

MINUTES OF THE PUBLIC HEARING AND BOARD OF TRUSTEES MEETING HELD ON NOVEMBER 9 2021 VIA REMOTE ATTENDANCE, PARTICIPATION AND 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  
Frank Wolf, Trustee  
Hugh O'Brien, Trustee  
Nat Oppenheimer, Trustee  
Alex Chefetz, Trustee  
Scott Rosenblum, Counselor to the Board  
Village Attorney Joseph Prokop  
Mario Posillico, Administrator & Clerk  
Donna Lyudmer, Village Treasurer  
Meagan Leppicello, Deputy Village Clerk Treasurer  
And 0 attended in person  
And 0 attendees observed through internet connection

ADJOURN INTO EXECUTIVE SESSION

Trustee Oppenheimer made a motion at 5:01 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), and the purchase or sale of real property. The motion was seconded by Trustee Wolf and on call it was approved according to the following vote:

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

RE-ADJOURNMENT INTO PUBLIC SESSION

Trustee Wolf made a motion at 6:00 p.m. to close the Executive Session and to re-adjourn into public session at 6:05 p.m. 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 Oppenheimer, Trustee Chefetz  
Against: None  
Abstain: None

Mayor Zaccaro called the Public Hearing to order at 6:05 p.m. and the following were in attendance:

John A. Zaccaro Jr, Mayor  
Frank Wolf, Trustee

Hugh O'Brien, Trustee  
Nat Oppenheimer, Trustee  
Scott Rosenblum, Counselor to the Board  
Village Attorney Joseph Prokop  
Mario Posillico, Administrator & Clerk  
Donna Lyudmer, Village Treasurer  
Meagan Leppicello, Deputy Village Clerk Treasurer  
And up to approximately 35 attendees observed through internet connection

Trustee Chefetz joined the Public Hearing at 6:12 p.m.

**PUBLIC HEARING: LOCAL LAW MODIFICATION – CHAPTER 18 BUILDING AND CONSTRUCTION – REGULATION OF RESIDENTIAL FIRE SPRINKLER SYSTEMS**

Village Administrator Posillico outlined the proposed regulations in the draft local law to modify Chapter 18 to regulate Residential Fire Sprinkler systems. He stated that the proposal would require fire sprinkler systems in all new or substantially improved residential buildings constructed in Saltaire, which, as currently regulated by the New York State Building Code, are required only in new residential wood-frame buildings that are 3 stories or more in height. He further stated that if the Village were to adopt the local law regulating residential sprinklers, it could only go into effect if the New York State Department of State approved the local law. Discussion ensued about both the definition of substantial improvement as well as requirements of sprinkler systems to be kept operable during the winter season. 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 O'Brien made a motion to adjourn the public hearing at approximately 6:31 p.m. The motion was seconded by Trustee Chefetz and on call the motion was carried according to the following vote:

Motion: Trustee O'Brien

Seconded: Trustee Chefetz

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

Abstain: None

Against: None

**COVID UPDATE**

Mayor Zaccaro provided the current statistics of the pandemic in New York State and Suffolk County, and the impact of the Delta variant on both vaccinated and unvaccinated people. He stated that a recent spike in COVID cases in Europe is worrisome and should make everyone realize that the risks of the virus are still real and need to be monitored. He stated that the Village in consultation with the Medical Advisory Committee will continue to monitor the situation and current CDC guidance, and based on how the situation unfolds the Village may revisit requirements for the off-season, if circumstances warrant.

**APPROVAL OF LOCAL LAW MODIFICATION – CHAPTER 55 ZONING – REGULATION OF PLATFORM LIFTS AND ELEVATORS**

Village Administrator Posillico outlined the zoning and building objectives behind the proposed provisions included in the draft local law to regulate platform lifts and elevators that was presented at a Public Hearing on October 5, 2021. Village Attorney Prokop advised the Board that the Suffolk County Planning Department issued a certification that the Village's consideration of adoption of the

local law to modify the zoning code to regulate platform lifts and elevators is considered to be a matter of local determination as there are no apparent significant County-wide or inter-community impacts. He stated that such determination is required by County law before the Board can adopt the zoning code amendment now that requirement has been met. 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 adopt the local law as presented. The motion was seconded by Trustee O'Brien. Before consideration of adoption of the local law, the following motion was considered:

**RESOLUTION ADOPTING LEAD AGENCY STATUS, TYPING A PROJECT, ADOPTION OF A NEGATIVE DECLARATION FOR PURPOSES OF ADOPTING A LOCAL LAW MAKING A MODIFICATION TO THE ZONING CODE. .**

Trustee Oppenheimer made the following motion:

WHEREAS the Board of Trustee of the Village of Saltaire may consider adoption of a local law to modify the Village Zoning Code to regulate platform lifts and elevators, and

WHEREAS the Board of Trustees has reviewed the short form EAF and accompanying materials for the required SEQRA review with respect to the possible adoption of a local law to modify the Village Zoning Code to regulate platform lifts and elevators, it is therefore

RESOLVED that the Board of Trustees adopts Lead Agency status for purposes of SEQRA with respect to the possible adoption of a local law to modify the Village Zoning Code to regulate platform lifts and elevators, and further be it

RESOLVED that the Board of Trustees hereby determines that the possible adoption of a local law to modify the Village Zoning Code to regulate platform lifts and elevators is an Unlisted action for purposes of SEQRA, and further be it

RESOLVED that the Board of Trustees of the Village of Saltaire hereby determines that the possible adoption of a local law to modify the Village Zoning Code to regulate platform lifts and elevators:

- Will not create a material conflict with an adopted land-use plan or zoning regulations; and
- Will not result in a change in the use or intensity of the use of land; and
- Will not impair the character or quality of the existing community; and
- Will not have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area; and
- Will not result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking, or walkways; and
- Will not cause an increase in the use of energy or fail to incorporate reasonably available energy conservation or renewable-energy alternatives; and
- Will not impact existing public or private water supplies; and
- Will not impact existing public or private wastewater treatment facilities; and
- Will not impair the character or quality of important historic, archaeological, architectural or aesthetic resources; and
- Will not result in an adverse change to natural resources such as wetlands, water bodies, groundwater, air quality, flora and fauna; and
- Will not result in an increase in the potential for erosion, flooding or drainage problems; and
- Will not create a hazard to environmental resources or human health; and that it is therefore

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

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

Motion: Trustee Oppenheimer

Seconded: Trustee Wolf

In Favor: Trustee Wolf, Trustee O'Brien, Trustee Oppenheimer, Trustee Chefetz Against: None

Against: None

Abstain: None

Trustee Oppenheimer restated his motion to adopt the local law as presented. The motion was seconded by Trustee O'Brien, and after all having a chance to be heard, the motion was carried according to the following vote:

Motion: Trustee Oppenheimer

Seconded: Trustee O'Brien

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

Abstain: None

Against: None

#### ELECTRIC BICYCLE USE IN THE VILLAGE OF SALTAIRE

Mayor Zaccaro reported that New York State adopted legislation regarding electric bikes that requires that Towns and Villages in Suffolk County be authorized by County resolution in order to be able to adopt their own local legislation to regulate electric bikes. Village Attorney Prokop advised that in its current version, the local law to regulate electric bikes in the Village of Saltaire should not be adopted prior to the County action that would be compliant with the New York law. Mayor Zaccaro stated that the Suffolk County Legislature would be meeting later in November to consider and hopefully adopt the requisite legislation, and tabled the matter until the County Legislature adopted its legislation. .

#### ADOPTION OF LOCAL LAW MODIFICATION –CHAPTER 10–BICYCLES – GENERAL REGULATIONS

Deputy Mayor O'Brien reported on the draft revisions to the chapter covering all aspects of bicycle use in the Village (other than the electric bike provision covered by a separate local law). 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 to adopt the local law as presented. The motion was seconded by Trustee Oppenheimer. Before consideration of adoption of the local law, the following motion was considered:

#### RESOLUTION ADOPTING LEAD AGENCY STATUS, TYPING A PROJECT, ADOPTION OF A NEGATIVE DECLARATION FOR PURPOSES OF ADOPTING A LOCAL LAW REGULATING BICYCLE USE IN THE VILLAGE.

Trustee Wolf made the following motion:

WHEREAS the Board of Trustee of the Village of Saltaire may consider adoption of a local law to modify the Village Code regulating bicycle use in the Village, and

WHEREAS the Board of Trustees has reviewed the short form EAF and accompanying materials for the required SEQRA review with respect to the possible adoption of a local law to modify the Village Code regulating bicycle use in the Village, it is therefore

RESOLVED that the Board of Trustees adopts Lead Agency status for purposes of SEQRA with respect to the possible adoption of a local law to modify the Village Code regulating bicycle use in the Village, and further be it

RESOLVED that the Board of Trustees hereby determines that the possible adoption of a local law to modify the Village Code regulating bicycle use in the Village is an Unlisted action for purposes of SEQRA, and further be it

RESOLVED that the Board of Trustees of the Village of Saltaire hereby determines that the possible adoption of a local law to modify the Village Code regulating bicycle use in the Village:

- Will not create a material conflict with an adopted land-use plan or zoning regulations; and
- Will not result in a change in the use or intensity of the use of land; and
- Will not impair the character or quality of the existing community; and
- Will not have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area; and

- Will not result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking, or walkways; and

- Will not cause an increase in the use of energy or fail to incorporate reasonably available energy conservation or renewable-energy alternatives; and

- Will not impact existing public or private water supplies; and

- Will not impact existing public or private wastewater treatment facilities; and

- Will not impair the character or quality of important historic, archaeological, architectural or aesthetic resources; and

- Will not result in an adverse change to natural resources such as wetlands, water bodies, groundwater, air quality, flora and fauna; and

- Will not result in an increase in the potential for erosion, flooding or drainage problems; and

- Will not create a hazard to environmental resources or human health; and that it is therefore

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

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

Motion: Trustee Wolf

Seconded: Trustee Oppenheimer

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

Against: None

Abstain: None

Trustee Wolf restated his motion to adopt the local law as presented. The motion was seconded by Trustee Oppenheimer, and after all having a chance to be heard, the motion was carried according to the following vote:

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

#### DISCUSSION OF AUTHORIZING A PROPERTY TRANSFER TAX

Mayor Zaccaro stated the New York State Real Property Tax Law provides for the ability of local taxing jurisdictions to impose a tax upon properties sold within the jurisdiction. He stated that Trustee Wolf had raised the issue at previous meetings and has done significant research on the issue in consultation with Village Attorney Prokop. Trustee Wolf first outlined the procedural requirements that would have to be undertaken if the Board wished to institute a transfer tax, which would require a series of NY State legislative approvals that would take many months if approved. He then outlined the four decisions that the Board would have to make to develop the structure of the transfer tax if it chooses to move in that direction: 1) the tax rate on the property sale price, typically between 0.5% to 2.0%; 2) how long the tax would stay in effect, typically between 5 to 10 years; 3) whether the buyer or the seller would pay the tax; and 4) the purpose for which the funds would be designated. Trustee Wolf then presented how much tax would have been collected in the past five years if the transfer tax were in place, creating a range using the low and high end of the typical tax rates. Discussion ensued first amongst the members of the Board and then those in attendance, and after all having a chance to be heard, Mayor Zaccaro asked Trustee Wolf and Village Attorney Prokop to develop a concise position paper outlining the likely way the Village would structure a transfer tax, along with the justification for its creation and approval. He stated that this synopsis would be the foundation for meetings with the Village's State legislative representatives to ascertain the level of support that the Village could expect for its proposal. Trustee Wolf stated he would take the lead on the synopsis and report back to the Board.

#### REASSESSMENT DISCUSSION

Mayor Zaccaro continued the discussion from the previous meeting about the possibility of undertaking a Village-wide reassessment, which was last undertaken in 1974. Administrator Posillico stated that he has been gradually creating a database of the Village's assessment roll that includes more in-depth quantitative and qualitative factors. The premise is that this database would provide more clarity on the overall equanimity of the Village's assessment roll. He also stated he is investigating what the cost of a Village-wide assessment would be, and possible sources of funding to undertake it. After discussion and all having a chance to be heard, Mayor Zaccaro asked Trustee Chefetz and Administrator Posillico to continue their work on this issue.

#### DISCUSSION OF 14 BAY PROM PROJECT

Mayor Zaccaro stated that the Village retained the engineering firm of Glenn Graham PE to develop a code-compliant floor plan for 14 Bay Promenade based on the general configuration of Plan B developed by Trustee Oppenheimer. He stated that the floor plan options that the engineer developed were posted on the Village's website, alongside floor Plan A. Discussion then turned to cost comparisons between the two plans, and the least expensive and most accurate way to achieve that comparison. After discussion and all having a chance to be heard, Mayor Zaccaro asked Administrator Posillico to contact the third-party firm that prepared a detailed cost estimate for Plan A and see what information they would need to do the same for Plan B. Also, if in the same relative cost, to engage them to develop the cost estimate for Plan B.

CONSIDERATION OF HOLDING A PUBLIC HEARING TO ADD A CHAPTER OR SECTION OF THE VILLAGE CODE TO PROHIBIT THE SALE OF CANNABIS PRODUCTS

Mayor Zaccaro stated that New York State recently passed legislation allowing for the retail sales of Cannabis-related products at dispensaries throughout the State. He stated that the legislation allowed local jurisdictions to opt-out as an area in which dispensaries are allowed to operate, but must do so before December 31, 2021. Discussion amongst the Board and the public ensued about the proposed legislation posted on the Village website, which would prohibit the retail sale or on-site consumption of Cannabis-related products within the Village. After discussion and all having a chance to be heard, Trustee O'Brien made a motion to conduct a public hearing at the next regularly scheduled Board meeting to consider adoption of the presented local law to prohibit the retail sale or on-site consumption of Cannabis-related products within the Village.

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

Motion: Trustee O'Brien

Seconded: Trustee Wolf

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

Abstain: None

Against: None

AUTHORIZATION TO SUBMIT A GRANT APPLICATION FOR WATER IMPROVEMENT PROJECTS

Trustee O'Brien made the following motion:

WHEREAS, the Clean Water Infrastructure Act of 2017 will invest at least \$3 billion in clean and drinking water infrastructure projects and water quality protection projects across the State of New York, and

WHEREAS, a portion of these funds will be made available in 2022, with some allocated for drinking water projects and some allocated for wastewater infrastructure projects, and

WHEREAS, under this program the Environmental Facilities Corporation (EFC) provides grants to assist municipalities in funding water quality infrastructure to support infrastructure projects that protect health by removing or otherwise addressing emerging contaminants such as Per and Polyfluoroalkyl Substance (PFAS) or 1,4-dioxane, and

WHEREAS, drinking water awardees will receive up to 60 percent of eligible project costs, and

WHEREAS, the grant application and documentation sufficient for a project to be considered for a WIIA grant must be submitted to the EFC no later than 5:00 p.m. on November 22, 2021, and

WHEREAS, the Board of Trustees of the Village of Saltaire believes itself to be qualified for a NYS WIIA Grant, and is willing to carry out all activities described in the grant application, and

WHEREAS, in this action the Village of Saltaire will, upon an award and acceptance of the grant, consider a separate authorization from the Board of Trustee to enter into an agreement with the EFC pursuant to terms to be negotiated;

NOW THEREFORE, after discussion and due deliberation, and in consideration of the above recitals, the Board Unanimously:

RESOLVED, that the Board of Trustees of the Village of Saltaire authorizes the submittal of grant applications for the following project: Water Main Replacement at Various Locations throughout the Village, to the NYS Water Infrastructure Improvement Act (WIIA) and authorizes H2M Architects & Engineers to act as an authorized Agent on behalf of the Village.

FURTHER RESOLVED that the Village of Saltaire requests the funds and assistance available from the NYS WIIA Grant and upon an award and acceptance of the grant will comply with all rules and requirements of this program, and further,

WHEREAS the Board of Trustees is considering the above resolution for the submittal of grant applications for the following project: Water Main Replacement at Various Locations throughout the Village, and

WHEREAS the grant submission process requires the completion of the SEQRA-State Environmental Quality Review Act.

WHEREAS the Village's engineer has completed a Short Form Assessment in analysis of the subject project and recommended that the project is a Type II action.

NOW THEREFORE, after discussion and due deliberation, and in consideration of the above recitals, the Board, it is

FURTHER RESOLVED, that the Board of Trustees of the Inc. Village of Saltaire has determined that the project is a Type II and therefore require no further review in accordance with 617.5, and further

WHEREAS the Village of Trustees is desirous of constructing water distribution system improvements to improve water quality via replacement of undersized, unlined water mains and appurtenances in various locations throughout the Village, and had authorized H2M Architects & Engineers to prepare engineering design documents and submit and comply with Suffolk County and New York State Department of Health requirements for said modifications, and

WHEREAS the project to complete the stated modifications will include, engineering, permit review fees, all construction related to water main replacement and restoration, laboratory sampling and analysis, estimated as not to exceed, \$5,630,000.

NOW THEREFORE, after discussion and due deliberation, and in consideration of the above recitals,

BE IT RESOLVED, that the Board of Trustees of the Village of Saltaire will, upon an award and acceptance of the grant by New York state, consider a separate authorization from the Board of Trustees to enter into an agreement with the EFC pursuant to terms to be negotiated, and conditioned upon and subsequent to the execution of such agreement, undertake necessary resolutions to fund the balance of the project-expenditures not covered by the grant award for the Water Main Replacement at Various Locations throughout the Village. The Village authorizes the expenditure of \$2,252,000 to fund the project.

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



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

## 2022 ELECTION RESOLUTIONS

Trustee Oppenheimer made the following motions:

### RESOLUTION SETTING THE DATE OF THE TIMES OF THE NEXT GENERAL ELECTION

WHEREAS, the general Village election for the Village of Saltaire for the year 2022 is scheduled to be held on the Friday before Memorial Day, and

WHEREAS, there are by law three positions to be filled at the 2022 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 of one Mayor and two Trustees of the Inc. Village of Saltaire shall be held on May 27, 2022 between the hours of 12 noon and 9:00 p.m. at the Village Hall, 103 Broadway, Saltaire, New York.

### RESOLUTION AUTHORIZING AND SETTING THE DATES OF PERSONAL REGISTRATION

WHEREAS, the next general Village election of one mayor and two Trustees of the Incorporated Village of Saltaire will be held on May 27, 2022 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. Personal registration for the Village shall be held 12 days before the election on May 15, 2022 between the hours of 9:00 a.m. and 5:00 p.m. and 10 days before the election on Tuesday, May 17, 2022, between the hours of 12:00 noon and 5:00 p. m. at the Village Hall, 103 Broadway, Saltaire, New York.

2. That the Inspectors of Election shall meet 10 days before the election in the Village Hall to commence the preparation of the register for the forthcoming general election.

3. Election day for the Village shall be held on May 27, 2022 between the hours of 12:00 noon and 9:00 p.m. at the Village Hall, 103 Broadway, Saltaire, New York.

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

Motion: Trustee Oppenheimer

Seconded: Trustee Wolf

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

Against: None

Abstain: None

#### 2022 MARINA FEES

Village Administrator Posillico stated that the 2022 Marina applications are scheduled and ready to be sent out to potential applicants; and in conformance with past practice of linking the annual fee increase rate to the CPI rate for previous twelve months, presented a fee schedule based on a 4.5% increase for all slip widths and lengths. After discussion, Trustee Wolf made a motion to authorize the 2022 Marina fees as presented, which represents a 4.5% increase above the 2021 rates.

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

Motion: Trustee Wolf

Seconded: Trustee Chefetz

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

Abstain: None

Against: None

#### WAIVER OF LAND-USE TRAINING FOR 2021

Administrator Posillico reported that all active members of both the Board of Trustees and the Zoning Board of Appeals have completed their required 4-hour land-use training for 2021 as administered by Village Attorney Prokop. He further stated that Board, in an extra degree of caution, could opt out of the required training. After discussion, and all having a chance to be heard, Trustee O'Brien moved the adoption of the following resolutions regarding land-use training for 2021:

##### 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 2021.

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 Commission 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 Commission 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 Commission 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 2021.

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 O'Brien, Trustee Oppenheimer, Trustee Chefetz

Abstain: Trustee Wolf

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 Chefetz made a motion to accept delivery of the 2021/22 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 O'Brien, and the motion was carried according to the following:

Motion: Trustee Chefetz

Seconded: Trustee O'Brien

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

Abstain: None

Against: None

#### APPROVAL OF MINUTES

Draft copies of the minutes of the Board of Trustees meeting of October 5, 2021 had previously been presented to the Board and posted in draft form on the Village website. Following discussion, Trustee Wolf 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 Wolf

Seconded: Trustee Oppenheimer

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

Abstain: None

Against: None

#### AUDIT AND APPROVAL OF ABSTRACTS

Mayor Zaccaro 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. 5B in the amount of \$34,951.99

General Fund Checking No. 6A in the amount of \$264,280.25

After discussion and opportunity for questions, Trustee Chefetz 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 on call it carried according to the following vote:

Motion: Trustee Chefetz

Seconded: Trustee Oppenheimer

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

Abstain: None

Against: None

#### CLOSE OF MEETING

After all having had a chance to be heard and there being no further business before the Board, Trustee Oppenheimer made a motion at 8:28 p.m. to close the meeting and to hold the next Board of Trustees meeting according to the following schedule:

- To be determined subsequent to the close of the meeting based on Trustee availability.  
[Clerk's Note: Meeting subsequently scheduled for December 14, 2021 to be conducted remotely.]

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

Motion: Trustee Oppenheimer

Second: Trustee Chefetz

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

Abstain: None

Against: None