



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 August 13, 2016 at the O. B. Community House, Cottage and Bay Walk, Ocean Beach, New York.

EXECUTIVE SESSION: Mayor Mallott made the motion to open the meeting, seconded by Deputy Mayor Blake. Mayor Mallott then moved to go into Executive Session at the Village Office, at 9:00 AM, for the purpose of discussing personnel, collective bargaining negotiations, proposed lease of real property and/or pending litigation.

The motion was seconded by Deputy Mayor Blake, upon call the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Bendicksen	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

No motions or resolutions were acted upon in Executive Session. Executive Session was closed at 11:15AM by Mayor Mallott. The motion was seconded by Deputy Mayor Blake, upon call the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Bendicksen	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

GENERAL SESSION: At 11:25AM, Trustee Mallott moved to open General Session. Deputy Mayor Blake seconded this motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Bendicksen	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

Following the pledge to the Flag and Roll Call

There were present:	Mayor:	James S. Mallott
	Trustees:	Jason Bendicksen
		Matthew M. Blake
		Chris F. Norris
		Brian C. Power
	Village Counsel:	Kenneth A. Gray
	Superintendent of Public Works:	Kevin J. Schelling
	Village Clerk/Treasurer:	Steven W. Brautigam

APPROVAL OF MINUTES OF THE BOARD OF TRUSTEES MEETING HELD ON JULY 16, 2016: Resolution No. 2016-097:

Mayor Mallott moved as follows:

Be it RESOLVED that the Minutes of the Board of Trustees Meeting held on July 16, 2016 are accepted as presented:

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

Deputy Mayor Blake	Voted Aye
Trustee Bendicksen	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

APPROVAL OF BILLS AND CLAIM VOUCHERS: Resolution No. 2016-098: 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 \$ 315,820.94, for Gross Payroll from 7/16/16 through 8/5/16, including check numbers 14775 thru 14844, and

Village Hall Capital Fund, in the amount of \$ 40,198.00, check number 1323, and

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	\$129,050.25	check numbers A20867 through A20927, and
Water Fund, in the amount of	\$ 9,748.54,	check numbers F2750 through F27565, and
Sewer Fund, in the amount of	\$ 16,291.58,	check numbers G5578 through G5590, and
Village Hall Cap, in the amount of	\$ 13,085.31,	check numbers 1324 through 1328, and
Waterwheel/Safehouse Cap, in the amount of	\$ 424.00,	check number 1025, and
Windswept Capital Fund, in the amount of	\$ 21,536.00,	check number 1008, and
Ferry Basin Fund, in the amount of	\$ 3,285.00,	check number 1024.

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

Deputy Mayor Blake	Voted Aye
Trustee Bendicksen	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

MAYOR'S REPORT:

1. The Village had a Windswept Showing of Phase II at the O. B. Historical Society on Saturday, July 30th.
2. On Labor Day, the construction will begin on Ferry Basin Bulkhead Rehabilitation. We are going out to bid and when awarded the work will begin on 9/6/2016. The DOT, FIFI and Chesterfield Associates are involved in this project.
3. Fire Island Ferries will be docking in the Transient Marina. All Seasonal Slip Renters will be relocated into the Transient Marina to enable dockage for the Ferry. Improvements are being made to the Terminal Bulkhead and will be completed by Memorial Day of 2017. Boarding will be at the end of Dehnhoff Walk and seniors will have priority boarding.
4. There is a ground level deck going in at Windswept which will not be paid for by FEMA. We plan to cover the area from the building to the north dock (11 ft.), approx. 4500 sq. footage in ACQ. It should age properly and will be easy to repair.
5. The Village will be advertising for a \$1 Million Dollar Bond to amend the original Bond for the Windswept Renovation.
6. The Village intends to clean up the two abandoned properties on Bungalow Walk so that we can see the houses and then determine what path to take. One of the residents is deceased and the other, on Midway, the taxes remain unpaid.

SUPERINTENDENT'S REPORT:

Sewer: Sewer stops are being addressed.
Sewer Plant is fully operational.

Water: Repaired water leak (Seaview water meter pt.
Repaired water leak from streets.
Both wells are fully operational.

Walkways: Patching at Village walks continues.
Modifications to Wilmot Road overpass.
Redecking at Ocean Breeze overpass.
Trimmed back streets around village.

Ballfield: Trimmed back outfield fences.
Repairs made to sprinklers.

Maintaining all village properties, weeding/mowing and fertilizing.
Repairs to village boat ramps at Windswept.
3 Street light repairs.

2 Bulk Pickups – moved and completed. Aug. 24 and September 9 and 21 are the upcoming pickups.

Events: Chill Out, Les Lieber, Art & Crafts Show, FI Association Meeting, OB Community Fund Benefit Event.

Upcoming Events: Run for Rose, Sandpiper Run, Pancake Breakfast.

Garbage Pickups: Wed. and Sun. Labor Day pickup is on Monday, Labor Day, Sept. 5th.

O. B. VOLUNTEER FIRE DEPARTMENT REPORT: Ian Levine, Chief, read the report aloud. There have not been many calls. The Medic Program is working nicely. There was a boat fire Friday afternoon. The Coast Guard, Islip Marine and F. I. Ferries assisted the OB Fire Dept. in extinguishing the fire. The marina poles behind the boat to the north were singed. Good job, OB Fire Dept.

O. B. POLICE DEPARTMENT REPORT: George Hesse, Chief, spoke to inform the audience that the OB Police Dept. has written 684 tickets thus far, this summer and specifically. Since the July 16th meeting, an additional 215 have been written. Tickets for open containers dominate; there are 98 tickets written along with 6 tickets written for disobeying the lifeguards. 12 tickets have been written for Noise in the residential area.

There was a burglary at Beaches & Cream. As per the surveillance camera, it was a woman who works at the Salon/Spa who stole tips and \$600 in cash. Several of the full-time members of the OB Police Dept. are also members of the OB Fire Dept., Officer Zois stripped down and jumped in the Bay to rescue this woman after she jumped in.

There were two golf carts stolen and the individual was detained.

There are cameras in the commercial district, however, not in the residential area. The Board of Trustees wish to see a breakdown with explanation of all tickets written.

O. B. LIFEGUARD REPORT: Head Lifeguard, Nick Stertz, gave the report and stated that it has been an amazing summer season. The ocean water has been great. Now we are faced with the August phase of conditions with larger swells. The lifeguards made 11 successful rescues. They are certain that their proactive effort with a lifeguard in the water has worked to help reduce the needs for saves. The EMS working hand-in-hand and testing continuously with Town of Islip and Saltaire are greatly beneficial to the continuity and equity throughout our beaches.

Unfortunately, Ocean Beach lifeguards did not win the Golden Torp this year and lost to Town of Islip, however, there is always next year!

A brand new stainless steel wheelchair has been donated to the lifeguards by the Ocean Beach Association.

ADDITIONS AND/OR DELETIONS TO AGENDA: Resolution No. 2016-099: Mayor Mallott moved as follows:

- Deletions: Item #1 - Organizational Meeting Portion – Appointments
- Item #2 - Authorization for Pick-up Option for Concrete Work by J. Anthony Enterprises

Trustee Bendicksen seconded this motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Bendicksen	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

BUDGET MODIFICATIONS 2015-2016: Resolution No. 2016-100: Mayor Mallott moved as follows:

8/8/2016 BUDGET MODIFICATIONS		
GENERAL FUND		
To:	Description:	Amount:
A1010.495	Ferry & Parking	\$ 655.12
A1355.100	Assessor	\$ 80.85
A1420.495	Ferry & Parking	\$ 312.78
A1925.481	Payroll Processing	\$1,654.33
A3410.425	Telephone	\$1,100.00
A3410.462	Ferry Ticket Books	\$ 530.65
A3620.495	Ferry & Parking	\$ 25.68
A7140.495	Ferry Tickets/Parking	\$ 594.00
	TOTAL:	\$4,953.41
From:	GENERAL FUND	Amount:
A1990.499	Contingency	\$4,953.41
	TOTAL:	\$4,953.41
To:	SEWER FUND	Amount:
G8120.463	Hardware/Tools	\$ 96.87
	TOTAL:	\$ 96.87

<u>From:</u>	<u>SEWER FUND</u>	<u>Amount:</u>
G8120.200	Equipment	\$ 96.87
	TOTAL:	\$ 96.87

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

Deputy Mayor Blake	Voted Aye
Trustee Bendicksen	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

RATIFICATION & APPROVAL OF PERSONNEL: Resolution No. 2016-101: Mayor Mallott moved as follows:

WHEREAS, Steven W. Brautigam, Clerk/Treasurer has provided a report to the Board of Trustees detailing and listing new hires to be paid under general funds appropriation codes, not to exceed this budget line item A7140.100, and has requested ratification and approval by the Board of Trustees for said new hires; and

Now it is hereby

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

Name	Dept.	Start Date	Status	Hours	Rate of Pay
	A7140.100				
Sonera, Jacob E. (Amend)	Lifeguard	6/1/2016	As Needed	As Needed	\$17.50/hr.
Ehsani, Mohammad m.	Lifeguard	7/21/2016	As Needed	As Needed	\$12.50/hr.
Fuchs, Ethan A.	Lifeguard	7/21/2016	As Needed	As Needed	\$12.50/hr.
Reschke, Celia E.	Lifeguard	7/21/2016	As Needed	As Needed	\$12.50/hr.
Solomon, Matthew H.	Lifeguard	7/21/2016	As Needed	As Needed	\$12.50/hr.
Virga, Jonathan A.	Lifeguard	7/21/2016	As Needed	As Needed	\$12.50/hr.

Trustee Power seconded this motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Bendicksen	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

APPROVAL OF CHANGE ORDER #1 FOR DECKING AT WINDSWEPT FOR CONSTAR, INC.: Resolution No. 2016-102

WHEREAS, the Village currently has a contract with L. K. McLean Associates, PC and Constar, Inc. regarding the Windswept Rehabilitation & Lift; and

WHEREAS, L. K. McLean, PC has requested a change order in the amount of \$225,000.00, for a ground level deck to the north side of Windswept between the aforementioned building and the bulkhead, and to be paid from line item H01-162.1210; and

Therefore, it is hereby

RESOLVED that the Village accepts and approves change order #1, a copy of which is on file in the Village Office; and

It is further RESOLVED that the Village Clerk/Treasurer and Village Mayor are hereby authorized and directed to execute the documents necessary to effectuate this resolution.

Trustee Power seconded this motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Bendicksen	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

AUTHORIZATION TO ADVERTISE AND GO OUT TO BID ON PHASE II FOR WINDSWEPT: Resolution No. 2016-103:

WHEREAS, the Village of Ocean Beach is publishing and requesting sealed bids for the completion of Phase II of the construction at Windswept, as more fully detailed in the bid specifications prepared by L. K. McLean Associates, PC; and

Now, therefore, it is hereby

RESOLVED that the Village Clerk/Treasurer is authorized to advertise the bid, as recommended by L. K. McLean Associates, PC; and

It is FURTHER RESOLVED that the Village Clerk/Treasurer and Village Mayor, following review by Village Attorney, are hereby authorized to bid Phase II of the construction of Windswept.

Trustee Bendicksen seconded this motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Bendicksen	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

AUTHORIZE ATTENDANCE AT ENVIRONMENTAL FACILITIES CORPORATION PUBLIC HEARING:

Resolution No. 2016-104: Mayor Mallott moved as follows:

WHEREAS, the Village's Clerk/Treasurer, in an effort to continue to follow the EFC Application for the Sewer Collection System through the grant of the Clean Water State Revolving Fund (CWSRF), by attending the Environmental Facilities Corporation (EFC) Public Hearing; and

Now, therefore, it is hereby

RESOLVED that Steven W. Brautigam, Clerk/Treasurer, is authorized to attend the EFC Public Hearing from August 23 through August 25, 2016 at an amount not to exceed \$500.00 to cover the cost of meals, travel, and accommodations in Albany, NY, to be charged to line item A1230.472.

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

Deputy Mayor Blake	Voted Aye
Trustee Bendicksen	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

APPROVAL FOR ATTENDANCE AT NYCOM'S 2016 FALL TRAINING SCHOOL: Resolution No. 2016-105: Mayor Mallott moved as follows:

WHEREAS, the Village is supporting the opportunity to train personnel in an effort to gain knowledge and expand professional capacity through attending New York Conference of Mayors 2016 Fall Training School;

Now, therefore, it is hereby

RESOLVED that Steven W. Brautigam and any member of the Board of Trustees are authorized and approved to attend the NYCOM Conference from September 12th through September 16th, 2016 at the Hilton in Saratoga Springs, NY at \$245.00 per night, in addition to the expenses of meals and travel to be charged to line item A1230.472.

Trustee Bendicksen seconded this motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Bendicksen	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

AUTHORIZATION FOR \$1 MILLION DOLLAR BOND FOR WINDSWEP REHABILITATION PROJECT: Resolution No. 2016-106: Mayor Mallott moved as follows:

RESOLUTION OF THE VILLAGE OF OCEAN BEACH, NEW YORK, ADOPTED AUGUST 13, 2016,

AMENDING THE BOND RESOLUTION ADOPTED AUGUST 15, 2015

RESOLVED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF OCEAN BEACH, IN THE COUNTY OF SUFFOLK, NEW YORK (by the favorable vote of not less than two-thirds of all members of said Board of Trustees) AS FOLLOWS:

Recitals

WHEREAS, the Board of Trustees of the Village of Ocean Beach, in the County of Suffolk, New York, has heretofore duly authorized the issuance of bonds to finance the construction of improvements to Windswept, a Village-owned building located at Ocean Road and Bay Walk, in the Village, including any ancillary work in connection therewith, at the estimated total cost of \$2,000,000, which amount was appropriated for such purpose by said Board of Trustees; and

WHEREAS, the Board of Trustees has now determined that the estimated cost of such project shall be \$3,000,000, and it is in the public interest increase the principal amount of bonds authorized by \$1,000,000;

Now, therefore, be it

RESOLVED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF OCEAN BEACH, IN THE COUNTY OF SUFFOLK, NEW YORK (by the favorable vote of not less than two-thirds of all members of said Board of Trustees) AS FOLLOWS:

Section (A) The bond resolution of the Village of Ocean Beach duly adopted by the Board of Trustees on August 15, 2015, entitled:

“Bond Resolution of the Village of Ocean Beach, New York, adopted August 15, 2015, authorizing the construction of improvements to Windswept, stating the estimated maximum cost thereof is \$2,000,000, appropriating said amount for such purpose, and authorizing the issuance of \$2,000,000 serial bonds of said Village to finance said appropriation,”

is hereby amended to read as follows:

BOND RESOLUTION OF THE VILLAGE OF OCEAN BEACH, NEW YORK, ADOPTED AUGUST 15, 2015 AND AMENDED AUGUST 13, 2016, AUTHORIZING THE CONSTRUCTION OF IMPROVEMENTS TO WINDSWEPT, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$3,000,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF \$3,000,000 SERIAL BONDS OF SAID VILLAGE TO FINANCE SAID APPROPRIATION.

THE BOARD OF TRUSTEES OF THE VILLAGE OF OCEAN BEACH, IN THE COUNTY OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Board of Trustees) AS FOLLOWS:

Section 1. The Village of Ocean Beach, in the County of Suffolk, New York (herein called the “Village”), is hereby authorized to construct improvements to Windswept, a Village-owned building located at Ocean Road and Bay Walk, in the Village, including any ancillary work in connection therewith. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$3,000,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of \$3,000,000 serial bonds of the Village to finance said appropriation and the levy and collection of taxes upon all the taxable real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Village in the principal amount of \$3,000,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the “Law”), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness of the object or purpose for which said serial bonds are authorized to be issued, within the limitations of Section 11.00 a. 12(a)(3) of the Law, is ten (10) years.

(b) The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the Village for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the Village, payable as to both principal and interest by general tax upon all the taxable real property within the Village. The faith and credit of the Village are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Village by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Board of Trustees relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Village is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication,

or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption hereof, to cause to be published, in full, by August 18, 2016, in "*The Islip Bulletin*," a newspaper having general circulation in said Village and hereby designated the official newspaper of the Village for such publication, and posted in at least six (6) public places and in each polling place in the Village, a Notice in substantially the following form:

PLEASE TAKE NOTICE that on August 13, 2016, the Board of Trustees of the Village of Ocean Beach, in the County of Suffolk, New York, adopted a resolution amending the bond resolution adopted by said Board of Trustees on August 15, 2015, which bond resolution, as amended, is entitled:

"Bond Resolution of the Village of Ocean Beach, New York, adopted August 15, 2015 and amended August 13, 2016, authorizing the construction of improvements to Windswept, stating the estimated maximum cost thereof is \$3,000,000, appropriating said amount for such purpose, and authorizing the issuance of \$3,000,000 serial bonds of said Village to finance said appropriation,"

an abstract of such bond resolution concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING the Village of Ocean Beach to construct improvements to Windswept, a Village-owned building located at Ocean Road and Bay Walk, in the Village, including any ancillary work in connection therewith; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$3,000,000; APPROPRIATING said amount for such purpose; and STATING the plan of financing includes the issuance of \$3,000,000 serial bonds of the Village to finance said appropriation, and the levy of taxes upon all the taxable real property within the Village to pay the principal of said bonds and the interest thereon;

SECOND: AUTHORIZING the issuance of \$3,000,000 serial bonds of the Village pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING that (a) the period of probable usefulness of the object or purpose for which the bonds are authorized is ten (10) years; (b) the proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Village for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized; and (c) the proposed maturity of said serial bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Village; and PLEDGING to their payment the faith and credit of the Village;

FIFTH: DELEGATING to the Village Treasurer the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: August 13, 2016

Section 8. The Village Clerk is hereby authorized and directed to cause a summary of this Bond Resolution to be published after this Bond Resolution shall take effect, in the newspaper referred to in Section 7 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

* * *

Section (B) The amendment of the bond resolution set forth in Section (A) of this resolution shall in no way affect the validity of any prior liabilities incurred, obligations issued, or action taken pursuant to said bond resolution, and all such liabilities incurred, obligations issued, or action taken shall be deemed to have been incurred, issued or taken pursuant to said bond resolution, as amended.

Section (C) Said bond resolution, as amended, is subject to a permissive referendum as therein provided. In the event that a valid petition protesting against said bond resolution and requesting that it be submitted to the electors of said Village for their approval or disapproval is filed and the Proposition submitted is defeated, the validity of the bond resolution adopted August 15, 2015 shall not be in any way affected and shall remain in full force and effect.

Trustee Power seconded this motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Bendicksen	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

TAX LIEN & ASSESSMENT FOR REMEDY: Resolution No. 2016-107: Mayor Mallott moved as follows:

WHEREAS, the Village Building Department had provided Notice to the following property owners that their premises were in violation of the Code of the Village of Ocean Beach, Section 62-1 – Rank Growth:

121-123 Bungalow Walk	Gary Wertheim
126-128 Bungalow Walk	Peter Testa

and, WHEREAS, said Notice included an Order to Remedy; and,

WHEREAS, the property owners have failed to comply with said Notice to Remedy; and,

WHEREAS, the Village has received proposals pursuant to the Village’s Procurement Policy from a qualified vendor to perform the work necessary to remedy the violations,

Now, therefore, it is hereby

RESOLVED that the Village Board of Trustees accepts and approves the proposals submitted by Stang Carting to perform said work in an amount not to exceed \$1,500 (Wertheim) and \$150 (Testa), respectively; and,

It is further RESOLVED that the Village is authorized and directed to attach a lien for said amounts. In the event the amounts remain unpaid, the Village is authorized and directed to assess the respective properties with the amounts expended, along with any statutory penalties and interest, and add the amount to the tax bills for tax year 2017-2018.

Deputy Mayor seconded this motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Bendicksen	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

ACCEPT ADDITIONAL ELECTED OFFICER FOR THE O. B. VOLUNTEER FIRE DEPARTMENT: Resolution No. 2016-108:

WHEREAS, the Village of Ocean Beach Volunteer Fire Department recently held an election with the additional results as follows:

Capt. Engine #1 – Robert J. Thornberg

Trustee Bendicksen seconded this motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Bendicksen	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

RATIFICATION & APPROVAL FOR ATTENDANCE AT NYS DEPT. OF ENVIRONMENTAL CONSERATION WATER

DISTRICT MEETING: Resolution No. 2016-109: Mayor Mallott moved as follows:

WHEREAS, it is the Village’s desire to give encouragement and have Public Works employees gain knowledge regarding water quality and sustainability that are essential to running the Water/Sewer Plant;

Now, therefore, it is hereby

RESOLVED that Richard Schelling, Maintenance Mechanic III, was in attendance at NYS Department of Environmental Conservation’s Meeting between New York State and Long Island Water Districts on July 21st, 2016 located at DEC Headquarters in Stony Brook, NY.

Trustee Bendicksen seconded this motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Bendicksen	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

DECLARE TEMPORARY FERRY DOCK – EMERGENCY: Resolution No. 2016-110: Mayor Mallott moved as follows:

WHEREAS, James S. Mallott, Mayor, has declared an emergency with respect to providing a Temporary Ferry Dock in the Transient Marina to accommodate ferry services for the 2016-2017 Fall and Winter season; and

WHEREAS, the Village is preparing for the Rehabilitation of the Ferry Basin Bulkhead to begin early September; and
Now, therefore, it is hereby

RESOLVED that the Village Board of Trustees authorize this emergency temporary landing site in order to continue ferry transportation to and from Ocean Beach and Bay Shore.

Deputy Mayor Blake seconded this motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Bendicksen	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye

HEARING OF THE CITIZENS:

Several residents spoke about being included in both the Windswept and Ferry Terminal planning before the plans are completed. It was explained that the Basketball Court will house everyone’s wagons while the work is ongoing at the Ferry Terminal Basin. To accommodate the work to start early Sept. at the Ferry Terminal Bulkhead, Fire Island Ferries will be landing in the Seasonal Transient Marina beginning August 22nd. Every Seasonal slip renter will be sent a letter, an email, it will be posted on the Village website, and the OB Association will be informed to get the word out. Everyone will be taking the ferry from Ocean Beach back and forth to Bay Shore from the dock at Dehnhoff Walk. Seniors will be accommodated with priority boarding.

A resident stated that we need an expert to design the waterfront so that it caters to the residents with a swimming area rather than boat owners only. There are many projects in the planning stages where one encompasses the other in repairing and updating the look in our Village since Superstorm Sandy’s destruction. Several members of the public spoke requesting the need for input by residents before the next phase of the Ferry Terminal and repurposing usage of the Bayfront. It was suggested that these projects be up for public discussion in the early Fall.

The conversation continues about Noise in the Commercial District and whether the Police Officers can be the complainant and continue with issuing a notice of violation. There seems to be a difference of opinion on this as viewed by Counsel and the Judge.

It was reiterated that there will storage space for small boats under the Windswept building with two bay accesses, one for the public and one for the camp. A resident inquired as to whether it would be possible to have a gym facility at Windswept for adult recreation. The Ocean Beach Community Fund had a large fundraiser last year and will be making a sizable contribution along with monies donated from the Ocean Beach Association to the Village for those items not covered by FEMA.

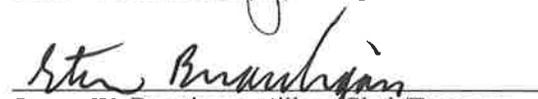
A resident voices the need for seating areas on the beach overpasses to provide accommodations for those who may not be able to access the beach. The potential misuse of the benches was brought up and the option of utilizing public surveillance cameras to deter unlawful usage as a solution.

A very lengthy conversation ensued regarding the hotel/motel tax instituted by Suffolk County. It calls for a 3% tax if you rent for less than a 30 day period which we fall into with the weekly rentals. In some cases, residents have been asked to make the payment retroactive back 3 years. It was stated the intent was to access hotels and motels, not residential rentals. The tax should be limited to commercial property. The Village should be trying to recoup an income from the short term rentals, but we do by virtue of the rental permits. These are merely opinions of the citizenry, the Village is not involved in this taxation, only Suffolk County.

ADJOURNMENT: Deputy Mayor Blake moved to adjourn the meeting at 1:00PM. Trustee Bendicksen seconded this motion. Upon call, the following voted:

Deputy Mayor Blake	Voted Aye
Trustee Bendicksen	Voted Aye
Trustee Norris	Voted Aye
Trustee Power	Voted Aye
Mayor Mallott	Voted Aye


Susan L. Cafuoco, Deputy Village Clerk


Steven W. Brautigam, Village Clerk/Treasurer