

MINUTES OF THE BOARD OF TRUSTEES MEETING HELD ON JANUARY 9, 2025 AT 32 OLD SLIP, NEW YORK, NEW YORK WITH A REMOTE ATTENDANCE OPTION VIA AN AUDIO/VIDEO CONNECTION TO THE INTERNET.

Mayor O'Brien called the Board of Trustees meeting to order at 5:00 p.m., at which time the following were in attendance:

Hugh O'Brien, Mayor
Frank Wolf, Deputy Mayor, Trustee
Nat Oppenheimer, Trustee
Susan Skerritt, Trustee
Joseph Prokop, Village Attorney
Scott Rosenblum, Advisor to the Board (Remote)
Mario Posillico, Village Administrator
Donna Lyudmer, Village Treasurer
Rich Wilde, Chief Lifeguard
0 persons attended in person and 0 other attendees observed through internet connection (exclusive of the officers/staff noted above).

ADJOURN INTO EXECUTIVE SESSION

Trustee Wolf made a motion at 5:00 p.m. that the Board adjourn into Executive Session to discuss one or more of the following: information relating to current and future investigation and/or prosecution of offenses in the Village, litigation strategy in pending or future litigation, personnel matters as described in Public Officers Law Section 105(f). The motion was seconded by Trustee Oppenheimer, and the question of the adoption of the foregoing resolution was duly put to a vote on roll call, and was carried according to the following:

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

(Trustee Kovner arrived at the executive meeting location at 5:02 p.m.)

RE-ADJOURNMENT INTO PUBLIC SESSION

Trustee Skerritt made a motion at 6:03 p.m. to close the Executive Session and to re-adjourn into public session. The motion was seconded by Trustee Oppenheimer, and the question of the adoption of the foregoing resolution was duly put to a vote on roll call, and was carried according to the following:

Motion: Trustee Skerritt
Seconded: Trustee Oppenheimer
In Favor: Mayor O'Brien, Trustee Wolf, Trustee Oppenheimer, Trustee Skerritt, Trustee Kovner
Abstain: None
Against: None

Mayor O'Brien called the Board of Trustees meeting to order at 6:04 p.m., at which time the following were in attendance:

Hugh O'Brien, Mayor
Frank Wolf, Deputy Mayor, Trustee
Nat Oppenheimer, Trustee
Susan Skerritt, Trustee
Anna Kovner, Trustee
Joseph Prokop, Village Attorney
Scott Rosenblum, Advisor to the Board (Remote)
Mario Posillico, Village Administrator
Donna Lyudmer, Village Treasurer
0 persons attended in person and up to 15 other attendees observed through internet connection (exclusive of the officers/staff noted above).

PUBLIC HEARING: LOCAL LAW MODIFICATION – CHAPTER 52 – PUBLIC SPACES

Mayor O'Brien opened the Public Hearing at 6:04 p.m. to consider the proposed amendment to Section 6 of Chapter 52 of the Village Code. Trustee Wolf provided an overview of the proposed local law that would clarify the existing regulation regarding private use of public space. Comments and questions were received from the members of the Board and those in attendance, and after all having a chance to be heard, Trustee Wolf made a motion at 6:12 p.m. to close the public hearing. The motion was seconded by Trustee Oppenheimer, and the question of the adoption of the foregoing resolution was duly put to a vote on roll call, and was carried according to the following:

Motion: Trustee Wolf

Seconded: Trustee Oppenheimer

In Favor: Mayor O'Brien, Trustee Wolf, Trustee Oppenheimer, Trustee Skerritt, Trustee Kovner

Abstain: None

Against: None

PUBLIC HEARING: LOCAL LAW MODIFICATION – CHAPTER 42 – PLANNING COMMISSION

Mayor O'Brien opened the Public Hearing at 6:12 p.m. to consider the proposed amendment to Section 8 of Chapter 42 of the Village Code. Mayor O'Brien provided an overview of the proposed local law that would formalize in the Village Code the past practice of appointing up to 2 alternate members to the Planning Commission. Comments and questions were received from the members of the Board and those in attendance, and after all having a chance to be heard, Trustee Oppenheimer made a motion at 6:15 p.m. to close the public hearing. The motion was seconded by Trustee Wolf, and the question of the adoption of the foregoing resolution was duly put to a vote on roll call, and was carried according to the following:

Motion: Trustee Oppenheimer

Seconded: Trustee Wolf

In Favor: Mayor O'Brien, Trustee Wolf, Trustee Oppenheimer, Trustee Skerritt, Trustee Kovner

Abstain: None

Against: None

PUBLIC HEARING: LOCAL LAW MODIFICATION – CHAPTER 48 – TAXATION

Mayor O'Brien opened the Public Hearing at 6:15 p.m. to consider the proposed creation of Section 24 of Chapter 48 of the Village Code. Mayor O'Brien provided an overview of the proposed local law that would confirm within the Village Code the rights and responsibilities of the Village Board

of Trustees as stipulated in the Real Property Tax Law of New York State, to create and appoint members to the Board of Assessment Review. Comments and questions were received from the members of the Board and those in attendance, and after all having a chance to be heard, Trustee Wolf made a motion at 6:20 p.m. to close the public hearing. The motion was seconded by Trustee Oppenheimer, and the question of the adoption of the foregoing resolution was duly put to a vote on roll call, and was carried according to the following:

Motion: Trustee Wolf

Seconded: Trustee Oppenheimer

In Favor: Mayor O'Brien, Trustee Wolf, Trustee Oppenheimer, Trustee Skerritt, Trustee Kovner

Abstain: None

Against: None

AUTHORIZATION FOR PROCUREMENT OF A LIGHT DUTY UTILITY VEHICLE FOR THE SALTAIRE VOLUNTEER FIRE COMPANY (SVFC)

Mayor O'Brien provided an overview of the years-long process undertaken by the SVFC to design and publicly bid for the procurement of a utility vehicle to replace the current utility vehicle which has been in service for more than 25 years. Administrator Posillico provided the results of the November 7, 2024 bid for the light duty utility vehicle. After presentation by SVFC Chief Josh Raeben outlining the needs and functions that would be served by the replacement vehicle, and discussion amongst the members of the Board, which included the impact of the purchase on the overall capital project budget which would be partly financed with \$200,000 of the proceeds obtained through the most recent long-term bond issuance, and after all others having a chance to be heard, Trustee Wolf made the following motion:

WHEREAS, the Village is desirous of providing the SVFC with proper equipment to assist them in preparation for and responding to fire situations in the Village and within its mutual aid partners' districts; and

WHEREAS the Village of Saltaire solicited bids in compliance with the procurement policies of the Village of Saltaire for the procurement of a utility vehicle pursuant to the approved specifications; and

WHEREAS sealed bids were publicly opened at 11:00 a.m. EST on November 7, 2024, and Firematic Supply Company Inc., having been qualified by the Village Administrator as meeting all of the requirements of the bidding documents, is the certified low bidder for the procurement as specified in the bid documents and meets all the requirements stipulated in the bid;

THEREFORE, BE IT RESOLVED that the Board of Trustees of the Village of Saltaire hereby authorizes the Village Administrator to declare Firematic Supply Company Inc. as the certified low bidder for the procurement of a utility vehicle pursuant to the approved specifications, and further,

BE IT RESOLVED that the Board of Trustees of the Village of Saltaire hereby authorizes the Village Administrator to execute the necessary contract documents with Firematic Supply Company Inc., as so approved by the Mayor in consultation with the Village Attorney, for the maximum contract amount of \$370,000.00 minus any reductions that the Village may achieve in negotiating the final contract, plus scope-of-work reductions, if any, plus the cost of any necessary change orders that the Mayor deems necessary and reasonable; and further

BE IT RESOLVED that the funding for the project for the approved amount shall initially be made from the Village's general reserves, with the general reserves to be repaid in whole or in part by any grant proceeds that are awarded, and any remainder to be repaid in whole or in part by the issuance of Bonds or Bond or Revenue Anticipation Notes, as previously authorized or to be authorized in the future.

The motion was seconded by Trustee Skerritt, and the question of the adoption of the foregoing resolution was duly put to a vote on roll call, and was carried according to the following:

Motion: Trustee Wolf

Second: Trustee Skerritt

In Favor: Mayor O'Brien, Trustee Wolf, Trustee Oppenheimer, Trustee Skerritt, Trustee Kovner

Abstain: None

Against: None

DISCUSSION OF PROPOSED CODE MODIFICATIONS TO CHAPTER 55 (ZONING) AND AUTHORIZATION TO SET A DATE FOR A PUBLIC HEARING FOR CONSIDERATION OF ITS ADOPTION

Mayor O'Brien provided a summary of proposed changes to Chapter 55 (Zoning) to regulate roofs over decking, and further stated that such an amendment necessarily requires prior to adoption a determination of local authority from the Suffolk County Planning Commission, which had been requested but was not received prior to this meeting. The Mayor then stated that, assuming receipt of such determination from the County, it will be necessary to hold a public hearing on the proposed law at the next meeting of the Board of Trustees. Comments and questions were received from the members of the Board and those in attendance, and after all having a chance to be heard, Trustee Oppenheimer made a motion to hold a public hearing on the next scheduled meeting date to consider amendments to sections 2 and 14 of Chapter 55 of the Village Code in the final language submitted to Suffolk County Planning Commission.

The motion was seconded by Trustee Wolf, and the question of the adoption of the foregoing resolution was duly put to a vote on roll call, and was carried according to the following:

Motion: Trustee Oppenheimer

Seconded: Trustee Wolf

In Favor: Mayor O'Brien, Trustee Wolf, Trustee Oppenheimer, Trustee Skerritt, Trustee Kovner

Abstain: None

Against: None

ADOPTION OF MODIFICATION TO CHAPTER 52-6 OF THE VILLAGE CODE – PUBLIC SPACES

Discussion continued on the Local Law to amend Section 52-6 of the Village Code to regulate public spaces in the Village of Saltaire. After all having a chance to be heard, Trustee Oppenheimer made a motion to classify the adoption of this code section as a Type II action for the purposes of SEQRA and to therefore determine that no further environmental review is required, and to adopt the local law to modify Section 52-6 of the Village Code as presented at the Public Hearing. The motion was seconded by Trustee Wolf and the question of the adoption of the foregoing resolution was duly put to a vote on roll call, and was carried according to the following:

Motion: Trustee Oppenheimer

Seconded: Trustee Wolf

In Favor: Mayor O'Brien, Trustee Wolf, Trustee Oppenheimer, Trustee Skerritt, Trustee Kovner

Abstain: None

Against: None

ADOPTION OF MODIFICATION TO CHAPTER 42 OF THE VILLAGE CODE – PLANNING COMMISSION

Discussion continued on the Local Law to amend Section 42-8 of the Village Code to authorize the appointment of alternate members to the Planning Commission. After all having a chance to be heard, Trustee Kovner made a motion to classify the adoption of this code section as a Type II action for the purposes of SEQRA and to therefore determine that no further environmental review is required, and to adopt the local law to modify Section 42-8 of the Village Code as presented at the Public Hearing. The motion was seconded by Trustee Oppenheimer and the question of the adoption of the foregoing resolution was duly put to a vote on roll call, and was carried according to the following:

Motion: Trustee Kovner

Seconded: Trustee Oppenheimer

In Favor: Mayor O'Brien, Trustee Wolf, Trustee Oppenheimer, Trustee Skerritt, Trustee Kovner

Abstain: None

Against: None

ADOPTION OF MODIFICATION TO CHAPTER 48 OF THE VILLAGE CODE – TAXATION

Discussion continued on the Local Law to create Section 48-24 of the Village Code to confirm within the Village Code the rights and responsibilities of the Village Board of Trustees as stipulated in the Real Property Tax Law of New York State, to create and appoint members of the Board of Assessment Review. After all having a chance to be heard, Trustee Wolf made a motion to classify the adoption of this code section as a Type II action for the purposes of SEQRA and to therefore determine that no further environmental review is required, and to adopt the local law to create Section 48-24 of the Village Code as presented at the Public Hearing. The motion was seconded by Trustee Kovner and the question of the adoption of the foregoing resolution was duly put to a vote on roll call, and was carried according to the following:

Motion: Trustee Wolf

Seconded: Trustee Kovner

In Favor: Mayor O'Brien, Trustee Wolf, Trustee Oppenheimer, Trustee Skerritt, Trustee Kovner

Abstain: None

Against: None

DISCUSSION OF PROPOSED CODE MODIFICATIONS TO CHAPTER 48 (TAXATION) AND AUTHORIZATION TO SET A DATE FOR PUBLIC HEARING FOR CONSIDERATION OF ITS ADOPTION

Village Administrator Posillico provided a summary of proposed changes to Chapter 48 to authorize a waiver of the maximum New York State tax cap for the 2025-26 fiscal year if necessary for adoption of the operating budget. Comments and questions were received from the members of the Board and those in attendance, and after all having a chance to be heard, Trustee Oppenheimer made a motion to hold a public hearing on the next scheduled meeting date to consider an amendment to Chapter 48 Village Code.

The motion was seconded by Trustee Kovner, and the question of the adoption of the foregoing resolution was duly put to a vote on roll call, and was carried according to the following:

Motion: Trustee Oppenheimer

Seconded: Trustee Kovner

In Favor: Mayor O'Brien, Trustee Wolf, Trustee Oppenheimer, Trustee Skerritt, Trustee Kovner

Abstain: None

Against: None

DISCUSSION OF PROPOSED CODE MODIFICATIONS TO CHAPTER 55 (ZONING) AND AUTHORIZATION TO SET A DATE FOR PUBLIC HEARING FOR CONSIDERATION OF ITS ADOPTION

Trustee Oppenheimer provided a summary of proposed changes to Chapter 55 regulate skirting below the first floor. Comments and questions were received from the members of the Board and those in attendance, and after all having a chance to be heard, Trustee Oppenheimer made a motion to hold a public hearing on the next scheduled meeting date to consider an amendment to Chapter 55 of the Village Code.

The motion was seconded by Trustee Wolf, and the question of the adoption of the foregoing resolution was duly put to a vote on roll call, and was carried according to the following:

Motion: Trustee Oppenheimer

Seconded: Trustee Wolf

In Favor: Mayor O'Brien, Trustee Wolf, Trustee Oppenheimer, Trustee Skerritt, Trustee Kovner

Abstain: None

Against: None

SURPLUS EQUIPMENT

Administrator Posillico reported that, based on consultation with the Village equipment managers, he has identified the following equipment as being surplus to the Village's needs based on the equipment's current use or condition, decreasing functional capability and shrinking benefit-to-cost ratio.

Trustee Oppenheimer made a motion to adopt the following resolution:

WHEREAS, the Village of Saltaire owns and is in possession of the following equipment:

- 2005 Ford Pick-Up F250 Truck
- 2013 Polaris ATV R13RH45AG
- Western V Plow
- Blodgett Convection Oven
- Zesto Pizza Oven

WHEREAS, the aforementioned equipment is surplus to the Village's municipal needs and the Village is desirous of selling property that is surplus to its needs;

NOW, THEREFORE, BE IT RESOLVED that the Village hereby declares the aforementioned equipment no longer of use to the Village for municipal purposes and declared as surplus to the Village's municipal needs, and it is further;

RESOLVED that the Village Administrator is authorized to sell the surplus equipment and may utilize any reasonable method to realize the fair-market value for the property, or to donate or otherwise dispose of any portion that cannot be sold in whole or in part.

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

Motion: Trustee Oppenheimer

Seconded: Trustee Kovner

In Favor: Mayor O'Brien, Trustee Wolf, Trustee Oppenheimer, Trustee Skerritt, Trustee Kovner

Abstain: None

Against: None

APPROVAL OF MINUTES

Draft copies of the minutes of the Board of Trustees meeting of December 11, 2024 had previously been presented to the Board and posted in draft form on the Village website. Following discussion, Trustee Oppenheimer made a motion to adopt the minutes as presented with minor non-substantive corrections. The motion was seconded by Trustee Wolf, and the question of the adoption of the foregoing resolution was duly put to a vote on roll call, and was carried according to the following:

Motion: Trustee Oppenheimer

Seconded: Trustee Wolf

In Favor: Mayor O'Brien, Trustee Wolf, Trustee Oppenheimer, Trustee Skerritt, Trustee Kovner

Abstain: None

Against: None

AUDIT AND APPROVAL OF ABSTRACTS

Mayor O'Brien stated that the following Abstracts, having been distributed to the Board and posted on the Village website, were presented for approval by the Village Administrator and the Village Treasurer:

General Fund Checking No. 8A in the amount of	\$137,673.72
Capital Fund Checking No. 8A in the amount of	\$116,278.39

After discussion and opportunity for questions, Trustee Skerritt made a motion that the above-listed abstract(s) be approved as presented and that the Mayor be authorized to execute the warrant(s). The motion was seconded by Trustee Oppenheimer, and the question of the adoption of the foregoing resolution was duly put to a vote on roll call, and was carried according to the following:

Motion: Trustee Skerritt

Seconded: Trustee Oppenheimer

In Favor: Mayor O'Brien, Trustee Wolf, Trustee Oppenheimer, Trustee Skerritt, Trustee Kovner

Abstain: None

Against: None

CLOSE OF MEETING

Trustee Oppenheimer made a motion at 7:46 p.m. to close the meeting and to hold the next Board of Trustees meetings according to the following schedule:

- February 27, 2025 at 32 Old Slip, New York, New York with the public portion to start at 6:00 p.m. with remote connection, which will include any Public Hearings.

The motion was seconded by Trustee Wolf and the question of the adoption of the foregoing resolution was duly put to a vote on roll call, and was carried according to the following:

Motion: Trustee Oppenheimer

Seconded: Trustee Wolf

In Favor: Mayor O'Brien, Trustee Wolf, Trustee Oppenheimer, Trustee Skerritt, Trustee Kovner

Abstain: None

Against: None