will not received paid holidays.
- It was, upon motion by Trustee Folkerts, second by Trustee Naughton, and unanimously adopted:  
**RESOLUTION #120-09**  
**RESOLVED**, that the village treasurer is hereby authorized and directed to correct the assessments of Harbor Country Day School, a tax exempt entity bearing SCTM #801-5.00-2.00-25.1 for the tax years 2005 and 2007; and that the adjustment will correct the records of the village of Head of the Harbor, the records of the property owner, and the records of the tax service agency.

- Request received from the Treasurer requesting the village attorney generate a letter to the Office of Real Properties advising them to utilize the assessment rolls from the Town of Smithtown for the years 2006 through and including 2009.
- Abstract #126376- Vouchers chosen to be paid from the General Fund in the amount of \$10,182.22. Discussion ensued. It was, upon motion by Trustee Folkerts, second by Trustee Shutka, and unanimously adopted:  
**RESOLUTION #121-09**  
**RESOLVED**, to adopt Abstract #126376 in the amount of \$10,182.22 to be paid as presented.
- Abstract #126377- Vouchers chosen to be paid from the General Fund in the amount of \$71,172.99. Discussion ensued. It was, upon motion by Trustee Naughton, second by Trustee Swanson, and unanimously adopted:  
**RESOLUTION #122-09**  
**RESOLVED**, to adopt Abstract #126377 in the amount of \$71,172.99 to be paid as presented.
- Abstract #102- Vouchers chosen to be paid from the Trust & Agency in the amount of \$51,226.00. Discussion ensued. It was, upon motion by Trustee Shutka, second by Trustee Folkerts, and unanimously adopted:  
**RESOLUTION #123-09**  
**RESOLVED**, to adopt Abstract #102 in the amount of \$51,226.00 to be paid as presented.
- **Mayor Tartamella:**  
To fill a vacancy as alternate on Zoning Board of Appeals, Mayor Tartamella put forth the name of Kenneth Maher  
It was upon motion by Trustee Folkerts, second by Trustee Shutka, and unanimously adopted:  
**RESOLUTION #124-09**  
**RESOLVED**, to appoint Kenneth Maher to the Zoning Board of Appeals as 2<sup>nd</sup> Alternate.
- **RESOLUTION # 125-09**  
The village clerk is hereby directed to post and publish notice of a budget work session for the 2010/2011 budget to be held on December 10, 2009 at 7:00 PM at Village Hall 500 North County Rd., St. James, NY 11780.
- It was, upon motion by Trustees Shutka, second by Trustee Naughton and unanimously adopted:  
**RESOLUTION # 126-09**  
**WHEREAS**, the Board recognizes the need for additional office staff, and  
**WHEREAS**, the hiring deputy clerk/treasurer has been approved, and  
**WHEREAS**, interviewing for said position is ongoing,  
**NOW THEREFORE BE IT RESOLVED**, the Board approves of compensation for Christine Wood, Senior Court Clerk, to perform special projects at the hourly rate of \$20.60 for a work week not to exceed 8 hours (additional to her court position), until said time that the deputy position has been filled.
- **RESOLUTION # 127-09**  
It was, upon motion by Trustees Swanson, second by Trustee Naughton and unanimously adopted:  
**WHEREAS**, Michael Sweeney was hired as a temporary laborer, and  
**WHEREAS**, Michael Sweeney has continually been employed by the Inc. Village of Head of the Harbor from June 1, 2002 until the present, and  
**WHEREAS**, Michael Sweeney has not taken any leaves of absence, and  
**WHEREAS**, Mayor Tartamella had previously authorized said correction on the Civil Service required CS-150 form,  
**BE IT RESOLVED**, the Board of Trustees directs the village clerk to send a certified copy of this resolution to the Suffolk County Department of Civil Service which shall serve as testament to Michael Sweeney's continued fulltime employment with the Inc. Village of Head of the Harbor.

**4. ARB – Jerry Harris, Building Inspector:**

- Three applicants appeared before the board.

**5. PB –Jerry Harris, Building Inspector**

- Several projects under review.

**6. Other/Public Comment:**

- St. James Fire Dept will be conducting their annual race on Saturday, April 10, 2010. St. James Fire Department has requested the police department's assistance for their annual 5K run. Discussion ensued. Due to fiscal limitations the police department will assist, but can not provide a vehicle free course.

It was, upon motion by Trustee Naughton, second by Trustee Shutka and unanimously adopted, to move to executive session to discuss personnel. No action taken in executive session it was, upon motion by Trustee Swanson, second by Trustee Shutka and unanimously adopted, to move to back to public session.

There being no other matters to be brought before the Board; it was, upon motion by Trustee Naughton, second by Trustee Swanson and unanimously adopted, to adjourn at 8:51 PM.

Respectfully Submitted,

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Margaret O'Keefe  
Village Clerk