

MINUTES OF THE BOARD OF TRUSTEES MEETING HELD ON FEBRUARY 27, 2019 AT 1180 AVENUE OF THE AMERICAS, 8<sup>TH</sup> FLOOR, NEW YORK, NEW YORK AND VIA VIDEO/AUDIO LINK TO 104 NEPTUNE, SALTAIRE, NEW YORK, WITH REMOTE OBSERVATION VIA AN AUDIO/VIDEO CONNECTION TO THE INTERNET.

Mayor Zaccaro called the Board of Trustees meeting to order at 5:00 p.m. at 1180 Avenue of the Americas, New York, and the following were in attendance:

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

**ADJOURN INTO EXECUTIVE SESSION**

Trustee Oppenheimer made a motion at 5:00 p.m. that the Board adjourn into Executive Session to discuss litigation strategy, contract negotiations and personnel issues. The motion was seconded by Trustee Richard and on call it was approved according to the following vote:

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

Mayor Zaccaro left the executive session at 5:45 p.m. as part of his recusal from discussions involving potential agreements with the Village People LLC and returned at 6:01 p.m.

**RE-ADJOURNMENT INTO PUBLIC SESSION**

Trustee Wolf made a motion to re-adjourn into public session at 6:01 p.m. The motion was seconded by Trustee O'Brien and on call it was approved according to the following vote:

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

Mayor Zaccaro called the Board of Trustees meeting back to order at 1180 Avenue of the Americas, New York at 6:05 p.m. and the following were in attendance:

John A. Zaccaro Jr, Mayor

Hillary Richard, Deputy Mayor  
Frank Wolf, Trustee  
Hugh O'Brien, Trustee  
Nat Oppenheimer, Trustee  
Scott Rosenblum, Counselor to the Board  
Joseph W. Prokop, Village Attorney  
Donna Lyudmer, Village Treasurer  
Mario Posillico, Administrator & Clerk  
And 17 other attendees  
And 18 observed through internet audio/video connection

#### **PUBLIC HEARING: LOCAL LAW #1 OF 2019 – CHAPTER 48– TAX CAP WAIVER**

Village Administrator Posillico stated that the purpose of the proposed local law is to allow the Village to opt out of the New York State-mandated maximum tax levy increase for local governments. New York State adopted legislation that limited the annual increase in the tax levy that a local government can assess. In the case of Saltaire, that will likely be set just above 1% for the next fiscal year starting June 1, 2019. The Mayor stated that although the tentative budget is still being developed and it is unknown if a tax increase will be required, there were assessment improvements greater than the tax cap, and therefore the adoption of this local law provides the flexibility for the Board to meet the budget requirements and any future unforeseen circumstances. Comments were made and questions were taken from the members of the Board and those in attendance, and after all having a chance to be heard, Trustee Richard made a motion to adjourn the public hearing at 6:11 p.m. The motion was seconded by Trustee O'Brien and on call the motion was carried according to the following vote:

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

The Trustees Meeting was called back into order by Mayor Zaccaro

#### **ADOPTION OF LOCAL LAW #1 OF 2019 – CHAPTER 48: TAX CAP WAIVER**

Trustee Wolf made a motion to adopt the proposed revisions to various sections of §48 of the Village Code, in the form presented at the earlier public hearing, to be adopted as Local Law #1 of 2019. The motion was seconded by Trustee O'Brien and the motion was carried according to the following vote:

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

#### **CAPITAL PROJECT OVERVIEW**

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

- Lighthouse Promenade: He reported on the progress of the upgrade to the water system along Lighthouse Promenade. He stated that water main installation has been completed from East to Richards Walks, and is currently online and servicing that section of the Village. He further stated that pile installation from East to Anchor Walks has been completed, and that new boardwalk has been completed to East Walk.

#### **UTILITY EASEMENT AS PART OF LIGHTHOUSE PROMENADE WATER MAIN PROJECT**

Mayor Zaccaro asked Deputy Mayor Richard to lead the meeting due to his recusal from any matters related to the Village People LLC. Deputy Mayor Richard then reported that the Village's Engineers had developed as part of the Lighthouse Prom water main project a plan that removed all domestic service connections from the new Lighthouse trunk line and will install new branch lines for the homes north on Lighthouse Prom between East and Pilot Walks. Four new branch lines have been installed pursuant to the engineering plans along all of the public right-of-ways in the Clam Pond Cove area. She stated that there are two locations, specifically in the Richards Walk and Pennant Walk locations, where there are no public right of ways the Village has approached the private property owners in those locations to request permission for the Village to install the branch lines on their properties in order to complete that plan for domestic water service and fire protection. She stated that the Village People LLC, owners of the Sailor's Cove property, has agreed in principle to the plan requested by the Village that had been recommended by the Saltaire Volunteer Fire Company, the Fire Island West District Coordinator, and by the Saltaire Planning Commission when the Sailors Cove subdivision was approved in 1984, pursuant to an easement agreement without compensation for use of the property. She stated that the Village Attorney had been instructed at the previous meeting, in response to an objection filed by a Village resident, to research the notice and ethics requirements that might be applicable to this agreement regarding the possible involvement of the Mayor or his family. Village Attorney Prokop stated that he has not completed his research regarding that issue and will report when his findings are complete. Deputy Mayor Richard stated that the matter will be tabled until the report is issued by the Village Attorney.

#### **RE-APPROVAL OF SUB-DIVISION MAP FOR PENNANT WALK PROPERTY**

Deputy Mayor Richard reported that the Board had previously approved the Village People LLC subdivision application and map, but in the course of their submittal of the map to the Suffolk County Department of Health (DOH), the DOH has requested formatting modifications to the map. She stated that the revised map has been reviewed by the Village Attorney and the Village Administrative and they reported to the Board that the changes are only formatting in nature, and that the substance of the prior Board approval and conditions are accurately represented on the revised map. After discussion, and all having a chance to heard, Trustee O'Brien made a motion to approve the revised subdivision map of the Village People LLC as presented. The motion was seconded by Trustee Wolf, and the motion was carried according to the following vote:

Motion: Trustee O'Brien

Seconded: Trustee Wolf

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

Recused: Mayor Zaccaro

Abstain: None

Against: None

Mayor Zaccaro rejoined the meeting at 6:26 p.m.

## CAPITAL PROJECT OVERVIEW

Mayor Zaccaro continued with a brief overview and status report of the following capital projects:

- 14 Bay Promenade: Mayor Zaccaro stated that an application is pending with the Suffolk County Department of Health for an approximately 1,600-square-foot, one story structure with storage under the building, and that given the anticipated approval time this project would not likely start until the 2019 off-season. Village Administrator Posillico stated he is setting up a meeting with the DOH to find out why the approval process has been delayed, which had commenced more than a year prior.
- Village Hall: He reported on the progress of the reconstruction of Village Hall primarily through a digital pictorial presentation. He stated that the building has been closed to weather, that work is commencing on the exterior siding, and that the electrical, plumbing and duct work are being installed on the interior. Village Administrator Posillico stated that there are a number of necessary Change Order requests that the Board must consider in order for the project to be constructed properly and to stay on schedule.

## AUTHORIZATION TO EXECUTE CONTRACTS WITH FIRE ISLAND FERRIES AND FIRE ISLAND TERMINAL

Mayor Zaccaro reported that Village's negotiating team has made significant progress towards finalizing both the contract terms and language with the related companies of Fire Island Ferries for both passenger and freight ferry service, and Fire Island Terminal for parking services. Mayor Zaccaro had previously distributed the business terms for all three contracts to the members of the Board, and Village Attorney Prokop had previously distributed the draft contract for all three services. Village Attorney Prokop stated that the draft contract had been delivered to the attorney for the companies, and he hoped for acceptance shortly. After discussion, and all having a chance to be heard, Trustee Wolf made the following motion:

WHEREAS, pursuant to Board resolution, the Village Administrator conducted a three separate Request for Proposals for the following services:

- Passenger Ferry Service
- Freight Ferry Service
- Parking Services

and

WHEREAS, Fire Island Ferries was the sole proposer for Passenger Ferry Service and Freight Ferry Service; and Fire Island Terminal for Parking Services, and

WHEREAS, the Mayor has sent to all Board members a summary of all business and operational terms for all three contracts,

THEREFORE BE IT RESOLVED THAT, The Board of Trustees agrees in principle to all business and operational terms, and draft contract language presented at the meeting for passenger ferry and freight ferry to be provided by Fire Island Ferries and for parking services to be provided by Fire Island Terminal, and further,

BE IT RESOLVED THAT, The Mayor of the Village of Saltaire is authorized to execute the proposed contracts with Fire Island Ferries for passenger and freight services and Fire Island Terminal for parking services, based on the presented draft contracts for each, all in consultation with the Village Attorney for final language approval, including non-substantive contract revisions that he deems necessary to execute the final contract with Fire Island Ferries and Fire Island Ferries.

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

Motion: Trustee Wolf

Seconded: Trustee Oppenheimer

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

Against: None

Abstain: None

#### AUTHORIZATION TO EXECUTE A CONTRACT EXTENSION WITH THE SALTAIRE VOLUNTEER FIRE COMPANY

Trustee Richard made the following motion:

WHEREAS, the Village's current contract with the Saltaire Volunteer Fire Company is in the automatic extension period which runs through June 30, 2019; and

WHEREAS, the Saltaire Volunteer Fire Company has requested that the Village enter into a one-year extension agreement under the same terms and conditions of the existing contract, allowing the Fire Company time to implement administrative and operational changes, and to analyze how those changes might impact the contract terms for the successor contracts; and

WHEREAS, all Board members have received the draft contract extension language,

THEREFORE BE IT RESOLVED THAT, The Board of Trustees agrees to the draft contract presented at the meeting for a one-year contract extension with the Saltaire Volunteer Fire Company, and further

BE IT RESOLVED THAT, The Mayor of the Village of Saltaire is authorized to execute the proposed contract extension with the Saltaire Volunteer Fire Company, in consultation with the Village Attorney for final language approval, including non-substantive contract revisions that he deems necessary to execute the final contract.

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

Motion: Trustee Richard

Seconded: Trustee Wolf

In Favor: Trustee Wolf, Trustee Richard, Trustee Oppenheimer

Recuse: Trustee O'Brien

Against: None

Abstain: None

#### AUTHORIZATION TO PURCHASE LIFEPAK 15 FOR FIRE COMPANY

Fire Company Third Assistant Chief Jarrod Bernstein notified the Board that the Fire Company is in need of two LifePak 15 Automatic External Defibrillator (AED) devices to replace the two LifePak 12 units that have reached the end of their useful life; and further stated that, in view of the financial

obligations of the Village, the members of the Fire Company have approved the expenditure of its own funds up to \$35,000 to purchase one of the described units. After all having a chance to be heard, Trustee Oppenheimer made the following motion:

WHEREAS, the Board of Trustees agrees that the purchase of a Lifepak 15 AED device as requested by the Saltaire Volunteer Fire Company, is beneficial to the operations of the Saltaire Volunteer Fire Company, and to the health and safety of the residents of Saltaire,

THEREFORE, BE IT RESOLVED that the Board of the Trustees of the Village of Saltaire hereby authorizes the Village Administrator to procure a Lifepak 15 AED device pursuant to the specifications provided by the Fire Company and pursuant to the Village's purchasing policy for an amount not to exceed \$35,000.00, and further,

BE IT RESOLVED that the upon securing of the new Lifepak 15 AED device, the Administrator may automatically deem one of the existing Lifepak 12 AED devices surplus to the Fire Company and Village's needs, and that the Lifepak 12 AED may be used for its trade-in value against the purchase, or may be sold utilizing any reasonable method to realize the fair-market value for the device, or to donate or otherwise dispose of any portion that cannot be sold in whole or in part, and further,

BE IT RESOLVED that the funding for the purchase shall to be entirely paid with funds contributed by the Saltaire Volunteer Fire Company.

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

Motion: Trustee Oppenheimer

Seconded: Trustee Richard

In Favor: Trustee Wolf, Trustee Richard, Trustee Oppenheimer

Recuse: Trustee O'Brien

Abstain: None

Against: None

#### AUTHORIZATION TO ADD A SECOND TRANSPORT VEHICLE FOR USE BY THE SALTAIRE VOLUNTEER FIRE COMPANY

Third Assistant Chief Jarrod Bernstein notified the Board that the Fire Company is in need of adding a second transport vehicle to its fleet of vehicles for multiple uses. He stated that the Fire Company used its own funds to purchase a 2018 Ford Pick-up for transport purposes, and has since determined that it continues to rely very heavily on the original transport vehicle, a 2005 Chevy Tahoe, due to the increase in off-island fire and rescue training requirements required by various agencies, and the growing number of new members needing to avail themselves of that training. He further stated that the members of the Fire Company have approved the expenditure of its own funds up to \$10,000.00 to replace the 2005 Chevy Tahoe with a used vehicle in better condition if one becomes available on the used-equipment market. After all having a chance to be heard, Trustee Oppenheimer made the following motion:

WHEREAS, the Board of Trustees agrees that there is a current need for the Fire Company to have two transport vehicles to meet the off-island training requirements of its members, and for other operational purposes,

THEREFORE, BE IT RESOLVED that the Board of the Trustees authorizes the Village Administrator to allow the Fire Company to maintain two transport vehicles, and to take necessary steps to assure that they are properly maintained and insured, and further

BE IT RESOLVED that the Village Administrator work with the Fire Company to assure that the second vehicle is properly stored at a site away from the Firehouse during the seasonal months while still being conveniently available to the Company as needed.

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

Motion: Trustee Oppenheimer

Seconded: Trustee Richard

In Favor: Mayor Zaccaro, Trustee Richard, Trustee Oppenheimer

Recuse: Trustee O'Brien

Abstain: Trustee Wolf

Against: None

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

BE IT RESOLVED that the Board of the Trustees of the Village of Saltaire hereby authorizes the Village Administrator to procure a replacement vehicle for the 2005 Chevy Tahoe from the used-equipment market pursuant to the specifications provided by the Fire Company and pursuant to the Village's purchasing policy for an amount not to exceed \$10,000.00, and further

BE IT RESOLVED that the funding for purchase shall to be entirely paid with funds contributed by the Saltaire Volunteer Fire Company.

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

Motion: Trustee Oppenheimer

Seconded: Trustee Richard

In Favor: Mayor Zaccaro, Trustee Richard, Trustee Oppenheimer

Recuse: Trustee O'Brien

Against: Trustee Wolf

#### **AUTHORIZATION TO ACCEPT NORTHWELL PROPOSAL TO OPERATE A MEDICAL CLINIC FOR THE 2020 SUMMER SEASON**

Mayor Zaccaro stated that at the December 2018 Board of Trustees Meeting, the Board authorized the Village Administrator to advise Northwell Health that the Village would be interested in pursuing an agreement proposed by Northwell to permit them to operate a medical clinic in Saltaire for the 2020 summer season and potentially in succeeding years. He stated that Northwell was so advised, and they proceeded to obtain administrative approval and funding for the clinic for the 2020 season under their community outreach program, similar to the clinics that they operate in Cherry Grove and Ocean Beach. Mayor Zaccaro stated that all funding and approvals are now in place for the Northwell Clinic to begin operations in 2020, and he felt it was appropriate to discuss one more time the advantages and disadvantages of the potential move to a Northwell clinic-model before the agreement in principle is finalized and executed. He asked Trustee Wolf to lead that discussion, which included input from Dr. Robert Furey and members of the Medical Committee, who were in attendance. Following discussion, and after all having a chance to be heard, Trustee Wolf made a motion to

authorize the Mayor Zaccaro and Village Attorney Prokop to negotiate the final contract language with Northwell Health for the operation of a medical clinic at 14 Bay Promenade for the 2020 season based on the basic parameters discussed, and to bring back to the Board as soon as practical a contract for final review, approval and execution. Trustee Oppenheimer seconded the motion, and on call it was carried pursuant to the following vote:

Motion: Trustee Wolf

Seconded: Trustee Oppenheimer

In Favor: Mayor Zaccaro, Trustee Wolf, Trustee Oppenheimer

Abstain: Trustee Richard

Against: Trustee O'Brien

Mayor Zaccaro stated that Dr. Furey will be serving Saltaire in his customary role for the upcoming 2019 summer season, and that there will be ample opportunity for the community to express its gratitude for his forty-plus years of service to Saltaire. He also stated that he could speak for the rest of the Board in stating that this decision was the most difficult one that they had had to face in many years, forced by the legal and regulatory realities of the current health care system which make operating a small local doctor's office extremely difficult. He went on to state that it was precisely because the standard of excellence that Dr. Furey set over the years would be almost impossible to replicate with another local doctor that the Board felt compelled to give serious consideration to the opportunity for a large health care organization to manage Saltaire's needs into the future, an opportunity that might not become available in the future if not seized now. Mayor Zaccaro thanked Dr. Furey for his contribution to the discussion and for his dedicated service to Saltaire.

#### **AUTHORIZATION TO PURCHASE DISCOUNT FERRY TICKETS**

Trustee O'Brien made a motion to authorize the purchase of 900 discount ferry ticket books recommended by the Village Administrator as sufficient to meet public demand based on current inventory and usage levels, in accordance with the terms of the contract with Fire Island Ferries, for re-sale and distribution to the residents of the Village in 2019 at a price of \$272 per book until supplies last or a new rate is determined by the Board of Trustees. Trustee Wolf seconded the motion, and on call it was carried pursuant to the following vote:

Motion: Trustee O'Brien

Seconded: Trustee Wolf

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

Abstain: None

Against: None

#### **CLOSEOUT OF CAPITAL PROJECTS**

Trustee Richard moved the adoption of the following resolution to close out the following capital projects:

WHEREAS the Board of Trustees of the Village of Saltaire had created a capital project for a Boardwalk Restoration Project and issued long-term bond obligations and received federal grant awards to fund part of the total cost-to-date of \$8,930,785.41, and to date used \$2,493.65 from general fund reserves to fund the balance of the capital project;

BE IT RESOLVED that the Board of Trustees hereby closes out the Boardwalk Restoration Project, and authorizes the necessary accounting entries be made to effect said closeout and to

transfer \$2,493.65 from the General Fund to the Capital Fund to eliminate the capital fund balance deficit; and

WHEREAS the Board of Trustees of the Village of Saltaire had created a capital project for a Ballfield Restoration Project and issued long-term bond obligations and received federal grant awards to fund part of the total cost-to-date of \$640,700.00, and to date used \$49,587.11 from general fund reserves to fund the balance of the capital project;

BE IT RESOLVED that the Board of Trustees hereby closes out the Ballfield Restoration Project, and authorizes the necessary accounting entries be made to effect said closeout and to transfer \$49,587.11 from the General Fund to the Capital Fund to eliminate the capital fund balance deficit; and

WHEREAS the Board of Trustees of the Village of Saltaire had created a capital project for a Broadway Water Main Project and issued long-term bond obligations to fund part of the total cost-to-date of \$633,792.00, and to date used \$33,792.00 from general fund reserves to fund the balance of the capital project;

BE IT RESOLVED that the Board of Trustees hereby closes out the Broadway Water Main Project, and authorizes the necessary accounting entries be made to effect said closeout and to transfer \$33,792.00 from the General Fund to the Capital Fund to eliminate the capital fund balance deficit; and

WHEREAS the Board of Trustees of the Village of Saltaire had created a capital project for the purchase of a Fire Pumper and issued long-term bond obligations and received New York State grant awards to fund part of the total cost-to-date of \$252,625, and to date used \$2,625.00 from general fund reserves to fund the balance of the capital project;

BE IT RESOLVED that the Board of Trustees hereby closes out the Fire Pumper Project, and authorizes the necessary accounting entries be made to effect said closeout and to transfer \$2,625.00 from the General Fund to the Capital Fund to eliminate the capital fund balance deficit; and

WHEREAS the Board of Trustees of the Village of Saltaire had created a capital project for a Grocery Market Project and issued long-term bond obligations to fund all of the total cost-to-date of \$5,485,015;

BE IT THEREFORE RESOLVED that the Board of Trustees hereby closes out the Grocery Market Project, and authorizes the necessary accounting entries be made to effect said closeout and to transfer all remaining capital funds in the amount of \$14,985.00 to the General Fund, to be dedicated to the exclusive purpose of paying the debt service incurred for the project.

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

Motion: Trustee Richard

Seconded: Trustee Oppenheimer

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

Abstain: None

Against: None

## FUND BALANCE POLICY

Trustee O'Brien made a motion to adopt the following policy:

### **VILLAGE OF SALTAIRE, NEW YORK FUND BALANCE POLICY**

WHEREAS, generally a fund balance consists of moneys that provide a cushion or buffer that may be needed from time to time for a governmental entity to operate without interruption or reduction in services; and specifically for the Village of Saltaire such moneys provide a degree of financial stability and guarantee the availability of the necessary resources to weather fluctuations in revenues and expenditures that can arise due to the Village's coastal environment, and

WHEREAS, in its evaluations of credit ratings, a formal fund balance policy is cited by rating agencies as a best-management practice and municipalities that adhere to a fund balance policy are viewed favorably and as being pro-active which in turn results in higher credit ratings and lower borrowing costs; and

WHEREAS, the Village may, due to the increased risk that is inherent in its coastal environment, face unexpected disruptions in revenue and pressures on expenditures within its budget, and therefore on its reserves;

THEREFORE, BE IT RESOLVED, that in recognition of the need for sound fiscal policy and in order to maintain a high credit rating, and to provide an adequate level of public security and operational integrity in its unique coastal environment, the Village Board of Trustees has decided to create a range for its desired fund balance. The Board of Trustees shall make all reasonable efforts to review said fund balance and reserves on a regular basis, and maintain an unassigned fund balance in its General Fund at the end of each fiscal year of approximately 30% to 40% of its total operating budget; and that this larger-than-average percentage is prudent because of several factors: the comparatively small size of the Village's budget; the fact that about one-third of the Village's annual revenue comes from other than real estate tax receipts and is therefore somewhat less secure; the fact that about two-thirds of the Village's annual revenue comes from real estate tax receipts that may be significantly diminished due to natural disaster arising from the Village's coastal location; this level of fund balance addresses the Village's need to be in a position to finance reconstruction of unforeseen failures in its infrastructure and to address damage due to storms and flooding; and to this end the Village believes that a sum equal to approximately 30% to 40% of the annual operating budget is a reasonable amount of unassigned fund balance to maintain for unanticipated events, and such unassigned fund balances will be exclusive of any assigned reserve balances maintained by the Village, and

THEREFORE, BE IT FURTHER RESOLVED, any unassigned fund balance in the General Fund above 40% may be appropriated for any of the following purposes at the discretion of the Board of Trustees pursuant to resolution:

- To reduce the subsequent year's property taxes.
- For one-time capital expenditures that may arise
- For emergencies caused by natural occurrences such as hurricanes or blizzards
- To fund FEMA-reimbursable projects that require outlays of capital in advance of reimbursement
- Any other purpose which the Board deems necessary for the preservation of the Village and/or the health and safety of its residents.

After discussion and all having a chance to be heard, the motion was seconded by Trustee Oppenheimer and the motion was carried according to the following:

Motion: Trustee O'Brien

Seconded: Trustee Oppenheimer

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

Abstain: None

Against: None

#### **AUTHORIZATION OF CAMP FEE INCREASE**

Village Administrator Posillico stated that the public dissemination of the Camp registration forms precede the adoption of the Village budget, and therefore it was necessary to approve the camp rates prior to budget adoption. He recommended that, in light of the cost structure of the camp, there is a need to gradually increase fees, and he presented a fee schedule that increased rates marginally for the younger camp ages from Pre K to second grade, and slightly higher for older camp ages from third grade and higher. He also recommended elimination of the premium for campers living outside of Saltaire in order to entice greater participation from that demographic, and the elimination of the discount for multiple children from the same family. He also recommended that the early registration and longer-stays discounts remain in effect for the benefit of all registrants. After discussion and all having a chance to be heard, Trustee Richard made a motion to authorize the camp fee schedule as recommended and presented by the Village Administrator for the 2019 Saltaire Camp. The motion was seconded by Trustee O'Brien, and the motion was carried according to the following vote:

Motion: Trustee Richard

Seconded: Trustee O'Brien

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

Abstain: None

Against: None

#### **ACCEPTANCE OF DONATION FUNDS TO BE USED FOR DRAINAGE IMPROVEMENT IN THE SALTAIRE BALL FIELD.**

Administrator Posillico reported that the Saltaire Softball League has offered a donation of \$15,000 for the specific purpose of improving drainage in the Ballfield along the third base line and the pitcher mound and home plate. After discussion and all having a chance heard, Trustee Oppenheimer made a motion to accept the donation of \$15,000 from members of the Saltaire Softball League for the specific use of improving the drainage at the Ball Field, and to further authorize the Village Administrator to implement the drainage improvements for a cost not to exceed \$15,000 and pursuant to the Village procurement policy.

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

Motion: Trustee Oppenheimer

Seconded: Trustee Richard

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

Against: None

Abstain: None

**AUTHORIZATION TO EXECUTE A CONTRACT EXTENSION WITH THE SALTAIRE YACHT CLUB**

Trustee Richard made the following motion:

WHEREAS, the Village's use of the facilities of the Saltaire Yacht Club for camp and other recreation purposes is integral to the operation of those programs and for general Village operations, and

WHEREAS, the Village's contract with the Saltaire Yacht Club for the Village's use of their facility for camp and other recreation purposes has expired; and

WHEREAS, the Board members have received the draft contract for contract renewal,

**THEREFORE BE IT RESOLVED THAT**, The Board of Trustees agrees to the draft contract presented at the meeting for a contract with the Saltaire Yacht Club with a term ending December 31, 2024, and further

**BE IT RESOLVED THAT**, The Mayor of the Village of Saltaire is authorized to execute the proposed contract extension with the Saltaire Yacht Club, in consultation with the Village Attorney for final language approval, including non-substantive contract revisions that he deems necessary to execute the final contract.

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

Motion: Trustee Richard

Seconded: Trustee O'Brien

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

Against: None

Abstain: None

**PRESENTATION OF 2019/20 TENTATIVE BUDGET**

The Village Administrator and Village Treasurer presented the 2019/2020 Tentative Budget to the Board of Trustees. Those in attendance were advised that the Board would present the 2019/20 budget in more detail at a public hearing to be held at the next regularly scheduled Board Meeting on April 10, 2019

**APPROVAL OF MINUTES**

Draft copies of the minutes of the meetings January 23, 2019 had previously been presented to the Board and posted in draft form on the Village website. Following discussion, Trustee Wolf made a motion to adopt the minutes as presented with minor non-substantive corrections. The motion was seconded by Trustee O'Brien and on call it was carried according to the following action:

Motion: Trustee Wolf

Seconded: Trustee O'Brien

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

Abstain: None

Against: None

#### ABSTRACT AUDIT

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

General Checking No. 8B in the amount of	\$9,400.27
General Checking No.9A in the amount of	\$95,390.84
Capital Fund Checking No. 8A in the amount of	\$627,330.43

After discussion and opportunity for questions, Trustee Richard made a motion that the above-listed abstracts be approved as presented and that the Mayor be authorized to execute the warrants. The motion was seconded by Trustee Oppenheimer, and on call it carried according to the following vote:

Motion: Trustee Richard

Seconded: Trustee Oppenheimer

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

Abstain: None

Against: None

#### ADJOURN INTO EXECUTIVE SESSION

Trustee O'Brien made a motion that the Board adjourn into Executive Session to discuss litigation strategy, contract negotiations and personnel issues. The motion was seconded by Trustee Richard and on call it was approved at 8:09 p.m. according to the following vote:

Motion: Trustee O'Brien

Seconded: Trustee Richard

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

Abstain: None

Against: None

Mayor Zaccaro left the executive session at 9:10 p.m. as part of his recusal from discussions involving potential agreements with the Village People LLC and returned at 9:20 p.m.

#### RE-ADJOURNMENT INTO PUBLIC SESSION

Trustee Oppenheimer made a motion to re-adjourn into public session at 9:20 p.m. The motion was seconded by Trustee Wolf and on call it was approved according to the following vote:

Motion: Trustee Oppenheimer

Seconded: Trustee Wolf

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

Abstain: None

Against: None

The public meeting was called back into session by Mayor Zaccaro at 9:20 p.m. and the following were in attendance:

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

#### CHANGE ORDER REQUESTS FOR VILLAGE HALL

Village Administrator Posillico stated that a number of modifications to the original design have been discussed by the engineer, the contractor, and the Village staff as the work has progressed on Village Hall, and discussion ensued on a variety of items regarding modification to the original design.

After discussion amongst the Board members, Village staff and those in attendance, and all having a chance to be heard, Trustee Richard made a motion to authorize the Village Administrator to implement the following design changes with the maximum associated cost adjustments to the contract as listed below:

- Extend the Skirt Wall 18 inches below grade as specified by the Village Engineer for a cost not to exceed \$4,100.00
- Install a water connection into the Broadway Water Main for purposes of the installation of the fire sprinkler system for a cost not to exceed \$8,500.00
- Reroute the duct work for the Heating and Ventilation System to accommodate the removal of the drop ceiling in the first and second floors for a cost not to exceed \$5,000.00
- Remove the drop ceiling in the main rooms of the first and second floor, install soffits for relocated duct work, frame out for recessed lighting, and install and paint drywall ceilings in those rooms, all for a cost not to exceed \$18,250.00
- Build a Coffered Ceiling in the main room of the Library pursuant to the Engineer's design as modified by the shop drawing of the contractor for a cost not to exceed \$14,000.00

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

Motion: Trustee Richard

Seconded: Trustee O'Brien

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

Against: None

Abstain: None

#### CLOSE OF MEETING AND SCHEDULE OF NEXT MEETINGS

After all having had a chance to be heard, and there being no further business before the Board, Trustee Wolf made a motion at 9:25 p.m. to close the meeting and to hold the next Board of Trustees meetings according to the following schedule:

- 5:00 p.m. on March 13, 2019, at 32 Old Slip, 10<sup>th</sup> Floor, New York

- 5:00 p.m. on April 10, 2019, at 1180 Avenue of the Americas, 18<sup>h</sup> Floor, New York

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

Motion: Trustee Wolf

Seconded: Trustee O'Brien

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

Abstain: None

Against: None