

**INCORPORATED VILLAGE OF MALVERNE**  
**Meeting of the Board of Trustees**  
**September 21, 2023**  
**Public Hearing Minutes**

Present

Mayor Timothy Sullivan

Deputy Mayor Scott Edwards

Trustee Perry Cuocci

Trustee Carl Prizzi

Trustee Lori Lang

Deputy Clerk Jill Valli

Village Attorney Benjamin Truncale

The meeting was called to order at 7:10 p.m.

**Stenographer Report attached.**

The Pledge of Allegiance was recited followed by the reading of the legal notice.

The Mayor thanked everyone for attending and invited receiving public input. The following residents addressed the Board.

Jessica and Brian Mudzinski – 15 Broadway      Kevin O’Brien – 91 Gold Place

Billy Miller – 23 Broadway

Kathy Paley 28 Motley Street

Ann Fernandez 75 Broadway

Ed Hassel – 1 Jean Court

The following points were relayed:

- Thursday is a weekday. It should not be treated as a weekend.
- No music on holidays. Thanksgiving.
- Outdoors from noon to 10pm – 10 hours of music is excessive. Should be certain number of hours withing that timeframe.
- Live band, speaker – the type of music matters
- 90 decibels are too loud – measured “at their property line” means they are playing louder than 90. 60-70 range is more prevalent.
- What are the criteria to approve permit?– checklist – zoning, proximity to homes.
  - residents should be informed of applications and be part of the conversation.
  - how long is the permit for?
  - Permits should be displayed in window.
- If the music is the attraction, the location should be treated as a *venue*.
- Gas Leaf blowers are also loud.
- Noise is problem throughout community: loud music, garage bands at all hours.
- Noon Fire Whistle

At 7:45 p.m. a motion was made by Deputy Mayor Edwards, seconded by Trustee Lang and carried to close the Public Hearing.

**INCORPORATED VILLAGE OF MALVERNE**  
**Meeting of the Board of Trustees**  
**September 21, 2023**  
**Work Session Minutes**

Present

Mayor Timothy Sullivan  
Deputy Mayor Scott Edwards  
Trustee Perry Cuocci  
Trustee Carl Prizzi  
Trustee Lori Lang

Clerk/Treasurer Averil Smith  
Village Attorney Benjamin Truncale  
Deputy Clerk Jill Valli

At 9:15 p.m. a motion was made by Trustee Prizzi seconded by Trustee Cuocci to open Work Session.

A motion was made by Trustee Prizzi seconded by Trustee Cuocci and carried approving the following temporary sign permit applications and waiving the application fee for these nonprofits. Chamber Fall Festival – RR Fence, over Hempstead Ave; Civic Association Teal Pumpkin Project – RR Fence; OLL Bazaar – Historical House Fence.

**Resolution #230921** – A motion was made by Trustee Cuocci seconded by Deputy Mayor Edwards and carried, approving the minutes of the September 6, 2023 Board Meeting with Work and Executive Sessions.

**Resolution #230921A** – A motion was made by Trustee Cuocci seconded by Deputy Mayor Edwards and carried acknowledging warrants A2313, C2314 received necessary approvals.

**Resolution #230921B** – A motion was made by Trustee Cuocci seconded by Trustee Lang and carried authorizing the 2012 Serial Bond payments due on October 15, 2023.

**Resolution #230921C** - A motion was made by Trustee Cuocci seconded by Trustee Prizzi and carried authorizing the Mayor to sign the agreement with Volz & Vigliotta, PLLC for Labor Council services for a term of September 15, 2023 to September 14, 2024

**Resolution #230921D** – A motion was made by Trustee Cuocci seconded by Trustee Prizzi and carried authorizing the Village Clerk to accept the underpayment of PSEG-LI taxes as a result of the LIPA Reform Act.

**Resolution #230921E** – A motion was made by Deputy Mayor Edwards seconded by Trustee Prizzi and carried approving the Mayoral appointment of Jack Tully as a member of the Zoning Board to fill an unexpired term ending March 31, 2026 and further authorizes the appointment of Patricia McDonald as an alternate member of the Zoning Board for term ending March 31, 2024.

**Resolution #230921F** – A motion was made by Trustee Cuocci seconded by Deputy Mayor Edwards and carried authorizing the Mayor to sign the attached agreement with Rave (formerly Swiftreach) for mass notification services for the Village.

**Resolution #230921G** – A motion was made by Trustee Cuocci seconded by Trustee Prizzi and carried acknowledging receipt of the examination of the books and records of the Justice Court Audit for fiscal ending May 31, 2023.

**Resolution #230921H** - A motion was made by Trustee Cuocci seconded by Trustee Prizzi and carried authorizing the Malverne Village Court to apply for the Justice Court Assistance Program grant in the 2023/24 grant cycle up to \$30,000.

**Resolution #230921I** - A motion was made by Trustee Lang seconded by Trustee Cuocci and carried approving the loan from the general fund to the capital fund, in the amount of \$2,500,000 to pay police headquarters renovation costs.

**Resolution #230921J** – A motion was made by Trustee Cuocci seconded by Trustee Prizzi and carried accepting the proposal from Mayday Communications to provide an Antenna System, Antennas and rigging for a 100 ft tower at the new Malverne PD Headquarters.

**Resolution #230921K**– A motion was made by Deputy Mayor Edwards seconded by Trustee Prizzi and carried authorizing the Mayor to sign the Intermunicipal Agreement with Nassau County relating to the purchase of a new communications tower and related equipment to be installed at the new Malverne Police Department Headquarters.

**Resolution #230921L** – A motion was made by Trustee Lang seconded by Deputy Mayor Edwards and carried accepting the application from Nathanael Erisnor for MFD membership.

**Resolution #230921M** – A motion was made by Trustee Cuocci seconded by Trustee Prizzi and carried, Deputy Mayor Edwards abstained, authorizing the attached separation pay for former Village employee Richard Bopp who resigned on September 8, 2023.

**Resolution #230921N** - A motion was made by Trustee Cuocci seconded by Trustee Prizzi and carried authorizing the Village Clerk to engage a forensic auditor previously approved by Resolution # 230906P for an amount not exceeding \$25,000.

**Resolution #230921O** – A motion was made by Trustee Cuocci seconded by Trustee Lang and carried authorizing unspent bonded funds borrowed for the MFD ladder truck, be applied to the fiscal 2024 principal and interest payment for the truck.

At 10:00 p.m. a motion was made by Trustee Prizzi seconded by Trustee Cuocci and carried to move to Executive Session. Work session resumed at 11:00 p.m.

**RESOLUTION 230921OP** A motion was made by Trustee Cuocci seconded by Trustee Prizzi and carried authorizing the Village Clerk to engage SVS for an updated appraisal of 1 Britton Circle, for a cost not to exceed \$5000.

At 11:15 p.m. a motion was made by Trustee Lang, seconded by Trustee Prizzi and carried to close Work Session and adjourn.

Submitted by: \_\_\_\_\_

Date: \_\_\_\_\_

Resolution #: \_\_\_\_\_