



## 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 September 12, 2020 at the Village Office, 315 Cottage Walk, Ocean Beach, New York. Meeting is being conducted in accordance with Executive Order 202.1 via Video/Teleconference.

**EXECUTIVE SESSION:** Mayor Mallott moved to go into Executive Session at 10:00AM in person at 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 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 11:15 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 11:16 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
	Village Clerk/Treasurer:	Steven W. Brautigam

**APPROVAL OF MINUTES OF THE BOARD OF TRUSTEES MEETING HELD ON AUGUST 15, 2020: Resolution No. 2020-068:**

Mayor Mallott moved as follows:

BE IT RESOLVED that the Minutes of the Board of Trustees Meeting held on August 15, 2020 are accepted as presented

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

APPROVAL OF BILLS AND CLAIM VOUCHERS: Resolution No. 2020-069: 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 \$388,194.52, for Gross Payroll from 08/12/20 through 09/08/20

General Fund, in the amount of \$122,543.81, check numbers A25205 through A25247, and  
Water Fund, in the amount of \$8,711.31, check numbers F3339 through F3342, and  
Sewer Fund, in the amount of \$18,872.57, check numbers G6328 through G6333

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	\$ 84,614.01, starting with check number A25248, and
Water Fund, in the amount of	\$ 10,578.87, starting with check number F3343, and
Sewer Fund, in the amount of	\$ 10,280.03, starting with check number G6334, and
Sewer Capital Fund, in the amount of	\$ 950.51, starting with check number 1217, and
Bay Front Project Fund, in the amount of	\$ 1,700.00, starting with check number 2003, and
Sewer Collections Remo Project in the amount of	\$ 9,187.18, starting with check number 1042

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

MAYOR'S REPORT

1. Good morning everybody. Not much of a report this month. I renewed Executive Order for masks. They are still mandatory in Ocean Beach and is being enforced on the Ferries at all times.
2. Our beaches will be manned with lifeguards for weekends only thru September 27th.
3. Thank you to everyone who came to gathering for 911 Memorial at the firehouse. Thank you to all that came over for it.
4. We will start the DOT project/grant on north dock, it's the last piece of dock to be replaced. When complete we will have replaced all our docks and bulkheads. Hopefully be done before Christmas time.
5. New Well #5 at 503 Bayberry Walk contract was awarded to Brownie and will start in the next few weeks. He will do a test drill first and we will keep an eye on that.
6. Thank you to Maria and the Ocean Beach Association for the voting information and election information flyer. We urge everyone to read it, it's in the Village Office and on the website. We will have voting in Ocean Beach. You can go to the Boat House and vote. If you're not going to be here, you can request an absentee ballot. If you are not registered to vote in Suffolk County, you cannot vote in Ocean Beach. Think long and hard about what you need to do to get your voice heard in next election.

SUPERINTENDENT'S REPORT:

Wastewater: Plant is fully operational.

Sewer restrictions being addressed  
Repairs made to settling tank weirs  
Emergency Systems and Generator systems operational

Water:

Wells #2, 3 and 4 are operational  
All Emergency Systems and Generator system operational  
Two water leaks addressed  
Water Tower inspection complete  
Water Tower repairs completed on light and surrounding antennas

Buildings:

All public facilities open and operational  
Restrooms at Ferry Terminal and Community House are open 24/7.  
Restrooms at the ocean on Cottage are open on weekends when lifeguards are on duty  
Repairs made to Community House restrooms due to vandalism

Streets:

Streets being maintained from heaving flooding and some patching where needed

Marina:

Marina is open and fully operational  
Tennis courts: made temporary repairs to fence

Miscellaneous:

Last bulk trash pick-up Sept. 16<sup>th</sup>, please call the office for pick-up  
Reminder to transfer water service and install water meters, new deadline is December 1<sup>st</sup>, 2020.

**OCEAN BEACH VOLUNTEER FIRE DEPARTMENT REPORT:** Chief Levine spoke

We've been saying on every call there's a lot of people here. The Fire Island School at full capacity. Our call volume is big this year. We have had about 270 calls and the big part is the 135 fire alarms much more than usual, three times the normal amount. I want to thank all the firemen answering the calls at all hours. There's a lot of people here so we are responding to a lot of calls. I had a meeting with PSE&G and Verizon to discuss what happened during the storm. The main thing, the problem we are having in Ocean Beach is the overgrowth of trees.. PSE&G stopped doing trimming because customers complained about the trimming job. They are asking that you get your landscaper to cut them. Northwell clinic is closed for the season. They did 139 flu shots on their last weekend here Sept. 6th. October 3rd, we may have antibody testing for the whole island. The flyer will go to Ocean Beach residents first, it'll be from 9:00 – 3:00, they have 150 tests that can be done. We will have first two days priority. The Fire Dept. received a FEMA grant to replace our vehicle radios.

**OCEAN BEACH POLICE REPORT:** Chief Hesse spoke:

It appears many home owners will be staying for an extended season. The police department will go door to door at the end of September to get a good idea who is around and will be staying longer.

872 calls for service 2020 /// 537 calls for service 2019

We are 300 calls for service over last year at this time. Half the extra calls for service were Covid-19 Restaurant Spot Checks.

263 Tickets issued.

20 no mask (well deserved)

132 drinking alcohol (mostly on the beach)

24 excessive garbage (residential)

If anyone has any questions, please do not hesitate to call or email me.

**RATIFICATION & APPROVAL OF PERSONNEL:** Resolution No. 2020-070; 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, Lifeguards A7140.100, 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:

<b>Lifeguards</b>	<b>A7140.100</b>	<b>Start Date</b>	<b>Seasonal</b>	<b>Hours</b>	<b>Rate of Pay</b>
Feliciano, Jayden		8/26/2020	Seasonal	As Needed	\$13.50/Hr.
Kittel, Claire		8/26/2020	Seasonal	As Needed	\$13.50/Hr.
Laudenslager, Ryan		8/26/2020	Seasonal	As Needed	\$13.50/Hr.
McCarthy, Claire		8/26/2020	Seasonal	As Needed	\$13.50/Hr.
Mattfield, Megan		8/26/2020	Seasonal	As Needed	\$13.50/Hr.
Tustin, Karly		8/26/2020	Seasonal	As Needed	\$13.50/Hr.

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 2021 BOARD OF TRUSTEES MEETING DATES:** Resolution No. 2020-071; Mayor Mallott moved as follows:

Saturday, January 9, 2021

Tuesday, February 16, 2021 (Grievance Day)

Saturday, March 20, 2021

Saturday, April 10, 2021 (Budget Public Hearing)

Saturday, April 24, 2021 (Public Hearing & Adopt Budget)

Saturday, May 15, 2021

Saturday, June 12, 2021

Saturday, July 17, 2021

Saturday, August 21, 2021

Saturday, September 18, 2021

Saturday, October 16, 2021

Saturday, November 13, 2021

Saturday, December 11, 2021

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

**APPROVAL OF 2021 EMPLOYEE HOLIDAY DATES: Resolution No. 2020-072:** Mayor Mallott moved as follows:

Friday, January 1, 2021	-	New Year's Day
Monday, January 18, 2021	-	Dr. Martin Luther King, Jr. Day
Monday, February 15, 2021	-	Lincoln's Birthday
Monday, February 22, 2021	-	Washington's Birthday
Monday, May 31, 2021	-	Memorial Day
Monday, July 5, 2021	-	Independence Day
Monday, September 6, 2021	-	Labor Day
Monday, October 11, 2021	-	Columbus Day
Thursday, November 11, 2021	-	Veteran's Day
Thursday, November 25, 2021	-	Thanksgiving Day
Friday, November 26, 2021	-	Thanksgiving Holiday
Friday, December 24, 2021	-	Christmas Holiday
Monday, December 27, 2021	-	Christmas Day

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

**APPROVAL OF 2021 ZONING BOARD OF APPEALS MEETING DATES: Resolution No. 2020-073:** Trustee Norris moved as follows:

Saturday, January 9, 2021  
Saturday, February 6, 2021  
Saturday, March 6, 2021  
Saturday, April 3, 2021  
Saturday, May 1, 2021  
Saturday, June 5, 2021  
Saturday, July 3, 2021  
Saturday, August 7, 2021  
Saturday, September 4, 2021  
Saturday, October 2, 2021  
Saturday, November 6, 2021  
Saturday, December 4, 2021

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

**APPROVAL OF 2021 PLANNING BOARD & ARCHITECTURAL REVIEW BOARD MEETING DATES: Resolution No.**

**2020-074:** Trustee Norris moved as follows:

- Saturday, January 23, 2021
- Saturday, February 20, 2021
- Saturday, March 27, 2021
- Saturday, April 24, 2021
- Saturday, May 22, 2021
- Saturday, June 26, 2021
- Saturday, July 24, 2021
- Saturday, August 28, 2021
- Saturday, September 25, 2021
- Saturday, October 23, 2021
- Saturday, November 20, 2021
- Saturday, December 18, 2021

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 FERRY TERMINAL PHASE II ADDITIONAL COST: Resolution No.**

**2020-075:** Mayor Mallott moved as follows:

WHEREAS, the Village currently has a contract with Chesterfield Associates, Inc. for services with Ferry Terminal Improvement (Phase II) PIN 076180Sewer Plant - Phase II; and

WHEREAS, Chesterfield Associates, Inc. Inc. has provided a bill for additional mobilization and a cost escalation in the amount of \$49,013.00 for additional costs; and

Now, therefore, it is hereby

RESOLVED that the Village accepts and approves the bill in the amount of \$49,013.00 to be paid out of budget year 2021-2022, a copy of the change order is on file in the Village Office, dated August 26, 2020; and

It is further RESOLVED that the Village Clerk/Treasurer is hereby authorized and directed to execute the documents necessary to effectuate this resolution.

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 FEMA ASSISTANCE TO FIREFIGHTERS GRANT: Resolution No.**

**2020-076:** Mayor Mallott moved as follows:

WHEREAS, the Ocean Beach Fire Department submitted an application and has been awarded a grant in the amount of \$106,930.48 for the Assistance to Firefighters Grant Program; and

WHEREAS, the Fire Department seeks to purchase with this grant, vehicle radios, in the amount of \$106,930.48. Grant funds will be paid when purchase order is written and accepted by grantor. Non-federal resources will total \$5,346.52, to be paid out of line item A3410.411; and

Now, therefore, it is hereby

RESOLVED that the Mayor, with approval from the Village Attorney, may sign off on the documents for the Ocean Beach Fire Department Equipment Grant; and

Be it further RESOLVED that the Clerk/Treasurer is authorized to execute such documents consistent with this resolution.

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 AND APPROVAL TO ATTEND H2M EMERGING CONTAMINANTS MEETING: Resolution No.**

**2020-077:** Mayor Mallott moved as follows:

WHEREAS, the Village, in an effort for employees to gain knowledge, improve proficiency and maintain water licenses in their municipal duties, encourages and extends the opportunity to the Department of Public Works staff to attend the H2M Emerging Contaminants Meeting; and

Now, therefore, it is hereby

RESOLVED that Richard Schelling, Luke Dimino, Garrett March and Roland Pratt are authorized and approved to attend the H2M Emerging Contaminants Meeting, in Melville, NY on September 30, 2020, costs to include attendance fee of \$80 each, to be paid from the following line item F8340.493

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:**

Mayor Mallott: Just want to thank Ian and Franklin for their work on the grant. Ian Levine; Indicated that Marty Leiderman should be acknowledge for his work on the grant. Mayor Mallott: Yes, thank you Marty.

Maria Silsdorf: Question about the earlier smoking ban. Since COVID we've had a ban on smoking in the Village. Would like to move forward with making that a permanent ban. Second question, regarding the ferry contract, Ocean Beach Association put together a list of issues we'd like you to address and will submit at the next meeting.

**LIFEGUARD REPORT:** Submitted by Nick Stertz and Patricia Dowd.

**Rescues** - Bay had one rescue, it was an assist with a longboard.

- Ocean, due to our preventative awareness, there were just minor pickups.

- We deployed the jet ski once on a heavy north wind day to assist Town of Islip lifeguards.

2 EMS calls

**Events** — we had 2 ocean tests and one bay test

**Storms** - had one hurricane, cleared the beach of all equipment and then put it all back.

**Shark/marine life sightings** - Purple Flag - increased water temps brought some new species of sharks around. We pulled swimmers on 4 occasions for sightings, without event.

- Portugese Man-o-War washed ashore on two separate days.

The jetties because they are out made the beach must safer. It wasn't as dangerous because they were visible.

Last day of full-time was Labor Day. Last day for weekends, as of now, will be September 20<sup>th</sup> (later corrected to 9/27/2020)

Our lifeguards worked diligently under stressful parameters to keep the beach and ocean as safe and enjoyable as possible this summer. Thank you for wonderful, albeit whacky, summer season. All the best, have a wonderful winter.

Mayor Mallott; requested the lifeguards continue until September 27<sup>th</sup>. Patricia Dowd indicated the weekends should not be a problem.

**HEARING OF THE CITIZENS:**

Camille Guigliano: VOBEC co-chair spoke, we are having two events coming up. We are doing a Zoom meeting for our Annual Environmental Awareness Day, Sunday, September 13, 2020, it's by invitation only so you need to sign up. Go onto our email list and we will send you link for it, which will be tomorrow at 10:00 am, it will be about beneficial insects and gardens.

We will have our annual Beach cleanup on Saturday, September 19, 2020 @ 11:00 am at the end of Cottage walk next weekend.

Billy Bloom; I just want to clarify, are you suggesting we cut back our vegetation ourselves, when PSE&G is supposed to do it for free? Mayor Mallott; Nobody should do anything until they receive official notification from Village. You don't want to be back there with metal cutters etc., it can be very dangerous. So no, please do not cut back around any power lines.

How many tickets were written for no masks? Chief Hesse: there were 20 tickets. Billy Bloom: I adore you George but I don't understand how only 20 were written when I've seen hundreds without masks. It could be generating revenue. Chief Hesse; We remind people first, if they need a mask we give them one. Our job is to enforce the law not be a revenue generator. We asked people to put masks on and they usually comply. We handed out over 5000 masks this summer. A lot of tickets were given to the people that had to be reminded several times, so they pretty much asked for it.

Judy Steinman; We should really give thanks to Angie Carpenter because initially there wasn't going to be a polling place for the election on Fire Island. She reached out to the Board of Elections and made that happen and we should thank Angie. Mayor Mallott: Thank you for pointing that out and thank you Angie.

Joanne: Do we have any COVID cases? Answered, no

Jill: Please clarify what will be the last day of work for the lifeguards, the 20<sup>th</sup> or the 27<sup>th</sup>. Mayor Mallott: The last day is the 27<sup>th</sup>

David Lipsky: Minor issue with the lifeguards on the western side of small jetty on Wilmot. During the week we needed some additional work. I observed a lot of swimmers were in front of the jetties, they were being ignored by the lifeguards or just not seen. We need more of an effort to prevent swimming where it is prohibited. Second, I think the village needs an ordinance on leaf blowers. There are a number of communities that have ban them during the season. They are exceeding noise levels and cause hearing damage. They are at 100 decibels and can be heard more than 100 feet away. I think all commercial landscapers should have a permit to use leaf blowers. They should be required to use the best and should have to have training for hearing and eye protection. Now is the time to think about an ordinance for next year.

Joanne: Just want to clarify my question, which was...were there are any COVID calls? Ian Levine, there are no known calls

Andrew Waz: With the COVID situation, there won't be any registered cases unless it's someone who has a permanent residency in Ocean Beach. Anyone who's part time will be designated to where they have a license. In Suffolk County their rate is 10%, which means for every 100 people boarding the ferry there are 10 people with the virus, which is not good. Where do you register for the antibody test? Answered; Information not sent out and yet to be confirmed.

Homeowner: Is there any way we can get an ordinance to prevent gas powered vehicles. Mayor Mallott; they are under the same codes as vehicles. Construction starts the day after Labor Day and they can be used starting then. Homeowner: Why are we allowing it? Mayor Mallott; There are no gas powered carts in July and August.

Andrew Waz: I thought this was a very noisy season. The amount of noise emanating from one house on Surf View is terrible. Why aren't the police policing it without having a complaint first? We have all been threatened by the homeowner. Why doesn't the police notice that the noise emanating from house? Why can't we codify a penalty for noise coming from houses, so there's punitive ways to control that. Chief Hesse; it's been case law, there has to be a complainant. It's been established that the police cannot be the complainant. Several tickets have been issued for noise and garbage. The harassment was not by the homeowner and was done by a renter. I've spoken to everyone it's a police matter and we cannot discuss any further.

Steve Einig: The house we are all talking about is a B&B the board has tremendous powers over that. There's a lot of things for instance a manager is supposed to be there within a certain distance. My wife is easier going than me. The playing of beer pong and cursing is too much. I'm tired of listening to excessive noise and neighbors are tired of the garbage. Perhaps what we will do is call all the Board Members in the middle of the night. I'm tired of hearing they are friends with one of the police and they are protecting them. I suggest you do something if you don't want to be part of a suit. We are asking for you to please look into this, it shouldn't be tolerated. Previously, when a house became a nuisance, we got rid of it. Matt Blake; We will look into it.

Jeff Fried. Have there been any talk about the grass area that the restaurants are using right now? Can it be cleaned up level and used full time for the restaurants. Can we make it full-time next year? Matt Blake; We worked with the commercial district about this we had discussed, once we were out of the COVID situation it would revert back. We haven't had any additional discussions yet. Ken Gray: This was allowed by the Executive order once the order expires, they cannot do it.

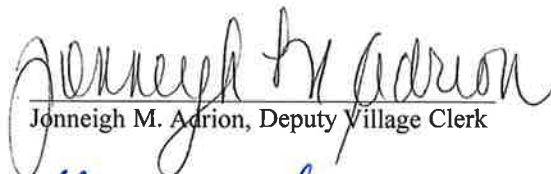
Homeowner: Is the garbage up for contract? Ken Gray: it expires in March 2021. We are developing the bid and it will be advertised for and on the website. Homeowner: I'm wondering if we can talk more about recycling. Ken Gray: The garbage gets sorted on the mainland. Homeowner: Maybe on the beach because the cans were overflowing with beer cans and bottles. Ken Gray: We will look at that.

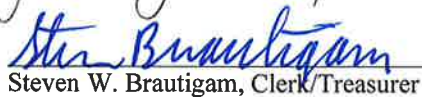
David Simpson; I wanted to bring up the ferry crowding situation because the 4:00 ferry has multiple stops picking up additional passengers. The ferry was completely overcrowded and in my opinion this is an unsafe situation, even with masking shoulder to shoulder. This is a serious health risk. Matt Blake; I can corroborate as I had a similar situation. I was just discussing with the Board and we will address with the ferry company, it's on our radar. David Simpson: It's been brought up for months and nothing has been done and now it's worse due to multiples stops. This is an emergent problem and falls into a category of something being done now, not we are looking into it. Mayor Mallott; we are in constant communication with Mr. Mooney and his crews. Most of our requests are being ignored and we are not happy about it. I will be talking to Mr. Mooney this week. David Simpson: I'd like to believe the Board would have some leverage. If someone gets sick, I think the ferry company can be held liable. Mayor Mallott: Thank you Dr.

Maria, just to point out I think the next two weekends, being Jewish holidays, we will be very crowded here for the ferry situation.

ADJOURNMENT: Mayor Mallott moved to close the meeting at 12:11 AM. Trustee 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

  
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Jonneigh M. Adrion, Deputy Village Clerk

  
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Steven W. Brautigam, Clerk/Treasurer