

The Regular Meeting of the Board of Trustees was held on March 28, 2016 at the Village Hall, 34 School Street, Bayville, New York 11709 at 7:30 PM.

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

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
GENERAL				
PAYROLL	2/24/2106	9H	\$	23,881.11
	675	9I	\$	1,820.71
PAYROLL	3/2/2016	10A	\$	23,725.60
	676	10B	\$	1,808.87
PAYROLL	3/9/2016	10C	\$	24,175.21
	677	10D	\$	1,843.12
PAYROLL	3/16/2016	10E	\$	23,048.22
	678	10F	\$	1,757.20
	679/758	10G	\$	209,420.61
PAYROLL	3/23/2016	10H	\$	23,753.44
	759	10I	\$	1,810.98
TOTAL GENERAL			\$	337,045.07
WATER				
PAYROLL	2/24/2016	9H	\$	2,391.29
	157	9I	\$	182.32
PAYROLL	3/2/2016	10A	\$	2,096.69
	158	10B	\$	159.85
PAYROLL	3/9/2016	10C	\$	2,486.99
	159	10D	\$	189.61
PAYROLL	3/16/2016	10E	\$	2,107.74
	160	10F	\$	160.69
	161/170	10G	\$	17,437.33
PAYROLL	3/23/2016	10H	\$	2,389.45
	171	10I	\$	182.17
TOTAL WATER			\$	29,784.13
TRUST & AGENCY				
	224/228	9E	\$	13,999.86
	229/232	10A	\$	8,619.89
	233/236	10B	\$	9,051.52
	237/240	10C	\$	8,518.10
	241/245	10D	\$	47,912.90
	246/250	10E	\$	9,019.14
			.	
TOTAL T & A			\$	97,121.41
REVENUE ENTERPRISE				
	107/112	10A	\$	80,403.92

TOTAL REVENUE ENTERPRISE			\$	80,403.92
CAPITAL				
	55/56	10A	\$	67,041.20
TOTAL CAPITAL			\$	67,041.20
COMMUNITY DEVELOPMENT				
TOTAL COMMUNITY DEVELOP			\$	-
GRAND TOTAL			\$	611,395.73

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

RESOLUTION 2016-32

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

<u>CODE</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>CODE</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
CE.9710.700	MARINA & DOCK - BOND INT	\$11,581.93	CE.9710.600	MARINA & DOCK - BOND PRIN	\$11,581.93
EXPLANATION: REDISTRIBUTION OF DEBT SERVICE			EXPLANATION: REDISTRIBUTION OF DEBT SERVICE		
AS A RESULT OF 4/1/2015 REFINANCING			AS A RESULT OF 4/1/2015 REFINANCING		
A.1990.400	SP ITEM - CONTINGENT	\$45,779.00	A.1910.400	SP ITEMS - UNALLOCATED INS	\$2,736.00
			EXPLANATION: TO COVER ADDL INS ON NEW		
			RECYCLING TRUCK AND INS ON STORAGE TANKS		
			A.9950.900	TRANS TO CAPITAL PROJS	\$43,043.00
			EXPLANATION: TO COVER ENG FEES FOR		
			SALT SHED (PER NCDOH) AND PURCHASE		
			OF ATV (ADVANCE OF GRANT FUNDS)		
TOTAL		\$57,360.93			\$57,360.93

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

RESOLUTION 2016-33

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

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

RESOLUTION 2016-34

Trustee Pinkerton moved BE IT RESOLVED to approve the following requests to use West Harbor Beach:

Bayville PTA to use West Harbor Beach on June 6, 2016 with a rain date of June 8, 2016 to hold their annual 5th Grade Beach Party.

Bayville Seniors to use West Harbor Beach on June 23, 2016 for their Beach Party.

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

RESOLUTION 2016-35

Trustee Pinkerton moved BE IT RESOLVED to approve the request dated March 10, 2016 of Robert H. Spittel Post No. 1285, Inc. to hold their annual Memorial Day Parade on Monday, May 30, 2016.

Seconded by: Trustee Charon

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

RESOLUTION 2016-36

Trustee Fay moved BE IT RESOLVED to accept the proposal from Long Island EMT and Consulting LLC. to inspect and service all AED's and supplies in the amount of \$400.00. Contract effective May 1, 2016 through April 30, 2017.

Seconded by: Trustee Charon

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

RESOLUTION 2016-37

Trustee Russo moved BE IT RESOLVED to accept the proposal from Apple Home Heating dated March 3, 2016 in the amount of \$14,850.00 for installation of central air in the Bayville Museum pending approval of insurance requirements.

Seconded by: Trustee Fay

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

RESOLUTION 2016-38

Trustee Taylor moved BE IT RESOLVED to accept the proposal dated February 23, 2016 from H2M architects + engineers for preparation of contract documents for bidding for the reactivation of Well No. 2-1, utilizing the approved plans and assist the Village during the bidding process based on hourly rates as per the existing engineering agreement with a maximum fee of \$4500.00.

Seconded by: Trustee Charon

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

RESOLUTION 2016-39

Trustee Fay moved BE IT RESOLVED to accept the proposal dated March 3, 2016 from H2M architects + engineers for the spring and fall semi-annual inspections of Water Storage Tanks TNK1 and TNK2 for a total of \$2600.00.

Seconded by: Trustee Charon

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

RESOLUTION 2016-40

Trustee Fay moved BE IT RESOLVED to accept the proposal dated March 7, 2016 from H2M architects + engineers for consulting services in connection with the preparation of public bid specifications for the Inc. Village of Bayville, Residential Refuse & Recycling Services in the amount of \$3900.00.

Seconded by: Trustee Charon

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

RESOLUTION 2016-41

Trustee Pinkerton moved BE IT RESOLVED to accept the proposal dated March 23, 2016 from H2M architects + engineers for professional engineering services to perform training services to assist the Inc. Village of Bayville with obtaining operator authorization for the Village's two(2) underground chemical and two (2) underground petroleum bulk storage tank facilities in the amount of \$200 per attendee.

Seconded by: Trustee Fay

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

RESOLUTION 2016-42

Trustee Fay moved BE IT RESOLVED to accept the proposal dated March 23, 2016 from H2M architects + engineers for the preparation of the Village of Bayville's MS4 Annual Report and to provide technical support to the Village as they implement the Stormwater Management Program Plan (SWMP) in accordance with Permit No. GP-0-15-003. Payment schedule as follows:

Prepare MS4 Annual Report	\$4500.00
Technical Assistance on MS4 Program	\$4,000.00 (hourly not to exceed)
Attendance at Village Meetings and OBCSHPC	Hourly times rates

Seconded by: Trustee Charon

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

RESOLUTION 2016-43

Trustee Fay moved BE IT RESOLVED to accept the proposal dated March 10, 2016 from Nawrocki Smith to conduct the 2015-2016 fiscal year audit for a fee of \$15,750.00.

Seconded by: Trustee Pinkerton

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

RESOLUTION 2016-44

Trustee Russo moved BE IT RESOLVED to approve the requests to utilize the roads in Bayville for their annual bike rides from the following organizations:

Community Mainstreaming on May 9, 2016

Huntington Bicycle Club on July 10, 2016

Seconded by: Trustee Fay

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

RESOLUTION 2016-45

Trustee Fay moved BE IT RESOLVED to approve the February 23, 2016 request of St. Gertrude's R.C. Church to hold their annual feast at Town of Oyster Bay Centre Island Beach, June 16, 2016 through June 19, 2016. Parking will be permitted at West Harbor Beach on June 17th and 18th. Parking will be permitted on both sides of Bayville Avenue.

Seconded by: Trustee Charon

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

RESOLUTION 2016-46

Trustee Fay moved BE IT RESOLVED to accept with regret the resignation of Amy Watson from the Recreation Commission.

Seconded by: Trustee Valsecchi

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

RESOLUTION 2016-47

Trustee Fay moved BE IT RESOLVED to hire Theresa Milone as Administrative Assistant to the Building Department pending a successful reference check, at an annual salary of \$29,000.00.

Seconded by: Trustee Taylor

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

RESOLUTION 2016-48

Trustee Charon moved BE IT RESOLVED to approve the March 10, 2016 request of the Bayville Free Library to hold their Toddler Triathlon on the Village Green, May 7, 2016.

Seconded by: Trustee Fay

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

RESOLUTION 2016-49

Trustee Fay moved BE IT RESOLVED to approve the March 25, 2016 request of All Long Island Sports Camp, Inc. to use West Harbor Beach ballfields for their baseball camp from 9:00AM to 12:30PM June 27, 2016 through July 1, 2016.

Seconded by: Trustee Valsecchi

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

RESOLUTION 2016-50

The road repair hearing was continued for Garden St., Crescent St., and North Court.

People that spoke before the Board:

James Carroll – 12 North Court

Janet Robertson – 6 Crescent St.

Trustee Russo moved BE IT RESOLVED to adjourn the hearing at 8:10PM.

Seconded by: Trustee Pinkerton

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

RESOLUTION 2016-51

PUBLIC HEARING

7:45PM

TENTATIVE BUDGET

**NOTICE OF PUBLIC HEARING
INCORPORATED VILLAGE OF BAYVILLE**

NOTICE IS HEREBY GIVEN that the Board of Trustees of the Incorporated Village of Bayville will hold a public hearing commencing at 7:45 PM on Monday, March 28, 2016 at the Village Hall, 34 School Street, Bayville, New York 11709. The purpose of said hearing is for the Board of Trustees to consider the Tentative Budget for the fiscal year ending May 31, 2017. Pursuant to Section 5-508 of the Village Law, the Tentative Budget has been prepared and is available for inspection during regular business hours of 8:30 AM to 4:30 PM Monday through Friday at the office of the Village Clerk. The Tentative Budget includes the following: maximum compensation of \$2,500.00 per annum for the Mayor, maximum compensation of \$1,500.00 per annum for each Trustee, appropriations for Bayville Fire Company No. 1, Inc., and appropriations for the Bayville Free Library.

By Order of the Board of Trustees
Incorporated Village of Bayville

Maria Alfano-Hardy
Village Clerk-Treasurer

Dated: March 11, 2016

For the record the Public Hearing started at 8:10PM.

The following people spoke before the Board:

Michelle Principe - 34 Hickory Rd

Celeste Pinkerton – 21 Beaver Drive

Vince Cicero – 14 Merritt Lane

Judith Sniffen – 50 Perry Avenue

Trustee Russo moved BE IT RESOLVED to close the Public Hearing at 8:20PM.

Seconded by: Trustee Taylor

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

RESOLUTION 2016-52

PUBLIC HEARING
7:55PM
PROPOSED CONTRACT BFC#1

NOTICE OF PUBLIC HEARING
INCORPORATED VILLAGE OF BAYVILLE

NOTICE IS HEREBY GIVEN that the Board of Trustees (the "Board") of the Incorporated Village of Bayville (the "Village") in the Town of Oyster Bay, County of Nassau, and State of New York, will hold a public hearing commencing at 7:55 PM on Monday, March 28, 2016 at the Village Hall, 34 School Street, Bayville, New York 11709 for the purpose of considering a contract proposed by the Board to be entered into with Bayville Fire Company No.1, Inc. (the "Fire Company"), for the furnishing of fire protection and related emergency services to the Village, at which time and place the Board will consider such proposed contract and hear all persons interested in the same.

The proposed fire protection contract is for a two (2) year term commencing on June 1, 2016 and ending on May 31, 2018 and calls for annual payments by the Village to the Fire Company in the amounts of \$507,495.00 in fiscal year ending May 31, 2017 and \$525,257.00 in fiscal year ending May 31, 2018. Under the contract, the Village will also provide volunteer firefighters with coverage under the Volunteer Firefighters' Benefits Law at an additional expense. The Village also contributes to a Length of Service Awards Program for the volunteer firefighters in the Fire Company which is not included in that annual payment. Under the proposed contract, the Fire Company is required to provide certain liability insurance coverage to cover the Fire Company and the Village.

The proposed fire protection contract, a copy of which is available for review and inspection during regular business hours of 8:30 AM to 4:30 PM Monday through Friday at the office of the Village Clerk, will be available for review and inspection at said public hearing and will be presented to the residents and taxpayers of the Village and the members of the Board thereof at this public hearing. The Board will consider public comment on the proposed contract and the adoption of a resolution approving said contract authorizing the Mayor to execute same on behalf of the Village and its Board of Trustees.

By Order of the Board of Trustees
Incorporated Village of Bayville

Maria Alfano-Hardy
Village Clerk-Treasurer

Dated: March 11, 2016

For the record the Public Hearing started at 8:25PM.

Trustee Russo moved BE IT RESOLVED to close the Public Hearing at 8:27PM.

Seconded by: Trustee Fay

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

RESOLUTION 2016-53

Trustee Fay moved BE IT RESOLVED to accept the fire protection contract is for a two (2) year term commencing on June 1, 2016 and ending on May 31, 2018 and calls for annual payments by the Village to the Fire Company in the amounts of \$507,495.00 in fiscal year ending May 31, 2017 and \$525,257.00 in fiscal year ending May 31, 2018. Under the contract, the Village will also provide volunteer firefighters with coverage under the Volunteer Firefighters' Benefits Law at an additional expense. The Village also contributes to a Length of Service Awards Program for the volunteer firefighters in the Fire Company which is not included in that annual payment. Under the proposed contract, the Fire Company is required to provide certain liability insurance coverage to cover the Fire Company and the Village.

Seconded by: Trustee Taylor

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

RESOLUTION 2016-54

PUBLIC HEARING
8:05PM
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

NOTICE OF PUBLIC HEARING
INCORPORATED VILLAGE OF BAYVILLE

NOTICE IS HEREBY GIVEN that the Board of Trustees of the Incorporated Village of Bayville will hold a public hearing commencing at 8:05 PM on Monday, March 28, 2016 at the Village Hall, 34 School Street, Bayville, New York 11709. The purpose of said public hearing is to discuss the Community Development Block Grant (CDBG) Program for the Incorporated Village of Bayville as a member of the Nassau County Urban Consortium for its 42nd Program Year of Residential Rehabilitation, Commercial Rehabilitation and Affordable Housing activities.

By Order of the Board of Trustees
Incorporated Village of Bayville

Maria Alfano-Hardy
Village Clerk-Treasurer

Dated: March 11, 2016

For the record the Public Hearing started at 8:30PM.

The following person spoke before the Board:
Carla Panetta – 10 Hilltop Drive

Trustee Russo moved BE IT RESOLVED to close the Public Hearing at 8:35PM.

Seconded by: Trustee Fay

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

RESOLUTION 2016-55

Trustee Russo moved BE IT RESOLVED that the Incorporated Village of Bayville shall apply for funding from the Nassau County Community Development Block Grant 42nd Program Year (the "CDBG 42nd Program Year") in the amount of \$200,000.00 for Commercial Rehabilitation, \$40,000.00 for Residential Rehabilitation and \$500,000.00 for property acquisition including closing costs, and BE IT FURTHER RESOLVED that the Mayor is hereby authorized to enter into a contract with the County of Nassau for funding from said CDBG 42nd Program Year.

Seconded by: Trustee Fay

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

RESOLUTION 2016-56

The following people spoke before the Board:

Michelle Principe – 34 Hickory Road

George Jehn – 4 Mishaupan Place

Vince Cicero – 14 Merritt Lane

Frank Bates – 5 Cliff Drive

Joe Gleicher -10 Tradewinds Drive

Trustee Russo moved BE IT RESOLVED to adjourn to go into Executive Session to discuss proposed, pending and current litigation, and proposed acquisition, sale or lease of real property. More specifically, this executive session is necessary for the Board to discuss, with counsel, current and pending litigation in the matter known as Save Bayville Now – v. – The Incorporated Village of Bayville – Supreme Court, Nassau County 008591/15 and the proposed lease agreement for Bridge Marina at 8:45PM.

Seconded by: Trustee Pinkerton

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

RESOLUTION 2016-57

Trustee Charon moved BE IT RESOLVED to close Executive Session and re-open the Public Meeting at 9:06PM.

Seconded by: Trustee Valsecchi

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

RESOLUTION 2016-58

Trustee Charon moved BE IT RESOLVED to close the Regular Meeting at 9:07PM.

Seconded by: Trustee Valsecchi

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

RESOLUTION 2016-59

Respectfully submitted,

Maria Alfano-Hardy
Village Clerk Treasurer