

MINUTES OF THE PUBLIC HEARING AND BOARD OF TRUSTEES MEETING HELD ON NOVEMBER 21, 2022 AT 1180 SIXTH AVENUE, NEW YORK, NEW YORK AND VIA REMOTE ATTENDANCE, PARTICIPATION AND OBSERVATION VIA AN AUDIO/VIDEO CONNECTION TO THE INTERNET.

Mayor O'Brien called the Board of Trustees meeting to order at 5:32 p.m., and the following were in attendance via video or phone connection:

Hugh O'Brien, Mayor
Frank Wolf, Deputy Mayor, Trustee
Nat Oppenheimer, Trustee
Susan Skerritt, Trustee
Anna Kovner, Trustee
Scott Rosenblum, Advisor to the Board
Joseph Prokop, Village Attorney
Mario Posillico, Administrator & Clerk
Donna Lyudmer, Village Treasurer
Rich Wilde, Chief Lifeguard
And at times up to 0 persons attended in-person and 0 other attendees observed through internet connection

ADJOURN INTO EXECUTIVE SESSION

Trustee Kovner made a motion at 5:32 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 Skerritt and on call it was approved according to the following vote:

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

At the invitation of the Board, Chief Lifeguard Rich Wilde attended the Executive Session from 5:32 p.m.. to 6:02 p.m. to discuss personnel matters.

RE-ADJOURNMENT INTO PUBLIC SESSION

Trustee Skerritt made a motion at 6:31 p.m. to close the Executive Session and to re-adjourn into public session. The motion was seconded by Trustee Kovner and on call it was approved according to the following vote:

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

Mayor O'Brien called the Public Hearing to order at 6:31 p.m. and the following were in attendance:

Hugh O'Brien, Mayor
Frank Wolf, Deputy Mayor, Trustee
Nat Oppenheimer, Trustee
Susan Skerritt, Trustee
Anna Kovner, Trustee
Scott Rosenblum, Advisor to the Board
Joseph Prokop, Village Attorney
Mario Posillico, Administrator & Clerk
Donna Lyudmer, Village Treasurer
Meagan Leppicello, Deputy Clerk Treasurer (Remote)
And at times up to 1 person attended in-person and at times up to 32 other attendees observed through internet connection

PUBLIC HEARING: LOCAL LAW MODIFICATION TO CHAPTER 18 (BUILDING CONSTRUCTION) TO CREATE A MORATORIUM ON THE INSTALLATION OF HARDSCAPE

Mayor O'Brien stated that the local law being considered to create a moratorium on the installation of hardscape in the Village would only be necessary if the Board did not adopt the proposed hardscape legislation that is going to be considered for adoption later in the meeting. Village Attorney Prokop outlined the proposed modification to Chapter 18 that would create a moratorium on the installation of hardscape for 3 months from the date of adoption. After discussion and all having a chance to be heard, Trustee Wolf made a motion at 6:41 p.m. to adjourn the public hearing. 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: Mayor O'Brien, Trustee Wolf, Trustee Oppenheimer, Trustee Skerritt, Trustee Kovner

Abstain: None

Against: None

PRESENTATION BY TRUSTEE OPPENHEIMER – INFRASTRUCTURE IMPROVEMENT PLANNING PROCESS

Trustee Oppenheimer led a discussion about the long-term needs of the Village regarding all of its infrastructure, outlining the projected time-frames, cost projections, and possible sources of funding for the various needs. He also discussed how the eventual undertaking of these potential capital projects would impact the operational budgets due to the additional debt service or the draw-down of reserves, as well as the timing of structural changes to the operational budget, including the retirement of existing debt. After discussion, and all having a chance to be heard, Mayor O'Brien thanked Trustee Oppenheimer for his work in bringing greater understanding and clarity about the long-term needs of the Village.

WAIVER OF LAND-USE TRAINING FOR 2022

Trustee Oppenheimer moved the adoption of the following resolutions regarding land-use training for 2022

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 requirements 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 requirements of Section 7-712(7-a) of the Village Law is hereby waived for the year 2022.

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

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

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

WHEREAS in the Village of Saltaire the Board of Trustees performs the function of the Village Planning Board and the Mayor and 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 requirements of Section 7-712(7-a) of the Village Law is hereby waived for 2022.

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

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 REMOTE WORK POLICY

Trustee Kovner made a motion to approve the following Remote Work policy, and to authorize the Village Administrator to include the policy in the Village of Saltaire Employee Handbook:

**VILLAGE OF SALTAIRE
REMOTE WORK POLICY
ADOPTED NOVEMBER 21, 202**

Background

Telecommuting allows specific and approved employees to work at specific locations other than the Village Office or the Village for portions of their workweek. The Village of Saltaire considers telecommuting for approved employees to be a necessary work option when and if both the employee and the job are suited to such an arrangement, particularly in light of the main office's remote location and the limited vehicle accessibility of the barrier island location. Telecommuting may be appropriate for some employees, jobs and times of year, but not for others. Telecommuting is not an entitlement, it is not a Village-wide benefit for Village employees, and in no way changes the terms and conditions of the employment of any employee with the Village of Saltaire or the obligations of the Village or the employee under State or local law.

Procedures

Either an employee or a supervisor can suggest telecommuting as a possible work arrangement.

Any telecommuting arrangement made will be on a trial basis and may be discontinued at will and at any time at the request of either the telecommuter or the Village. Every effort will be made to provide 30 days' notice of such change to accommodate commuting, child care and other issues that may arise from the termination of a telecommuting arrangement. There may be instances, however, when no notice is possible.

A specific location must be designated for the location of the employee while telecommuting.

Telecommunication cannot be used while performing services for another employment or organization or during time that has been designated by the employee as vacation or similar nonworking time.

Eligibility

Employees requesting formal telecommuting arrangements must be employed with the Village of Saltaire for a minimum of 12 months of continuous, regular employment and must have a satisfactory performance record.

Employees working in the Recreation Administration may only request formal telecommuting arrangements outside of the summer camp season.

Employees working in the Lifeguard Administration may only request formal telecommuting arrangements outside of the summer lifeguard season.

Before entering into any telecommuting agreement, the employee and Village Administrator will evaluate the suitability of such an arrangement, reviewing the following areas:

- Employee suitability. The employee and Village Administrator will assess the needs and work habits of the employee, compared to traits customarily recognized as appropriate for successful telecommuters.
- Job responsibilities. The employee and Village Administrator will discuss the job responsibilities and determine if the job is appropriate for a telecommuting arrangement.

- Equipment needs, workspace design considerations and scheduling issues. The employee and Village Administrator will review the physical workspace needs and the appropriate location for the telework.
- Location suitability. The employee should designate a location where the telecommunicating work is to be performed that is agreed to be a location that is suitable for the employee's telecommuting work.
- Tax and other legal implications. The employee must determine any tax or legal implications under IRS, state and local government laws, and/or restrictions of working out of a home-based office. Responsibility for fulfilling all obligations in this area rests solely with the employee.

If the employee and Village Administrator agree, a draft telecommuting agreement will be prepared and signed by all parties, and a three-month trial period will commence.

Evaluation of telecommuter performance during the trial period will include regular interaction by phone and e-mail between the employee and the Village Administrator, and weekly face-to-face meetings to discuss work progress and problems. At the end of the trial period, the employee and Village Administrator will each complete an evaluation of the arrangement and make recommendations for continuance or modifications. Evaluation of telecommuter performance beyond the trial period will be consistent with that received by employees working at the office in both content and frequency but will focus on work output and completion of objectives rather than on time-based performance.

An appropriate level of communication between the telecommuter and supervisor will be agreed to as part of the discussion process and will be more formal during the trial period. After conclusion of the trial period, the supervisor and telecommuter will communicate at a level consistent with employees working at the office or in a manner and frequency that is appropriate for the job and the individuals involved.

Although the telecommuter has the availability for a more flexible schedule, communication with the non-remote office staff and the public remains critical. As a matter of routine, the remote employee must be available and therefore an assessment of the timeliness of the telecommuter's response to non-remote staff will be key factor in evaluating the success of the telecommuting arrangement. The remote employee who requests flextime must have their flextime schedule approved in advance and in writing so that all non-remote employees are aware of their work hours and so the time-parameters of any claim for work-related injuries are established.

Total Annual and Seasonal Limits on Telecommuting

The telecommuting agreement(s) approved by the Village Administrator shall not result in the non-remote office staffing schedule to fall below the following limits:

- A minimum of 3 administrative staff in the office per day from May 1 through October 1.
- A minimum of 2 administrative staff in the office per day from October 1 through May 1.

If that occurs, the Village Administrator shall have sole authority to modify any or all of the telecommuting agreement(s) so that those minimum staff limits are maintained.

The following limits are set for any individual telecommuting agreement that can be authorized by the Village Administrator with any employee of the Village.

- No employee may telecommute more than 100 work days in any fiscal year (June 1 through May 31)
- From May 1 through September 30:
 - No employee may telecommute more than 2 consecutive work days and no more than 30 total work days.
- From October 1 through April 30
 - No employee may telecommute more than 20 consecutive days without first working non-remotely for at least 10 consecutive days.

Any request by the Village Administrator and/or the employee for remote work allocation above these limits must be approved by the Board of Trustees prior to implementation. The primary criteria for exceeding these limits that the Board will consider, and the employee and Village Administrator must demonstrate, are that:

- The employee can effectively perform all of his or her job functions with minimal or no personal contact with the public.
- The absence of the employee in the office does not create a situation where the minimum in-office staffing minimums are not met or puts undue or unfair burden on the other employees to maintain those minimums staffing levels.

Equipment

On a case-by-case basis, the Village of Saltaire will determine, with information supplied by the employee and the supervisor, the appropriate equipment needs (including hardware, software, modems, phone and data lines and other office equipment) for each telecommuting arrangement.

Equipment supplied by the Village will be maintained by the Village. Equipment supplied by the employee, if deemed appropriate by the organization, will be maintained by the employee. The Village of Saltaire accepts no responsibility for damage or repairs to employee-owned equipment. The Village of Saltaire reserves the right to make determinations as to appropriate equipment, subject to change at any time. Equipment supplied by the organization is to be used for business purposes only.

All Village IT, equipment and security policies must be followed by the employee, including but not limited to that no Village equipment may be used for a personal use.

The telecommuter must sign an inventory of all the Village of Saltaire property received and agree to take appropriate action to protect the items from damage or theft. Upon termination of the telecommuting agreement or approval or employment with the Village, all Village property will be returned to the Village, unless other arrangements have been made.

The Village of Saltaire may supply the employee with appropriate office supplies (pens, paper, etc.) as deemed necessary. The Village of Saltaire will also reimburse the employee for business-related expenses, such as phone calls and shipping costs, that are reasonably incurred in carrying out the employee's job.

The employee will establish an appropriate work environment at the agreed telecommuting location including but not limited to within his or her home for work purposes. The Village of Saltaire will not be responsible for costs associated with the setup of the employee's home office, such as remodeling, furniture or lighting, nor for repairs or modifications to the home office space.

Security

Consistent with the Village's expectations of information security for employees working at the office, telecommuting employees will be expected to ensure the protection of proprietary company and customer information accessible from their home office. Steps include the use of locked file cabinets and desks, regular password maintenance, and any other measures appropriate for the job and the environment.

Safety

Employees are expected to maintain their home workspace in a safe manner, free from safety hazards. Injuries sustained by the employee in a home office location and in conjunction with his or her regular work duties are normally covered by the company's workers' compensation policy. Telecommuting employees are responsible for notifying the employer of such injuries as soon as practicable. The employee is liable for any injuries sustained by visitors to his or her home worksite.

Telecommuting is not designed to be a replacement for appropriate child care. Although an individual employee's schedule may be modified to accommodate child care needs, the focus of the arrangement must remain on job performance and meeting business demands. Prospective telecommuters are encouraged to discuss expectations of telecommuting with family members prior to entering a trial period.

Time Worked

Telecommuting employees who are not exempt from the overtime requirements of the Fair Labor Standards Act will be required to accurately record all hours worked using the Village of Saltaire's time-keeping system. Hours worked in excess of those scheduled per day and per workweek require the advance approval of the telecommuter's supervisor. Failure to comply with this requirement may result in the immediate termination of the telecommuting arrangement.

Ad Hoc Arrangements

Temporary telecommuting arrangements may be approved by the Village Administrator for circumstances such as inclement weather, special projects or business travel that is being performed by or for the Village. These arrangements are approved on an as-needed basis only, with no expectation of ongoing continuance.

Other informal, short-term arrangements may be made by the Village Administrator for employees on family or medical leave to the extent practical for the employee and the Village.

All informal telecommuting arrangements are made on a case-by-case basis, focusing first on the business needs of the Village.

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

Motion: Trustee Kovner

Seconded: Trustee Oppenheimer

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

APPROVAL OF 2023 LIFEGUARD PAY SCALE

Village Administrator Posillico presented the proposed revised pay scale for the 2023 Lifeguard season developed in consultation with Chief Lifeguard Rich Wilde. The pay scale represented an increase in the range of 15 to 20 percent across all tiers. Chief Wilde and Administrator Posillico both stated that they felt the pay increase was necessary to be able to recruit and retain qualified staff in order to be competitive with the rates for certified lifeguards in Suffolk County. After discussion, Trustee Wolf made a motion to approve the 2023 pay scale as presented to the Members of the Board, which resulted in an average rate increase of 18.5% across all pay -tiers.

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

Motion: Trustee Wolf

Seconded: Trustee Skerritt

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

Abstain: None

Against: None

ADOPTION OF LOCAL LAW MODIFICATION TO CHAPTERS 55 & 18 – HARDSCAPE

Village Administrator Posillico provided an overview of the draft local law that had been presented at a duly noticed public hearing on October 15, 2022 to modify both Chapter 18 and Chapter 55 to regulate the installation of hardscape in the Village. After further discussion and all having a chance to be heard, Trustee Wolf indicated he was prepared to make a motion to adopt the local law to modify Chapter 18 and Chapter 55 of the Code of the Village of Saltaire in the form presented, and Trustee Oppenheimer indicated that he was prepared to second the motion.

Before that motion was made, Trustee Wolf first made the following motion:

SEQRA RESOLUTION REGARDING THE
ADOPTION OF A LOCAL LAW OF 2022
AMENDING CHAPTERS 18 (BUILDING AND CONSTRUCTION) AND 55 (ZONING)
OF THE SALTIRE VILLAGE CODE REGARDING HARDSCAPE

WHEREAS the Board of Trustees of the Village of Saltaire is considering for adoption a proposed Local Law of 2022 which Local Law will amend Chapter 18 (Building and Construction) and Chapter 55 (Zoning) of the Saltaire Village Code to adopt regulations regarding hardscape and patios; and

WHEREAS the Board of Trustees by resolution initially adopted lead agency status and preliminarily determined that the consideration and adoption of the local law of 2022 amending Chapters 18 and 55 to adopt regulations regarding hardscape and patios is a Type 1 action for purposes of SEQRA; and

RESOLVED that the Board of Trustees adopts Lead Agency status for purposes of SEQRA with respect to the consideration and adoption of the proposed Local Law of 2022 amending Chapters 18 and 55 of the Saltaire Village Code to adopt regulations regarding hardscape and patios; and it is further

RESOLVED that the Board of Trustees hereby determines that the adoption of the proposed Local Law of 2022 amending Chapters 18 and 55 is a Type 1 action for purposes of SEQRA; and it is further;

RESOLVED that the Board of Trustees hereby determines that the adoption of the proposed Local Law of 2022 amending Chapter 18 of the Saltaire Village Code;

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 except that the use of the subject property will be changed to be consistent with the uses in the surrounding area and properties; 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 fails to incorporate reasonably available energy a 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, waterbodies, groundwater, air quality, flora and fauna provided certain conditions are met on the development of the subject property; 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 vote:

Motion: Trustee Wolf

Seconded: Trustee Oppenheimer

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

Abstain: None

Against: None

Trustee Wolf then made the following motion:

RESOLUTION ADOPTING A LOCAL LAW AMENDING CHAPTERS 18 AND 55 OF
THE SALTIRE VILLAGE CODE

TO ADOPT REGULATIONS REGARDING HARDSCAPE AND PATIOS

The Board of Trustees of the Village of Saltaire, having adopted lead agency status for purposes of SEQRA with regard to the consideration and adoption of this proposed Local Law of 2022 amending Chapters 18 and 55 of the Saltaire Village Code to adopt regulations regarding hardscape and patios; and

The Board of Trustees of the Village of Saltaire, having typed the adoption of this local law of 2022 as Type 1 action; and

The Board of Trustees of the Village of Saltaire having determined that the adoption of the proposed Local Law of 2022 amending Chapters 18 and 55 of the Saltaire Village Code will not have a significant effect on one or more aspects of the environment, and having adopted a Negative Declaration for purposes of SEQRA; it is therefore

RESOLVED that the Board of Trustees of the Village of Saltaire hereby adopts the proposed Local Law of 2022 amending Chapters 18 and 55 of the Saltaire Village Code to adopt regulations regarding hardscape and patios.

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

Motion: Trustee Wolf

Seconded: Trustee Oppenheimer

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

Abstain: None

Against: None

Because of the adoption of this Local Law, Mayor O'Brien stated that the Local Law discussed at the earlier Public Hearing earlier in the meeting, which would create a moratorium on the installation of Hardscape, was now moot. The Board took no action on that proposed local law.

AUTHORIZATION TO CONDUCT A PUBLIC HEARING AT AMEND CHAPTER 55-2 TO MODIFY THE DEFINITION OF HARDSCAPE.

Discussion continued on hardscape, and after all having a chance to be heard, Trustee Skerritt made a motion to conduct a public hearing at the next available Board of Trustees meeting to consider an amendment to the definition of hardscape in Section 55-2.

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

Motion: Trustee Skerritt

Seconded: Trustee Kovner

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

Abstain: None

Against: None

CONSIDERATION OF AMENDMENT OF CHAPTER 5-1 REGULATING DOGS

Mayor O'Brien provided an overview of the local law duly presented at a Public Hearing on October 15, 2022 to regulate dogs on the beaches of Saltaire. Discussion centered around whether dogs should be allowed to be unleashed when allowed on the ocean beach in Saltaire. After discussion, and all having a chance to be heard, Trustee Skerritt made a motion to table the consideration of the local law amendment until such time as the Board had an opportunity to further consider the issues raised during the meeting. The motion was seconded by Trustee Wolf, and the motion was carried according to the following vote:

Motion: Trustee Skerritt

Seconded: Trustee Wolf

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

Abstain: None

Against: None

AUTHORIZATION TO RETAIN THE SERVICES OF AN ASSESSMENT CONSULTANT

Trustee Kovner outlined the conversation that she and Village Administrator Posillico had had with Thomas Donato of Michael Haberman Associates regarding his proposal to update the Village's assessment roll with current physical property data obtained from the Town of Islip. She stated that unfortunately the data collected from Islip is in a different programming language than the assessment software where the Village's assessment roll is maintained, and that the proposal was to manually input and verify the data at a cost of \$7,500.00. Discussion ensued about the practical difficulties and cost of manually inputting the data to the Village's assessment roll due to the incompatibility of the digital platforms. After discussion, and all having a chance to be heard, Trustee Oppenheimer made a motion to accept the proposal of Thomas Donato of Michael Haberman Associates for a cost not to exceed \$7,500.00 to manually input the physical inventory data obtained from the Town of Islip, with continual monitoring to make sure that both the initial input and verification process are being done as efficiently as possible.

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

Motion: Trustee Oppenheimer

Seconded: Trustee Skerritt

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

Against: Trustee Kovner

Abstain: None

RACCOON INVESTIGATION

Trustee Kovner provided an overview of her research and investigation into the Village's option for controlling the raccoon population on both public and private property within the Village. She stated that there are regulatory and logistical realities which set the parameters for any actions going forward. She stated that given those constraints, she sees a 3-pronged approach to help mitigate the impact of raccoons. They are to 1) minimize raccoon habitat, both in terms of nesting and food sources; 2) create a data base of raccoon sightings to better understand the issue and inform additional actions; and 3) actively educate and work with homeowners to eradicate raccoons when they are found infesting their properties. She further stated that the Village has already started to act upon these recommendations on public properties by hiring a professional exterminator at the locations of outside food sources, namely at the maintenance yard and the Market, and taking actions to mitigate

that food source availability in the future. She also stated that the Village will investigate ways to make professional extermination more available and efficient during the summer season.

REGISTRATION OF E-BIKES

Trustee Wolf presented draft legislation requiring registration of E-Bikes in order to assist Public Safety to more effectively enforce the regulations on their use, and asked the Trustees and those in attendance to submit any comments or suggestions to assist him in further developing the draft legislation. Trustee Wolf stated that he would like to see this initiative considered at a public hearing in early 2023 so that the regulation is in place well before the summer season.

TRUSTEE REPORTS

Each Trustee gave a brief overview report on their areas of respective oversight responsibilities.

APPROVAL OF MINUTES

Draft copies of the minutes of the Board of Trustees meeting of October 15, 2022 had previously been presented to the Board and posted in draft form on the Village website. Following discussion, Trustee Skerritt made a motion to adopt the minutes as presented with minor non-substantive corrections. The motion was seconded by Trustee Wolf and on call it was carried according to the following action:

Motion: Trustee Skerritt

Seconded: Trustee Wolf

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

Against: None

Abstain: 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. 5B in the amount of	\$24,032.72
General Fund Checking No. 6A in the amount of	\$344,219.89
Capital Fund Checking No. 6A in the amount of	\$4,550.00

After discussion and opportunity for questions, Trustee Skerritt made a motion that the above-listed abstract(s) be approved as presented (and as amended for Abstract 6A to the total shown above) 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 Skerritt

Seconded: Trustee Oppenheimer

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

Abstain: None

Against: None

ADJOURN INTO EXECUTIVE SESSION

Trustee Oppenheimer made a motion at 9:25 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: Mayor O'Brien, Trustee Wolf, Trustee Oppenheimer, Trustee Skerritt, Trustee Kovner

Against: None

Abstain: None

RE-ADJOURNMENT INTO PUBLIC SESSION

Trustee Oppenheimer made a motion at 10:06 p.m. to close the Executive Session and to re-adjourn into public session. The motion was seconded by Trustee Kovner and on call it was approved according to the following vote:

Motion: Trustee Oppenheimer

Seconded: Trustee Kovner

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

Against: None

Abstain: None

Mayor O'Brien called the Public Hearing to order at 10:06 p.m. and the following were in attendance:

Hugh O'Brien, Mayor

Frank Wolf, Deputy Mayor, Trustee

Nat Oppenheimer, Trustee

Susan Skerritt, Trustee

Anna Kovner, Trustee

Scott Rosenblum, Advisor to the Board

Joseph Prokop, Village Attorney

Mario Posillico, Administrator & Clerk

Donna Lyudmer, Village Treasurer

And at times up to 0 persons attended in-person and at times up to 0 other attendees observed through internet connection

AUTHORIZATION TO UPGRADE COOKING HOODS IN THE SALTAIRE MARKET

Village Administrator Posillico stated that he is in the process of obtaining quotes to install make-up air systems for both cooking hoods in the Saltaire Market, which he feels will result in a final cost not to exceed \$20,000.00 He further stated that the systems are necessary to balance the air movement and temperature distribution, and reduce condensation, throughout the building. After discussion and all having a chance to be heard, Trustee Skerritt made a motion to authorize the Village Administrator to expend up to \$20,000.00 to contract with the lowest responsible bidder to design, fabricate and install mechanical make-up air systems for both hoods in the Saltaire Market pursuant to solicitation in compliance with the Village's procurement policy. The motion was seconded by Trustee Kovner and on call it was approved according to the following vote:

Motion: Trustee Skerritt

Seconded: Trustee Kovner

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

Against: None

Abstain: None

CLOSE OF MEETING

Trustee Wolf made a motion at 10:07 p.m. to close the meeting and to hold the next Board of Trustees meetings according to the following schedule:

- December 12, 2022 at 1180 Sixth Avenue, New York to start at 6:00 p.m., with remote connection, which will include any Public Hearings.

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

Against: None

Abstain: None