

MINUTES OF THE PUBLIC HEARING OF THE BOARD OF TRUSTEES TO PRESENT AND CONSIDER LOCAL LAW #3 of 2012, HELD ON MARCH 1, 2012 AT 401 SEVENTH AVENUE, SIXTH FLOOR, NEW YORK, NEW YORK AND VIA VIDEO/AUDIO LINK TO 103 BROADWAY, SALTAIRE, NEW YORK.

Mayor Cox called the Public Hearing to order at 6:06 p.m. and the following were in attendance:

Robert Lynn Cox III, Mayor
Bruce A. Rich, Trustee
John A. Zaccaro Jr, Trustee
Alexander K. Chefetz, Trustee
Hugh A. O'Brien, Trustee
Mario Posillico, Administrator & Clerk
Joseph Prokop, Village Attorney
Dennis Foley, Chief of Security
And approximately 18 other attendees

and the following were in attendance at the Saltaire location

Donna Lyudmer, Treasurer
Joseph Harry Baker, Counselor to the Board
Vernon Henriksen, Maintenance Foreman
Lawrence Slack, Water Superintendent
And 5 other attendees

Trustee Rich stated that the purpose of Local Law No. 3 of 2012 is to allow the Village to opt out of the New York State-mandated maximum tax levy increase for local governments. New York State adopted legislation that limited the annual increase in the tax levy that a local government can assess. In the case of Saltaire, that was set at a 1 percent increase for the next fiscal year starting June 1, 2012. He stated that although the Board enters the budgeting process for the next fiscal year with hopes of avoiding a tax increase, the adoption of this local law would provide the flexibility for the Board to set the tax rate as necessary to meet its projections and any unforeseen circumstances. He stated many municipalities across the state are choosing to opt out of the State maximum, most for the same reason of providing flexibility. After discussion amongst the members of the Board and those in attendance, and after all having had a chance to be heard, Trustee Rich made a motion to close the Public Hearing to consider Local Law # 3 of 2012. The motion was seconded by Trustee Zaccaro, and on call without objection was unanimously so approved at 6:10 p.m.

MINUTES OF THE PUBLIC HEARING OF THE BOARD OF TRUSTEES TO PRESENT AND CONSIDER LOCAL LAW #4 of 2012, HELD ON MARCH 1, 2012 AT 401 SEVENTH AVENUE, SIXTH FLOOR, NEW YORK, NEW YORK AND VIA VIDEO/AUDIO LINK TO 103 BROADWAY, SALTAIRE, NEW YORK.

Mayor Cox called the Public Hearing to order at 6:10 p.m. and the following were in attendance:

Robert Lynn Cox III, Mayor
Bruce A. Rich, Trustee

John A. Zaccaro Jr, Trustee
Alexander K. Chefetz, Trustee
Hugh A. O'Brien, Trustee
Mario Posillico, Administrator & Clerk
Joseph Prokop, Village Attorney
Dennis Foley, Chief of Security
And approximately 18 other attendees

and the following were in attendance at the Saltaire location

Donna Lyudmer, Treasurer
Joseph Harry Baker, Counselor to the Board
Vernon Henriksen, Maintenance Foreman
Lawrence Slack, Water Superintendent
And 5 other attendees

Trustee Rich stated that as a result of the recent fires in neighboring Fire Island communities, members of the Saltaire Fire Company and others began to think about ways to improve fire prevention and safety for homes in Saltaire. Discussion focused on the difficulty of accessing and fighting fires in structures that are being built higher off of the ground and of materials that make access difficult if not impossible. He stated that the proposed local law, which is in the early development stages and, in his opinion, not ready for adoption, would require the installation of sprinkler systems in all new and substantially improved residential buildings. After all having had a chance to be heard Trustee O'Brien made a motion to close the Public Hearing to consider Local Law # 4 of 2012. The motion was seconded by Trustee Rich, and on call without objection was unanimously so approved at 6:21 p.m.

MINUTES OF THE PUBLIC HEARING OF THE BOARD OF TRUSTEES TO PRESENT AND CONSIDER LOCAL LAW #5 of 2012, HELD ON MARCH 1, 2012 AT 401 SEVENTH AVENUE, SIXTH FLOOR, NEW YORK, NEW YORK AND VIA VIDEO/AUDIO LINK TO 103 BROADWAY, SALTAIRE, NEW YORK.

Mayor Cox called the Public Hearing to order at 6:21 p.m. and the following were in attendance:

Robert Lynn Cox III, Mayor
Bruce A. Rich, Trustee
John A. Zaccaro Jr, Trustee
Alexander K. Chefetz, Trustee
Hugh A. O'Brien, Trustee
Mario Posillico, Administrator & Clerk
Joseph Prokop, Village Attorney
Dennis Foley, Chief of Security
And approximately 18 other attendees

and the following were in attendance at the Saltaire location

Donna Lyudmer, Treasurer
Joseph Harry Baker, Counselor to the Board
Vernon Henriksen, Maintenance Foreman

Lawrence Slack, Water Superintendent
And 5 other attendees

Trustee Rich reported that at the meeting of October 15, 2011 the Board had adopted revisions to §55-1 and §55-16 of the Village Code relating to pre-existing non-conforming structures in the Village in order to correct some language ambiguities of those sections. Subsequent to that adoption, the Board undertook a more thorough review of the section in order to develop more comprehensive regulations for renovations of residential structures that do not expand the non-conformity and, where feasible, to encourage owners who undertake renovations of pre-existing non-conforming structures to design their projects to bring those structures into or close to conformance. The draft language was circulated for comment to the Trustees, resident architects and the Architectural Review Committee. Trustee Rich stated that the proposed revision has been developed with substantial input from village experts and undergone thorough review pursuant to those comments, and is, in his opinion, ready for adoption. After all having had a chance to be heard, Trustee O'Brien made a motion to close the Public Hearing to consider Local Law # 5 of 2012. The motion was seconded by Trustee Rich, and on call without objection was unanimously so approved at 6:25 p.m.

MINUTES OF THE PUBLIC HEARING OF THE BOARD OF TRUSTEES TO PRESENT AND CONSIDER AN APPLICATION BY SAL ZIZZA REQUESTING MODIFICATION OF COVENANTS AND RESTRICTIONS ON HIS PROPERTY AT 305 NEPTUNE WALK, HELD ON MARCH 1, 2012 AT 401 SEVENTH AVENUE, SIXTH FLOOR, NEW YORK, NEW YORK AND VIA VIDEO/AUDIO LINK TO 103 BROADWAY, SALTAIRE, NEW YORK.

Mayor Cox called the Public Hearing to order at 6:25 p.m. and the following were in attendance:

Robert Lynn Cox III, Mayor
Bruce A. Rich, Trustee
John A. Zaccaro Jr, Trustee
Alexander K. Chefetz, Trustee
Hugh A. O'Brien, Trustee
Mario Posillico, Administrator & Clerk
Joseph Prokop, Village Attorney
Dennis Foley, Chief of Security
And approximately 18 other attendees

and the following were in attendance at the Saltaire location

Donna Lyudmer, Treasurer
Joseph Harry Baker, Counselor to the Board
Vernon Henriksen, Maintenance Foreman
Lawrence Slack, Water Superintendent
And 5 other attendees

The applicant's architect, Nicholas Petschek, presented to the Board the application of Village resident Sal Zizza requesting the removal and transfer of deeded non-development covenants that exist on a portion of his property, specifically Lot numbers 1945 & 1946 in Block 56 of the Map

of the Village of Saltaire, to another portion of his property, specifically Lot numbers 1949 and 1950 in Block 56 of the map of the Village of Saltaire. Mr. Petschek stated that the purpose of the request was to allow Mr. Zizza to repost and relocate his existing structure northward, forty feet further away from the dune-line, and that the total square footage of land with non-development restrictions will remain the same after as before the transfer. He further stated that Mr. Zizza is not requesting any relieve from the zoning ordinances, and that any future development will adhere to the zoning regulations in place at the time of construction. After discussion amongst the members of the Board and those in attendance, and after all having had a chance to be heard, Trustee Zaccaro made a motion to close the Public Hearing to consider the request made by Mr. Zizza. The motion was seconded by Trustee Chefetz, and on call without objection was unanimously so approved at 6:43 p.m.

MINUTES OF THE PUBLIC HEARING OF THE BOARD OF TRUSTEES TO CONSIDER AN EXPANSION OF THE AMBULANCE SERVICE AREA OF THE SALTAIRE VOLUNTEER FIRE COMPANY TO INCLUDE THE KISMET FIRE DISTRICT, HELD ON MARCH 1, 2012 AT 401 SEVENTH AVENUE, SIXTH FLOOR, NEW YORK, NEW YORK AND VIA VIDEO/AUDIO LINK TO 103 BROADWAY, SALTAIRE, NEW YORK.

Mayor Cox called the Public Hearing to order at 6:43 p.m. and the following were in attendance:

Robert Lynn Cox III, Mayor
Bruce A. Rich, Trustee
John A. Zaccaro Jr, Trustee
Alexander K. Chefetz, Trustee
Hugh A. O'Brien, Trustee
Mario Posillico, Administrator & Clerk
Joseph Prokop, Village Attorney
Dennis Foley, Chief of Security
And approximately 18 other attendees

and the following were in attendance at the Saltaire location

Donna Lyudmer, Treasurer
Joseph Harry Baker, Counselor to the Board
Vernon Henriksen, Maintenance Foreman
Lawrence Slack, Water Superintendent
And 5 other attendees

Mayor Cox reported that after more than one year of discussions, negotiations and formal applications, the Board and the Saltaire Volunteer Fire Company (SVFC) have reached final agreement on the terms of a protection contract whereby the SVFC will formally expand its ambulance district to cover Kismet. He stated the New York State Department of Health should shortly issue approval of the expansion, and that although contract approval was authorized by the Board at its January 26th meeting, the New York State Public Health law requires that the Board formally approve the district expansion at a public hearing. If approved as anticipated, part of the agreement with the SVFC will be the retention of paid medical response personnel to augment the volunteer EMTs of the SVFC. He stated that the Fire Company has been thoroughly involved throughout the discussion of this proposal and has endorsed the plan. After discussion amongst the

members of the Board and those in attendance, and after all having had a chance to be heard, Trustee Rich made a motion to close the Public Hearing to consider expansion of the Saltaire Volunteer Fire Company's ambulance district. The motion was seconded by Trustee O'Brien, and on call without objection was unanimously so approved at 6:48 p.m.

MINUTES OF THE BOARD OF TRUSTEES MEETING HELD ON MARCH 1, 2012 AT 401 SEVENTH AVENUE, SIXTH FLOOR, NEW YORK, NEW YORK AND VIA VIDEO/AUDIO LINK TO 103 BROADWAY, SALTAIRE, NEW YORK.

Mayor Cox called the Board of Trustees meeting to order at 6:48 p.m. and the following were in attendance:

Robert Lynn Cox III, Mayor
Bruce A. Rich, Trustee
John A. Zaccaro Jr, Trustee
Alexander K. Chefetz, Trustee
Hugh A. O'Brien, Trustee
Mario Posillico, Administrator & Clerk
Joseph Prokop, Village Attorney
Dennis Foley, Chief of Security
And approximately 18 other attendees

and the following were in attendance at the Saltaire location

Donna Lyudmer, Treasurer
Joseph Harry Baker, Counselor to the Board
Vernon Henriksen, Maintenance Foreman
Lawrence Slack, Water Superintendent
And 5 other attendees

APPROVAL OF MINUTES

Draft copies of the minutes of the meeting of January 26, 2012, having been previously presented to the Board and posted in draft form on the Village web site, were discussed. Trustee O'Brien made a motion to adopt the minutes as presented, which was seconded by Trustee Zaccaro and on call without objection, was unanimously approved.

ABSTRACT AUDIT

Trustee Rich presented the following abstracts for approval:

General Checking No. 9A in the amount of \$125,875.33

After discussion and opportunity for questions, Trustee Rich made a motion that General Checking Abstracts 9A be approved as presented and that the Mayor be authorized to execute the warrants. Trustee O'Brien seconded the motion and on call without objection it was unanimously approved.

ZIZZA APPLICATION

Mayor Cox opened the floor for further discussion on the Zizza application, while the applicant was still in attendance. Discussion ensued amongst the Board, and after all having a chance to be heard, it was decided to table the issue for future consideration, allowing time for the Board to fully consider the request and any conditions it may wish to attach to an approval of the application if granted.

OLD BUSINESS

POTENTIAL AGREEMENT WITH SUFFOLK COUNTY WATER AUTHORITY

Mayor Cox reported that the Village and the Suffolk County Water Authority (SCWA) met at the end of February to resolve final design concerns of the multi-phase project of the new water main installation, focusing particularly on the areas of overlap between the concrete demolition and reconstruction phase of the project, which is the Village's responsibility, and the water main installation phase, which is the SCWA's responsibility. Mayor Cox stated that the final design and plans should be completed shortly, allowing for bidding and contract award in time for a fall construction start. He also stated that final contract terms are being negotiated, which should be completed shortly as well.

MODIFICATION OF RULES OF PROCEDURE

Mayor Cox stated that the Village's current Rules of Procedure of the Board is silent on how a local law is brought before the Board for consideration of adoption at a public hearing. Since it is not clearly spelled out in those procedures, the Open Meeting Law requires that the law first be introduced at a Board meeting, then resolved to go to a Public Hearing for consideration of adoption. After discussion about the option for law introduction, Trustee O'Brien made a motion that the Rules of Procedure be amended to require only one Trustee to propose and distribute a local law, and two Trustees to authorize it to proceed to a Public Hearing. The motion was seconded by Trustee Chefetz, and on call the motion did not carry according to the following vote:

Mayor Cox	Abstain
Trustee Rich	Nay
Trustee Zaccaro	Nay
Trustee O'Brien	Yea
Trustee Chefetz	Yea

Mayor Cox stated that since the Rules of Procedure were not modified, the regulations of New York State will govern the process of introduction of a proposed local law.

SUFFOLK PLANNING COMMISSION NOTIFICATION REQUIREMENTS

Mayor Cox stated New York State law requires that the Village submit all requests for area variances to be heard by the Saltaire Zoning Board of Appeals be first sent to the Suffolk County Planning Commission for determination of local authority, which is almost always granted. He stated that the Village can pass a resolution that would obviate that need of such notification, and that is being presented for approval. In advance of that vote, Trustee Zaccaro made the following motion:

**SEQRA RESOLUTION
REGARDING THE ADOPTION OF A RESOLUTION FOR NOTICE REQUIREMENTS TO
THE SUFFOLK COUNTY PLANNING COMMISSION FOR AREA VARIANCE REQUESTS**

WHEREAS a resolution regarding the adoption of a resolution for notice requirements to the Suffolk County Planning Commission for area variance requests has been proposed for adoption by the Board of Trustees of the Village of Saltaire, and;

WHEREAS the Board of Trustees of the Village of Saltaire has duly considered the obligations of the Village of Saltaire and the Board of Trustees with regard to SEQRA, it is therefore;

RESOLVED that the Board of Trustees adopts Lead Agency status for purposes of SEQRA with regard to the adoption of the resolution, and it is further;

RESOLVED that the Board of Trustees determines that the adoption of resolution is an Unlisted Action for purposes of SEQRA, and it is further;

RESOLVED that the Board of Trustees of the Village of Saltaire determines that the adoption of the resolution;

Will not have a significant negative impact on the environment in the action, and;

Will not result in a substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels, substantial increase in solid waste production, a substantial increase in potential for erosion, flooding, leaching or drainage problems, and;

Will not result in the removal or destruction of large quantities of vegetation or fauna, substantial interference with the movement of any resident or migratory fish or wildlife species, impacts on habitats, or other significant adverse impact on natural resources, impairment of a critical environmental area and;

Will not result in the creation of a material conflict with a community's current plans or goals, and;

Will not result in the creation of a hazard to human health, and;

Will not result in a substantial change in land use, and;

Will not encourage or attract an additional large number of people to a place for more than a few days, and;

Will not result in the creation of a material demand for other actions, and;

Will not result in changes in two or more elements of the environment, each of which is not significant but when reviewed together are significant or two or more related actions each of which is not significant but when reviewed together are significant, and that it is therefore;

RESOLVED that a Negative Declaration is hereby adopted for purposes of SEQRA.

The motion was seconded by Trustee Rich, and on call without objection the motion was unanimously so approved.

**RESOLUTION TO AUTHORIZE AN INTERMUNICIPAL AGREEMENT WITH THE
SUFFOLK COUNTY PLANNING COMMISSION**

Trustee Rich moved adoption of the following Resolution:

Whereas, General Municipal Law (GML) § 239m requires the referral of certain proposed planning and zoning actions to the Suffolk County Planning Commission by local Towns and Villages within the County, and

Whereas, GML also allows for the County to enter into an agreement with a referring body or other duly authorized body of a Town or Village to provide that certain proposed actions be deemed matters of local rather than inter-community or county-wide concern and, therefore, not subject to referral, and

Whereas, the Village of Saltaire has proposed many actions which are consistent with the intent of GML and represent matters of local not county-wide concern, and

Whereas, the adoption of the attached inter-municipal agreement would streamline the referral review process without any compromise to county-wide or inter-community planning considerations, now therefore be it

Resolved, that pursuant to the above, the Suffolk County Planning Commission considers the following list of actions to constitute matters of local determination which are NOT subject to the referral process:

- All area variances associated with single-family residences.
- Change of one permitted use to another with no changes in parking requirements (i.e. retail to office).
- Minor additions less than 1,000 square feet with no change to use or occupancy.
- Site plan applications proposing less than 5,000 square feet of new or renovated floor area or less than 10,000 square feet of land disturbance.

Exception – actions that have been given a Positive Declaration pursuant to SEQR or actions involving property abutting state or county parkland, the Atlantic Ocean, Long Island Sound, any bay in Suffolk County or estuary of any of the foregoing bodies of water shall be subject to the full review process.

Resolved, that the Village Clerk is directed to forward a copy of this resolution to the Suffolk County Planning Commission and to the Board of Trustees and Zoning Board of Appeals of the Village of Saltaire

The Motion was seconded by Trustee Zaccaro, and on call without objection it was unanimously so approved.

PASSENGER FERRY, FREIGHT FERRY AND PARKING SERVICE

Mayor Cox reported that at its January 26, 2012 meeting, the Board had authorized the Mayor to enter into a contract with Fire Island Ferries to provide Passenger and Freight Ferry Service based on its proposals submitted for those services. Mayor Cox stated that he was working toward the final execution of the contract and hopes to have that completed shortly.

Mayor Cox reported that the Village has received proposals from two parties desiring to provide parking services for the Village. Mayor Cox stated that he and the Village Administrator met separately with the parties, Fire Island Terminal and Maple Avenue Marina, regarding their proposals for parking services.

Mayor Cox stated that each of the parties proposed to use their existing parking facilities in addition to and conjunction with the Saltaire parking lot in order to meet the ferry parking needs of

the Village residents, and that the different lots and that issues about access and location raised questions of operational efficiencies and logistical concerns for the Village. Mayor Cox stated that the operational differences were most apparent for residents using passenger ferries that embarked from or terminated at what is known as the main ferry terminal located at 99 Maple Avenue instead of from the Saltaire terminal.

Fire Island Terminal has offered to provide year-round parking privileges at the main terminal lot for all Saltaire seasonal pass-holders. Maple Avenue Marina has offered to provide parking privileges at its primary lot, which is adjacent to both the main terminal and the Saltaire terminal. Mayor Cox stated that based on the numerous emails received on the subject, this difference in location of the two lots and potential access issues with the Maple Avenue Marina lot are major concerns for the many residents that frequently use the main terminal for passenger ferry service in the summer season as well as exclusively in the off-season after the Saltaire terminal is shut down. Trustee Rich stated that he felt that this physical separation of parking facilities is not just a matter of convenience for the those residents using the main terminal, but rather it is a necessity for many Saltaire residents to have very close proximity of their parking to whichever terminal they choose or are forced to use, and that there is a quantifiable value of the proximity provided by the Fire Island Terminal proposal that far outweighs the difference in concessions fees being proposed and discussed. Trustee Zaccaro stated that he disagreed with Trustee Rich and felt that the financial consideration offered by Maple Avenue Marina outweighed that operational advantage of Fire Island Terminal, which he felt could be mitigated by other means. Trustees O'Brien and Chefetz stated that they concurred with Trustee Rich's assessment that the value of the combination of financial remuneration, off-site parking privileges and location and access advantages and certainty offered by Fire Island Terminal at the main terminal in its proposal exceeded the value of the package of financial remuneration and off-site parking privileges offered by Maple Avenue Marina in its proposal. Mayor Cox opened the discussion to the floor, and after all having a chance to heard, asked if any Trustee wished to make a motion on the proposals.

As a prelude to a motion to commence contract negotiations with the selected vendor, Trustee O'Brien made the following motion:

SEQRA RESOLUTION

REGARDING THE SELECTION OF A PARKING LOT VENDOR

WHEREAS a resolution regarding the adoption of a resolution for authorizing entering into a contract with a vendor for parking services is being considered for adoption, and;

WHEREAS the Board of Trustees of the Village of Saltaire has duly considered the obligations of the Village of Saltaire and the Board of Trustees with regard to SEQRA, it is therefore;

RESOLVED that the Board of Trustees adopts Lead Agency status for purposes of SEQRA with regard to authorizing entering into a contract with a vendor for parking services, and it is further;

RESOLVED that the Board of Trustees determines that authorizing entering into a contract with a vendor for parking services is an Unlisted Action for purposes of SEQRA, and it is further;

RESOLVED that the Board of Trustees of the Village of Saltaire determines that authorizing entering into a contract with a vendor for parking services;

Will not have a significant negative impact on the environment in the action, and;

Will not result in a substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels, substantial increase in solid waste production, a substantial increase in potential for erosion, flooding, leaching or drainage problems, and;

Will not result in the removal or destruction of large quantities of vegetation or fauna, substantial interference with the movement of any resident or migratory fish or wildlife species, impacts on habitats, or other significant adverse impact on natural resources, impairment of a critical environmental area and;

Will not result in the creation of a material conflict with a community's current plans or goals, and;

Will not result in the creation of a hazard to human health, and;

Will not result in a substantial change in land use, and;

Will not encourage or attract an additional large number of people to a place for more than a few days, and;

Will not result in the creation of a material demand for other actions, and;

Will not result in changes in two or more elements of the environment, each of which is not significant but when reviewed together are significant or two or more related actions each of which is not significant but when reviewed together are significant, and that it is therefore;

RESOLVED that a Negative Declaration is hereby adopted for purposes of SEQRA.

The motion was seconded by Trustee Chefetz, and on call without objection the motion was unanimously so approved.

AUTHORIZATION TO EXECUTE CONTRACT FOR PARKING SERVICES

Trustee Rich made the following motion:

WHEREAS the Village of Saltaire solicited proposals seeking vendors to provide parking services for a five-year period with options to extend, and

WHEREAS the Village of Saltaire received two competing proposals for the provision of parking service pursuant to the solicitation, one from Fire Island Terminal and one from Maple Avenue Marina, it is therefore;

RESOLVED that, in consideration of the value being offered by each vendor in the form of financial remuneration and parking services, the proposal of Fire Island Terminal provides greater value to the Village and its residents in the offer presented, and further be it,

RESOLVED that the Mayor be authorized to enter into contract negotiations with the Fire Island Terminal for parking services pursuant to their proposal presented, with full authority to negotiate final contract terms and conditions, subject to final review by the Village Attorney, and to execute the contract on behalf of the Village.

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

Trustee Rich	Yea
Trustee Zaccaro	Nay
Trustee O'Brien	Yea
Trustee Chefetz	Yea

NEW BUSINESS

AUTHORIZATION TO PURCHASE DISCOUNT FERRY TICKETS

Trustee O'Brien made a motion to authorize the purchase of 900 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, and only subject to and after the pending contract execution with Fire Island Ferries for ferry service. Trustee Chefetz seconded the motion, and on call without objection it was unanimously so approved.

PRESENTATION OF 2011/12 TENTATIVE BUDGET

The Village Administrator presented the 2012/13 Tentative Budget to the Board of Trustees. He provided a brief overview of his projections for the completion of the 2011/12 fiscal year and its comparison to the budget, and provided a summary overview of the tentative budget presented and its potential impacts on tax rates and level of reserves. Discussion ensued and questions received, and those in attendance were advised that the Board would present the 2012/13 budget in more detail at a public hearing sometime before April 15, 2012.

ADOPTION OF LOCAL LAW #1 OF 2012 – CHAPTER 48: TAX LIMIT WAIVER.

Trustee Rich made a motion to adopt the proposed revisions to §48-23 of the Village Code, in the form presented at the earlier public hearing, to be adopted as Local Law #1 of 2012.

Village Attorney Joseph Prokop stated that it is required to pass a resolution to undertake compliance with the State Environmental Quality Review Act before its adoption of the adoption of a local law, and presented the following resolution:

RESOLUTION ADOPTING LEAD AGENCY STATUS, TYPING AN ACTION
AS AN UNLISTED ACTION AND ADOPTION OF A
NEGATIVE DECLARATION FOR PURPOSES OF SEQRA WITH
REGARD TO THE POTENTIAL ADOPTION OF A LOCAL LAW

WHEREAS the Village of Saltaire is reviewing the possibility of modifying a section or sections of the Village Code, and;

WHEREAS there is no involved agency in this matter other than the Village of Saltaire, and the Village of Saltaire is required to adopt lead agency status and undertake review of this action for purposes of SEQRA for that reason, it is therefore;

RESOLVED that the Village of Saltaire hereby adopts lead agency status with regard to the adoption of a local law, and it is further;

RESOLVED that the Village of Saltaire hereby determines the adoption of the local law is listed as an Unlisted action, and it is further;

RESOLVED that the Village of Saltaire hereby determines the adoption of the local law will not have a significant negative impact on the environment in the action, and;

Will not result in a substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels, substantial increase in solid waste production, a substantial increase in potential for erosion, flooding, leaching or drainage problems, and;

Will not result in the removal or destruction of large quantities of vegetation or fauna, substantial interference with the movement of any resident or migratory fish or wildlife species, impacts on habitats, or other significant adverse impact on natural resources, impairment of a critical environmental area, and;

Will not result in the creation of a material conflict with a community's current plans or goals, and;

Will not result in the creation of a hazard to human health, and;

Will not result in a substantial change in land use, and;

Will not encourage or attract an additional large number of people to a place for more than a few days, and;

Will not result in the creation of a material demand for other actions, and;

Will not result in changes in two or more elements of the environment, each of which is not significant but when reviewed together are significant two or more related actions each of which is not significant but when reviewed together are significant, and that it is therefore;

RESOLVED that a Negative Declaration is hereby adopted for purposes of SEQRA.

Trustee O'Brien made a motion to adopt the SEQRA resolution as presented by Village Attorney Prokop. The motion was seconded by Trustee Chefetz, and on call without objection was unanimously so approved.

Trustee Zaccaro then seconded Trustee Rich's motion to adopt Local Law #1 of 2012, and the motion on call was unanimously so approved.

ADOPTION OF LOCAL LAW #2 OF 2012 – CHAPTER 55: NON-CONFORMING STRUCTURES AND USES

Trustee Rich made motion to adopt the proposed revisions to §55-1 and §55-16 of the Village Code, in the form presented at the earlier public hearing, to be adopted as Local Law #2 of 2012.

Village Attorney Joseph Prokop stated that a resolution is required prior to the adoption of a zoning ordinance to undertake compliance with the State Environmental Quality Review Act, and presented the following resolution:

RESOLUTION ADOPTING LEAD AGENCY STATUS, TYPING AN ACTION
AS AN UNLISTED ACTION AND ADOPTION OF A
NEGATIVE DECLARATION FOR PURPOSES OF SEQRA WITH
REGARD TO THE POTENTIAL ADOPTION OF A LOCAL LAW

FOR ZONING MODIFICATION

WHEREAS the Village of Saltaire is reviewing the possibility of modifying a section or sections of the Village Zoning Code, and;

WHEREAS the Village of Saltaire is required to complete a short form EAF pursuant to 6 NYCRR 617.6(a)(2), and;

WHEREAS the Village of Saltaire has completed the short form EAF and it indicates that there will be no significant negative impact to the environment that will be created by the adoption of the local law, and ;

WHEREAS there is no involved agency in this matter other than the Village of Saltaire, and the Village of Saltaire is required to adopt lead agency status and undertake review of this action for purposes of SEQRA for that reason, it is therefore;

RESOLVED that the Village of Saltaire hereby adopts lead agency status with regard to the adoption of a zoning modification, and it is further;

RESOLVED that the Village of Saltaire hereby determines the adoption of the local law is listed as an Unlisted action, and it is further;

RESOLVED that the Village of Saltaire hereby determines the adoption of the local law will not have a significant negative impact on the environment in the action, and;

Will not result in a substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels, substantial increase in solid waste production, a substantial increase in potential for erosion, flooding, leaching or drainage problems, and;

Will not result in the removal or destruction of large quantities of vegetation or fauna, substantial interference with the movement of any resident or migratory fish or wildlife species, impacts on habitats, or other significant adverse impact on natural resources, impairment of a critical environmental area, and;

Will not result in the creation of a material conflict with a community's current plans or goals, and;

Will not result in the creation of a hazard to human health, and;

Will not result in a substantial change in land use, and;

Will not encourage or attract an additional large number of people to a place for more than a few days, and;

Will not result in the creation of a material demand for other actions, and;

Will not result in changes in two or more elements of the environment, each of which is not significant but when reviewed together are significant two ore more related actions each of which is not significant but when reviewed together are significant, and that it is therefore;

RESOLVED that a Negative Declaration is hereby adopted for purposes of SEQRA.

Trustee Zaccaro made a motion to adopt the SEQRA resolution as presented by Village Attorney Prokop. The motion was seconded by Trustee Chefetz, and on call without objection was unanimously so approved.

Trustee Zaccaro then seconded Trustee Rich's motion to adopt Local Law #2 of 2012, and the motion on call was unanimously so approved.

ADJOURN INTO EXECUTIVE SESSION

After the Board received and responded to questions from those in attendance, Trustee Zaccaro made a motion that the Board adjourn into Executive Session to discuss litigation strategy, contract and personnel issues. The motion was seconded by Trustee Rich and on call without objection was so approved at 8:35 p.m.

RE-ADJOURNMENT INTO PUBLIC SESSION

Trustee O'Brien made a motion to re-adjourn into public session at 9:38 p.m. The motion was seconded by Trustee Rich, and on call without objection was unanimously so approved. The public meeting was called back into session by Mayor Cox at 9:38 p.m. and the following were in attendance:

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

and the following were in attendance at the Saltaire location
0 other attendees

APPROVAL OF EXPANSION OF AMBULANCE DISTRICT

Mayor Cox stated that the Board of Trustees and the Saltaire Volunteer Fire Company have undertaken all of the necessary investigations and made all necessary applications to expand the SVFC's ambulance district to include Kismet, and the final step is the Board's approval of the expansion. Trustee O'Brien moved the following resolution as a prelude to a vote on the expansion of the ambulance district:

SEQRA RESOLUTION REGARDING THE APPROVAL OF AN AGREEMENT BETWEEN THE VILLAGE OF SALTAIRE THE SALTAIRE VOLUNTEER FIRE COMPANY INC. AND THE KISMET FIRE DISTRICT

WHEREAS the Board of Trustees of the Village of Saltaire has duly considered and conducted a public hearing on an agreement between the Village of Saltaire, the Saltaire Volunteer Fire Company Inc and the Kismet Fire District whereby the Village of Saltaire and the Saltaire Volunteer Fire Company Inc., will provide emergency medical services to the Kismet Fire District; and,

WHEREAS the Board of Trustees of the Village of Saltaire has duly considered the obligations of the Village of Saltaire and the Board of Trustees with regard to SEQRA and the Agreement, it is therefore;

RESOLVED that the Board of Trustees adopts Lead Agency status for purposes of SEQRA with regard to the approval of the Agreement, and it is further;

RESOLVED that the Board of Trustees hereby determines that the approval of the Agreement is an Unlisted Action for purposes of SEQRA, and it is further;

RESOLVED that the Board of Trustees of the Village of Saltaire hereby determines that the approval of the Expansion;

Will not have a significant negative impact on the environment in the action, and;

Will not result in a substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels, substantial increase in solid waste production, a substantial increase in potential for erosion, flooding, leaching or drainage problems, and;

Will not result in the removal or destruction of large quantities of vegetation or fauna, substantial interference with the movement of any resident or migratory fish or wildlife species, impacts on habitats, or other significant adverse impact on natural resources, impairment of a critical environmental area and;

Will not result in the creation of a material conflict with a community's current plans or goals, and;

Will not result in the creation of a hazard to human health, and;

Will not result in a substantial change in land use, and;

Will not encourage or attract an additional large number of people to a place for more than a few days, and;

Will not result in the creation of a material demand for other actions, and;

Will not result in changes in two or more elements of the environment, each of which is not significant but when reviewed together are significant or two or more related actions each of which is not significant but when reviewed together are significant, and that it is therefore;

RESOLVED that a Negative Declaration is hereby adopted for purposes of SEQRA.

The motion was seconded by Trustee Chefetz and on call without objection the motion was unanimously carried.

Trustee O'Brien then made the following motion:

WHEREAS, The Board of Trustees of the Village of Saltaire determined on January 26, 2012 to proceed with a contract whereby the Village of Saltaire and the Saltaire Volunteer Fire Company Inc. will provide rescue and emergency medical service to the Kismet Fire District pursuant to a written agreement; and,

WHEREAS the Board of Trustees of the Village of Saltaire held a public hearing regarding the proposed agreement and the providing of rescue and emergency medical services to the Kismet Fire District on March 1, 2012; and,

WHEREAS the Board of Trustees of the Village of Saltaire adopted lead agency status for purposes of SEQRA, typed the approval of the agreement as an Unlisted Action, determined that the approval of the agreement will not have a significant effect on one or more aspects of the environment, and then adopted a Negative Declaration for purposes of SEQRA, it is therefore;

RESOLVED that the Board of Trustees of the Saltaire hereby approves the agreement between the Village of Saltaire, the Saltaire Volunteer Fire Company, Inc. and the Kismet Fire District, and authorizes the expansion of the Saltaire Volunteer Fire Company's ambulance district to include, and provide emergency medical services to, the Kismet Fire District.

The motion was seconded by Trustee Rich, and on call the motion was approved pursuant to the following vote:

Trustee Rich	Yea
Trustee Zaccaro	Nay
Trustee O'Brien	Yea
Trustee Chefetz	Yea

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 to close the meeting, with the next meetings to be held on March

13, 2012, at 6:00 p.m. at the offices of Savvian Advisors LLS, 1330 Avenue of the Americas - 28th Floor, New York, NY 10019, for a budget work session at which attendance is permitted for observation but not for participation, and with the public hearing for the presentation and consideration of the 2012/13 budget followed by a Board of Trustees meeting to be held on April 4, 2012 at 6:00 PM at 401 Seventh Avenue, New York City, both with a video/audio link to 103 or 105 Broadway, Saltire, New York. The motion was seconded by Trustee Chefetz, and on call without objection it was unanimously so approved to close the meeting at 9:44 p.m.