

MINUTES OF THE PUBLIC HEARING AND BOARD OF TRUSTEES MEETING HELD ON JULY 30, 2023 AT 103/105 BROADWAY, SALTAIRE, NEW YORK, WITH A REMOTE ATTENDANCE OPTION VIA AN AUDIO/VIDEO CONNECTION TO THE INTERNET.

Mayor O'Brien called the Board of Trustees meeting to order at 8:04 a.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
Joseph Prokop, Village Attorney
Mario Posillico, Administrator & Clerk
Donna Lyudmer, Village Treasurer
And at times up to 0 persons attended in person and 0 other attendees observed through internet connection

ADJOURN INTO EXECUTIVE SESSION

Trustee Oppenheimer made a motion at 8:04 a.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 Skerritt made a motion at 9:04 a.m. to close the Executive Session and to re-adjourn into public session. The motion was seconded by Trustee Wolf and on call it was approved according to the following vote:

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

Mayor O'Brien called the Public Meeting to order at 9:10 a.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
Joseph Prokop, Village Attorney
Mario Posillico, Administrator & Clerk
Donna Lyudmer, Village Treasurer
And at times up to 35 approximately persons attended in-person and at times up to 10 other attendees observed through internet connection

PUBLIC HEARING ON CONSIDERATION OF LOCAL LAW TO AMEND CHAPTER 55, ZONING, OF THE CODE OF THE VILLAGE OF SALTAIRE

Mayor O'Brien asked Village Administrator Posillico to provide an overview of the draft legislation to modify the zoning code for parcels in the Unlotted Area which are nine thousand square feet or less. Administrator Posillico provided some contextual history of the current zoning provision for the Unlotted Area, as well as the findings and reasoning behind the suggested modifications to the setback and lot coverage requirements for the smaller parcels in the Unlotted Area to create more development equality for those smaller parcels while at the same time maintaining the lower density objectives for the majority of the Unlotted Area. Discussion ensued amongst the members of the Board and those in attendance, and after all having had a chance to be heard, Trustee Kovner made a motion at 9:42 a.m. to close the Public Hearing on the proposed local law to modify zoning provisions for the Unlotted Area, 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

PUBLIC HEARING ON CONSIDERATION OF LOCAL LAW TO AMEND CHAPTERS 55, 50 AND 36 OF THE CODE OF THE VILLAGE OF SALTAIRE.

Mayor O'Brien asked Trustee Wolf to provide an overview of the draft legislation to modify sections of Chapters 55, 50 and 36 of the Village Code to regulate parking and permissible types of residential and commercial vehicles and equipment. Trustee Wolf stated the proposed draft legislation was intended as a starting point to develop formal regulations to replace what has traditionally been loose unofficial rules for where and when private and commercial vehicles and equipment can park in the Village, and in that context requested input from all in attendance to help come up with a workable set of rules and regulations. Discussion ensued amongst the members of the Board and those in attendance, and after all having had a chance to be heard, Trustee Wolf made a motion at 10:06 a.m. to adjourn the Public Hearing on the proposed local law to regulate parking, 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

ADOPTION OF LOCAL LAW MODIFICATION TO VARIOUS SECTIONS OF CHAPTER 55 TO REGULATE ZONING IN THE UNLOTTED AREA

After prestaton of the draft local law that had been presented at a duly noticed public hearing on July 30, 2023 to modify sections of Chapter 55 to regulate zoning in the Unlotted Area, and after further discussion and all having a chance to be heard, Trustee Skerritt indicated she was prepared to make a motion to adopt the local law to modify 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 2023
AMENDING CHAPTER 55 (ZONING)
OF THE SALTIRE VILLAGE CODE
REGULATING ZONING IN THE UNLOTTED AREA

WHEREAS the Board of Trustees of the Village of Saltaire is considering for adoption a proposed Local Law of 2023 which Local Law will amend Chapter 55 (Zoning) of the Saltaire Village Code to adopt zoning regulations in the Unlotted Area; 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 2023 amending Chapter 55 to adopt zoning regulations in the Unlotted Area 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 2023 amending Chapter 55 of the Saltaire Village Code to adopt zoning regulations in the Unlotted Area; and it is further

RESOLVED that the Board of Trustees hereby determines that the adoption of the proposed Local Law of 2023 amending Chapter 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 2023 amending Chapter 55 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 Kovner, and the motion was carried according to the following vote:

Motion: Trustee Wolf

Seconded: Trustee Kovner

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

Abstain: None

Against: None

Trustee Skerritt then made the following motion:

RESOLUTION ADOPTING A LOCAL LAW AMENDING CHAPTER 55 OF
THE SALTAIRE VILLAGE CODE
TO ADOPT REGULATIONS OF THE SALTAIRE VILLAGE CODE
REGULATING ZONING IN THE UNLOTTED AREA

WHEREAS 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 2023 amending Chapter 55 of the Saltaire Village Code to adopt zoning regulations in the Unlotted Area; and

WHEREAS the Suffolk County has provided a written certification that the proposed local law to modify Village Zoning is a matter of local determination; and

WHEREAS the Board of Trustees of the Village of Saltaire, having typed the adoption of this local law of 2023 as Type 1 action; and

WHEREAS the Board of Trustees of the Village of Saltaire having determined that the adoption of the proposed Local Law of 2023 amending Chapter 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 2023 amending Chapter 55 of the Saltaire Village Code to adopt zoning regulations in the Unlotted Area.

The motion was seconded by Trustee Oppenheimer, and the motion was 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

ADOPTION OF LOCAL LAW MODIFICATION TO VARIOUS SECTIONS OF CHAPTERS 25 AND 50 TO RE REGULATE THE USE AND STORAGE OF LITHIUM-ION BATTERIES

After prestatement of the draft local law that had been presented at a duly noticed public hearing on June 17, 2023 to modify sections of Chapters 25 and 50 to regulate the use and storage of certain types of Lithium-ion batteries. After further discussion and all having a chance to be heard, Trustee Oppenheimer indicated he was prepared to make a motion to adopt the local law to modify Chapters 25 and 50 of the Code of the Village of Saltaire in the form presented at the meeting, and Trustee Wolf 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 2023
AMENDING CHAPTERS 25 AND 50
OF THE SALTIRE VILLAGE CODE
REGULATING THE USE AND STORAGE
OF CERTAIN TYPES OF LITHIUM-ION BATTERIES**

WHEREAS the Board of Trustees of the Village of Saltaire is considering for adoption a proposed Local Law of 2023 which Local Law will amend Chapters 25 and 50 of the Saltaire Village Code to regulate the use and storage of certain types of Lithium-ion batteries; 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 2023 amending Chapters 25 and 50 to regulate the use and storage of certain types of Lithium-ion batteries 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 2023 amending Chapters 25 and 50 of the Saltaire Village Code to regulate the use and storage of certain types of lithium-ion batteries; and it is further

RESOLVED that the Board of Trustees hereby determines that the adoption of the proposed Local Law of 2023 amending Chapters 25 and 50 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 2023 amending Chapters 25 and 50 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 Skerritt, and the motion was carried 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

Trustee Oppenheimer then made the following motion:

RESOLUTION ADOPTING A LOCAL LAW AMENDING CHAPTERS 25 AND 50 OF
THE SALTAIRE VILLAGE CODE
TO ADOPT REGULATIONS OF THE SALTAIRE VILLAGE CODE
REGULATING LITHIUM-ION BATTERIES

WHEREAS 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 2023 amending Chapters 25 and 50 of the Saltaire Village Code to regulate the use and storage of certain types of lithium-ion batteries; and

WHEREAS the Board of Trustees of the Village of Saltaire, having typed the adoption of this local law of 2023 as Type 1 action; and

WHEREAS the Board of Trustees of the Village of Saltaire having determined that the adoption of the proposed Local Law of 2023 amending Chapters 25 and 50 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 2023 amending Chapters 25 and 50 of the Saltaire Village to regulate the use and storage of certain types of lithium-ion batteries.

The motion was seconded by Trustee Wolf, and 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

Abstain: Trustee Kovner

Against: None

CHARGE TO THE PLANNING COMMISSION REGARDING PICKLEBALL

Mayor O'Brien provided a brief summary of the recent debate about the public desire for and objections to the Village providing a public facility for the purpose of playing Pickleball. He stated that the debate about this topic within the Village, centering primarily around the noise generated in proximity to residential areas, is similar to community debates around the country, some of which have led to legal battles in court. He further stated that the members of the Board, including himself, have spoken to numerous constituents on all sides of the debate, and while they feel they have a better understanding of the Pickleball topic, it is clear that it is a multi-faceted issue that requires further study and research, and that the Board is inclined to refer the matter to the Planning Commission for a report.

Mayor O'Brien then opened the floor to the public to hear their opinions on the matter, and after all having a chance to be heard, Trustee Wolf made the following motion:

WHEREAS a number of people in Saltaire have asked that the Village investigate making it possible for those who are interested to play pickleball, by locating or providing a suitable site or facility to accommodate this activity; and

WHEREAS the Village has not been able to identify any space or facility within its jurisdiction where pickleball could be played without creating an unpleasant or unacceptable disturbance to residents of adjacent properties, interfere with Village operations, or violate local, state or federal environmental regulations or laws restricting development; and

WHEREAS the Board acknowledges that especially for some older residents in the Village, playing pickleball represents a good exercise option;

THEREFORE, the Board of Trustees hereby charges and asks the Planning Commission to study the matter and provide some guidance about the feasibility of the Village creating a facility suitable for pickleball in a manner that would in no way interfere with the peace and quiet enjoyment of the community as enshrined in the Village Code and enjoyed by Village residents, or with the necessary operations of the Village, and that conforms with all safety, developmental and environmental rules and regulations governing the Village and Fire Island; and that it further look into and consider factors including a potential location, an estimate of the cost of designing, creating and maintaining such a

facility, the potential shared use of an already-existing facility, and the operational aspects of such a facility (such as allocating time slots, oversight, etc.), and to report back to the Board of Trustees with any findings and recommendations by not later than February 29, 2024.

The motion was seconded by Trustee Skerritt, and on call it was approved 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

PRESENTATION OF BIDS FOR 14 BAY PROM PROJECT AND AUTHORITY TO COMPLETE DEPARTMENT OF HEALTH APPROVAL FOR UPGRADED SANITARY SYSTEM

Administrator Posillico announced the apparent low bid results for the reconstruction of 14 Bay Prom, which were comprised of the four separate but coordinated sub-prime phases of General Construction, Plumbing, Mechanical and Electrical. He stated that the total of all the sub-prime bids was \$1,478,154, and also reported that an alternative to a complete reconstruction is the option to undertake a complete renovation of the existing structure inclusive of an upgraded sanitary system with a planning budget of \$500,000 net of already approved grant funds. Discussion ensued about the now established cost of the current approved design of 14 Bay Prom reconstruction, how that cost, if approved, would be funded as part of other already approved or imminent capital projects, and how that funding would impact the annual operating debt service, general reserves and future infrastructure needs. After discussion and all having a chance to be heard, Mayor O'Brien asked the Trustees to be ready to continue the discussion and be prepared to make a decision on the scope of the project at the next scheduled Board meeting.

Administrator Posillico then reported that final approval of the upgraded sanitary system for 14 Bay Prom awaits the requirement that the Village undertake a pollution assessment of the existing sanitary system, which may result in soil remediation if any contaminants are found. After discussion and all having a chance to be heard, Trustee Skerritt made a motion to authorize the Village Administrator, as part of the capital project cost, to procure the services of a firm to undertake a pollution assessment of the existing sanitary system of 14 Bay Prom, pursuant to 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

Abstain: None

Against: None

PLAYGROUND PROJECT UPDATE AND RESOLUTION

Administrator Posillico reported on the current iteration of the construction budget of the proposed Playground/Park design as developed by the SCA Playground Committee, which stands at

\$783,327.00. He further stated that the Village's environmental consultant has begun to prepare the documents for submission to the Department of Environmental Conservation for their permit review and approval, and that this required the withdrawal of the Village's existing application for a new house on the same property.

Members of the SCA were present and reported that they have begun fund-raising efforts for the project and are encouraged by the early results.

After discussion and all having a chance to be heard, Trustee Skerrit made the following motion:

WHEREAS, there is a current planning budget of \$783,327.00 for the Playground Improvement Project based on vendor proposals, bids received and other cost estimates for the current concept design presented by the Saltaire Citizens Association (SCA); and

WHEREAS, the project as presented by the SCA is a significant enhancement over the existing playground facilities; and

WHEREAS, the SCA intends to conduct a comprehensive fund-raising effort, from which it is hoped a significant portion of the project's cost will be raised from private donations; and

WHEREAS, the SCA has informed the Board that it believes it would benefit its fundraising efforts if the Board could make known the general financial parameters of the Village's contemplated contribution toward the Playground Improvement Project;

THEREFORE BE IT RESOLVED that the Board, for purposes of assisting in the fund-raising efforts of the SCA, hereby sets the sum of \$250,000.00 as the anticipated Village contribution toward the project, and subject to formal authorization by a subsequent resolution to be adopted by the Board at a duly-held public meeting, wherein the Board commits to the project and its funding by the acceptance and authorization of contract(s) with one or more of the vendors who will supply the equipment and/or perform the work; and

FURTHER BE IT RESOLVED that the Board of Trustees authorizes the Village Administrator to withdraw the current application that is currently before the Department of Environmental Conservation (DEC) for a new building on the 104A Pacific Walk property, and to initiate a new application to the DEC for the playground/park design that has been developed by the SCA, part of which impacts the 104A Pacific Walk property.

The motion was seconded by Trustee Oppenheimer, and on call it was approved 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

AMENDING THE VILLAGE EMPLOYEE HANDBOOK AND CREATION OF THE POSITION OF VILLAGE OMBUDS OFFICER

Trustee Wolf stated that for the past few months he has been working with the Board to create a position to allow for Village employee and volunteer grievances to be heard by an appointed person

outside of the hierarchy of the Village in cases where satisfaction cannot be found within that hierarchy. He further stated that the draft to create such a position and amend the employee handbook had been distributed to the Board and made available on the Village website, and that he felt it was ready for adoption. Mayor O'Brien opened the floor for questions or comments, and after all having a chance to be heard, Trustee Wolf moved the adoption of the following resolution, subject to and conditional upon approval by the Village's labor counsel, Lamb and Barnoski:

WHEREAS the Board of Trustees believes that from time to time an informal alternative conflict resolution process might be useful to address issues among Village employees or volunteers; and

WHEREAS the Board reaffirms the primary role played by the Village's formal Grievance Procedures as outlined in the Employee Handbook, which procedures must be followed by employees and volunteers before the assistance of an Ombuds Officer may be solicited; and

WHEREAS one or more volunteer unpaid Ombuds Officers, normally Village residents, may be appointed by the Mayor to serve for a renewable two-year term, or on a case-by-case basis;

THEREFORE, the Board hereby adopts the position of Village Ombuds Officer with the authority and responsibilities described herein, and further amends the Village's Employee Handbook as follows:

EMPLOYEE GRIEVANCE PROCEDURE

Step 1 - Supervisor Review

As a matter of general policy your supervisors, at all levels, will provide an open-door policy and a receptive ear for the discussion and review of employee grievances concerning conditions of employment.

In the event you wish to lodge a grievance, you must, within fourteen (14) days of the incident being grieved, discuss the incident with the supervisor, notifying the supervisor that the discussion is the first step in the grievance procedure. There is no requirement for you to submit the grievance in writing at this point.

Your supervisor must inform you within seven (7) calendar days of the receipt of your notice of the decision on the matter. These time limits may be extended by mutual consent of the parties concerned.

Step 2 - Village Administrator Review

If the grievance is not resolved by your supervisor within seven (7) calendar days or if you disagree with the supervisor's decision, you may appeal the grievance to the Village Administrator within seven (7) calendar days from the date of receipt of the supervisor's decision, and the grievance must be put in writing. The Village Administrator must reply to the grievance within not more than fourteen (14) calendar days of its submission by the employee or officer, unless an extension of this period has been agreed to by both parties.

Step 3 – Ombuds Officer Review

If the Village Administrator does not resolve the situation to your satisfaction, or does not notify you in writing of the decision within fourteen (14) calendar days (or such extended period as the parties may have agreed to) of submission of the grievance, you may choose to ask a Village Ombuds Officer to review the matter, upon notice to the Village Administrator within seven (7) days of receipt of his decision, or after the expiration of the 14-day period in which the Administrator was obliged to hand down a decision, and the Administrator shall facilitate such an appeal.

Step 4 - Board of Trustees Review

If you disagree with the Village Administrator's decision, and choose not to avail yourself of the services of an Ombuds, the matter may be submitted in writing to the Mayor and the Board of Trustees within seven (7) calendar days of receipt of his decision. The Board may take up to fourteen (14) days from submission of the matter to them, unless both parties have agreed to an extension of this period.

VILLAGE OMBUDS OFFICER

Ombuds Officer Role Description

In order to ensure and extend the grievance rights of the employees and volunteers of the Village of Saltaire, the position of Village Ombuds has been established. Employees may seek the assistance of an Ombuds officer only after exhausting the Village's formal grievance mechanism as described in the Employee Handbook.

One or more Village Ombuds Officer(s) may be appointed by the Mayor for a renewable term of two years, or on a case-by-case basis as may be needed. The position is a volunteer post normally occupied by a Village resident.

Ombuds officers facilitate informal resolution processes. An Ombuds Officer may help to resolve issues between parties through various types of informal mediation and operate in a manner to preserve the confidentiality of those seeking their services, maintain a neutral and impartial position with respect to the concerns raised, and work at an informal level within the Village.

The primary duties of Village Ombuds Officers are:

1. To work with an individual and/or a group of employees or volunteers of the Village of Saltaire to explore and assist in determining options in order to help resolve conflicts, problematic issues or concerns.
2. To bring systemic concerns to the attention of the Village Board of Trustees for resolution.

In pursuing his or her duties, an Ombuds Officer will:

- Listen to the issues and concerns with which he or she is presented from the perspective of the individuals involved, while remaining neutral with respect to these concerns.
- Not judge or decide who is right or wrong.
- Assist in reframing issues to help the individuals identify and understand the interests of the various parties and focus efforts on potential options to address these interests.
- Guide and/or assist individuals to deal directly with the other parties, including through the use of the formal resolution resources of the Village as set forth in this handbook.

- Help individuals improve their skills and confidence in giving voice to their concerns directly to these formal sources as well as the other concerned parties and aid in referring the individuals to the appropriate resolution resources as a way to formally resolve the issue.
- Identify and create an awareness within the organization of potential problems within the organization and point out opportunities and suggestions for systemic change for the Village.
- Make and present his or her findings on the matter to the Village as well as the individuals concerned.

Because of the informal, neutral, confidential and independent positioning of an Ombuds Officer in Saltaire, he or she does not typically undertake the following roles or activities:

- Participate in formal investigations or play any role in a formal issue resolution process.
- Make binding decisions or institute corrective measures.
- Serve in any other Village role that would compromise the neutrality of the Ombuds Officer role.
- Receive notice or act as an office of notice for the Village.
- Create policies or create or maintain official Village records.
- Form any type of formal relationship (i.e., attorney-client) with the individuals seeking the Ombuds Officer's services, or with other Village employees or officials.

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

Motion: Trustee Wolf

Seconded: Trustee Kovner

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

Abstain: None

Against: None

APPROVAL OF MINUTES

Draft copies of the minutes of the Board of Trustees meeting of June 17, 2023 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 the minor non-substantive corrections discussed. The motion was seconded by Trustee Kovner and on call it was carried according to the following action:

Motion: Trustee Skerritt

Seconded: Trustee Kovner

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. 1B in the amount of \$2,765.34
General Fund Checking No. 2A in the amount of \$240,901.14

After discussion and opportunity for questions, Trustee Skerritt made a motion that the above-listed abstract(s) be approved as presented and that the Mayor be authorized to execute the warrant(s). The motion was seconded by Trustee Oppenheimer, and 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 12:03 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 12:19 p.m. to close the Executive Session and to re-adjourn into public session. 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, Trustee Kovner

Against: None

Abstain: None

Mayor O'Brien called the Public Meeting to order at 12:19 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
Joseph Prokop, Village Attorney
Mario Posillico, Administrator & Clerk
Donna Lyudmer, Village Treasurer
And 0 persons attended in-person and 0 other attendees observed through internet connection

AUTHORIZATION TO RETAIN LEGAL COUNSEL

Trustee Oppenheimer made a motion to authorize the Mayor to retain the legal services of David Yaffee at his normal hourly rate to consult with the Village Attorney on pending or imminent land-use and/or municipal procedural challenges. 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, Trustee Kovner

Against: None

Abstain: None

CLOSE OF MEETING

Trustee Kovner made a motion at 12:10 p.m. to close the meeting and to hold the next Board of Trustees meetings according to the following schedule:

- August 26, 2023 at 103 or 105 Broadway, Saltaire, New York with the public portion to start at 9:00 a.m., 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 Kovner

Second: Trustee Wolf

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

Against: None

Abstain: None