



INCORPORATED VILLAGE OF OCEAN BEACH

Minutes of the Meeting of the Board of Trustees of the Incorporated Village of Ocean Beach, Suffolk County, New York held on May 20, 2023 at the Boat House, 625-632 Bayberry Walk, Ocean Beach, New York and is also being conducted via Zoom.

EXECUTIVE SESSION: Mayor Mallott moved to go into Executive Session at 9:05 AM from the Village Office, for the purpose of discussing personnel, contracts and pending litigation.

The motion was seconded by Trustee Norris upon call the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Absent
Trustee Norris	Voted Aye
Trustee Arment	Voted Aye
Mayor Mallott	Voted Aye

No motions or resolutions were acted upon in Executive Session. Executive Session was closed at 11:07AM by Mayor Mallott. The motion was seconded by Trustee Norris, upon call the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Absent
Trustee Norris	Voted Aye
Trustee Arment	Voted Aye
Mayor Mallott	Voted Aye

GENERAL SESSION: At 11:21 AM, Mayor Mallott moved to open General Session. Trustee Blake seconded this motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Absent
Trustee Norris	Voted Aye
Trustee Arment	Voted Aye
Mayor Mallott	Voted Aye

Following the pledge to the Flag and Roll Call at 11:22 AM:

There were present:	Mayor:	James S. Mallott
	Trustees:	Matthew M. Blake
		Dawn L. Hargraves, Absent
		Christopher F. Norris
		Marco Arment
	Village Counsel:	Kenneth Gray
	Village Administrator:	Joseph DiFrancisco

Mayor Mallott: Asked for a moment of silence for Natalie Katz Rogers, former mayor who passed away last week.

Mayor Mallott: Good morning, everyone. We have a swearing in of a new police officer tonight, as probably most of you know, Hank Clemmens is retiring very soon in June. And we have a new full time police officer that we're going to swear in this morning. Come on up. Okay. Welcome aboard. Kenny would you read the resolution first.

RATIFICATION & APPROVAL OF PERSONNEL – TO HIRE A FULL TIME POLICE OFFICER: Resolution No. 2023-061: Mayor Mallott moved as follows:

B. WHEREAS, the Village Clerk has provided a Certification of Eligibles from the Suffolk County Department of Civil Service for the position of Police Officer; and

WHEREAS, the Village of Ocean Beach wishes to appoint Officer Fallon Weeks as a full time Ocean Beach Police Officer,

Now, therefore, it is hereby

RESOLVED that the Board of Trustees hereby approves the appoint of PO Fallon at a starting salary of \$56,259 effective, May 20, 2023

It is further RESOLVED that the Village Clerk is authorized to file the necessary documents with Suffolk County Department of Civil Service to hire a full time police officer.

Trustee Norris seconded the motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Absent
Trustee Norris	Voted Aye
Trustee Arment	Voted Aye
Mayor Mallott	Voted Aye

Mayor Mallott: Repeat after me. All right. Following weeks and weeks. Do solemnly swear. **Officer Weeks:** Do solemnly swear. **Mayor:** That I will support the Constitution of the United States and the Constitution of the State of New York. **Officer Weeks:** I will support the Constitution of the United States and the Constitution of the State of New York. **Mayor Mallott:** And that I will faithfully discharge the duties of police officer. **Officer Weeks:** I will faithfully discharge the duties of police officer. **Mayor Mallott:** According to the best of my ability. **Officer Weeks:** According to the best of my ability. Congratulations!

Ken Gray: Um, is there a motion to approve the board minutes of the April 29th, 2023 board meeting? **Mayor Mallott:** Yes, there is. But I'd like to say a couple of things about that. About those minutes. I had a chance to read them, I was advised last week to sit back and take a more titular head of this village and let the Administrator, the Clerk and the Treasurer run the village. You know, nobody knows what it takes to run this village. Okay. To be a mayor in this village. And I've done it for a long time. And let me tell you something, it's not easy because you can't please all the people all of the time. Okay. Some people like what I do. Some people don't like what I do. But I represent more than 50% of this village and I will continue to do the job that those who voted for me expect me to do. Okay. That's the first thing about these. The correction in the minutes that I wanted to address. The other thing is I think I really have to have to say that, to me, the OBA has become a political party in these last few months. Okay. I think that there's a conflict of the president of the OBA. And her husband running for trustee. I think there was a conflict there. And I think, you know, you can't teach ethics and you can't tell anybody ethics, but somebody who is looking to do something and to be a part of something, they should recognize that there is a conflict and they should step down. That's not for us to say. That's just my opinion that there was a conflict. And I feel that the PBA, the OBA, not the PBA judiciary, the OBA has become a political party. And I wasn't very happy at the OBA meeting that I was listening to, but I wasn't part of the two of the trustees got ambushed at that meeting, and I find it very distasteful, very distasteful. Now, I've given a lot of respect to the OBA. They've almost become like a sixth trustee, and that's my fault for giving too much respect. Okay. That respect is gone. It ends now. I can't do that anymore. I'm not giving that respect because I don't get respect back. So, I'd just like those to reflect in this meeting, you know? Maria you are evidently involved in in this campaign and it could compromise your objectivity. That's all I want to say about that. So, I'll make a motion to accept those minutes. Okay

APPROVAL OF MINUTES OF THE BOARD OF TRUSTEES MEETING HELD ON APRIL 29, 2023: Resolution No. 2023-062: Mayor Mallott moved as follows:

BE IT RESOLVED that the Minutes of the Board of Trustees Meeting held on April 29, 2023 are accepted as presented.

Trustee Blake seconded the motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Absent
Trustee Norris	Voted Aye
Trustee Arment	Voted Aye
Mayor Mallott	Voted Aye

APPROVAL OF BILLS AND CLAIM VOUCHERS: Resolution No. 2023-063: Mayor Mallott moved as follows:

BE IT RESOLVED that bills and claim vouchers, already paid be approved as submitted and as follows:
General Fund, in the amount of \$202,418.77, for Gross Payroll from 04/19/23 through 05/16/23

Trustee Blake seconded the motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Absent
Trustee Norris	Voted Aye
Trustee Arment	Voted Aye
Mayor Mallott	Voted Aye

MAYOR'S REPORT:

Um, the sad news is we lost Natalie Rogers. She had a great life and a good life. She was a mentor. When you gotta do a budget by basically beating it into me. We used to spend hours and she would insist that I knew every line of every budget going forward. And as much as I resisted, the more she rap me over the knuckles. We didn't always see eye to eye, but she was always very fair and we could always have a laugh and a drink after our conflict. I tried to do that with this board, too. We're not all in concert here. It's not a yes board. We have a lot of contentious rhetoric between us all, but when that is over, we shake hands, walk out the door, and we should be neighbors and friends. That's what Natalie taught me. She was a great lady. And, well, I can say is rest in peace. That's my report.

ADMINISTRATOR'S REPORT: Joe DiFrancisco spoke

Um, so you'll notice on today's agenda, item number 15 is I'm asking the board for approval of a new contract. Collective bargaining agreement with the Ocean Beach PBA. The mayor and I would like to thank the Ocean Beach PBA, especially Officer Zois, Officer Mills, for the work that was done. And coming to an agreement on this contract was very professional on both sides. I think it's a fair agreement for both sides, and we would like to express our thanks for the negotiations, very non-contentious and very professionally done and hopefully the board agrees and will approve this contract. **Mayor:** Thank you, Joe.

Joe DiFrancisco: Um. A couple of other things I've been working on. Believe it or not, the Department of Homeland Security actually requested rejected some of the funding that we had asked for during COVID. Covid funding. So we're in the process of appealing to get that money back that they disapproved. Some of it was cameras that apparently we put on Dehnhoff during the process. They rejected the payment for that and some emergency response personnel had some antibodies testing done. They rejected our claim for that. So, I'm fighting to get that money back and going through the appeals process with Homeland Security. Excuse me. I'm also working with FEMA on closing out the Windswept project from, believe it or not, from Sandy. Closing out that project will then free up on the federal side, will then free up funds for the village to recover on the state side, the state won't release the funds to us until we close it on the federal side. We're in the process of actually closing that project right now, working with our insurance brokers because there is some insurance requirements that are necessary in order to close the project. And hopefully we can we can finish that, ten years after the storm. And lastly, in regards to the sewer project that has been on the table for a significant amount of time now, we met with the EFC this the group who's helped funding, who's helping to fund the project for the village. We formally requested an extension of those funds as they were due to expire at the end of this year. We obtained that extension. The funds are now extended for an additional two years to the end of 2025, and that project will hopefully shortly be going out to bid as long as they sign off on the project itself, which I don't see any issue with that. But we still need their sign off before we can bid the project out. That's all I have, Mr. Mayor. Thank you, Joe.

SUPERINTENDENT'S REPORT: Kevin Schelling spoke

- Wastewater:** Sewer plant is fully operational.
Emergency Systems and Generator systems operational.
Chemical & Fuel supplies are full
Two sewer restrictions addressed
- Water:** Wells #2, #3 & #4 are operational
All Emergency Systems and Generator system operational
Chemical supplies & Fuel supplies full
Two houses shut down for leaks
- Properties:** Village Green renovation continues (mulch/weed replacement/plantings)
Maintaining Green & Ballfield
Flowers and Banners going up this week
Community House swept and moped
Cleaned out bird netting in Ferry Terminal and re-sealed netting holes
Refuse cans going out amongst the village, we ordered 20 new cans (All takeout establishments will have their own dedicated trash can that they are responsible for, anyone with pizza, ice cream or takeout)
Signage being put up this week
Public Restrooms at the Ferry Terminal open 24/7. Community House restrooms will be opened 8:00 am – 8:00 pm. Ocean restrooms on Cottage will be opened during lifeguard hours
All fire systems for all village buildings were tested and passed
Two bottle filling station systems installed one by the lifeguards the other outside the Boat House
- Streets:** Sand removal from streets continue
Street light repairs ongoing

Mayor Mallott: Okay, Kevin, thank you. Just to add to that list, we have hired a cleaning service for the bathrooms. Uh Nancy's cleaning service is uh taking over the cleaning of the bathrooms. That is the ferry terminal bathrooms here, the bathrooms at the community house and the bathrooms up at the beach. Um It's on a constant basis. Um That's what they're going to do. They're going to rotate through the bathrooms every day. We're going to start down here in the mornings, probably around 9:00 in the morning, and then work our way around the village and constantly keep them cleaned. The last cleaning will be here at the at the ferry terminal, probably around 7:00 or 7:30 at night. And then the cleaning lady will get on the boat and come back the next day. When the boys get off the boat in the morning. They will check this bathroom, make sure that it's not totally destroyed. And then the cleaning lady will be in here. Uh, as soon as she gets off the boat, which is in the 9:00 around the 9:00 hour. What I'm trying to do is to take our blue collar staff and put a put them in split shifts so that I have two of the blue collar guys coming in on the early boat to start sweeping the streets and doing the garbage and going up to the beach and every street and cleaning up the garbage for their shift. And then again at 2:00 or 3:00 in the afternoon, have another shift coming in. Those guys will stay probably till the last boat, making sure that the garbage cans in town and around town are all cleaned. This is an experiment, so it'll change. It's a fluid situation and we want to see how we get a handle on it. That's why we've started it kind of early this year. But we have Memorial Day coming next week. Kevin has told me that his guys will be on top of the garbage and shouldn't worry about it. The lady, the bathroom cleaning people have started already, so shouldn't have to worry about that. And let's hope that this plan moves along very smoothly. Okay. Thank you.

Trustee Blake: Can I just ask Kevin, I know you got an extensive list already. I know you're also short staffed, but I just wanted to flag we talked about it earlier for big, just this large animal proof garbage storage shed. I know you guys were, I think, already working on a garbage piece up there for big Windswept lights on the back deck of Windswept and also a lock an additional lock on the office door with no big. I know those things are on your radar as well and they're there. I just want to make it explicit as well. Thanks.

Trustee Arment: Also, a quick thing about the water bottle filling stations. Thank you for getting those in kind of longer term. You know, I would love to see more of these around the village and we're working on that hopefully for future years. The world of single use, plastic water bottles it's going to be here for a while, but we're trying to reduce it over time. Let's work on that. And I would love you know, we have these wonderful metal reusable water bottles that exist now in all different shapes and sizes, all different price points. So, I encourage you whenever possible, please start thinking about using these and let's start reducing our plastic water bottle use. Mayor: Alright Thank you.

OCEAN BEACH VOLUNTEER FIRE DEPARTMENT REPORT: Chief Levine spoke

Good morning. Um, just a couple things going on. We are gearing up for the season. Just want to announce that Kelly Becker, Smith and Jonathan Scharf are our two newest probies, that are about to graduate from firefighter 1 school. We want to wish them good luck in their testing. And so far this year, we have four new members that are applying for membership to the fire department. One of them is already qualified as a firefighter from another department. The other three will go through the classes. We've been doing some training. At the last meeting we were having a big NCI drill at the school with over 25 different agencies participating. That went very well and just recently we took possession of something called Cell Block. It's a it's a. it's like a powdered device that's used for electric bike fires and stuff for batteries, any type of batteries. We worked with the Town of Islip and now we have a 50 gallon drum and £50 of the cell block in Ocean Beach. It'll be available to the other departments on Fire Island as well, but it's staying basically here. There has been some classes that we've been taking about it. I know in Ocean Beach we do not allow electric bikes, especially during the summer, but the seashore does. So, they will be coming in and we need to be ready for it. Our duty shift schedule started last night. We had our first duty crew on last night. Um, and we just got word that May 30th, we're going to have our big EMS inspection from the state. So, we're getting ready for that. Our siren will stay on for overnight until at least June 15th. And just two other things. Our blood drive is the Saturday of Memorial Day 5/27/2023 weekend. And I saw Tim Mooney somewhere here. Just wanted to thank Tim. He once again came through and will be donating like he has done for many years to the fire department 50 bucks of tickets for all active members who qualify and meet all their qualifications. So thank you to the ferries and to Tim. Thank you. **Ken Gray:** Thank you.

OCEAN BEACH POLICE REPORT: Chief Hesse spoke

Yeah, I just want to expand on what Joe was talking about with the Homeland Security grants. I just applied for a port security grant through Homeland Security for additional cameras, especially around the terminal area. I asked for about \$30,000. It's the first grant I wrote like this. And they make it almost impossible to do with all the red tape, but I got it submitted. Um, I'm the project manager and I put Jonneigh Adrion on as a secondary. So, we'll see what happens. I don't know when we're going to find out. Um, hopefully within a month or two, but we'll see what happens. Um, I had my department meeting two weeks ago, and I went over many of the concerns that we have with code enforcement. Um, they're ready, they're prepped, and they're out there already doing the job. We already started writing garbage tickets. You know, everyone likes to complain about the renters that come here, But I got to tell you, a lot of our homeowners are just dumping stuff everywhere around this village. And it's a little disheartening, I got to tell you. So, we're working on it. Tickets have already been issued.

Our other big concern are the electric bikes. Um, you know, I know Marco is a big proponent of electric vehicles. We did speak about it a bit about the summer regulations, and I think we're going to just keep them in place as is. Right. And enforce that. It's going to be a little tough to tell between a pedal assist electric bike if they're moving their feet. I mean, if they're doing 30 miles an hour, you know that they're not. Yeah, right, exactly. It's the speed. It's really going to come down to the speed. Anybody that drives on and off this beach at around 3:00 or 3:30 knows what it's like down to the seashore. They look at it as a regular bicycle. I disagree. These things are coming at you like Hells Angels at 30 miles an hour and they're in packs and it's really hard to maneuver around them because they just. Yeah, they're quiet. They come at you from all directions. They follow no rules of the road. So, it's going to be a tough year with these things. We do have the rules, so we will enforce. We just have.

Mayor Mallott: But we don't have packs of people riding around on electric bikes here. **Chief Hesse:** I don't know. I've seen Marco. **Mayor:** You're just giving the example down there. **Chief Hesse:** I'm just giving you an example down there of how uncontrolled it really is. And if we allow it to happen. **Mayor Mallott:** Pull the gun out and give a couple of shots. **Chief Hesse:** Haha. We're not allowed to do that. Rules of procedures dictate that was a test. But yeah, we're ready for the summer. So Memorial Day is next week. We have our Memorial Day ceremony that we'll have and I believe Jonneigh already reached out to a couple of the organizations. They're coming over and we'll be ready. **Mayor Mallott:** And Hank's going to address us for his final. **Chief Hesse:** Yes, I did speak to Hank. Hank will do an address. All right, great. So, yeah.

Mayor Mallott: George, one thing going around here with the garbage. We noticed the other day walking around on my rounds that there was refrigerators with the doors still on. **Chief Hesse:** Okay. **Mayor Mallott:** Okay. If you could. Yeah. Point out to your officers. Yeah. **Mayor:** You know, there's anything like that left lying around. **Chief Hesse:** Yeah, they got to cut them off. **Mayor Mallott:** It's got to be a ticket or. **Chief Hesse:** All right I haven't seen it myself, but if anybody sees anything like that, just call us. We'll go down and we'll. **Mayor:** I saw something like that George. **Chief**

Hesse: All right. I need an address. **Mayor Mallott:** We'll talk about it. **Trustee Norris:** Top of Bayberry. **Chief Hesse:** Top of Bayberry. All right. I'll go take a look at it. All right. **Trustee Arment:** It's been there for, like six months. **Chief Hesse:** Yeah. Just one other note. I read Facebook today. Listen, if you have a complaint, you got to make a complaint. I can't just arbitrarily knock on doors to see if they have rental permits. So, if there's noise, garbage, anything of the sort. Give us a reason to go there and we'll take care of it. We'll look into it. Okay.

Mayor Mallott: One more question. Sure. Um, there was something on Facebook. It never came to me, but I heard that people were cleaning up the dunes or doing something more work on the dunes or cutting the dunes. Did you ever get to investigate. **Chief Hesse:** So. Yes. So, we did. The homeowners at the end of Surf View on the north side of Ocean View had asked their landscaper to go across the street and do something, either remove some sand or do something of the sort. **Mayor:** where the hydrant is. Yeah. So, they could store wagons or something across the street. A phone call complaint was made and it was handled. Nothing was done. No damage was done, but the landscaper was spoken to. So. **Mayor Mallott:** And they were correct. **Chief Hesse:** It was corrected. **Mayor Mallott:** Okay. So, if anybody sees anything going on the dunes. **Chief Hesse:** call us immediately. **Mayor Mallott:** Just call the police department. **Chief Hesse:** Don't wait a day, don't wait a week. Call us right away so we can handle it when it happens. **Trustee Norris:** Jonneigh is there any merit in sending out just some letters to folks that live along Ocean View reminding them. **Jonneigh Adrion:** We could. Yeah, we could do that. **Mayor Mallott:** We have enough signs on the Dunes. **Chief Hesse:** It's not their property, they should know better anyway. They just said Yeah, but you know how it is. **Trustee Norris:** I'd appreciate it. **Chief Hesse:** Yeah. So, if you see something, just give us a call. **Mayor Mallott:** We got more signs Kevin up there. Stay off the dunes. **Kevin Schelling:** We got signs. **Mayor Mallott:** Kevin, you got a room full of signs? **Kevin Schelling:** I got signs. **Mayor Mallott:** Could you put a couple more on those that say stay off the dunes, please. All right. Thank you. Thank you, Chief. All right. Thank you.

LIFEGUARD REPORT: Jonathan Virga Spoke

Good morning, everyone. I'm John. I've been a lifeguard here. **Trustee Arment:** Sorry one second. Sorry, we had my apologies. We had a Zoom audio issue when we first began and had to reset a whole bunch of stuff. **Mayor Mallott:** Do we have anyone from OBYG here? **Trustee Arment:** All right, we're gonna do it this way. Go ahead, John. **John Virga:** Good morning, everyone. My name is John. I've been a lifeguard here for nine years. I'm also a captain. Jill apologizes for not being here. She's currently attending a meeting with Fire Island National Seashore regarding marine safety and communication protocols. Our opening day will be next weekend, May 27th, and we will be open from the 27th to 29th. And then weekends after that until June 26th, when we go full time, we will be finishing setting up this weekend. You'll see the wood posts that outline the tire tracks for the vehicles installed. Some of the dune fence repairs being done. The Bay Area set up and garbage pails will go out. I understand there was some confusion with the beach pails going out a week early and the garbage contract not starting. So, forgive us for that. The guards put them out last week and they will handle it next weekend. Um, let's see. In regard to the shark safety protocols, we now have all new radios and a new Seadoo watercraft. Thank you to the village for that. We will use this jet ski daily for patrols as well as emergency situations as long as the conditions allow for it. We'll also be doing drone surveys. So, we're getting two of our guards, their flying licenses so they can fly the drone. Um, and the OB Community Fund has generously donated money to the lifeguards to purchase ten shark bands, which are magnetic bracelets. So, these help by interfering with the shark's electroreception. So, it just kind of blocks their signals. **Trustee Norris:** And they don't taste good, right? **John:** What's that? Nothing. **John Virga:** All right. Um, we've also been working on a streamlined communication plan with the Fire Island National Seashore and our neighboring beaches for shark sightings. Lastly, as per the National Seashore suggestion, we will be regulating further distances between the allowed fishing areas and the swimming areas. So, we don't have the exact distances yet. But the meeting that Jill is in right now will establish that we are very much looking forward to the season kicking off and seeing you all on the beach soon. Thanks. Thank you

OCEAN BEACH YOUTH GROUP: Patty Brahe spoke

Hi, everybody. Thanks so much for letting us just pop in and give a quick update from OBYG. I just wanted to let you know it's a rolling enrollment so you can sign up for the week, the month or the season. We also have drop-in classes. If you have like some grandchildren or nieces and nephews visiting. Check out our website. We have a lot of fun visiting artists coming who change weekly. Um, what just happened? So anyway, we have a lot of great things and we have a new steam program happening and we look forward to a great summer. And Chris is going to talk a little bit about the rec program.

OCEAN BEACH TEEN/RECREATION PROGRAM; Chris Brahe spoke

Good morning, everybody. So just a couple quick updates. First and foremost just wanted to publicly thank the village and the Ocean Beach Community Fund for their continued financial support. Without it, all the things I'm about to talk about can't happen. So, appreciate that. You know, as you guys know, last year was year one. You know, we did it on a little bit of a shoestring budget and shoestring staff, but I think it was a huge success. Somehow, I was added to a pickleball text exchange, which I couldn't figure out how to get myself off of. But I heard all year long that the folks that were playing pickleball this summer continued down in Florida with a group of about 20 and that's what this is all about. Right? I had one person tell me he made more friends this past summer playing pickleball than he had the past 20 years. And that says a lot. So, I think it was a huge success. We're looking to build on it. So, a couple of the things that we're looking to add from a programming standpoint, we are going to be adding, we're going to continue with Cake Wars might even do two of them. We're looking we just purchased some cornhole equipment. We're going to host a cornhole tournament. We're going to be doing a scavenger hunt for the kids and adults as well. Um, lessons. Pickleball, as I mentioned before, was a huge success.

We just bought a whole bunch of new equipment. You know what we're trying to do is find champions for each of these activities. So, I don't know if they're on, but Barry Levine and Tom Calogero, many of you know, huge pickleball fans. So, they're my pickleball guys, right? They're going to help us organize a tournament, rally the troops, put the put the program together, you know, with oversight from the rec department, which is huge. So, we're trying to do that across the board.

Um, so to that point, communication is really important. So, Patty spent a lot of time this offseason developing an app which we'll share shortly. That will be the communication method for all programs, scheduling, things like that. As much as I love hearing from everybody via text over the summer, hopefully the app can alleviate some of that for us moving forward. Um Teen swept was a huge success as well you know giving our younger kids something to do at night. We're going to continue and look to potentially expand the hours on that, which is really, which is really helpful. Um, and you know, listen, there's a couple other things that I can't announce officially because I'm still working with many of the folks on the, on the board right now. You know, we're looking to add a beach volleyball court that comes with some you know, with some things that have to be worked out. Um, you know, from a rules perspective and that is in motion. Um, and I appreciate everybody's help on that. I think if we can get that done, it'll be a huge, huge improvement and provide something that used to be there when I was a lot younger years and years ago.

So, tennis courts as well, we're looking to reactivate those lights or figure out some type of a lighting system. Some of the money from the community fund has been allocated to that. And just so everybody knows what that goal is, we have those basketball hoops and we're trying to let these kids be able to play on them past 9:30 when it's pitch black there. So, if we can get some better lighting down there, I've got K-Mac on board ready to donate. As you guys know, they're a great partner of ours. They're willing to donate a lot of the labor. So, I just we just have to cover the costs of the actual equipment. But it would be great to get that up and running soon as well. So, the last thing I'll say is suggestions. You know, we're looking for more ideas. So, if you guys do have ideas for programming, what did you write down? Where should they send it to?

Patty Brahe: You can go to OBYG.org. There is a "Contact Us" link or you can email me. I can put that in the in the notes. It's board of at boardofobyg@gmail.com. Um, this June 24th, Camille is helping us run a swing dancing night with lessons and social dancing. So that's a great example of someone coming to me saying I have this idea, helping us plan it, really planning it and us just helping get all the pieces in motion. So, we love working with everybody and all of their special interests and skills and talents. Thanks, guys. Thank you.

PUBLIC HEARING #1

OPEN TIME: 11:58AM Mayor/Blake

CLOSING TIME: 12:31PM Mayor Blake

Public Hearing Notes:

The public hearing is now open. Okay, So, we recently amended the Village Code section 106-6 concerning fees for the license to be able to land on our public dock. Um. So, the Board of Trustees shall set the rates by linear footage that is used and the courts have already said to us that in a court decision, of course, there's been some litigation about this, that the village can lawfully license the use of its public dock space and charge a fee for its use. So, then the question is, well, what is an appropriate fee for its use? And there's case law out there that says under appropriate circumstances, a village may grant a revocable license to a private business for fair and adequate consideration to use the village facility. So, then the question is, well, what is fair and adequate? And there's all the case law that says that we may not charge nominal rent. It must be fair and accurate consideration. And that really means fair market value. What is the market for the use of that land by a private company who is a for profit company making money by bringing people here? Uh, there's no doubt that there is a benefit to the village for this the village, residents use water taxis to come over. Um. And we're certainly encouraging friendly competition, so that residents and visitors have choices. So. What would be the fair market value of the use and the ability to land for a private company to make a profit? It's hard to determine because when you look at comparables normally, let's say you're selling a house, you want to figure out what the fair market value is. You go around, you look at 5 or 6 comparable houses, four bedroom, two bath. What did it sell for? What did it go for? It's kind of hard to do that here and add it on top of that the village this village is the busiest village receiving water taxis and water limos and the thought. So, it's almost a little unfair to compare if somebody was a ferry was landing in Lonelyville or a water taxi was landing in Lonelyville as opposed to landing in Ocean Beach or leaving from Ocean Beach. So, it's a little it's a complicated and there's no set formula on how to do it.

Ken Gray: So, Joe and I went through a couple of things and I just let me share some of this information with you. So, the ferry that's pulling into the ferry basin right now, the entire the ferry company right now has an exclusive use of the inside of the ferry basin. And if you add up the space, it works out to about 500 linear feet inside the basin. The rent for Fire Island ferries just for the terminal rent has gone from 2016. It was we got \$472,909 for the year. That works out to \$945 a linear foot. It went up in 2017 to \$581,130, which equates to \$1,162 a linear foot. 2018, it was \$593,334, which works out to \$1,186 a linear foot. 2019 it was \$605,200, which works out to \$1,210 per linear foot. 2020 it was \$588,522, which works out to \$1,177 a linear foot. 2021 it was \$660,999, which works out to \$1,322 a linear foot. And in 2022 it was \$535,166, which works out to \$1,070 a linear foot. So granted, a ferry that my holds, I don't know, 200 people is a lot different than a 36 passenger water taxi. But just for demonstration purposes, I want to show that we're being paid over \$1,000 per linear foot for that dock annually. Mayor: exclusive right. **Unidentified Speaker:** Ferry comes in frequently, right. So, a guy that's driving his own private boat.

Ken Gray: May I finish my presentation, please? Thank you. I appreciate the comments but. And that is exclusive. Another ferry company can't come and land there, and that's for safety purposes mainly. So, there's no interference. I mean, you could probably have another ferry company and we just have to schedule it properly so that there'd be no conflicts. So, now let me go to the water taxi situation, which lands everybody knows where the water taxis are landing outside out here on the north end here. Um, Fire Island Water Taxis has really two areas where they land. The water taxis land out a little further and they have about 62ft, linear feet that they utilize. And then a little bit closer in here, closer to the boathouse, there's another approximately 38ft. and those are usually used for the Cross Bay taxis. Mr. Mooney, you're here. If I misstate something, if you can correct me. Okay. Thank you, sir. **Tim Mooney:** Spot on **Ken Gray:** Okay. So that's about 38ft. So that's for a total of 100ft operating. So, in 2016, the license fee was \$32,500, which worked out to \$325. A linear foot, 2017, same number, \$325 a linear foot. 2018 Same number \$325 a linear foot. 2019, it was increased to \$37,500, which works out to \$375 a linear foot. In 2020 it was \$40,000 and obviously that's \$400 a linear foot. 2021, it went to \$47,000, which works out to \$470 a linear foot. And in 2022 it was the same, \$470 a linear foot. What you need to know also is how the ferries, excuse me, water taxis pull in. They pull in nose first and they leave it in gear so that it's pushing up against the bulkhead so that it doesn't separate and create a gap where somebody could get hurt or fall. So, in order to do that, the bulkhead had to be fortified, for lack of a better word. Fire Island Ferries, Fire Island Water Taxi had that done on their own at their own cost. That was done a number of years ago, and that was to protect the dock. Um, and since then, every year they maintain that they replace boards and there's of course, factor to that. Uh, I believe and don't have, uh, well I believe I've been told that the maintenance every year going forward is since they fortified it. Is anywhere between \$1,000 and \$2,000 a year to maintain that dock. And that's one of the requirements. And quite honestly, it

protects the boats as well. I believe it helps maintain the boats in good condition. So that's what we're looking at. It's right now it's \$470 a linear foot plus the fortification of the bulkhead. And then if you continue and you come back next year, it'll be a continuation of the maintenance. Um, so the village code also has that the village should consider any factors to maximize safety in the water and on the dock, including designating a no landing zone on the dock. There was an incident last, I think it was last summer or two summers ago. George, are you here? **Chief Hesse:** Sorry. Yes. **Ken Gray:** When was that incident between the two boats that ended up hitting one of the water taxis? Was that last summer or two summers ago? **Chief Hesse:** It was the summer before that. Yeah. **Ken Gray:** Marco? Yeah. Do you have that video that you're able to show?

Trustee Arment: I'm going to do my best, Yeah. So let me see if I can share my screen here with the Zoom participants. Then I can turn my laptop around for the people in the room. Yeah, sorry, we don't have a full big screen here, so I'll try to show you here. Feel free to step up temporarily. **Ken Gray:** Yeah. George, can you walk us through what's happening now? I can't see the screen. **Chief Hesse:** Yeah. So basically, what we have there is Fire Island Ferries has a couple of boats and H2O has two of their vessels, and now they dock differently than Fire Island ferries. They don't pull straight in. because of the design of the vessel. So, what it does, it broadsides like the ferry does, it pulls up and it draws a line. It keeps the boat in gear to keep the boat against the dock. And then, you know, passengers get on and off. But what had happened here is I believe that the boat was unattended. They were two boats in one of the boats was unattended. I think the two captains were talking on the dock and the second vessel came loose. It ran into the first vessel and both boats ran into the Fire Island Ferries, water, taxi. Nobody got hurt, but they jumped on board. They took control of the of the boats and tied them up. And there was.

Ken Gray: Some damage to the Fire Island ferries Water taxi. The water taxi. Yeah. Okay. Did that play?

Trustee Arment: I believe so. It played for us. I think it played for the Zoom. **Ken Gray:** Were you able to see it Joe? Yeah. Okay, good. All right. Thank you. Marco. Yep. So, um. We have two applicants, basically. One is Fire Island Water Taxi, and everybody's going to have an opportunity to speak and be heard. The so my understanding is Fire Island Water Taxi uses generally three up to four water taxis at a time, possibly here. They have other water taxis, but they don't necessarily all come here. But on any given day three, sometimes a fourth water taxi would be coming here. So, based upon the history and the usage that we've had, we believe that the 100ft that they currently utilize is working. It's a good work for them and for the village. So, therefore we're going to, the board, when we're done with the public hearing is going to consider is 100ft is appropriate for that particular applicant. And then we'll talk about the rate. The other applicant is H2O. Now, they had been operating with what's known as six packs two six packs. Those are the boats that you saw in the video. They hold up to six passengers each. I've been speaking with the attorney for the applicant. And who's on the call, by the way? Hello, mister. Hey, Brian. How are you? So, they are switching up their operation a little bit. They're going to have two water taxis, which are 36 passenger water taxis and one six pack, which is a six pack, a six passenger like you saw in the video. So based upon that space, the village believes that we're going to consider it, but we believe that 40ft would be an appropriate designation for them so that it can be operated in a safe manner. **Mayor Mallott:** With a 20 foot barrier. **Ken Gray:** Correct. And then again, for safety reasons, the village believes at least a 20 foot barrier in between the two operators is appropriate. So that'd be a no landing zone for anybody. And we think that will take care of needs. The applicant for H2O is aware that the bulkhead would have to be fortified and he made reference to that in the last board, the last public hearing that we had back in last year, 2022. And just. Bear with me.

Ken Gray: So, in the presentation, counsel for H2O indicated we could put up some type of material that like what Fire Island Taxi has for the loading and the safety of the residents. And he indicated that they will do it at their cost. So, we had gotten a verbal quote from Stout, I believe, to talk about fortifying that 40ft. Um, and that's the cost of around \$8,000. So, that's one factor that has to be considered. And again, talking about valuation, we talk about. Comparing apples and oranges. The counsel for the H2O had indicated that most. He goes up and down Fire Island Shore, very little of it is Cross Bay. Most of that 90% of travel between the village is going from Ocean Beach, your location going east and back. He does very little work going west. So, that indicates that this, if it's 95% of his business, is Ocean Beach, That's very busy. So again, when I talk about comparables, it's hard to do apples and oranges. You can't compare Ocean Beach to Lonelyville or Ocean Beach and the Lighthouse, even a landing at the lighthouse. So. I think that was the points that I wanted to make and bring out. Um, right. So now we've again, fair market value. What is fair and adequate consideration to the village? Um, obviously on the New York State constitution, the village cannot gift anything we can't give away. We're required to get this fair and adequate compensation. The other thing.

Ken Gray: Oh, So another thing that we looked at was the transient dot, which is right behind where these. Ferry water taxis. Keep on saying ferry, I apologize. Where these water taxis land. We currently have 18 transients north dock spaces for which we charge \$45 an hour for up to 24 hour rental, which totals \$1,080 per space, bringing the daily maximum total for the 18 transient spaces to \$19,440. That's 18 times 45 times 24. The average amount of space used for a transient rental is 24ft. Thus, the \$19,440, the average space of 24ft equals \$810 per linear foot. So, to summarize, we have. The basin for the ferries, which averages over \$1,000 per linear foot. We have the transient docks, which average \$808 per linear foot. Now, with the transient dock, the people who come here, they do get some services. They have the help of the dock master. They have water, the transients. They have water.

Ken Gray: They have water. They don't have electric? No, sir. No sewer, no pumping out the boats. So granted, the water taxis, they don't have that service. They don't need the help of the dock master in the village. So, with that said, based upon our review of everything it looks like currently. The number is \$470 per linear foot. We believe Fire Island Water Taxi is using 100ft and will continue to use 100ft. And we believe that H2O needs and we will designate 40 linear feet for that company if they choose to continue operating here. With that said, are there any questions from the board?

Trustee Norris: No, none for me. **Ken Gray:** Is there any questions from the audience? I'll take the applicants first. Um, Mr. Mooney, for Fire Island water taxis.

Trustee Arment: Or if you could please come up to the microphone up here so the zoom participants can hear. **Ken Gray:** You're not required to speak if I'm just giving you the opportunity. **Tim Mooney:** That's very accurate. **Ken Gray:** Okay. Thank you. Thank you, sir. Okay. Brian Davis, you're on the line.

Brian Davis: Yes. Good morning, Mayor and members of the board. Ken. Um, my name is Brian Davis. My office is in Garden City, New York. This is sort of round three. Um, I've got to I've got to emphasize a few things. I mean, I have we've been through the law, and I think the law states it is well settled that where a license, a permit fee is imposed on the power to regulate the amount charged cannot be greater than a sum reasonably necessary to cover the costs of issuance, inspection and enforcement. To the extent that fees charge are exacted for revenue purposes or to offset the cost of general governmental functions therein valid as an authorized tax. You know, last year you unilaterally imposed on my client the 40ft and an \$800 charge per foot at \$32,000 plus another \$10,000 to \$15,000 to fix up that portion of the dock that he was going to use. And we went to court on that because and I've given, I've given the numbers. You can't equate H2O limo with the Fire Island Water taxi. The water taxi is on a fixed schedule and there's sometimes I was told by residents of the village people that that are there every day that sometimes as many as five water taxis will arrive at the same time because there's some going one going eastbound, one going westbound, I was told two shuttles and then the cross bay.

Brian Davis: My client does not work on a schedule, as you know. He works on demand. So, last year we went through the figures and I sent the I put these in the papers last year and I sent them to Ken again. He did about 1,600 passengers through the season. That's drop offs and pick-ups, 1,600 averaging. We're figuring about 4.5 people a trip. You know, we're talking about 350 trips. My client works a longer season than the Fire Island Taxis. He works about a six month season. So, if you said 180 days, over 180 days, 350 trips, you're talking an average of two trips a day to the village. Now, of course, on the weekends is going to be more trips and sometimes during the week there aren't going to be any because he operates on demand. You call you set an appointment. He comes into he comes to the dock. He's no longer he's phasing out the six packs, the only boats that he's going to be using to come to Ocean Beach now are going to be the water taxis, the 36 person taxis. And as was described, he pulls in bow first pulls up to the dock. The width of the bow is 12ft. That's what's needed for him to land to end up against the dock and it's 4 to 5 with rubber. So, it minimizes the wear and tear on the dock. So I don't know. And then then fee wise, his average fee again, I put this in the papers last year. His average fee coming to Ocean Beach was about \$12.50 a person. So \$12.50 times the 1,600, we're talking \$20,000, \$21,000 he made from passengers being brought to and picked up from Ocean Beach. Your figures just don't justify it. I mean, you can't charge him \$20,000 for 350 trips. It just doesn't make sense. It's not economically feasible to him. The as I said last year, the \$32,000 that was going to be that he was going to be directed to pay last year was like \$20 average to \$20 a person, \$20 a passenger, \$8 more than he actually receives from the passengers. I mean, this this has to be this has to be looked at. You can't compare the apples and the oranges. And that was the phrase that was used. You can't compare the ferry with the taxis and you can't compare the fire island water taxi with my client. You can't compare the business that works on a schedule. Is there I don't know how many times per day each of their taxis comes up against the dock, but my client working on demand. Is there a handful of times on the weekends, maybe 4 or 5 times on a weekend? And then, like I said, if nobody calls during the week, he's not there. So how do you how do you say, okay, this is going to be this is what it's going to cost you? It doesn't it doesn't work. And it's not fair to impose a fixed a fixed amount. Let me just look up. I

think I gave you this. The statistics, it's they're not even my client is not even in competition with the Fire Island water taxi. It's two different modes of doing business. And I think you should be encouraging my client's business because it is wanted by residents of the village. Some people will go down and say, okay, the Fire Island water taxi is going to be here at 12:00. We'll wait for it. Other people want the luxury, let's call it, of being able to call up, hey, pick me up at ten, you know, 10:30, we'll be down at the dock. My client pulls up, they're there, they get. And he doesn't pull in until the people are on the dock waiting to be picked up. He waits off, comes in, picks them up. Therefore, a couple minute, 2 or 3 minutes. I mean, I'm sure the police have observed this. I'm sure the chief knows from either watching himself or hearing from his office. My client's use is de minimis and I can't see how you can equate his use with either the ferry or the fire island water taxis. It's a different business. His use is minimal. And I mean, with all due respect, you're putting him out of business. If you're going to charge him. For the use of the dock more than what he makes off of his passengers. And he's not going to surcharge people. He's not going to tell people, listen, it would be \$12.50, but I got to charge you, you know, \$22.50 or \$25 now because I have to pull into the dock for three minutes and pull out, you know, 350 times during the course of the season. So, I've said my piece. It's not going to work, though, at charging him \$20,000 to make \$20,000. You're putting them out of business. And it's a business that's needed. I think, you know, the cost to you to review his application, to review his insurance, to review his Coast Guard certificate takes, what, about a half hour. You want to inspect the boats? How long would that take to inspect each boat? They're open boats. I mean, you get on it and you look around and you make sure that it's all safely. Let's take a half hour each. I don't know what enforcement I mean, fixing up the dock. He offered that his small area where he pulls up that 12ft. You want to expand it to 20ft so he fits in. Fine. He'll he'll fix that up. He's we've offered that. But as far as paying a fixed a fixed rent, that's going to put him out of business, obviously that's you know, it can't be done. So, thank you for the time and please give it consideration. You know, you've got to look at the method of his business, the use that he makes of the dock. And you can't compare one business on a fixed schedule pulling up there with multiple boats multiple times a day guaranteed, because that's what they're on. They're on a schedule and people expect the boat to be there because there's a schedule versus. My client waiting for a call that may not come. And when it does. It's a three minute, four minute stop at the dock to either drop off people or to pick up. So thank you for giving me the time, and I hope that you will take what I said into consideration and have a nice day.

Ken Gray: Thank you, Mr. Davis. Thank you. If you could stay on the line for a second, there's one other part, and this really has to do with the safety issue. And when we were trying to review comparables, we looked at what other people do and we realized that the insurance requirement we had in the license agreement with Fire Island Water taxi was insufficient. It only called for \$1 million policy per occurrence if there was a tragedy out there. So, I think the village at this point, after we have this public hearing and we set the rate, I think we're also going to set an insurance minimum requirement for any operator that comes in with water taxis and water limos as \$1 million per occurrence, \$5 million in the aggregate with a \$10 million umbrella. There's Saltaire, the village of Saltaire has that insurance requirement and it seems reasonable to us and comparable in that regard. So I think that the village is going to take that in consideration.

Brian Davis: And I just said one more thing, please. **Ken Gray:** Mr. Davis? Yes, You may go.

Brian Davis: Yeah. I wrote last year and you quoted from it. I said 95% of our business is is going east of Ocean Beach. Only 10% of H2O's business is actually going to and from Ocean Beach. Majority of the business is Cherry Grove and the Pines in that area. So, it's about 10% of his business going to Ocean Beach. If I know that we've increased our coverage. I don't believe it's 5 million. That's that premium, again, is a very, very large premium. And I don't see what liability if he I just can't see what kind of an accident, how the village is going to be responsible, an accident where the boat runs into the dock and someone gets hurt. I can't see how the village would have exposure there, but that's something we could discuss. I think we could discuss, you know, another time.

Ken Gray: Very well. Thank you. Is there anybody in in the audience here today live, have any comments or want to speak on the issue? It is a public hearing. Can you speak up to the microphone, please? Sorry. This way. The members on the Zoom can hear you as well.

David Lipsky: Dave Lipsky was wondering whether you looked at other types of fee structures besides just the length of the dock and whether you looked at a use fee and a security fee that exists in or disembarkation fee to cover the cost of policing, security response time. And just the crowd of people that come to Ocean Beach use our services, don't go to Seaview to use their services. **Ken Gray:** Well, we can't charge anything related to the cost of the police department, their general services, and that's village wide. So, we can't charge a specific person extra money to try to recoup general expenses of the village.

David Lipsky: Well, don't we have the police meet the ferries coming and going? **Ken Gray:** They meet the ferries. They don't meet the they don't meet the water taxi. **David Lipsky:** That's a choice. But it's, you know, when you have a lot of people coming in on the weekends, some of them are tanked, but. **Ken Gray:** We Can't charge that. So, the other the other question is like per landing fee, you know, or landing fee, if we can charge it that way, that would end up costing us money because we'd have to hire somebody to stand out there on the dock all the time to count, you know, either per person, per head or per boat. And that's not something that we want to get in the business of doing. We don't want to get into the business of monitoring their business plan or their operation. **Mayor Mallott:** For hours a day. **Ken Gray:** It's just so we talked about some of those things and we came up with a linear footage as being the most fair and adequate way to calculate it. **David Lipsky:** And one other question is whether you considered the social cost of carbon. You have all of these motorized boats coming in. They're going the wrong way for a village that is already being affected by climate change and having more boats come in without any incentivizing for them to use maybe electric boats or something else. Just something to consider as we go through.

Brian Davis: Can I be heard again, please. **Billy Bloom:** One more resonant. Hi, Billy Bloom. I don't have a dog in this race. I don't really care what you charge anyone, but you wouldn't have to hire someone to stand out there 24 hours a day. You could have a blink camera and just have somebody check it out for 15 minutes and all the comings and goings. **Ken Gray:** Thank you very much. **Bill Bloom:** You really wouldn't have to pay anyone.

Brian Davis: Ken could be heard just one more time. **Ken Gray:** Oh, I'm sorry. Sure, Mr. Davis. **Brian Davis:** Yeah. Just like what Mr. Lipsky said and what this young man just stated. You know, beaches today, for instance, Jones Beach private concessionaires have to kick back a piece of their business. There's nobody from the state or from the town of Oyster Bay looking at the cashiers, collect the money. They do audits, you know, and they rely upon the concessionaires to report this is what we made, this is what we grossed. My client keeps a record. He keeps a, you know, a blotter on his boat as to where he went, how many people and you have it on film so you can do an audit, have somebody look at it. He hands in his, he hands in his report to you and says on June 10th, I dropped off. I made five trips to the village and I dropped off 22 people. We'll take that day. Let's go on and look. And sure enough, you'll be able to see whether my client is being honest or not. So, I think that's a much more appropriate way of charging somebody for the use is based on the amount of trips that he actually does make to the village. So, thanks to both of those gentlemen for bringing that out.

Ken Gray: Thank you. Marco, Is there anybody on the screen raising their hand to speak? **Trustee Arment:** Uh, No. **Ken Gray:** Okay, **Mayor Mallott:** make a motion to close the public hearing? **Ken Gray:** Motion to close the public hearing, who made it? The mayor. Seconded. **Trustee Blake:** Second. All in favor? Aye, aye. Okay.

Ken Gray: Motion is carried. Public hearing is closed. Um, I'll entertain a motion to set the appropriate fee for water, taxi and water limo landing license at \$470 per linear foot. With the further determination that Fire Island Water Taxi uses 100 linear feet And. Whereas, H2O applicant the village will make a determination that. They will need 40 linear feet to operate in a safe environment and also that there shall be a 20 foot minimum buffer between the two operators. For safety reasons that were discussed during the public hearing. Also that each of the applicants are required to maintain the fortified dock and for the 40ft of H2O's area. The village will get a quote for that work and H2O will be responsible for paying of that fortification. And also the requirement that any of the operators that come into Ocean Beach for the water taxis and the water limos will have insurance requirements of \$1 million per occurrence, \$5 million in the aggregate and a \$10 million umbrella policy. And obviously also the requirement that if they're going cross bay, they need a well, they will need a cross-bay license issued by Suffolk County. That was in the form of a motion. Who made that motion? The mayor made that motion. Who seconded it? Is there a second? We have a rain delay. There's a motion that was a motion that that the mayor made. Is there a second? No second, Okay. **Trustee Norris:** Mr. Gray? Is there an opportunity for the board to further consider this motion? Can we? **Ken Gray:** Sure, we can table this motion **Trustee Norris:** Can we continue for one session. **Ken Gray:** Sure we can. **Trustee Norris:** And the point in mind here is not to delay a decision, but out of respect to some of the things that were discussed on the hearing. I, for one, would like to dig deeper in my own due diligence to offer my vote without any ambiguity. There are some good points brought up. **Ken Gray:** Okay, So there's a motion. **Trustee Norris:** That's my point. **Ken Gray:** So now there's a motion to table that resolution. **Trustee Blake:** So moved. Do I have a second? **Trustee Norris:** Yes, **Ken Gray:** Thank you. All in favor? Motion is tabled, Mr. Davis. You heard that right. The motion was tabled. Okay. Thank you very much. Now we're going to move on to the rest of the scheduled agenda. Thank you for everybody's patience on that

AUTHORIZE & APPROVE WATER TAXI, WATER LIMO & CHARTER BOAT RATES: Resolution No. 2023-064: Trustee Norris moved to TABLE this matter:

WHEREAS, the Board of Trustees would like to set the appropriate fee for a Water Taxi, Water Limo and Charter Boats landing license at \$470 per linear foot; and

WHEREAS, it has been determined that Fire Island Water Taxi, LLC safely operates and uses 100 linear feet of area; and

WHEREAS, it has also been determined that the applicant, H2O Limo Inc. will need 40 linear feet of area to operate in a safe environment; and

WHEREAS, for safety reasons there shall be a 20 foot minimum buffer between the two operators as discussed during the public hearing on Saturday, May 20, 2023; and

WHEREAS, each of the applicants are required to maintain the fortified dock and for the 40ft of H2O's area. The village will get a quote for that work and H2O Limo Inc. will be responsible for paying of that fortification; and

WHEREAS, the requirement for any of the operators that come into Ocean Beach for the Water Taxis, Water Limo and Charter Boats purposes, will have insurance requirements of \$1 million per occurrence, \$5 million in the aggregate and a \$10 million umbrella policy; and

WHEREAS, it is required that should they navigate cross bay, they will need a cross-bay license issued by Suffolk County Legislature.

Now, therefore, it is hereby

RESOLVED that the rates and terms, as stated above, for Water Taxi, Water Limo and Charter Boats are approved.

Trustee Blake seconded the motion. Upon call, the following voted:

Deputy Mayor Blake	Tabled
Trustee Hargraves	Absent
Trustee Norris	Tabled
Trustee Arment	Tabled

ADDITIONS/DELETIONS TO THE AGENDA: Resolution No. 2023-065: Mayor Mallott moved as follows:

- 1.) Add Item #16 – Approval to Accept 2021-2022 Audit Prepared by Cullen & Danowski, LLP
- 2.) Add Item #17 – Accept & Approve Health Insurance Cap for Elected Officials

Trustee Blake seconded the motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Absent
Trustee Norris	Voted Aye
Trustee Arment	Voted Aye
Mayor Mallott	Voted Aye

STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA): Resolution No. 2023-066: Mayor Mallott moved as follows:

WHEREAS, the Village hereby declares that all action items on this Agenda, unless otherwise indicated, are Type II, pursuant to SEQRA, and, therefore, no further environmental review is required; and

Now, therefore, it is hereby

RESOLVED that the Board of Trustees hereby approves the SEQRA declaration on all action items as Type II, unless otherwise indicated on this Agenda.

Trustee Norris seconded the motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Absent
Trustee Norris	Voted Aye
Trustee Arment	Voted Aye
Mayor Mallott	Voted Aye

RATIFICATION & APPROVAL OF PERSONNEL: Resolution No. 2023-067: Mayor Mallott moved as follows:

A. WHEREAS, Jonneigh M. Adrion, Village Clerk, at the time of hire, has provided a report to the Board of Trustees detailing and listing new hires to be paid under general funds appropriation code, Police Officers A3120.102, A3120.104, Dispatchers A3120.107, Lifeguards A7140.100, Laborers A5110.200/F8340.200/G8120.200, Marina/Docks A7989.100, not to exceed these budget line items, and has requested ratification and approval by the Board of Trustees for said new hires; and

Now it is hereby

RESOLVED that the following hires listed are hereby ratified and approved, pending completion of documentation, in order for paychecks to be released:

Name	Dept.	Start Date	Full-Time	Hours	Rate of Pay
Police Officers	A3120.102				
Weeks, Fallon H.	1	5/20/2023	Full-Time	40 per week	\$27.048/Hr.

Name	Dept.	Start Date	Seasonal 5/15/2023 - 9/10/2023	Hours	Call-in As Needed 9/11/2023 - 5/13/2024	Rate of Pay
Police Officers	A3120.104					
Accardi, Nicholas M.	1	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$28.00/Hr.
Albanese, James	2	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$32.00/Hr.
Barattini, Kevin M.	3	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$28.00/Hr.
Battista, Michael N.	4	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$30.00/Hr.
Becher, Andrew V.	5	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$34.00/Hr.
Bockleman, Kenneth C.	6	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$28.00/Hr.
Bodenmiller, Edward L.	7	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$28.00/Hr.
Butler, Brian W.	8	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$28.00/Hr.
D'Gracia, Anthony J.	9	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$28.00/Hr.
DiDomenico, Joseph	10	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$28.00/Hr.
Emerson-Lopez, Deanna M.	11	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$26.00/Hr.
Engelhardt, Thomas	12	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$26.00/Hr.
Ferrin, Reilly M	13	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$28.00/Hr.
Findel, Harry, E. III	14	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$26.00/Hr.
Fresella, Alyssa M.	15	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$28.00/Hr.
Gargan, Michael	16	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$30.00/Hr.
Hesse, Megan R.	17	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$26.00/Hr.
Hiatrides, Krista T.	18	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$28.00/Hr.
Indiviglio, Chester	19	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$28.00/Hr.
Kahveci, Ugur	20	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$28.00/Hr.
Kelly, Christopher J.	21	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$28.00/Hr.
Kirchner, Eric R.	22	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$34.00/Hr.
Kutteh, Hani	23	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$30.00/Hr.
Marchese, Corey A.	24	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$26.00/Hr.
Montuori, Joseph	25	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$28.00/Hr.
Mulligan, Brian M.	26	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$28.00/Hr.
Nakken, Tyler J.	27	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$26.00/Hr.
Negron, David A.	28	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$28.00/Hr.
Olchovy, Patrick	29	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$28.00/Hr.
O'Leary, Alec M.	30	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$34.00/Hr.
O'Neill, John L.	31	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$26.00/Hr.
O'Sullivan, Brandon	32	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$26.00/Hr.
Picciano, John A.	33	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$26.00/Hr.
Plitt, Thomas V	34	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$26.00/Hr.
Redden, Brian G.	35	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$28.00/Hr.
Rhodes, Craig P.	36	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$26.00/Hr.
Sardo, Joseph J.	37	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$28.00/Hr.
Seda, Alexander	38	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$28.00/Hr.
Stines, Madison J.	39	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$26.00/Hr.
Sweeney, Kelsey M.	40	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$26.00/Hr.
Tenety, Michael	41	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$28.00/Hr.
Testa, Mark	42	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$26.00/Hr.
Tomanelli, Richard F.	43	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$28.00/Hr.

Dispatcher	A3120.107	Start Date	Seasonal 5/15/2023 - 9/10/2023	Hours	Call-in As Needed 9/11/2023 - 5/13/2024	Rate of Pay
Alleque, Corydon E.	1	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$24.50/Hr.
Chenault, Byron	2	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$24.50/Hr.
Cherry, Patrick	3	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$24.50/Hr.
Clifford, Stephen	4	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$24.50/Hr.
Clyne, Brett M.	5	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$24.50/Hr.
Fernandez, Jason P.	6	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$24.50/Hr.
Griffin, Zackery A.	7	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$24.50/Hr.
Hesse, Lauren	8	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$24.50/Hr.
Hoffman, Jason P.	9	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$24.50/Hr.
Lippert, Jay L.	10	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$24.50/Hr.
O'Leary, Dennis L.	11	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$24.50/Hr.
Sicilian, Daniel	12	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$24.50/Hr.
Sicilian, Gabrielle	13	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$24.50/Hr.
Stewart, John J.	14	5/15/2023	Seasonal	As Needed	Call-in As Needed	\$24.50/Hr.

LIFEGUARDS						
Chief Lifeguard	A7140.100	Start Date	Seasonal	Hours	Rate of Pay	Year
Weinstein, Jillian J.		5/15/2023	Seasonal	As Needed	\$40.00/Hr.	13 th
Training Officer – Sr.	A7140.100	Start Date	Seasonal	Hours	Rate of Pay	
Dowd, Patricia C. – Senior/TO		5/15/2023	Seasonal	As Needed	\$28.00/Hr.	22 nd
Assistant Chief Lifeguard	A7140.100	Start Date	Seasonal	Hours	Rate of Pay	
Stertz, Nicholas		5/15/2023	Seasonal	As Needed	\$30.00/Hr.	24 th
Senior Lifeguard – Captain	A7140.100	Start Date	Seasonal	Hours	Rate of Pay	
DeLyra, Theodore J. – Captain	1	5/15/2023	Seasonal	As Needed	\$29.00/Hr.	13 th
Hobbes, Jr. John W. – Senior	2	5/15/2023	Seasonal	As Needed	\$27.00/Hr.	11 th
Hobbes, Matthew R. – Captain	3	5/15/2023	Seasonal	As Needed	\$29.00/Hr.	9 th
Roesch, Glen – Senior/EMT	4	5/15/2023	Seasonal	As Needed	\$28.00/Hr.	16 th
Virga, Jonathan A. – Captain	5	5/15/2023	Seasonal	As Needed	\$29.00/Hr.	7 th
Virga, Nicholas J. – Captain	6	5/15/2023	Seasonal	As Needed	\$29.00/Hr.	6 th

Lifeguards	A7140.100	Start Date	Seasonal	Hours	Rate of Pay	Year
Baldassare, Zachary L.	1	5/15/2023	Seasonal	As Needed	\$22.00/Hr.	5 th
Becher, Lucas R.	2	5/15/2023	Seasonal	As Needed	\$20.50/Hr.	3 rd
Bossert, Elizabeth L.	3	5/15/2023	Seasonal	As Needed	\$20.50/Hr.	3 rd
Cabrera, Gavriella	4	5/15/2023	Seasonal	As Needed	\$20.50/Hr.	3 rd
Calabrese, Faith	5	5/15/2023	Seasonal	As Needed	\$21.00/Hr.	4 th
Colombo, Isabella G.	6	5/15/2023	Seasonal	As Needed	\$23.50/Hr.	7 th
Delisle, Lance A.	7	5/15/2023	Seasonal	As Needed	\$18.50/Hr.	2 nd
Dymerets, Gregory	8	5/15/2023	Seasonal	As Needed	\$18.50/Hr.	2 nd
Ellis, Samantha M.	9	5/15/2023	Seasonal	As Needed	\$21.00/Hr.	4 th
Falkove, Max	10	5/15/2023	Seasonal	As Needed	\$20.50/Hr.	3 rd
Falkove, Mollie R.	11	5/15/2023	Seasonal	As Needed	\$18.50/Hr.	2 nd
Falvey, Hanna M.	12	5/15/2023	Seasonal	As Needed	\$18.50/Hr.	2 nd
Fuchs, Delia E.	13	5/15/2023	Seasonal	As Needed	\$16.00/Hr.	1 st
Huber, Thomas	14	5/15/2023	Seasonal	As Needed	\$18.50/Hr.	2 nd
Jao, Anna C. – EMT	15	5/15/2023	Seasonal	As Needed	\$23.00/Hr.	5 th
Kelpic, Donovan	16	5/15/2023	Seasonal	As Needed	\$20.50/Hr.	3 rd
Koehler, Anthony D.	17	5/15/2023	Seasonal	As Needed	\$18.50/Hr.	2 nd
Lempin, Gregory J.	18	5/15/2023	Seasonal	As Needed	\$18.50/Hr.	2 nd
Maroney, Kali J.	19	5/15/2023	Seasonal	As Needed	\$20.50/Hr.	3 rd
McKenna, Marley K.	20	5/15/2023	Seasonal	As Needed	\$23.00/Hr.	6 th
Mueller, Jeremy S.	21	5/15/2023	Seasonal	As Needed	\$23.00/Hr.	6 th
Mullins, John A. IV	22	5/15/2023	Seasonal	As Needed	\$18.50/Hr.	2 nd
Nimberger, Brandon	23	5/15/2023	Seasonal	As Needed	\$22.00/Hr.	5 th
O'Malley, Kate	24	5/15/2023	Seasonal	As Needed	\$22.00/Hr.	5 th
Peppito, Delaney H.	25	5/15/2023	Seasonal	As Needed	\$22.00/Hr.	5 th
Polley, Aidan J. – BAY?	26	5/15/2023	Seasonal	As Needed	\$16.00/Hr.	1 st
Reschke, Celia E.	27	5/15/2023	Seasonal	As Needed	\$24.00/Hr.	8 th
Santoro, Colby G.	28	5/15/2023	Seasonal	As Needed	\$20.50/Hr.	3 rd
Solomon, Matthew H.	29	5/15/2023	Seasonal	As Needed	\$23.50/Hr.	7 th
Sullivan, Connor Patrick	30	5/15/2023	Seasonal	As Needed	\$23.50/Hr.	7 th

Sullivan, Declan W.	31	5/15/2023	Seasonal	As Needed	\$18.50/Hr.	2 nd
Tustin, Karly – BAY	32	5/15/2023	Seasonal	As Needed	\$16.00/Hr.	4 th
Ward, Matthew R.	33	5/15/2023	Seasonal	As Needed	\$18.50/Hr.	2 nd
Zusi, Matthew	34	5/15/2023	Seasonal	As Needed	\$21.00/Hr.	4 th

Beach Attendants	A7140.100	Start Date	Seasonal	Hours	Rate of Pay	Year
Alexander, Ashley E.	1	5/15/2023	Seasonal	As Needed	\$16.00/Hr.	1 st
Bohl, Andrew C.	2	5/15/2023	Seasonal	As Needed	\$16.00/Hr.	1 st
Caroselli, Edward T.	3	5/15/2023	Seasonal	As Needed	\$16.00/Hr.	1 st
Davis, Cora G.	4	5/15/2023	Seasonal	As Needed	\$16.00/Hr.	1 st
Godbout, Liam R.	5	5/15/2023	Seasonal	As Needed	\$16.00/Hr.	1 st
Gorman, Faye E.	6	5/15/2023	Seasonal	As Needed	\$16.00/Hr.	1 st
Haynes, Maxwell M.	7	5/15/2023	Seasonal	As Needed	\$16.00/Hr.	1 st
Hobbes, Caroline A.	8	5/15/2023	Seasonal	As Needed	\$15.00/Hr.	1 st
Kreuscher, Kyra A.	9	5/15/2023	Seasonal	As Needed	\$15.00/Hr.	1 st
Lauricella, Aidan G.	10	5/15/2023	Seasonal	As Needed	\$16.00/Hr.	1 st
Lewis, Kaiden E.	11	5/15/2023	Seasonal	As Needed	\$16.00/Hr.	1 st
McNamara, Logan R.	12	5/15/2023	Seasonal	As Needed	\$16.00/Hr.	1 st
Perez, Bradley J.	13	5/15/2023	Seasonal	As Needed	\$16.00/Hr.	1 st
Tierney, Ryann A.	14	5/15/2023	Seasonal	As Needed	\$16.00/Hr.	1 st
Zusi, Callahan D.	15	5/15/2023	Seasonal	As Needed	\$16.00/Hr.	1 st
Zusi, Riley K.	16	5/15/2023	Seasonal	As Needed	\$16.00/Hr.	1 st

Clerk - A01325.200	Start Date	Seasonal	Hours	Rate of Pay
Bacon, Margaret	5/15/2023	Seasonal	As Needed	\$20.00/Hr.
Gugliotta, Samantha	5/15/2023	Seasonal	As Needed	\$20.00/Hr.
Leone, Paige	5/15/2023	Seasonal	As Needed	\$20.00/Hr.
Murray, Ryann	5/15/2023	Seasonal	As Needed	\$20.00/Hr.

Laborer - A5110.200/F8340.200/G8120.200	Start Date	Seasonal	Hours	Rate of Pay
Gordon, Wesley A.	5/15/2023	Seasonal	As Needed	\$25.00/Hr.
Hamzah, Michael T.	5/15/2023	Seasonal	As Needed	\$25.00/Hr.
Maithland, Miguel	5/15/2023	Seasonal	As Needed	\$25.00/Hr.
Roberts, Frederick	5/15/2023	Seasonal	As Needed	\$25.00/Hr.

Marina/Docks -	A7989.100	Start Date	Seasonal	Hours	Rate of Pay
Clarke, Randolph G.		5/1/2023	Seasonal	As Needed	\$17.50/Hr.
Kane, Max S.		5/1/2023	Seasonal	As Needed	\$15.00/Hr.
Wachtel, Daniel R.		5/1/2023	Seasonal	As Needed	\$15.00/Hr.

Trustee Blake seconded the motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Absent
Trustee Norris	Abstain
Trustee Arment	Voted Aye
Mayor Mallott	Voted Aye

Trustee Norris: Mr. Gray I'm going to be abstaining because one of the individuals is my nephew. Okay. However, I certainly support all these individuals. Thank you.

RATIFICATION & APPROVAL OF ATTENDANCE AT LIVCTA MEETING: Resolution No. 2023-068: Mayor Mallott moved as follows:

WHEREAS, the Incorporated Village of Ocean Beach encourages employees to attend meetings and seminars that will assist them with their duties and responsibilities;

Now, therefore, it is hereby

RESOLVED that Jonneigh Adrion, Village Clerk and Jacqueline Rulon, Deputy Clerk are hereby authorized to attend the Long Island Village Clerk Treasurers Association (LIVCTA) Meeting May 11th, in Bay Shore, NY at a cost of \$70.00, to be paid from line item A01230.472.

Trustee Arment seconded the motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Absent
Trustee Norris	Voted Aye
Trustee Arment	Voted Aye
Mayor Mallott	Voted Aye

AUTHORIZATION AND APPROVAL OF MUNISTAT MUNICIPAL ADVISOR SERVICES AGREEMENT:

Resolution No. 2023-069: Mayor Mallott moved as follows:

WHEREAS, Munistat is a Municipal Advisory firm specializing in municipal finance and municipal government related matters; and

WHEREAS, the Village desires to engage Munistat to provide certain services relative to the issuance of certain obligations the details of which are set forth in Appendix A (“Work Orders”) dated April 24, 2023, a copy of which is on file at the village office,

Now, it is hereby

RESOLVED, the Board of Trustee approves the agreement and the Village Clerk is hereby authorized and directed to execute the documents necessary to effectuate this resolution

Trustee Blake seconded the motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Absent
Trustee Norris	Voted Aye
Trustee Arment	Voted Aye
Mayor Mallott	Voted Aye

SET PUBLIC HEARING TO ADOPT LOCAL LAW 04 OF 2023: Resolution No. 2023-070: Mayor Mallott moved as follows:

WHEREAS, the Village of Ocean Beach reviews certain codes and makes changes from time to time by resolution; and

WHEREAS, the Village of Ocean Beach would like to have a public hearing to allow ball playing at certain Village designated areas;

Now, therefore, it is hereby

RESOLVED that the Village Clerk shall schedule and publish notice of a Public Hearings for Saturday, June 10, 2023 for the purposes of amending Chapter 123-7 & 123-13.

Trustee Norris seconded the motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Absent
Trustee Norris	Voted Aye
Trustee Arment	Voted Aye
Mayor Mallott	Voted Aye

AUTHORIZATION TO CONSENT TO 2023 – 2028 COLLECTIVE BARGAINING AGREEMENT WITH OCEAN BEACH PBA, INC: Resolution No. 2023-071: Mayor Mallott moved as follows:

WHEREAS, the Village of Ocean Beach (hereinafter referred to as the “Village”) has recognized the Ocean Beach PBA, Inc. (hereinafter referred to as the “PBA”) as the exclusive bargaining agent for certain members of the Ocean Beach Police Department; and,

WHEREAS, the parties have actively engaged in negotiations in order to reach a Collective Bargaining Agreement; and,

WHEREAS, the parties have tentatively entered in a CBA, which covers the period from June 1, 2023 through May 31, 2028 (hereinafter referred to as the “2023 – 2028 CBA”), subject to the final approval by the Village of Ocean Beach Board of Trustees; and,

WHEREAS, the membership of the Ocean Beach PBA has ratified and approved the terms of the 2023 – 2028 CBA by vote; and,

WHEREAS, the entering into the 2023 – 2028 CBA is in furtherance of sound labor relations,

Now, therefore, it is hereby

RESOLVED that the Village of Ocean Beach Board of Trustees accepts and approves the 2023 – 2028 Collective Bargaining Agreement (2023 – 2028 CBA).

Trustee Blake seconded the motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Absent
Trustee Norris	Voted Aye
Trustee Arment	Voted Aye
Mayor Mallott	Voted Aye

Mayor Mallott: Joe, I'd like to thank you and the representatives from the PBA for doing such a thorough job on this contract. It was very respectful negotiation between myself, Joe, and the PBA, and we have a good relationship going forward and I'd like to thank you for a job well done, Joe. **Joe DiFrancisco:** Thank you, Mayor

APPROVAL TO ACCEPT 2021-2022 AUDIT PREPARED BY CULLEN & DANOWSKI, LLP: Resolution No. 2023-072: Mayor Mallott moved as follows:

WHEREAS, the Village of Ocean Beach is in receipt of the Audit 2021-2022 for the Village of Ocean Beach from the Certified Public Accounting firm of Cullen & Danowski, LLP; and

Now, therefore, it is hereby

RESOLVED that the Village accepts and approves the Audit dated 5/31/2022, as submitted and prepared.

Trustee Blake seconded the motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Absent
Trustee Norris	Voted Aye
Trustee Arment	Voted Aye
Mayor Mallott	Voted Aye

ACCEPT & APPROVE HEALTH INSURANCE CAP FOR ELECTED OFFICIALS: Resolution No. 2023-073:

Trustee Norris moved as follows:

WHEREAS, the Board of Trustees wishes to cap the value of health insurance benefit offered to the elected officials, Mayor, and Trustees at its current value at adoption of the 2023-2024 budget, the cost of individual policy stood at \$15,630.50 as is an established policy enacted by the village Trustees and the Mayor are entitled to this benefit.; and

WHEREAS, should the Mayor or Trustees opt not to take this health insurance benefit, a cash equivalent is offered,

Now, therefore, it is hereby

RESOLVED that should future increases in health premiums be required. The delta between the current value of \$15,630.50 and the new premium shall be carried and paid by the Trustee or Mayor should the premium increase and the trustees may choose to receive the cash equivalent, that cash equivalent shall at no time be more than the current \$15,630.50.

Be it further RESOLVED that the Board of Trustee accepts and approves the cap on health insurance benefits offered to elected officials.

Trustee Blake seconded the motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Absent
Trustee Norris	Voted Aye
Trustee Arment	Voted Aye
Mayor Mallott	Voted Aye
Mayor Mallott	Voted Aye

Mayor Mallott: I just have one more thing I want to say. Water meters. You'll see on the Ocean Beach website that there's a notice on there that the water, the new water meters are being turned on June 1st. Um, if I think there's about 25 people who don't have their water meters installed yet, um. I advise you to go to your plumber and get those water meters installed now. There will be a \$10 a day fine for anybody who doesn't have their water meters installed. Capping out at, what was it, a \$250. I believe that's the code. Fine. So, I advise everybody to get their water meters checked and turned on. Call your plumbers, get them on. Um, they're going on, as they said, June 1st. And it will give us a little time to review this summer the water usage that's going on in the fall, we'll start working on a rate that will be included in next year's budget for residential and commercial sewer and water. Okay. Thank you.

HEARING OF THE CITIZENS: 12:45PM

Camille Guigliano: Camille Guigliano. I wanted to alert everybody, if you don't know already that we're going to be having a heavy tick infestation because apparently the mild winter has caused a robust population gain. VOBEC is trying to work on it, trying to figure out how to best deal with it. We did some research, apparently in Saltaire and Fair Harbor. They used this four poster program. We did some research and found that it probably didn't suit our services, our needs and was going to be overly expensive. So, we've eliminated that. So, in case you've heard anything about that, we've done the research. We're happy to share it with anybody who wants. But what I can tell you what we're doing in the meanwhile is we have these tick cards that are on that table and they give you the four species that are common on Fire Island, and it gives you some information on it. We're also looking to get a tick remover that we can use as handouts for our events. But I just wanted to let you know we are working on that. There was another thing I wanted to talk about and just my own personal view on electric bikes. I live in New York City and I have found that crossing the street, crossing the sidewalk can be very dangerous because these vehicles are very fast. They don't make any noise. And you step out into the street and you're looking that way because that's where the traffic comes and all of a sudden you're almost run over. And so, I would strongly recommend that we take action now to create legislation that will get that under control before it's an issue. And the third thing I wanted to mention was on a happy note that I am, as Patty mentioned, I am doing a swing dance event specifically, specifically Lindy Hopping and Lindy Hoppers and what we're going to do is we're going to get a space and I'm going to have about 10-12 of my favorite Lindy Hopper dancers come do a lesson to the community and then for the next two hours they will be dancing with people after the after lesson so that people feel comfortable with it. There's nothing more joyous than Lindy hopping, and I just want to announce save the Date, June 24th. And to be continued.

Mayor Mallott: Thank you.

Trustee Arment: We have a couple of hands on the zoom. Judy Steinmann, go ahead. You were first. Judy Steinman, if you can unmute.

Judy Steinman: Okay. How's that? Okay? Thank you. Um, you have a couple of items. Um of new legislation or edited legislation on the on the agenda. And as I have suggested in the past, it would be useful to the citizens to identify those by number, but by content. That's one thing I want to say. The other thing I want to say is that there is in section 123 of our code, an item that talks about walking on the dunes. It seems to me this is a perfect opportunity given some of the things that have happened in the past weeks to expand that piece of code so that it makes it very clear that messing around with vegetation and dunes is a very serious offense in that manner. Those dunes are our first and strongest line of defense against water coming in from the ocean. I don't think I have to remind anybody here of that, but please make it possible to find people who mess around on the dunes like cutting and digging out vegetation. Thank you. **Trustee Arment:** Thank you, Judy. Thanks, Judy. Cathy Luby, you're also up next.

Cathy Luby: Hi. Thank you. Um, over the years, there's been occasional discussions about improving the bass swim area. And I'm wondering, is anything being done? Are there any plans or anything of anything on the matter? **Mayor Mallott:** It's a very difficult area to swim in. We understand that. But, you know, I think it's been since we lost the beach there through global warming, that it's become even more and more hazardous to swim in that area. We do have lifeguards there. We do have stairs there. Um, we do the best that we can with what we're given. There's not much. **Cathy Luby:** Even if you don't have a beach, don't think that's necessary. I mean, other towns like Seaview has a platform, you can swim out to maybe something of that nature. Um, just for more enjoyment for, for people using it, for kids using the base swim area. **Mayor Mallott:** Well, go ahead. **Trustee Norris:** We appreciate that. And I would love to see that bay back. I will restate we do have engineering that indicates that we can restore that even with the challenges of a changing climate. Notwithstanding that, Cathy, we will reach out to Jill. I know that they have a robust program to make what we have as best as we can, but we'll work with Jill and her team and of course, Kevin to see if we could make any more improvements for a bay access for all. It's not it's not an easy thing to deal with. **Trustee Blake:** Just one thing. Kathy on the. On that idea of a float, which I like in principle, but I don't know if you've actually taken a swim in the bay recently and recently, as if not in the last few months. It's been quite cold. But last summer, let's say I spent a lot of time because one of my guys was training for a swim program. And I tell you, even at high tide, like it is extremely shallow going all the way out. So, one thing that we would need to be very careful about is putting up a float that kids can jump off of and you can do a header off that. That would be obviously not what we would want at all, but it's something just to be mindful of as extremely shallow at all tides, really. **Cathy Luby:** Yeah, it is. You're right about that. Okay, whatever you can do. I think anything would be helpful just to make it a nicer swimming area for everybody. Thank you. **Trustee Norris:** Thanks. Thanks a lot.

Tiffany Arment: I just wanted to bring up and encourage to the board to use this summer to start a more comprehensive tree protection and landscaping program. Because we've recently seen a lot of old growth trees being taken down. And I think that it is really detrimental to the village overall to see a lot of these trees go because the root systems are structural, you know, for the island keeping the sand here, it provides so much shade on the streets. It's also beautiful, right? So a lot of these trees, they can't be replaced. And I think that we really need a lot stronger legislation when it comes to protecting the trees that we have, because in this environment, it's even more difficult to get things to grow as large as they are when they take like 60 years and people just cut them down. So, I know that like we are someone in the community that has built a large house recently, but I have to say we removed one tree and we've planted like eight more, but we put in a lot of effort to conserve the trees that we had on our lot. So, I don't think it's really that much to ask for other people to do the same and for us to have some legislation that does that and that we use the summer months to get that stuff on the books for anything that's going to be coming up in the fall in order to protect the trees that we have, because a lot of people are cutting them down for reasons that it doesn't seem like there's much of a reason sometimes. So, I know that there's a lot of people in the community that feel this way, too. Thank you. **Trustee Norris:** Thank you. **Trustee Arment:** Thank you. **Mayor Mallott:** Thank you.

Camille Guigliano: Camille Guigliano again and VOBEC is working on tree legislation. We have a lawyer who is working for us pro bono to generate tree legislation based on other communities in this area. And we're at the process now where they had a draft. Beth Jacobowitz sent it back for revisions. So, we're hoping within the next weeks to months we will have some legislation that will take your concerns, VOBEC's concerns and the community's concerns into. **Mayor Mallott:** Thank you, we look forward to that. **Trustee Arment:** I really look forward to that. Yeah. And just on that piece, like I would love so much to give our existing code around landscaping more teeth. You know, if you look at it right now, I think there's a lot of ways to get around it that people abuse and it's difficult to enforce. And I think we can all look at some of the houses that have been built in the last few years and see there's, you know, one little stick in the front. It's like, well, that's not 60% coverage. That's not replacing what was there. So, I think we need to, you know, obviously make sure that we're enforcing the code we have, but also give it more teeth. And so, I really appreciate VOBEC's efforts here because if you know, you're working with experts to find something that we actually can enforce. Well, and really, I'm going to be a strong proponent of that. **Mayor Mallott:** Thank you.

Louis Schure: Hi, Luis. Just want to know, is the board looking at anything to control the ticks, mosquitoes, something safe, effective of people in the environment, including the ball field where kids run around barefoot? If not, if the board can take that under consideration, please. **Mayor Mallott:** Thanks. **Trustee Arment:** Thank you, sir. **Mayor Mallott:** You got any more? **Trustee Arment:** No more hands. **Ken Gray:** Motion to close. So moved. Second. Second. All in.

ADJOURNMENT: Mayor Mallott moved to close the meeting at 12:56 PM. Trustee Norris seconded this motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Hargraves	Absent
Trustee Norris	Voted Aye
Trustee Arment	Voted Aye
Mayor Mallott	Voted Aye



Jonneigh M. Adrion, Village Clerk