

MINUTES OF THE BOARD OF TRUSTEES MEETING HELD ON JANUARY 24, 2017 AT 401 SEVENTH AVE, NEW YORK CITY, SKY TOP ROOM, NEW YORK, NEW YORK AND VIA VIDEO/AUDIO LINK TO 103 BROADWAY, SALTAIRE, NEW YORK, WITH REMOTE OBSERVATION VIA AN AUDIO/VIDEO CONNECTION TO THE INTERNET.

Mayor Zaccaro called the Board of Trustees meeting to order at 5:00 p.m. and the following were in attendance:

John A. Zaccaro Jr, Mayor
Hillary Richard, Deputy Mayor
Alex Chefetz, Trustee
Frank Wolf, Trustee
Hugh O'Brien, Trustee
Donna Lyudmer, Village Treasurer
James McDonald, Chief, Saltaire Fire Company
Mario Posillico, Administrator & Clerk
And 0 other attendees
And 0 observed through internet audio/video connection.

ADJOURN INTO EXECUTIVE SESSION

Trustee Chefetz made a motion at 5:00 p.m. that the Board adjourn into Executive Session to discuss litigation strategy, contract negotiations and personnel issues. The motion was seconded by Trustee Richard and on call it was approved according to the following vote:

Motion: Trustee Chefetz
Seconded: Trustee Richard
In Favor: Trustee Chefetz, Trustee Wolf, Trustee O'Brien and Trustee Richard
Abstain: None
Against: None

RE-ADJOURNMENT INTO PUBLIC SESSION

Trustee O'Brien made a motion to re-adjourn into public session at 6:00 p.m. The motion was seconded by Trustee Wolf and on call it was approved according to the following vote:

Motion: Trustee O'Brien
Seconded: Trustee Wolf
In Favor: Trustee Chefetz, Trustee Wolf, Trustee O'Brien and Trustee Richard
Abstain: None
Against: None

Mayor Zaccaro called the Board of Trustees meeting back into to order at 6:00 p.m. and the following were in attendance:

John A. Zaccaro Jr, Mayor
Hillary Richard, Deputy Mayor
Alex Chefetz, Trustee
Frank Wolf, Trustee
Hugh O'Brien, Trustee
Joseph Prokop, Village Attorney

Donna Lyudmer, Village Treasurer
Mario Posillico, Administrator & Clerk
And approx. 15 other attendees
And approx. 21 observed through internet audio/video connection.

PUBLIC HEARING: LOCAL LAW #2 OF 2017 – CHAPTER 5 – DOG REGULATIONS

Mayor Zaccaro provided an overview of the proposed local law that would require owners of all leashed dogs, as required by code, to have on their person sufficient bags to clean up after their dogs. Comments were made and questions were taken from the members of the Board and those in attendance, and after all having a chance to be heard, Trustee O'Brien made a motion to adjourn the public hearing at 6:07 p.m. The motion was seconded by Trustee Wolf and on call the motion was carried according to the following vote:

Motion: Trustee O'Brien

Seconded: Trustee Wolf

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

Abstain: None

Against: None

PLANNING COMMISSION REPORT

Mayor Zaccaro reported that the Board had just received the report from the Planning Commission regarding proposed improvements and enhancements to the bay front area. He stated that once the Board had a chance to digest the report, they will discuss the recommendations as background for the Board's decisions on how to proceed with the proposed enhancements.

COMPLETION OF SALE OF VILLAGE-OWNED PROPERTY

Mayor Zaccaro reported that the sale of the Village-owned property located at 307 Pacific Walk that was put up for sale last summer was closed on January 6, 2017. He stated that the sale netted the Village approximately one million nine hundred thousand dollars (\$1,900,000); and pursuant to the resolution passed by the Board authorizing the sale, those funds will reside in the Village's General Reserves and will be used in part to address projects not covered in the FEMA grants and will serve as short-term financing for all of the approved FEMA projects remaining to be implemented.

CAPITAL PROJECT PLANNING: VILLAGE HALL AND 14 BAY PROMENADE

Mayor Zaccaro reported that the Village has advised the New York State Department of Homeland Security, the agency that administers FEMA projects in New York, that the Board, pursuant to a resolution to that effect, has selected the restoration of Village Hall and the reconstruction of 14 Bay Promenade as the primary projects for the \$2.6M in funds that had been allocated to the Village for Alternate Project funding. He stated that the Ad-hoc design committee has been assisting the Board with design concepts for the Village Hall and 14 Bay Prom, the building currently used for Public Safety and the Doctor's office. Mayor Zaccaro stated that there appears to be a clear program consensus for the Village Hall restoration, which includes expansion of the two alcove sections and the installation of an ADA-compliant elevator, and pending final schematic design recommendations for the program, the plan will be presented to the public and to the Board for

approval and authorization to proceed to the development of construction documents. He stated that the Ad-hoc committee's work for 14 Bay Promenade has not reached a program consensus, and discussion regarding the optimum program ensued amongst the members of the Board, members of the Ad-hoc committee who were present at the meeting, and the public in attendance at the meeting and on-line. After all having a chance to be heard, Mayor Zaccaro stated that although the guidance from the committee was not unanimous, there was sufficient input from the committee and the public for the Board to provide the prime program parameters to the Village building architect/engineer so he can develop schematic design options for the Board to consider as a prelude to final approval of the design. Mayor Zaccaro thanked all of the members of the Ad-hoc committee for their tireless work on behalf of the Village.

ADOPTION OF LOCAL LAW AMENDING CHAPTER 5 REGARDING REGULATION OF DOGS

Mayor Zaccaro stated that the Board and the public had discussed and considered the proposed amendment to Chapter 5 at the earlier public hearing on January 24, 2017 to further regulate the control and clean-up of leashed dogs, the draft of which was before the Board and distributed to those in attendance. After discussion amongst the members of the Board and those in attendance, non-substantive changes were made to the presented-draft, and Trustee O'Brien made a motion to adopt the proposed version of Chapter 5 in the form presented and amended to be adopted as Local Law #2 of 2017. The motion was seconded by Trustee Richard and the motion was carried according to the following vote:

Motion: Trustee O'Brien

Seconded: Trustee Richard

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

Abstain: None

Against: None

APPROVAL OF MINUTES

Draft copies of the minutes of the meeting of December 13, 2016 had previously been presented to the Board and posted in draft form on the Village website. Following discussion, Trustee O'Brien made a motion to adopt the minutes as presented with minor non-substantive corrections. The motion was seconded by Trustee Richard, and the motion was carried according to the following vote:

Motion: Trustee O'Brien

Seconded: Trustee Richard

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

Abstain: None

Against: None

ABSTRACT AUDIT

Mayor Zaccaro 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 Fund Checking No.7B in the amount of \$75,138.01

General Fund Checking No.8A in the amount of \$64,270.31
Capital Fund Checking No.8A in the amount of \$682,321.26

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 Chefetz, and the motion was carried according to the following vote:

Motion: Trustee Wolf
Seconded: Trustee Chefetz
In Favor: Trustee Wolf, Trustee Chefetz, Trustee O'Brien and Trustee Richard
Abstain: None
Against: None

ADJOURN INTO EXECUTIVE SESSION

After the Board received and responded to questions from those in attendance, Trustee Richard made a motion at 8:26 p.m. that the Board adjourn into Executive Session to discuss litigation strategy, contract negotiations and personnel issues. The motion was seconded by Trustee O'Brien and on call it was approved according to the following vote:

Motion: Trustee Richard
Seconded: Trustee O'Brien
In Favor: Trustee Wolf, Trustee Chefetz, Trustee O'Brien and Trustee Richard
Abstain: None
Against: None

RE-ADJOURNMENT INTO PUBLIC SESSION

Trustee Chefetz made a motion to re-adjourn into public session at 10:12 p.m. The motion was seconded by Trustee Wolf and on call it was approved according to the following vote:

Motion: Trustee Chefetz
Seconded: Trustee Wolf
In Favor: Trustee Wolf, Trustee Chefetz, Trustee O'Brien and Trustee Richard
Abstain: None
Against: None

The public meeting was called back into session by Mayor Zaccaro at 10:12 p.m. and the following were in attendance:

John A. Zaccaro Jr, Mayor
Hillary Richard, Deputy Mayor
Alexander K. Chefetz, Trustee
Frank Wolf, Trustee
Hugh O'Brien, Trustee
Joseph W. Prokop, Village Attorney
Donna Lyudmer, Village Treasurer

Mario Posillico, Administrator & Clerk
And approximately 0 other attendees
And 0 observed through internet audio/video connection.

AUTHORIZATION FOR PUBLIC HEARING ON LOCAL LAW TO REGULATE DRONES

Mayor Zaccaro stated that as had been discussed at previous Board meetings, the Board is prepared to consider a local law to regulate drones. After further discussion on the proposed local law modification, and all having a chance to be heard, Trustee Wolf made a motion to authorize the Village Attorney to draft a local law regulating drones for Board consideration, and the Village Clerk to make all of the necessary preparations for a public hearing to consider the proposed local law at the next scheduled Board meeting. The motion was seconded by Trustee Chefetz and the motion was carried according to the following:

Motion: Trustee Wolf

Seconded: Trustee Chefetz

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

Abstain: None

Against: None

AUTHORIZATION AND FUNDING OF THE CENTENNIAL CELEBRATION

Mayor Zaccaro stated that a committee of Saltairians, as requested by the Board to be convened by SCA Chairperson Grace Corradino, has presented several suggestions and ideas for a summer celebration of the centennial anniversary of the Village. Discussion ensued amongst the Board regarding scope and budget for the centennial celebration. After all having a chance to be heard, Trustee Chefetz made a motion to authorize Mayor Zaccaro to spend up to \$15,000 from the general reserves for the centennial celebration. The motion was seconded by Trustee Richard and the motion was carried according to the following:

Motion: Trustee Chefetz

Seconded: Trustee Richard

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

Abstain: None

Against: None

APPOINTMENT OF FULL-TIME MAINTENANCE STAFF

Trustee O'Brien reported that Administrator Posillico had recommended the appointment of current per-diem staff member Andrew Finnegan to full-time status with the maintenance department. After discussion and all having a chance to be heard, Trustee O'Brien made a motion to authorize Administrator Posillico, contingent on a clean and acceptable background check, to offer employment to Andrew Finnegan as a full-time employee of the Maintenance Department at a rate of \$32,000 per year effective February 1, 2017, with benefits associated with full-time employment pursuant to the Village Employment Policy.

The motion was seconded by Trustee Wolf and on call it was approved 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

APPOINTMENT OF SECOND-IN-COMMAND FOR PUBLIC SAFETY

The Board had discussed potential appointees to the position of second-in-command of the Public Safety Department. This appointment had been anticipated and budgeted in the 2016/17 budget. After discussion and all having a chance to be heard, Trustee Wolf made a motion to authorize Administrator Posillico, contingent on a clean and acceptable background check, to offer employment to Alan Rudy for the position of second-in-command of the Public Safety Department as a full-time employee with benefits associated with full-time employment pursuant to the Village Employment Policy at a rate of \$37,500 per year effective as soon as Mr. Rudy can start employment; and further that the Board of Trustees does hereby require Mr. Rudy as a condition and continuing condition of employment to reside and to continue to reside in the Village of Saltaire, allowing for short periods of lapses in residency for personal reasons upon notification of his supervisor, for the duration of his employment until such time that employment ends or a determination is made by the Board of Trustees by separate resolution that residency is no longer required for Mr. Rudy, and designates and offers 104B Neptune Walk for occupancy by Mr. Rudy and his family if applicable, in order to fulfill such requirement of residency, according to the terms of the housing license required to be executed by the employee and filed with the Village Clerk.

The motion was seconded by Trustee Chefetz and on call it was approved according to the following action:

Motion: Trustee Wolf
Seconded: Trustee Chefetz
In Favor: Trustee Zaccaro, Trustee Chefetz, Trustee Wolf, Trustee O'Brien
Against: None

AUTHORIZATION TO PROCEED TO SCHEMATIC DESIGN FOR 14 BAY PROM

Trustee Wolf made a motion to authorize Mayor Zaccaro to develop a design program for 14 Bay Prom reconstruction based on the information and guidance provided by the members of the Ad-hoc committee, and further informed by public comment; and to further authorize him to expend sufficient funds to retain Village Architect/Engineer Jeff Butler at his approved rates to develop schematic design options based on those design parameters that will facilitate the Board making further decisions on a final design concept.

The motion was seconded by Trustee Chefetz and on call it was approved according to the following action:

Motion: Trustee Wolf
Seconded: Trustee O'Brien
In Favor: Trustee Zaccaro, Trustee Chefetz, Trustee Wolf, Trustee O'Brien
Against: None

NEXT BOARD MEETINGS & CLOSE OF MEETING

After all having had a chance to be heard, and there being no further business before the Board, Trustee Richard made a motion at 10:16 p.m. to close the meeting and to hold the next Board of Trustees meetings according to the following schedule:

- 5:00 p.m. on February 27, 2017 at 401 Seventh Ave, Manhattan
- 5:00 p.m. on March 14, 2017 at 599 Lexington Avenue, 20th Floor, Manhattan for the purpose of a Budget Workshop and other matters that may come before the Board

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

Motion: Trustee Richard

Seconded: Trustee O'Brien

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

Abstain: None

Against: None