

**The Regular Meeting of the Board of Trustees was held on February 23, 2015 at the Village Hall, 34 School Street, Bayville, New York 11709 at 7:30 PM.**

Present were: Trustee Russo Village Clerk Treasurer  
 Trustee Valsecchi Maria Alfano-Hardy  
 Trustee Charon Secretary to Board  
 Trustee Fay Nikki Paris  
 Trustee Taylor Acting Village Attorney  
 Mayor Rupp Kadion Henry

Absent was: Trustee Pinkerton

Trustee Fay moved BE IT RESOLVED to approve the budget transfers as presented and authorize the Village Clerk Treasurer to make said transfers.

CODE	DESCRIPTION	AMOUNT	CODE	DESCRIPTION	AMOUNT
A.1990.400	CONTINGENT ACCT	\$81,000.00	A.9950.900	TRANS TO CAP PROJ FUND	\$81,000.00
				EXPLANATION: TO TRANSFER	
				APPROPRIATION FROM CONTINGENCY TO	
				CAPTIAL PROJECTS FOR CREEK RD - NEW	
				RETAINING WALL PROJECT	
A.9010.800	EMP BEN - ST RETIREMENT	\$23,686.90	A.1990.400	CONTINGENT ACCT	\$65,966.05
A.9025.801	EMP BEN - LOSAP	\$20,257.15			
A.9040.800	EMP BEN - WORKERS' COMP	\$22,022.00			
	EXPLANATION: TRANSFER APPROPRIATIONS				
	REMAINING AFTER ALL PREMIUMS &				
	CONTRIBUTIONS HAVE BEEN PAID TO				
	CONTIGENT ACCT FOR DISTRIBUTION TO				
	OTHER ACCTS AS NECESSARY				
A.1990.400	CONTINGENT ACCT	\$14,581.90	A.1380.400	FISCAL AGENT FEES	\$1,010.59
				EXPLANATION: CONTINUING DISCLOSURE	
			A.5110.408	ST MAINTENANCE -REPAIRS	\$294.09
				EXPLANATION: TRUCK MAIN - BRAKES H7	
			A.5142.405	SNOW REMOVAL - REPAIR	\$298.62
				EXPLANATION: ROAD SANDER REPAIRS	
			A.7310.406	YOUTH AGENCY - AWARDS	\$905.43
				EXPLANATION: TURKEY TROT T-SHIRTS	
			A.8160.404	REFUSE DISPOSAL - REPAIRS	\$12,073.17
<b>TOTAL</b>		<b>\$161,547.95</b>			<b>\$161,547.95</b>

Seconded by: Trustee Taylor

Poll of the Board: Trustee Fay, aye, Trustee Russo, aye, Trustee Charon, aye, Trustee Taylor, aye, Trustee Valsecchi, aye, Mayor Rupp, aye

**RESOLUTION 2015-07**

Trustee Taylor moved BE IT RESOLVED that the following warrants and claims have been audited by the Audit Commission and are hereby offered for approval by the Board of Trustees and BE IT FURTHER RESOLVED that the Village Clerk is hereby authorized to make said payments.

FUND	CLAIM NO.	WARRANT	AMOUNT
<b>GENERAL</b>			
PAYROLL	1/28/2015	8H	\$ 30,740.52
	555	8I	\$ 2,343.66
	556/562	8J	\$ 11,019.00
PAYROLL	2/4/2015	9A	\$ 24,662.26
	563	9B	\$ 1,880.26
PAYROLL	2/11/2015	9C	\$ 21,907.86
	564	9D	\$ 1,670.27
	565/620	9E	\$ 383,664.30
PAYROLL	2/18/2015	9F	\$ 24,899.16
	621	9G	\$ 1,898.33
<b>TOTAL GENERAL</b>			<b>\$ 504,685.62</b>
<b>WATER</b>			

REGULAR MEETING FEBRUARY 23, 2015

PAYROLL	1/28/2015	8H	\$	5,992.24
	123	8I	\$	456.86
	124	8J	\$	83.93
PAYROLL	2/4/2015	9A	\$	4,927.37
	125	9B	\$	375.68
PAYROLL	2/11/2015	9C	\$	3,985.86
	126	9D	\$	303.88
	127/136	9E	\$	17,878.96
PAYROLL	2/18/2015	9F	\$	5,418.43
	137	9G	\$	413.11
<b>TOTAL WATER</b>			<b>\$</b>	<b>39,836.32</b>
<b>TRUST &amp; AGENCY</b>				
	186/190	8E	\$	17,423.96
	191/194	9A	\$	10,291.99
	195/198	9B	\$	8,568.61
	199/206	9C	\$	63,134.49
			.	
<b>TOTAL T &amp; A</b>			<b>\$</b>	<b>99,419.05</b>
<b>REVENUE ENTERPRISE</b>				
	44/48	9A	\$	1,589.58
<b>TOTAL REVENUE ENTERPRISE</b>			<b>\$</b>	<b>1,589.58</b>
<b>CAPITAL</b>				
	20/22	9A	\$	172,701.75
<b>TOTAL CAPITAL</b>			<b>\$</b>	<b>172,701.75</b>
<b>COMMUNITY DEVELOPMENT</b>				
	10	8A	\$	4,650.00
<b>TOTAL COMMTY DEVELOP</b>			<b>\$</b>	<b>4,650.00</b>
<b>GRAND TOTAL</b>			<b>\$</b>	<b>822,882.32</b>

Seconded by: Trustee Charon

Poll of the Board: Trustee Fay, aye, Trustee Russo, aye, Trustee Charon, aye, Trustee Taylor, aye, Trustee Valsecchi, aye, Mayor Rupp, aye

**RESOLUTION 2015-08**

Trustee Fay moved BE IT RESOLVED to accept the prior meeting's minutes as presented.

Seconded by: Trustee Russo

Poll of the Board: Trustee Fay, aye, Trustee Russo, aye, Trustee Charon, aye, Trustee Taylor, aye, Trustee Valsecchi, aye, Mayor Rupp, aye

**RESOLUTION 2015-09**

Trustee Taylor moved BE IT RESOLVED to accept the January 5, 2015 proposal from H2M to assist the Village of Bayville in preparing the Annual Water Supply Statement/Consumer Confidence Report (CCR) as required by the New York State Health Department and Nassau County Department of Health (NCDH).H2M proposes to provide the above services at the same fee as the past several years at hourly rates of remuneration with a maximum fee of \$2500.00.

Seconded by: Trustee Fay

Poll of the Board: Trustee Fay, aye, Trustee Russo, aye, Trustee Charon, aye, Trustee Taylor, aye, Trustee Valsecchi, aye, Mayor Rupp, aye

**RESOLUTION 2015-10**

Trustee Russo moved BE IT RESOLVED to approve the October 25, 2014 request of the Bayville PTA to use West Harbor Beach for the 5<sup>th</sup> Grade Beach Party. On June 15, 2015 with a rain date of June 17, 2015.

Seconded by: Trustee Fay

Poll of the Board: Trustee Fay, aye, Trustee Russo, aye, Trustee Charon, aye, Trustee Taylor, aye, Trustee Valsecchi, aye, Mayor Rupp, aye

**RESOLUTION 2015-11**

Trustee Fay moved BE IT RESOLVED to authorize the Mayor to sign the agreement between the Town of Oyster Bay and Village of Bayville for Harbormaster services from January 1, 2015 through December 31, 2019.

Seconded by: Trustee Charon

Poll of the Board: Trustee Fay, aye, Trustee Russo, aye, Trustee Charon, aye, Trustee Taylor, aye, Trustee Valsecchi, aye, Mayor Rupp, aye

**RESOLUTION 2015-12**

Trustee Russo moved BE IT RESOLVED to accept the bid received on December 22, 2014 from Lake Assault Boats, LLC for \$302,700.00 for the 32 foot Fire Rescue Boat for Bayville Fire Co. #1.

Seconded by: Trustee Fay

Poll of the Board: Trustee Fay, aye, Trustee Russo, aye, Trustee Charon, aye, Trustee Taylor, aye, Trustee Valsecchi, aye, Mayor Rupp, aye

**RESOLUTION 2015-13**

Trustee Fay moved BE IT RESOLVED to approve change order #3 for Rio Supply Inc. of New York in the amount of \$10,619.00.

Seconded by: Trustee Russo

Poll of the Board: Trustee Fay, aye, Trustee Russo, aye, Trustee Charon, aye, Trustee Taylor, aye, Trustee Valsecchi, aye, Mayor Rupp, aye

**RESOLUTION 2015-14**

Trustee Fay moved BE IT RESOLVED to hire Christopher Montell as a Sanitation worker with an annual salary of \$30,434.09.

Seconded by: Trustee Taylor

Poll of the Board: Trustee Fay, aye, Trustee Russo, aye, Trustee Charon, aye, Trustee Taylor, aye, Trustee Valsecchi, aye, Mayor Rupp, aye

**RESOLUTION 2015-15**

**INC. VILLAGE OF BAYVILLE  
PUBLIC HEARING**

At 7:45PM a Public Hearing was held to consider proposed local law 2015-1, a local law to establish Chapter 12A: Building Department in the Village Code.

For the record, the hearing started at 7:50 and the Village Clerk Treasurer read the following Public Notice and submitted an affidavit of publication and posting, and a copy of the notice as posted on the Village of Bayville website.

**INCORPORATED VILLAGE OF BAYVILLE**

**PUBLIC NOTICE**

**PLEASE TAKE NOTICE** that the Board of Trustees of the Incorporated Village of Bayville will hold a public hearing commencing at 7:45 PM on February 23, 2015 at the Village Hall, 34 School Street, Bayville, New York 11709, with respect to the matter, summarized below:

Proposed Local Law 2015-1, a local law to establish Chapter 12A: Building Department in the Village Code.

The purpose of the proposed local law is to establish a Building Department within the Incorporated Village of Bayville and to designate a public official to be known as the Superintendent of Building Department who shall be charged with the duty of administering,

securing compliance with and enforcing all provisions of the New York State Uniform Code, the Code of the Incorporated Village of Bayville and all laws, rules and regulations applicable to housing, building, construction, alteration, repair, property maintenance, removal and demolition of buildings and structures including plumbing, drainage work and the installation and use of materials and equipment therein and the location, use and maintenance thereof and related matters and securing compliance therewith.

Persons who may suffer from a disability, which would prevent them from participating in said hearing, should notify Maria Alfano-Hardy, Village Clerk-Treasurer, at (516) 628-1439 in sufficient time to permit such arrangements to be made to enable such persons to participate in said hearing.

By Order of the Board of Trustees of the Incorporated Village of Bayville

Maria Alfano-Hardy, Village Clerk-Treasurer

Dated: February 13, 2015

The Board opened the discussion up for public comment. For the record, no comments were made.

After the public comment portion of the hearing concluded, the Board moved the following resolution:

Trustee Fay moved BE IT RESOLVED to close the Public Hearing at 7:55PM.

Seconded by: Trustee Charon

Poll of the Board: Trustee Fay, aye, Trustee Russo, aye, Trustee Charon, aye, Trustee Taylor, aye, Trustee Valsecchi, aye, Mayor Rupp, aye

**RESOLUTION 2015-16**

Trustee Fay moved BE IT RESOLVED to adopt proposed Local Law 2015-1 as Local Law No. 1 of the Year 2015 a local law to establish Chapter 12A: Building Department in the Village Code.

Seconded by: Trustee Russo

Poll of the Board: Trustee Fay, aye, Trustee Russo, aye, Trustee Charon, aye, Trustee Taylor, aye, Trustee Valsecchi, aye, Mayor Rupp, aye

**RESOLUTION 2015-17**

Trustee Taylor moved BE IT RESOLVED to approve the request of the American Legion to hold their Memorial Day Parade on Monday, May 25, 2015.

Seconded by: Trustee Fay

Poll of the Board: Trustee Fay, aye, Trustee Russo, aye, Trustee Charon, aye, Trustee Taylor, aye, Trustee Valsecchi, aye, Mayor Rupp, aye

**RESOLUTION 2015-18**

Trustee Russo moved BE IT RESOLVED to accept the following:

**AGREEMENT** made this 17th day of February, 2015, by and between the Incorporated Village of Bayville, having its principal place of business at 34 School Street, Bayville, New York 11709 (hereinafter called "VILLAGE") and the Civil Service Employees' Association, Inc., Local 1000, AFSCME, AFL-CIO, with its principal place of business at 3 Garet Place, Commack, New York, 11725 (hereinafter called "CSEA").

**W I T N E S S E T H:**

**WHEREAS**, the VILLAGE and the CSEA have been parties to a series of collective bargaining agreements, the most recent of which expired on May 31, 2014; and

**WHEREAS**, the VILLAGE and the CSEA have been engaged in good faith

collective bargaining for a successor collective bargaining agreement to succeed the agreement which expired on May 31, 2014; and

**WHEREAS**, the VILLAGE and the CSEA have now reached tentative agreement concerning certain terms and conditions of employment for a successor collective bargaining agreement;

**NOW, THEREFORE**, it is mutually agreed by and between the representatives of the undersigned parties as follows:

1. Except as hereinafter expressly agreed, the provisions of the predecessor collective bargaining agreement shall continue unchanged.
2. The term of the successor agreement shall be June 1, 2014 through to and ending May 31, 2019.
3. Base wages for the members of the bargaining unit will be increased as follows:
  - a. 2.0% retroactive to June 1, 2014
  - b. 2.25% effective June 1, 2015
  - c. 2.5% effective June 1, 2016
  - d. 2.75% effective June 1, 2017
  - e. 3.0% effective June 1, 2018

4. Longevity payments shall be modified as follows:

5 years of service	\$ 500.00
10 years of service	\$1,200.00
15 years of service	\$1,700.00
20 years of service	\$2,100.00
25 years of service	\$2,600.00

Seconded by: Trustee Charon  
Poll of the Board: Trustee Fay, aye, Trustee Russo, aye, Trustee Charon, aye, Trustee Taylor, aye, Trustee Valsecchi, aye, Mayor Rupp, aye

**RESOLUTION 2015-19**

Trustee Fay moved BE IT RESOLVED to approve the request of the Roman Catholic Church of St. Gertrude to celebrate a sunrise Mass at West Harbor Beach on Easter Sunday, April 5, 2015 from 6:00AM to 7:30AM.

Seconded by: Trustee Charon  
Poll of the Board: Trustee Fay, aye, Trustee Russo, aye, Trustee Charon, aye, Trustee Taylor, aye, Trustee Valsecchi, aye, Mayor Rupp, aye

**RESOLUTION 2015-20**

Trustee Russo moved BE IT RESOLVED to increase the salary of the Deputy Village Clerk Treasurer, Christopher Vivona, to \$50,000.00 annually, the increase to take effective at the beginning of the next payroll period; and BE IT FURTHER RESOLVED to increase the salary of the Village Clerk Treasurer, Maria Alfano-Hardy, to \$118,500.00 annually, the increase to take effective at the beginning of the next payroll period.

Seconded by: Trustee Fay  
Poll of the Board: Trustee Fay, aye, Trustee Russo, aye, Trustee Charon, aye, Trustee Taylor, aye, Trustee Valsecchi, aye, Mayor Rupp, aye

**RESOLUTION 2015-21**

John Notaro presented the Board with plans for 22 Bayville Avenue. The Board acknowledged receipt of the plans.

**PRESENTATION**  
**OYSTER BAY COLD SPRING HARBOR PROTECTION COMMITTEE**  
**Presenter: Rob Crafa**

The following person addressed the Board:

Jo-Tina DiGennaro – 8 Robert Road  
Joann Criblez – 19A Perry Avenue  
Tammy Cutler – 16 Sound Beach Avenue  
Donna Lee – 57 Bayville Avenue  
Diana Karch – Beaver Drive  
Carla Panetta – Hilltop Drive  
Barry Lamb – Arlington Lane  
Rory Cohen – Sound Beach Avenue  
Cathy Maywald – Hilltop Drive

Trustee Fay moved BE IT RESOLVED to close the Regular Meeting at 9:20PM.

Seconded by: Trustee Valsecchi

Poll of the Board: Trustee Fay, aye, Trustee Russo, aye, Trustee Charon, aye, Trustee Taylor, aye, Trustee Valsecchi, aye, Mayor Rupp, aye

**RESOLUTION 2015-22**

Respectfully submitted,

Maria Alfano-Hardy  
**Village Clerk Treasurer**