

MINUTES OF THE PUBLIC HEARINGS AND BOARD OF TRUSTEES MEETING HELD ON APRIL 11 2022 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 5:01 p.m., and the following were in attendance via video or phone connection:

John A. Zaccaro Jr, Mayor
Frank Wolf, Trustee
Hugh O'Brien, Trustee
Nat Oppenheimer, Trustee
Scott Rosenblum, Counselor to the Board
Joseph Prokop, Village Attorney
Mario Posillico, Administrator & Clerk
Donna Lyudmer, Village Treasurer
Meagan Leppicello, Deputy Village Clerk/Treasurer
And in total 0 other attendees observed through internet connection

ADJOURN INTO EXECUTIVE SESSION

Trustee Wolf 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 Oppenheimer and on call it was approved according to the following vote:

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

Trustee Chefetz arrived into the executive session at 5:04 p.m.

RE-ADJOURNMENT INTO PUBLIC SESSION

Trustee O'Brien made a motion at 5:59 p.m. to close the Executive Session and to re-adjourn into public session at 6:00 p.m. The motion was seconded by Trustee Chefetz and on call it was approved according to the following vote:

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

Mayor Zaccaro called the Public Hearing to order at 6:03 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
Joseph Prokop, Village Attorney
Mario Posillico, Administrator & Clerk
Donna Lyudmer, Village Treasurer
Meagan Leppicello, Deputy Village Clerk/Treasurer
And at times up to 44 attendees observed through internet connection

PUBLIC HEARING OF THE 2022/3 TENTATIVE BUDGET

The most recent version of the 2022/23 tentative budget had been posted and available for viewing or download on the Village website. Village Administrator Posillico provided an overview of the projected results of the 2021/22 fiscal year (ending May 31,2022), and stated that the General Reserves, inclusive of all operational deficits and all unfunded capital project expenditures, are projected to stand at approximately \$2,670,000. He then provided an overview of the 2022/23 tentative budget, which as presented carried a 3% tax rate increase and was projected to result in a budget deficit of approximately \$162.00, to be funded from reserves. Village Administrator Posillico then further detailed some areas of the budgeted revenues and appropriations, and after further discussion amongst the members of the Board and those in attendance, and after all having had a chance to be heard, Trustee O'Brien made a motion at 6:20 p.m. to close the Public Hearing on the 2022/23 tentative budget. 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

Against: None

Abstain: None

PUBLIC HEARING: LOCAL LAW MODIFICATION – CHAPTER 38 PEACE AND GOOD ORDER – TO REGULATE ALCOHOL USE AND SMOKING IN PUBLIC PLACES

Deputy Mayor O'Brien outlined the proposed regulations in the draft local law to modify Chapter 38 to regulate alcohol use and smoking in public areas of the Village. He outlined the proposed amendments, and further stated that Village Attorney Prokop advised that certain language modifications should be made to the local law. Deputy Mayor O'Brien recommended that the consideration of the local law be held over to the next available meeting to allow sufficient time to make the needed revisions. 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 6:26 p.m. to adjourn the public hearing and have it remain open for further consideration at a later time or date. The motion was seconded by Trustee Oppenheimer, and on call 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

PUBLIC HEARING: LOCAL LAW MODIFICATION – CHAPTER 25 FIRE PREVENTION – TO REGULATE PROPANE TANKS

Deputy Mayor O'Brien outlined the proposed regulations in the draft local law to modify Chapter 25 to regulate the use and placement of propane tanks within the Village. He outlined the proposed amendments, and stated that portions of the law had to be revised to reflect Fire Company comments and to conform to New York State law, and Deputy Mayor O'Brien recommended that the consideration of the local law be held over to the next available meeting to allow sufficient time to make the needed revisions. 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 6:33 p.m. to adjourn the public hearing and have it remain open for further consideration at a later time or date. The motion was seconded by Trustee Chefetz, and on call the motion was carried 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

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 single-family buildings constructed in Saltaire, which, as currently regulated by the New York State Building Code, are required only in new single-family wood-frame buildings that are 3 stories or more in height. He further stated that the Village had previously adopted a local law regulating residential sprinklers, and that it was being modified pursuant to expert guidance in order to enhance the possibility of approval by the Codes Council and the New York Department of State as a more-restrictive building code. Discussion ensued, 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 adjourn the public hearing at approximately 6:38 p.m. The motion was seconded by Trustee Oppenheimer and on call 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

ADOPTION OF 2022-23 BUDGET

Trustee Wolf made the following motion:

WHEREAS, the tentative budget for the fiscal year 2022-2023 has been duly presented to the Board by the Village Administrator, and a duly advertised public hearing has been held thereon, and

WHEREAS, the final assessment role for the Village of Saltaire for the fiscal year 2022-2023 has been duly filed with the Village Clerk,

NOW THEREFORE BE IT RESOLVED, pursuant to the Village Law §5-508(4), that the said presented and modified tentative budget reflecting a tax rate of 5.90 per thousand of assessed value, be and hereby is adopted as the budget of the Village of Saltaire, New York, for the fiscal year 2022-2023, and

BE IT FURTHER RESOLVED, pursuant to §1420 of the Real Property Tax Law, that the Board of Trustees levy Real Estate Tax in the amount of \$2,573,210 against all properties listed in the 2022-2023 assessment roll of the Village of Saltaire, and

BE IT FURTHER RESOLVED that the Mayor be authorized to execute the Warrant for Collection of Taxes pursuant to §1246 of the Real Property Tax Law, and authorize the Village Treasurer to pay the annual salaries or pro-rated part thereof on a semi-monthly basis for the full-time employees of the Village of Saltaire as reflected in the budget, and to pay the seasonal and hourly employees on a semi-monthly basis to be hired and authorized by the Village Administrator to fill the needs anticipated and reflected in the budget.

The motion was seconded by Trustee Oppenheimer and on call 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

MOTION TO TABLE THE PUBLIC HEARING: LOCAL LAW MODIFICATION – CHAPTER 38 PEACE AND GOOD ORDER – TO REGULATE ALCOHOL USE AND SMOKING IN PUBLIC PLACES

Trustee O'Brien made a motion to table the decision on the proposed local law to modify Chapter 38 as presented for further consideration at the next regularly scheduled meeting. The motion was seconded by Trustee Wolf, and on call the motion was carried according to the following vote:

Motion: Trustee O'Brien

Seconded: Trustee Wolf

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

Abstain: None

Against: None

MOTION TO TABLE THE PUBLIC HEARING: LOCAL LAW MODIFICATION – CHAPTER 25 FIRE PREVENTION – TO REGULATE USE AND PLACEMENT OF PROPANE TANKS

Trustee O'Brien made a motion to table the decision on the proposed local law to modify Chapter 25 as presented for further consideration at the next regularly scheduled meeting. The motion was seconded by Trustee Wolf, and on call the motion was carried according to the following vote:

Motion: Trustee O'Brien

Seconded: Trustee Wolf

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

Abstain: None

Against: None

ADOPTION OF LOCAL LAW MODIFICATION –CHAPTER 18– REQUIREMENT FOR SPRINKLER SYSTEM IN NEW AND SUBSTANTIALLY IMPROVED RESIDENTIAL BUILDINGS

After further discussion, and after all having a chance to be heard, Trustee Wolf made a motion to adopt the local law to modify Chapter 18 of the Code of the Village of Saltaire requiring automatic sprinkler systems in all new and substantially improved single-family buildings as presented at the Public Hearing held on April 11, 2022. 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

COVID POLICY FOR 2022 SALTAIRE LIBRARY PROGRAMMING

Mayor Zaccaro reported on the current COVID metrics in the region, state and country. He then thanked the members of the Medical Advisory Committee (MAC) for their hard work and sound counsel over the past 2 years in helping the Board formulate sound and reasonable policy regarding the evolving COVID pandemic. Discussion then ensued about the recently adopted policy requiring vaccinations for all Library staff and registered participants in Library programs. Mayor Zaccaro stated that the Village Librarian had met with him, Trustee Chefetz and the MAC about that policy in relation to the operational particulars of the children's Library programs. He stated that the Librarian conveyed that the open-door and generational-intermingling nature of the Library presented logistical difficulties that would dramatically impact how the Library operates if implemented, not for just children but for adults as well. Discussion ensued, and after all having a chance to be heard, Trustee Oppenheimer made a motion to exempt from vaccination requirements of all participants from the ages of 5 through 12 years, inclusive, in any 2022 Village of Saltaire Library program requiring registration; and further that the COVID policies employed in the Library during 2021, or similar as modified to the current circumstances, be utilized for the 2022 Library season; and further that the vaccination requirements for Library employees be retained as previously adopted. The motion was seconded by Trustee Chefetz and on call it was approved according to the following vote:

Motion: Trustee Oppenheimer

Seconded: Trustee Chefetz

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

Abstain: None

Against: None

VILLAGE EMPLOYEE AND VOLUNTEER VACCINATION POLICY

Village Administrator Posillico reported that he and Village Attorney Prokop have been working with the Village's labor counsel to develop a specific employee vaccination policy based on the general policy mandates provided by the Board through resolutions adopted at previous meetings. After discussion and all having a chance to be heard, Trustee Wolf moved adoption of the following policy for the remainder of calendar year 2022 or until further modified or retracted:

VILLAGE OF SALTAIRE COVID-19 VACCINATION/TESTING POLICY April 11, 2022

Introduction

In an effort to maximize the health and safety of our employees, volunteers, Saltaire Volunteer Fire Company ("SVFC") members and the public during the ongoing COVID-19 pandemic, it is essential that all Covered Individuals (as defined below) adhere to the below protocols when working within the Village or when conducting business elsewhere on the Village's behalf.

This Policy will apply at all times unless suspended or revoked by the Village's Board of Trustees, or superseded by the activation of the Village's Pandemic Emergency Preparedness Plan. This Policy will be posted on the Village's website and will be accessible to all Covered Individuals.

Periodic changes may be made to reflect additional or revised guidance provided by the New York State Department of Health, the Suffolk County Department of Health, and/or the Centers for Disease Control and Prevention ("CDC"), as well as to incorporate relevant State or local mandates, laws, rules, regulations or guidance. Covered Individuals will be notified of any changes to this Policy.

Please direct any questions regarding this Policy to the Village Administrator, Mario Posillico, at mario@saltaire.org.

Definitions

"Covered Individuals" – includes, but is not limited to, full-time, part-time, per diem, and temporary staff; seasonal staff; volunteers; interns; anyone else providing services for, or conducting business on behalf of, the Village; and SVFC members (including anyone volunteering or participating in emergency medical services (EMS) or fire prevention activities on behalf of the SVFC). Excluded from the definition of "Covered Individuals" are any members of a non-SVFC fire or rescue company responding to an emergency under the authority of a mutual aid agreement.

"Fully Vaccinated" –covered individuals are considered to be "fully vaccinated" after two or more weeks following the receipt of a one-dose COVID-19 vaccine (*i.e.*, Johnson & Johnson) or the second vaccine dose in a two-dose series (*i.e.*, Pfizer or Moderna), or as otherwise defined by the CDC. Covered Individuals are not required to be boosted in order to be considered "fully vaccinated."

"Unvaccinated Covered Individuals" – means Covered Individuals who are not "fully vaccinated" and includes Covered Individuals who: 1) have received no COVID-19 vaccinations; or 2) are partially-vaccinated; or 3) fail to provide the Village with proof of full vaccination.

"Social Distancing" – means a six-foot distance in all directions from other individuals.

“Exposure/Close Contact” – means within six feet of a COVID-19 infected individual for a cumulative total of 15 or more minutes over a 24-hour period, starting two days before the infected individual’s illness onset; or, for asymptomatic individuals, two days prior to the COVID-19 specimen collection date that led to the positive test result.

Vaccination and Testing

By on or before June 15, 2022, or their first day of performing services for or on behalf of the Village, whichever is later, all covered paid employees must be fully vaccinated against COVID-19, or they will be required, as of that date, to undergo weekly COVID-19 testing during the period of time for which they are performing services for or on behalf of the Village.

Notwithstanding the preceding sentence, due to their frequent interactions with children (some of whom are currently unable to become vaccinated) and/or immunocompromised individuals, pursuant to the Board’s Resolutions dated March 29, 2022, all employees working within the Saltaire Day Camp and Saltaire Library Program, as well as all paid paramedics, must be fully vaccinated by on or before June 15, 2022.

In accordance with applicable law, employees will be permitted to take a paid leave of absence for a sufficient period of time, not to exceed four hours per vaccine injection, in order to receive the COVID-19 vaccine. Employees are also eligible to use paid time off to recover from the side effects of the vaccination. Covered Individuals are strongly encouraged to schedule their vaccination(s) during weekends or other scheduled time off to minimize potential disruption to their work schedules.

At this time, COVID-19 vaccinations are being provided free of charge by the federal government to all people living in the United States, regardless of insurance or immigration status. If that changes, however, then Covered Individuals will be required to cover the cost of receiving their COVID-19 vaccination(s).

In order to be considered “fully vaccinated” in accordance with this Policy, Covered Individuals must submit to the Village Administrator one of the following as proof of full vaccination status: a copy of their original CDC-issued COVID-19 vaccination card or a screenshot of their Excelsior or Excelsior Pass Plus (for New York State residents) or the government agency equivalent for any out-of-State residents. This information will be kept in the covered individual’s confidential medical file. Covered Individuals are encouraged to timely provide any updated proof of vaccination status to the Village Administrator upon receipt of same. Covered Individuals who provide inaccurate or falsified vaccination records may be subject to disciplinary action, up to and including termination of employment, and/or other legal consequences, as determined by the Board of Trustees.

While COVID-19 vaccine boosters are not required by the Village at this time, the Village maintains the right to require this in the future to protect our staff and community and/or to comply with applicable law. The Village will notify covered individuals, in writing, of any additional future vaccination/booster requirements.

Unvaccinated covered employees will be required to take an at-home rapid/antigen COVID-19 test on a weekly basis (during the period of time for which they are performing services for or on behalf of the Village) and submit the results to the Village on Monday of each week, or prior to the start of their first shift following after the Monday of each week, via the Village’s designated e-mail address.

This e-mail address will only be accessed by authorized Village Administrators. The test results will be kept in the Covered Individual's confidential medical file. The Village will provide the rapid/antigen COVID-19 tests at no cost to covered individuals who are required to submit to weekly COVID-19 testing in accordance with this Policy. Covered individuals seeking additional COVID-19 tests in order to comply with this paragraph should contact the Village Administrator.

Unvaccinated covered individuals who fail to adhere to the testing requirements in accordance with the previous paragraph will not be permitted to perform services on or behalf of the Village, and may be sent home or otherwise subject to appropriate disciplinary or corrective action.

Regardless of vaccination status, any covered individual who tests positive for COVID-19 or is exhibiting COVID-19 symptoms must advise their supervisor as soon as possible and must not report to the Village for their scheduled shift(s) unless and until cleared to do so by the Village Administrator.

Reasonable Accommodation

Reasonable accommodations may be provided to any covered individual where such accommodations do not cause an undue hardship on the Village or pose a direct threat to the health and safety of others. Covered Individuals seeking an exemption from the vaccination/testing requirements of this Policy due to a medical reason or because of a sincerely held religious belief must submit a completed Request for Accommodation Form to the Village Administrator. The form can be obtained by contacting the Village Administrator's Office. Completed forms and any accompanying medical information will be kept in the Covered Individual's confidential medical file.

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

Motion: Trustee Wolf

Seconded: Trustee Oppenheimer

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

Abstain: None

Against: None

Discussion continued about the specific requirement of the foregoing policy that makes accommodations for individuals seeking an exemption from the vaccination/testing requirements of the policy due to a medical reason or because of a sincerely held religious belief. The Village Administrator stated that he will need assistance from qualified personnel in making determinations for applications for both reasons. After all having a chance to be heard, Trustee Chefetz made a motion to authorize Mayor Zaccaro to appoint Village residents with medical backgrounds to be members of a committee, whose work will be indemnified by the Village pursuant to Chapter 21 of the Village Code, and who will be empowered to advise and assist the Village Administrator in making determinations on applications for medical exemptions from the Village vaccination requirements, and to retain independent legal counsel empowered to advise and assist the Village Administrator in making determinations on application for religious exemptions from the Village vaccination requirements.

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

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

CAPITAL PROJECTS

Mayor Zaccaro provided a brief overview of the following capital projects:

- 14 Bay Prom: He stated that engineer Glenn Graham submitted his first draft of floor plans and elevations for Plan B, which were posted on the Village website and displayed digitally to all attendees. He stated that Trustee Oppenheimer had already provided his comments for the first revision, and requested other Board members provide theirs (if any) to Administrator Posillico so the Village can have a unified response during the revision and development process toward a final design.
- Clam Pond Cove Project: He stated that project to rebuild the natural features of the Cove's land formations continues to be part of the FIMP plan, and the Village continues to work with the Army Corps and others on which phase of the FIMP project will be included.

AUTHORIZATION TO SEEK NY STATE APPROVAL FOR LOCAL AUTHORITY TO IMPOSE A PROPERTY TRANSFER TAX

Mayor Zaccaro stated that pursuant to authorization given at a previous Board meeting, he along with Trustee Wolf, Village Attorney Prokop and Administrator Posillico initiated informal discussions with State Senator Phil Boyle and his staff to gauge the likelihood of approval of a Village transfer tax at the State level. He further reported that Senator Boyle stated that the State Legislature has approved similar legislation for other municipalities and that he is willing to sponsor a bill for Saltaire, which he could introduce before the State's legislative session ends in June of 2022 if so authorized by April of 2022. Village Attorney Prokop stated that he has reviewed the proposed legislation drafted by the Senator's office and finds it is consistent with legislation approved for other taxing jurisdictions, and that it represents the Board's intent and adequately protects the Village's rights throughout the process. Attorney Prokop further stated that if the property transfer legislation is approved by all branches of the State, it would still require a mandatory referendum at the Village level before it could be locally enacted. Discussion ensued amongst the Board members and those in attendance, and after all having a chance to be heard, Trustee Wolf made a motion to authorize the Village Administrator, in consultation with the Village Attorney, to direct and authorize Senator Boyle to sponsor and present the proposed legislation for approval, which legislation will be based on the following parameters: i) 2% tax rate; ii) 10-year authorization period; iii) buyer to pay the tax; and iv) funds to be designated for infrastructure improvements. The motion was seconded by Trustee Oppenheimer, and on call it was approved according to the following vote:

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

APPOINTMENT OF INSPECTORS OF ELECTION

Trustee O'Brien made a motion to appoint the following Saltaire residents as Inspectors of Election for the 2022 Saltaire election:

Liv Hempel	Chairperson
Roseanne Larson	Inspector
Steve Kunreuther	Inspector
Chip Stanley	Inspector
Georgine Posillico	Alternate

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

Motion: Trustee Wolf

Second: Trustee Oppenheimer

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

Abstain: None

Against: None

CONSIDERATION OF AWARDING A CONTRACT FOR REPAIR OF A SECTION OF BAYFRONT BULKHEAD

Trustee O'Brien indicated that he was prepared to make a motion to award the contract to the lowest responsible bidder for bulkhead repair.

Prior to this action, Trustee Wolf then made the following motion:

RESOLUTION ADOPTING LEAD AGENCY STATUS, TYPING A PROJECT AS AN UNLISTED ACTION AND ADOPTION OF A NEGATIVE DECLARATION FOR PURPOSES OF SEQRA WITH REGARD TO THE POTENTIAL AWARDING OF A CONTRACT FOR BULKHEAD REPAIR

WHEREAS the Village of Saltaire competitively bid a project for bulkhead repair, and

WHEREAS the Board of Trustees has reviewed the contract work and contracts and completed the short form EAF and accompanying materials for the required SEQRA review with respect to the contracts and the contract work; it is therefore

RESOLVED that the Board of Trustees adopts Lead Agency status for purposes of SEQRA with respect to bulkhead repair, and further be it

RESOLVED that the Board of Trustees hereby determines that the contracts and contract work for bulkhead repair 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 contracts for bulkhead repair:

- 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

Second: Trustee Oppenheimer

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

Abstain: None

Against: None

Trustee O'Brien then made the following motion:

WHEREAS the Village of Saltaire solicited bids in compliance with the procurement policies of the Village of Saltaire for bulkhead repair, and

WHEREAS sealed bids were publicly opened at 11:00 a.m. EST on April 5, 2022, and Brandt Marine Inc., having been qualified by the Village Engineer and Village Administrator as meeting all of the requirements of the bidding documents, is the certified low bidder for the project 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 Brandt Marine Inc. as the certified low bidder for the bulkhead repair, pursuant to the plans and specifications and requirements of the bid documents, and to notify Brandt Marine Inc. of its status as low bidder, 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 Brandt Marine Inc. for bulkhead repair according to the plans and specifications of the bid documents for the lump sum and unit prices specified therein, for the contract amount pursuant to the unit bid amounts multiplied by the actual measured quantities, if any, for a projected total contract amount of \$38,620.00 minus any negotiated reductions that the Village may achieve in negotiating the final contract 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 shall be made from the general reserves.

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

Motion: Trustee O'Brien

Seconded: Trustee Wolf

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

Against: None

Abstain: None

AUTHORIZATION TO SEEK PERMITS AND CONTRACT FOR 2022 FIREWORKS

Administrator Posillico reported that if the Village wanted to continue with the fireworks celebration for the summer of 2022, he would need to contract for the program and begin the permitting procedures. After discussion and all having a chance to be heard, Trustee Wolf made a motion to authorize the Village Administrator to expend up to \$20,000 inclusive of fireworks, permitting, bargaining and insurance cost for a 2022 summer-fireworks show, and to be authorized to contract with the selected vendor for the show for a total cost not to exceed \$19,000.

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

Motion: Trustee Wolf

Seconded: Trustee O'Brien

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

Against: None

Abstain: None

AUTHORIZATION TO UNDERTAKE PLANNING FOR BALLFIELD LIGHTS

Mayor Zaccaro stated that the 2022/23 adopted budget contemplates a \$15,000 project to install lights in the ball field for nighttime events, which is also budgeted to be funded with private contributions. After discussion and all having a chance to be heard, Trustee Oppenheimer made a motion to authorize the Village Administrator to expend up to \$2,000 to solicit design consultation to undertake a preliminary design and to develop a planning budget for the cost of a lighting project for the Saltaire ballfield to better assist the Board on project-feasibility within that contemplated budget framework.

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

Motion: Trustee Oppenheimer

Seconded: Trustee Wolf

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

Against: None

Abstain: None

AUTHORIZATION FOR A REFERENDUM TO MOVE THE DATE OF GENERAL VILLAGE ELECTION

After discussion amongst the Board and members of the public about changing the date of the general election of the Village of Saltaire, and all having a chance to be heard, Trustee Wolf made the following motion:

VILLAGE OF SALTAIRE
RESOLUTION CHANGING THE DATE OF THE
VILLAGE OF SALTAIRE GENERAL ELECTION
SUBJECT TO MANDATORY REFERENDUM

WHEREAS the Board of Trustees of the Village of Saltaire (“Village”) is authorized to adopt a resolution pursuant to Village Law §9-912 and Election Law §15-104(1)(a) changing the date of the annual Village General Election subject to a mandatory referendum of the voters of the Village of Saltaire; and

WHEREAS the Board of Trustees of the Village of Saltaire has determined that it is in the best interest of the Village of Saltaire and the qualified voters in the Village of Saltaire to change the date of the annual Village General Election from the Friday of Memorial Day weekend each year to the second Friday in August of each year commencing with the 2023 Village General Election; and it is therefore

RESOLVED by the Board of Trustees of the Village of Saltaire that the annual Village General Election of the Village of Saltaire shall be changed to be held on the second Friday in August of each year commencing with the 2023 Village General Election, subject to approval by a mandatory referendum which shall be conducted as a proposition question at the 2022 Saltaire Village General Election.

The motion was seconded by Trustee O’Brien, and the motion carried according to the following:

Motion: Trustee Wolf

Seconded: Trustee O’Brien

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

Against: None

Abstain: None

REQUEST FOR USE OF PUBLIC LANDS

Village Administrator Posillico reported that he received a request from a wedding planning company to authorize the use of public lands for a wedding ceremony for the weekend of September 10, 2022, requesting space for approximately 50 people, seated, on either the Saltaire main dock, the bayfront or the oceanfront. After discussion and all having a chance to be heard, Trustee Wolf made a motion to deny the request.

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

Motion: Trustee Wolf

Seconded: Trustee Oppenheimer

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

Against: None

Abstain: None

AUTHORIZATION FOR A PUBLIC HEARING ON A LOCAL LAW TO MODIFY CHAPTER 52
TO FORMALIZE THE APPLICATION PROCESS FOR USE OF PUBLIC SPACE

Trustee Wolf stated that the Village should standardize the process by which requests for use of public space are made through a formal application process so there is consistency in process. After discussion and all having a chance to be heard, Trustee Wolf made a motion to consider modification to Chapter 52 of the Village Code to standardize an application process for request for use of public spaces, at a public hearing scheduled for the same date as the next scheduled Board of Trustees meeting.

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

Motion: Trustee Wolf

Seconded: Trustee O'Brien

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

Abstain: None

Against: None

AUTHORIZATION FOR A PUBLIC HEARING ON A LOCAL LAW TO MODIFY CHAPTER 52 TO PROVIDE THE AUTHORITY TO CONDUCT HYBRID BOARD MEETINGS

Village Attorney Prokop stated that New York State passed legislation to allow local municipalities to conduct public meetings whereby a quorum of the Board can be in one physical location and the remainder of the Board and the public can attend remotely, a so-called hybrid meeting, and recommended that the Board authorize such provisions through a local law to provide greater flexibility in the future. After discussion and all having a chance to be heard, Trustee Oppenheimer made a motion to consider modifications to Chapter 52 of the Village Code to authorize hybrid public meetings at a public hearing scheduled for the same date as the next scheduled Board of Trustees meeting.

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

Motion: Trustee Oppenheimer

Seconded: Trustee Chefetz

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 meetings of February 23, 2022, March 8, 2022 and March 29, 2022 had previously been presented to the Board and posted in draft form on the Village website. Following discussion, Trustee O'Brien made a motion to adopt the minutes as presented with minor non-substantive corrections. The motion was seconded by Trustee Oppenheimer and on call it was carried according to the following action:

Motion: Trustee O'Brien

Seconded: Trustee Oppenheimer

In Favor: Trustee Wolf, Trustee O'Brien, Trustee 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. 10A in the amount of	\$66,379.51
General Fund Checking No. 11A in the amount of	\$197,777.84
Capital Fund Checking No. 11A in the amount of	\$1,500.00

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

Motion: Trustee Oppenheimer

Seconded: Trustee Wolf

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

Abstain: None

Against: None

ADJOURN INTO EXECUTIVE SESSION

Trustee Wolf made a motion 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 Oppenheimer and on call it was approved at 8:31 p.m. 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

RE-ADJOURNMENT INTO PUBLIC SESSION

Trustee Wolf made a motion to re-adjourn into public session at 8:43 p.m. The motion was seconded by Trustee Oppenheimer and on call it was approved according to the following vote:

Motion: Trustee Wolf

Seconded: Trustee Oppenheimer

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

Abstain: None

Against: None

The public meeting was called back into session by Mayor Zaccaro at 8:43: 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
Joseph Prokop, Village Attorney
Mario Posillico, Administrator & Clerk
Donna Lyudmer, Village Treasurer
Meagan Leppicello, Deputy Village Clerk Treasurer
And 0 attendees observed through internet connection
And 0 attended in person

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 at 8:45 p.m. to close the meeting and to hold the next Board of Trustees meetings according to the following schedule:

- May 3, 2022 at 5:00 p.m. with remote connection, which will include any Public Hearings.
- May 30, 2022 at 9:00 a.m. at 103 Broadway, Saltaire, with remote connection, which will include any Public Hearings.

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

Motion: Trustee O'Brien

Second: Trustee Wolf

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

Abstain: None

Against: None