

The Regular Meeting of the Board of Trustees was held on May 23, 2016 at the Village Hall, 34 School Street, Bayville, New York 11709 at 7:30 PM.

Present were: Trustee Fay Deputy Village Clerk-Treasurer
 Trustee Pinkerton Christopher Vivona
 Trustee Russo Secretary to Board
 Trustee Taylor Nikki Paris
 Trustee Valsecchi Village Attorney
 Mayor Rupp Keith Corbett

Absent was: Trustee Charon

Trustee Fay 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	4/27/2016	11H	\$ 24,704.51
	827	11I	\$ 1,883.48
	828	11J	\$ 9,650.00
PAYROLL	5/4/2016	12A	\$ 23,973.79
	829	12B	\$ 1,827.78
PAYROLL	5/11/2016	12C	\$ 29,391.25
	830	12D	\$ 2,240.86
	831/908	12E	\$ 345,124.94
PAYROLL	5/18/2016	12F	\$ 24,634.69
	909	12G	\$ 1,878.15
TOTAL GENERAL			\$ 465,309.45
WATER			
PAYROLL	4/27/2016	11H	\$ 2,107.74
	188	11I	\$ 160.69
PAYROLL	5/4/2016	12A	\$ 2,313.74
	189	12B	\$ 176.37
PAYROLL	5/11/2016	12C	\$ 2,177.67
	190	12D	\$ 166.03
	191/202	12E	\$ 36,713.21
PAYROLL	5/18/2016	12F	\$ 2,461.23
	203	12G	\$ 187.65
TOTAL WATER			\$ 46,464.33
TRUST & AGENCY			
	276/280	11E	\$ 13,629.35
	281/284	12A	\$ 8,945.55
	285/288	12B	\$ 9,743.95
	289/292	12C	\$ 46,080.20
	293/297	12D	\$ 9,297.76
TOTAL T & A			\$ 87,696.81
REVENUE ENTERPRISE			
	116/124	12A	\$ 21,522.24
TOTAL REVENUE ENTERPRISE			\$ 21,522.24

REGULAR MEETING MAY 23, 2016

CAPITAL			
TOTAL CAPITAL			\$ -
COMMUNITY DEVELOPMENT			
TOTAL COMMTY DEVELOP			\$ -
GRAND TOTAL			\$ 620,992.83

Seconded by: Trustee Pinkerton

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

RESOLUTION 2016-74

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

A.7140.410	RECREATION - OTHER EXPENSES	\$365.00	A.7140.400	RECREATION - CONTRACTUAL	\$365.00
EXPLANATION: TO COVER COST OF NCDOH BEACH PERMITS			EXPLANATION: TO COVER COST OF NCDOH BEACH PERMITS		
A.7310.408	YOUTH AGENCY - OTHER	\$195.36	A.7310.407	YOUTH AGENCY - SUPPLES	\$195.36
EXPLANATION: TO COVER COST OF SUPPLES FOR SWIM LESSONS			EXPLANATION: TO COVER COST OF SUPPLES FOR SWIM LESSONS		
A.8010.100	ZBA - PERSONAL SERVICES	\$1,000.00	A.8030.100	ARB-PERSONAL SERVICES	\$1,000.00
EXPLANATION: TO RECLASSIFY G. GIACCONE HOURS AS CLERK TO ARB			EXPLANATION: TO RECLASSIFY G. GIACCONE HOURS AS CLERK TO ARB		
A.1990.400	SP ITEM CONTINGENCY	\$11,570.16	A.1620.200	SH BLDG SERV - EQUIP	\$4,800.39
			EXPLANATION: NEW LIGHT FIXTURE & MATERIALS FOR CLEANING TRUCKS		
			A.1620.404	SH BLDG SERV - SUPPLIES	\$1,876.21
			EXPLANATION: INCREASE IN SUPPLIES FOR DOG WASTE STATIONS		
			A.1620.405	SH BLDG SERV - ALARM	\$1,569.28
			EXPLANATION: REPAIR OF EMGERGENCY LIGHTING AT VH		
			A.1620.406	SH BLDG SERV - PROP REPAIRS	\$3,324.28
			EXPLANATION: SPRINKLERS, BRICK WORK AT COMMONS TREE REMOVAL		
TOTAL		\$13,130.52			\$13,130.52

Seconded by: Trustee Fay

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

RESOLUTION 2016-75

Trustee Taylor 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 Taylor, aye, Trustee Valsecchi, aye, Mayor Rupp, aye

RESOLUTION 2016-76

Trustee Pinkerton moved BE IT RESOLVED to accept with regret the resignation of Anthony Mongelluzzo from the Sanitation Department.

Seconded by: Trustee Fay

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

RESOLUTION 2016-77

Trustee Fay moved BE IT RESOLVED to approve the request of Mark Baker to transfer from Recycling Laborer to Sanitation Worker.

Seconded by: Trustee Taylor

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

RESOLUTION 2016-78

Trustee Fay moved BE IT RESOLVED hire Donal Finlay as Complaint Investigator part-time at a rate of \$25 per hour.

Seconded by: Trustee Valsecchi

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

RESOLUTION 2016-79

Trustee Taylor moved BE IT RESOLVED to hire the following summer employees:

LIFEGUARD – NEW HIRES

Morgan Chiappone - \$10.00

Nicole Riso - \$10.00

Julia Ostroff - \$10.00

BEACH ATTENDANT – NEW HIRES

Dennis Reyes - \$9.00

Kathleen Miranda - \$9.00

George Albro - \$9.00

SEASONAL LABORER

Evan Lautato – 1st year - \$9.00

Seconded by: Trustee Fay

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

RESOLUTION 2016-80

Trustee Pinkerton moved BE IT RESOLVED to approve the request of the Village Church of Bayville to use Soundside Beach for worship June 5, 2016 through September 26, 2016 from 8:00AM to 9:00AM.

Seconded by: Trustee Fay

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

RESOLUTION 2016-81

Trustee Russo moved BE IT RESOLVED to approve the proposal dated April 20, 2016 to hire Harris Beach to serve as employment and labor counsel on an annual retainer of \$9000.00 to be billed monthly at a fee of \$750.

Seconded by: Trustee Fay

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

RESOLUTION 2016-82

Trustee Pinkerton moved BE IT RESOLVED to authorize Mayor Rupp to sign the Refuse Disposal Program and Recyclables Disposal Program contract between the Inc. Village of Bayville and Winter Brothers Recycling Long Island LLC, (Winter Bros.) of Westbury. Contract starts June 1, 2016 through May 31, 2018.

Seconded by: Trustee Fay

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

RESOLUTION 2016-83

Trustee Taylor moved

Whereas New York Governor Andrew Cuomo had committed five-million dollars for a feasibility study of a Long Island Sound bridge/tunnel crossing,

And whereas a similar study was done over forty years ago, and resulted in broad opposition to a Sound crossing bridge, from numerous entities,

And whereas additional studies done at that time clearly showed that such a crossing was impractical and would in fact generate extra traffic that would create additional amounts of air and water pollution as well as other negative consequences for Long Island and Westchester County residents,

And whereas then New York Governor Nelson Rockefeller ultimately concluded that such a crossing was not in the best interests of the state and its residents, and abandoned the proposal,

And whereas a bridge/tunnel crossing will have significant negative impacts throughout Long Island and Westchester County, including causing irreparable harm to environmentally fragile, historic, and economically viable areas, and will place additional pressure on an already overcrowded region, increase congestion in areas that already suffer from too much congestion,

And whereas a bridge/tunnel crossing would result in pollution of Oyster Bay, Mill Neck Creek, and surrounding waters, resulting in the decimation of its thriving shellfish industry, among other adverse effects,

And whereas a bridge/tunnel crossing would disrupt and damage fragile eco-systems of the Oyster Bay National Wildlife Refuge, which is under the protection of the United States Department of the Interior Fish and Wildlife Service,

And whereas a bridge/tunnel crossing goes directly against the national, state and local designations, including New York State's own Coastal Zone Management Plan,

And whereas a bridge/tunnel crossing will stress the state budget, and add another unjustified burden to all taxpayers, state-wide,

And whereas a bridge/tunnel crossing, and its requisite approach highways, would also result in the urbanization of beautiful suburban and semi-rural areas,

Therefore Be it Resolved that the Mayor and Board of Trustees of the Incorporated Village of Bayville goes on record in its complete and total opposition to any type of Sound crossing that would originate from Bayville, and require access highways through Bayville, neighboring Mill Neck, Oyster Bay and surrounding areas,

And be it further resolved that Governor Cuomo, Assemblymember Lavine, Assemblyman Montesano, and State Senator Marcellino, be immediately notified of our absolute and determined opposition via certified letter, in addition to being sent a copy of this resolution,

And be it further resolved that a copy of the resolution also be sent to the Federal, Local, and community officials identified in the attachment.

Federal:

Steve Israel, Member of the United States House of Representatives
United States Senator Kirsten Gillibrand
United States Senator Charles Schumer
Administrator Gina McCarthy, United States Environmental Protection Administration
Secretary Sally Jewell, United States Department of the Interior
Director Daniel M. Ashe, United States Fish and Wildlife Service

Local:

Edward Mangano, Nassau County Executive
Supervisor John Venditto, Town of Oyster Bay
Mayor Reginald Spinello, City of Glen Cove
Len Torres, City Council President, Long Beach
Supervisor Anthony Santino, Town of Hempstead
Supervisor Judi Bosworth, Town of North Hempstead
Mayors of Long Islands' 64 Incorporated Villages
Steven Ballone, Suffolk County Executive
Rob Astorino, Westchester County Executive
Joseph A. Sack, Mayor of Rye, NY
Dennis Pilla, Mayor of Port Chester, NY
Norman Rosenblum, Mayor of Mamaroneck, NY
Aaron Mair, President, Sierra Club

Seconded by Trustee Fay

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

RESOLUTION 2016-84

MS4 PRESENTATION
SHARON NORTON REMMER
H2M

The following people spoke after the presentation:

Michele Principe (2) – 34 Hickory Road
Vince Cicero – 14 Merritt Lane
Carla Panetta – 10 Hilltop Lane
Al Avasis – 11 Arlington Lane

PUBLIC HEARING
7:45PM
PROPOSED LOCAL LAW 2016-03

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, May 23, 2016 at the Village Hall, 34 School Street, Bayville, New York 11709 with respect to the matter summarized below:

Proposed Local Law 2016-3, a local law to amend the Village Code of the Incorporated Village of Bayville, Chapter 75, Vehicles and Traffic, §75-38 Schedule V: Stop Intersections. The purpose of the proposed amendment is as follows:

To remove the stop signs on Mountain Avenue at the northernmost corner of the intersection of Mountain Avenue and Crescent Street for the southbound lane on Mountain Avenue and on Mountain Avenue at the southernmost corner of the intersection of Mountain Avenue and Crescent Street for the northbound lane on Mountain Avenue, and to establish a stop sign on Stanford Place at the northernmost corner of the intersection of Stanford Place and Mountain Avenue for the westbound lane on Stanford Place.

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
Incorporated Village of Bayville

Maria Alfano-Hardy
Village Clerk-Treasurer

Dated: May 13, 2016

For the record the Public Hearing started at 8:19PM.

The following person spoke at the hearing:
Anne Walsh – 12 Bay Beach Avenue

Trustee Fay moved BE IT RESOLVED to close the Public Hearing at 8:25PM.

Seconded by: Trustee Pinkerton

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

RESOLUTION 2016-85

Trustee Pinkerton moved BE IT RESOLVED to adopt proposed Local Law 2016-3 as Local Law No. 3 of the Year 2016 a local law to amend Incorporated Village of Bayville, Chapter 75, Vehicles and Traffic, §75-38 Schedule V: Stop Intersections.

Seconded by: Trustee Fay

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

RESOLUTION 2016-86

The following people spoke before the Board:

Gregg Andrea – submitted plans for 33 Bayville Avenue

John Notaro – submitted plans for 22 Bayville Avenue

Ed Orski – 7 Bayville Park Boulevard

Rita de Rose – 23 Quannacut Drive

Michele Principe (2) – 34 Hickory Road

Pamela Montesaro – 7 Pleasant View Drive

Margaret Marchand – 100 Shore Road

Lanie Bloom – 36 Baldwin Boulevard

Judith Sniffen – 50 Perry Avenue

Trustee Taylor moved BE IT RESOLVED to close the Regular Meeting at 8:54PM.

Seconded by: Trustee Pinkerton

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

RESOLUTION 2016-87

Respectfully submitted,

Christopher Vivona
Deputy Village Clerk-Treasurer