

MINUTES OF THE PUBLIC HEARING AND BOARD OF TRUSTEES MEETING HELD ON APRIL 1, 2015 AT 401 SEVENTH AVE, NEW YORK CITY, 18TH FLOOR, NEW YORK, NEW YORK AND VIA VIDEO/AUDIO LINK TO 103 BROADWAY, SALTAIRE, NEW YORK, WITH REMOTE OBSERVATION VIA AN AUDIO/VIDEO CONNECTION TO THE INTERNET.

Mayor Cox called the Board of Trustees meeting to order at 6:03 p.m. and the following were in attendance:

Robert Lynn Cox III, Mayor
John A. Zaccaro Jr, Trustee
Alexander K. Chefetz, Trustee
Frank Wolf, Trustee
Ann Connolly, Trustee
Joseph W. Prokop, Village Attorney
Mario Posillico, Administrator & Clerk
Donna Lyudmer, Village Treasurer
And 8 other attendees

and the following were in attendance at the Saltaire location

Audio Operator
And 2 other attendees

and 17 observed through internet audio/video connection.

PUBLIC HEARING OF THE 2014/15 TENTATIVE BUDGET

Copies of the 2015/16 tentative budget were distributed to all in attendance and had been previously posted on the Village website. Administrator Posillico provided an overview of the projected results of the 2014/15 fiscal year and then the general highlights of the 2015/16 budget as presented. He stated that he projected a surplus of approximately \$35,000 for the 2014/15 fiscal year, which will result in reserve levels as of May 31, 2015 of approximately \$1,125,000. He then provided an overview of the 2015/16 tentative budget, which carried a 0% tax rate increase and was projected to result in budget surplus of approximately \$75,000. Further detail was provided on budgeted revenues and appropriations. After discussion 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 6:15 p.m. to close the Public Hearing to present and consider the 2015/16 tentative budget. The motion was seconded by Trustee Chefetz, and the motion was carried according to the following:

Motion: Trustee Wolf

Seconded: Trustee Chefetz

In Favor: Trustee Zaccaro, Trustee Chefetz, Trustee Wolf, Trustee Connolly

Against: None

PUBLIC HEARING OF ADVERTISED LOCAL LAW #1OF 2015 – CHAPTER 48 - TAXATION

Mayor Cox reported that the Board had advertised a public hearing to consider adoption of modification to Chapter 48 to adopt a waiver of the state mandated tax cap limit, but that since the presented budget had a 0% tax increase, this would not be necessary unless the Board choose to adopt a budget other than as presented with a higher tax rate. He stated that the Board would have that option to adopt the local law and waive out of the tax rate cap after it adopted the 2015/16 budget in the unlikely event it was necessary. After discussion 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 6:20 p.m. to close the Public Hearing to present and consider advertised Local Law #1 of 2015. The motion was seconded by Trustee Connolly, and the motion was carried according to the following:

Motion: Trustee Wolf

Seconded: Trustee Connolly

In Favor: Trustee Zaccaro, Trustee Chefetz, Trustee Wolf, Trustee Connolly

Against: None

PUBLIC HEARING OF ADVERTISED LOCAL LAW #2 OF 2015 – CHAPTER 55 - ZONING

Mayor Cox reported that the Board had finally reached the point after more than 2 year of public input and contributions by resident experts in the zoning and architectural fields, to consider adoption of modifications of various sections of Chapter 55 of the Village Code. Village Administrator Posillico provided a summary overview of the modifications, a written form of which was distributed to all in attendance and was posted online. After discussion amongst the members of the Board and those in attendance, and after all having had a chance to be heard, Trustee Chefetz made a motion at 6:40 p.m. to close the Public Hearing to present and consider advertised Local Law #2 of 2015. The motion was seconded by Trustee Wolf, and the motion was carried according to the following:

Motion: Trustee Chefetz

Seconded: Trustee Wolf

In Favor: Trustee Zaccaro, Trustee Chefetz, Trustee Wolf, Trustee Connolly

Against: None

BOARD OF TRUSTEES MEETING.

Mayor Cox called the meeting of the Board of Trustees to order at 6:40 p.m.

APPROVAL OF MINUTES

Draft copies of the minutes of the meetings of February 23, 2015 and March 11, 2015 having been previously presented to the Board and posted in draft form on the Village web site, were presented for adoption. After discussion, and all having a chance to be heard, Trustee Connolly made a motion to adopt the minutes as presented with minor non-substantive corrections. The motion was seconded by Trustee Chefetz, and the motion was carried according to the following vote:

Motion: Trustee Connolly

Seconded: Trustee Chefetz

In Favor: Trustee Zaccaro, Trustee Chefetz, Trustee Wolf, Trustee Connolly

Against: None

ABSTRACT AUDIT

Mayor Cox stated that the following Abstract, having been distributed to all in attendance and posted on the Village website, was presented for approval by the Village Administrator and the Village Treasurer:

General Checking No. 10A in the amount of	\$55,856.54
Capital Checking No. 10A in the amount of	\$543,772.77
General Checking No. 11A in the amount of	\$91,457.77

Capital Checking No. 10A in the amount of \$238,756.46

After discussion and opportunity for questions, Trustee Wolf made a motion that the above listed vouchers be approved as presented and that the Mayor be authorized to execute the warrants. The motion was seconded by Trustee Connolly, and the motion was carried according to the following:

Motion: Trustee Wolf

Seconded: Trustee Connolly

In Favor: Trustee Zaccaro, Trustee Wolf, Trustee Chefetz, Trustee Connolly

Against: None

STATUS – SALTAIRE MARKET REDEVELOPMENT

Administrator Posillico gave a brief overview of the status of the planned construction of a building to house a new Saltaire Market at 100 Broadway, and as an additional option to construct a multi-purpose municipal building on the same site. Administrator Posillico stated that due to the later than accepted receipt of the Suffolk County Department of Health permit, and the unusually long ice-over of the Great South Bay, the installation of the foundation and sanitary systems had been delayed, and that it made more sense from a construction sequencing standpoint to schedule that work for the early fall of 2015 just prior to delivery of the modular units. He further stated that as resolved at the March 11, 2015 meeting, the engineering phase of the modular construction had been obligated and has commenced, with scheduled completion by the middle of May, after which the Board would have to commit to the production of the modular units for one or both of the buildings in order to stay on schedule. He stated that the plans for the municipal building as previously agreed were modified for a single story, open span floor plan. He then provided the projected schedule for the completion of design, production of the units, bidding for the on-site phases of the work, and the anticipated delivery of the modular units in October 2015. Discussion amongst the Board members and those in attendance ensued, and after all having a chance to be heard, Mayor Cox moved onto the remainder of the agenda.

FIMP UPDATE

Mayor Cox reported on the status of the FIMP Project. He stated that the County had advised the communities that the west end project that will begin at Robert Moses State Park has been rescheduled to start in the fall of 2015 due to the lack of availability of the dredging equipment in the area. He further stated that the ocean front property owners from Kismet through Lonelyville have been contacted about the status of their easements or fee-acquisitions, and many have been secured or are near completion, although that the more complicated properties are taking longer to reach resolution and may require condemnation proceedings. He stated that the County is hopeful that all the real estate in the west end will be complete before the start of the project in the fall.

AUTHORIZATION TO EXECUTE THE 2014 MEDICAL CONTRACT

Trustee Chefetz made a motion to authorize Mayor Cox to negotiate and execute the medical services contract with Dr. Robert Furey for the 2015 season for a fee of \$3,500 in the form presented and reviewed by the Village Attorney.

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

Motion: Trustee Chefetz
Seconded: Trustee Wolf
In Favor: Trustee Zaccaro, Trustee Wolf, Trustee Chefetz, Trustee Connolly
Against: None

RESOLUTION TO ADOPT A CITIZEN PARTICIPATION PLAN AS REQUIRED UNDER THE NEW YORK STATE COMMUNITY DEVELOPMENT BLOCK GRANT-DISASTER RECOVERY (CDBG-DR) PROGRAM.

Trustee Zaccaro made the following motion:

WHEREAS, the Village is a subrecipient receiving New York State Community Development Block Grant-Disaster Recovery (CDBG-DR) funds, as administered by the Housing Trust Fund Corporation, Governor's Office of Storm Recovery (GOSR) to assist in addressing unmet needs from either Hurricane Irene, Tropical Storm Lee, or Superstorm Sandy; and,

WHEREAS, participation in the New York State Community Development Block Grant-Disaster Recovery (CDBG-DR) Program requires the adoption and implementation of a Citizen Participation Plan to comply with Section 508 of the Housing and Community Development Act of 1974, as amended; and,

WHEREAS, the purpose of this plan is to provide for and encourage citizen participation, with particular emphasis on participation by persons of low and moderate income who are residents of slum and blighted areas and of areas in which funds are proposed to be used.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Village of Saltaire that the attached New York State Community Development Block Grant-Disaster Recovery (CDBG-DR) Citizen Participation Plan be hereby officially adopted for implementation in the Fire Island Back Up Generation Project of the New York State CDBG-DR Program.

**VILLAGE OF SALTAIRE
NEW YORK STATE
GOVERNOR'S OFFICE OF STORM RECOVERY (GOSR)
COMMUNITY DEVELOPMENT BLOCK GRANT-DISASTER RECOVERY PROGRAM**

CITIZEN PARTICIPATION PLAN

The Village of Saltaire has adopted the following Citizen Participation Plan to meet the citizen participation requirements of Section 508 of the Housing and Community Development Act of 1974, as amended, and the program policies of the New York State Community Development Block Grant-Disaster Recovery (CDBG-DR) Program.

The Village of Saltaire is committed through adoption of this plan to the full and total involvement of all residents of the community in the composition, implementation, and assessment of its Community Development Block Grant-Disaster Recovery (CDBG-DR) Program. Attempts will be made to reach all citizens, with particular emphasis on participation by persons of low and

moderate income, residents of slum and blighted areas, and of areas in which funds are proposed to be used. A copy of this plan will be made available to the public upon request.

As part of the citizen participation requirements and to maximize citizen interaction, the Village of Saltaire shall:

- 1) Provide citizens with reasonable and timely access to local meetings, information, and records relating to the State's proposed method of distribution, as required by the Secretary of Housing and Urban Development, and relating to the actual use of funds under Title I of the Housing and Community Development Act of 1974, as amended;
- 2) When applicable, provide for public hearings and respond to proposals and questions at all stages of the community development program. These hearings will consist of the development of needs and proposed activities and review of program performance. These hearings will be held after adequate notice, a minimum of five (5) calendar days, at times and locations convenient to potential or actual beneficiaries with accommodations for persons with disabilities;
- 3) Provide for and encourage citizen participation with particular emphasis on participation by persons of low and moderate income and residents of slum and blighted areas as well as those affected by the proposed project;
- 4) Provide technical assistance to groups representative of persons of low and moderate income that request such assistance in developing proposals;
- 5) Where applicable, identify how the needs of non-English speaking residents will be met in the case of public hearings; and
- 6) Provide for a formal written procedure that will accommodate a timely written response, within fifteen (15) days where practicable, to written complaints and grievances.

I. PUBLIC HEARINGS

If a public hearing is held to obtain citizen input, notices informing citizens of any public hearings will appear in the official newspaper or in a newspaper having general circulation within the municipality, of Village of Saltaire a minimum of five (5) calendar days prior to the hearing. In addition, notices will also be posted publicly in municipal office buildings and the hearing will be publicized through local community organizations, and/or posting of information in LMI areas. Hearings will be held at times and locations convenient to potential or actual beneficiaries with accommodations for individuals with disabilities and non-English speaking persons. Whenever possible, these hearings will be held within or near the LMI areas, at times affording participation by the most affected residents. Written minutes of the hearings and an attendance roster will be maintained by the Village of Saltaire.

II. APPLICATION

1. Seven (7) calendar days, at a minimum, prior to the scheduled submittal of the application for project funding through the NY Rising Community Reconstruction Program or Infrastructure Program, a notice shall appear in the official newspaper, if applicable, or in a newspaper having general circulation within the municipality, informing the citizens of the following:

- a. Proposed submittal date of the application;
- b. Proposed objectives;
- c. Proposed activities;
- d. Location of proposed activities;
- e. Dollar amount of proposed activities; and
- f. Location and hours the application is available for review.

In addition, the notice shall state "all citizens, particularly persons of low and moderate income and residents of slum and blighted areas as well as those affected by the proposed project, are encouraged to review the proposed application and submit any written comments on the application to:

Village of Saltaire
Po Box 5551
Bay Shore, New York 11706
Email: office@saltaire.org

2. The public notice will also state that the following information is available:
 - a. The amount of funds, including program income, available for proposed community development disaster recovery activities for the current fiscal year;
 - b. The range of CDBG-DR activities that may be undertaken,
 - c. The estimated amount of CDBG-DR funds proposed to be used for activities that will meet the national objective of benefitting low and moderate income persons; and
 - d. The plan(s) designated for minimizing displacement of persons as a result of activities assisted with such funds and the benefits to be provided by the Village of Saltaire to persons actually displaced as a result of such activities.
3. In addition, the application will be published on the Village of Saltaire's website. Comments received, along with the response, will be incorporated in the application to the New York State Governor's Office of Storm Recovery (GOSR) or the application will be withdrawn if necessary.

III. AMENDMENTS

Program amendments, which substantially alter the CDBG-DR project from that approved in the original application, shall not be submitted to the State without publication of notice in the official newspaper, if applicable, or in a newspaper having general circulation within the municipality, informing citizens of the following:

- a. Proposed submittal date of the amendment;
- b. Proposed objectives;
- c. Proposed activities;
- d. Location of proposed activities;
- e. Dollar amount of proposed activities; and
- f. Location and hours the application is available for review.

In addition, the notice shall state "all citizens, particularly persons of low and moderate income

and residents of slum and blighted areas as well as those affected by the proposed project, are encouraged to review the proposed application and submit any written comments on the application to: office @saltaire.org Any comments received including the responses will be submitted with the request for the amendment. Citizens may, at any time, contact GOSR directly to register comments, objections, or complaints concerning the subrecipient's CDBG-DR application(s), amendment(s), and/or performance. Citizens are encouraged, however, to attempt to resolve any complaints at the local level as outlined above prior to contacting GOSR.

IV. CONSIDERATION OF OBJECTION TO APPLICATION OR AMENDMENT

Persons wishing to object to approval of an application or amendment by the State may make such objection known to:

New York State
Governor's Office of Storm Recovery
25 Beaver Street
Post Office Box 230
New York, New York 10004
Email: citizenparticipation@stormrecovery.ny.gov

V. LIMITED ENGLISH PROFICIENCY

Whenever a significant number of persons and/or residents of blighted neighborhoods communicate with a primary language other than English attend public hearings, the Village of Saltaire will provide an interpreter for dissemination of information to them provided the Village of Saltaire is given sufficient notification of three (3) calendar day(s). Documents will be available in the appropriate languages for the geographic area served by the Village of Saltaire.

VI. TECHNICAL ASSISTANCE

Technical assistance may be provided directly by the Village of Saltaire to any citizen, particularly to low and moderate income persons, residents of blighted neighborhoods and minorities, who request assistance in the development of proposals and statement of views concerning the CDBG-DR Program. Local officials will conduct informational meetings with the residents of the low to moderate income areas if a written request is received by the Village of Saltaire with at least a one (1) week notification. The persons who conduct the technical assistance meetings will disseminate information on the program and answer all pertinent questions.

VII. TIMELY ACCESS AND ADEQUATE INFORMATION

The Village of Saltaire shall provide timely disclosure of records, information and documents related to the CDBG-DR program activities. Documents will be made available for copying upon request at the Village of Saltaire Offices, Monday thru Friday, 9:00 a.m. thru 4:00 p.m. Such documents may include the following:

1. All meetings and promotional materials;
2. Records of hearings and meetings;
3. All key documents, including prior applications, letters, grant agreements, citizen participation plans, and proposed applications;

4. Copies of the regulations (final statements) concerning the program; and,
5. Documents regarding other important requirements, such as Procurement Procedures, Fair Housing, Equal Employment Opportunity, Uniform Act, Labor Provisions, and Environmental Procedures.

VIII. CITIZEN COMPLAINT PROCEDURE

SECTION 1

It is the policy of the Village of Saltaire to review all complaints received.

SECTION 2

The following procedures will be followed on all complaints received by the Village of Saltaire:

1. The complainant shall notify the Village Clerk of the complaint. The initial complaint may be expressed orally or by written correspondence.
2. The Village Clerk will notify the Mayor or designated representative of the complaint within three (3) working days.
3. The Mayor or designated representative will investigate the complaint and will report the findings to the Village Attorney within five (5) working days.
4. The Village Attorney will notify the complainant of the findings of the Mayor or designated representative in writing or by telephone within five (5) working days.
5. If the complainant is aggrieved by the decision, he must forward the complaint in writing (if previously submitted orally) to the Village Clerk who will forward the complaint and all actions taken by the Mayor or designated representative to the appropriate committee for its review. This will be accomplished within thirty (30) working days of receipt of the written complaint.
6. The reviewing committee will have fifteen (15) working days to review the complaint and forward its decision to the complainant in writing.
7. If the complainant is aggrieved with the decision of the committee, he must notify the Village Clerk in writing that he desires to be afforded a hearing by the Board of Trustees. The complainant will be placed on the next regularly scheduled agenda. The Village Clerk will notify the complainant in writing of the date of the hearing.
8. The complainant must bring all relevant data, witnesses, etc., to the hearing. The Board of Trustees, at the hearing, will review the complaint and forward within fifteen (15) days a certified copy of the minutes of the meeting at which the hearing was conducted and a decision was rendered to the complainant. If a decision is not reached at the hearing, the Village Clerk will inform complainant of an appropriate date to expect a response. Within five (5) working days of reaching a decision, the complainant will be notified in writing of the decision.

SECTION 3

All citizen complaints relative to Fair Housing/Equal Opportunity violations alleging discrimination shall be forwarded for disposition to the:

Fair Housing Complaints
New York State
Office of the Attorney General
Civil Rights Bureau
120 Broadway

New York, New York 10271
(212) 416-8250 (Voice)
(800) 788-9898 (TDD)
Email: civil.rights@ag.ny.gov
Website: www.ag.ny.gov

Complaints of Discrimination

New York State
Division of Human Rights
One Fordham Plaza, 4th Floor
Bronx, New York 10458
(718) 741-8300 (Voice & TDD)
Website: www.dhr.state.ny.us

SECTION 4

The Village of Saltaire will maintain a file for the purpose of keeping reports of complaints.

SECTION 5

This policy does not invalidate nor supersede the personnel or other policies of the Village of Saltaire which are currently adopted, but is intended to serve as a guide for complaints.

SECTION 6

This policy may be amended by a majority vote at any of the Village of Saltaire's regularly scheduled meetings.

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

Motion: Trustee Zaccaro

Seconded: Trustee Wolf

In Favor: Trustee Zaccaro, Trustee Wolf, Trustee Chefetz and Trustee Connolly

Against: None

RATIFY CONTRACT FOR REPAIR OF MARINA ICE DAMAGE

Trustee Wolf made the following motion:

WHEREAS, the Saltaire Marina suffered severe damage to its mooring poles and finger dock to ice over the course of the winter, and,

WHEREAS, the Village solicited public bids to repair the damage pursuant to its procurement policy and Stout Construction was the verified low bidder in the amount of \$41,170 plus the cost of replacement poles, and

WHEREAS, the floating poles in the marina presented a real and present danger to both ferry traffic and private boats, as well as general marine navigation, and in order to immediately remedy the situation and eliminate the threat to marine navigation, Mayor Cox authorized the Village Administrator to contract with Stout Construction pursuant to the bid and begin work immediately,

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Village of Saltaire ratifies the actions of Mayor Cox in the solicitation, award and contract with low bidder Stout Construction to remedy the damage and dangers present in the Saltaire Marina caused by winter ice.

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

Motion: Trustee Wolf

Seconded: Trustee Connolly

In Favor: Trustee Zaccaro, Trustee Wolf, Trustee Chefetz and Trustee Connolly

Against: None

AUTHORIZATION TO SEEK PUBLIC BIDS FOR BROADWAY WATER MAIN REPLACEMENT

Administrator Posillico stated the Suffolk County Department of Health should be shortly issuing its permit for the replacement of the water main along Broadway, made necessary by the damage being caused to it by the reconstruction of Broadway, and for which request has been made for it to be included as part of the authorized Broadway project and is currently under review by FEMA. After discussion, Trustee Zaccaro made the following motion:

WHEREAS, the Village of Saltaire had all of its boardwalk system substantially damaged as a result of Hurricane Sandy, and

WHEREAS, the Village of Saltaire has received Public Assistant funding FEMA for the reconstruction of Broadway, and which construction has caused damage to the water main running adjacent to it on the east side,

THEREFORE BE IT RESOLVED that the Village Administrator be authorized to solicit bids for the replacement of the Broadway water main.

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

Motion: Trustee Zaccaro

Seconded: Trustee Connolly

In Favor: Trustee Zaccaro, Trustee Wolf, Trustee Chefetz and Trustee Connolly

Against: None

AUTHORIZATION OF TEMPORARY MARKET/FOOD SERVICES FOR 2015

The Board discussed the two proposals received pursuant to the solicitation for the delivery of food services for the 2015 summer season. The proposals were for a food truck or a trailer to be open from approximately Memorial Day to Labor Day to deliver a certain menu of prepared foods and other limited grocery items. After discussion, and after all had a chance to be heard, Trustee Connolly made a motion to authorize Mayor Cox to accept the proposal of Joseph Tantillo, subject to his discretion, in consultation with the Village Attorney, of further negotiation with the operator regarding menu items, hours of operation, management personnel and other issues that he deems to be of importance for a safe, clean, convenient and aesthetic operation for the summer of 2015.

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

Motion: Trustee Connolly
Seconded: Trustee Wolf
In Favor: Trustee Zaccaro, Trustee Wolf, Trustee Chefetz and Trustee Connolly
Against: None

ADOPTION OF 2015/16 BUDGET

Trustee Wolf made the following motion:

WHEREAS, the tentative budget for the fiscal year 2015-2016 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 2015-2016 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 \$5.35 per thousand of assessed value, be and hereby is adopted as the budget of the Village of Saltaire, New York, for the fiscal year 2015-2016, 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 \$2,103,340 against all properties listed in the 2015/16 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 as needed to fill the needs anticipated and reflected in the budget.

The motion was seconded by Trustee Chefetz, and on call the motion was approved and the budget adopted according to the following action:

Motion: Trustee Wolf
Seconded: Trustee Chefetz
In Favor: Trustee Zaccaro, Trustee Wolf, Trustee Chefetz and Trustee Connolly
Against: None

CONSIDERATION OF ADOPTION OF LOCAL LAW#1 – CHAPTER 55 ZONING

Trustee Chefetz moved adoption of the following resolution:

RESOLUTION ADOPTING LEAD AGENCY STATUS, TYPING A PROJECT AS A TYPE 1 ACTION AND ADOPTION OF A NEGATIVE DECLARATION FOR PURPOSES OF SEQRA WITH REGARD TO THE POTENTIAL AWARDED OF CONTRACT FOR ENGINEERING DEVELOPMENT OF MODULAR BUILDINGS FOR 100 BROADWAY

WHEREAS the Village of Saltaire is reviewing the possibility of modifying its Zoning Code, and;

WHEREAS the modification of code that impacts land use is an Action as defined by the regulations adopted in Part 6 NYCRR 617 under Article 8 of the Environmental Conservation Law of State of New York, and;

WHEREAS the modification of a code is a Type I action under 6 NYCRR 617.4 and;

WHEREAS the Village of Saltaire has completed a long form EAF and the long form EAF indicates that there will be no significant negative impact to the environment that will be created by the awarding of the public works contract, and ;

WHEREAS there all involved agencies in this matter have been notified that the Village of Saltaire has adopted lead agency status and undertake review of this action for purposes of SEQRA for that reason, it is therefore:

RESOLVED that the Village of Saltaire hereby adopts lead agency status with regard to the awarding of the public works contract, and it is further;

RESOLVED that the Village of Saltaire hereby determines that the modification of its Zoning Code is a Type 1 Action for purposes of SEQRA, and it is further;

RESOLVED that the Village of Saltaire hereby determines that the modification of its Zoning Code will not have a significant negative impact on the environment in the action;

Will not result in a substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels, substantial increase in solid waste production, a substantial increase in potential for erosion, flooding, leaching or drainage problems, and;

Will not result in the removal or destruction of large quantities of vegetation or fauna, substantial interference with the movement of any resident or migratory fish or wildlife species, impacts on habitats, or other significant adverse impact on natural resources, impairment of a critical environmental area and;

Will not result in the creation of a material conflict with a community's current plans or goals, and;

Will not result in the creation of a hazard to human health, and;

Will not result in a substantial change in land use, and;

Will not encourage or attract an additional large number of people to a place for more than a few days, and;

Will not result in the creation of a material demand for other actions, and;

Will not result in changes in two or more elements of the environment, each of which is not significant but when reviewed together are significant two or more related actions each of which is not significant but when reviewed together are significant, and that it is therefore;

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

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

Motion: Trustee Chefetz

Seconded: Trustee Connolly

In Favor: Trustee Zaccaro, Trustee Wolf, Trustee Chefetz, Trustee Connolly

Against: None

ADOPTION OF LOCAL LAW #1 OF 2015 CHAPTER 55 ZONING

Trustee Wolf then made a motion to adopt the proposed revisions to various sections of §55 of the Village Code, in the form presented at the earlier public hearing, to be adopted as Local Law #1 of 2015. The motion was seconded by Trustee Connolly and the motion was carried according to the following vote:

Motion: Trustee Wolf

Seconded: Trustee Connolly

In Favor: Mayor Cox, Trustee Wolf, Trustee Chefetz, Trustee Connolly

Abstain: Trustee Zaccaro

ADJOURN INTO EXECUTIVE SESSION

After the Board received and responded to questions from those in attendance, Trustee Wolf made a motion at 8:16 p.m. that the Board adjourn into Executive Session to discuss litigation strategy, contract and personnel issues. The motion was seconded by Trustee Connolly, and on call it was approved according to the following action:

Motion: Trustee Wolf

Seconded: Trustee Connolly

In Favor: Trustee Zaccaro, Trustee Wolf, Trustee Chefetz and Trustee Connolly

Against: None

RE-ADJOURNMENT INTO PUBLIC SESSION

Trustee Connolly made a motion to re-adjourn into public session at 9:47 p.m. The motion was seconded by Trustee Chefetz, and on call it was approved according to the following action:

Motion: Trustee Connolly

Seconded: Trustee Chefetz

In Favor: Trustee Zaccaro, Trustee Chefetz, Trustee Wolf, Trustee Connolly

Against: None

The public meeting was called back into session by Mayor Cox at 9:47 p.m. and the following were in attendance:

Robert Lynn Cox III, Mayor
John A. Zaccaro Jr, Trustee
Alexander K. Chefetz, Trustee
Frank Wolf, Trustee
Ann Connolly, Trustee
Joseph W. Prokop, Village Attorney
Mario Posillico, Administrator & Clerk
Donna Lyudmer, Village Treasurer
And 0 other attendees

NEXT BOARD MEETING & CLOSE OF MEETING

After all having had a chance to be heard, and there being no further business before the Board, Trustee Zaccaro made a motion at 9:50 pm to close the meeting and to hold the next Board of Trustees meetings at 103 or 105 Broadway, Saltaire, NY at 10:00 a.m. on May 16, 2015 [Clerk's

Note – Meeting Subsequently Cancelled], and then on May 25, 2015. The motion was seconded by Trustee Wolf, and the motion was carried according to the following action:

Motion: Trustee Zaccaro

Seconded: Trustee Wolf

In Favor: Trustee Zaccaro, Trustee Chefetz, Trustee Wolf, Trustee Connolly

Against: None