

The Regular Meeting of the Board of Trustees was held on March 22, 2021 via Zoom Bayville Village Hall, 34 School St., Bayville, New York 11709 at 10:00AM.

Present were:	Trustee Farnell	Village Clerk
	Trustee Nigro	Maria Alfano-Hardy
	Trustee Belcher	Deputy Village Clerk
	Trustee Valsecchi	Christopher Vivona
	Mayor De Natale	Secretary to Board
		Nikki Paris
		Village Attorney
		Peter Weiler

Absent was: Trustee Santoro

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

NOTICE IS HEREBY GIVEN that, in light of the coronavirus (COVID-19/SARS-CoV-2) pandemic, the Board of Trustees of the Incorporated Village of Bayville's public hearing commencing at 10:00 AM on Monday, March 22, 2021 for the Tentative Budget for the fiscal year ending May 31, 2022 shall be held via the teleconferencing application Zoom using the following URL, dial-in number, and meeting ID:

Join Zoom meeting URL: <https://zoom.us/j/92795021400>

Meeting ID: 927 9502 1400

Passcode: 038198

One tap mobile

+16465588656,,92795021400#,,,,*038198# US (New York)

Dial by your location

+1 646 558 8656 US (New York)

Meeting ID: 927 9502 1400

Passcode: 038198

Video tutorials for the Zoom app are available online at: <https://support.zoom.us/hc/en-us>

Public phones are to be on mute until the public hearing is announced. The public hearing is being held in accordance with Governor's Executive Orders 202.1 and 202.95.

A copy of the Tentative Budget is available on the Village of Bayville's website at <https://bayvilleny.gov/report/2021-2022-tentative-budgets/> as Village Hall is currently closed to the public due to the pandemic.

The compensation for the Mayor is \$2,500.00 per annum. The compensation for Trustees is \$1,500.00 per annum per Trustee.

All persons interested will be given an opportunity to be heard on the teleconference during the hearing. All citizens have a right to participate in the teleconference of the public hearing and to provide written comments by email or regular mail to the Village Clerk, which are received prior to the commencement of public hearing, make oral comments and to ask questions on the teleconference concerning the proposed Village budgets. A transcript of the hearing will be available upon request at a later date.

Persons who may suffer from a disability, which would prevent them from participating in said hearing, should notify Maria Alfano-Hardy, Village Clerk 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: March 12, 2021

The following resident spoke before the Board:

Joe Russo – 3 Cat Hollow Road

Trustee Valsecchi moved BE IT RESOLVED to close the Budget Hearing at 10:21AM.

Seconded by: Trustee Belcher

Poll of the Board: Trustee Farnell, aye, Trustee Nigro, aye, Trustee Belcher, aye, Trustee Valsecchi, aye, Mayor De Natale, aye

RESOLUTION 2021-28

Trustee Nigro moved BE IT RESOLVED to change line item A.5990 Appropriated Fund Balance from \$545,000 to \$573,000 to account for the estimated water tax levy of \$28,000 which was not included in the original calculations.

Seconded by: Trustee Farnell

Poll of the Board: Trustee Farnell, aye, Trustee Nigro, aye, Trustee Belcher, aye, Trustee Valsecchi, aye, Mayor De Natale, aye

RESOLUTION 2021-29

Trustee Valsecchi moved BE IT RESOLVED to adopt the amended Tentative Budget as presented for the fiscal year ending May 31, 2022.

Seconded by: Trustee Belcher

Poll of the Board: Trustee Farnell, aye, Trustee Nigro, aye, Trustee Belcher, aye, Trustee Valsecchi, aye, Mayor De Natale, aye

RESOLUTION 2021-30

Today's meeting has been convened in accordance with the Governor's March 13, 2020 Executive Order 202.1, which suspends certain provisions of the Open Meetings Law and was extended through March 24, 2021 by Executive Order 202.95.

Trustee Valsecchi 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-Treasurer is hereby authorized to make said payments.

FUND	CLAIM NO.	WARRANT	AMOUNT
GENERAL			
PAYROLL	2/24/2021	9I	\$ 31,617.57
	580	9J	\$ 2,410.91
PAYROLL	3/3/2021	10A	\$ 26,925.66
	581	10B	\$ 2,053.11
PAYROLL	3/10/2021	10C	\$ 25,836.81
	582	10D	\$ 1,970.08
PAYROLL	3/17/2021	10E	\$ 25,878.99
	583	10F	\$ 1,972.46
	584/603	10G	\$ 60,694.99
	604/641	10H	\$ 129,279.45
TOTAL GENERAL			\$ 308,640.03
WATER			
PAYROLL	2/24/2021	9I	\$ 5,476.93
	182	9J	\$ 417.56
PAYROLL	3/3/2021	10A	\$ 5,639.72
	183	10B	\$ 429.98
PAYROLL	3/10/2021	10C	\$ 5,263.57
	184	10D	\$ 401.30
PAYROLL	3/17/2021	10E	\$ 5,479.51
	185	10F	\$ 417.69
	186/190	10G	\$ 13,192.82
	191/200	10H	\$ 14,200.46
TOTAL WATER			\$ 50,919.54

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TRUST & AGENCY			
	233/237	9E	\$ 16,137.18
	238/241	10A	\$ 10,677.47
	242/247	10B	\$ 74,490.50
	248/251	10C	\$ 10,262.82
	252/254	10D	\$ 3,726.14
TOTAL T & A			
			\$ 115,294.11
REVENUE ENTERPRISE			
	39/41	10A	\$ 1,127.36
	42	10B	\$ 2,125.00
TOTAL REVENUE ENTERPRISE			
			\$ 3,252.36
CAPITAL			
	38	9B	\$ 282.00
	39	10A	\$ 85,399.60
	40	10B	\$ 67,332.45
	41	10C	\$ 4,600.00
TOTAL CAPITAL			
			\$ 157,614.05
COMMUNITY DEVELOPMENT			
TOTAL COMMUNITY DEVELOP			
GRAND TOTAL			
			\$ 635,720.09

Seconded by: Trustee Farnell

Poll of the Board: Trustee Farnell, aye, Trustee Nigro, aye, Trustee Belcher, aye, Trustee Valsecchi, aye, Mayor De Natale, aye

RESOLUTION 2021-31

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

FROM			TO		
CODE	DESCRIPTION	AMOUNT	CODE	DESCRIPTION	AMOUNT
CE.5990	APPROPRIATED FUND BALANCE	\$11,000.00	CE.7230.402	MARINA & DOCKS - REPAIRS	\$11,000.00
EXPLANATION: TO INCREASE APPROPRIATION FOR REPAIRS TO COVER UNANTICIPATED EXPENSES FOR REPAIR OF DOCKS & SLIPS.					
CE.5990	APPROPRIATED FUND BALANCE	\$2,500.00	CE.7230.408	MARINA & DOCKS - CONTRACTUAL	\$2,500.00
EXPLANATION: TO INCREASE APPROPRIATION FOR ADDITIONAL CONSULTANT FEES RELATED TO DREDGING PERMIT PROCESS					
TOTAL		\$13,500.00	TOTAL		\$13,500.00

Seconded by: Trustee Belcher

Poll of the Board: Trustee Farnell, aye, Trustee Nigro, aye, Trustee Belcher, aye, Trustee Valsecchi, aye, Mayor De Natale, aye

RESOLUTION 2021-32

Trustee Nigro moved BE IT RESOLVED to approve the request dated March 8, 2021, from the Roman Catholic Church of St. Gertrude to hold sunrise Mass at West Harbor Beach on Easter Sunday, April 4, 2021 at 6:30AM.

Seconded by: Trustee Farnell

Poll of the Board: Trustee Farnell, aye, Trustee Nigro, aye, Trustee Belcher, aye, Trustee Valsecchi, aye, Mayor De Natale, aye

RESOLUTION 2021-33

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

Seconded by: Trustee Belcher

Poll of the Board: Trustee Farnell, aye, Trustee Nigro, abstain, Trustee Belcher, aye, Trustee Valsecchi, aye, Mayor De Natale, aye

RESOLUTION 2021-34

Trustee Valsecchi moved BE IT RESOLVED to accept the proposal dated February 24, 2021 from Bridge Marine to replace and repair the Creek Marina docks for a cost not to exceed \$25,800.00.

Seconded by: Trustee Farnell

Poll of the Board: Trustee Farnell, aye, Trustee Nigro aye, Trustee Belcher, aye, Trustee Valsecchi, aye, Mayor De Natale, aye

RESOLUTION 2021-35

Trustee Nigro moved BE IT RESOLVED to appoint the following Election Inspectors for the June 15, 2021 Special Village Election:

Ricky Klein(D)	Marc D. Strominger(D)PC	Lance Griffin D)
Mary Brennan (R)	Michael A. Harrington (R)	Mary Jo Ryzewski(R)
Lind McKay(R)PC	Cathy A. Montell (R)	Philip G. Montell (R) PC
Gene Pileggi (D)	Alice J. Pound (D)	Douglas Kassner(D)
Trudy Strominger(D)	Peter Olson(R)	Michael M. Harrington(R)
Alexandria Orlassino(D)Alt.		

Seconded by: Trustee Valsecchi

Poll of the Board: Trustee Farnell, aye, Trustee Nigro, aye, Trustee Belcher, aye, Trustee Valsecchi, aye, Mayor De Natale, aye

RESOLUTION 2021-36

Trustee Valsecchi moved BE IT RESOLVED to accept the proposal dated March 9, 2021 from Humes & Wagner LLP to increase its rates for professional services provided as Village Attorney from \$260.00 per hour for partners to \$270.00 per hour for partners and from \$145.00 per hour for paralegals to \$150.00 for paralegals.

Seconded by: Trustee Farnell

Poll of the Board: Trustee Farnell, aye, Trustee Nigro, aye, Trustee Belcher, aye, Trustee Valsecchi, aye, Mayor De Natale, aye

RESOLUTION 2021-37

Trustee Valsecchi moved BE IT RESOLVED to amend Chapter 13 Section Building Construction Administration §13-10 - Fees as follows:

B. Building permit and certificate of occupancy fees.

- (1) The fee for a building permit or certificate of occupancy shall be determined according to the following schedule. Said schedule may be revised as determined from time to time by resolution of the Board of Trustees to be necessary.

Value of Work	Fee
Application, building and plumbing (non-refundable)	\$100.00
Up to \$1,000.	\$100.00
Each additional \$1,000 or fraction thereof	\$12.00
Certificate of occupancy	
For first \$1,000	\$35.00
Each additional \$1,000 or fraction thereof	\$5.00
For change of use (business)	\$10.00
Certificate of completion on alterations where certificate of occupancy does not apply	
Up to \$10,000	\$25.00
Each additional \$1,000 or fraction thereof	\$5.00
First Amended Building Permit	\$0.00
Second Amended Building Permit	\$150.00
Third (or more) Amended Building Permit	\$200.00
First Extension of Building Permit	\$100.00
Second Extension of Building Permit	\$125.00
Inspection of new certificate of occupancy	\$150.00
Duplicate copies of certificate of occupancy, each	\$25.00
Cesspools and/or septic systems (sanitary systems), each	\$50.00
Plumbing or drainage permit	
For first 5 fixtures	\$100.00
For each additional fixture	\$15.00
Plumbing Certificate of Approval	\$25.00
Gas piping and/or new gas installation with pressure test required	\$50.00

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Fire sprinkler permit	
For first 100 heads	\$200.00
For each additional 20 heads	\$20.00
Gasoline storage tank permit	
For first 999 gallons	\$175.00
For each additional 1,000 gallons or fraction thereof	\$85.00
Oil burner installation permit, each	\$100.00
Oil tank installation permit, each	\$175.00
Gas burner heating unit permit	\$100.00
Street opening permit	\$250.00
Curb cut permit, per linear foot	\$5.00
Demolition permit (\$2,500 bond or certified check required)	\$100.00
Dry well, per unit	\$75.00
Fencing, new and replacement	\$0.75 per linear foot
Fireplaces	\$50.00
Multigenerational Permit Annual Renewal Fee	\$50.00
Title and Abstract Company Search Fee, residential	\$35.00
Title and Abstract Company Search Fee, commercial	\$35.00
Application to Supervisor of Water Plant Operations for fire sprinkler system, lawn sprinkler system, swimming pool, hot tub, Jacuzzi, heat pump and solar energy system and change of commercial use and tap into main waterline	As provided herein
Lawn sprinkler system application	
—For first 100 heads	-\$50.00
—For each additional 20 heads	-\$10.00
Heat pump (from well)	\$30.00
Solar energy system	\$30.00
Fees for applicant to change the nature of use for commercial buildings, to be paid to Water Department	
—Filing fee	-\$15.00
—Inspection fee	-\$10.00

(2) In the event that an application for a building permit is not approved, the applicant shall be entitled to a refund of 50% of the fee paid, provided that no construction has been commenced. If construction work has been started and the application is not approved, the fees paid shall not be refunded. All permits shall expire in one year, and the renewal fee is as described in §13-10(B)(1).

(3) Failure to receive a permit before work has begun will cause the permit fee to be tripled.

C. For the purpose of Subsection B herein, and without any effect on the valuation of property for real property tax purposes, work shall be valued on the basis of the gross square footage of the proposed building or structure, as determined from time to time by resolution of the Board of Trustees, according to the use to which the building or structure shall be put. Such valuation shall be expressed in a form similar to the following:

Type of Use	Cost of Work (per square foot of gross floor area)
New residential dwelling, and additions	\$175.00
Conversion of storage space to living space	\$100.00
Interior Alterations and Renovations to residential dwelling	\$75.00
Deck	\$50.00
Office buildings, shopping centers, professional buildings, and all other commercial uses, new and additions	\$350.00

Office buildings, shopping centers, professional buildings, and all other commercial uses, interior alterations and renovations	\$175.00
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NOTE: The Building Inspector may waive the above rates when presented with an accurate RSMeans cost breakdown, or a notarized affidavit of cost from a Certified Estimator associated with the American Society of Professional Estimators or similar professional construction estimating association. The value of any work not addressed in the above section shall be determined by the Building Inspector.

Seconded by: Trustee Farnell

Poll of the Board: Trustee Farnell, aye, Trustee Nigro, aye, Trustee Belcher, aye, Trustee Valsecchi, aye, Mayor De Natale, aye

RESOLUTION 2021-38

Trustee Farnell moved BE IT RESOLVED to approve the request of the Locust Valley High School Athletic Council to utilize the roads in Bayville for their Annual Homecoming Parade on Saturday, April 17, 2021 from 10:00AM – 11:00AM.

Seconded by: Trustee Valsecchi

Poll of the Board: Trustee Farnell, aye, Trustee Nigro, aye, Trustee Belcher, aye, Trustee Valsecchi, aye, Mayor De Natale, aye

RESOLUTION 2021-39

Trustee Valsecchi moved BE IT RESOLVED to adopt Pandemic Operations Plan as required by New York State (signed into law by Governor Cuomo on September 7, 2020 (S8617B/A10832).

Seconded by: Trustee Farnell

Poll of the Board: Trustee Farnell, aye, Trustee Nigro, aye, Trustee Belcher, aye, Trustee Valsecchi, aye, Mayor De Natale, aye

RESOLUTION 2021-40

Trustee Valsecchi moved BE IT RESOLVED to amend the Pandemic Operations Plan to include the Water Department as part of the essential employees listed.

Seconded by: Trustee Belcher

Poll of the Board: Trustee Farnell, aye, Trustee Nigro, aye, Trustee Belcher, aye, Trustee Valsecchi, aye, Mayor De Natale, aye

RESOLUTION 2021-41

Trustee Valsecchi moved BE IT RESOLVED to hire Krosrow Bahrami as full-time Motor Equipment Operator at a starting annual salary of \$34,487.68 as per Collective Bargaining Agreement subject to approval by Nassau Civil Service Commission.

Seconded by: Trustee Nigro

Poll of the Board: Trustee Farnell, aye, Trustee Nigro, aye, Trustee Belcher, aye, Trustee Valsecchi, aye, Mayor De Natale, aye

RESOLUTION 2021-42

Trustee Valsecchi moved BE IT RESOLVED to accept the proposal from accounting firm Nawrocki Smith LLP to provide professional independent audit services for the fiscal year ending May 31, 2021 for a total cost of \$17,000.00.

Seconded by: Trustee Belcher

Poll of the Board: Trustee Farnell, aye, Trustee Nigro, aye, Trustee Belcher, aye, Trustee Valsecchi, aye, Mayor De Natale, aye

RESOLUTION 2021-43

Trustee Valsecchi moved BE IT RESOLVED to accept the proposal from H2M to provide professional technical support to the Village for its Municipal Separate Storm Sewer System (MS4) for the reporting period March 10, 2020 to March 9, 2021. MS4 is required NYS DEC & US EPA.

Seconded by: Trustee Farnell

Poll of the Board: Trustee Farnell, aye, Trustee Nigro, aye, Trustee Belcher, aye, Trustee Valsecchi, aye, Mayor De Natale, aye

RESOLUTION 2021-44

Trustee Valsecchi moved BE IT RESOLVED to approve the request of the Village Preschool to cancel their original date of June 4, 2021 for a beach party and reschedule for June 10, 2021 (rain date June 11, 2021) at West Harbor Beach.

Seconded by: Trustee Belcher

Poll of the Board: Trustee Farnell, aye, Trustee Nigro, aye, Trustee Belcher, aye, Trustee Valsecchi, aye, Mayor De Natale, aye

RESOLUTION 2021-45

Trustee Valsecchi moved BE IT RESOLVED that the following equipment listed

2004 FORD F550 DUMP TRUCK – 100,400 MILES

VIN# 1FDAF57PS4EA84288

2007 INTERNATIONAL 4400 SANITATION TRUCK – 89,125 MILES

VIN# 3HTMKAAN08N681665

has been inspected and it has been determined that this equipment is no longer needed for municipal purposes; therefore the Board of Trustees of the Village of Bayville hereby authorize the Village Clerk-Treasurer to sell said property for fair and adequate consideration by sealed bid or auction.

Seconded by: Trustee Nigro

Poll of the Board: Trustee Farnell, aye, Trustee Nigro, aye, Trustee Belcher, aye, Trustee Valsecchi, aye, Mayor De Natale, aye

RESOLUTION 2021-46

Trustee Valsecchi moved BE IT RESOLVED that Catherine Maywald, John Maywald, Donna Riso, Celeste Pinkerton, Bea Rupp, Debbie Fallon and Chris Pflaumer, are hereby re-appointed and Terri Perri and Patsy Wright are appointed as members of the Garden/Beautification Committee and BE IT FURTHER RESOLVED that Donna Riso is appointed as Chairman for a term of one year, all to expire the first Monday in July 2021.

Seconded by: Trustee Nigro

Poll of the Board: Trustee Farnell, aye, Trustee Nigro, aye, Trustee Belcher, aye, Trustee Valsecchi, aye, Mayor De Natale, aye

RESOLUTION 2021-47

Trustee Valsecchi moved BE IT RESOLVED to adjourn the Regular Meeting and to convene into Executive Session at 10:47AM to discuss the following matters:

1. Discussion of personnel matters, if any, with the intent to protect the privacy of a particular person or persons.

Seconded by: Trustee Belcher

Poll of the Board: Trustee Farnell, aye, Trustee Nigro, aye, Trustee Belcher, aye, Trustee Valsecchi, aye, Mayor De Natale, aye

RESOLUTION 2021-48

Trustee Farnell moved BE IT RESOLVED to close Executive Session and reopen the Regular Meeting at 11:28AM

Seconded by: Trustee Valsecchi

Poll of the Board: Trustee Farnell, aye, Trustee Nigro, aye, Trustee Belcher, aye, Trustee Valsecchi, aye, Mayor De Natale, aye

RESOLUTION 2021-49

Trustee Valsecchi moved BE IT RESOLVED to increase the salary of Lee Kessler to \$82,000 effective March 25, 2021.

Seconded by: Trustee Farnell

Poll of the Board: Trustee Farnell, aye, Trustee Nigro, aye, Trustee Belcher, aye, Trustee Valsecchi, aye, Mayor De Natale, aye

RESOLUTION 2021-50

Trustee Valsecchi moved BE IT RESOLVED to close the Regular Meeting at 11:30AM.

Seconded by: Trustee Farnell

Poll of the Board: Trustee Farnell, aye, Trustee Nigro, aye, Trustee Belcher, aye, Trustee Valsecchi, aye, Mayor De Natale, aye

RESOLUTION 2021-51

Respectfully submitted,

Maria Alfano-Hardy
Village Clerk