

INCORPORATED VILLAGE OF BAYVILLE

REGULAR MEETING

APRIL 24, 2023

- ≈ Pledge of Allegiance
- ≈ Warrants and Claims
- ≈ Prior Meeting Minutes
- ≈ No Parking – Bayville Ave
- ≈ New Summer Hires
- ≈ New Hire – Sanitation/Laborer
- ≈ Appointments – Deputy Prosecutors
- ≈ BECC Appointment
- ≈ Municipal Solid Waste & Recyclable Disposal Program
- ≈ Advanced Electrical Resources, Ltd.
- ≈ Tri-County Proposal
- ≈ Water Tax
- ≈ Site Development Plan – 8 Bayville Avenue

PUBLIC HEARING

PROPOSED LOCAL LAW F-2023

PUBLIC HEARING

PROPOSED LOCAL LAW G-2023

TO:	MAYOR STEVE MINICOZZI AND THE BOARD OF TRUSTEES		
FROM:	VILLAGE CLERK TREASURER		
DATE:	APRIL 24, 2023		
SUBJECT:	WARRANTS AND CLAIMS		
BE IT RESOLVED that the following warrants and claims 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 payment.			
FUND	CLAIM NO.	WARRANT	AMOUNT
GENERAL			
PAYROLL	3/29/2023	10K	\$ 24,957.30
	784	10L	\$ 1,902.74
	785/788	10M	\$ 4,569.99
PAYROLL	4/5/2023	11A	\$ 26,946.52
	789	11B	\$ 2,054.41
PAYROLL	4/12/2023	11C	\$ 25,071.31
	790	11D	\$ 1,911.45
PAYROLL	4/19/2023	11E	\$ 25,324.85
	791	11F	\$ 1,930.78
	792/802	11G	\$ 85,468.14
	803/837B	11H	\$ 158,328.09
TOTAL GENERAL			\$ 358,465.58
WATER			
PAYROLL	3/29/2023	10K	\$ 6,598.81
	216	10L	\$ 503.10
	217	10M	\$ 159.08
PAYROLL	4/5/2023	11A	\$ 6,424.85
	218	11B	\$ 489.93
PAYROLL	4/12/2023	11C	\$ 6,461.32
	219	11D	\$ 492.62
PAYROLL	4/19/2023	11E	\$ 6,424.85
	220	11F	\$ 489.83
	221/226	11G	\$ 22,154.20
	227/233	11H	\$ 4,329.94
TOTAL WATER			\$ 54,528.53
TRUST & AGENCY			
	269/274	10F	\$ 17,939.08
	275/279	11A	\$ 11,827.69
	280/285	11B	\$ 90,885.84
	286/289	11C	\$ 10,154.41
	290/292	11D	\$ 4,780.59
TOTAL T & A			\$ 135,587.61
REVENUE ENTERPRISE			
	48/50	11A	\$ 1,497.07
	51/53	11B	\$ 10,446.50
TOTAL REVENUE ENTERPRISE			\$ 11,943.57
CAPITAL			
	35	11A	\$ 8,400.00
TOTAL CAPITAL			\$ 8,400.00
COMMUNITY DEVELOPMENT			
TOTAL COMMITY DEVELOP			
GRAND TOTAL			\$ 568,925.29

REGULAR MEETING
MARCH 27, 2023

- 23-43 Board approves Warrants and Claims
- 23-44 Board accepts prior meetings minutes
- 23-45 Board accepts the proposal from Hotine Bros. Inc to pave upper section of boat ramp at West Harbor Beach.
- 23-46 Board accepts proposal from American Paving Inc. to pave the DPW driveway area from School St. to back of the Village Hall building.
- 23-47 Board approves request from American Legion to hold its 2023 Memorial Day Parade on May 29, 2023.
- 23-48 Board approves proposal from GPRS Inc. to provide leak detection services for the water distribution system
- 23-49 Board accepts proposal form H2M to prepare the bid for the Annual Emergency Water Main Repair contract
- 23-50 Board introduced proposed Local Law F-2023 to amend Chapter 72, "Trees"
- 23-51 Board introduced proposed Local Law G-2023 to amend Chapter 3, "Aircraft"
- 23-52 Board hires David Ellison as a part-time Motor Equipment Operator
- 23-53 Board increases the fee for tennis/pickleball pass from \$35.00 to \$75.00
- 23-54 Board hires summer lifeguards
- 23-55 Board approves request of St. Gertrude's RC Church to hold Easter Sunday Mass at West Harbor Beach

PUBLIC HEARING
TENTATIVE BUDGET

- 23-56 Board closes Public Hearing at 6:43PM.
- 23-57 Board increases the following budget appropriations and revenue line items by the following amounts:
 - A.5990 Appropriated Fund Balance: \$45,000.00
 - A.1910.400 Unallocated Insurance: \$33,000.00
 - A.9040.800 Employee Benefits – Workers Compensation: \$12,000.00
- 23-58 Board adopts the Tentative Budget as presented for the fiscal year ending May 31, 2024

**PUBLIC HEARING
PROPOSED LOCAL LAW E-2023**

- 23-59 Board closes Public Hearing at 6:48PM
- 23-60 Board adopts proposed Local Law 2023-E as Local Law No. 5 of the year 2023 for the Adoption of new Chapter 21-A "Curfew Independence Day"
- 23-61 Village Investment Policy has been reviewed and no changes are necessary
- 23-62 Board approves proposal from Nawrock Smith LLP to provide professional services for This annual audit engagement of Village financials for fiscal year ending May 31, 2023.
- 23-63 Board accepts proposal from Global Fueling Systems, Inc. to perform annual monitoring System certification mandated by the EPA and the two-year Nassau County Department Of Health
- 23-64 Board accepts proposal from Ultra Audio/Video & Security, Inc. to perform safety re-Wiring of work stations at Village Hall
- 23-65 Board of Trustees hereby authorizes the Mayor or, in his absence the Deputy Mayor, to execute and deliver, nunc pro tunc, a Grant Disbursement Agreement for \$225,000.00 by and between the Dormitory Authority State of New York (DASNY) and the Incorporated Village of Bayville for DASNY's State and Municipal Facilities Program Grant Project ID 25225 for renovations and improvements to West Harbor Memorial Park including the purchase and installation of new playground equipment, installation of pickleball courts, and the refurbishing of the concession stand.
- 23-66 Board approves that an official logo of the Incorporated Village of Bayville shall be comprised of a circular medallion design showing the image of the west side of the Bayville Bridge bordered by the words "Incorporated Village of Bayville, Long Island New York" copy of which is attached hereto and made part of these minutes.
- 23-67 Board approves the proposal from All Service to furnish and install mini split air conditioning system in Community Center
- 23-68 Board approves proposal from Bridge Marine to provide mooring services for 2023 boating season
- 23-69 Board approves proposal from Rygrove, Incl. to install a steel beam at Bayville Library
- 23-70 Board approves proposal from JVAS Solutions LLC to renovate the existing concession Stand at West Harbor
- 23-71 Board closes Regular Meeting at 7:31PM

VILLAGE OF BAYVILLE

Resolution to Establish “No Beach Parking” Signs on the south side of Bayville Avenue opposite Town of Oyster Bay Ransom Beach and Stehli Beach

WHEREAS, there is a “Business District” which contains a substantial number of business establishments on the south side of Bayville Avenue near the Town of Oyster Bay Ransom Beach and Stehli Beach; and

WHEREAS, it has been determined that many persons/motorists who enter and use Ransom Beach and Stehli Beach for extended periods of time park their vehicles at parking spaces adjacent to the business establishments to avoid payment of the parking fees charged for the parking of vehicles at Ransom Beach and Stehli Beach; and

WHEREAS, such beach parking deprives the business establishments of parking spaces for their respective patrons, thus causing economic harm;

NOW THEREFORE BE IT RESOLVED, that the Board of Trustees pursuant to Vehicle and Traffic Law §1603 and §1640 and the Code of the Village of Bayville §75-3, hereby issues an order/regulation to establish the posting of appropriate signs stating “No Beach Parking-\$50 Fine” between a point on the south side of the Bayville Avenue 294 feet west of the westerly curb line of Bayville Park Boulevard and a point 993 feet west of said curb line in front of the following Bayville Avenue addresses: 2, 8, 10, 12, 14, 16, 18, 20, 22 and 24; and

BE IT FURTHER RESOLVED, that a fine of \$50 shall be imposed upon the owner of any vehicle which has been parked in violation of the above order/regulation.

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

BEACH ATTENDANTS

George Albro (8 years): \$16.50/hr.
Chelsea Jaworski (8 years): \$19.00/hr.
Linda McKay (12 years): \$17.00/hr.
Joe Rodgers (12 years): \$20.00/hr.
Alexandra Amendolara (4 years): \$16.00/hr.
Tyler Waage (2 years): \$16.00/hr.

NEW BEACH ATTENDANTS

Brianna Demshick: \$15.00/hr.
Grace LaPollo: \$15.00/hr.
Madison Poehmel: \$15.00/hr.

LIFEGUARD (PENDING CERTIFICATION)

Ainsley Johnson: \$15.50/hr.

And BE IT FUTHER RESOLVED that the Village Clerk is hereby authorized to hire, if needed, additional Beach Attendants and Lifeguards at the minimum wage rate of \$15.00 per hour during the 2023 summer season.

Seconded by: Trustee

Poll of the Board:

April 14, 2023

Mayor Steve Minicozzi
Incorporated Village of Bayville
34 School Street
Bayville, New York 11709

**Re: Municipal Solid Waste & Recyclables Disposal Program - Recommendation of Award
H2M Project No.: BAYV 2301**

Dear Mayor Minicozzi:

On April 13, 2023, bids were received in Village Hall for the Municipal Solid Waste & Recyclables Disposal Program. The two (2) bidders were:

- Winter Bros. Hauling of Long Island, LLC
- Omni Recycling

The Omni bid did not follow the Instructions for Bidders. Additional pricing was provided that was not requested in the bid proposal sheet. H2M maintains that the Omni bid is non-responsive and should be rejected.

The Winters Bros. bid contained a proposal form that was accurate and responsive. The total two (2) year bid from Winter Bros. was \$959,318. Winter Bros. has provided these services to the Village in the past and we have found them to be qualified and responsible. The 2023-2024 disposal fees have increased:

- The MSW unit cost has increased by 11%.
- The Recyclables unit cost has increased by 12%.

These cost increases were expected and are indicative of the current solid waste conditions on Long Island. The Brookhaven Landfill is closing in January 2024 and this has led to uncertainty and overall cost increases in the industry. We do not believe the Village would receive better pricing by rebidding at this time.

We are therefore recommending that the Village of Bayville award a contract to Winter Bros. Hauling of Long Island for the unit prices bid in the amount of \$959,318.

Our office will provide conformed contracts to the Village for execution with the contractor once the Village Board awards the contract. Please contact our office at (631) 756-8000 extension 1447 if any questions arise concerning this project.

Very truly yours,
H2M architects + engineers


JOSEPH F. CLINE
Digitally signed by JOSEPH F. CLINE
DN: cn=JF, e=JCLINE@H2M, o=H2M,
ou=WATER RESOURCES, ca=JOSEPH F.
CLINE
Location: MELVILLE, NY
Reason: I am not the accuracy and integrity
of this document.
Contact Info: 631-669-0061
Date: 2023.04.14 14:49:15-04107

Joseph F. Cline, P.E.
Practice Leader

cc: Village Board of Trustees (w/encl.)
Peter Weiler, Esq. (w/encl.)
Maria Alfano-Hardy (w/encl.)

X:\BAYV-(Incorporated Village of Bayville)- 10120\BAYV2301 - Refuse & Recycling Contract\03-Bid\Recommendation\BID RECOMMEND
20230414.docx



Advanced Electrical Resources, Ltd.
565 Suffolk Avenue
Massapequa, NY 11758
Phone: (516) 721-2985 Email: dt007usa@gmail.com

Proposal

February 7th, 2023

The Incorporated Village of Bayville

Attn: Mrs. Maria Alfano-Hardy, Mr. Giuseppe Sicuranza, Mr. Mayor Steven Minicozzi

34 School Street

Bayville, NY 11709

Phone: 516-628-1439

Fax: 516-628-3740

Email: MALFANOHardy@BAYVILLENY.GOV

Email: GSICURANZA@BAYVILLENY.GOV

Email: sminicozzi@bayvilleny.gov

Re: Village Museum – Cellar LED Lighting Upgrades, Etc.:

I. Village Museum – Cellar LED Lighting Upgrades, Etc. (As Outlined Below):

- 3-way Switching - replace obsolete 3-way switch @ top-of-stairs as discussed. Replace antique “snap” switch adjacent to “Bilco” door. New plates as required:
- Furnish & install missing junction box cover within staircase:
- Boiler Room Area – recreate dehumidifier outlet as required (as discussed). Utilize existing power source:
- Main Areas (Lighting) – install two (2) new LED fixtures east & west of the existing man beam. Install new Led fixture adjacent to landing area of “Bilco” door (currently in the dark):

Note: All new lighting fixtured to be supplied via “Village of Bayville”. We recommend two (2) 8’ fixtures & one (1) 4’ fixture for the aforementioned areas. New conduit, wiring, boxes, hardware, etc. included. This area is currently filled with artifacts & antiques & the required effort to move/work around these will be taken:

Cost of above work & materials (I): \$1,595.00

\$ 1500.00 per 4/16/2023 email

Total Estimate (I): ~~\$1,595.00~~

“Thank you for considering “Advanced Electrical Resources, Ltd.”!

Tri-County Installations, Inc.

290 BAYVILLE AVENUE BAYVILLE, N.Y. 11709

PLUMBING & HEATING - AIR CONDITIONING - WATER PURIFICATION

TEL: (516) 628-8421 TRICOUNTYBAYVILLE@GMAIL.COM FAX: (516) 628-2460

April 21, 2023

Town of Bayville
34 School Street
Bayville NY 11709

Job: Museum Basement Town Hall

Tri-County Installations, Inc. is pleased to submit the following plumbing proposal.

We will supply and install all necessary labor and material to replace a 40 gal water heater with an electric AO Smith proline.

We will run a ½" domestic hot water pipe to the slop sink in the water department office.

We will remove all debris from premises.

40 gal Water Heater \$ 2,800.00

20 gal Water Heater \$ 2,700.00

Does Not Include: Permit Fees, Any Unforeseen Request by Inspector

*Due to infrequent cost of material this proposal is valid for 30 days

*ALL WORK WILL BE PERFORMED IN A PROFESSIONAL MANNER TO CODE.
ALL WORKMANSHIP GUARANTEED FOR LEAKS 3 YEARS*

Upon your approval, please sign and return one copy back to me.
If you have any questions or concerns, please do not hesitate to call.

Sincerely,



Richard Riso
Tri-County Installation Inc.

Approved: _____

Date: _____



2975 Sunrise Highway
Islip Terrace, NY 11752
(631) 581-SERV / (631) 581-COOL
CustomerService@AllServiceLI.com

Estimate

ESTIMATE# 2221
DATE 04/24/2023
PO#

CUSTOMER

Inc. Village of Bayville
34 School Street
Bayville NY 11709
(516) 924-9240

SERVICE LOCATION

Inc. Village of Bayville
Bayville Community Center -- 34 School Street
Bayville NY 11709
(516) 924-9240

DESCRIPTION Estimate: Electric Water heater

Estimate

Description

Install Hot Water Heater
Indirect Hot Water Heater

Qty	Rate	Total
1.00	3,500.00	3,500.00

All Service Heating & Air Conditioning will furnish and install one new Bradford White/AO Smith 20 gallon 220V electric hot water heater, complete with necessary material, to facilitate proper installation. Removal of existing domestic hot water heater. All Service Heating & Air Conditioning to provide one (1) year guarantee on installation.

Additional work/equipment.
Install approx. 20' PEX piping for hot and cold lines
Remove and cap off all gas piping in basement that is not needed
Electric to be provided owners contractors

Total Cost: \$3,500.00
Deposit: \$1,750.00 to be paid on acceptance
Balance: \$1,750.00 to be paid on completion

***Price quotes valid for thirty (30) days

CUSTOMER MESSAGE

Estimate Total: \$3,500.00

PRE-WORK SIGNATURE

Signed By:

Trustee XXXX moved BE IT RESOLVED to lower the Water Tax (Village Code § 77-16 B) from 2.00% to 1.39% to ensure the Village stays under the Tax Cap for fiscal year ending May 31, 2024.

Seconded by: Trustee XXXX

Poll of the Board: Trustee Walsh, xxx, Trustee Santoro, xxx, Trustee Nigro, xxx, Trustee De Natale, xxx, Trustee Valsecchi, xxx, Trustee DiBartolomeo, xxx, Mayor Minicozzi, xxx

RESOLUTION 2023-XXXX

GREGORY ANDREA A.I.A. ARCHITECTS

11 THE PLAZA ♦ LOCUST VALLEY, NEW YORK 11560

(O) 516.671.8500 ♦ (C) 516.315.5685

WWW.GREGORYANDREA.COM

April 20th, 2023

Village of Bayville Board of Trustees

34 School Street

Bayville, NY 11709

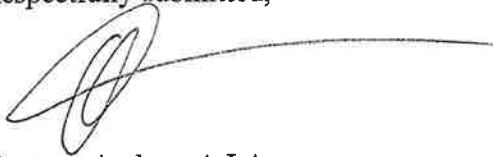
(516) 628-1439

Re: Maze Attraction at Bayville Adventure Park Site Plan Review

To: Village of Bayville Board of Trustees

I am writing today to formally request to submit our plans and application for site development plan approval for a maze attraction at the Bayville Adventure Park (located at 8 Bayville Avenue, Bayville NY 11709) to the Board of Trustees.

Respectfully submitted,

A handwritten signature in black ink, consisting of a stylized, cursive 'G' followed by a long horizontal line extending to the right.

Gregory Andrea, A.I.A.

INCORPORATED VILLAGE OF BAYVILLE
PROPOSED LOCAL LAW F-2023
AMENDMENT TO CHAPTER 72, "TREES"

A local law to amend Chapter 72, "*Trees*," of the Code of the Village of Bayville. The Code was adopted by Local Law 2-1978 on May 22, 1978, and last amended by the Board of Trustees on March 27, 2023, by Local Law 5-2023.

BE IT ENACTED by the Board of Trustees of the Incorporated Village of Bayville as follows:

SECTION I. Amend Chapter 72, "*Trees*," in part to read as follows:

§72-3 Permit required; exception.

- A. It shall be unlawful for any person to remove, destroy or substantially alter the habit of one or more of the live trees or a dead tree on any parcel of real property unless a permit has been obtained pursuant to this chapter.

...

§72-5 Application for permit.

- A. Whenever a person shall deem it necessary to remove, destroy or substantially alter one or more of the live trees, or a dead tree on any real property within the Village, such person shall first make application for a permit to the Village Board.

...

SECTION II. Effective date. This local law shall take effect upon the filing with the Department of State.

NOTE: New words are double underlined. Deleted words are ~~struck out~~. Dotted . . . lines set off that portion of a Section or Subsection which is amended.

INC. VILLAGE OF BAYVILLE

Resolution for Adoption of Proposed Local Law F-2023 “Amendment to Chapter 72, ‘Trees’”

NEGATIVE DECLARATION & ADOPTION OF LOCAL LAW

WHEREAS, the Board of Trustees of the Village of Bayville (“Village Board”), by Resolution 2023-50 dated March 27, 2023, introduced Local Law F-2023 to amend §72-3 and §72-5 of Chapter 72, “Trees” of the Code of the Village of Bayville (“Village Code”) for consideration at a public hearing to be held on April 24, 2023, at 6:40 PM at the Village Hall located at 34 School St., Bayville, NY; and

WHEREAS, the Village Board in accordance with the State Environmental Quality Review Act (“SEQRA”) declares itself to be Lead Agency and has determined that the proposed action is an Unlisted Action.

NOW, THEREFORE, BE IT RESOLVED, that this Board declares the proposed action will not result in a significant adverse impact on the environment because it is an administrative matter to require a permit to remove a dead tree; and,

BE IT FURTHER RESOLVED, that Proposed Local Law F-2023 adopted as Local Law No. 6 of the Year 2023 be, and the same hereby is enacted by the Board of Trustees of the Incorporated Village of Bayville as follows:

Poll of the Board for Vote

Set forth (or attach) text of local law in minutes

INCORPORATED VILLAGE OF BAYVILLE
PROPOSED LOCAL LAW G-2023
AMENDMENT TO CHAPTER 3, "AIRCRAFT"

A local law to amend Chapter 3, "*Aircraft*," of the Code of the Village of Bayville. The Code was adopted by Local Law 2-1978 on May 22, 1978, and last amended by the Board of Trustees on March 27, 2023, by Local Law 5-2023.

BE IT ENACTED by the Board of Trustees of the Incorporated Village of Bayville as follows:

SECTION I. Amend Section 3-2, "*Definitions*," in part, to read as follows:

...

§ 3-2 Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

AIRCRAFT

Any weight-carrying machine or structure for flight in or navigation of the air and designed to be supported by the air either by the buoyancy of the structure or by the dynamic action of the air against its surfaces. The term "aircraft" shall be understood to include airplanes (including seaplanes), helicopters, drones, ~~balloons, kites and kite balloons~~.

EMERGENCY

A situation or circumstance endangering the life or limb of the pilot or passengers of an aircraft.

...

SECTION III. This local law shall take effect upon the filing with the Department of State.

NOTE: New words are double underlined. Deleted words are ~~struck out~~. Dotted . . . lines set off that portion of a Section or Subsection which is amended.

INC. VILLAGE OF BAYVILLE

Resolution for Adoption of Proposed Local Law G-2023 “Amendment to Chapter 3, ‘Aircraft’”

NEGATIVE DECLARATION & ADOPTION OF LOCAL LAW

WHEREAS, the Board of Trustees of the Village of Bayville (“Village Board”), by Resolution 2023-51 dated March 27, 2023, introduced Local Law G-2023 to amend §3-2 of Chapter 3, “*Aircraft*” of the Code of the Village of Bayville (“Village Code”) by deleting “balloons, kites and kite balloons” from the definition of aircraft, for consideration at a public hearing to be held on April 24, 2023, at 6:45 PM at the Village Hall located at 34 School St., Bayville, NY; and

WHEREAS, the Village Board in accordance with the State Environmental Quality Review Act (“SEQRA”) declares itself to be Lead Agency and has determined that the proposed action is an Unlisted Action.

NOW, THEREFORE, BE IT RESOLVED, that this Board declares the proposed action will not result in a significant adverse impact on the environment because it will allow for greater recreational activities in the Village; and,

BE IT FURTHER RESOLVED, that proposed Local Law G-2023 adopted as Local Law No. 7 of the Year 2023 be, and the same hereby is enacted by the Board of Trustees of the Incorporated Village of Bayville as follows:

Poll of the Board for Vote

Set forth (or attach) text of local law in minutes