

MINUTES OF THE BOARD OF TRUSTEES MEETING HELD ON OCTOBER 7, 2019 AT 1180 AVENUE OF THE AMERICAS, 8<sup>TH</sup> FLOOR, NEW YORK, NEW YORK AND VIA VIDEO/AUDIO LINK TO 103 BROADWAY, SALTAIRE, NEW YORK AND 205 WOLF ROAD, ALBANY WHERE THE VILLAGE ADMINISTRATOR/CLERK WAS LOCATED, 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  
Joseph W. Prokop, Village Attorney  
Scott Rosenblum, Counselor to the Board  
Donna Lyudmer, Village Treasurer  
Meagan Leppicello, Deputy Village Clerk Treasurer  
Mario Posillico, Administrator & Clerk (observed through internet connection)  
And 0 other attendees  
And 0 attendees observed through internet connection

#### ADJOURN INTO EXECUTIVE SESSION

Trustee O'Brien made a motion at 5:01 p.m. that the Board adjourn into Executive Session to discuss information relating to current and future investigation and or prosecution of offenses in the Village, litigation strategy in pending or future litigation, and personnel matters as described in Public Officers Law Section 105(f). The motion was seconded by Trustee Richard and on call it was approved 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

#### RE-ADJOURNMENT INTO PUBLIC SESSION

Trustee Richard made a motion to re-adjourn into public session at 6:03 p.m. The motion was seconded by Trustee O'Brien and on call it was approved 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

Mayor Zaccaro called the Board of Trustees meeting back to order at 1180 Avenues of the America, New York at 6:03 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  
Meagan Leppicello, Deputy Village Clerk Treasurer  
Mario Posillico, Administrator & Clerk (observed through internet connection)  
And approximately 10 other attendees  
And approximately 6 observed through internet audio/video connection

#### CAPITAL PROJECT OVERVIEW

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

- Lighthouse Promenade: He stated that phase two of the project commenced with mobilization of equipment started September 9, 2019, and that the contractor has demolished approximately 500 feet of the concrete walkway and has begun water main installation on Lighthouse Promenade and ancillary branch lines.
- 14 Bay Promenade: He reported that Butler Engineering, pursuant to direction given to them at the September 24<sup>th</sup> special Board meeting, is proceeding to develop a full set of Architectural, Structural and Mechanical drawings. The Village Administrator stated that the bid documents are near completion and that the bids will be available for public distribution on October 11, with the public bid opening on November 5.

#### UPDATE ON POTENTIAL NEW PENNANT WALK SOUTH OF BAY PROM

Village Administrator Posillico stated that the Village's Environmental Consultant has made the initial contact with the NYS Department of Environmental Conservation, and that their initial requirements are that the new walkway be as far west as possible on Village property, and that the surface of the walkway be made of a grid material that allows as much light as possible to pass through to the ground. He further stated that he will investigate whether a wooden platform in keeping with the Village aesthetic is feasible to meet those parameters.

#### PARAMEDIC SERVICE

Trustee Oppenheimer reported that the Saltaire Volunteer Fire Company has verbally indicated to him that they will request that the Village include in its budgetary and operational planning for the 2020 summer season the cost and housing for a full-time paramedic, similar to the program implemented in 2019, for assistance on emergency medical rescue calls as well as for training and program-building purposes for the volunteer Emergency Medical Technicians of the Fire Company. Former SVFC Chief James McDonald was present and expressed the reasoning behind the Company's request. After discussion, and all having a chance to be heard, Trustee Oppenheimer made a motion to authorize the Village Administrator to work with the Fire Company to implement a paramedic program under the same model as the program previously used for the 2020 summer season, to be available from approximately June 15 to Labor Day, contingent on an official request

in writing by the Company and its agreement that the allocation of costs and housing in the 2020/21 operational budget will be shared pursuant to past practice as outlined in the agreement between the Village and the Saltaire Volunteer Fire Company.

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

Motion: Trustee Oppenheimer

Seconded: Trustee Richard

In Favor: Trustee Wolf, Trustee Richard, Trustee Oppenheimer

Abstain: Trustee O'Brien

Against: None

#### APPROVAL OF 2020 VEHICLE USE FEES

Village Administrator Posillico recommended that the vehicle fee schedule that was in effect for the 2019 calendar year, which reflected a 25% reduction from the normal fees, be carried forward for the 2020 calendar year considering the continuing construction along Lighthouse Prom that limits access during weekday hours. After discussion, and all having a chance to be heard, Trustee Richard made a motion to adopt the 2020 vehicle fee schedule as recommended by the Village Administrator which reflects the reduction in fees adopted in 2019. 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

Against: None

Abstain: None

#### SURPLUS EQUIPMENT

Administrator Posillico reported that the Saltaire Volunteer Fire Company has advised the Village that it has identified the 2005 Chevy Tahoe Transport Vehicle, as well as other miscellaneous equipment, as being surplus to its needs, and the Village Administration has identified various computer terminals as being surplus to its needs. He further stated that since the Village has no alternate uses for the identified equipment, that it is therefore also surplus to the Village's needs.

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

WHEREAS, the Village of Saltaire owns and is in possession of the following equipment:

- 2005 Chevy Tahoe
- Motorola Minitor Low Band Pagers
- Motorola Low Band Handi Talkies
- Motorola Low Band and VHF Mobile Radios
- Zoll Defibrillator
- Roof Lightbar
- Stang Monitor/Deck Gun
- 4 Dell Optiplex 9010 Desktop Terminals

AND WHEREAS, the equipment is surplus to the Village's municipal needs and the Village is desirous of selling property that is surplus to its needs;

NOW, THEREFORE, BE IT RESOLVED that the Village hereby declares the equipment no longer of use to the Village for municipal purposes and declared as surplus to the Village's municipal needs, and it is further;

RESOLVED that the Village Administrator is authorized to sell the surplus and may utilize any reasonable method to realize the fair-market value for the property, or to donate or otherwise dispose of any portion that cannot be sold in whole or in part.

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

Motion: Trustee O'Brien

Seconded: Trustee Richard

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

Against: None

Abstain: None

#### APPROVAL OF MINUTES

Draft copies of the minutes of the meetings of September 2, 2019, and September 24, 2019 had previously been presented to the Board and posted in draft form on the Village website. Following discussion, Trustee O'Brien made a motion to adopt the minutes as presented with minor non-substantive corrections. The motion was seconded by Trustee Oppenheimer and on call it was carried according to the following action:

Motion: Trustee O'Brien

Seconded: Trustee Oppenheimer

In Favor: Trustee Wolf, Trustee O'Brien, Trustee 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. 4B in the amount of	\$16,137.48
Capital Checking No. 4B in the amount of	\$65,205.66
General Fund Checking No. 5A in the amount of	\$90,424.49
Capital Checking No. 5A in the amount of	\$17,883.21

After discussion and opportunity for questions, Trustee Oppenheimer 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 Richard, and on call it carried 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

#### EXTENSION OF TIME FOR SUB-DIVISION APPLICATION

Village Attorney Prokop reported that the legal representative of Village People LLC has requested an additional ninety-day period to submit all required documentation and approvals as conditioned by the Board's approval of their application. Village Attorney Prokop stated that the delay in delivery was in large part due to matters out of the applicant's control regarding other agency regulatory approvals, and that the granting of one or more-time extensions is common practice due to the time necessary to complete all filings. After discussion, and all having chance to be heard, Trustee O'Brien made a motion to grant the ninety-day extension as requested by the Village People LLC, and to consider the application to be current for the remainder of the extension period. 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  
Abstain: None  
Recuse: Mayor Zaccaro  
Against: None

#### MODIFICATION OF APPLICATION FOR 104A PACIFIC

Village Administrator Posillico stated that the owners of 104 Pacific Walk have decided to renovate the existing structure located on their property instead of donating it to the Village as was originally contemplated. He stated that by necessity the Village will have to either withdraw its application for 104A Pacific or modify it to exclude the donation because the owners of 104 Pacific will be submitting a separate application for that existing structure on their own property. After discussion, and all having a chance to be heard, Trustee Wolf made a motion to authorize Village Administrator Posillico to withdraw the Village's application currently pending before the NYS DEC to locate the house donation on the property owned by the Village at 104A Pacific Walk. Discussion ensued on the motion and it did not receive a second.

After further discussion, and all having a chance to be heard, Trustee Oppenheimer made a motion to amend the existing application that is currently pending before the NYS DEC for the property owned by the Village at 104A Pacific Walk to provide for the construction of a new house with the same footprint as the proposed donated structure in the original application. The motion was seconded by Trustee Richard, and the motion was carried according to the following vote:

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

#### COMMENDATION FOR PUBLIC SAFETY OFFICER CAMPOS

Trustee O'Brien reported that he, Village Administrator Posillico, and Public Safety Chief Rittenhouse gave a written commendation to Public Safety Officer Campos for quickly and professionally resolving a public safety and health situation that could have gotten much more serious without his intervention. He stated that the particulars remain confidential for privacy reasons, but he wanted the Minutes to reflect Officer Campos's good work and the Board's expression of gratitude for his quick and effective response.

#### CLOSE OF MEETING AND SCHEDULE OF NEXT MEETING(S)

After all having had a chance to be heard, and there being no further business before the Board, Trustee O'Brien made a motion at 6:46 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 November 6, 2019, at 1180 Avenue of the Americas, 8<sup>th</sup> Floor, New York
- 5:00 p.m. on December 11, 2019, at 1180 Avenue of the Americas, 8<sup>th</sup> Floor, New York

The motion was seconded by Trustee Richard and on call it was approved 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