



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 July 15, 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 8:45 AM from the Village Office, for the purpose of discussing personnel, contracts and pending litigation.

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

Trustee Arment	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Levine	Voted Aye
Trustee Moritz	Voted Aye
Mayor Mallott	Voted Aye

No motions or resolutions were acted upon in Executive Session. Executive Session was closed at 11:01AM by Mayor Mallott. The motion was seconded by Trustee Arment, upon call the following voted:

Trustee Arment	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Levine	Voted Aye
Trustee Moritz	Voted Aye
Mayor Mallott	Voted Aye

GENERAL SESSION: At 11:19 AM, Mayor Mallott moved to open General Session. Trustee Hargraves seconded this motion. Upon call, the following voted:

Trustee Arment	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Levine	Voted Aye
Trustee Moritz	Voted Aye
Mayor Mallott	Voted Aye

Following the pledge to the Flag and Roll Call at 11:20 AM:

There were present:	Mayor:	James S. Mallott
	Trustees:	Marco Arment
		Dawn L. Hargraves
		Ian Levine
		Jennifer Moritz
	Village Counsel:	Kenneth Gray
	Village Administrator:	Joseph DiFrancisco

Mayor Mallott: Remain standing, please? We had a loss this week in the village of Ted Minski. Ted passed away from cancer yesterday. Ted was a big part of this village for many, many years. He was born here. He grew up here. We were friends for 50 years and he was chief of the fire department. Teddy worked for the village as a building inspector several times, and he'll be sorely missed. So, if we could have a moment of silence, please, that means. Thank you very much.
Moment of silence for Teddy Minski

APPROVAL OF MINUTES OF THE BOARD OF TRUSTEES MEETING HELD ON JUNE 10, 2023: Resolution No. 2023-085: Mayor Mallott moved follows:

BE IT RESOLVED that the Minutes of the Board of Trustees Meeting held on June 10, 2023 are accepted as presented

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

Trustee Arment	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Levine	Voted Aye
Trustee Moritz	Voted Aye
Mayor Mallott	Voted Aye

APPROVAL OF BILLS AND CLAIM VOUCHERS: Resolution No. 2023-086: 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	\$585,439.30, for Gross Payroll from 06/01/23 through 07/11/23
General Fund, in the amount of	\$789,670.35, check numbers A27976 through A28041, and
Water Fund, in the amount of	\$10,666.20, check numbers F3798 through F3805, and
Sewer Fund, in the amount of	\$15,100.98, check numbers G6810 through G6818

BE IT RESOLVED that bills and claim vouchers to be paid, are submitted to be approved for payment as follows

General Fund, in the amount of	\$ 179,017.39, starting with check number A28042, and
Water Fund, in the amount of	\$ 32,553.47, starting with check number F3806, and
Sewer Fund, in the amount of	\$ 14,163.08, starting with check number G6819

Bond payment paid July 1, 2023

Principal:

Water Fund, in the amount of \$125,000.00

Interest:

Water Fund, in the amount of \$5,921.88

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

Trustee Arment	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Levine	Voted Aye
Trustee Moritz	Voted Aye
Mayor Mallott	Voted Aye

MAYOR'S REPORT:

Mayor Mallott: Uh, good morning, everybody. Thank you for coming. I'm sure a lot of you were at the playground dedication for, uh, John Schaffner. Another big part of this community. Um, we've had a lot of action here in the village in the last month. Um, I'm sure everybody's seen what went on in the playground or in the gazebo area there. Um. It was a one off. Okay, it's happened. We took care of it. It's still being investigated, so I don't really want to talk about it, but rest assured, it will not happen again. Okay. Uh, Chiefs. And is. In his office is looking into what went on there and making sure that whoever we can prosecute, we prosecute. So that stuff is not going to happen anymore. Lots of shark attacks and shark sightings and shark bitings and everything else. The governor of New York State has given us and all the other ocean facing villages, new drones. Where's our new drones, Joe? Down there. It's down there. Joe went yesterday to meet with the Governor and got a \$6,000 drone, um, from New York state. They're going to pay for the education and getting a license for a licensed drone operator. We have a drone ordinance in this village already that drones are not to be used by the general public. Right, Chief? No, we don't. Well, we will write one, as would be the only one in flying in the sky. Uh, and Andy has the license for that from the FAA. And we're going to have somebody else licensed by the FAA, and the state's going to pay for it. Uh. **Mayor Mallott:** I don't have much more. Joe. You want to pick up here?

ADMINISTRATOR'S REPORT

Joseph DiFrancisco: Yeah, sure. So just as the mayor said a few weeks ago, the Governor made an announcement about that she was giving all beachfront oceanfront communities drones in order to monitor for shark awareness. Yesterday I did go to a meeting with the Governor where she gave everybody their drones. It's the big box on the floor down here. Um, \$6,000 drone. They're also going to provide training and licensing for we believe the village already has to operate to licensed operators, one in the police department and I believe a lifeguard just got certified also in licensed so now we actually have a third person go for training and licensing and the state is going to cover the cost of that. Um. So. A couple other things I want to talk about. I'm just jumping ahead a little bit on the agenda. I'm asking be asking the board for approval for the fire department garage door project. This project includes replacement of the rear garage doors and

expanding of the rear garage doors from 2 to 1 giant door. And it's also going to include replacement of the front garage doors. There is funding available for this project from previous FEMA projects. So, this is a good improvement for the fire department and the fire house. Um, and lastly, I want to congratulate we haven't gotten to it yet, but Chief Hesse on his election to fire chief of the village along with the other chiefs and officers that were elected as part of the department.

Mayor Mallott: And we're going to we'll read those names out when we get to the resolution that we have in the board. I'd also like to welcome our two new trustees, Ian and Jen. We look forward to working with you. Ian, I'd like to thank you for your ten years as Chief of the Fire department, Ocean Beach Fire Department, and welcome you to the welcome you to the table here. Thank you. This will be a little different than what you're used to as you find out already. Right. So, thank you Ian.

SUPERINTENDENT'S REPORT: Kevin Schelling spoke

Wastewater: Sewer plant is fully operational.

Emergency Systems and Generator systems operational.

Chemical & Fuel supplies are full

All backflow devices at Village buildings tested this past week

Inspected by the Suffolk County Health Dept and passed.

Water: Wells #2, #3 & #4 are operational

All Emergency Systems and Generator system operational

Chemical supplies & Fuel supplies full

100 feet of old sewer main collapsed by contractor installing a fence on 6/28/23, called in an outside contractor to assist Village personnel to repair (completed by 6/30) village bypassed damaged area with no interruptions of service. Pipe was cleaned by village sewer machine

15 sewer restrictions around the village addressed

Properties: Fixing in a/c problems through the village properties (EMT/Village Apts./Historical Society)

Cleaning out excess materials from the Community House

Blew sand off of tennis courts

Installed solar lights for basketball

Installed four new escape ladders in the marina

New garbage box built at Windswept

Three new benches and plaques put out

Installed volleyball hardware on the beach this week

New garbage box built for Windswept

Streets: All signage put up, added village ferry schedules and maps around the Village

Painted stop lines on Midway

16 ft. of concrete on Midway lifted due to heat, so we cut it and push back down

Trimmed brush back on Midway for fire trucks

Every Wednesday we help the Suffolk County for mosquito spraying

We completed two bulk pick ups, please sign up for future dates

Completed Events: OBA Meeting, Lindy Hop Dance, July 4th parade, Picnic at ballfield, 2 dock concerts, John Schaffner playground dedication.

Upcoming Events: Tunnel2Towers 5K sponsored by SandBar 7/30, Dock concerts 7/22 & 7/29, OBCF Dance 8/15 and Art show 8/12

Mayor Mallott: Thank you Kevin, would you remind everybody of what bulk pickup is, what the village picks up and what the village doesn't pick up? Please. **Kevin Schelling:** Bulk pickup is supposed to be small items like toaster ovens, beach chairs, not full furniture, china cabinets, washing machines. **Mayor Mallott:** Not beds or couches. **Kevin Schelling:** The village is not responsible for the large refrigerators. **Mayor Mallott:** That stuff is supposed to be taken care of by the homeowner and call one of the haulers and have them come and pick it up. It's not village trash, okay? We take small stuff, so everybody should be aware of that. I think we need to put that on the website. And define what we're going to pick up and what we're not going to pick up and what a contractor has to do to come and pick that up.

OCEAN BEACH VOLUNTEER FIRE DEPARTMENT REPORT: Chief Hesse spoke

George Hesse: I have two reports for you today. So first of all, I wanted to thank the board. Thank Ian Levine for ten years of service in the fire department was fantastic serving under him. I've been his one of his assistant chiefs for three years and thank you for the membership of the fire department for their confidence and electing me the fire chief. I also brought the first assistant chief, Peter Brennan. He will stand in my stead on days when I can't be here. Just like Andy Becher steps up and talks on my behalf for the police department. That'll be your job. I'm appointing you. I don't think he was ready for that. So, Thank you. You know, I wanted to talk about the elections a little bit real quick. I mean, we had some movement in the department. Like I said, I'm going to be the chief. This (Peter Brennan) is the first assistant chief Glenn Roesch is going to be the second assistant chief, Drew Becker has been elected to the third assistant chief. As far as your captains, we have truck one. We got Don Livoti. We got truck for Bobby Burke. He stepped back up truck five, Jake Putman. Jim Wicks is truck seven. And for Rescue, my daughter, Lauren Hesse. I think we're overachievers in my family. My younger daughter has just joined the fire department also. So, it's exciting.

George Hesse: It's a family affair. I love working with my girls. Okay. It couldn't be prouder. 4th of July was a success. The parade was fantastic. The picnic at the ball field was very well attended. We sold a lot of t shirts. It was great. Your support is fantastic folks, I got to say, I can't thank you guys enough. Um, 4th of July was very busy for us. I think in a 24 hour period we answered almost 30 calls. 30 rescue calls. Yeah, we were extremely busy, but it's nice to have a little reprieve after that week. I got to tell you. We have five new candidates that join the fire department. Like I said, my daughter, Megan Hesse, we got Brian Truscello, Tebow Domingo, Dina Rosen and one of our other police officers, Fallon Weeks that we just hired full time, she decided to join as a fire rescue. So yeah, we're moving along. We're just in the process of purchasing a new fire truck. I spoke to you guys about it this morning. We're just about there, spending a lot of money in the fire department already buying new equipment, new saws, equipment racks, and we're moving forward. So, the garage door that you mentioned. Yes. You guys stole some of my thunder, so I kind of crossed it off as we went along. Yeah. And, you know, a sad note, Ted Minski, he was a very pivotal part of the fire department in the village. And he will be sorely missed, that's for sure. So that's the fire department report.

OCEAN BEACH POLICE REPORT: Chief Hesse spoke

George Hesse: Police department. Um, I mean, we're on a roll here. We're rocking and rolling. We've written almost 400 tickets already, and we're just through the 4th of July. So, I mean, we're writing a lot of paper. We've handled about 445 reports for calls for service. That's any general call that's at a residence or a complaint that's made at the police department. Yes, we had the little fight club thing going on in the gazebo. It's under investigation. The video was of poor quality, so it's hard to identify faces. We're upgrading that camera right now. The day after the incident, we believe that some of those kids had returned, and we wound up making an arrest with one of the individuals that just would not comply. I think he wanted to fight. He got the fight and he lost the fight. So, we arrested him and we charged him and we sent him on the boat back.

George Hesse: So, um, a couple other things. We had some kids break into a house on Surf Road that I'm sure a lot of folks have heard about it. Um, they said they had permission to be there. Of course, the homeowner disagrees. They broke into a window. They stole some items. They made Tik Toks. They made videos. I believe they even stole a golf cart. They terrorized the village for one afternoon. They were arrested. Two of them are kind of on the lam right now. We identified them. We'll be issuing warrants for their arrest. So, we are on it. Uh, like I said once again, 4th of July was very busy. Um, we made a ton of arrests and wrote a lot of papers, so, I mean, we're on top of everything that we can be. And, yes, at the end of the month, as Kevin mentioned, we have the Tunnel 2 Towers Run the 5K run here in Ocean Beach hosted by the Sandbar. We have some particulars we're working out. But it's a good organization. It's for first responders and they're going to make some donations to the village also. So, you guys have any questions? You know where I'm at? Come and see me. Thank you, Chief. All right.

LIFEGUARD REPORT:

Jill Weinstein: Good morning. Good morning. We started training for a certification test and our new certifications. The test date is set for July 26th. We've already taken steps for safety. We're going to have our jet ski in the water. We're going to have Saltaire's Jet ski in the water. And I've contacted Suffolk PD for one of their boats, similar to what we did last year. Also, the Community Fund purchased Sharkbanz for us. We have ten of them. The guards will be wearing them during the test. We've been wearing them during training. I guess we are kind of testing the science on this, but they're just magnetic bracelets that are supposed to deter sharks. They send out like magnetic pulses that interfere with the sharks electric sense. Um, we have since the last meeting, we've had two full line rescues. One of those was a multi-person

rescue. All the victims got in safely. We treated them with oxygen and EMS, and they wound up being fine. We've had nine EMS calls, mostly dislocated shoulders. Um, we've had about four Portuguese man-o-war wash up in the past three days. Our neighboring beaches have also had several washed up. So, you'll see all the beaches flying purple flag at the stands. That's why. If you find one on the beach, do not touch it. Tell the lifeguards to handle it. We will bury it and deal with it appropriately. Do not touch it. You do not want to touch those. That's a nasty sting. Even when they're dead. The swell is supposedly supposed to gradually increase throughout the weekend and a little bit more throughout the week. So probably at some point today we're going to switch to red and we're going to wind up staying at red. The rips are supposed to get very bad. So, if you are at the beach and you do want to swim, make sure you're doing that in front of the lifeguard stand and you're telling your friends and family to do the same. The water is supposed to be fairly dangerous this afternoon moving forward. This morning, Robert Moses spotted a shark in their swimming area. It's supposedly a shark. We put our drone out this morning. The only thing we saw in our immediate area were a couple stingrays. So, we don't have our shark flags up, but we're going to be doing periodic checks throughout the day. So, we might switch to our shark flags and pull swimmers for 30 minutes if we do see a shark. But so far, we've seen nothing. And in an effort to increase communications among our beaches, Suffolk County FRES (Fire Rescue Emergency Services) gave us a radio that is countywide, so we will get communication from their helicopter that does frequent surveys over the whole island. And we could also contact them if we see something or have an incident where we need their rescue swimmer program. And that's it. Thank you.

OCEAN BEACH RECREATION PROGRAM: Chris Brahe spoke

Chris Brahe: Good morning. A couple things Kevin missed. First of all, thanks to Kevin and his entire team who spent about three hours with us putting that volleyball net up. Um, I shouldn't say volleyball net the volleyball poles. And it was not an easy process. Um, it is up and running. If you saw the video yesterday, we got it. Set all the lines in. I don't know if Billy Bloom is here, but he's not. But there he is. Special thanks to Billy, who actually knows what he's doing with those things. So, I was his I was his set of hands. I think it's in great shape. We had 20 people watching us asking us when it was going to be ready, and I gave them a shovel and a rake and put them to work. And that said, as soon as you guys are done cleaning, we can we can go. And it worked. Um, so there is a, um, storage unit down there. It'll be locked every night. It'll have volleyballs in it. I expect to lose a whole bunch of them. It is what it is, but it's open. It's available for anyone to, to start using. Um, so again, Kevin, thank you for all your help with that. We also had our scavenger hunt last week. Kevin's group was down there helping us with that. 171 people participated. I thought it was a lot of fun. The kids seemed to really have a great time. I can confirm Mayor, that the winners were not the same winners of Cake Wars, so we're spreading the love around. Um, but a great event. Um, and so upcoming, well before that. So, scavenger hunt we talked about pickleball is happening four times a week. Um, I mean, if it was happening seven times a week, it would be filled. There's 40, 50 people down there every single day playing pickleball. So, that's been great. We're doing beginner's clinics as well for those who are totally new to the sport. Um, and nightly basketball seems to be going well also, Upcoming there'll be a Cake Wars announcement of that date. We're going to repeat that program from last year. Um, thanks to Jordan Pavlin, who works in the industry and got us some books. There's going to be book club. I don't know if we have the dates yet, but Lessons in Chemistry and Signal Fires are the books. So, if you sign up, you'll get a book. Patty will let you know the dates of that. Um, yoga and sailing lessons, the cornhole tournaments coming up. I mean, as you can see, there's a lot going on. Open to suggestions. Please download the app. Patty's got the link, the QR code. I mean, all the info is on there. We have about 200 people that have signed up already. I think the more the people that have it, the better we can communicate. **Trustee Hargraves:** So awesome. Thank you. Thanks, Chris.

PUBLIC HEARING #1

OPEN TIME: 11:42am Levine/Arment

CLOSING TIME: 12:14 pm Arment/Hargraves

Public Hearing Notes:

Ken Gray: Do I have a motion to open the public hearing concerning Maguire's application? 1-5 bungalow walk Ocean Beach to consider special use permit for additional outdoor seating. Do I have a motion? Do I have a second? Second? All in favor? Aye. Any opposed motion carries. So, the public hearing is now open. Um. Mr. Leone, are you going to address the board? Sure. Yes, sure. How are you? Good afternoon. Okay, good.

Matthew Leone: Good afternoon. My name is Matt Leone. I. I'm here on behalf of McGuire's. And also here is. Is Jim Betz. Uh, thank you for. For having us. **Jim Betz:** Drew Becker will be arriving any moment now. **Matthew Leone:** So, as you're aware, this is an application for special permit for some outdoor use for tables and chairs in two outdoor areas

that are adjacent to the restaurant. Um, each area is approximately 10 x 20 and we're asking for six tables and 24 seats in each area. Um, there is, I guess before we get into the, to the actual application, um, there is a request. Mr. Mayor, uh, this is the first time we're seeing each other. We don't know each other. I'm sorry to start to start our first interaction this way, but, um, Mr. Betz and Mr. Becker are requesting that you recuse yourself from hearing this application simply to avoid any appearance of a conflict of interest. We're not saying that there is one. We're not, you know, saying that at all. Okay. **Mayor Mallott:** I agree with you. I'll recuse myself from this conversation.

Matthew Leone: Okay. Very good. And I also believe that they have the same request from you (Jennifer Moritz).

Trustee Moritz: I'll recuse myself. **Matthew Leone:** Okay. All right. Well, thank you. Thank you very much. Okay.

Ken Gray: So, before you continue, I just want to make the public aware that this matter, this application did first go in front of the planning board because the planning board reviews it. They review site plan, they make a report and a recommendation to the board of trustees. That recommendation was to approve this particular application. I don't know if Mr. Speranza is here, if you wanted to add anything to that. I'm recused from the matter, but you are the chairman of the Planning Board. **Joe Speranza:** I am recused from this matter but I'll speak as the Chairman. I am recused from this matter and I appointed a fellow member, Craig Sherman, who is here, who can speak to any matter concerning.

Ken Gray: I see. Mr. Sherman, is there anything else you want to add other than that the Planning Board made an affirmative vote to? And would you would you come to the microphone, please? **Craig Sherman:** The board met. The board heard from Mr. Betz. Reviewed the material. The board voted for affirmation to approve the application. That's it. Okay. **Ken Gray:** Thank you very much. I'm sorry, Mr. Leone do you want to continue.

Matthew Leone: Yeah, sure. So, yeah. As to this application, we are asking the board of trustees to approve it. Um, there's several reasons. One was that the planning board has already heard this matter. They, they have approved it. And we would ask that that you adopt their recommendation to allow the chairs and tables outside. The Liquor Authority has already approved those two outdoor areas for service of alcoholic beverages. So, realize, you know, it's a little bit different than the having the chairs and tables outside but the Liquor Authority has approved the that those two areas for, uh, for service of alcoholic beverages. **Jim Betz:** Table service for lunch and dinner.

Matthew Leone: Right. Um, the in addition the these, these two areas have been on the site plan for a number of years. Um, they, they were built. They were approved. There's a, I believe it's the 2018 survey that shows these areas, uh, on the property and that, and being approved, uh, to have them there. Um. So, the site plan itself has already been approved. It's just the use of these of these two areas for the for the tables and chairs. Um, as you know, Maguire has already has a special permit use for outdoor eating and drinking on the deck. Um, so it's we're not asking to, to have outdoor dining on a on a premises that hasn't been, that hasn't already had, we're not adding a new premises, outdoor dining for new premises. The premises already has the outdoor dining. We're just looking to use these two areas. And these two areas were used for outdoor dining and drinking during the during the pandemic. I believe it was during the summer of 2020, summer of 2021, and a little bit a bit last year. The and the significant part there is that to, you know, to our knowledge is that the outdoor area was used and there were no issues, there were no complaints, there was no additional noise, there was nothing like that. So, you know, Maguires has demonstrated that they can use this area for dining, for outdoor dining and drinking. And it's not going to cause an issue for the village. It's not going to cause an increase in noise or anything like that. Um. Let me see, said the Liquor Authority has already approved that. Do you want to do you want to address anything?

Jim Betz: Yeah. **Matthew Leone:** All right. And Jim's going to. Speak for a second.

Jim Betz: All right. As Matt was saying, this this area has not received one complaint from the village in 2020, 2021. We were asked to remove the tables in the spring of 2022. We did so. I got the Liquor Authority approval this year thinking that that was okay. Uh, I got subsequent letters and conversations that said it wasn't. We took the tables away immediately. Okay. That was back in May. Uh, what are the tables that the town. Families with kids love the tables. Um, people come to Ocean Beach for outdoor dining. Um, there should be more outdoor dining in Ocean Beach, not less. Um, I think everybody in this room would agree with that. This is a summertime place. People want to be outdoors, have a beautiful inside facility. No one wants to sit in it. Okay. Um. I think it's good for the village. Uh, back in 2010, I was asked by Mayor Loeffler at the time. To put in those beds that are existing right now. Um. I have. I submit to the board. The contracted work done by Island contracting. Passed out around. Uh, it was done in 2010. It was done at the behest of the chief of the fire department at that time. I don't know who it was, Ian, but, uh, and Joe Loeffler. We did it voluntarily that winter. As soon as somebody said put because the railroad ties used to be right on the street, okay, we at great

expense to us put the things back to where we thought they should be. That's where they exist right now since 2010. We landscaped them. We made them nice. We will with this area, with landscape it, keep it nice, clean it up, make sure it's done properly like Maguire's always does. Um, that being said. We went through the project in 2018. Again, this issue didn't come up. Everybody was happy with the planter beds the way they were. Okay. I realize what's going to come up in about a second and a half after I'm done speaking. Okay. And that's a survey issue. Okay. We have a very short. I'll address that right now. **George Hesse:** Excuse me there's no talking in your department. People are talking.

Jim Betz: I realized there's a survey issue. Okay. Um, it's very short season. I asked the board to approve this application without sending it back to the planning board. I mean, I don't know how many how many applications you've got forwarded by the planning board that you sent back to the Planning Board, but I doubt it's many. Uh, that being said, um, let's just vote on this today. And if you want me to change the situation this winter, I will. I'd be happy to comply. Draw a new line in the sand, whatever it is. Um, but why are we holding this up now? That's my question. I don't understand why we're holding this up now for something that's so inconsequential when there's so, so many things that need to be done. Um, you know, so that's my pitch to you trustees and the audience. Um, that's all I have to say.

Mayor Mallott: Thank you. Does any of the public want to be heard? **Trustee Levine:** Can the trustees be heard first?

Mayor Mallott: Jim Yeah, if you want to speak first. **Trustee Levine:** Just so you know, Jim. We've had some discussion about it, you and I and other people as well. Um, here's my two issues. One, you do have a piece of village property that you plan to build on. One of the resolutions that we think will rectify that is if you move your fence that you have, which I just saw in the pictures back the two feet to the property line. I think that would rectify it. And as long as you will maintain the plants and stuff in front of the fence, that would be one thing. The second thing is that it says that there's no expansion into the commercial district. All right. My issue can be simply resolved real easy if you agree to stick with your numbers that you have today with the 236 seats inside and the 144 outside. So, you're not increasing your business, you're not expanding your business. You're keeping it exactly the same, just spreading it out a little bit further, which could be considered expansion of your business. But I think that'll be okay if you agree to keep the numbers the same, and I would be satisfied with that. **Jim Betz:** Well. Uh, so I could take the tables out of the inside.

Trustee Levine: No, you would have to keep 144 people on the outside deck and 236 on the inside. That that's. That's my. I would vote if you would agree to do that. **Jim Betz:** That's you would vote yes if you would agree to that. **Trustee Levine:** Well, if you kept your seating capacity the same both inside and outside as it is today and don't expand your business either inside or outside. **Trustee Hargraves:** That's the opinion of one trustee. **Jim Betz:** Right. I, I would say that for my own sake, I would not agree to that. I would rather have a fire marshal or a building inspector do the square footage and do a that thing says 2022. I haven't had a I haven't had a capacity done since 2022. **Trustee Levine:** Well, it didn't really increase. **Jim Betz:** But it's changed probably about 20 times in the last 28 years I've owned the restaurant. Right. **Trustee Levine:** right but you were given. **Jim Betz:** and every single time it changes. **Trustee Levine:** So, given permission to go into the area where we're talking about now for Covid, where you expanded your seating and you kept the numbers exactly the same. So, I'm saying if you agree to do the same exact that you did when you were given the permission, I would vote in favor of you getting those tables there. Thank you.

Trustee Hargraves: Before you respond, if you don't mind, my position is, is that as long as the as long as your current capacity is not expanded and there's precedent for this in the village, there's already a special permit that was issued to another restaurant establishment basically that says you can take your inside tables and put them outside. It doesn't specifically say that was it. What it does say is, is that your maximum number of tables will not be increased, nor will your capacity be increased. That is absolutely acceptable to me. With the other the additional the fence barrier. And what else did we say? **Jim Betz.** **Trustee Hargraves:** And off the village property.

Trustee Arment: Right. Yes. And to explain. I know we kind of we know this and you know this, but to explain to the public the issue with the survey is that the first maybe foot and a half of that flower bed approximately is officially village property. And so, we would be comfortable with you. So far, I believe the consensus is that we definitely can't have you operate the tables or the seating or the servicing of those tables on the village property part of the bed. Um, that being said, it's my personal opinion that the capacity should be treated as a total, not as two separate areas and that, that and that we should yield to the fire marshal's judgment on that using the objective formulas and the precedent already in place. Okay. **Trustee Arment:** Should we have a public comment? **Jim Betz:** All right. I've heard the opinion of the board. Are we voting on this today? **Mayor Mallott:** Well, let's. David, you want to come up? Yeah. **Trustee Arment** And members of the public, please come up to the microphone. **Mayor Mallott:** You want to come up? **David Lipsky:** Dave

Lipsky. It's hard to comment on this. I don't have a particular opinion, but it was not clear whether there's any building to support the tables and chair that's going on near the waterfront and whether there might be some permit issues with coastal erosion, hazard area and the tidal wetlands. That's one thing too. I don't agree that there will be that there has been no complaints that will be generated from additional noise, particularly if there are more tables outside closer to other public property, especially the community house. I know there's been talk about, you know, a movie's coming back to the community house and there are other functions in the community house. And so, bringing people closer to that property is going to interfere with the general public's enjoyment. Also, there's a difference between the noise in their current outside environment, which is projecting noise out to the bay, just like Scotty's place does, and noise that's going to be on the side and bounce back off the building. So, into the general area and particularly if there's music going on and a lot of people outside. So, I think if any permit is granted, there should be some requirements about not interfering with mixed uses in the community house and elsewhere. And also there should be some noise surveys done. Um. **Mayor Mallott:** Thank you, David. Thank you.

Mayor Mallott: Anybody else wish to be heard? **Andrea Nimberger:** Um, Andrea Nimberger. My main concern, and I honestly trust what Jimmy wants to do because I think that you've been an asset to this community. My main concern is that this is going to open the door and legitimize Sandbar putting tables back and CJ's and blocking the town. And that is how is there a guarantee that you can give us, if this does pass, that that's not going to be the next step because everybody's going to want to do outdoor dining. So, although I would like to see this pass for Jimmy, that's really a huge concern. And Houser's, you know, it just opens the floodgates for everybody. Thank you.

Maria Silsdorf: Good morning. This is Maria Silsdorf. So, I was going to make two comments, the first of which basically is what Andrea said. So, I'll just say what Andrea said. I agree with her comments. The other thing is, having spent my time watching the planning board meeting last week, I was surprised that there were three trustees present at the Planning board meeting, which I think is unusual. Um, I'm not sure whether, um, Jen had been sworn in yet. Um, if you hadn't been, then there were officially only two trustees, because we've always been told we can't have three trustees in a room where it counts as a meeting. But I was more than surprised to hear Trustee Arment, Marco speak, and he was the only public speaker in favor of this project. Um, and it surprises me that you spoke in favor of it two weeks ago and will now be, I guess, one of three trustees voting, allegedly. Well, not allegedly voting impartially on what you were very expressive in favor of two weeks ago. So, we've had the planning board head recused himself. We now have had the mayor recuse himself. We've had one trustee recuse herself. And, Marco, I think you are in a weird situation. So, I just wanted to share that. **Jim Betz:** If I may. If I can comment on that. Before Marco spoke last week, he spoke made it clearly explicit. He was speaking as a father and a private citizen before he made his comment.

Ken Gray: Yeah, and let me just add to that. Um. I understand when you're a trustee, you wear your trustee hat. But he's still a village resident, so he still can participate in in those types of activities. And as was just pointed out, he said, I'm not speaking as a trustee. I'm speaking as a resident. So.

Trustee Arment: Right. And, you know, look, I believe I have the right to an opinion. And the recusal process is for conflicts of interest. And I have no business interest in this town except my house. The value of my home is it. I have no business in town. I do not own a business in town. I own no other property in town, and I have no other financial interests in town. So, I believe I have a right to an opinion, just like all of you.

Ken Gray: Anybody else from the public have any comments? **Mayor Mallott:** Come on Marc. Please come on up. **Marc Miller:** Um for those of you who don't know me, I'm the inventor of Triangle ball game developed out here. Sir, I'm sorry. Mark Millman. Thank you, sir. Yeah. And, uh, 1992 is when I brought it out here. Me and the children. **Trustee Hargraves:** Are you going to talk about the rest? About Jimmy Betz's application? **Marc Miller:** Oh, is that what this? Okay, I'm sorry. I've never been here before.

Trustee Levine: One. One second before you. What's one second? Mark? Mark? There's the session. There's a group at the end of the meeting for hearing of the citizens. That's where you can talk about anything other than this topic. Sorry. All right. **Mayor Mallott:** All right, folks, Thank you.

Beth Berns: Hi, I'm Beth Burns. I just have a quick question from the applicant. You all have seen the plans, but we haven't. Could you describe exactly to the public where the extension would be? That would be great. Thanks.

Trustee Hargraves: It's not an extension. **Jim Betz:** Okay. The extension. Everybody knows where the handicap. Well, for those who don't, we have a handicapped accessible ramp, uh, built in the last project at Maguire's, um, on the east side of the building to the north and south of the entrance to the handicap accessible ramp. Is the area in question? Um. And anybody can walk by there and see it. There's two rock gardens there at this point in time. Um. That would house the tables in question.

Trustee Hargraves: Beth here's a picture. These are the two beds if you want to look at those. But I would just submit that it's not an expansion. It is a it's where you're changing the use of what you already have. **Jim Betz:** Exactly.

Trustee Arment: Know, if you were around during the Covid summers, it was roughly what was there then. **Trustee Hargraves:** Yeah. No, no, it's a good question. That's a good question.

Todd Saypoff: Todd Saypoff I'm a homeowner of five years, been coming to Ocean Beach for about 20 with my family. The community has changed quite a bit over the last few years, as we all know. There's a lot of problems. What I would say is I'm totally supportive of this. It appears to me as if the space already exists. It's just a matter of putting tables there. And there are times I go out with my family and I walk through this town and there are spots of this town I don't want to walk past, but I will tell you, I don't care what time it is. I always pass walk past Maguire's. I never have an issue. I keep my boat on Dehnhoff up Dehnhoff I come back and forth all the time. Never an issue. His spot is one of the cleanest spots in the village in terms of a restaurant. Some of these restaurants, you're almost slipping on the grease that's out front. He keeps a very nice establishment. People around it are very nice. I think we're nitpicking here. Let's do the right thing for the village.

Josh Bloom: Josh Bloom, I disagree with the comparison to Sandbar and Houser's. No one wants them to expand, but to do so, they would be doing so onto village property on the street. There's a big difference here. They're asking for tables on their own property where people are not walking by and vehicles do not have to get by. So I'm, you know, don't want expansion in the business district either, but this really isn't it. Um, so I don't think. You know. Don't believe the Sandbar Houser's. Et cetera. Should be used as a precedent here. It's very different situation.

Mayor Mallott: Is there anybody else that wishes to be heard? **Drew Becker:** I'd like to say something. My name is Drew Becker, owner of Maguire's Restaurant. The first gentleman who came up to spoke was talking about sound reverberating off of the community house. The area in question is not adjacent to the community house. It's adjacent to the playground. There will be no sound reverberating off of the community house. In fact, there probably would be very little sound from diners in that area into the community house, especially over the noise on the playground. Uh. Setting a precedent. For opening up floodgates. I don't think that applies here either, because this is a case by case basis. We'll have another meeting if the sand bar wants to have tables out on their street. Guess what? He'll have to come here like we did and show why that that is acceptable. And you will all stand up and say, because you can't do it because it's on village property. This is not on village property. This is our property. That's all I wanted to say. Thanks.

Jonathan Jossen: Hi guys, Jonathan Jossen, I did a survey of the whole village, and to this day I come to almost every meeting. I don't know how the mermaid put their tables on the right of way. It's never been discussed. How did they get to do that. **Mayor Mallott:** Would you just stick to the facts here? That's my facts. So, he's got somebody else, Not somebody else, John. Not somebody else. Okay. On this application, that's what.

Trustee Arment: To address, you know, the argument about, you know, property, village property, I think that it's important for us to enforce the same rules for all the establishments. And I don't think we need to worry about a slippery slope here because the village property lines are clearly defined. They don't move. They don't shift. We know what they are. And so, I'm in favor of us maintaining the same standards for all restaurants, and that would be non-use of village property for your restaurant stuff. But when it's within your own property, given certain guidelines and approval processes, I believe it's fine.

Trustee Hargraves: Thank you. If I just may add to that. I also think that there's a huge distinction between an establishment that has already been approved for outdoor dining versus someone who's coming in requesting new outdoor dining that has not been previously granted. That's the prevention of the slippery slope.

Sue Fitzharris: That's what I was going to say on that part, too, because this was already approved. **Jim Betz:** By the planning board. **Sue Fitzharris:** The Planning Board. So just to make it clear, it's already existing, the property is there.

The question is whether they can serve food on that property. Correct. Okay. So as a patron and a homeowner, I have a bunch of friends here and we're all agreeing that we're in support of this. It's an amazing establishment. It's a very respectable environment. And I know the owners well enough that they will abide and enforce. They enforce. Some restaurant owners don't enforce. And I think it's a it's an added value. I think I think it's a wonderful thing for us. And the noise will go that way because we are facing that way just like these other establishments. And I'm not sure about other establishments, but I know I vote yes. I think it's run well and I don't think it's going to adversely affect the community, the public, or any negative repercussions.

Trustee Levine: Mr. Gray, can you give us a definition of what expansion of business is and what the setback laws are in the commercial district? **Ken Gray:** Well, the commercial district, the setback is four feet from a structure. You have to have a four foot. From the main structure itself. In this case, tables and chairs are movable, so they're not considered a structure. Um, and what was the other? **Trustee Levine:** Is a deck considered a structure? **Ken Gray:** Depends on how high it is. **Trustee Levine:** But I mean, it's really set up so that the fire departments have a way to get through if there's a fire around the building. Correct. So. Right. Okay. And then the second question is, what is expansion of your business and commercial and the like? The you know. **Ken Gray:** Let me. **Trustee Levine:** I'm trying to come up with a way that that I can get it in my head that I that I agree with, that we're not expanding the business. And that's why I asked you if you kept the numbers the same, then to me, there's no expansion of your business. You're not willing to do that or you don't want to do that. So, you know. **Jim Betz:** Like I said, I'd like to leave it up to the fire marshal to do that. **Trustee Levine:** I understand that, but. **Ken Gray:** The Village code section 164-33 talks about prohibited uses and says consistent with the general management plan of the Fire Island National Seashore and the objection objectives of the village of Ocean Beach buildings or land hereafter may not be altered, changed, expanded, converted, constructed or used for any of the following purposes. And then in Subsection E speaks of restaurants. So, the code says that you can't alter, expand, convert. Um, any existing land. So, it's open for interpretation on whether or not this is an expansion. He's obviously not expanding his land. He's not adding like, if, if he were to, let's say, purchase property directly to the west of him, which is in residential district and then annexed that to his property and then try to build a larger restaurant, let's say, that would be absolutely clear-cut expansion.

Trustee Levine: But use the word alter. He's altering a plant bed into a serving area and increasing his capacity on the deck. So is that that's what I'm trying to get, Jim. I mean, if you if you'll commit to the numbers and we. **Trustee Arment:** I don't believe that's I don't believe that's an expansion based on the it's an alteration. It's an alteration of use of an area. It's not it doesn't seem like it's an alteration by my understanding of the building or land. **Trustee Levine:** So, that's all I'm asking, is if you keep the numbers exactly the same, you know, then then I don't think you'll have a problem. But, you know, I'm trying to make this work.

Trustee Moritz: Just to clarify, are you talking about capacity control or. **Trustee Arment:** Can you come up to come up to me? And please try to talk to us and not each other, but for order. **Peter Brennan:** My name is Peter Brennan. **Peter Brennan:** I'm a patron of McGuire's. Just the thing that you read out. You said that for any other purposes. You said you cannot expand or alter for any other purposes. **Ken Gray:** For any of the following purposes. And then it lists like 6 or 7. **Peter Brennan:** So, it seems like the purpose has remained the same. It's the same purpose to serve food and beverages, alcohol. So, the purpose hasn't changed. **Ken Gray:** I understand. **Peter Brennan:** So, the point is, what is the definition of expansion? You're not expanding if the purpose remains the same according to what you read out, in my opinion. Thank you. Thanks. **Mayor Mallott:** Thanks. Thanks.

Trustee Levine: Carlos, did you want to say something? Step up to the mic. Come on Carlos Vega. **Carlos Vega:** I've been here 50 years. Maguire has been phenomenal and I don't see anything wrong whatsoever. And to hold a gun to their heads as to what they can do for future or some potential future owner, it's not right. They have more than enough land to do whatever they want and they've been held back for many times. Other people have just done it and not asked for permission. And where's the enforcement? There. That's all. Thank you.

Mayor Mallott: Anybody else wish to be heard okay. So, make a motion to close. **Ken Gray:** Motion to close. Mr. Betz, anything else you want to add? No motion to close the public hearing. **Trustee Arment:** So moved. **Ken Gray:** Second it. Second. All in favor. Okay. Hearing closed now. Is there a motion to accept the recommendation of the Planning Board to grant? Conditional approval subject to the following 1. All tables and chairs and servicing of those tables shall not be on village property. 2. barriers shall be placed, whether it's a planter box or a fence, but a barrier between the tables and the seating area and village property line. And 3. The present maximum occupancy shall not be increased. Total maximum

occupancy shall not be increased. **Trustee Arment:** So moved. **Trustee Hargraves:** So, have a second. **Trustee Hargraves:** Second. **Ken Gray:** I'll take a vote. Trustee Hargraves. **Trustee Hargraves:** Yes. **Ken Gray:** Uh Trustee Arment. **Trustee Arment:** Yeah. Aye. **Ken Gray:** Trustee Levine. **Trustee Levine:** Jimmy is as much as I'm on the wall. The public has spoken, and I think they want you to do a good job, so please do a good job. And I will vote Yes. **Ken Gray:** And I just want to confirm. Just one of them. Mr. Mayor, you're recusing yourself, correct? That's correct. And Trustee Moritz? Yes. Thank you. All right. Three zero, you pass. **Jim Betz:** I want to thank the board and the trustees and the public today. **Matthew Leone:** Wanted to say thank you and it was nice meeting you in this limited capacity, but it was very nice to see you all. Nice to meet you. Have a good weekend. Ken Gray: Thanks, Matt.

ACCEPT & APPROVE SPECIAL PERMIT APPLICATION #314: Resolution No. 2023-087: Trustee Arment moved as follows:

WHEREAS, the applicants JAMES BETZ and ANDREW BECKER (hereinafter collectively referred to as the “Maguires”), the owners of the premises at 1-5 Bungalow Walk, Ocean Beach, NY, have submitted an application to grant permission to utilize an outdoor area for dining; and

WHEREAS, the Planning Board/ARB reviewed the application at a public duly noticed meeting, held and closed on July 1, 2023; and

WHEREAS, based upon the representations of the Applicant, and after due deliberation, the Planning Board did vote at such meeting to recommend approval to this Board of Trustees of the application; and

WHEREAS, this Board of Trustees has reviewed the application, the recommendation of the Planning Board/ARB, and has taken into consideration comment from the public at its duly noticed Public Hearing, held and closed on July 1, 2023; now, therefore, it is

RESOLVED, that the application of the Maguires for a Special Use Permit is **APPROVED** subject to the following conditions:

1. All tables and chairs and servicing of those tables shall not be on village property.
2. Barriers shall be placed, whether it's a planter box or a fence, but a barrier between the tables and the seating area and village property line.
3. The present maximum occupancy shall not be increased. Total maximum occupancy shall not be increased.

It is further **RESOLVED** the use and structure of the premises otherwise being in compliance with the Village Code, a determination to be made by the Building Inspector.

PLEASE TAKE NOTICE: This recommendation does **not** cure existing violations of law (if any). It does **not** mean that the subject premises are now in compliance with the Building Code of the Village of Ocean Beach, nor with any other Federal, State or local law.

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

Trustee Arment	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Levine	Voted Aye
Trustee Moritz	Recused
Mayor Mallott	Recused

ADDITIONS/DELETIONS TO THE AGENDA: Resolution No. 2023-088: Mayor Mallott moved as follows:

1. Delete Item #19 - Authorize & Approve to Award Low Bid Proposal for Phase I Sanitary & Stormwaters improvement Project

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

Trustee Arment	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Levine	Voted Aye
Trustee Moritz	Voted Aye
Mayor Mallott	Voted Aye

STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA): Resolution No. 2023-089: 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 Hargraves seconded the motion. Upon call, the following voted:

Trustee Arment	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Levine	Voted Aye
Trustee Moritz	Voted Aye
Mayor Mallott	Voted Aye

ORGANIZATIONAL APPOINTMENTS: Resolution No. 2023-090: Mayor Mallott moved as follows:

BOARD OF ETHICS (FIVE-YEAR TERM):

<u>APPOINTED:</u>	<u>NAME:</u>	<u>POSITION</u>	<u>TERM EXPIRES:</u>
7/3/2023	Village Counsel Bee, Ready	(pursuant to Chapter 16)	7/1/2024

ZONING BOARD OF APEALS (MEMBER: FIVE-YEAR TERM/ALTERNATE THREE -YEAR TERM):

<u>APPOINTED:</u>	<u>NAME:</u>	<u>POSITION</u>	<u>TERM XPIRES:</u>
7/3/2023	Constantine Karalis	Member	7/3/2028
7/3/2023	Craig Sherman	Member	7/3/2028

PLANNING BOARD (FIVE-YEAR TERM/ALTERNATE THREE-YEAR TERM):

<u>APPOINTED:</u>	<u>NAME:</u>	<u>POSITION:</u>	<u>TERM EXPIRES:</u>
7/3/2023	Joseph Speranza	Chairman	7/3/2028
7/3/2023	Craig Sherman	Member	7/3/2028
7/3/2023	Constantine Karalis	Member	7/3/2028
7/3/2023	Byron Chenault	Alt. Member	7/6/2026
7/3/2023	Robert Stack	Alt. Member	7/6/2026

ENVIRONMENTAL COMMISSION (TWO-YEAR TERM/ONE-YEAR TERM):

<u>APPOINTED:</u>	<u>NAME:</u>	<u>POSITION:</u>	<u>TERM EXPIRES:</u>
7/3/2023	Camille Guigliano	Co-Chairperson	7/7/2025
7/3/2023	David Lieber	Co-Chairperson	7/7/2025
7/3/2023	David Lipsky	Member	7/7/2025
7/3/2023	Emily Wicks	Member	7/7/2025
7/3/2023	Beth Jacobwitz	Secretary	7/1/2024
7/3/2023	Lisa Lowe	Member	7/7/2025
7/3/2023	Judith Steinman	Member	7/7/2025

APPOINTMENTS AND DESIGNATIONS (ONE-YEAR TERM):

<u>APPOINTED:</u>	<u>NAME:</u>	<u>POSITION:</u>	<u>TERM EXPIRES:</u>
7/3/2023	Pamela Esterman	Acting Village Justice	7/1/2024
7/3/2023	John Brooke	Assistant Prosecutor	7/1/2024
7/3/2023	Paul Petruzzelli	Village Assessor	7/1/2024

APPOINTMENTS AND DESIGNATIONS (TWO-YEAR TERM):

<u>APPOINTED:</u>	<u>NAME:</u>	<u>POSITION:</u>	<u>TERM EXPIRES:</u>
7/3/2023	Joseph DiFrancisco	Village Administrator	7/7/2025

APPOINTMENTS AND DESIGNATIONS (ONE-YEAR TERM):

<u>APPOINTED:</u>	<u>NAME:</u>	<u>POSITION:</u>	<u>TERM EXPIRES:</u>
7/3/2023	Jonneigh M. Adrion	Registrar -- Foil Officer	7/1/2024
7/3/2023	Kevin J. Schelling	Supt. of Public Works	7/1/2024
7/3/2023	Bee, Ready, Fishbein et.al. (pursuant to 7/2023 retainer agreement)	Village Counsel	7/1/2024
7/3/2023	Scott Stone, Esq.	Special Counsel Tax Certiorari/Condemnation Matters	7/1/2024
7/3/2023	Jacqueline Rulon	Deputy Registrar,	7/1/2024
7/3/2023	Jacqueline Rulon	Deputy FOIL Officer	7/1/2024

<u>APPOINTED:</u>	<u>NAME:</u>	<u>POSITION:</u>	<u>TERM EXPIRES:</u>
7/3/2023	Islip Bulletin	Official Newspaper	7/1/2024
7/3/2023	Newsday (as Alternate)	Official Newspaper	7/1/2024
7/3/2023	Chase Bank	Depository	7/1/2024
7/3/2023	New York Class	Depository	7/1/2024
7/3/2023	First National Bank of Long Island	Depository	7/1/2024

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

Trustee Arment	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Levine	Voted Aye
Trustee Moritz	Voted Aye
Mayor Mallott	Voted Aye

AUTHORIZATION & APPROVE TO AWARD LOW BID PROPOSAL FROM LODUCA ASSOCIATES, INC. TO REPLACE VILLAGE FIREHOUSE GARAGE DOORS: Resolution No. 2023-091: Mayor Mallott moved as follows:

WHEREAS, the Inc. Village of Ocean Beach and H2M Architects + Engineers advertised to request proposals to replace the Village Firehouse Garage Doors; and

WHEREAS, the Village is in receipt of three bid proposals for this project; and

Now, therefore, it is hereby

RESOLVED that the Village Administrator is authorized to award the low bid proposal to LoDuca Associates, Inc. in the amount of \$196,770; and

It is further RESOLVED, the Mayor is authorized to execute and any related documents to effectuate this resolution.

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

Trustee Arment	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Levine	Voted Aye
Trustee Moritz	Voted Aye
Mayor Mallott	Voted Aye

ACCEPT ELECTED OFFICERS FOR THE O. B. VOLUNTEER FIRE DEPARTMENT: Resolution No. 2023-092:

Mayor Mallott moved as follows:

WHEREAS, the Village of Ocean Beach Volunteer Fire Department recently held an election on July 2, 2023, with the following results:

<u>ELECTED:</u>	<u>NAME:</u>	<u>POSITION:</u>	<u>TERM EXPIRES:</u>
7/2/2023	George Hesse	Chief	6/30/2024
7/2/2023	Peter Brennan	1st Assistant Chief	6/30/2024
7/2/2023	Glen Roesch	2nd Assistant Chief	6/30/2024
7/2/2023	Andrew Becker	3 rd Assistant Chief	6/30/2024
7/2/2023	Donald Livoti	Captain Engine #1	6/30/2024
7/2/2023	Robert Burke	Captain Engine #4	6/30/2024
7/2/2023	Jake Putnam	Captain Engine #5	6/30/2024
7/2/2023	James Wicks	Captain Engine #7	6/30/2024
7/2/2023	Lauren Hesse	Captain Rescue Squad	6/30/2024
7/2/2023	Brett Wolfe	Secretary	6/30/2024
7/2/2023	Eric Gilstein	Treasurer	6/30/2024

Now, therefore, it is hereby RESOLVED that the Board of Trustees accepts these results.

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

Trustee Arment	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Levine	Voted Aye
Trustee Moritz	Voted Aye
Mayor Mallott	Voted Aye

ACCEPT & APPROVE CULLEN & DANOWSKI, LLP 2022-2023 AUDIT AGREEMENT: Resolution No. 2023-093:

Mayor Mallott moved as follows:

WHEREAS, the Village wishes to retain the services of a qualified accounting firm to perform accounting services; and,

WHEREAS, the Village has received a proposal for such services from the firm of Cullen & Danowski, LLP, a copy of which on file with the Village Treasurer, to be paid from line item A1320.441,

Now, therefore, it is hereby

RESOLVED that the Village of Ocean Beach accepts and approves the proposal submitted by Cullen & Danowski, LLP for as needed services in the amount of \$37,500; and,

IT IS FURTHER RESOLVED that the Village Mayor and Village Treasurer are authorized to execute the proposal and make payments consistent with the terms therein

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

Trustee Arment	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Levine	Voted Aye
Trustee Moritz	Voted Aye
Mayor Mallott	Voted Aye

ACCEPT & APPROVE PKF O'CONNOR DAVIES 2022-2023 AUDIT AGREEMENT: Resolution No. 2023-094: Mayor Mallott moved as follows:

WHEREAS, the Village wishes to retain the services of a qualified accounting firm to perform accounting services; and,

WHEREAS, the Village has received a proposal for such services from the firm of PKF O'Connor Davies, a copy of which on file with the Village Treasurer, to be paid from line item A1320.441,

Now, therefore, it is hereby

RESOLVED that the Village of Ocean Beach accepts and approves the proposal submitted by PKF O'Connor Davies, LLP for as needed services; and,

IT IS FURTHER RESOLVED that the Village Mayor and Village Treasurer are authorized to execute the proposal and make payments consistent with the terms therein

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

Trustee Arment	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Levine	Voted Aye
Trustee Moritz	Voted Aye
Mayor Mallott	Voted Aye

AUTHORIZE & APPROVE OCEAN BEACH YOUTH GROUP RECREATION PROGRAM AGREEMENT:

Resolution No. 2023-095: Mayor Mallott moved as follows:

WHEREAS, the Village of Ocean Beach desires to utilize the Ocean Beach Play Group, Inc. d/b/a Ocean Beach Youth Group (“OBYG”) to provide recreational activities to its residents and visitors of Ocean Beach; and,

WHEREAS, the Ocean Beach Play Group, Inc. d/b/a Ocean Beach Youth Group has provided an agreement and a list of recreational activities to perform, a copy of which is on file in the Village office;

Now, therefore,

RESOLVED that the Village of Ocean Beach Board of Trustees hereby approves and authorizes the agreement and payment of \$50,000 for recreational activities for the 2023 Summer Season.

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

Trustee Arment	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Levine	Voted Aye
Trustee Moritz	Voted Aye
Mayor Mallott	Voted Aye

Trustee Hargraves: Before we vote on that. The only thing that I would ask that we change on that is how the payment is made in increments, which will. Can we check right there? You want it in one check their check. Right? Oh, you're getting it right now. Sorry. Never mind. Withdrawn. For the future. Do they need it sooner is the issue. They've already had payroll go out. So, I would ask that the day that the payment is made be adjusted. **Mayor Mallott:** Well, we can do that because it's going to be budgeted. So right after we adopt our new budget June 1st. **Mayor Mallott:** That's the earliest we can. after the budget is approved. **Speaker:** Okay. **Linda Morrissey:** We need a contract prior to. **Mayor Mallott:** Prior to June 1st so that we can cut so that we can cut the check on June 1st. **Trustee Levine:** So, you're saying we'd have to approve the contract prior to June 1st to give them a check on June 1st. **Mayor Mallott:** So, let's do the contract and that. Okay, in the May meeting and then we'll pass the budget that same day and we'll get you. Thank you. **Trustee Levine:** So, the check will be in the mail. You'll get it within the next 30 days. Exactly. **Mayor Mallott:** the check is here today

AUTHORIZATION & APPROVAL TO ATTEND NEW YORK CONFERENCE OF MAYORS (NYCOM)

2023 ANNUAL FALL MEETING: Resolution No. 2023-096: Mayor Mallott moved as follows:

WHEREAS, it is the Inc. Village of Ocean Beach’s desire to give encouragement to its employees and trustees, in an effort to gain knowledge and improve proficiency in their village positions, and training programs are essential concerning pertinent updates and changes and to facilitate the Village in regard to municipal law, government operations and local finance issues;

Now, therefore, it is hereby,

RESOLVED that Joseph DiFrancisco - Village Administrator, Jonneigh Adrion - Village Clerk, Jacqueline Rulon - Deputy Clerk, Dawn, Hargraves - Trustee, Ian Levine - Trustee, Jennifer Moritz - Trustee and any other elected Board of Trustee members, are authorized to attend NYCOM’s 2023 Fall Meeting in Lake Placid, NY on September 18th, 2023 through September 22nd, 2023, costs to include class registration, lodging and travel expenses each, to be paid from the following line item A1230.472 & A1010.472.

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

Trustee Arment	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Levine	Voted Aye
Trustee Moritz	Voted Aye
Mayor Mallott	Voted Aye

AUTHORIZATION SET PUBLIC HEARING TO AMEND FEES: Resolution No. 2023-097: 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 amend fees;

Now, therefore, it is hereby

RESOLVED that the Village Clerk shall schedule and publish notice of a Public Hearings for Saturday, August 12, 2023 for the purpose of amending fees and consideration of new legislation.

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

Trustee Arment	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Levine	Voted Aye
Trustee Moritz	Voted Aye
Mayor Mallott	Voted Aye

AUTHORIZATION & APPROVE TO AWARD LOW BID PROPOSAL FOR PHASE I SANITARY & STORMWATER IMPROVEMENT PROJECT:

~~WHEREAS, the Inc. Village of Ocean Beach and D&B Engineers & Architects advertised to request proposals for Phase I Sanitary & Stormwater Improvement Project; and~~

~~WHEREAS, the Village is in receipt of three (3) bid proposals for general construction and three (3) bid proposals for electrical for this project; and~~

~~Now, therefore, it is hereby~~

~~RESOLVED that the Village Administrator is authorized to award the low bid construction proposal to Galvin Brothers/Madjue Contracting JC in the amount of \$12,402,801.00 base bid/\$14,473,921.00 alternate bid and award the low bid electrical portion to MRJ Industries, Ltd. in the amount of \$277,000; and~~

~~RESOLVED that the Village Administrator is authorized to award the low bid electrical portion to MRJ Industries, Ltd. in the amount of \$277,000; and~~

~~It is further RESOLVED, the Mayor is authorized to execute and any related documents to effectuate this resolution.~~

HEARING OF THE CITIZENS: 12:26 PM

Mayor Mallott: Quiet, please. **David Lipsky:** Several comments. One the written minutes have not been posted from the last board meeting. I think the now the video is on, but the link is not there. Um. **Mayor Mallott:** Thank you. **David Lipsky:** Uh, water meters. The water. Are we. **Mayor Mallott:** On that? The meters are running. We are collecting data and studying the data on the water meters. We will have when we do start our budget process, probably in October, we're going to be looking at rates for. For a water going forward that would start on the fiscal year June 1st, 2024. **David Lipsky:** And is there a consultant that's been hired for helping on that? **Mayor Mallott:** We're looking talking to consultants right now. **David Lipsky:** Okay. Third thing, quick. Suffolk County passed a new wastewater management district that's going to increase the sales tax in Suffolk County by 1/8%. And it's supposed to bring all of the Suffolk County sewer districts into compliance with the exception, not including those that are in incorporated villages. It's also supposed to deal with the 350,000 septic systems. I don't I know that you've been meeting with occasionally with Steve Bellone, but it would, I think, be very helpful if there was some type of lobbying effort so that maybe villages that are actually providing a public beach, not just here, but in other villages where there are sewer districts, that we could capture some of that increased sales tax. **Trustee Hargraves:** Thanks, Dave. **Mayor Mallott:** Thank you. We'll look into it. Thank you. Thank you very much.

Camille Guigliano: Hello Camille Giuliano of VOBEC. I just wanted to make an announcement that tomorrow we are having our 17th annual Education Environmental Awareness Day. We have a speaker, a guest speaker, Dr. Mary Camhi. And she's going to be talking about sharks. She's a doctor from the Wildlife Conservation Society. She's been studying sharks in the bay and in the ocean in our waters for ten years. So, she can talk to us, answer all of our questions about sharks, and talk to us about why it's actually good news that sharks are in our waters. That's one thing. And that's tomorrow at 11:00 at Windswept. **Mayor Mallott:** It's good news that the sharks are here. **Camille Guigliano:** It actually is and come here why. And there are ways of mitigating the interactions and we'll talk about that as well. **Mayor Mallott:** Okay. Thank you. **Camille Guigliano:** There are refreshments available and there are lots of giveaways, so we hope

people will come. It's free and open to the public. The second thing I wanted to say is we have more tick cards. We brought them a couple of meetings ago and they disappeared. So, we have more. They talk about the different ticks that are local to this region. **Mayor Mallott:** Thank you.

Marc Miller: Ok let's try this again. So, again my name is Marc Miller. I'm the creator of the game called Triangle Ball. In 1992. I brought it out to the island and all the children and adults who were playing it. Help me make the rules for the game. And in 1993 I had my patent granted and 1997 I started tournaments that went straight through 2018. I had Kenny's made for the children and the adults. I gave out countless shirts to everybody in the community. I never charged anybody anything for anything. I have a trophy made and I would like to be able to bring the game back to Ocean Beach and hopefully be part of the Ocean Beach Rec mean and one of the ideas that I have is a family tournament because Triangle Ball is different than other sports in the respect that there are three sectors and two players playing competitively against each other and only when the ball is passed into the other sector, the other people are equally matched. So, you can have a mother against a mother, a father against a father and a child against a child. And I would like to just get them all involved and maybe start. I had an offer by Chris and Patty to maybe get a date together where I can do something in Ocean Beach. **Mayor Mallott:** Work together with Patty and Chris and. **Chris Brahe:** The only thing I mentioned to Mark is just to bring it up to you guys. I think ultimately Mark wants to move the court to Ocean Beach, which we're not just going to drag it over, God knows the thing that will cause. So, I wanted him to bring it up to you guys to figure out if that's an option, because right now it's in Seaview. **Trustee Moritz:** So, is it going to be permanent? **Chris Brahe:** I'll leave that up to you. **Marc Miller:** Well, if it could be permanent, that would be great. If it if it's an inconvenience in Ocean Beach and somehow Ocean Beach could sanction it and could keep it where it is. Just a way to get people over. Because I was surprised to hear that all the kids that played past years never knew that I had it set up in Seaview when I moved it, so nobody knew it was there. Now I'm just bringing it to their attention to go and it was been there all these years. So, if there's a way to let everyone aware of it, I'm willing to do whatever I got games in the house that I could give. The school has a game. The camp had a game. I gave him to everyone over the past years and I just want to be part of the community and help and I'm there to do everything I would have to do to keep it going and help along. **Trustee Levine:** Mark or Mr. Mayor or Ken Um, the volleyball that we set up, is that area exclusively for volleyball or can there be a permanent triangle ball and that, that be like a recreation. **Marc Miller:** Let me add one thing to that. I could scale the game down with no problem. It won't affect the game at all and it could fit on each side of the net. So you could have two you. **Trustee Levine:** I was saying, I was saying next to it in addition to. **Marc Miller:** Yeah, but I'm saying worst case scenario I don't know what the law volleyball. I could set up the triangle ball on one side of the net or both sides of the net. **Trustee Arment:** We intentionally worded the code to accommodate any ball playing game that we wanted to in the future. So, it's just a matter of getting the village to permit it.

Tom Ostertag: Yes, sir. Hello, I'm Tom Ostertag. I wanted to say a few words about the. The wagon depot over here. Um, which I think we all can agree is a bit of a mess. In fact, I've been using this depot for 28 years, and I think it may be the worst it's ever been. I'll repeat that. Tom Ostertag about the Wagon Depot. I've been using it for 28 years, and I think it's the worst it's ever been. It's barely functional. And of course, in order to boot, my idea that I want to suggest is simply building a second story over the current rectangle that is the wagon depot. It would increase surface area a lot not 100%, but a lot. And I think it would also give us the chance to make it look nicer. As far as getting to the second floor, I understand there needs to be a ramp. I understand the ratio is 12 to 1, 12ft out for every one up. As an example, if the second floor is seven feet off the ground, it would be an 84 foot ramp. I think that long side of the depot is 90ft, so I think it would fit. Even if it doesn't fit on one side. I think it can be made to happen. Guess we also need a staircase to be compliant, but it seems like it would solve the problem as soon as construction is finished by all the extra surface area. Thank you. And again, I think it would help us make it look better, too. Thank you. **Trustee Arment:** Thanks, Tom.

Edie Hines: Um, Edie Hines. I would just like to propose we have men have to wear shirts in town, and I think we need to do something. As far as the females are concerned, the young girls that are coming in the way that they are dressed is just. Actually disgusting. And they're allowed to walk around town. They're allowed to walk around the walkways. So I think that they need to be covered up a little bit more, just as the men need to have a shirt and shorts on. Maybe the young girls need to be covered up a little bit more also. Thank you. **Trustee Hargraves:** Thank you.

Susan Fitzharris: Hi Susan Fitzharris. In tandem to what Edie just said, is there a law? The law is that men have to wear shirts. **Ken Gray:** I don't believe. **Susan Fitzharris:** That's the law. Right. **Trustee Moritz:** There is. Yes, there is. **Susan Fitzharris:** It is a law because. **Chief Hesse:** Yeah, the law is specific to cover the areola of a woman's breast. If a man can go topless, so can a woman. **George Hesse:** So, if you want women to go topless in town, just let the men do

whatever they want. **Speaker1:** Let me give you the same. Exactly the opposite. We're trying to go the opposite. **Chief Hesse:** No, I understand what you're trying to do, but I'm telling you why we enforce it. And that's why we tell men to put shirts on. **Sue Fitzharris:** Okay. **George Hesse:** There is case law on this. I've written tickets. **Sue Fitzharris:** We see that? Yeah it's good. **Sue Fitzharris:** Oh, have you? Oh, so they. **George Hesse:** It's been challenged and the courts will have just have thrown it out. You have to be specific on how we address this kind of code. I understand what you're talking about. Women wearing some kind of a dress. **Sue Fitzharris:** The thongs, the thongs. **George Hesse:** If you can come up with new legislation, let me know. **Sue Fitzharris:** So how do we do that? How do we get this approved as far as women having to wear a cover up? I think it should just be a cover up. It should be very simple. Just like men have to cover up, you have to cover up. **Mayor Mallott:** We have to look into the legislation.

Sue Fitzharris: Okay. So, my comment, is the cleanliness of the streets. I might find myself because I love this town so much that I'm picking up and it's disgusting and I shouldn't be doing that. But especially on the weekends, it's like a pigsty. Our beautiful community. So, there's a law I believe that each establishment, each shop, each restaurant is responsible for the front area of Main Street specifically. **Mayor Mallott:** We have street sweepers also now all the time. So we're trying to do our best to keep up with what's going on. Kevin's guys are constantly emptying garbage cans and putting clean ones in their place. We have two guys, Kevin or three guys. **Kevin Schelling:** we have night time street sweepers now. I also have a guy every day going up, down each block. **Sue Fitzharris:** And there's the establishments also responsible for the. **Kevin Schelling:** Every homeowner or establishment is responsible for the area in front of their place. **Sue Fitzharris:** Okay, so maybe a reminder notice would be helpful to the establishments. So, a little suggestion. **Ken Gray:** Thank you Sue.

Stephanie Cassell Jossen: I'm, Stephanie Cassell Jossen first to have to publicly acknowledge Jill and her lifeguards. My family was one of the multi guard rescues last week. I have never in my entire life seen a rescue like that. And those guards are flawless in their execution, humble in their in the work that they do and just professional and incredible. So, the public Thank you for the. (applause) **Stephanie Cassell Jossen:** And then a quick thank you to Gail for all of her work on the community for her last 4th of July parade. She is the incredible director of all things, July 4th for that kiddie parade and for all the work she does. I know she's stepping down. So too, Gail, thank you for that, 27 years. She does. **Gail Stamler:** Thank you. **Stephanie Cassell Jossen:** So, the comment that I have, though, is regarding this fencing by the boat. We used to have the expandable fencing. I've seen this for heavy duty protests in the city and other big parades, and I just don't understand. **Speaker1:** Sorry. **Trustee Hargraves:** I'm listening to you. **Stephanie Cassell Jossen:** Sorry, why? Do we need these heavy duty, practically immovable, incredibly unsightly gates here for the line. I know we have big lines. I know that the crowd has to be managed. I'm. I live in Battery Park City. They have plastic stanchions and plastic chain links to control crowds when the memorial is closed. We had, as I said, the expandable things that you can move around depending on the size of your crowd. This is incredibly unsightly. And is there a reason that we need this kind of fencing? **Mayor Mallott:** Chief, would you address it. **Chief Hesse:** The movie theater straps do not work. They break all the time and people move them all the time and then it's just a free for all. So, I needed something that was much more durable to control the line. **Mayor Mallott:** Much more substantial. **Chief Hesse:** That's what we chose. And it works. **Stephanie Cassell Jossen:** How unfortunate. I'm sorry. Okay. Think it's awful. **Mayor Mallott:** It's our last resort. That's. You know, if there was something better or easier or nicer to use, we would use that. These things, I'm afraid to say, do work.

Gail Stamler: Hi, my Gail Stamler and first I would like to congratulate Chief Hesse, chief of the police and chief of the fire department. Well, honored. Yes. I've retired from the community fund after 27 years, and now I'm doing our fourth flea market and I'm advertising the flea market, which will be also funding the fire department. You can get rent a space at the ball field July 29th, and this time rain date will be we will be moving into the school. If it rains, we don't have to cancel the flea market on the same day. So, rain or shine, July 29th. And if anyone here can bake butter baking, we accept all baked goods for the sale of the of the bake sale so that these funds can go towards the fire department. And we have a table set up for people who don't want to take a space but want to give away their gorgeous, precious gems of junk and we will take them and sell them. And that money goes to the fire department. And I'm trying to finagle somebody. Anybody here own a dumpster company. Uh, I'm trying to get a dumpster company to donate a dumpster so that people who don't sell don't have to take it back to their home and stick it back in the attic. Thank you very much. **(unknown):** call the contractors for the dumpsters.

Gina Ragusa: Hi. Thanks. Hi, I'm Gina Ragusa. **Gina Ragusa:** I'm a member of the Planning Board. As a member of the planning board, we didn't get any notice from our chairman about the changes to the planning board. So, Ken, could you

read who the members of the Planning board are excluding the ones that you didn't read? **Ken Gray:** I don't have a complete list of the planning board, but have do have here. **Trustee Hargraves:** Just the new appointments. **Gina Ragusa:** What are the new what are the new appointments? **Ken Gray:** Joe Speranza. **Trustee Levine:** They're being reappointed, his term is up. **Mayor Mallott:** He termed out and we've reappointed **Ken Gray:** Craig Sherman. **Gina Ragusa:** But Craig is on the planning board. **Trustee Moritz:** No, no, these are just terms that expired. The terms expired. **Gina Ragusa:** I understand that. But he hasn't been on it that long. How long are the terms? Thank you. So, then I would want to add to that, that although Craig's a good friend and I think he's great for the job, there's many alternates, including myself, that have been on the planning board for many years that weren't even considered or talked to about it or given the opportunity to be a member. So, I'd just like to put that on the record. **Trustee Levine:** I don't make the appointment. **Gina Ragusa:** On the other hand, as a public citizen, I want to talk about the patrolling of the police in the village because I think the Fight Club could have been avoided. Um, I'm also saddened that it's called the Fight Club, but that incident could have been avoided. And I'm wondering what the patrol hours are for the policeman, for the Bayfront property here. **Chief Hesse:** There are no patrol hours. **Gina Ragusa:** Why is that? This is interesting. Why? **George Hesse:** Because if I have a routine of control, the bad people will know what it is and then they can circumvent. **George Hesse:** they can circumvent what we do. **Gina Ragusa:** How is that? **George Hesse:** because they know the routine patrol **Gina Ragusa:** But then they won't come there. **George Hesse:** No, you're not understanding what I'm trying to say, Gina, is if I do the same thing every day, they're going to know, too. So, what we've been doing is chasing them from the playground, from the gazebo to the beach and back. **Gina Ragusa:** But I guess you can just circle the bayfront area. **George Hesse:** Oh, we do. We do on a regular basis, but we don't do it as a routine. **Gina Ragusa:** But if they know you're there policing them, they probably wouldn't come or do that activity. **George Hesse:** I'm going to tell you what happened with that because I got a lot of videotape on what happened that day. They had lookouts. It was very sanctioned. They understood what was going on. As soon as the cops even walked down the street, they took off. The next day, we set up on them. We knew that they were going to come back and we made an arrest. So, that's what we do. It's not a routine. We can't be in a routine. I can't do the same thing every day because bad guys know what we do. **Gina Ragusa:** Missing my point. Maybe I use the word inappropriately. **George Hesse:** We are on patrol. We are on patrol constantly. We are. We're out there. **Gina Ragusa:** That was that's all I wanted to say it was missed. **George Hesse:** Well, I'll tell you how it was missed because I see the video. I watched the video. Several residents actually sat there and watched it and didn't call the police. **Gina Ragusa:** You can't blame them I mean. **George Hesse:** You have got to be my eyes and ears too. **Gina Ragusa:** But you're the police department. You're supposed to be there, patrol the playground. **George Hesse:** We're out there. Exactly. And we're out there and we got video footage and we're watching everything that goes on. But when people do see something, I say, you got to say something to you got to help us out. **Gina Ragusa:** But I believe that if there was somebody appointed at that gazebo playground it seems to be. **George Hesse:** So okay you want somebody at the gazebo, you want somebody on the beach, you want somebody on Ocean Breeze. **Gina Ragusa:** That's what our taxes pay for, that's what we're paying for. **George Hesse:** I need 20 cops a day per eight hour shift. **George Hesse:** That's not what you're paying for. **Gina Ragusa:** All right, then. I don't know why we're being what we're being paid for. If we're not being protected.

George Hesse: I got to run 24/7. I would need 100 cops to do that kind of posting. They're not static posts. My guys are out moving around. We're writing hundreds of summonses. We're making tons of arrests. We made an arrest in that situation. But when you as residents are walking around the streets, what cracks me up is you'll complain about kids playing in the pool next door, but you won't call me when a crime has taken place. It just amazes me. **George Hesse:** It amazes me sometimes. the minor stuff is so overdrawn. **Gina Ragusa:** You're trying to switch it. You're talking over and you're making speech. **Trustee Moritz:** Excuse me, order, excuse me. **Mayor Mallott:** Thank you. We'll take it into consideration. **Gina Ragusa:** No, you won't. You guys don't take into consideration. **Trustee Levine:** I'll take it into consideration. **Gina Ragusa:** Everybody asks about what are you going to do? Why can't you fix the wagon park? **Mayor Mallott:** Because there's no plan to fix the wagon park. Yeah, because I'm trying to do a drainage system throughout the town, which will include the wagon park. **Gina Ragusa:** But when is that going to be. **Mayor Mallott:** You want to spend \$2 million of taxpayer's money? **Gina Ragusa:** No, I just want to know why you can't do something simple that everybody's been asking. **Mayor:** What's your suggestion. **Gina Ragusa:** I'm just me, we voted for you. Do something. **Trustee Levine:** Mr. Mayor. Mr. Mayor, just so you know, about two weeks ago, Kevin and his guys were out there. They put some wire in some of the bars, trying to come up with a method. They were letting it see what happens. All right, I'll talk. I'm going to talk with Kevin, see if he can raise it up a little bit. We're trying to come up with solutions. We can't rebuild the whole wagon park. No. Until after the project. But we can't we can't try to come up with some solutions. And we are doing that.

Gina Ragusa: Wait I'm frustrated because it's been years and I'm so tired of hearing that. **Trustee Levine:** You might. You might not know that it's going on. **Gina Ragusa:** But why don't we know? **Trustee Levine:** Because we're trying things out until we can come up with something. **Gina Ragusa:** Why don't you tell people that. **Trustee Levine:** I just did. **Gina Ragusa:** No, but people have asked year after year. That's what I'm saying. We don't really answer me. **Trustee Moritz:** Excuse me for a second, Gina Gina. **Gina Ragusa:** Yes?

Trustee Hargraves: May I just speak to the wagon park for a second? The wires to me don't work. All it did was create a place for someone to put their front wheels of their wagon on. Right. I'm in the wagon park. I spent about four hours with Jane Litoff and Joanne Griffin in the wagon park. We had Constantine come down. He gave us a total new plan. We just couldn't do it. Right now I have asked that we take down a piece of the fence at this end. That's what we should be doing right now to help. It's not a cure, but I would like a piece of that fence to come down. It doesn't have to be the whole system, but Right. Like to the left of the last bench in between the next sign, it'll at least give access there. I know that it's about eight inches down, so we do need a ramp. So maybe that's something that we. **Gina Ragusa:** I can appreciate that answer. But I just feel, you guys that when people ask you a question, answer them. And Dawn just did. But I had to get to a screaming point to do so. But and I don't want to do that. And I can see the tensions are very high and I don't want to be in that place either. But I feel just you guys need to be more transparent. Tell us what you're working on. Everybody would feel a lot better, more confident. So, thank you for raising my voice.

Maria Silsdorf: Tough act to follow. Maria Silsdorf again. I wanted to follow up on two things. The last two meetings, or maybe it was preceding the last prior meeting. The issue of the H2O limo was brought up and then it was tabled. **Mayor Mallott:** We're still discussing it. **Maria Silsdorf:** Okay. **Mayor Mallott:** And there's still possible litigation, so I don't want to discuss it at this meeting. **Maria Silsdorf:** So, I can appreciate that.

Mayor Mallott: After this meeting back into the village office to bring the two new trustees up to speed on where we are with H2O and the Fire Island water tank. **Maria Silsdorf:** Okay, So very much appreciated. I'm conflicted on the issue. I think that we obviously need competition. I mean, that's what everyone's really into. On the other hand, I myself had a terrible experience with H2O, and that seems to be the common word on the street. So, you got a lot to juggle there. The second thing is that the New York State Comptroller's office in released another audit this week. Are you planning on commenting on that at all at the. **Mayor Mallott:** Do you have a question on it? **Maria Silsdorf:** Yeah. What was the response to the audit? Uh, thank you. **Mayor Mallott:** I sent a reply to the auditors. I imagine you saw that reply. **Maria Silsdorf:** Actually, not sure I did. **Mayor Mallott:** You didn't see the reply. **Trustee Arment:** Is it attached to it? **Ken Gray:** It's attached to it. **Trustee Arment:** It's attached, just scroll down and. **Maria Silsdorf:** Okay. And what does it say? **Mayor Mallott:** It says. **Joe DiFrancisco:** It's on the State comptroller's website yeah. **Trustee Hargraves:** it's on the village website. **Maria Silsdorf:** And what does it say? **Ken Gray:** It's kind of long. **Maria Silsdorf:** What's the gist of it? **Linda Morrissey:** (inaudible read aloud parts of the letter) **Maria Silsdorf:** So is the village. Maybe you haven't gotten to this discussion yet. Are you changing the way credit card reimbursement or approvals are handled? **Mayor Mallott:** We're talking about how we're going to enforce it. Right now, the state auditors found nothing wrong. Okay. What they did find was that a lot of the receipts were not signed. Okay? They should all be signed. And given to Linda. Okay. They go along with the vouchers and the checks for how they're the mostly gas cards are paid. Okay. There was no wrongdoing found. They were telling us basically that we weren't obeying our own rules, **Trustee Hargraves:** procedures. **Mayor Mallott:** Okay. That we should enforce our own policies, which is every seat gets every receipt gets signed. **Maria Silsdorf:** Okay. So, you're going to do **Mayor Mallott:** we're going to reinforce that. **Maria Silsdorf:** You're going to evaluate how to comply with your own code. **Mayor Mallott:** Yes. **Trustee Hargraves:** I think we're looking at taking it a little further in that if you're not going to follow the rules, then you're not going to get the reimbursement be there's. **Maria Silsdorf:** That sounds right. **Trustee Hargraves:** But there's a lot of factors in. **Mayor Mallott:** if you don't follow the rules, you won't get the card and the card. **Trustee Hargraves:** Exactly.

Maria Silsdorf: It sounded it just the part of the audit that I did read, it sounded like there were a lot of purchases for beach towels and home items and restaurant meals that guess you've decided or they've decided that there's nothing wrong with those purchases. It's just a matter of the receipt handling. **Mayor Mallott:** The biggest problem they had was that a lot of those were on weekends. **Maria Silsdorf:** Right, well here we are on a weekend. **Mayor Mallott:** They don't realize his is a summer community. Right. And a lot of the work gets done on weekends. So, there was no criminal activity. We haven't been accused of anything. We just have to take better control of our credit card.

Maria Silsdorf: So, we have an we have an auditor that audits our books right before the state does, because I know it's like on the agenda, right? **Mayor Mallott:** Yes, we have two. **Maria Silsdorf:** So why did they not catch this? **Mayor Mallott:** The auditors don't go there. Right. **Linda Morrissey:** It's not that. They follow. They don't they don't audit necessarily our full policies and procedures. They check to make sure that there's the receipts there. And there is, they do a testing. So, they do a sampling. These particular items might not have come up in their testing. **Maria Silsdorf:** Right so guess I'm really trying to think proactively here. We've now had two audits in the in the course of a few years. **Mayor Mallott:** One audit, two parts. **Maria Silsdorf:** Okay. Are there more parts? **Mayor Mallott:** Not that we're aware of. **Maria Silsdorf:** Okay. But so, it seems like the gist of both of them is our failure to administer our own code properly. Correct. So, there's probably more liability there, right? Probably more exposure. **Mayor Mallott:** We're trying to tighten up. We've made several changes now. And, you know, we have a new administrator, we have a clerk, treasurer, we have a treasurer itself. We're looking for a deputy treasurer, a deputy clerk. We're just a little more oversight. **Maria Silsdorf:** So, you're going to look at the code in its entirety versus just so that we can hopefully address opportunities before the Comptroller's audit points it out to us. Is that our goal, Joe? Joe, are we looking at the code in its entirety to make sure that there aren't other issues potentially that we're not managing our own code properly? **Joe DiFrancisco:** The internal procedures, not necessarily the code we have. **Maria Silsdorf:** whatever you want to call it. Yeah, whatever they're catching us on, we should catch it first, right? Correct. Yes. Right. Okay. Thank you. **Joe DiFrancisco:** You're welcome. **Trustee Hargraves:** Thank you.

Linda Elton: Hi, everyone. I'm Linda Elton from Surf Walk. I wanted to extend a huge thank you to the Ocean Beach Fire Department for hosting in the Fire Hall The celebration of life for Martha mason on June 25th. It was an amazing event. It was really well attended and it was a perfect place to have Martha's celebration. So, I wanted to extend my thanks and. The other question I have, has to do with the dune. Maybe I missed something, but there's been some dune destruction on surf view walk and I wanted to know if we have an update on where we are with that, the investigation on, because that's very upsetting to everyone here. **George Hesse:** So yeah, so I believe Holly was the initial complainant when somebody was in the grass area on the front, on street side. Um, we had brought those individuals and kind of chat with them in reference to that they didn't do any damage. But then at some point somebody came back and may have cut a couple of the trees that were blocking the view of the house on the corner. Now, it's Sergeant Kirchner has been investigating that and it's been very hard to establish who's in charge of that house because it's in an LLC. **George Hesse:** We, um, we've been many contacts and have gotten no phone call. We heard that somebody was in the house. We came down like gangbusters on it and happened to be the decorator, and she couldn't even give us information on who the LLC contact was. So, we're kind of in a standstill, but it's being watched, and I'll tell you that. **Linda Elton:** Thank you. **Trustee Levine:** We. Have there been any permits on that house and any rental permits on that house? **Mayor Mallott:** We're going to be in conjunction with the national seashore to because it could be a federal offense to be on it. **Linda Elton:** I agree Mayor. **Trustee Hargraves:** and Linda, there were letters sent. I believe Bunny took care of that, sending letters to not only the oceanfront homes, but like on Holly side, all those homes as a reminder, that the dunes are not to be touched. **Mayor Mallot:** stay off the dunes.

Linda Elton: Yeah, because I can tell you that four times already this summer I've yelled at kids that have been on that dune on Surf View. So has our neighbors Jeff, you know, Jeff Brown and Kim. And there seems to be an open path on surf leading up to that dune. So maybe we can put some fencing up to discourage the kids because they're mostly kids that are going on the dunes. **Trustee Arment:** Yeah. And I think I know Maria is working on some new signs to maybe make the terms more clear and do it in English and Spanish potentially to help, you know, any issues that might arise there. So, yeah, we're working on it. Okay. **Linda Elton:** Thank you very much. **Maria Silsdorf:** Marco just to confirm, I guess the we were going put that it's a \$2,000 fine. And I know Marco was going to ask you if you could say that. **Mayor Mallott:** We're going to do the next meeting. We have a public hearing to adjust fees, fines, and we can establish what that fine will be next week or next month, right? **Ken Gray:** Yes. But the village prosecutor, the village prosecutor made a recommendation not to put a dollar amount on the sign because. Marco Did you get that email? I did, **Trustee Arment:** I did yes. **Ken Gray:** I don't think you said why. **Marco Arment:** Yeah, he didn't really elaborate. It was a very short email. Was this literally just happened like yesterday. So we haven't had time yet. **Maria Silsdorf:** (inaudible) the Put up last year and the sooner we can put it out, the better. **Mayor Mallott:** Sure. We'll ask the Seashore to add something I think is what we should do. It's a federal offense to be on the do. Yes, ma'am. **Kathy Roberts:** I just wanted to comment on that. **Trustee Hargraves:** Who are you young lady? **Kathy Roberts:** I'm sorry. It's Kathy Roberts, Ocean Road. Are we planning on planting more trees on the dune or we have to get? **Mayor Mallott:** No, we can't touch them. **Kathy Roberts:** We're not allowed, Okay. **Trustee Moritz:** There will be Dune Day. **Trustee Levine** I would suggest that. **Trustee Moritz:** What is the date on Dune Day? Camille, do you have a date?

Kathy Roberts: I know about. I know, I know. I participated in that last year, but I do recall. This isn't why I came up here, but I just wanted to add my comment. The trustee last year was Chris Norris who said, Oh, we're just going to plant, you know, trees bigger and taller on the dunes where they were cut down last year. But that that never happened. But **Mayor Mallott:** we can't because it's federal. That's federal. **Kathy Roberts:** To you have to get approval. Yeah. Okay. **Trustee Hargraves:** Can I just go back to the recommendation by the prosecutor to not put the amount on? His reasoning is that there was a possible because it is possible imprisonment. So maybe what we need to do is tweak the sign that. So, a fine and possibly think jail time? Well, no. Think it's as possible imprisonment as a possible imprisonment. Yeah. That's like the standard way. **Mayor Mallott:** Or you can spend a week with Aunt Diane. **Maria Silsdorf:** I'd rather spend the money. **Mayor Mallott:** And I just want to mention that and thank Diane publicly for all her work that she's doing with our what do we call that, community service. Community service program. It's working very well.

Kathy Roberts: Okay. The real reason I wanted to come up here is because I. I wanted to say I love, love, love. The OB adult rec program. Patty and Chris are doing a wonderful, wonderful job. It's a real, real sense of community. I know new bonds are being formed. I know it's a work in progress and they're working on new things and changing, updating it almost daily. But I did want to question. I mentioned this, the fee structure for the Ocean Beach Rec. Every other town or village has a resident fee and a non-resident fee. So, anything that's being charged. I think we should really look at Ocean Beach homeowners and renters. They should be charged one fee and residents from other communities should be charged another fee. I know you were talking about fees maybe at the next meeting, but I think we need to look at that closely. I don't know who's funding the program **Trustee Hargraves:** There are several different. **Kathy Roberts:** I know the volunteers are probably. **Chris Brahe:** Just to be clear, everything is free for everybody. **Kathy Robert:** No, some adult rec programs. Alright. **Chris Brahe:** That was referring to. We haven't been charged. We are talking about. Because there. Are some costs that we weren't expecting. That scavenger Hunt But we want that with a shirt, with a bag with prizes. Sov we are talking about potentially doing, continuing and it'll always be free for Ocean Beach residents, those kind of programs Right. But we might look into potentially charging outside people. **Patty Brahe:** The issue is we really want to model good neighbor neighbors. **Kathy Roberts:** Which we've done above and beyond. **Patty Brahe:** This is a very big conversation Not for here. **Kathy Roberts:** I know. I know. I know. Future. You're talking about fees. **Mayor Mallott:** Would you guys get together and discuss it and let us know what you're thinking? Okay. Thank you very much. **Mayor Mallott:** Byron, Thank you for volunteering and being part of the process. **Byron Chenault:** My pleasure

Byron Chenault: Was just coming up. I wanted to follow up on something what Chief was talking about earlier, about the complaints. The Fight Club. With his permission. I'm speaking. I'm one of the dispatchers. For anybody that doesn't know, I've been working pretty much every Friday, Saturday and most Sunday nights this summer. I worked the two nights at the Fight Club was going on. We didn't receive one call. No calls came in for that. For like Fight Club. I worked seven at night to 3:00 in the morning, which is obviously if we have some issues, that's usually around the time and a lot of the coming to these meetings you hear a lot of the complaints. Again, me working the complaints and the calls don't align. It's just, it's just that simple. We're there, the cops are available. I think we have an awesome group, again, speaking with Chief's permission, and they just don't line up. If there's something going on, call, we're coming. It's a two minute response time, so I just wanted to put that out there. **Mayor Mallott:** Thank you. **Trustee Hargraves:** Thanks, Byron. **Trustee Arment:** Byron Thanks.

Jonathan Jossen: Jonathan Jossen. On a happier note, I wanted to reiterate how the lifeguards respond to a call. They don't get paid enough money. They saved my life last week and I've been swimming out here for 45 years. So, they are amazing. I mean, just thoroughly amazing and as professional as you can be. Just have a couple of questions. Number 19, you put off what was what's the reason for that? **Mayor Mallott:** We need more money. **Jonathan Jossen:** Okay. I got that. Now, when Matthew Blake was here, I gave him a name. Peter Goullis (sp?), who is heading the who owns Arcadis? Who's heading the resiliency program in Battery Park City? Has anybody reached out to him? He has seen everything that needs to be done here. I've had conversations with him about what needs to be done out here. So, I think the board needs to at least, **Mayor Mallott:** we know, listen, we know how it's going to work. We know that it will work when it's done. We've been to Long Beach to see it in working perfectly. We had a grant for \$12.5 million. The first part of this project, we hope that \$12.5 million would do everything. The \$12.5 million now is going to go from the sewer plant to Dehnhoff walk. That's 13. What was the number? \$13.8 million. **Joe DiFrancisco:** 13.7, I believe. **Mayor Mallott:** \$13.7 million. So, we're \$1 million short. So, we have to now go back to bond another million dollars to put onto that \$12.5 million to bring it up to \$13.5 million. Then hopefully we will award. Give this award out to the contractors who we have here, and they will start in September. And we have to have a kickoff meeting with the contractor to find out where and how we're

going to start this project and start moving forward, hopefully in September. That's the good news. Bad news is they may start here at the tennis court and the wagon park area. That will be their staging point. The barge will come in here where they can work off the barge. We'll move all the poles. They can work off the barge there and work, use this area as a staging area. Of course, the wagon park will be gone. The tennis courts will be gone and they will be replaced when the job is complete. So, you'll have a brand new wagon park when that's done and brand new tennis courts when that's done. (inaudible). **Mayor Mallott:** Get this started in September or October? Then we'll work for six months and we'll have to see where we are in six months time. I don't think you can all be done in six months. I think it'll probably be two years. Hopefully not three years. Okay. But that's only two thirds of the project. The other third of the project is from Denhoff to Ocean Road. There's another \$5 or \$6 million in that bond that have to go out and find it. I don't want to borrow that money because we're borrowing. We have to pay back \$8 million now. So, anything above that would probably really hurt the village, bankrupt the village. So, I need to go out and find a grant for another \$6 million. **Jonathan Jossen:** So, but you first have to find a grant for the other million is what you were saying. **Mayor Mallott:** No we'll bond it. We'll bond it ourselves. Okay. We don't have to start paying this money back now. We just have to have the money in place for the project that we're going to do, which is from the sewer plant to Dehnhoff. **Jonathan Jossen:** So, the reason that I brought this gentleman up and what they do is because he had other ideas, he thought it was very myopic the way the plan that you guys have in place. He thought that it could be done a different way and it can be done a lot less expensive. Now, I don't know how far Matt got with him. I don't even know if you guys did you hear any of it? So, it never even came to you? Never came to you?

Trustee Hargraves: Would you pass that information on? You have my cell phone. Could you just. Yeah, I. **Jonathan Jossen:** Mean, I have all I have right here for. **Trustee Levine:** What is he. **Jonathan Jossen:** He owns a company that's doing the resiliency plan for Battery Park City, which is \$1 billion. So, I sent him everything About six months ago, I contacted Matthew Blake. Blake is the information and said you guys contact him. **Mayor Mallott:** He's a contractor. **Jonathan Jossen:** He owns a company that's contracting the whole thing out so he has a different view. **Mayor Mallott:** We have to be very careful who we talk to. **David Lipsky:** Yeah, that's a big international water and wastewater industry. It's been around for many, many years. It used to be called Malcolm Pirnie was one of the companies. **Jonathan Jossen:** So, I've had many talks with him about what you guys are trying to do. **Trustee Moritz:** If you can pass it along to us, we'll look. **Jonathan Jossen:** He is big, you know, but he has different views. He thinks that the company that you're using, they're a good company, but they're like their blinders on and they don't see everything that can be done and how it should be done out here. That was one you know, that's one thing. The second thing is, how are we doing with the ferry contract? **Mayor Mallott:** We are. (interruption from Zoom). **Trustee Levine:** Milk. No sugar, please. **Mayor Mallott:** We'll discuss in the ferry contract. We're discussing amongst ourselves. A ferry contract will put a committee together of four people to meet with the ferry company very soon.

Jonathan Jossen: Okay. Because I've been talking to the operators over in New Jersey, and they're not out of the realm of bringing boats in. The question is, where do they put them on the well, **Mayor Mallott:** that's the big question. **Jonathan Jossen:** We can get boats. And the biggest problem, one of the biggest problems is boats. **Mayor Mallott:** We need boats and we need parking right now. **Jonathan Jossen:** Right and we get that. So, they're kind of looking into it quietly.

Jonathan Jossen: Number three. No, this is a happy thing. We have a you know. **Trustee Hargraves:** I'm so happy to see you. I'm so happy. **Trustee Moritz:** I'm so happy they saved you. **Trustee Hargraves:** I will talk to Jill about it afterwards. **Jonathan Jossen:** When you go to the back of the mermaid over there. It's pretty bad. You know, it's got to be power washed and nobody's making him do it. But now it's starting to happen over there on Ocean Road. The back of his supermarket over there. He leaves. The thing is open, the boxes are out and it's starting to get really dirty over there. And I don't really think this is fair for all the homeowners because that's really by youth group. So, everybody that passes there can see the way it looks. You know, he breaks his boxes up, leaves his thing open. I don't think that's fair to all of us.

Jonathan Jossen: And then the last thing is, when you walk through town, the doors are all open. It could be 10:00 at night and the music is way above the decibel level. And when we first discussed this at the beginning of the year, there was going to be something done about it. It's not changed in 20 years. **Trustee Hargraves:** Just, you know, I was in town at 10:00 last night videoing it so I could send it to Billy Bloom because he and I have this conversation on a regular basis. So, he sent me a video at 8 p.m. I sent him one at 10:15, mine one. It was very quiet. But we did talk about the doors being closed. **Jonathan Jossen:** And I mean, just now when we were, you know, whenever they're cleaning or whatever, the doors were open, the music's blasting. **Trustee Hargraves:** I hear you. **Trustee Levine:** Chief Hess, can I ask you a question? Yeah, go on, Chief. What do the laws say about. (inaudible) There's a so there's no noise restrictions. **George**

Hesse: The reason why a person (inaudible) Yes complaint that makes the complaint. **Trustee Levine:** Okay, so you as a police officer can't. **George Hesse:** It's the same as the situation with the areolas (inaudible) **Trustee Arment:** I can assure you, it's not. **George Hesse:** I don't make the laws I just enforce the regulations in front of me. And there's case lawn on that. I've written tickets to noisy houses, I was a complainant and nobody complained. Nobody pulled it in, the judge thrown out. He said you could just move on. If it's somebody that's home next door or something like that and they can't move on. The judge loves those who make a complaint. And we will follow up.

Trustee Levine: What do you need to be able to write tickets from? What do you need the laws to say in order for you to write complaint? **George Hesse:** And there's everything, every complaint that's filed with us. We draft a field report and in that field report, we'll have a complaint stated. And then we'll issue a ticket based on that and it all goes. **Trustee Levine:** Okay. **Mayor Mallott:** Thank you. Yes, sir. Excuse me. **Trustee Levine:** Come up to the microphone if you can. **Mayor Mallott:** Excuse me just a second. This gentleman's been waiting to talk. If you would, if you would like to talk. Get in line. Thank you. Yes, young man.

Todd Saypoff: Hi Todd Saathoff again. I just wanted to talk, like if we can figure out, like, enforcement, you know, you've talked about calling and I heard you last year talk about calling. So last year, I don't remember what the incident was, but I did call on a Saturday night and the response was and I totally understand it was, we're so busy in town, we can't come down where you were. So, I get that is one. Second thing was Memorial Day weekend. This past this year, somebody on my block has a rental house. They're having 50 kids there for a sweet 16. Somebody on the block calls the police. The police come down. Uh four police on a on a cart and. You know, now I'm going out to dinner with my wife and some of the neighbors are on the block and the police decide to come over there and tell us what happened. So, the police tell us there were 50 people in there, young kids. They said there was no drinking. I believe there was alcohol in the bottom in the plastic bottles. They did say that the parents were drunk. And I said, did you write a ticket? They said, yes, we wrote a ticket to the people who are renting the house because there was no permit. I said, what about did you write a ticket to the owner? No, just the people renting. Then I said, Well, what about the noise? And they said, Well, that would be excessive if we wrote two tickets. So, we have rules and laws and we're not enforcing them. And then what happens is it just exacerbates. So now things keep happening yesterday, picking up somebody coming off the ferry, people coming off the ferry, they literally have alcohol and the police say alcohol, throw it out instead, write a ticket like there's got to be. And the last thing I want to know is what's the story with the field report from yesterday? I got welcomed to the island with hate crime. I saw a swastika painted on Cottage. And there's a camera across the street, and I'd like to know what the field report says on that. **George Hesse:** So, we can address that one first, because that's the most serious. So, somebody has taken what appeared to be a. **Trustee Levine:** Suntan lotion **Todd Saypoff:** like suntan lotion. That's what it looked like. **George Hesse:** And made a swastika about this big on the sidewalk. So, it was washed off immediately. An investigation is being done right now. I believe the 305 Cottage has a camera. We have reached out to the homeowner. It does look directly at the spot, but the homeowner is a new homeowner there. So, I don't know if it's working yet. So, we're working on getting that. **Todd Saypoff:** They've been on the island for 20 years, though. **George Hesse:** I understand that the homeowner is actually here in the room and he's aware of it. So, I'm waiting to know if his footage to see who actually did that. **Todd Saypoff:** I appreciate you looking into that thank you.

George Hesse: But within the ferry terminal it is a ferry terminal property. As they get off the boat we do advise them to throw it out once they are on the walkway. You know listen, we give them an opportunity to throw it out, but they're going to walk through town If they don't want to listen and they guzzle it they do get a ticket. I mean, **Maria Silsdorf:** Isn't that our property? **George Hesse:** Well, they rent the property. **Maria Silsdorf:** They rent it. **George Hesse:** Inside the terminal, guys, it's a slippery slope. **Trustee Levine:** And they're allowed to drink on the boats. Correct. **George Hesse:** They are allowed to drink on the boats. **Trustee Hargraves:** But there's signs on the boat. **Trustee Arment:** I think technically they're not. But it's. **George Hesse:** They are allowed. **Todd Saypoff:** Can we add that to the next maybe renewal. **George Hesse:** Sometimes they do, they enforce it. They don't enforce it. It has nothing to do with us. **Trustee Arment:** Yeah, and to be clear, like, we take a hate crime extremely seriously. That is that is not. **Todd Saypoff:** There's been others over the last few years. I know. **Trustee Arment:** Like rest assured, we take that extremely seriously. And also, you know, just to kind of add to this, you know, those of you who've been listening to these reports over the last few years, you probably heard Chief Hess say a lot, that they're either they have camera footage from someone's house that happened to be nearby or they're looking for people's houses in the area who have camera footage. Cameras are really cheap and really good now. And so we encourage, you know, if you if you want to have a camera on your house looking at the street, it seems like it often helps things, right? **George Hesse:** It does.

Todd Saypoff: But last thing I would say, as you mentioned, to take 100 police officers to man this town, if it takes 100 police officers, we should do a model as to what that would cost and figure out what it would be to the taxpayers. And if that's what we need to do for this for the village and let's do it. **Mayor Mallott:** Thank you.

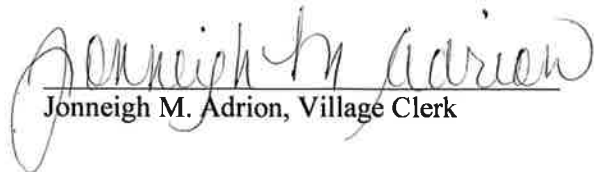
Jim Sozomenu: Jim Sozomenu, Bayberry I just wanted to add to the parking situation for the ferry. I heard a rumor, and it might be just a rumor, but might be worth looking into. That Nicky's the large. Nicky's is looking to get out and sell. So, it might be something that we can take a look at. I think that lot might be large enough to house some of our. **Mayor Mallott:** I think it belongs to. **Trustee Levine:** The landlord is the Town of Islip. **Trustee Moritz:** That's Town of Islip. **Mayor Mallott:** Where? Nicky's where? **Trustee Levine:** On the Bay **Mayor Mallott:** On the Bay. You're talking about Nicky's on the bay. **Jim Sozomenu:** The big one. I don't know which one. **Mayor Mallott:** Nicky's on the bay Yeah. **Jim Sozomenu:** Okay. I just heard it. I thought maybe. **Trustee Levine:** They do use that area to land boats. That's where the Atlantique ferry leaves out of. So, there might be a lease in place with Fire Island Ferries, but we can look at something. **Jim Sozomenu:** Okay. Just heard it that they wanted to get out. So just wanted to bring it. **Trustee Hargraves:** Thanks Jimmy.

Louise Esposito: Hi, Louise Esposito. I'm on Wilmot. I understand the police department is spread really thin. Maybe they could use some drones or something to help police the area because now we're starting to rely on other people's security cameras. And I would hate to see the village have to put security cameras up. So, you know, my suggestion is that you could at least man more of the town. And the other thing is, what about security guards or something instead of hiring more police? **Mayor Mallott:** Thank you. **George Hesse:** they have no powers. **Louise Esposito:** But they could call you. But they could call you. They're just another person. Because right now you're a babysitter. You're running back and forth. **George Hesse:** Sometimes, that's how it feels. **Louise Esposito:** That's why I feel like security might be a good, good option. **Mayor Mallott:** Thank you very much. **Trustee Moritz:** There are several cameras in town. **Mayor Mallott:** Anybody else? **Trustee Levine:** Mr. Mayor, Do we have to make a motion to go back into executive order? **Mayor Mallott:** Yes. That's what we're going to do. Make a motion to go back into executive session **Trustee Arment:** We first have to close the public hearing. I'm sorry. Go ahead.

Jane Levin: Jane Levin. Ocean Breeze, can rules be posted for bicycle riders? They don't let you know that they're coming up behind you. People don't walk in a straight line. And it would be nice to know when a bicycle is coming. Also, is there a rule that a bike has to have a light if it's out at night because most bikes do not? **Trustee Arment:** Do we have that codified? It requires a light and a bell Here. **Trustee Moritz:** Light and a bell, I believe. **Mayor Mallott:** Okay. Thank you very much. **Trustee Arment:** Thank you. **Trustee Levine:** Motion to adjourn. **Ken Gray:** To go back to executive session for legal advice.

ADJOURNMENT: Mayor Mallott moved to close the meeting at 1:20 PM. Trustee Hargraves seconded this motion. Upon call, the following voted:

Trustee Arment	Voted Aye
Trustee Hargraves	Voted Aye
Trustee Levine	Voted Aye
Trustee Moritz	Voted Aye
Mayor Mallott	Voted Aye


Jonneigh M. Adrion, Village Clerk