



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 May 15, 2021 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 9:09AM via Webex from the Village Office, for the purpose of discussing personnel, contracts and pending litigation.

The motion was seconded by Trustee Blake 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 11:05 AM by Mayor Mallott. The motion was seconded by Trustee Blake, 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 11:13 AM, Mayor Mallott moved to open General Session. 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

Following the pledge to the Flag and Roll Call at 11:13 AM:

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

APPROVAL OF MINUTES OF THE BOARD OF TRUSTEES MEETING HELD ON APRIL 24, 2021 AND APRIL 30, 2021:

Resolution No. 2021-047: Mayor Mallott moved as follows:

BE IT RESOLVED that the Minutes of the Board of Trustees Meeting held on April 24, 2021 and April 30, 2021 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. 2021-048: 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 \$95,128.49, for Gross Payroll from 04/21/21 through 05/04/21

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'S REPORT

Glad you can all be here. The mask mandate is now over. You are not required to wear a mask in town, however, you will be required to wear a mask in and around the ferry terminal, as well as on the ferry. When Governor Cuomo issues his new guidance on May 19th we will make a decision about the Memorial Day parade. We are looking at to going back to in-person Board of Trustees meetings. It has been much busier in town. The crowds are coming back. Let's hope the pandemic is behind us.

SUPERINTENDENT'S REPORT: No report submitted

OCEAN BEACH VOLUNTEER FIRE DEPARTMENT REPORT: Chief Levine spoke

We are ready for service. A couple of important dates coming up. The Blood Drive will be the Saturday, May 29, 2021 of Memorial Day weekend. There will be vaccine dispensing Saturday, May 29, 2021 in Cherry Grove. We are trying to do a vaccination day in Ocean Beach for Johnson & Johnson, which will be on Tuesday, June 1st 11:00 am – 5:00 pm. We will put a post out. We had two people complete Firefighter I and three people complete the EVOC class. Memorial Day weekend will be a wait and see. If we are allowed to do anything, it will be downscaled. Same goes for 4th of July weekend, it's a wait & see situation. This is the last month to join the Ocean Beach Fire Department or to be an EMT. You can contact us and we will send you the information.

OCEAN BEACH POLICE REPORT: Cpl. Andy Becher spoke.

Chief Hesse wanted me to let you all know the staff has all been contacted and notified and we are ready for Memorial Day weekend. We will have officers and dispatchers on duty as of next weekend.

ADDITIONS AND/OR DELETIONS TO THE AGENDA: Resolution No. 2021-049: Mayor Mallott moved as follows:

Add: Accept & Approve Full Environmental Assessment Form for Sewage Collection System

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

RATIFICATION & APPROVAL OF PERSONNEL: Resolution No. 2021-050: Mayor Mallott moved as follows:

WHEREAS, Steven W. Brautigam, Clerk/Treasurer, at the time of hire, has provided a report to the Board of Trustees detailing and listing new hires to be paid under general funds appropriation code, Police Officers A3120.104, Dispatchers A3120.107, Lifeguards A7140.100, Laborers A5110.200/F8340.200/G8120.200, Marina/Docks A7989.100, not to exceed these budget line items, and has requested ratification and approval by the Board of Trustees for said new hires; and

Now it is hereby

RESOLVED that the following hires listed are hereby ratified and approved, pending completion of documentation, in order for paychecks to be released:

Name	Dept.		Seasonal		Call-in As Needed	
Police Officers	A3120.104	Start Date	5/14/2021 - 9/12/2021	Hours	9/13/2021 - 5/13/2022	Rate of Pay
Accardi, Nicholas M.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$24.39/Hr.
Albanese, James		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$30.00/Hr.
Barattini, Kevin M.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$24.39/Hr.
Battista, Michael N.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$26.39/Hr.
Bazoge, Michael P.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$26.39/Hr.
Becher, Andrew V.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$30.00/Hr.
Bockleman, Kenneth C.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$24.39/Hr.
Bodenmiller, Edward L.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$26.39/Hr.
Buckley, Mackenzie		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$24.39/Hr.
Butler, Brian W.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$24.39/Hr.

D'Gracia, Anthony J.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$24.39/Hr.
DiDomenico, Joseph		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$25.50/Hr.
Emerson, Deanna M.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$24.39/Hr.
Fresella, Alyssa M.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$24.39/Hr.
Hiatrides, Krista T.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$24.39/Hr.
Indiviglio, Chester		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$24.39/Hr.
Kelly, Christopher J.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$24.39/Hr.
Kirchner, Eric R.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$30.00/Hr.
Krzeminski, Mateusz		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$24.39/Hr.
Kutteh, Hani		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$24.39/Hr.
Mulligan, Brian M.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$24.39/Hr.
O'Leary, Alec M.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$26.39/Hr.
Proctor, Jeffrey S.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$26.39/Hr.
Redden, Brian G.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$24.39/Hr.
Sardo, Joseph J.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$24.39/Hr.
Stewart, John J.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$24.39/Hr.
Tenety, Michael		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$24.39/Hr.
Tomanelli, Richard F.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$24.39/Hr.
Willig, Joshua W.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$24.39/Hr.

Dispatcher	A3120.107	Start Date	Seasonal 5/14/2021 - 9/12/2021	Hours	Call-in As Needed 9/13/2021 - 5/13/2022	Rate of Pay
Alleque, Corydon E.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$21.86/Hr.
Bara, Cliff S.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$21.86/Hr.
Chenault, Byron		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$23.86/Hr.
Cherry, Patrick		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$23.86/Hr.
Clyne, Brett M.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$21.86/Hr.
Fernandez, Jason P.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$21.86/Hr.
Griffin, Zackery A.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$21.86/Hr.
Hesse, Lauren		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$21.86/Hr.
Hoffman, Jason P.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$21.86/Hr.
Lippert, Jay L.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$23.86/Hr.
O'Leary, Dennis L.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$21.86/Hr.
Scalise, Joseph A.		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$21.86/Hr.
Sicilian, Daniel		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$23.86/Hr.
Sicilian, Gabrielle		6/1/2021	Seasonal	As Needed	Call-in As Needed	\$21.86/Hr.

LIFEGUARDS					
Chief Lifeguard	A7140.100	Start Date	Seasonal	Hours	Rate of Pay
Weinstein, Jillian J.		5/15/2021	Seasonal	As Needed	\$30.25/Hr.
Assistant Chief Lifeguard	A7140.100	Start Date	Seasonal	Hours	Rate of Pay
Dowd, Patricia C.		5/15/2021	Seasonal	As Needed	\$25.25/Hr.
Stertz, Nicholas		5/15/2021	Seasonal	As Needed	\$25.25/Hr.
Senior Lifeguard	A7140.100	Start Date	Seasonal	Hours	Rate of Pay
Beakes, Tyler S.		5/15/2021	Seasonal	As Needed	\$21.50/Hr.
DeLyra, Theodore J.		5/15/2021	Seasonal	As Needed	\$24.25/Hr.
Hobbes, Jr. John W.		5/15/2021	Seasonal	As Needed	\$20.50/Hr.
Leone, Sydney R.		5/15/2021	Seasonal	As Needed	\$25.25/Hr.
McShane, Colin F.		5/15/2021	Seasonal	As Needed	\$20.50/Hr.
Murray, Chelsea F.		5/15/2021	Seasonal	As Needed	\$17.50/Hr.
Ragusa, Makai		5/15/2021	Seasonal	As Needed	\$24.25/Hr.
Sonera, Jacob E.		5/15/2021	Seasonal	As Needed	\$24.25/Hr.
Lifeguards	A7140.100	Start Date	Seasonal	Hours	Rate of Pay
Baldassare, Zachary L.		5/15/2021	Seasonal	As Needed	\$18.75/Hr.
Colombo, Isabella G.		5/15/2021	Seasonal	As Needed	\$18.75/Hr.
Fasciano, Kai R.		5/15/2021	Seasonal	As Needed	\$14.50/Hr.
Feliciano, Jayden		5/15/2021	Seasonal	As Needed	\$13.50/Hr.
Fuchs, Ethan A.		5/15/2021	Seasonal	As Needed	\$20.50/Hr.
Hobbes, Matthew R.		5/15/2021	Seasonal	As Needed	\$20.50/Hr.
Jao, Anna C.		5/15/2021	Seasonal	As Needed	\$19.75/Hr.
Jardeleeza, Gerard L.J.		5/15/2021	Seasonal	As Needed	\$14.50/Hr.
Kittel, Claire		5/15/2021	Seasonal	As Needed	\$13.50/Hr.
Kushner, Kevin R.		5/15/2021	Seasonal	As Needed	\$18.75/Hr.
Laudenslager, Ryan		5/15/2021	Seasonal	As Needed	\$13.50/Hr.
Leone, Lola M.		5/15/2021	Seasonal	As Needed	\$18.75/Hr.
Ludwig, Joseph		5/15/2021	Seasonal	As Needed	\$14.50/Hr.
Mattfeld, Megan		5/15/2021	Seasonal	As Needed	\$13.50/Hr.
McCarthy, Claire		5/15/2021	Seasonal	As Needed	\$13.50/Hr.
McKenna, Marley K.		5/15/2021	Seasonal	As Needed	\$18.75/Hr.
Mueller, Jason T.		5/15/2021	Seasonal	As Needed	\$18.75/Hr.
Mueller, Jeremy S.		5/15/2021	Seasonal	As Needed	\$18.75/Hr.
O'Malley, Kate		5/15/2021	Seasonal	As Needed	\$18.75/Hr.
Peppito, Delaney H.		5/15/2021	Seasonal	As Needed	\$18.75/Hr.
Poblano, Christian S.		5/15/2021	Seasonal	As Needed	\$18.75/Hr.
Reschke, Celia E.		5/15/2021	Seasonal	As Needed	\$20.50/Hr.
Roesch, Glenn		5/15/2021	Seasonal	As Needed	\$25.25/Hr.
Sarraga, III, Robert A.		5/15/2021	Seasonal	As Needed	\$18.75/Hr.
Scharf, Baylee F.		5/15/2021	Seasonal	As Needed	\$20.50/Hr.
Shapiro, Nicole E.		5/15/2021	Seasonal	As Needed	\$18.75/Hr.
Solomon, Matthew H.		5/15/2021	Seasonal	As Needed	\$18.75/Hr.
Sullivan, Connor P.		5/15/2021	Seasonal	As Needed	\$18.75/Hr.
Tustin, Karly		5/15/2021	Seasonal	As Needed	\$14.50/Hr.
Virga, Anthony M.		5/15/2021	Seasonal	As Needed	\$20.50/Hr.
Virga, Jonathan A.		5/15/2021	Seasonal	As Needed	\$18.75/Hr.
Virga, Nicholas J.		5/15/2021	Seasonal	As Needed	\$18.75/Hr.
Zusi, Matthew		5/15/2021	Seasonal	As Needed	\$14.50/Hr.

Beach Attendants	A7140.100	Start Date	Seasonal	Hours	Rate of Pay
Becher, Lucas R.		5/15/2021	Seasonal	As Needed	\$12.50/Hr.
Bossert, Elizabeth L.		5/15/2021	Seasonal	As Needed	\$12.50/Hr.
Button, William N.		5/15/2021	Seasonal	As Needed	\$12.50/Hr.
Cabrera, Gavriella		5/15/2021	Seasonal	As Needed	\$12.50/Hr.
Calabrese, Faith		5/15/2021	Seasonal	As Needed	\$12.50/Hr.
Collins, Keira E.		5/15/2021	Seasonal	As Needed	\$12.50/Hr.
Farrell, Sarah J.		5/15/2021	Seasonal	As Needed	\$12.50/Hr.
Finnin, Kieran		5/15/2021	Seasonal	As Needed	\$12.50/Hr.
Hoerning, Zachary T.		5/15/2021	Seasonal	As Needed	\$12.50/Hr.
Houlihan, John		5/15/2021	Seasonal	As Needed	\$12.50/Hr.
Keane, Angela M.		5/15/2021	Seasonal	As Needed	\$12.50/Hr.
Kelpie, Donovan		5/15/2021	Seasonal	As Needed	\$12.50/Hr.
Maroney, Kali J.		5/15/2021	Seasonal	As Needed	\$12.50/Hr.
May, Nolan R.		5/15/2021	Seasonal	As Needed	\$12.50/Hr.
Molloy, Christina E.		5/15/2021	Seasonal	As Needed	\$12.50/Hr.
Nakken, Lena		5/15/2021	Seasonal	As Needed	\$12.50/Hr.
Natalie, Urso M.		5/15/2021	Seasonal	As Needed	\$12.50/Hr.
Nixon, Jack S.		5/15/2021	Seasonal	As Needed	\$12.50/Hr.
Potter, Benjamin		5/15/2021	Seasonal	As Needed	\$12.50/Hr.
Racanelli, Gianna R.		5/15/2021	Seasonal	As Needed	\$12.50/Hr.
Santoro, Colby G.		5/15/2021	Seasonal	As Needed	\$12.50/Hr.
Scorcia, Emily		5/15/2021	Seasonal	As Needed	\$12.50/Hr.

Laborer - A5110.200/F8340.200/G8120.200	Start Date	Seasonal	Hours	Rate of Pay
Gordon, Wesley A.	5/15/2021	Seasonal	As Needed	\$15.00/Hr.

Marina/Docks - A7989.100	Start Date	Seasonal	Hours	Rate of Pay
Clarke, Randolph G.	5/1/2021	Seasonal	As Needed	\$14.58/Hr.
Kane, Max S.	5/1/2021	Seasonal	As Needed	\$12.15/Hr.
Wachtel, Daniel R.	5/1/2021	Seasonal	As Needed	\$12.15/Hr.

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

BUDGET MODIFICATIONS: Resolution No. 2021-051; Mayor Mallott moved as follows:

20-21 BUDGET MODIFICATIONS		
GENERAL FUND		
To:	Description:	Amount:
A0.1010.473	Public Hearing Cost	\$ 220.00
A0.1325.421	Electric	\$ 1,000.00
A0.1325.425	Telephone	\$ 1,500.00
A0.1670.461	Contractual/Leasing	\$ 1,000.00
A0.3120.200	Equipment	\$ 2,000.00
A0.3120.425	Telephone	\$ 1,000.00
A0.3410.101	FD Secretary	\$ 1,000.00
A0.3410.200	Equipment	\$ 1,010.00
A0.3410.421	Electric	\$ 700.00
A0.3410.425	Telephone	\$ 1,000.00
A0.3410.441	Equipment Maintenance	\$ 1,000.00
A0.3410.493	Training & Education	\$ 550.00
A0.3410.498	Fire/Medical Supplies	\$ 1,300.00
A0.3620.101	Building Inspector	\$ 6,500.00

A0.3620.102	Bldg Dept Mechanic	\$ 6,325.00
A0.7140.441	Equipment Maintenance	\$ 1,500.00
A0.7140.494	Uniforms	\$ 1,700.00
A0.7989.425	Dockmaster Telephone	\$ 800.00
A0.8010.482	ZBA-Court Reporting	\$ 70.00
A0.8160.489	Contractual Fees	\$ 3,000.00
A0.8160.490	Disposal Fees	\$ 10,000.00
A0.9901.910	Transfer to Capital Fund	\$ 143,775.00
	TOTAL:	\$ 186,950.00
From:	<u>GENERAL FUND</u>	<u>Amount:</u>
A0.1010.472	Conferences	\$ 220.00
A0.1325.411	Supplies/Printing	\$ 1,000.00
A0.1325.493	Meetings/Training	\$ 1,500.00
A0.1670.411	Copy/Comp Suppl	\$ 1,000.00
A0.3120.411	Office Supplies	\$ 2,000.00
A0.3120.442	Repair Vehicles	\$ 1,000.00
A0.3410.100	EMT/Responder	\$ 1,000.00
A0.3410.411	Office Supplies	\$ 1,700.00
A0.3410.442	Truck Maintenance	\$ 2,010.00
A0.3410.445	Fire Dept Software	\$ 550.00
A0.3410.499	Responder Exp	\$ 1,300.00
A0.1325.103	Seasonal	\$ 12,825.00
A0.7110.441	Equipment Maintenance	\$ 3,200.00
A0.7989.444	Marina Repairs	\$ 800.00
A0.8010.493	ZBA Training	\$ 70.00
A0.1621.441	Bldg. Maint. & Repairs	\$ 156,775.00
	TOTAL:	\$ 186,950.00
To:	<u>WATER FUND</u>	<u>Amount:</u>
F0.8340.200	Equipment	\$ 3,500.00
F0.8340.481	Laboratory Analysis	\$ 600.00
	TOTAL:	\$ 4,100.00
From:	<u>WATER FUND</u>	<u>Amount:</u>
F0.8340.444	Yard Maintenance	\$ 3,500.00
F0.8340.452	Chemicals	\$ 600.00
	TOTAL:	\$ 4,100.00
To:	<u>SEWER FUND</u>	<u>Amount:</u>
G0.8120.421	Electric/Heat	\$ 10,000.00
G0.8120.425	Telephone	\$ 1,000.00
G0.8120.451	Chemicals	\$ 1,125.00
G0.8120.481	Outside Lab Tests	\$ 600.00
	TOTAL:	\$ 12,725.00
From:	<u>SEWER FUND</u>	<u>Amount:</u>
G0.8120.446	Plant Repairs	\$ 12,725.00
	TOTAL:	\$ 12,725.00

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

STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA): Resolution No. 2021-052: Mayor Mallott moved as follows:

WHEREAS, the Village hereby declares that all action items on this Agenda are Type II, pursuant to SEQRA, and, therefore, no further environmental review is required; and,

Now, therefore, it is hereby

RESOLVED that the Board of Trustees hereby approves the SEQRA declaration on all action items on this Agenda.

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

AUTHORIZATION & APPROVAL TO ATTEND NEW YORK CONFERENCE OF MAYORS (NYCOM) 2021 ANNUAL

MEETING: Resolution No. 2021-053: Mayor Mallott moved as follows:

WHEREAS, it is the Inc. Village of Ocean Beach's desire to give encouragement to its employees and trustees, in an effort to gain knowledge and improve proficiency in their village positions, and training programs are essential concerning pertinent updates and changes and to facilitate the Village in regard to municipal law, government operations and local finance issues;

Now, therefore, it is hereby,

RESOLVED that Steven W. Brautigam, Clerk/Treasurer and any elected Board of Trustee members, are authorized to attend NYCOM's 2021 Annual Meeting in Bolton Landing, NY on June 9th, 2021 through June 11th, 2021, costs to include class registration, lodging and travel expenses each, to be paid from the following line item A1230.472.

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

ACCEPT & APPROVE FULL ENVIRONMENTAL ASSESSMENT FORM FOR SEWAGE COLLECTION SYSTEM: Resolution No. 2021-054: Mayor Mallott moved as follows:

WHEREAS, the Incorporated Village of Ocean Beach is updating the Village of Ocean Beach Sewage Collection System, and

WHEREAS, on the Village has retained the services of D&B Engineers and Architects (D&B) to assist with this project, and,

WHEREAS, D&B has prepared a Full Environmental Assessment Form and is of the opinion that the project will not have a significant effect on the environment, and,

WHEREAS, the Board of Trustees has reviewed the plans, the Full Environmental Assessment Form, and the recommendation from D&B, and,

WHEREAS, the Board of Trustees has determined that the project will not have a significant impact on the environment,

Now, therefore, it is hereby,

RESOLVED that the Board of Trustees is making a Negative Declaration determination pursuant to SEQR for the Village of Ocean Beach Sewage Collection System.

NOTES:

David Lipsky; You already filed this declaration that was published on March 24th. I think your grounds for assuming that there's no environmental impact is incorrect. First of all, you're asking for a new permit for storm water, and you're also going to be disrupting all the back lanes where the sewer lines are. You are in the sense that all residents are going to have to put in grinder pumps. There's electric and the combination and you're also going to have to meet new discharge limits. Trustee Norris; This is for phase one, the storm water collection. It is not encompassing the new sewer collection project. David Lipsky; That's not what Mr. Gray just said. I thought he said it was for sewer collection. With respect to storm water, you're going to have discharge. Trustee Norris; Any impact that you just described in the fire lane between houses is this point not an impact. It's localized to the storm water collection, which for the most part is concentrated on the north side of our community. David Lipsky; Yes, but your storm water collection system is gonna be discharging waters close to the swimming area and you haven't characterized the storm water quality until the sewer lines get fixed.

You're going to have problems with the sewage leaking from the sewer lines that will get into the storm water and then be discharged right near the swimming area. It may be necessary to do a little bit of an impact assessment before you go through with it with the standards that you set up for the module wetland system that you're proposing to put in. Trustee Norris; You are aware that we are going out to engineering firms that are required to work within the environmental parameters set forth. Mayor Mallott; We submit all this paperwork to the EFC, the Environmental Facilities Corporation. This is all done through them. It's not a Village project here. It's an EFC project. You know we follow their guidelines. Mr. Lipsky; They have guidelines for specific funding. They don't have, you know specific project guidelines and I don't think. Mayor Mallott; They have to follow the rules just like everybody else. Just like we do and this is the beginning of that process. The DEC is involved too. The EFC is there in Albany with the DEC, so everybody is aware of what's going on. We'll be filling out the paperwork that they sent us we will do our due diligence and move forward with this project. Trustee Norris; By the very fact that we're getting this funding, we have to work within their parameters, which is aligned with environmental concerns. Mayor Mallott; Absolutely. Trustee Norris; I would imagine Dr. Lipsky if your concern is somehow sewage going into the swimming area, we have a high confidence that the agency that we're working with won't allow the design to produce that impact. Ken Gray; Let me share an email from the engineer where she wrote D&B saying. Hi Tom, did the Village pass a negative declaration resolution for this? Typically there's a separate resolution. So the EFC has asked for this by the Board. Mr. Lipsky: Yeah and you actually did it on March 24th that was published. That's why I got concerned with the fact that you were not following SEQRA process and there's been no public discussion about what you're planning to do. Mayor Mallott; obviously the EFC followed its own guidelines. David Lipsky: Yeah but it's the lead agency that makes the determination about whether there's an impact. No one at the EFC knows Ocean Beach. What may be a small impact in other communities is not small to Ocean Beach. If you're saying the sewage collection system is not part of this, that's one thing but when I looked at the report there was no analysis of storm water or what is to be required with the new permit. Andrew Waz: Is there any assurance that sewage water is not going to co-mingle with the rainwater that's being discharged into the bay? What assurance is there? Trustee Norris; They are in different pipes. Dr. Waz: but one's leaking right?

BUDGET HEARING #1

OPEN TIME: 11:32 AM (moved by Trustee Blake/Seconded by Trustee Power)

CLOSING TIME: 11:34 AM (moved by Mayor Mallott/Seconded by Trustee Norris)

Public Hearing Notes: Ken Gray; A couple of years ago, we adopted a local law concerning a smoking ban and it was limited to certain areas. This amendment to the smoking bans makes it a little bit more broad. It's no smoking on the streets, any right of way owned by the Village, including the beach, playground, marina, the ferry terminal. It's pretty much anything outside in Ocean Beach. Maria Silsdorf: Just to clarify, so you can only smoke on private property or in private homes. Is that correct? Ken Gray; that is the intent. David Lipsky; Does that include marijuana and other things? Ken Gray: Yes Maria Silsdorf: Including vaping? So this would ban vaping, perfect. Dr. Waz; It seems to be a no brainer because comprehensive bans on smoking in towns leads to decreased smoking in other environments, like homes. Some people have quit due to pressure and it protects children. Mayor Mallott: Thank you Dr. Waz.

LOCAL LAW 03 OF 2021 – PUBLIC SMOKING BAN: Resolution No. 2021-055: Mayor Mallott moved as follows:

A Local Law Adopting Amendments to Chapter 123 of the Village Code with Regards to Smoking in and around the Village of Ocean Beach

WHEREAS, The Board of Trustees (the "Board") of the Village of Ocean Beach (the "Village") hereby finds and determines that the public's health and wellbeing is seriously threatened by exposure to second-hand smoke and other perilous implications associated with smoking;

WHEREAS, the Federal Environmental Protections Agency has made clear that second-hand smoke is a human carcinogen responsible for countless cases of lung cancer and premature deaths each year in nonsmoking adults;

WHEREAS, the Village's primary source of litter in beaches and recreational areas is improperly discarded cigarette butts and other smoking paraphernalia;

WHEREAS, these improperly discarded cigarette butts and paraphernalia are known to release harmful and toxic chemicals which have a deleterious effect on the environment, water quality, wildlife, and public;

WHEREAS, the Board further finds and determines that individuals be exposed to second-hand smoke and toxic chemicals as they seek to enter, use, and enjoy certain of the Village's beaches and recreational open areas;

WHEREAS, the Board declares and finds it to be in the public's interest to provide for regulation prohibiting smoking and tobacco use by persons in the Village, except for Designated Smoking Areas; and

WHEREAS, by prohibiting smoking in the Village, the Village desires to promote and enhance the healthy, wholesome, and thriving environment and its safe enjoyment by all individuals, especially children;

BE IT THEREFORE ENACTED, by the Board of Trustees of the Incorporated Village of Ocean Beach, as follows:

Section 1. Chapter 123 of the Village Code, entitled "Peace and Good Order", is hereby amended as follows:

Article II. Regulation of Smoking in Certain Public Areas.

§ 123-18. Definitions.

As used in this chapter the following terms phrase, words, and their derivatives shall have the meanings given:

SMOKING – The use, burning, inhaling, exhaling, vaping or other discharging of any substance including, but not limited to, tobacco, tobacco substitutes, **cannabis, cannabis-derived products**, oils, herbs, fruits, and spices and also carrying of any lighted or burning smoking device.

SMOKING DEVICE – Any product or device used or intended to be used to facilitate smoking, including, but not limited to, cigarettes, cigars, cigarillos, pipes, pipe filler, waterpipes, bong, rolling papers, or similar products.

DESIGNATED SMOKING AREA – Any public area conspicuously designated “Smoking Permitted” by a sign, receptacle, or otherwise, where smoking of legal substances are permitted.

§ 123-19. Smoking prohibited.

- A. It shall be a violation of this chapter for any person to smoke at the following locations within the Village of Ocean Beach:
 - (1) A Village-owned, leased, operated, or maintained beach, recreational area, park, and any adjacent waterfront area.
 - (2) Any Village-owned, leased, operated or maintained property open to the public, including but not limited to open spaces.
 - (3) Public sidewalks and rights-of-way within the Village.
 - (4) Any area within a fifty-foot radius of all entrances to any of the areas listed in section 123-19(A)(1), 123-19(A)(2) and 123-19(A)(3).
- B. Notwithstanding subdivision A of this section, the Board of Trustees, or the Building Superintendent, with the advice of the Board of Trustees, may establish designated smoking areas if it is determined that there is a public need for such.

§ 123-20. Penalties for offenses.

Any person who commits or permits any act in violation of section 123-19 of this article shall be deemed to have committed an offense against this article and shall be liable for such violation and the penalty therefore and shall, upon final judgment thereof, be subject to a fine or penalty of not less than \$25 and not more than \$500.

§ 123-21. Severability.

If any clause, paragraph, subdivision, section or part of this article or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this article, or in its application to the person, individual, corporation, firm partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 2. This local law shall take effect immediately upon filing with the Office of the Secretary of State.

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

HEARING OF THE CITIZENS: 11:35

Maria Silsdorf: First of all, I applaud you for taking the initiative to ban smoking. So, I have two things. Several of you mentioned the festivities that’s typically Sunday for Memorial Day weekend and I love the event. But Memorial Day in the past, been a shit show. We’ve had some of our roughest days that weekend, I’m afraid that with 15 months of pent of partying desire, we may have trouble that weekend. I know the FIA is meeting to talk about island wide but I just want to make a please that it’s on everyone’s radar screen and really have our full defenses out. Trustee Norris; To that point, we spoke with Chief Hesse in executive session to lay out his strategy on how to address MDW. I think, speaking on behalf of the Board, I’m sure they won’t disagree, we all walked away from that conversation with confidence that the Chief and his staff will address some of the outlying activities that we’ve seen in the past. Mayor Mallott; A lot will depend on Tuesday with the governor’s order, right now we are curfewed at 12:00 am. That’s still in full effect. We are at 75% occupancy but that may change or maybe they will leave the curfew. Maria Silsdorf: I actually hope so. Typically there is a ban on bike riding MDW. Are we going to waive that? Mayor Mallott; We are just gonna continue where we left off last year and play it by ear. See what it looks like as we get further into the season.

Maria Silsdorf: The other thing I wanted to bring up, I know Seaview has a ban on unpermitted golf carts. I just think that it might be a springboard of opportunity for us. Mayor Mallott; Their guidelines they laid out are in line with ours. I don’t know if they have the authority to do that but that’s between them and God. Maria Silsdorf: I just think it’s an opportunity for us to take another hard look. I am married to a contractor, carts are very critical to the success of his business and I get it, but the pedestrian is being outranked by carts. Everyone has a cart, there are too many. I just don’t want to risk my life. I mean, sometimes I’m in a bitchy mood and I don’t move. Marco Arment: Part of the problem is the number of carts and I understand the practical needs but the carts are also getting bigger and we’re using more gas powered carts than we used to. I would love to see a dramatic reduction in the sum and number of gas powered carts. Mayor Mallott; The gas powered card are under the same conditions as trucks and motor vehicles. So that will be ending June 15th. Dr. Waz; Gas powered carts wasn’t enforced during the summer last year. Another thing can you include the badge numbers of the police officers that Steve Brautigam has put together. Everybody would like to make sure the police we’re hiring have good records.

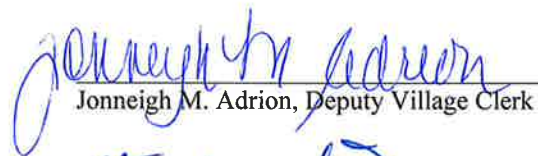
Mayor Mallott: You want to do a check on all police officers here? They all wear name tags along with their badges. Maria Silsdorf: The thing I didn't add was also the trailers. They have really long pieces of lumber and making turns can be seriously dangerous. It's a serious accident waiting to happen. We need to change the rules, re-evaluate when and how they can be used.

David Lipsky: I have one more comment. I think the Village has been remiss in full transparency on the 25 million sewage and septic and storm water project that will take place over five years will have an impact on each residence not necessarily an environmental impact but certainly a financial impact. There still has yet to be a public discussion of what options are considered and how that's going to affect the village. To come up with a neg dec without any public involvement is just wrong. Mayor Mallott; Okay thank you.

Cathy Luby: Any news or update on the mobi-mats? Trustee Norris; I'm working with Jill and will give you dates next month. Do you have a preference for either Bayberry or Cottage? Cathy Luby: I think Cottage because I think for people who need to use the restroom have difficulty walking in the sand.

ADJOURNMENT: Mayor Mallott moved to close the meeting at 11:48 AM. Trustee Power 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