

MINUTES OF THE BOARD OF TRUSTEES MEETING HELD ON DECEMBER 12, 2015 AT 103 BROADWAY, SALTAIRE, NEW YORK, WITH REMOTE OBSERVATION VIA AN AUDIO/VIDEO CONNECTION TO THE INTERNET.

Mayor Cox called the Board of Trustees meeting to order at 9:07 a.m. and the following were in attendance:

Robert Lynn Cox III, Mayor
John A. Zaccaro Jr, Trustee
Alexander K. Chefetz, Trustee
Frank Wolf, Trustee
Hugh O'Brien, Trustee
Joseph W. Prokop, Village Attorney
Mario Posillico, Administrator & Clerk
And approximately 6 other attendees
And 5 observed through internet audio/video connection.

PLEDGE OF ALLEGIANCE

Mayor Cox led those in attendance in the Pledge of Allegiance to the United States of America.

APPROVAL OF MINUTES

Draft copies of the minutes of the meeting of November 14, 2015 and December 2, 2015, having been previously presented to the Board and posted in draft form on the Village web site, were presented for adoption. After discussion and all having a chance to be heard, Trustee O'Brien made a motion to adopt both minutes as presented with minor non-substantive corrections. The motion was seconded by Trustee Wolf, and the motion was carried according to the following vote:

Motion: Trustee O'Brien

Seconded: Trustee Wolf

In Favor: Trustee Zaccaro, Trustee Chefetz, Trustee Wolf, Trustee O'Brien

Against: None

ABSTRACT AUDIT

Mayor Cox stated that the following Abstracts, having been distributed to all in attendance and posted on the Village website, were presented for approval by the Village Administrator and the Village Treasurer:

General Checking No. 7A in the amount of	\$131,861.95
Capital Fund Checking No.7A in the amount of	\$904,782.59

After discussion and opportunity for questions, Trustee Wolf made a motion that the above listed vouchers be approved as presented and that the Mayor be authorized to execute the warrants. The motion was seconded by Trustee O'Brien, and the motion was carried according to the following action:

Motion: Trustee Wolf

Seconded: Trustee O'Brien

In Favor: Trustee Zaccaro, Trustee Wolf, Trustee Chefetz, Trustee O'Brien

Against: None

STATUS – SALTAIRE MARKET REDEVELOPMENT

Administrator Posillico gave a brief overview of the status of the construction schedule of the Saltaire Market at 100 Broadway. He stated that the building has been closed to the weather and roofed, and has been turned over to the other sub-contractors for completion of the mechanical, electrical, plumbing and general construction work. He further stated that the contractors for mechanical and electrical work awarded in October have begun their phases of the work and made satisfactory progress, and that the plumbing and general contractors will mobilize shortly. He further stated that bidding for the fixture, kitchen equipment and refrigeration has been delayed in order to give the apparent preferred concessionaire an opportunity to comment on and make minor adjustments to the food preparation and sales floor area; and that bids for that component will be presented to the Board in mid-January.

Discussion ensued about the configuration of the entrance ramps and staircases, which was initiated following recommendations of the Ad-Hoc committee and others to modify those entrance features and to add a covered pergola to the Plaza area. Administrator Posillico stated that the contract had been awarded for the ramp and staircase components as originally designed, although the contractor has agreed to suspend mobilization for those components pending a decision by the Board to modify location and configuration. After discussion by the Board members and those in attendance, and all having a chance to be heard, Mayor Cox closed the discussion, and stated that in the absence of any consensus that would lead to other Board action at this meeting to reverse or modify the previous authorization to install the ramp and staircases as originally designed, the Village will proceed with the contract to construct those features as designed, bid and awarded.

SALTAIRE MARKET CONCESSION

Mayor Cox stated that the Board had conducted an RFP process to solicit potential operators for the Saltaire Market and Liquor Store pursuant to the terms of a previously developed concession agreement, and that the Administrator and the Board had the opportunity to interview all respondents to the RFP process. Discussion ensued regarding the potential operators, and after all having a chance to be heard, Trustee Chefetz made a motion to select Patrick Adams, the former purveyor of the Le Dock restaurant in Fair Harbor, as the preferred vendor for both the Market Concession and the Liquor concession, and to further authorize Mayor Cox to enter into an agreement with the two separate entities owned by the preferred vendor to operate both concessions based on his proposal terms and the standard concession agreement that was part of the RFP documents, as may be required to be modified during contract negotiation and execution, pursuant to consultation with the Village Attorney and notice to the Board of any substantive modifications.

The motion was seconded by Trustee O'Brien, and the motion was carried according to the following action:

Motion: Trustee Chefetz

Seconded: Trustee O'Brien

In Favor: Trustee Zaccaro, Trustee Wolf, Trustee Chefetz, Trustee O'Brien

Against: None

FIMI UPDATE AND LOCATION OF FULL-ACCESS DUNE CROSSOVER

Village Administrator Posillico reported on the status of the FIMI beach repair fortification project. As previously reported, he stated that that dredging and beach-fill activities had commenced,

starting at the eastern end of Field 5 and moving east in a series of pipe-station remobilizations, which would have brought the project into Saltaire sometime early in 2016. However, due to a pipe break in the Robert Moses section, the operation was brought to Saltaire earlier than expected, and had recently commenced at Surf Walk progressing west toward the State Park. The current schedule would bring the work back into Saltaire in approximately one week, and then another 10 days would be needed to complete the project to the eastern border of Saltaire. Administrator Posillico also notified the Board that the Army Corps has requested the Village decision location of the required full-access crossover by on December 14, 2016. The Board discussed the optimal location based upon the generic design parameters which had been previously circulated by the Army Corps. Questions and discussion ensued, and after all having a chance to be heard, Trustee O'Brien made a motion to authorize the Village Administrator to notify the Army Corps. that the Village has selected Pacific Walk as the location of the full-access dune crossover, and of the Village preference for a crossover 6 feet in width at the deck surface that on the seaward side of the dune will initially head to the east of the right-of-way and with one switchback so that the ramp will head back west and terminate in front of the approximate location of the right-of-way.

The motion was seconded by Trustee Wolf, and the motion was carried according to the following action:

Motion: Trustee O'Brien

Seconded: Trustee Wolf

In Favor: Trustee Wolf, Trustee Chefetz, Trustee O'Brien

Against: Trustee Zaccaro

AUTHORIZATION FOR PUBLIC HEARING TO CONSIDER REVISIONS TO CHAPTER 50
Administrator Posillico stated that the Village Attorney had previously distributed a draft of the proposed modification to Chapter 50 to further regulate alternate mobility devices in the Village of Saltaire, and that no further comments from the Board had been submitted for inclusion. After discussion, Trustee O'Brien made a motion to consider the amendment of Chapter 50 of the Village Code at a public hearing scheduled for the same date as the next scheduled Board of Trustee meeting.

The motion was seconded by Trustee Chefetz, and the motion was carried according to the following action:

Motion: Trustee O'Brien

Seconded: Trustee Chefetz

In Favor: Trustee Zaccaro, Trustee Wolf, Trustee Chefetz, Trustee O'Brien

Against: None

AUTHORIZATION TO PURCHASE DISCOUNT FERRY TICKETS

Trustee O'Brien made a motion to authorize the purchase of 750 discount ferry tickets according to the terms of the contract with Fire Island Ferries, for re-sale and distribution to the residents of the Village in 2016. Trustee Wolf seconded the motion, and on call it was carried pursuant to the following vote:

Motion: Trustee O'Brien

Seconded: Trustee Wolf

In Favor: Trustee Zaccaro, Trustee Wolf, Trustee Chefetz, Trustee O'Brien

Against: None

BEST WISHES FOR A SPEEDY RECOVERY

Trustee Wolf stated that he wanted the minutes to reflect that the Board of Trustees, on behalf of all residents of the Village whom Chief Dennis Foley has served so loyally, wishes for a very speedy recovery for Chief Foley as he recuperates from his recent illness. The Board members and those in attendance concurred wholeheartedly.

ADJOURN INTO EXECUTIVE SESSION

After the Board received and responded to questions from those in attendance, Trustee Chefetz made a motion at 11:10 a.m. that the Board adjourn into Executive Session to discuss litigation strategy, contract negotiations and personnel issues. The motion was seconded by Trustee Wolf, and on call it was approved according to the following action:

Motion: Trustee Chefetz

Seconded: Trustee Wolf

In Favor: Trustee Zaccaro, Trustee Wolf, Trustee Chefetz and Trustee O'Brien

Against: None

RE-ADJOURNMENT INTO PUBLIC SESSION

Trustee Zaccaro made a motion to re-adjourn into public session at 12:15 p.m. The motion was seconded by Trustee O'Brien and on call it was approved according to the following action:

Motion: Trustee Zaccaro

Seconded: Trustee O'Brien

In Favor: Trustee Zaccaro, Trustee Chefetz, Trustee Wolf, Trustee O'Brien

Abstain: None

Against: None

The public meeting was called back into session by Mayor Cox 12:15 p.m. and the following were in attendance:

Robert Lynn Cox III, Mayor
John A. Zaccaro Jr, Trustee
Alexander K. Chefetz, Trustee
Frank Wolf, Trustee
Hugh O'Brien, Trustee
Joseph W. Prokop, Village Attorney
Mario Posillico, Administrator & Clerk
And 0 other attendees

NEXT BOARD MEETING & CLOSE OF MEETING

After all having had a chance to be heard, and there being no further business before the Board, Trustee O'Brien made a motion at 12:15 p.m. to close the meeting and to hold the next Board of Trustees meeting at 6:00 p.m. on January 18, 2016 [Clerk's Note: The Meeting Date was subsequently changed to January 18, 2016 because of unanticipated scheduling conflicts among the

Board members], at 401 Seventh Avenue, 6th Floor, with a video/audio link to 103 or 105 Broadway, Saltire, New York. The motion was seconded by Trustee Wolf, and the motion was carried according to the following action:

Motion: Trustee O'Brien

Seconded: Trustee Wolf

In Favor: Trustee Zaccaro, Trustee Chefetz, Trustee Wolf, Trustee O'Brien

Against: None