

REGULAR MEETING AUGUST 28, 2023

The Regular Meeting of the Board of Trustees was held on August 28, 2023, at the Village Hall, 34 School Street, Bayville, New York 11709, at 6:30PM.

Present were:

Trustee Walsh	Village Clerk-Treasurer
Trustee De Natale	Maria Alfano-Hardy
Trustee Nigro	Secretary to Board
Mayor Minicozzi	Nikki Paris
	Village Attorney
	Peter Weiler

Absent were: Trustee Santoro, Trustee DiBartolomeo and Trustee Valsecchi

Trustee Nigro 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	7/26/2023	2J	\$ 45,600.29
	149A	2K	\$ 3,476.63
	150/156	2L	\$ 7,655.00
PAYROLL	8/2/2023	3A	\$ 44,419.73
	157	3B	\$ 3,386.61
PAYROLL	8/9/2023	3C	\$ 47,753.61
	158	3D	\$ 3,640.78
PAYROLL	8/16/2023	3E	\$ 40,651.22
	159	3F	\$ 3,099.29
PAYROLL	8/23/2023	3G	\$ 45,186.74
	160	3H	\$ 3,445.06
	161/173	3I	\$ 79,852.16
	174/240A	3J	\$ 224,295.82
TOTAL GENERAL			\$ 552,462.94
WATER			
PAYROLL	7/26/2023	2I	\$ 6,666.58
	39	2J	\$ 508.26
	40	2K	\$ 158.05
PAYROLL	8/2/2023	3A	\$ 6,666.56
	41	3B	\$ 508.26
PAYROLL	8/9/2023	3C	\$ 6,627.52
	42	3D	\$ 505.29
	8/16/2023	3E	\$ 6,993.17
	43	3F	\$ 533.17
	8/23/2023	3G	\$ 7,097.88
	44	3H	\$ 541.15
	45/49	3I	\$ 17,625.78
	50/54	3J	\$ 8,355.70
TOTAL WATER			\$ 62,787.37
TRUST & AGENCY			
	50/55	2E	\$ 21,513.40
	55A/58	3A	\$ 15,376.39
	59/64	3B	\$ 99,002.13
	65/70	3C	\$ 20,966.38
	71/74	3D	\$ 15,761.44
	75/77	3E	\$ 5,827.00
TOTAL T & A			\$ 178,446.74
REVENUE ENTERPRISE			
	15/16	3A	\$ 1,945.84
	17/18	3B	\$ 892.99
TOTAL REVENUE ENTERPRISE			\$ 2,838.83

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CAPITAL				
		6/11	3A	\$ 55,486.98
TOTAL CAPITAL				\$ 55,486.98
COMMUNITY DEVELOPMENT				
TOTAL COMMTY DEVELOP				\$ -
GRAND TOTAL				\$ 852,022.86

Seconded by: Trustee De Natale

Poll of the Board: Trustee Walsh, aye, Trustee Nigro, aye, Trustee De Natale, aye, Mayor Minicozzi, aye

RESOLUTION 2023-144

Trustee De Natale 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
A.9025.801	LOCAL PENSION FUND- BAYVILLE FIRE LOSAP	\$79,800.00	A.1990.400	SP. ITEM - CONTINGENT ACCOUNT	\$79,800.00
	EXPLANATION: TRANSFER UNEXPENDED APPROPRIATION TO CONTINGENT ACCOUNT FOR REDISTRIBUTION				
A.1990.400	SP. ITEM - CONTINGENT ACCOUNT	\$2,600.00	A.5110.403	STREET MAINTENANCE - SMALL TOOLS	\$2,500.00
	EXPLANATION: INCREASE BUDGET APPROPRIATION ITEMS TO COVER UNANTICIPATED EXPENSES - PICKLEBALL COURT SIGNS, CUSTOM SIGN BRACKETS		A.7140.405	RECREATION - SIGNS	\$100.00
A.1990.400	SP. ITEM - CONTINGENT ACCOUNT	\$12,500.00	A.5110.200	STREET MAINTENANCE - EQUIPMENT	\$12,500.00
	EXPLANATION: TO INCREASE STREET MAINTENANCE - EQUIPMENT BUDGET LINE FOR PURCHASE OF LEAF BLOWER				
TOTAL		\$94,900.00	TOTAL		\$94,900.00

Seconded by: Trustee Nigro

Poll of the Board: Trustee Walsh, aye, Trustee Nigro, aye, Trustee De Natale, aye, Mayor Minicozzi, aye

RESOLUTION 2023-145

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

Seconded by: Trustee De Natale

Poll of the Board: Trustee Walsh, aye, Trustee Nigro, aye, Trustee De Natale, aye, Mayor Minicozzi, aye

RESOLUTION 2023-146

Trustee De Natale moved BE IT RESOLVED to approve the request of Friends of the Bay and The Waterfront Center to launch from West Harbor Beach for their Fall Kayak Conservation Cruise on September 9, 2023, from 9:00 AM to 11:00 AM. Rain date is September 10, 2023.

Seconded by: Trustee Walsh

Poll of the Board: Trustee Walsh, aye, Trustee Nigro, aye, Trustee De Natale, aye, Mayor Minicozzi, aye

RESOLUTION 2023-147

Trustee De Natale moved BE IT RESOLVED to approve the request of Mill River Rod & Gun Club to hold their Annual Children's Snapper Derby on September 9, 2023, at West Harbor Beach docks at 10:00 AM.

Seconded by: Trustee Nigro

Poll of the Board: Trustee Walsh, aye, Trustee Nigro, aye, Trustee De Natale, aye, Mayor Minicozzi, aye

RESOLUTION 2023-148

Trustee Nigro moved BE IT RESOLVED the Board of Trustees amend Resolution 2023-140 as follows: Pursuant to Vehicle and Traffic Law §1603 and Village Law §20-2002 hereby issues the following Traffic Order; and FURTHER RESOLVED, the Highway Department is hereby directed to place and maintain the appropriate traffic control device(s) complying with the manual and specifications adopted by the Department of Transportation as required below:

Stop Sign on:
Bayville Park Blvd

At intersection of:
Hickory Road

Seconded by: Trustee De Natale

Poll of the Board: Trustee Walsh, aye, Trustee Nigro, aye, Trustee De Natale, aye, Mayor Minicozzi, aye

RESOLUTION 2023-149

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Trustee De Natale moved BE IT RESOLVED to authorize the Mayor to sign the revised Urban County Qualification Agreement as requested by the Nassau County Office of Community Development with the following revision:

1. The County and the Municipality shall take all actions necessary to assure compliance with the County's certification under Section 104(b) of Title I of the Housing and Community Development Act of 1974, as amended, that the grant will be conducted and administered in conformity with Title VI of the Civil Rights Act of 1964, and the implementing regulations at 24 CFR Part 1, and the Fair Housing Act, and the implementing regulations at 24 CFR Part 100, and will affirmatively further fair housing as required under 24 CFR 91.225(a) and Affirmatively Furthering Fair Housing Definitions and Certifications (86 FR 30779) codified or to be codified at 24 CFR 5.151 and 5.152. The Parties shall comply with Section 109 of Title I of the Housing and Community Development Act of 1974, and the implementing regulations at 24 CFR Part 6, which incorporates Section 504 of the Rehabilitation Act of 1973, and the implementing regulations at 24 CFR Part 8, Title II of the Americans with Disabilities Act of 1974, and the implementing regulations at 28 CFR Part 35, the Age Discrimination Act of 1975, and the implementing regulations at 24 CFR Part 146, and Section 3 of the Housing and Urban Development Act of 1968, and all other applicable laws and regulations. The Parties agree that urban county funding in no event will be used for activities in, or in support of, any cooperating unit of general local government that does not affirmatively further fair housing within its own jurisdiction or that impedes the County's actions to comply with the County's fair housing certification. Noncompliance with this provision is cause for sanctions and other remedial actions by HUD.

Seconded by: Trustee Walsh

Poll of the Board: Trustee Walsh, aye, Trustee Nigro, aye, Trustee De Natale, aye, Mayor Minicozzi, aye

RESOLUTION 2023-150

Trustee Walsh moved BE IT RESOLVED to revise the Building Department permit and license fees schedule as follows:

- Application fee – Building Permit - \$200 NON-REFUNDABLE

VALUE OF WORK

- First \$1000 of valuation or fraction thereof - \$200
- Each additional \$1000 of valuation, or fraction thereof - \$12
- First amended building permit – NO FEE
- Second amended building permit - \$200
- Third (or more) amended building permit - \$300
- First extension of building permit (3 months) - \$150
- Second extension of building permit (3 months) - \$175). Each additional extension (3 months) - \$175
- Gasoline storage tank, 1-999 gallons - \$300
- Each additional 1000 gallons, or fraction thereof - \$100
- Oil tank installation, each - \$200
- Oil burner installation permit - \$150
- Gas burner heating unit permit - \$150
- Plumbing fee, gas and water (1 to 5 fixtures) - \$150
- Each additional fixture - \$25
- Plumbing Certificate of Approval - \$50
- Title and Abstract Company Search Fee (in addition to documents) - \$55 for residential, \$95 for commercial and business.
- Drywell, per unit - \$100
- Fencing, new and replacement - \$0.75 per linear foot
- Fire sprinkler system, first 100 heads - \$300
- Fire sprinkler system, each additional 20 heads, or fraction thereof - \$50
- Permit to maintain existing structures – 3 times the total fee.

FEE SCHEDULE FOR BUSINESS AND PUBLIC ASSEMBLY LICENSES

<u>Licensed Activity</u>	<u>Fee/each</u>
Amusement Games/ Video Games	\$100.00
Cabarets (bars, restaurants with entertainment)	\$250.00
Carnivals, per amusement	\$100.00
Excursion Boats	\$100.00
Food Trucks/Ice Cream Vendors (per vehicle)	\$150.00
Jukeboxes	\$ 50.00
Miniature Golf Courses	\$200.00
Parking Lots (for public use)	\$100.00
Restaurants	\$200.00
Theaters, Movies	\$200.00
Tow Trucks	\$200.00
Vending Machines (food/beverage), per machine	\$ 50.00
Water Taxis	\$ 50.00
Garage Sale	\$ 25.00
Public Assembly*	
20-100 people:	\$ 75.00
101-150 people:	\$ 150.00
151-200 people:	\$ 175.00
	\$ 25.00/per 100 people in excess of 200

Seconded by: Trustee Nigro

Poll of the Board: Trustee Walsh, aye, Trustee Nigro, aye, Trustee De Natale, aye, Mayor Minicozzi, aye

RESOLUTION 2023-151

Trustee Walsh moved BE IT RESOLVED to accept the proposal dated August 21, 2023, from Hotine Bros., Inc. to extend the parking area on the north side of Village Hall by the Water Department for an amount not to exceed \$3,400.00.

Seconded by: Trustee De Natale

Poll of the Board: Trustee Walsh, aye, Trustee Nigro, aye, Trustee De Natale, aye, Mayor Minicozzi, aye

RESOLUTION 2023-152

Trustee De Natale moved BE IT RESOLVED to accept the proposal dated June 15, 2023, from Tony & Nick Landscaping & Masonry to install a basketball court at West Harbor Beach for an amount not to exceed \$12,500.00.

Seconded by: Trustee Walsh

Poll of the Board: Trustee Walsh, aye, Trustee Nigro, aye, Trustee De Natale, aye, Mayor Minicozzi, aye

RESOLUTION 2023-153

Trustee De Natale moved BE IT RESOLVED to accept the proposal dated June 5, 2023, from North Shore Fence Co., Inc. to install a fence around the new basketball court at West Harbor Beach for an amount not to exceed \$13,800.00.

Seconded by: Trustee Walsh

Poll of the Board: Trustee Walsh, aye, Trustee Nigro, aye, Trustee De Natale, aye, Mayor Minicozzi, aye

RESOLUTION 2023-154

Trustee Nigro moved BE IT RESOLVED to purchase the basketball hoops from School Outfitters for an amount not to exceed \$5,984.31.

Seconded by: Trustee Walsh

Poll of the Board: Trustee Walsh, aye, Trustee Nigro, aye, Trustee De Natale, aye, Mayor Minicozzi, aye

RESOLUTION 2023-155

Trustee De Natale moved BE IT RESOLVED to update the Village of Bayville Sexual Harassment Policy as required by New York State law.

Seconded by: Trustee Walsh

Poll of the Board: Trustee Walsh, aye, Trustee Nigro, aye, Trustee De Natale, aye, Mayor Minicozzi, aye

RESOLUTION 2023-156

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Trustee De Natale moved BE IT RESOLVED to hire Charles Cavaluzzo and Salvatore Pisano as Sanitation/Laborers at an annual starting salary of \$31,987.68 each, effective August 31, 2023, as per the Collective Bargaining Agreement and in accordance with Nassau County Civil Service Commission's rules and regulations.

Seconded by: Trustee Nigro

Poll of the Board: Trustee Walsh, aye, Trustee Nigro, aye, Trustee De Natale, aye, Mayor Minicozzi, aye

RESOLUTION 2023-157

Trustee Walsh moved BE IT RESOLVED to hire Matthew Duva as Seasonal Laborer at an hourly wage of \$15.00 per hour.

Seconded by: Trustee De Natale

Poll of the Board: Trustee Walsh, aye, Trustee Nigro, aye, Trustee De Natale, aye, Mayor Minicozzi, aye

RESOLUTION 2023-158

Trustee De Natale moved BE IT RESOLVED to purchase a stand-on leaf blower from Glen Head Power Equipment for an amount not to exceed \$12,500.00.

Seconded by: Trustee Walsh

Poll of the Board: Trustee Walsh, aye, Trustee Nigro, aye, Trustee De Natale, aye, Mayor Minicozzi, aye

RESOLUTION 2023-159

Trustee Walsh moved BE IT RESOLVED to close the Regular Meeting at 6:44PM.

Seconded by: Trustee Nigro

Poll of the Board: Trustee Walsh, aye, Trustee Nigro, aye, Trustee De Natale, aye, Mayor Minicozzi, aye

RESOLUTION 2023-160

Respectfully submitted,

Maria Alfano-Hardy
Village Clerk-Treasurer