

REGULAR MEETING JANUARY 26, 2026

The Regular Meeting of the Board of Trustees was held on January 26, 2026, at the Village Hall, 34 School Street, Bayville, New York 11709, at 6:30PM.

Present were:

Trustee Walsh
Trustee Santoro
Trustee Tucker
Trustee De Natale
Mayor Minicozzi

Maria Alfano-Hardy
Village Clerk-Treasurer
Christopher Vivona
Deputy Clerk-Treasurer
Peter Weiler
Village Attorney

Absent were: Trustee DiBartolomeo and Trustee Valsecchi

Trustee Tucker 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	12/17/2025	7G	\$ 34,748.87
	494	7H	\$ 2,544.67
PAYROLL	12/24/2025	7I	\$ 27,771.44
	495	7J	\$ 1,902.74
PAYROLL	12/31/2025	7K	\$ 32,025.71
	496	7L	\$ 2,228.20
	497/498A	7M	\$ 3,933.21
PAYROLL	1/7/2026	8A	\$ 30,929.96
	499	8B	\$ 2,366.15
PAYROLL	1/14/2026	8C	\$ 27,829.54
	500	8D	\$ 2,128.94
PAYROLL	1/21/2026	8E	\$ 33,050.61
	501	8F	\$ 2,528.36
	502/520	8G	\$ 118,619.10
	521/517	8H	\$ 261,647.92
TOTAL GENERAL			\$ 584,255.42
WATER			
PAYROLL	12/17/2025	7G	\$ 6,798.08
	147	7H	\$ 520.05
PAYROLL	12/24/2025	7I	\$ 6,542.07
	148	7J	\$ 500.46
PAYROLL	12/31/2025	7K	\$ 9,064.31
	149	7L	\$ 693.42
	150	7M	\$ 1,355.00
PAYROLL	1/7/2026	8A	\$ 7,338.95
	151	8B	\$ 561.42
PAYROLL	1/14/2026	8C	\$ 7,162.26
	152	8D	\$ 547.91
PAYROLL	1/21/2026	8E	\$ 9,737.50
	153	8F	\$ 744.92
	154/162	8G	\$ 21,250.03
	163/180	8H	\$ 43,779.87
TOTAL WATER			\$ 139,161.68
TRUST & AGENCY			
	186/189	7D	\$ 13,802.18
	190/193	7E	\$ 11,212.62
	194/198	7F	\$ 6,265.76
	199/202	8A	\$ 13,086.57
	203/207	8B	\$ 115,727.98
	208/211	8C	\$ 14,853.16
	212/213	8D	\$ 1,361.50
TOTAL T & A			\$ 176,309.77

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REVENUE ENTERPRISE				
	37/41	8A	\$	16,043.67
	42/44	8B	\$	2,513.62
TOTAL REVENUE ENTERPRISE			\$	18,557.29
CAPITAL				
	7/8	8A	\$	379,294.60
TOTAL CAPITAL			\$	379,294.60
COMMUNITY DEVELOPMENT				
TOTAL COMMITY DEVELOP				
GRAND TOTAL			\$	1,297,578.76

Seconded by: Trustee Walsh
Poll of the Board: Trustee Walsh, aye, Trustee Santoro, aye, Trustee Tucker, aye, Trustee De Natale, aye, Mayor Minicozzi, aye

RESOLUTION 2026-01

Trustee Santoro moved BE IT RESOLVED to accept the minutes from the December 15, 2025, Regular Meeting of the Board of Trustees as presented.
Seconded by: Trustee Tucker
Poll of the Board: Trustee Walsh, aye, Trustee Santoro, aye, Trustee Tucker, aye, Trustee De Natale, aye, Mayor Minicozzi, aye

RESOLUTION 2026-02

Trustee Santoro moved BE IT RESOLVED to accept the proposal dated December 15, 2025, from Rocco T. Rinaldo, Jr., Inc. for electrical upgrades as outlined in proposal for a total cost of \$4,525.00.
Seconded by: Trustee De Natale
Poll of the Board: Trustee Walsh, aye, Trustee Santoro, aye, Trustee Tucker, aye, Trustee De Natale, aye, Mayor Minicozzi, aye

RESOLUTION 2026-03

Trustee Santoro moved BE IT RESOLVED to appoint Town of Oyster Bay Town Clerk Richard LaMarca as Registrar of Vital Statistics for Village of Bayville; appointment expires December 31, 2027.
Seconded by: Trustee Tucker
Poll of the Board: Trustee Walsh, aye, Trustee Santoro, aye, Trustee Tucker, aye, Trustee De Natale, aye, Mayor Minicozzi, aye

RESOLUTION 2026-04

Trustee De Natale moved BE IT RESOLVED to accept the recommendation from H2M to accept the contract extension from Alessio Pipe & Construction Co., Inc. for the period of January 1, 2026 to December 31, 2026, for the total contract amount of \$278,541.00.
Seconded by: Trustee Santoro
Poll of the Board: Trustee Walsh, aye, Trustee Santoro, aye, Trustee Tucker, aye, Trustee De Natale, aye, Mayor Minicozzi, aye

RESOLUTION 2026-05

Trustee Santoro moved BE IT RESOLVED to accept the proposal from H2M to perform the spring and fall semi-annual inspections of the elevated water storage tanks as required by Nassau County Department of Health, for a unit price of \$1,500.00 for each inspection and report, for a total cost of \$3,000.00.
Seconded by: Trustee Walsh
Poll of the Board: Trustee Walsh, aye, Trustee Santoro, aye, Trustee Tucker, aye, Trustee De Natale, aye, Mayor Minicozzi, aye

RESOLUTION 2026-06

Trustee De Natale moved BE IT RESOLVED to accept the proposal from H2M to prepare the Village's Municipal Separate Storm Sewer System (MS4) annual report as per NYS DEC requirements for a total cost not to exceed \$17,000.00 which covers SWMP Updates, Interim Progress Certifications, MS4 Annual Report, Technical Assistance, and Electronic Record Filing (Tasks 1 through 5 in said proposal).

Seconded by: Trustee Santoro

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

RESOLUTION 2026-07

Trustee Santoro moved BE IT RESOLVED that the borrowing by the Inc. Village of Bayville from Comquip Capital & Leasing, Inc. of funds to finance the purchase of certain equipment which has been or will be purchased by the Inc. Village of Bayville and the granting of a security interest to Creditor in such equipment is hereby approved, and the Mayor of the Village of Bayville is authorized, in the name and on behalf of the Inc. Village of Bayville, to execute and deliver to Creditor a Chattel Mortgage covering such equipment, containing such terms and provisions as may be approved by the Board of Trustees executing the same, his execution thereof to be deemed conclusive evidence of such approval, and the Mayor of the Inc. Village of Bayville is authorized, in the name and on behalf of this Inc. Village of Bayville, to execute and deliver such other documents and take such other action as he may deem necessary or advisable to effectuate and perform such Chattel Mortgage.

Seconded by: Trustee De Natale

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

RESOLUTION 2026-08

Trustee De Natale moved BE IT RESOLVED to approve the requests of the Village Church as follows:

Parking on Mountain Avenue on January 31, 2026, from 10:30AM to 1:30PM if overflow parking is needed.

To hold their Sunrise Service at Soundside Beach on Easter Sunday, April 15, 2026, at 7:00AM.

To hold Sunday Services at Soundside Beach at 8:00AM from June 7, 2026 to October 25, 2026.

Seconded by: Trustee Walsh

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

RESOLUTION 2026-09

Trustee Tucker moved BE IT RESOLVED to accept the proposal from General Security to install smart security system integrating with the current Alarm.com Enterprise platform with central station monitoring for a cost of \$1,700.00 for installation and a monthly monitoring fee of \$30.00.

Seconded by: Trustee Santoro

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

RESOLUTION 2026-10

Trustee Tucker moved BE IT RESOLVED to accept the proposal from AC Schultes to repair Well 1-3 as outlined for a total cost of \$41,081.00.

Seconded by: Trustee De Natale

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

RESOLUTION 2026-11

Trustee Santoro moved BE IT RESOLVED to accept the proposal from General Security to install a card access system for the Water Department, Scout room and museum. Installation cost is \$8,750.00 and a monthly monitoring fee of \$24.00.

Seconded by: Trustee Walsh

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

RESOLUTION 2026-12

Trustee Tucker moved BE IT RESOLVED to accept the proposal from Bridge Marine to build and replace gate dock at Creek Marina for a total cost of \$13,838.00.

Seconded by: Trustee Santoro

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

RESOLUTION 2026-13

Trustee Walsh moved WHEREAS the General Election of the Incorporated Village of Bayville, Nassau County, New York, will be held on June 16, 2026, for the purpose of choosing and electing one (1) Mayor for a term of four (4) years and three (3) Trustees each for a term of four (4) years, NOW THEREFORE BE IT RESOLVED that the election districts established for general elections other than general village elections will be divided into five (5) village election districts as follows:

<u>Village Election District 1</u> Assembly District 13 Election District 1	<u>Village Election District 2</u> Assembly District 13 Election District 4
<u>Village Election District 3</u> Assembly District 13 Election District 5	<u>Village Election District 4</u> Assembly District 13 Election District 9
<u>Village Election District 5</u> Assembly District 13 Election District 10	

BE IT FURTHER RESOLVED that the polling place for all Village Election Districts will be the firehouse of the Bayville Fire Co. No. 1, Inc. at 258 Bayville Avenue, Bayville, New York 11709.

Seconded by: Trustee De Natale

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

RESOLUTION 2026-14

**NOTICE OF PUBLIC HEARING
PROPOSED LOCAL LAW A-2026
VILLAGE OF BAYVILLE TRUSTEES**

NOTICE IS HEREBY GIVEN that a public hearing will be held before and by the Board of Trustees of the Incorporated Village of Bayville, Nassau County, New York, at the Bayville Village Hall, 34 School Street, Bayville in said Village on Monday, January 26, 2026, at 6:30 p.m.

The hearing will be on whether to enact proposed Local Law A-2026, amendment Chapter 80, *Zoning*, §80-3, “Definitions and word usage;” §80-61, “Fences; visibility at street intersections and mailboxes;” and §80-66.1, “Transient rental of dwellings in all residence districts”, of the Code of the Village of Bayville. The proposed local law will add new definitions to Section 80-3, for Dwelling, Multi Family Dwelling and amend the definitions of Floor Area Ratio and Structure.

A copy of Proposed Local Law A-2026 is on file at the Village Hall at the above address where it may be reviewed during normal business hours until the time of the hearing. The Proposed Local Law is also available for review at <https://bayvilleny.gov>. All persons interested will be heard at the above time and place.

By Order of the Board of Trustees
Maria Alfano-Hardy
Village Clerk-Treasurer

Dated: January 14, 2026

For the record the hearing started at 6:48PM
The following person addressed the Board:
James Schleicher – 12 Shorewood Drive

Trustee Santoro moved BE IT RESOLVED to close the Public Hearing at 7:02PM.

Seconded by: Trustee De Natale

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

RESOLUTION 2026-15

Trustee Santoro moved

WHEREAS, the Board of Trustees on December 15, 2025 introduced proposed Local Law A-2026 to amend Chapter 80, Zoning, §80-3 Definitions and word usage, §80-61 Fences; visibility at street intersections and mailboxes and §80-66.1 Transient rental of dwellings in all residence districts of the Code of the Village of Bayville; and

WHEREAS, the Village Attorney having prepared a Short Form Environmental Assessment Form, recommended that the Board declare the proposed law as an unlisted action under SEQRA and declare a negative declaration

THEREFORE BE IT RESOLVED, the Board of Trustees hereby declares itself as lead agency in connection with the adoption of said local law; and

FURTHER RESOLVED, this Board deems the adoption of such local law as an unlisted action; and

FURTHER RESOLVED, this Board hereby makes a negative declaration and determines the adoption of such law will not have an adverse effect on the environment; and

FURTHER RESOLVED, all the appropriate notices and approvals required for the enactment of said local law have been properly made and given as required by law; and

FURTHER RESOLVED, that proposed Local Law A-2026 adopted as Local Law No. 1 of the Year 2026 be, and the same hereby is enacted by the Board of Trustees of the Incorporated Village of Bayville as follows:

**VILLAGE OF BAYVILLE
LOCAL LAW NO. 1 OF THE YEAR 2026
AMENDMENT TO CHAPTER 80, "ZONING"**

A local law to amend Chapter 80, *Zoning, §80-3 Definitions and word usage, §80-61 Fences; visibility at street intersections and mailboxes* and §80-66.1, *Transient rental of dwellings in all residence districts*, of the Code of the Village of Bayville. The Code was adopted by Local Law 1-1981 on February 9, 1981, and last amended by the Board of Trustees on August 25, 2025, by Local Law 3-2025.

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

SECTION I. Amend §80-3, *Definitions and word usage*, in part, by adding and amending the following definitions:

DWELLING

A building or portion thereof with complete housekeeping facilities for one family including independent cooking, sanitary and sleeping facilities, and that is physically separate from any other dwelling unit.

MULTI FAMILY DWELLING

A building containing two or more dwelling units.

FLOOR AREA RATIO (FAR)

The gross floor area of all buildings, accessory buildings, sheds, pool houses and greenhouses on a building lot, divided by the total building lot area.

STRUCTURE

Anything constructed or erected other than a building or accessory building to form a construction that is safe and stable, including, without limitation, reviewing stands, platforms, stages, radio towers, water tanks, oil and fuel tanks, water towers, sheds, signs, fences, retaining walls, outdoor fireplaces, pools, pergolas, gazebos, decks and machinery or equipment that is affixed to the ground or to another structure or building.

SECTION II. Amend §80-61 *Fences; visibility at street intersections and mailboxes* in part to read as follows:

§80-61 Fences; visibility at street intersections and mailboxes

A.

It shall be unlawful to construct, alter or commence the construction of a fence upon or within any lot line on any lot within the Village without first filing a written application for and obtaining from the Village a duly issued fence permit.

B.

Fences may consist only of woven wire, woven board, pickets, board or PVC.

C.

Fence height shall be measured from the natural grade along the base to the top thereof, except that any fence post finial less than four inches long shall not be calculated in the maximum fence height measurement.

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D. Permitted fences serving as a boundary enclosing any side or rear yard shall not exceed six feet in height. Permitted fences serving as a side or front yard boundary shall not exceed four feet in height along the side lot line starting at the point that aligns with the rear yard setback line and continues toward, and along, the front lot line.

E.

~~Any fence or portion thereof erected upon any property line, or in any yard, abutting any road or highway, shall not exceed 2 1/2 feet in height at any point within a radius of 30 feet from the corner formed by any intersecting roads or highways.~~

F.

A fence erected within, or upon any lot line of, a parcel greater than 40,000 square feet, and having not less than 150 feet of street frontage, or a fence separating a business-zoned parcel from a residential-zoned parcel, may exceed the maximum height restrictions set forth in this section, to the extent permitted by the Board of Trustees, with such conditions as are deemed appropriate by the Board of Trustees, upon application therefor to such Board.

G.

Notwithstanding any contrary provisions contained herein, the maximum height of any fence consisting of concrete, stone, cinder block or other solid material shall not exceed four feet in height at any point; and shall not exceed 2 1/2 feet in height at any point within a radius of 30 20 feet from the corner formed by any intersecting roads or highways.

H.

Notwithstanding any contrary provisions contained herein, any sump located in or on any lot within the Village shall be enclosed by a woven wire or chain link fence not less than eight feet in height.

I.

All fences shall be constructed so that the finished side faces any lot, street, road or public right-of-way abutting the premises upon which such fence is constructed. Without limiting the foregoing, no supports, posts or bracing shall be placed on the side of the fence that faces any abutting lot, street, road or public right-of-way, except fences with integral fence posts that appear the same on both sides of the fence. No fence shall project beyond any property line. No barbed wire, concertina wire or similar or other pointed or sharp-edged wire is permitted without special permit therefor issued by the Board of Trustees, upon application therefor to such Board.

J.

Where there is a question of judgment as to whether the lot line along which a fence is installed, or proposed to be installed, is a side lot line or a rear lot line, there shall be a presumption that same is a side lot line for which the maximum fence height.

SECTION III. Amend §80-66.1 entitled *Transient rental of dwellings in all residence districts*, in part, to read as follows:

§80-66.1 Transient rental of dwellings in all residence districts.

~~Transient rental, or licensing, or the advertisement thereof by any means, by an owner or long-term tenant for the use of a single-family or two multi family dwelling or a portion thereof located in any residence district for a term of less than 14 days, while the owner or long term tenant does not occupy the premises whether occupied by the owner or long-term tenant or not during such rental, is prohibited.~~

SECTION III. Severability - If one or more of the provisions of this local law or Chapter shall be deemed unenforceable, the remaining provisions of this local law or Chapter shall remain in full force and effect.

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

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

Seconded by: Trustee Walsh

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

RESOLUTION 2026-16

The following people addressed the Board:

Jerry Flower – 9 Baldwin Blvd.

Jeff Sumcizk – 22 Plymouth Rd.

James Schleicher – 12 Shorewood Dr.

Cliff Pincus – 14 Shorewood Dr.

Trustee De Natale left at 7:24PM.

Trustee Tucker moved BE IT RESOLVED to close the Regular Meeting at 7:32PM.

Seconded by: Trustee Walsh

Poll of the Board: Trustee Walsh, aye, Trustee Santoro, aye, Trustee Tucker, aye, Mayor Minicozzi, aye

RESOLUTION 2026-17

Respectfully submitted,

Maria Alfano-Hardy
Village Clerk-Treasurer