

MINUTES OF THE BOARD OF TRUSTEES MEETING HELD ON NOVEMBER 7, 2017 AT 1180 AVENUE OF THE AMERICAS, ROOM 8A, 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. at 1180 Avenue of the Americas and the following were in attendance:

John A. Zaccaro Jr, Mayor  
Hillary Richard, Deputy Mayor  
Frank Wolf, Trustee  
Hugh O'Brien, Trustee  
Nat Oppenheimer, Trustee  
Scott Rosenblum, Counselor to the Board  
Donna Lyudmer, Village Treasurer  
Mario Posillico, Administrator & Clerk  
And 0 other attendees  
And 0 observed through internet audio/video connection.

#### ADJOURN INTO EXECUTIVE SESSION

Trustee Wolf 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 O'Brien and on call it was approved according to the following vote:

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

Village Attorney arrive at the Executive Session at approximately 5:15 p.m.

#### RE-ADJOURNMENT INTO PUBLIC SESSION

Trustee Richard made a motion to re-adjourn into public session at 5:30 p.m. 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 O'Brien, Trustee Richard, Trustee Oppenheimer  
Abstain: None  
Against: None

Mayor Zaccaro called the Board of Trustees meeting back into to order at 1180 Avenue of the Americas at 5:30 p.m. and the following were in attendance:

John A. Zaccaro Jr, Mayor  
Hillary Richard, Deputy Mayor

Frank Wolf, Trustee  
Hugh O'Brien, Trustee  
Nat Oppenheimer, Trustee  
Scott Rosenblum, Counselor to the Board  
Joseph W. Prokop, Village Attorney  
Donna Lyudmer, Village Treasurer  
Mario Posillico, Administrator & Clerk  
And approximately 35 other attendees  
And approximately 30 observed through internet audio/video connection at various times.

#### WORK SESSION

The Board discussed current business items and background for other planning items, as well as discussion about the recently received Audit and Financial Statements for the 2016/17 Fiscal Year. After discussion ceased on these items, at 5:50 p.m., Mayor Zaccaro declared a 10 minutes recess and then reconvened the meeting at 6:00 p.m.

#### MOMENT OF SILENCE

Mayor Zaccaro led the attendees in a moment of silence in memory for and solidarity with the victims of the recent events in New York City and Texas.

#### CLAM POND COVE REPORT ON POTENTIAL MITIGATION

Mayor Zaccaro reported that the Village has made application to the Army Corps of Engineers for the restoration of the Clam Pond Cove protective spit to be restored as part of the \$60,000,000 bay-side restoration portion of the Fire Island to Montauk Point Reformulation Project (FIMP). He further stated that Suffolk County has agreed to be the local sponsor for the FIMP, and that County Executive Steve Bellone recently made a site visit to Saltaire to better understand the importance of the storm protection and natural habitat creation that would be provided by restoration of that Clam Pond cove spit-formation, as well as other aspects of the bay-side impacts on Fire Island.

#### LIGHTHOUSE PROM UPDATE

Mayor Zaccaro reported on the funding approval progress for the reconstruction of Lighthouse Promenade. He stated that the Village's request to convert Lighthouse Promenade to a timber based structure with a pile foundation as an improved flood mitigation design is still being reviewed and analyzed by FEMA. He also reported that FEMA has given strong indications that they are inclined to approve the inclusion of the replacement of the Lighthouse Prom water main as an integral part of the reconstruction project, which is a very positive development given the strong possibility that the existing water main will not survive the project intact or viable. He concluded by saying that he is surprised by the length of time that it has taken for the FEMA approval process and extremely concerned that the project will not be completed in the 2018/19 off-season.

#### BUILDING STOCK IMPROVEMENT PLANNING

Mayor Zaccaro stated that the Board, Village staff, volunteers, and Butler Engineering have since the spring been working on the various options that are available to improve the Village building

stock made possible by the \$2,600,000 Alternate Funding provided by FEMA. Mayor Zaccaro led the discussion on the various options being considered according the following matrix distributed at the meeting and displayed online:

<b>Options Study</b>		<b>750 \$/sf</b>
<b>Existing 14 Bay</b>	<b>883</b> sf	(Plus Deck of 791 sf.)
<b>Existing Village Hall</b>		
Existing first floor main room Library	868	sf
Existing first floor North Alcove	171	
Existing First floor PO	171	sf
Existing first floor Vault	48	
Existing first floor Stair/WC First/Entrance	263	sf
<b>Total Existing 1st Floor VH</b>	<b>1521</b>	<b>sf</b>
Existing 2nd Floor Office	581	sf
Existing Court room/storage	410	sf
Existing Stair	21	sf
Existing 2 bathrooms	47	sf
<b>Existing 2nd Floor VH</b>	<b>1059</b>	<b>sf</b>
<b>Total Existing Village Hall</b>	<b>2580</b>	<b>sf</b>

**Option 1 - 3 Buildings option**

<b>New 14 Bay</b>	<b>1200</b> sf	\$ 900,000.00
<b>New Library</b>	<b>1400</b> sf	\$ 1,050,000.00
<b>VH 2 floor Facelift(No Expansion ala carte to budget)</b>		\$ 650,000.00
<b>Total Bldg. Area/Budget (1st floor of VH to remain same)</b>	<b>5180</b> sf	<b>\$ 2,600,000.00</b>

**Option 2 - 2 Buildings option**

<b>New 14 Bay</b>	1600	sf	\$ 1,200,000.00
<b>VH Expansion</b>	3500	sf	\$ 2,625,000.00
<b>Total Bldg. Area/Budget</b>	<b>5100</b>	sf	<b>\$ 3,825,000.00</b>

**Variations on 2 Buildings Option**

**Variation of Option 2 - 2 Story 14 Bay**

New 14 Bay 1st Floor	1500	sf
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New 14 Bay 2nd Floor	<u>1500</u>	sf		
<b>New 14 Bay</b>	<b>3000</b>	sf	\$	2,250,000.00
<b>VH Facelift/No Expansion (ala carte to Budget)</b>			\$	<u>350,000.00</u>
<b>Total Bldg. Area/Budget</b>	<b>5500</b>	sf	\$	<b>2,600,000.00</b>

Variation of Option 2

<u>New 14 Bay</u>	1600	sf	\$	1,200,000.00
<b>VH Facelift Scope &amp; Program ala carte to Budget</b>			\$	<u>1,400,000.00</u>

Discussion ensued amongst the Board, and those in attendance, and engineer Jeff Butler, and after all having a chance to be heard, Mayor Zaccaro stated that the Board is holding a special meeting on November 20, 2017 to continue the discussion on the options, with a tighter focus on draft design drawings and enhanced cost estimates as a result of the input received. He then moved onto the rest of the agenda.

**AUTHORIZATION FOR PUBLIC HEARING ON LOCAL LAW TO REGULATE GARBAGE ENCLOSURES**

Mayor Zaccaro stated that as had been discussed at previous Board meetings, the Board is prepared to consider a local law to require that all garbage enclosures in the Village be equipped with a flagging device that identifies whether garbage is contained in the enclosure and ready for pick-up. After further discussion on the proposed local law modification, and all having a chance to be heard, Trustee O'Brien made a motion to authorize the Village Attorney to draft a local law regulating garbage enclosures 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 Richard and the motion was carried according to the following:

Motion: Trustee O'Brien

Seconded: Trustee Richard

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

Abstain: None

Against: None

**WAIVER OF LAND-USE TRAINING FOR 2017**

Trustee O'Brien moved the adoption of the following resolutions regarding land-use training for 2017

**Resolution Waiving Training Requirement for Members Of the  
Zoning Board of Appeals**

WHEREAS Section 7-712 (7) (A) of the Village Law provides that the members of the Zoning Board of Appeals of the Village of Saltaire are required to take four hours of

training on an annual basis, and;

WHEREAS Section 7-712(7-c) of the Village law provides that the Board of Trustees may adopt a resolution which waives the training requirement of Section 7-712(7-a) for members of the Zoning Board of Appeals when the Board of Trustees determines that it is in the best interests of the Village to do so, it is therefore;

RESOLVED that the Board of Trustees hereby determines that it is in the best interests of the Village for the Board of Trustees to adopt this resolution and waive the training requirements of Section 7-712(7-a) of the Village Law, and the Board of Trustees hereby further resolves that the training requirement of Section 7-712(7-c) of the Village Law is hereby waived for the year 2017.

Resolution Waiving Board Member Training Requirements For Members of the  
Planning Commission and Board of Trustees

WHEREAS Section 7-718(7-A) of the Village Law provides that the members of the Village Planning Commission and the members of the Village Planning Board are required to take four hours of training on an annual basis, and;

WHEREAS Section 7-718(7-c) of the Village law provides that the Board of Trustees may adopt a resolution which waives the training requirement of Section 7-712(7-a) for members of the Village Planning Commission and the Village Planning Board when the Board of Trustees determines that it is in the best interests of the Village to do so, and;

WHEREAS in the Village of Saltaire the Board of Trustees performs the function of the Village Planning Board and the Trustees are therefore subject to the training requirements for a planning board pursuant to Section 7-718 (7-a) of the Village Law, it is therefore;

RESOLVED that the Board of Trustees hereby determines that it is in the best interests of the Village for the Board of Trustees to adopt this resolution and waive the training requirements of Section 7-712(7-a) of the Village Law, and the Board of Trustees hereby further resolves that the training requirement of Section 7-712(7-c) of the Village Law is hereby waived for 2017.

The motion was seconded by Trustee Richard and the motion was carried according to the following:

Motion: Trustee O'Brien

Seconded: Trustee Richard

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

Abstain: None

Against: None

**SETTING THE DATE AND TIME FOR THE GENERAL ELECTION & PERSONAL REGISTRATION**

Trustee Richard moved the adoption of the following resolutions:

WHEREAS, the annual Village election for the Village of Saltaire for the year 2018 is scheduled to be held, consistent with long-standing tradition, on the Friday before Memorial Day, and

WHEREAS, there are by law three positions to be filled at the general Village election, and

NOW THEREFORE BE IT RESOLVED that the Board of Trustees does hereby declare the following positions vacant at the expiration of their respective indicated terms:

Mayor – two years  
Trustee - two years  
Trustee - two years

AND FURTHER BE IT RESOLVED THAT the next general Village election two Trustees of the Inc. Village of Saltaire shall be held on May 25, 2018 between the hours of 12 noon and 9 P.M. at the Village Hall, 103 Broadway, Saltaire, New York,

#### PERSONAL REGISTRATION

WHEREAS, the next general Village election of one Mayor and two Trustees of the Inc. Village of Saltaire will be held on May 25, 2018 and,

WHEREAS, no person shall be entitled to vote at any Village election whose name does not appear on the register of the Village, and

WHEREAS, it is the duty of the Inspectors of Election to prepare such register of qualified voters;

NOW, THEREFORE, BE IT RESOLVED

1. That the Inspectors of Election shall meet on the 15<sup>th</sup> day of May, 2018 in the Village Hall to commence the preparation of the register for the forthcoming general election.
2. Personal registration for the Village shall be held on Sunday, May 13, 2018 between the hours of 9 A.M. and 5 P.M. and on Tuesday, May 15, 2018, between the hours of 12 noon and 5 P.M. at the Village Hall, 103 Broadway, Saltaire, New York.
3. Election day for the Village shall be held on Friday, May 25, 2018 between the hours of 12 noon and 9 P.M. at the Village Hall, 103 Broadway, Saltaire, New York.

The motion to approve the resolutions was seconded by Trustee Oppenheimer and the motion was carried according to the following:

Motion: Trustee Richard

Seconded: Trustee Oppenheimer

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

Abstain: None

Against: None

### 2018 MARINA FEES

Administrator Posillico stated that the 2018 Marina applications are scheduled and ready to be sent out to potential applicants, and presented a fee schedule that represented a 1.9% increase for all slip widths and lengths based on the current CPI data. After discussion, Trustee Richard made a motion to authorize the 2018 Marina fees with a 1.9% increase, which is the current CPI index, above the 2017 Marina fees.

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

Motion: Trustee Richard

Seconded: Trustee Wolf

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

Abstain: None

Against: None

### AUTHORIZATION TO SEEK PERMITS AND CONTRACT FOR 2018 FIREWORKS

Administrator Posillico reported that if the Village wanted to continue with the Fireworks celebration for the summer of 2018, he would need to contract for the program and begin the permitting procedures. He also stated that the SCAA had committed to undertake a fund-raising campaign for the cost as they have in the past. After discussion, Trustee Wolf made a motion to authorize the Village Administrator to expend up to \$18,500 inclusive of fireworks, permitting, barging and insurance cost for a 2018 summer fireworks show, and to be authorized to contract with the selected vendor for the show for a total cost not to exceed \$18,500.

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

Motion: Trustee Wolf

Seconded: Trustee Richard

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

Abstain: None

Against: None

### ACCEPTANCE OF COURT AUDIT

Administrator Posillico reported that the Village auditors, Cullen and Danowski, had undertaken the annual audit of the Village Justice Court, as is required by New York State law, and that a copy of the audit had been presented to the Board of Trustees. Trustee O'Brien made a motion to accept delivery the 2016/17 annual audit of the Village Justice Court as prepared by Cullen and Danowski and that the same be filed with the State of New York Unified Court System.

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

Motion: Trustee O'Brien

Seconded: Trustee Wolf

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

Abstain: None

Against: None

#### RECEIPT OF GRANT FUNDS

Mayor Zaccaro reported that Senator Phil Boyle has secured a \$100,000 State Legislative grant to be used for capital improvements in the Village. Mayor Zaccaro thanked Senator Boyle, and asked the Village Administrator to make a recommendation at the next meeting for the capital project or projects to that should be implemented using these funds

#### APPROVAL OF MINUTES

Draft copies of the minutes of the meeting of October 11, 2017 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 Oppenheimer, and on call it was carried according to the following action:

Motion: Trustee O'Brien

Seconded: Trustee Oppenheimer

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

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. 5B in the amount of	\$3,894.45
General Fund Checking No. 6A in the amount of	\$213,313.53
Capital Checking No. 6A in the amount of	\$88,874.30

After discussion and opportunity for questions, Trustee O'Brien made a motion that the above-listed abstracts be approved as presented and that the Mayor be authorized to execute the warrants. The motion was seconded by Trustee Richard, and on call it carried according to the following vote:

Motion: Trustee O'Brien

Seconded: Trustee Richard

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

Abstain: None

Against: None

#### ADJOURN INTO EXECUTIVE SESSION

Trustee O'Brien made a motion at that the Board adjourn into Executive Session to discuss litigation strategy, contract negotiations and personnel issues. The motion was seconded by Trustee Oppenheimer and on call it was approved according to the following vote:



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

#### RE-ADJOURNMENT INTO PUBLIC SESSION

Trustee Wolf made a motion to re-adjourn into public session at 9:48 p.m. The motion was seconded by Trustee Oppenheimer and on call it was approved according to the following vote:

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

The public meeting was called back into session by Mayor Zaccaro at 9:48 p.m. and the following were in attendance:

John A. Zaccaro Jr, Mayor  
Hillary Richard, Deputy Mayor  
Frank Wolf, Trustee  
Hugh O'Brien, Trustee  
Nat Oppenheimer, Trustee  
Joseph W. Prokop, Village Attorney  
Donna Lyudmer, Village Treasurer  
Mario Posillico, Administrator & Clerk  
And approximately 0 other attendees  
And approximately 0 observed through internet audio/video connection.

#### 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 9:49 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 November 20, 2017, 1180 Avenue of the Americas, New York, NY
- 5:00 p.m. on December 5, 2017, 1180 Avenue of the Americas, New York, NY
- 5:00 p.m. on January 23, 2018, 1180 Avenue of the Americas, New York, NY

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

Motion: Trustee Richard

Seconded: Trustee O'Brien

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

Abstain: None

Against: None