



INCORPORATED VILLAGE OF OCEAN BEACH

Minutes of the Meeting of the Board of Trustees of the Incorporated Village of Ocean Beach, Suffolk County, New York held on December 12, 2020 at the Village Office, 315 Cottage Walk, Ocean Beach, New York. Meeting is being conducted in accordance with Executive Order 202.1, as extended - via Video/Teleconference.

EXECUTIVE SESSION: Mayor Mallott moved to go into Executive Session at 9:01AM via Webex from the Village Office, for the purpose of discussing personnel, contracts and pending litigation.

The motion was seconded by Trustee Norris upon call the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

No motions or resolutions were acted upon in Executive Session. Executive Session was closed at 9:55 AM by Mayor Mallott. The motion was seconded by Trustee Hargraves, upon call the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

GENERAL SESSION: At 10:10 AM, Mayor Mallott moved to open General Session. Trustee Blake seconded this motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

Following the pledge to the Flag and Roll Call at 10:11 AM:

There were present:	Mayor:	James S. Mallott
	Trustees:	Matthew M. Blake, via video/telephone
		Dawn L. Hargraves, via video/telephone
		Christopher F. Norris, via video/telephone
		Brian J. Power, via video/telephone
	Village Counsel:	Kenneth A. Gray, via video/telephone
	Village Clerk/Treasurer:	Steven W. Brautigam

APPROVAL OF MINUTES OF THE BOARD OF TRUSTEES MEETING HELD ON OCTOBER 17, 2020: Resolution No. 2020-084:

Mayor Mallott moved as follows:

BE IT RESOLVED that the Minutes of the Board of Trustees Meeting held on October 17, 2020 are accepted as presented

Trustee Power seconded the motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

APPROVAL OF BILLS AND CLAIM VOUCHERS: Resolution No. 2020-085: Mayor Mallott moved as follows:

BE IT RESOLVED that bills and claim vouchers, already paid be approved as submitted and as follows:
General Fund, in the amount of \$181,352.03, for Gross Payroll from 11/04/20 through 12/01/20

General Fund, in the amount of \$376,480.90, check numbers A25422 through A25464, and
Water Fund, in the amount of \$35,578.02, check numbers F3376 through F3387, and
Sewer Fund, in the amount of \$82,771.74, check numbers G6362 through G6373, and
Sewer Collections Reno Project in the amount of \$1,910.00, check number 1044

BE IT RESOLVED that bills and claim vouchers to be paid, are submitted to be approved for payment as follows

General Fund, in the amount of \$ 78,000.99, starting with check number A25465, and
Water Fund, in the amount of \$ 9,620.04, starting with check number F3388, and
Sewer Fund, in the amount of \$ 11,981.91, starting with check number G6374

Trustee Hargraves seconded the motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

MAYOR’S REPORT

1. Good morning, thank you for your attendance. A little sad news Ralph Scordino, Mayor of Babylon and head of OBYG passed away suddenly. It was tragic news, he was a wonderful man, he was a teacher. He was here for many years and always welcomed you with a smile and a handshake. We will miss him throughout this village, he meant so much to everybody he was a good man and good friend. I’d ask for a moment of silence for Ralph Scordino.
2. DOT phase I, the north bulkhead should start in the next couple of weeks, there was a material holdup due to COVID, should take a month or two
3. New well on Bayberry is proceeding, contractor is marking out the pipe for the overflow this week.
4. Village Office will be closed for Christmas holiday Thursday, Dec. 24 – Thru Jan 1st.
5. We are setting a public hearing for water meters that are not installed.
6. We are also setting a public hearing for tax cap but only as a precaution. We intend on doing no increase as I said last year.

SUPERINTENDENT’S REPORT:

- Wastewater: Plant is fully operational in winter mode.
Emergency Systems and Generator systems operational fuel supplies full.
Sludge removal of 48,000 gallons of sludge complete
Sewage restrictions in pipes addressed
- Water: Wells #2, 3 and 4 are operational
All Emergency Systems and Generator system operational with full fuel tank
Continuing water meter installation of Village owned properties
Shut down three residential leaks
Ordered materials for business district water taps
- Buildings: All Village seasonal properties have been winterized.
Garage door installed at shop on the ocean.
- Streets: Seasonal equipment stored and snow removal equipment ready
Refuse pails stored for winter
- Properties: Marina is closed (water off, signage is put out)
- Miscellaneous: Holiday Decorations have been put up, please do not congregate in large crowds.

OCEAN BEACH VOLUNTEER FIRE DEPARTMENT REPORT:

Chief Levine spoke Happy Chanukah. The Fire Island school at full capacity, and there’s a lot of lights on. We are busy doing 5 – 8 calls per week. We had a lot of serious calls. We had over 300 this year and a lot were fire calls, so we need a lot more people to respond 8-10 people. Phase II with COVID, we are having weekly meetings with the county meeting with the Mayor almost daily. We go over what’s going on COVID wise. I asked about vaccination after it’s been given, it’s relatively unknow at this point but I think it’s a good step. I want to thank the Palazzo’s, they are new homeowners and they allowed us to make holes in their walls and smoke up their house for practice before they begin construction. It was a great drill and I thank them. Last thing, for those who received a fund drive letter, thank you for your support. Happy Holidays to everyone!

LIFEGUARD REPORT: Nick Stertz spoke

We just got a big snowfall here in the Rockies. Mayor: We got your letter and wanted to thank you for your service and we will miss you sorely. Thank you Mayor Mallott, I wanted to announce that I will be stepping down as Chief Lifeguard. It's been an honor and privilege. It's been my heart and I feel really good about passing it on to Jill Weinstein. I feel really good about it. She's an amazing person and skilled professional. I still plan on lifeguarding at an Assistant Chief capacity and I feel good about that. I feel the program will continue to grow and progress. This will be my 23rd year lifeguarding. I love it, I'm passionate about it. Jill thank you and I appreciate you for stepping in. Congratulations

Jill Weinstein: I just wanted to thank Nick for the kind words and for working with him for the past 10 years. He's taught me nearly everything I know. I'm looking forward to this amazing opportunity in this new capacity. Thank you all so much. Mayor: We look forward to many years of your service.

ADDITIONS AND/OR DELETIONS TO THE AGENDA: NONE

RATIFICATION & APPROVAL OF PERSONNEL:

A. RATIFICATION & APPROVAL OF PERSONNEL - ACCEPT RESIGNATION FROM MATTHEW AMIN: Resolution No. 2020-086: Mayor Mallott moved as follows:

WHEREAS, the Village is in receipt of a letter of resignation from Matthew Amin, dated and received by the Village Office on November 2, 2020;

Now, therefore, it is hereby

RESOLVED that the Village accepts, and terminates the employment of Matthew Amin, Clerk, effective November 13, 2020.

Trustee Norris seconded the motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

B. RATIFICATION & APPROVAL OF PERSONNEL - AUTHORIZATION TO ADVERTISE FOR AN EMERGENCY MEDICAL TECHNICIAN – BASIC: Resolution No. 2020-087: Mayor Mallott moved as follows:

WHEREAS, the Ocean Beach Fire Dept. wishes to advertise for an Emergency Medical Technician – Basic with a rate of pay \$1,000 per week;

Now, therefore, it is hereby

RESOLVED that the Ocean Beach Fire Dept. is authorized to advertise to fill the position of Emergency Medical Technician-Basic with at a rate of \$1,000 per week.

Trustee Norris seconded the motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

C. RATIFICATION & APPROVAL OF PERSONNEL – ACCEPT CHANGE OF TITLE FOR NICHOLAS STERTZ: Resolution No. 2020-088: Mayor Mallott moved as follows:

WHEREAS, the Village is in receipt of a letter from Nicholas Stertz stepping down as Chief Lifeguard to Senior Lifeguard, dated and received by the Village Office on November 9, 2020;

Now, therefore, it is hereby

RESOLVED that the Village accepts the recommendation of title change from Nicholas Stertz from Chief Lifeguard to Senior Lifeguard, effective December 12, 2020. The Village acknowledges and thanks Nick for his years of leadership.

D. RATIFICATION & APPROVAL OF PERSONNEL - ACCEPT CHANGE OF TITLE FOR JILLIAN WEINSTEIN:

Resolution No. 2020-089: Mayor Mallott moved as follows:

WHEREAS, the position of Chief Lifeguard has now become vacant and needs to be filled;

WHEREAS, Jillian Weinstein has been a Senior Lifeguard and possesses the experience and qualifications to fill this position.

Now, therefore, it is hereby

RESOLVED that the Village accepts the recommendation that Jillian Weinstein be promoted from Senior Lifeguard to Chief Lifeguard, effective December 12, 2020.

Trustee Norris seconded the motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

E. RATIFICATION & APPROVAL OF PERSONNEL - ACCEPT GRADE CHANGE LUKE DIMINO: Resolution No. 2020-090: Mayor Mallott moved as follows:

WHEREAS, Luke Dimino has completed and passed the New York State Department of Health Water license Grade B and Grade D;

WHEREAS, as Luke Dimino has obtained such water licenses, his rate of pay will be increase to \$23.17 per hour, effective November 14, 2020.

Now, therefore, it is hereby

RESOLVED that the Village approves of Luke Dimino's licenses and increased rate of pay to \$23.17 per hour.

Trustee Blake seconded the motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

AUTHORIZATION TO SET & ADVERTISE FOR LOCAL LAW ADOPTION – TAX CAP OVERRIDE FOR 2021: Resolution No. 2020-091: Mayor Mallott moved as follows:

WHEREAS, New York State has imposed a Tax Cap on municipalities which limits the Village's ability to increase taxes from year to year; and

WHEREAS, the Incorporated Village of Ocean Beach wishes to set a public hearing and to explore the ability to amend the Real Property Tax Levy Limit Override (Chapter 6) of the Village Code for the purpose of allowing the Village of Ocean Beach to adopt a budget for the fiscal year commencing June 1, 2021 which may have a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law §3-c.; and,

Now, therefore, it is hereby

RESOLVED that the Board of Trustees sets a Public Hearing for January 9, 2021 at 11:30 AM for the amendment of Local Law No. 01 of 2021, of the Code of the Village of Ocean Beach to surpass and override the Tax Cap Limit; and,

Trustee Norris seconded the motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

Mayor: Again, this is just a precaution we are working hard not to raise taxes.

AUTHORIZATION TO ADVERTISE & SET PUBLIC HEARING FOR APPROVAL OF WATER SERVICE & WATER METER FINE/PENALTY: Resolution No. 2020-092: Mayor Mallott moved as follows:

WHEREAS, the Village of Ocean Beach accepted grant monies for new Well projects. A condition of receiving such funds was the requirement that all water provided by the Village of Ocean Beach be metered.

WHEREAS, it has been over two years for the installation of meters to be completed. Any outstanding un-metered water can jeopardize the award monies received and as such will now be subject to fine/penalty.

Now, therefore, it is hereby

RESOLVED that the Village will set a public hearing for January 9, 2021 at 11:30 am, to determine and establish the fine/penalty for non-compliant properties.

Trustee Norris seconded the motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

ACCEPT OUT-OF-VILLAGE WATER USER AGREEMENTS: Mayor Mallott moved as follows:

A. MIGUEL & VERENA BRION, 50 SURF VIEW WALK, SEAVIEW, FIRE ISLAND, NY: Resolution No. 2020-093:

WHEREAS, Miguel & Verena Brion, 50 Surf View Walk, Seaview, has requested to enter into an Out-of-Village Water User Agreement with the Village of Ocean Beach for the use of water; and

WHEREAS, he has submitted a completed agreement requesting permission to connect the premises to the Village of Ocean Beach’s water system, and the appropriate fees have been paid; and

WHEREAS, the Village has determined that it has sufficient capacity to provide the water service without having a negative impact to existing customers;

BE IT RESOLVED, that the Board of Trustees approves the Village of Ocean Beach Agreement with Out-of-Village Water User Miguel & Verena Brion, and hereby authorizes the Mayor to execute the agreement granting permission to connect the premises located at 50 Surf View Walk, Seaview, to the Village of Ocean Beach’s water system.

B. STEPHEN & NANCY HALL, 9 ATLANTIC AVENUE, SEAVIEW, FIRE ISLAND, NY: Resolution No. 2020-094:

WHEREAS, Stephen & Nancy Hall, 9 Atlantic Avenue, Seaview, has requested to enter into an Out-of-Village Water User Agreement with the Village of Ocean Beach for the use of water; and

WHEREAS, he has submitted a completed agreement requesting permission to connect the premises to the Village of Ocean Beach’s water system, and the appropriate fees have been paid; and

WHEREAS, the Village has determined that it has sufficient capacity to provide the water service without having a negative impact to existing customers;

BE IT RESOLVED, that the Board of Trustees approves the Village of Ocean Beach Agreement with Out-of-Village Water User Stephen & Nancy Hall, and hereby authorizes the Mayor to execute the agreement granting permission to connect the premises located at 9 Atlantic Avenue, Seaview, to the Village of Ocean Beach’s water system.

Trustee Norris seconded the motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

APPROVAL TO ACCEPT 2019-2020 AUDIT PREPARED BY CULLEN & DANOWSKI, LLP: Resolution No. 2020-095: Mayor Mallott moved as follows:

WHEREAS, the Village of Ocean Beach is in receipt of the Audit 2019-2020 for the Village of Ocean Beach from the Certified Public Accounting firm of Cullen & Danowski, LLP; and

Now, therefore, it is hereby

RESOLVED that the Village accepts and approves the Audit dated 5/31/2020, as submitted and prepared.

Trustee Norris seconded the motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

APPROVAL OF SUFFOLK COUNTY MULTI-JURISDICTIONAL MULTI-HAZARD MITIGATION PLAN: Resolution No. 2020-096:

Inc. Village of Ocean Beach - Board of Trustees
315 Cottage Walk, Ocean Beach, NY 11770

RESOLUTION

WHEREAS, the Incorporated Village of Ocean Beach, has gathered information and prepared the Suffolk County Multi-Jurisdictional Multi-Hazard Mitigation Plan; and

WHEREAS, the Suffolk County Multi-Jurisdictional Multi-Hazard Mitigation Plan has been prepared in accordance with the Disaster Mitigation Act of 2000; and

WHEREAS, the Village of Ocean Beach is a local unit of government that has afforded the citizens an opportunity to comment and provide input in the Plan and the actions in the Plan; and

WHEREAS, the Village of Ocean Beach have reviewed the Plan and affirms that the Plan will be updated no less than every five years;

NOW THEREFORE, BE IT RESOLVED by Ocean Beach Board of Trustees that the Village of Ocean Beach adopts the Suffolk County Multi-Jurisdictional Multi-Hazard Mitigation Plan as this jurisdiction’s Natural Hazard Mitigation Plan, and resolves to execute the actions in the Plan.

ADOPTED this 12th day of December, 2020 at the Board of Trustees meeting.

Trustee Norris seconded the motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

OCEAN BEACH POLICE REPORT: Chief Hesse

Congratulations to Nick and Jill. In light of things going on around the country. Gov. Cuomo did an executive order to review all. All local police departments are required to adopt a plan by 4/1/2020 for non-biased policing. Announced police reform. It provides a roadmap. The mission of Ocean Beach is to work collaboratively to review policy and procedure to develop a comprehensive police plan. The Mayor and I have been speaking extensively. Soon the Mayor & Board will pick a group of citizens and as things develop everyone will be kept in the loop. It will be put on the website. I’ve been working a lot with Jonneigh and we’ve put a button on the website. I will put the plan and resource guide online on Monday. That’s all I got for today. Mayor: Thank you. This is a village project not a police project but you and I are leading the charge.

Chief Ian Levine: I just got an email from North Pole and Santa will be coming to town. He will be driving through Ocean Beach up and down the streets on Tuesday at 6:00 pm. We can’t back down the block so if you’re on a block that doesn’t cross over, please wait by Midway. We are excited Santa’s coming to Ocean Beach!

HEARING OF THE CITIZENS:

Craig Sherman, OBA – Hope everyone is doing well and happy holidays. I’m happy to hear tax cap is precautionary. Just following up with the letter sent in regards to the ferry contract. Is there any actions or anything you need from the citizens or the OBA? Mayor; We are talking to ferry company and we’re not sure what we’re going to do. We may continue with the current contract until we get out of the COVID and get back to a regular schedule. We are still talking to the ferry co and the Trustees. As soon as we start to get into negotiation you will hear from us and we will inform you and ask for suggestions.

Andrew Was – Happy Holidays I have two things. Is there any other movement on dealing with A Place in the Sun regarding the noise and policing? Mayor; the village attorney is working on the problem with noise. We are in the process of dealing with it and I don’t want to mention anything else on this matter right now. Andrew: Any sanitizing equipment being considered to disinfect the Village Office? Mayor; the Village office is cleaned on a regular basis. Andrew: Can you add a HVAC to make it more thorough? Mayor: we take precautions with the staff, no one has to come in if they don’t want, they are very satisfied. We had an issue with a positive police office, we locked down the office and staggered staff and everyone else worked from home. We feel it’s safe enough in the village office.

David Lipsky – Despite the great efforts for the Board to change the building codes, the march of tear downs continues. They are completely stripping vegetations and a lot involves installing swimming pools, etc. We have a long time Revitalization Plan, that tries to preserve the beach cottage characteristic but it’s being destroyed. We need to do more about the vegetation, not sure if they are taking photos before and after. The village needs to consider a moratorium on pool construction. There’s no right to a pool and its taking up space, I think the Trustees should do more to protect the existing residence from the noise and keep the beach cottage characteristic.

Steve Einig; Having some trouble with computer my apologies. Back to A Place in the Sun, my neighbor (Ragusa) did a foil and in the matter of the foil, there is no floor plan that shows dimensions and it was also discovered that the owner's did a self certification. There are windows blocked, no central registry. Is the village looking into this, I want to know what has been done to follow up on any of this. Either you're not telling us the truth or there's major incompetence. Ken Gray; Obviously your familiar with the village code regarding rooming houses. There's a procedure that needs to be followed in order to address the issues and that's what we are doing. Steve; There's nowhere in the code that provides for self certifications. Ken Gray: I'm not going to debate this. There's nothing in the code that prevents self certifications.

Linda Norris: My major concern is with the ferry issue last summer and seeing the no holes barred mask-less people. Last year was an absolute nightmare to go from that setting to dear Ocean Beach and to see how dangerous it was last year. It's hard to believe the ferry company is not being held accountable. Even going on in the off season, it was unacceptable what can we do about it? Mayor; The ferry company follows the CDC guidelines, we had guards on the boat that was split cost with the village and ferry co. It's owned by the ferry company, they get us back and forth and we have to accept that that's the way it is.

The Seaview ferry seems so much more civilized. I only took the Ocean Beach ferry twice and it was so horrific, I was horrified. Why is Seaview more civilized? Trustee Norris: It's a jurisdiction issue, there's a limit as to what a village can impose on the ferry company that answers to the DEC and Coast Guard. There's a climate where we see people are not respectful but honestly we can only push so far. Linda: Is there latitude with the new contract? Trustee Norris: As it relates to COVID we don't know, we'll have to investigate. This falls under public transport, Suffolk has a say amongst others and we are on the bottom of the list. Hopefully it will be better by summer, we will do what we can to help this difficult situation.

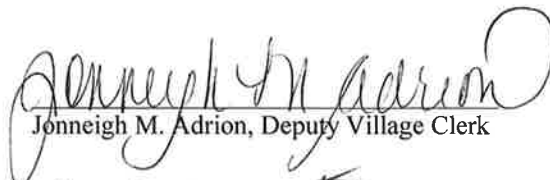
Dr. Was; Can I get cost on the guards for the ferry? Mayor: We split the cost, they spent about \$125,000 and our portion was about 50,000. Why is that our responsibility? Mayor: They put one guy and we put another guard because the ferries were crowded.


Maria Silsdorf; The LWRP what's the status and when is the garbage going out to bid? Trustee Norris; The LWRP has been slow which I'll own, we will be going over it again after the new year. We have had productive and forward ideas it will happen again in mid-January. Mayor; it's hard to do anything with the current COVID situation. The garbage contract gets bid out in January, we can't give it out until it's published and it will be put on the website. I think Camille, received it.

Mayor: I wish everyone a Happy Holidays!

ADJOURNMENT: Mayor Mallott moved to close the meeting at 10:57AM. Trustee Norris seconded this motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye


Jonneigh M. Adrion, Deputy Village Clerk


Steven W. Brautigam, Clerk/Treasurer