



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 June 10, 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 8:58 AM from the Village Office, for the purpose of discussing personnel, contracts and pending litigation.

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

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

No motions or resolutions were acted upon in Executive Session. Executive Session was closed at 11:03AM by Mayor Mallott. The motion was seconded by Trustee Arment, upon call the following voted:

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

GENERAL SESSION: At 11:14 AM, Mayor Mallott moved to open General Session. Trustee Hargraves seconded this motion. Upon call, the following voted:

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

Following the pledge to the Flag and Roll Call at 11:15 AM:

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

APPROVAL OF MINUTES OF THE BOARD OF TRUSTEES MEETING HELD ON MAY 20, 2023: Resolution No. 2023-074; Mayor Mallott moved follows:

BE IT RESOLVED that the Minutes of the Board of Trustees Meeting held on May 20, 2023 are accepted as presented

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

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

APPROVAL OF BILLS AND CLAIM VOUCHERS: Resolution No. 2023-075: 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 \$416,388.24, for Gross Payroll from 05/17/23 through 05/30/23
General Fund, in the amount of \$389,741.75, check numbers A27839 through A27927, and
Water Fund, in the amount of \$14,925.96, check numbers F3778 through F3791, and
Sewer Fund, in the amount of \$20,632.44, check numbers G6784 through G6799

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 \$ 132,649.37, starting with check number A27928, and
Water Fund, in the amount of \$ 14,795.92, starting with check number F3792, and
Sewer Fund, in the amount of \$ 20,647.50, starting with check number G6800

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

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|--------------------|-----------|
| Deputy Mayor Blake | Voted Aye |
| Trustee Hargraves | Voted Aye |
| Trustee Norris | Voted Aye |
| Trustee Arment | Voted Aye |
| Mayor Mallott | Voted Aye |

MAYOR'S REPORT:

Uh, good morning, everybody. It's a little. Little fewer people here than there were the last meeting we had. I'd like to congratulate Jen Moritz and Ian Levine on getting elected to the Board of Trustees. The next meeting will be their first meeting. This is the last meeting for Chris Norris and Matthew Blake. I'd like to thank both of them sincerely for the jobs they've done and their dedication to the village for Matthew for the past 12 years. And Chris the past eight years. We've been through thick and thin together and it's not always pleasant, but I hope we come out the other end being friends, and I'm sure we will. Again, it takes a lot of dedication to do this job. There's a lot of there's a lot of angst in this job. And I think they've conducted themselves both admirably. And thank you, gentlemen. Appreciate it.

Trustee Norris: Thank you for your kind words, Mayor. Thank you.

ADMINISTRATOR'S REPORT

Excuse me. Thank you, Mayor. Uh, a couple of things of note. I don't know if everybody's had a chance to go up to the beach. You'll notice that there is a significant amount of new dune fencing that's on the beach now. I'm not sure if it's completely done yet, but I'd like to recognize and thank the efforts of the Ocean Beach lifeguards who have been working very hard installing that. Yes, very nice job. Um, the sewer project that has been the hot topic is actually currently out for bid right now. So, if you know anybody who has a construction business and is interested, pick up a copy of the bid. Um, there is one thing I want to call out. Excuse me. There's a little quirk in the calendar this year. The village code allows for construction in the village up until July 3rd. But this year, as you know, July 3rd is the Monday is a Monday before the fourth. And the village anticipates that third to be probably just as busy as the fourth. So, we really don't want to allow construction to happen or even cleanup to happen on the third. We would like it all to be finished before, uh, preferably before that weekend. So, the mayor and I have been talking and I think we're going to mayor is going to make provisions to possibly to potentially end the construction on the 29th and clean up on the 30th that Friday.

Mayor Mallott: So, the last day of construction will be June 29th, which is a Thursday. And then Friday, June 30th we will give the contractors that day to clean up their sites, make sure the sites are all secure for the summer. We think it's a health and safety issue to be having construction on July 3rd. Um, we feel that there's just going to be as many people here on that Monday as there would be on a normal Saturday. Um, we're kind of anticipating, you know, a Saturday, a Saturday, a Saturday, a Saturday. It's going to be that busy. So, we're going to inform the contractors that June 29th will be their last day of actual construction and June 30th will be cleanup day. Uh.

Joe DiFrancisco: Thank you, Mayor. Um, and lastly, also, I'd like to congratulate Ian and Jen on your elections. And I'd also like to thank Deputy Mayor Blake and Trustee Norris for all the support you've shown me since I've come on to the board and thank you for that. **Mayor Mallott:** One more thing with the construction. Um. As there is no construction in Ocean Beach for the summer months. We're going to tell the ferry company that we want no lumber on the dock here, no building material on the dock here, because if you're not working in Ocean Beach, then we're not having the lumber here on the dock. It's way too busy, way too crowded. There's so much so many more things that can happen with construction material out there. So, we're going to ask a ferry to deliver to Ocean Bay Park or to Seaview. That's where you're working.

If you happen to be working west, then, you know you have hours of operation that can move the freight through the village down Midway and go about it that way.

SUPERINTENDENT'S REPORT: Kevin Schelling spoke

Wastewater: Sewer plant is fully operational.

Emergency Systems and Generator systems operational.

Chemical & Fuel supplies are full

Eight (8) sewer restrictions addressed

One (1) new sewer tap completed for new house on Ocean Road

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

All Emergency Systems and Generator system operational

Chemical supplies & Fuel supplies full

One (1) new fire sprinkler tap installed on Ocean Road

Properties: Screens installed for the tennis courts

Three (3) new benches put out

Some signage put out for season

Twenty (20) additional garbage pails put out

Power washing of court area complete

All street lights repaired & operational

Four (4) planters with bushes put out around town

Marina: Four (4) new marina lighting units installed

Streets: Midway (trimmed back, cleared of sand and marked with stop lines)

Banners & flowers put out for Memorial day

Events: OBA Candidates Debate 5/27, OBFD Blood Drive 5/27, Memorial Day Ceremony 5/28

Misc: One bulk pickup complete, next bulk pick up July 5th

Restrooms: Ferry Terminal open 24/7, Community House open 8:00 am – 12:00 am, Cottage @Ocean open during lifeguard hours.

For Matt and Chris it's been a privilege, thank you gentlemen

Trustee Hargraves: Kevin, may I just ask a quick question with regard to the lights that you put up to light up the Marina, will they also light up the basketball court? **Kevin Schelling:** No. Those are two solar lights I already purchased and I'm working with K-Mac at this time. We can put them up any time we're ready. **Trustee Hargraves:** For the basketball court. Kevin: That's all right. Trustee Hargraves: Great. Thank you so much.

OCEAN BEACH VOLUNTEER FIRE DEPARTMENT REPORT: Chief Levine spoke

Good morning, everybody. The Ocean Beach Fire Department is ready for service. Our medic program is up and running through the end of October. Today we have two probies, Kelly Becker-Smith and Jonathan Scharf, who are completing their firefighter one and taking their test this afternoon. So, they should be new firefighters. Happy to report that we have five new members joining the ranks of the Ocean Beach Fire Department. Two of them are ones George's daughter and one is her, one of his new full time employees. We have one qualified firefighter that's already been qualified from Patchogue joining us. He's a year round resident now. And then we have two other members that will be starting firefighter one class soon. We've been working on our new fire truck. And I believe at the next meeting we should be ready to possibly right the purchase order. If you guys are okay with it. So, we look forward to that. It's the most similar truck. I don't know if that's proper English, but it's the closest to the trucks that we have now and that's what we've been trying to do to match our other two trucks that we use. Um, as this is my last report as fire chief of the Ocean Beach Fire Department, I want to thank the two of you and the whole board, along with past Trustees Nolter, Jason Bendicksen, Doug Wyckoff and Brian Powers for all the support that you've given me in the fire department as chief and working with us to make us the best fire department we could be. So thank you very much. And thank you, Chief.

OCEAN BEACH POLICE REPORT: Chief Hesse spoke

Morning, everyone. I think this is my second meeting. While dressed up. I think I should. I should come every meeting like this. Yeah, right. I think we should all have. I think I'm enjoying this? **Joe DiFrancisco:** Where's your hat?

Chief Hesse: Where's your hat? Yeah. Left the hat back. Yeah. You know, anyway, I'll start off by saying that, you know, myself, the mayor, Maria, a few other people. We had sent out a letter to all the school districts, the superintendents, about all the kids coming over here. And I'm going to tell you, I heard a rumor yesterday from somebody that has a friend who has a kid that goes to Saint Anthony's. It got up there because all the kids got warned, don't go to Ocean Beach and screw around because you're going to get in trouble. So, it's out there. And I think it's been working because I tell you what, it's this is usually the time of year that all the kids are coming out here. Other than a few select days, I feel it's been very quiet with the kids. It has been you know, we've had a, you know, a few issues, of course, that we're going to get it. But for the most part, I feel like a lot of the kids haven't come out And did it work? I hope.

Mayor Mallott: So. Let's hope. So, let's take the good out of it. There you go. **Chief Hesse:** So. Right. You know? Yeah. Boom. It worked. Anyway.

Chief Hesse: So Memorial Day last weekend, two weekends ago. Really busy here. Uh, thousands of people. But I got to tell you, it was, in my opinion, like a controlled chaos. In three days we wrote 120 tickets. We wrote a lot of tickets and it was for we wrote two rentals. We caught two people renting without permits. A lot of urination, a lot of open containers, A bunch of cans. It was busy. The work got done. And I got to tell you, I walked from bar to bar and I talked to all the owners. I talked to all the bouncers. And I got to tell you what, the amount of crowds and the lines I'm sure you all saw it. They did a great job at controlling the crowd. I didn't have to go into one bar and deal with a fight and then have to deal with anything going on in there. You know, it was a little loud, but I got to tell you, to me, that was the least of my problems. It was the crowds, the ferries, lining everybody up. Um, you know, coming into the busier season now, we're going to make some alterations and changes by the ferry on how we line everybody up, because it was just it's just chaos by the ferry. So, we're going to make some changes. You'll see if anybody has any suggestions after we set up, just come and see me. Other than that, like the mayor said, we're going to have three Saturdays in a row, 4th of July. If anything's going on around town, please let us know. Call me. Um, if my police officers show up and you're not satisfied with their service. Come and see me personally. All right. Once again, Matt and Chris, thanks for your friendship, your leadership. You guys have been great to me, too. And good luck. All right. **Mayor Mallott:** Thank you, Chief. **Chief Hesse:** Wait, one more thing. Don't forget. Maybe about ten after 12 if you guys do break. We're going to do Hank Clemens final walkout today. He's retiring. Today is his last day. Come and support. A lot of applause. All right.

Mayor Mallott: Can you send somebody over chief. okay, if we're still in here, send somebody. Remind us and don't do step out

LIFEGUARD REPORT: Jill Weinstein spoke

Absolutely. First, I just want to congratulate Officer Clemmens on his retirement. And I want to thank Trustee Norris and Trustee Blake for your service and always advocating for the lifeguards. It means a lot to all of us. And it was a privilege getting to work with you for as long as we did. So, thank you. And some lifeguard updates. We are working on finishing the dune fence, so thank you for recognizing that. It's a lot of manual labor and it's hard to do when the beach is crowded. So, last weekend was really nice for us with the bad weather. We got a lot done, but we still have to finish Bayberry walk to Surf View and there's a section between Wilmot and Surf that we're still working on, but Kevin ordered us a whole bunch of new rolls, so we're going to try to get that done this week, hopefully. Um, we're done with our new hire tests. We were able to hire 17 new lifeguards, so we're going to have a full staff on the bay for this summer. We're starting training everyone, so we had no issues with hiring people, which is amazing because not many beaches could say that. So, I really want to thank the board for your support and getting us the raises and the increase in budget, because that had a lot to do with it. So thank you. Um. The sand between Wilmot and surf. I'm sure you've all noticed it's very eroded. And during low tide. High tide? Sorry. It's hard to get vehicles past that point in a safe way. So just be mindful of low tide and high tide. We've seen a couple vehicles like almost get stuck. Last weekend we had to help a couple. We've been keeping our emergency vehicle in the shack just so we can ensure it doesn't get stuck on the beach. But, you know, in the case of emergency, we know how to get it back on the beach if we need to. But it's still kind of iffy crossing.

Mayor Mallott: Can we can we get somebody down there to move some sand around for emergency access. **Kevin Schelling:** I will make a call. **Mayor Mallott:** Okay. We're going to try and fill that in to the best that we can. **Chief Weinstein:** Yeah. During low tide, it's fine. It's just during high tide. Um, it gets. **Mayor Mallott:** For us Fire trucks, ambulances, stuff. **Chief Weinstein:** They'll get stuck. Like there's no way they'll be able to get over. **Mayor Mallott:** The garbage is, Carlos is doing a good job with the garbage. **Chief Weinstein:** Yeah. Yeah, the garbage has been great. We actually did put out more pails. Also, Kevin provided us with more, and it's been great. You know, the beach every

morning is a little dirty. It hasn't been as bad as previous years, but yeah, it's going to get worse. We know that. But there are more pails out and Carlos has been doing a good job picking them up every morning. Terrific. Yeah. So there's been no overflow. **Mayor Mallott:** Did you have to, you know, like we did before? You can call them? Yes. **Speaker7:** Yeah, I have his number. **Mayor Mallott:** If you need him there, he'll. **Speaker6:** Yeah. **Chief Weinstein:** I actually did call him on Memorial Day when I got kind of. **Mayor Mallott:** How many pickups did he need that day one. **Chief Weinstein:** He did one each morning. And then on Sunday of Memorial Day weekend, he came in the afternoon. Okay? Yeah. Um. Thank you. Of course, we'll be full time June 26th. So, we're still weekends until June 26th and Juniors is going to start July 11th. We're really looking forward to that this year. We got a lot of new equipment for them and we're looking to get them into more competitions. Um oh. Wanted He left I think. Oh no, but I wanted to thank the PD. I've noticed a significant increase in their presence on the beach and it does make a big difference having them there, um, on Cottage walk at their station and then also doing the walks. So, I wanted to thank them for that. And lastly, we have two new recycling stations that we put out, one on Bayberry and one on Wilmot for just like little buckets for people to walk up and down the beach and collect garbage, um, to clean up. So, thank you. Good.

Mayor Mallott: Jill Just want to say that we have a public hearing scheduled for probably five minutes time. It's about ball playing on the beach in certain areas, so I'd like you to stick around. **Chief Weinstein:** Absolutely. **Mayor Mallott:** And contribute to that conversation. **Jill Weinstein:** yes I was talking to Chris about that.

ADDITIONS/DELETIONS TO THE AGENDA: Resolution No. 2023-076: Mayor Mallott moved as follows:

- 1.) Table Hearing #2 – Authorize & Approve Water Taxi, Water Limo & Charter Boat Landing Rates
- 2.) Delete Item #12 – Budget Modifications

TEEN/REC PROGRAM REPORT: Chris Brahe spoke

So, from a REC standpoint, I mean, the mayor just mentioned what guess will be discussed in a couple of minutes, so I won't discuss that, but we're full speed ahead. Um, the basketball courts that are in the tennis courts, the new rims arrived. Carlos is going to help me get those installed, so those should be up and running next week like we did last year. Kevin I'll connect with you to figure out the best timing for the lighting and stuff so we can create the scheduling. The key thing I want everyone just to understand is please download the app WindsweptGo that is going to have everything on it, the scheduling, how to sign up for things. That's going to be the most important thing this summer. We're adding a lot. We're adding a cornhole tournament. We bought a whole bunch of equipment for that. I've got a friend here who is a semi-pro player is going to help us kind of coordinate that. I think that will be a lot of fun. I'd like to do it on the tennis court, obviously not when those guys are playing and then potentially do the finals on the dock under the lights, which I think would be fun. We're going to be doing a scavenger hunt. We have two cake wars going on. Um, there's going to be a bingo night. There's a whole bunch of stuff. Everything is on the app, I think. Oh, and TeenSwept, most importantly, will be up and running. We bought a whole bunch of new stuff for that. We're going to adjust the hours and ages so that all the younger kids get a chance to participate as well, but not infringe when the older kids want to be there. So, a lot going on. Excited open for suggestions, but please download the app.

STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA): Resolution No. 2023-077: 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:

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

PUBLIC HEARING #1

OPEN TIME: 11:33 AM Mayor/Hargraves

CLOSING TIME: 11:41 AM Mayor/Hargraves

Notes:

Ken Gray: Mr. Mayor, the public hearing is open. Um. As you know, historically, the village code prohibited ball playing on the beach. And there was a request by Ocean Beach Youth Group, which I'm sure Mr. Brahe can speak to me. Ocean Beach Rec. Oh, excuse me. I'm sorry. Which I'm sure Mr. Brahe will speak on. They are looking to have a volleyball area designated for volleyball playing, obviously. And he might go into more detail. But if you take a look at the proposed local, the change the amendment to the local law, you can see it will also allow the village the ability to expand that to other sports in designated areas of the of the village. So, with that said, does anybody have any questions? Does anybody want to speak on the issue? **Mayor Mallott:** Yes. Give us a quick rundown Chris.

Chris Brahe: Yeah. So, this is what I was mentioning earlier. So, the first and foremost, the first phone call I made when Patty and I came up with this was Jill, because this needs to be not something that's dumped on them. This is 100% going to be managed by the rec department. So, I think I don't want to speak for Jill. I think we have the lifeguard support. I did reach out to Fins as well to make sure we weren't infringing on any of those rights. So, we covered those bases before we pursued the location and also with Ian as well to ensure that we're not in the way of the of the fire lane. So, I've brought several people down there. The location would be surf view. You go down those stairs right past the fire lane. This is going to be a nice volleyball court. It's going to be a system that's going to require a contractor or Kevin's team to assist to install. It'll stay there all summer. Obviously, if there's a storm, we can remove the net. It will then come out in October and be stored for the winter. Rec will manage it. We will have somebody go down there to open. We're going to hopefully get one of those storage units that the lifeguards use to keep the balls and stuff. But we will manage it. We will supervise it. We might bring out a high school coach to run a tournament, but it'll be open to everybody. It'll be open to the community to use. So.

Joe DiFrancisco: So you plan on keeping the net up full time? Because I think your original conversation, you were going to take it down, open. **Chris Brahe:** Open, mean, open to suggestions unless there was a reason why we were going to take it down. If the balls are away, obviously guess somebody could bring their own ball, of course. But if you feel from a safety perspective, the net needs to come down nightly, we can do it. I think it'd be easier to keep it up, but. **Mayor Mallott:** Right. Does anybody have any opinion on that?

Trustee Arment: Sounds good to me, you know. I think one thing we are looking for is more things to do in town besides just drinking and causing trouble. So, the more recreational opportunities we create, the better. I think this is a great idea. And the way we've written the code in such a way that we won't have to go through an onerous code review and change process. If, for instance, we wanted to have a badminton program and you know, we didn't codify it has to be volleyball and it has to be this one thing. So, this code gives us the flexibility. If we want to change things down the road, we can do that. So good idea, Let's support it. **Mayor Mallott:** And if it gets too crazy up there, we can take the net down. , we can all deal with it, can let down. I mean.

Chris Brahe: We'll deal with it. The youth group might add it to their curriculum as well during the day. It's a long walk for the kids from windswept all the way there. But they'll figure that out. They might use it as well. We'll put a sign down there too, which I'll work with you guys on for the rules, the hours, you know, things like that. But I think it'll be a well, very well received.

Joe DiFrancisco: So, the only issue I could see is if, if somebody's already playing on the volleyball court and then you come down to use it, the use it for the rec group comes to use the court and somebody are playing already.

Chris Brahe: The only thing that would be scheduled is if we do a tournament. The whole point of it is use it. Anybody use it. That's the whole it's not it's not just for rec. I mean, anybody on that beach use the ball 9 to 5, 9 to 6 whatever hours we designate. The only thing that. **Joe DiFrancisco:** You're not looking for any preference or priority over anybody else.

Chris Brahe: The whole point is. To just like the basketball courts come and shoot around. Okay? I mean, yeah, we want to do a tournament and that will that'll be designated and communicated, but everything else is open play.

Mayor Mallott: All right, Chris, thank you. **Trustee Arment:** You come to the mic. Maria had a question. If anybody has questions, can you come up to the mic so the people on Zoom can hear?

Maria Silsdorf: So, I thought the original intention was that it would only be during supervised events. But you're saying it would be open for anybody to use? **Chris Brahe:** Yeah. I mean, again, just like the basketball court, when we bring those out, anybody can go down there and shoot around and then we lock them up at whatever it is, 10 or 11:00 at night. **Mayor Mallott:** Not literally, not literally lock them up. **Chris Brahe:** We do. Yeah. **Maria Silsdorf:** So, Where are the volleyball's going be. **Chris Brahe:** Like I was saying. I'm going to have one of those wooden units that the lifeguards use, hopefully stored by the, by the fencing. **Maria Silsdorf:** But It's not going to be locked. **Chris Brahe:** It will be locked. **Maria Silsdorf:** So how do you get the ball to play. **Chris Brahe:** That's what I was saying We're going to open it and we're going to close it every day, 9 a.m. I mean, I want to do it on the hour that lifeguards are there. Right. **Maria Silsdorf:** Thank you so, if I want to play volleyball, the box will be open and I can reach in and grab a volleyball and play. Correct. And hopefully that volleyball will be returned to the box. **Chris Brahe:** Correct. Listen, I know we're going to lose some. We lost basketball last year. It's part of the deal.

Trustee Arment: And to be clear, the purpose, the purpose of this of this code change is simply to give the village the ability to make decisions like this and to make changes the way the code stood before. No ball playing, no matter what. What this is doing is giving us the option that the village can then set rules on when ball playing is allowed. And how.

Chris Brahe: Yeah, I mean, I don't think we need a full time person sitting there and watching. If it lands up being crazy, then we'll do that. I think just opening it and letting people monitor themselves and play volleyball is fine. And then we decide what hours it should be officially closed and we'll lock the balls up.

Trustee Norris: Listen, we had that. Yeah. As a child for 100 years. It was not an issue. It's a good thing. Go for it.

Speaker6: Yeah, those are my comments. Or just those. That's for. Hey, buddy, wait for the microphone. George Eastman: Those that's were up all summer from forever from June to say October, and we never had a problem. So I've taken the net up and down I don't think is an issue. **Trustee Hargraves:** Wait Billy, before you speak. I'm only kidding. But I wanted to say. Woo hoo! Finally, we're a beach community, using our beach. We started with a bonfire, not a ball playing in a designated area. I'm done.

Billy Bloom: If you need a consultant on the net or I'm putting it up. I owned New York City's biggest volleyball league for 15 years, so I know 1 or 2 things. And the only problem I could see with leaving the net up is sometimes people are lazy and like to hang in it, so just be prepared to buy a new one. But if you talk to me, I'll make sure you get the right name.

Chris Brahe: I'll show you what we're about to order. And I love you too look at it **Trustee Blake:** Yeah. Oh, yeah. One other thing that we discussed was just to make. Sure that they're clearly marked the poles. So if there are cars coming by that they're illuminated during the night and we have some reflectors on there. I think that's one of the ideas. **Chris Brahe:** Maybe Kevin, just buy some red reflectors that we just install on top. Right. **Trustee Blake:** And that way there are no surprises on that front. **Chris Brahe:** And there's padding on the sides. So. Somebody runs into it. **Mayor Mallott:** All right, Chris, thank you. **Trustee Hargraves:** Thanks, Chris. **Mayor Mallott:** Anybody else need to be heard? **Ken Gray:** Motion to close the public hearing. So moved. Second. Second. All in favor? Aye. Public hearing is closed. Is there a motion now to adopt local law Number four.

ADOPT LOCAL LAW 04 OF 2023: Resolution No. 2023-078: Mayor Mallott moved as follows:

Amend Chapters 123-7 & 123-13 of the Village Code to allow ballplaying on the beach in certain village designated areas

A local law to amend Chapter 123 of the Village Code to allow ball-playing at Village-designated areas

BE IT ENACTED, by the Board of Trustees of the Incorporated Village of Ocean Beach, as follows:

Section 1. Section 123-7 and 123-13 of Chapter 123 of the Village Code, entitled "Peace and Good Order", is hereby amended, enacted and added to the Village Code as follows:

§ 123-7 Ballplaying and other amusements on beaches.

No person shall engage in ballplaying, frisbee throwing, any game of catch of any nature or the flying of kites on any of the beaches in the Village of Ocean Beach, or immediately adjacent to the Village of Ocean Beach, within a distance of 1,500 feet, except on the oceanfront beaches of the Village of Ocean Beach between the hours of 7:00 p.m and 8:00 a.m.

No person shall otherwise so engage in ballplaying, frisbee throwing, any game of catch of any nature or the flying of kites or any act of amusement on the beaches or roads or public places within said village so as to annoy, interfere with or endanger persons or property on said walks or roads, beaches or public places, except in any areas so designated by the Village for such activities.

.....

§ 123-13 Use of tennis courts, volleyball courts, or other ball-playing designated areas; penalties for offenses.

A.
No person shall make use of a tennis court, volleyball court, or other ball-playing designated areas owned or leased by the Village of Ocean Beach unless such person, prior to such use, shall have prepaid any required fees for such use.

Section 2. This local law shall take effect immediately upon filing with the Office of the Secretary of State.

Section 3. Authority.

The Board of Trustees of the Village of Ocean Beach is authorized to adopt this local law pursuant to Municipal Home Rule Law 10(1)(i), 10(1)(ii)(a)(6), 10(1)(ii)(a)(9-a) and 10(2).

Section 4. Severability.

If any section, subsection, clause, phrase or other portion of this Local Law is, for any reason, declared invalid, in whole or in part, by any court, agency, commission, legislative body or other authority of competent jurisdiction, such portion shall be deemed a separate, distinct and independent portion. Such declaration shall not affect the validity of the remaining portions hereof, which other portions shall continue in full force and effect.

Section 5. New York State Environmental Quality Review Act (NYSEQRA)

The Board of Trustees hereby declares the adoption of this Local Law a Type II action, pursuant to the NYSEQRA and, therefore, no further environmental review is required.

Section 6. Effective Date.

This local law shall take effect immediately upon filing with the Secretary of State.

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

| | |
|--------------------|-----------|
| Deputy Mayor Blake | Voted Aye |
| Trustee Hargraves | Voted Aye |
| Trustee Norris | Voted Aye |
| Trustee Arment | Voted Aye |
| Mayor Mallott | Voted Aye |

RATIFICATION & APPROVAL OF PERSONNEL: Resolution No. 2023-079: Mayor Mallott moved as follows:

WHEREAS, Jonneigh M. Adrion, Village Clerk, at the time of hire, has provided a report to the Board of Trustees detailing and listing new hires to be paid under general funds appropriation code, Lifeguards A7140.100, Seasonal Clerk A1325.200, not to exceed these budget line items, and has requested ratification and approval by the Board of Trustees for said new hires; and

Now it is hereby

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

| <u>Clerk - A01325.200</u> | <u>Start Date</u> | <u>Seasonal</u> | <u>Hours</u> | <u>Rate of Pay</u> |
|---------------------------|-------------------|-----------------|--------------|--------------------|
| Montes, Diane | 6/10/2023 | Seasonal | As Needed | \$20.00/Hr. |

| <u>Lifeguards</u> | <u>A7140.100</u> | <u>Start Date</u> | <u>Seasonal</u> | <u>Hours</u> | <u>Rate of Pay</u> | <u>Year</u> |
|-------------------|------------------|-------------------|-----------------|--------------|--------------------|-----------------|
| Clark, William | 1 | 6/10/2023 | Seasonal | As Needed | \$18.50/Hr. | 2 nd |

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

| | |
|--------------------|-----------|
| Deputy Mayor Blake | Voted Aye |
| Trustee Hargraves | Voted Aye |
| Trustee Norris | Voted Aye |
| Trustee Arment | Voted Aye |
| Mayor Mallott | Voted Aye |

BUDGET MODIFICATIONS: DELETED FROM THE AGENDA

RATIFICATION & APPROVAL OF PAYMENTS IN LIEU OF UNUSED VACATION TIME Resolution No. 2023-080: Trustee Blake moved as follows:

WHEREAS, various employees have submitted and requested to be paid for earned, but unused vacation time; and

WHEREAS, the Board finds that certain employees were unable to utilize their earned vacation time due to exigent circumstances and increased work demands,

Now, therefore, it is hereby

RESOLVED that the terms of the Employee Handbook, related to vacation time payouts, is temporarily suspended for the purposes of these instances and requests; and,

It is further RESOLVED that the Village Treasurer is authorized to approve and pay up to two (2) weeks of the earned, but unused vacation time as requested, less applicable payroll deductions as of May 31, 2023.

It is further RESOLVED that any additional time shall be carried over to be used in fiscal year 2023/2024.

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

| | |
|--------------------|-----------|
| Deputy Mayor Blake | Voted Aye |
| Trustee Hargraves | Voted Aye |
| Trustee Norris | Voted Aye |
| Trustee Arment | Voted Aye |
| Mayor Mallott | Abstain |

ACCEPT & APPROVE ESTABLISHMENT OF VILLAGE AS A PUBLIC AIRCRAFT OPERATOR: Resolution No. 2023-081: Mayor Mallott moved as follows:

WHEREAS, the Village of Ocean Beach is a municipal corporation under the laws of the State of New York; and

WHEREAS, the Village of Ocean Beach intends to begin using small unmanned remotely controlled aircraft (drones) for the purpose of providing emergency responders a better situational awareness profile when operating at emergency scenes and monitoring of Great South Bay and Atlantic Oceanfront beaches; and

WHEREAS, the Village of Ocean Beach does not intend to operate the drones for compensation or hire; and

WHEREAS, the Village Board deems it appropriate to request that the Federal Aviation Administration (FAA) authorize such drone usage;

Now, therefore, it is hereby

RESOLVED by the Board of Trustees and is accepted as follows:

1. The Village hereby intends to become a Public Aircraft Operator as such term is defined and regulated by the Federal Aviation Administration; and
2. The Village Attorney is directed to issue a Public Declaration Letter consistent with the terms of this Resolution.

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

| | |
|--------------------|-----------|
| Deputy Mayor Blake | Voted Aye |
| Trustee Hargraves | Voted Aye |
| Trustee Norris | Voted Aye |
| Trustee Arment | Voted Aye |
| Mayor Mallott | Voted Aye |

AUTHORIZE COURT CLERK'S ATTENDANCE AT SUFFOLK COUNTY DISTRICT TRAINING: Resolution No. 2023-082: Mayor Mallott moved as follows:

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

Now, therefore, it is hereby

RESOLVED that Jacqueline Rulon, Deputy Court Clerk, is hereby authorized to attend the NYS Unified Court System Suffolk County District Training on Friday, June 9, 2023, at the Cohalan Court Complex, at no cost to the Village.

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

| | |
|--------------------|-----------|
| Deputy Mayor Blake | Voted Aye |
| Trustee Hargraves | Voted Aye |
| Trustee Norris | Voted Aye |
| Trustee Arment | Voted Aye |
| Mayor Mallott | Voted Aye |

ACCEPT & APPROVE CLEANING SERVICES PROPOSAL: Resolution No. 2023-083: Mayor Mallott moved as follows:

WHEREAS, the Incorporated Village of Ocean Beach is in receipt of a proposal dated May 19, 2023 from Fire Island Nancy Cleaning Service for daily/weekly cleaning services of Village public restrooms, a copy of which is on file at the office; and

Now, therefore, it is hereby

RESOLVED that the Board of Trustees accepts the proposal for services and directs the Village Treasurer make payments consistent with the terms therein.

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

| | |
|--------------------|-----------|
| Deputy Mayor Blake | Voted Aye |
| Trustee Hargraves | Voted Aye |
| Trustee Norris | Voted Aye |
| Trustee Arment | Voted Aye |
| Mayor Mallott | Voted Aye |

PUBLIC HEARING #2

TABLED

AUTHORIZE & APPROVE WATER TAXI, WATER LIMO & CHARTER BOAT LANDING RATES:

Resolution No. 2023-084: _ Moved to Table the matter

| | |
|--------------------|-----------|
| Deputy Mayor Blake | Voted Aye |
| Trustee Hargraves | Voted Aye |
| Trustee Norris | Voted Aye |
| Trustee Arment | Voted Aye |
| Mayor Mallott | Voted Aye |

HEARING OF THE CITIZENS:

Andrea Nimberger: Um, really simple. Thank you all. By the way, thank you guys for your service. I really appreciate everything that you've done for the village. And welcome to our new trustees. Um, really just can't understand why we can't get that fence down. I've personally chosen not to even fight the wagon park anymore. I no longer use a wagon. I pay to use a cart to bring over on the ferry so that I have something I don't have to fight to get every time I get off the boat. Why can't that fence come down so it's easier? Why can't we look at Seaview and see how they've done it? With the space we have? I know they have more space than we do. There's creative things. Everything else seems to get done, but we just can't get that fence down to facilitate moving in and out of the wagon park. It's a step in the right direction. Thank you.

Maria Silsdorf: Uh, good morning, Maria Silsdorf. Um, so I just want to make sure everyone's aware that there was another incident where a homeowner on Surf View and Ocean View took it upon themselves to go on the dunes and cut back trees again, which I think we were all aghast when it happened last year. Chris, I remember you specifically speaking out appropriately, very strongly. We were all aghast when it happened a month ago and here it's happened again when I was a kid, and I hate to invoke that, but when I was a kid like you really thought you would suffer penalty of death if you went on the Dunes. And now we've had three incidents in a year where people and I'm assuming two of them are the same, at least two of them are the same new homeowner, I'm told. I don't know. But we have been infringing on the dunes is such a bad thing for so many obvious reasons. It is beyond my comprehension that the same homeowner who did it a month ago wasn't appropriately dealt with, that they've done it again. So, I just want to say it out loud in front of everybody. This is terrible. So I don't know what we're doing. If it's a police action or a village action or a fines action. But I think we would all like to understand how this is being addressed.

Mayor Mallott: At the moment. The police are investigating. **Maria Silsdorf:** Okay. **Trustee Arment:** Rest assured, we are as livid as you. Good. Livid is a good word. No ambiguity here. I can't believe people do this. Me neither. And it's shocking and it's horrific. And we are taking it very seriously. **Mayor Mallott:** I think it's a Federal offense and not only a village offense, but a federal. **Mayor Mallott:** So have we have we involved the feds? **Trustee Hargraves:** A letter is going out to every oceanfront house as well as that first row, which would include the. **Maria Silsdorf:** Okay. **Mayor Mallott:** And we're putting a camera. Up. On Surf View to look down. So, okay, so we'll be able to see and think. The. Some of the appropriate action has been taking place already. **Maria Silsdorf:** Okay. Good to hear. Um, Chris, I don't know if you remember, but when we were kids, there was also signs on the dune that had, like, \$1,000 penalty just for just for walking on the dunes. **Trustee Norris:** We did discuss this, but we're looking into it. Okay. So many things. Yes, we have existing laws, let's apply them. **Maria Silsdorf:** Yes, Thank you.

Maria Silsdorf: Thank you. So, before I make my next announcements, I also want to thank Matt and Chris for you. Many years of service and dedication, and certainly I've interacted with both of you a lot and look forward to continue to do so and wish Ian and Jim the best of luck. So, my second announcement is that the Ocean Beach Association summer meeting, which you of course are all invited to, where your elected officials and your community leaders speak and we distribute directories will be on Saturday, June 24th at 10 a.m. in the community house. So, we'll spread the word. And Bunny, I'll ask you to post it and thank you all. Thank you.

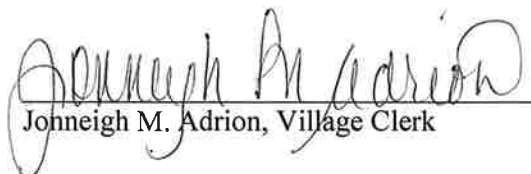
Ken Gray: Does anybody else wish to be heard? Hearing of the citizens, please step up.

Linda Norris Stertz: Hi, Linda Nora Stertz. And I wanted to again, you know, thank Matt and Chris. I know firsthand what you've put into this job, and I deeply, deeply thank you as a sister, but as a citizen of Ocean Beach and also, um, you know, congratulations to our new trustees. Um, happy to work with anybody who's on the board. And I just want to reaffirm that, you know, with, with full respect to all the work that you two have put in and everybody else, so many things that we think are new, wonderful ideas are already firmly in and on paper. So, I would ask with the new iteration of the board that an earnest look at what's already been accomplished be done before we restart anything that we think is new. So that's just the comment I want to make and Ian and Jen, congratulations and thank you guys really so much. Thank you.

Ken Gray: Trustee elect Jen. **Jen Moritz:** Good morning, everyone. I truly want to thank Matt and Chris for all your service and everything you've done for this community. Really appreciate it. You know, and I want to congratulate Ian and I'm looking forward to working with everyone on the board. **Board Members:** Thank you. Thank you. **Trustee Hargraves:** Thanks, Jen. **Ken Gray:** First, anybody else wish to be heard. Uh, seeing none. Are we on Zoom? And he hands up. No. Okay. Motion to close again. **Mayor Mallott:** Again before we close. Just again, Matt and Chris, thank you, gentlemen, for all the work you've done.

ADJOURNMENT: Mayor Mallott moved to close the meeting at 11:52 AM. Trustee Hargraves seconded this motion. Upon call, the following voted:

| | |
|--------------------|-----------|
| Deputy Mayor Blake | Voted Aye |
| Trustee Hargraves | Voted Aye |
| Trustee Norris | Voted Aye |
| Trustee Arment | Voted Aye |
| Mayor Mallott | Voted Aye |


Jonneigh M. Adrion, Village Clerk


Jacqueline Rulon, Deputy Clerk