



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 24, 2023 at the Boat House, 625-632 Bayberry Walk, Ocean Beach, New York and is also being conducted via Zoom.

GENERAL SESSION: At 2:13 PM, 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

Pledge of Allegiance

MAYOR'S REPORT:

Mayor Mallott: Thank you for coming. As you all know, everybody here knows we've been looking at this project for. It's taken us seven years to get to this point. We got \$12.5 million from the EFC. Very little of which has been spent. Um, the prices from 2016 to now have almost doubled on this project. That's because of Covid and the increase in materials, the increase in cost and labor we need. We have \$12.5 million. The project has shrunk. And it's costing us a little bit more to do what we need to do. We're doing two thirds of what the original scope of the project was. The original scope was from the sewer plant to Ocean Road. But the money that we have now and the money that we can get and the money that we'll have to pay back will not do that scope. We'll be able to get from the sewer plant to Dehnhoff done with this money. The other third of the village where we have applied and will be will be applying for grants for that money. Um, with this project, we're going to be it's going to be about. Maybe \$10 million we owe the EFC. The EFC will give us that money. No interest loan. Okay for \$10 million approximately over 40 years. Okay. Interest free over 40 years. The other third of the project will probably cost around another \$6 million to do and we are going out for grants for now for that.

EFC says they will consider a grant for that piece of the project. A new project because it would spend \$12 million. So, anything we do is going to be a new project. So once this one is done, they'll consider giving us \$6 million to do the other part. We're also applying to the DEC, who has a lot of grant money available. And we've also gone to Chuck Schumer for federal money, which is also available. I'm sure you all read in the newspapers about the available money for sewer and water. So, we're back here today to change our 2016 bond resolution. That was for \$12.5 million. We're going to add what are we adding onto there, Joe? **Joe DiFrancisco:** \$2 million. **Mayor Mallott:** \$2 million. So now we're up to \$14.5 million. That's to get this project done. Now, we don't know until we pass this and we actually tell the contractor that he's got the job. He will start to order all the stuff that he needs. The availability will give us a better idea how this job is going to work. We're going to have a pre-construction meeting with him, which will be in the next week or so. He'll tell us where he wants to start and how he's going to go about this job. I anticipate that this job will take two winters to get done.

Okay, So, starting out the new pumps and the filtration system will be under the wagon park. Okay. There's two tennis courts will be restored. This guy's going to use the this area as his staging area. So, he'll take down probably three quarters. Of the tennis court fence will clean out the wagon park, will move the guys shack here. He'll come in with a barge. We're going to take all the poles out that the along the dock here so they can pull a barge in there. They'll work off the barge and into the tennis courts. That's the plan. They'll restore the tennis courts to its original condition. Okay. Which obviously, if the fence is gone, then there's going to be a new fence. If he does any damage there, he's going to repair it. We'll look at that when we get to it. If we feel that it's worth putting some more money into it to make it a little better. A little bit. A little more usual usable. And that's what we'll do. We're going to take probably three feet more of the tennis court will be on this side. So, the fence will be adjusted three feet in closer. It still gives you room to walk around the net, and that's going to be used for the filtration system below the wagon. Okay. Um. The whole system is going to come from the sewer plant. The whole village has been surveyed. Drains will be the contours of the streets have all been aligned so that water, when it comes in, it runs to the drain. So, there will be no more powers. This is not going to stop the water

coming in. Okay. We are where we are with water. It's coming up through the ground. It's coming from everywhere. This will just drain it quicker. The gravity drains and they'll drain down here to a point. Just by clouds here. And from there it will be pumped up into this system. Go through a filtration system and come back out to the pipe that's under the ferry terminal here. That's already in existence. If they feel that they need to make the pipes bigger, they'll make the pipes bigger. Uh. So that's what we're doing here today. This was supposed to be done at the last meeting, but we had to increase the, increase the money. So that's what we're doing here today. We're a couple of weeks behind. We're probably five years behind schedule. But, you know, it takes a lot of work and it's a lot of other hands in the pot here. So that's what we're doing. We hope to get this program started. I think October will be a, the month we start and, you know, obviously this guy knows that whatever he's doing, he's got to be finished by April. Got a button up, go away, then come back again and finish off what he hasn't done. The other project we're going to be working on now, hopefully in a year or so. When this is done, we'll have the money in place to finish up the project. All right. No questions. All right.

Ken Gray: We'll get there. We'll get there. **Trustee Levine:** Jimmy, can we start with the board with questions first? Yeah, sure. **Ken Gray:** Mr. Mayor, can we just do a roll call? Yep. **Trustee Jen Moritz:** Sorry. Say yes. Yes. **Marco Arment-** Present. **Dawn Hargraves -** Present. **Ian Levine.** Present. **Mayor Mallott.** Sir Thank you, sir. Just a little housekeeping, okay.

Following the Mayor's report Roll Call at 2:20 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

ADDITIONS/DELETIONS TO THE AGENDA: NONE

STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA): Resolution No. 2023-098: 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 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

Ken Gray: State Environmental Review. **Joe DiFrancisco:** It was already done for this project. **Ken Gray:** Yes, SEQRA has already been done for this project. **Mayor Mallott:** It was done in 2016 **Ken Gray:** Correct. **David Lipsky:** The SEQRA was done on a project that was presented in 2016. And are you net decking that old project? **Mayor Mallott:** That's an old project. This is the same project. And the SEQRA is acceptable. We've done we've gone all through that. Okay. The sequel is still in place for this project. It's the same project. Thank you. Yeah.

Ken Gray: So this resolution concerning the SEQRA has nothing to do with this project. It's just saying that anything on this agenda, unless otherwise noted, is a type II, and therefore no more review is required. Thank you. Thank you. Motion. So moved. Second. Second. All in favor.

Ken Gray: Motion carries. Thank you. Um, now, Mr. Mayor, I don't know if you want to. I think. Mr. Levine. **Trustee Levine:** Yeah. Yeah. A couple of questions. A lot. A lot of concern out there. So today we have two tennis courts. It's our

intent that we will always have two tennis courts. Yeah. All right. And our wagon park. We will have a wagon park in some sort for next year. If there's construction this year, that will be a park. And our operations here in our ferry terminal is planned on being. **Mayor Mallott:** Yes, you know, I don't know if everybody remembers here, but if it gets a little too crowded here and we have to bring tractors and bulldozers and everything around this corner, we can go back over to the end of Dehnhoff there where we were, where we were before while this was being built. We can take a few more poles out there, the ferry land over there on the end of Dehnhoff, just like we did before. So we're prepared for that fact.

Ian Levine: And part of the project that's going to be done is including I just spoke with Richie Schilling, raising the streets a little bit. **Mayor Mallott:** The streets will be contoured. Yes. Some will be raised. Some will be depth, some the it's going to drain to the drainage where they put the drains. The streets are going to drain. As I say, it's not going to stop water coming in. But as soon as the pump starts, it'll pump the water out. There'll be no more standing water from Dehnhoff. To the sewer plant. **Trustee Hargraves:** But you're not saying that the sidewalks are actually going to be raised. They're going to be pitched. Yes. So, no, it's not going to be like a higher elevated no sidewalk on this. **Mayor Mallott:** No, I don't think. There'll be anything noticeable. **Mayor Mallott:** We have that survey. It was surveyed two years ago. Yes, Bob. **Bob Stack:** (inaudible) are pavers. **Trustee Levine:** I still have more questions. **Mayor Mallott:** Go ahead. All right. It'll be cement Bob.

Ken Gray: I'm sorry, Mr. Mayor. I think the board wants to ask the questions first before we turn it over. **Joe DiFrancisco:** Also, can I just make one point? The project engineer is on Zoom. Okay. So he can answer questions. **Trustee Levine:** Okay. And to Joe, Since Linda's not here today, the village has a debt of how much? **Joe DiFrancisco:** Currently? Yeah, **Joe DiFrancisco:** about \$4.5 million. **Ian Levine:** All right. And once this project is funded, our debt will go to. How much? **Joe DiFrancisco:** Approximately \$19. **Ian Levine:** And what is what is our credit rating allow us to go to before it started being affected. Do you have that number? How much? How much can we borrow? **Joe DiFrancisco:** You mean the debt limit? You mean it's about approximately 24 million. **Ian Levine:** All right and do we know how much we're going to be paying back over the 40 years of this project? How much the taxpayers will be paying back on the additional financing per year? Do you know what that number is? **Joe DiFrancisco:** No, I don't I don't have that with me. **Mayor Mallott:** I think it's approximately it'll be about \$500 a house. **Trustee Levine:** Okay. Thank you **David Lipsky:** (inaudible) for the entire project through phase four. **Mayor Mallott:** No, we're not going to borrow more money to do the next part of this. We're looking for a grant to do this. I can't borrow more money than we're already borrowing. Okay. What? **David Lipsky:** (inaudible) What's it going to cost the taxpayers? **Mayor Mallott:** I don't think that was ever said. **David Lipsky:** (inaudible) The EFC, which has grants under the state under the Clean Water Act. **Mayor Mallott:** Go ahead. **Trustee Levine:** For now. That's all I have. Thank you, Jen? **Trustee Moritz:** No, I'm. You answered all my questions. **Mayor Mallott:** Marco.

Trustee Arment: So, you know, you mentioned about the grading of the walks. Um, there's a lot of places in town where we could make significant improvements in the water issues by raising the walks foot, maybe less. So can we? Is it can it be part of this when we're rebuilding, you know, in a year or two, whenever that is, can we also raise the walks up a little bit from where they are now, where they're very low? **Mayor Mallott:** Uh, excuse me. **Mayor Mallott:** Okay, let's finish with the with the trustees. **Trustee Arment:** Um, yeah. So basically. Yeah. So can we also look. **Mayor Mallott:** I don't think we can change the project. Okay. **Trustee Arment:** Oh yeah that's not what I'm asking. **Mayor Mallott:** That becomes a change order. And it's hard to do within the project because now we have to. There's a change order because it's, it's a whole process to have a change order in the project. And where's the money coming from? We'll be back here again, changing things. But this should take care of the problem here. Now, the contours of the streets, everything should be pitched to a drain. Okay. (inaudible) **Trustee Levine:** They can't. They can't hear you when you're talking from the audience. **Speaker4:** Thanks. Have several. So just so I'm clear. So, there will be no lifting of any sidewalks. It's going to be pitching because there's no lifting included in any of the plans originally and then modified. Just that's my understanding. **Mayor Mallott:** The streets will be torn up. Okay. And the drains will be put in. How they're put in is all part of the plan. It's all new cement, okay? It's all new cement. And it's going to be pitched to where the drains are. **Trustee Hargraves:** It is not my preference to do it this way. I'm not. My preference is to do the entire project at one time. The bids that we received, there was an additional, I believe, \$2 million to include the west end of town, although I don't know if it would ultimately cost more. My preference would be is that we do it all at one time, um, and that it gets funded that way. You I was presented with information that you've applied to the DEC. When did that grant application go in and how much was asked for?

Ken Gray: I don't think the deck is a grant application. I think that's a permit. I think the grant is with EFC. EFC. **Trustee Hargraves:** Right. But we just said DEC also, I was presented with information that there was an application made to the federal government. So, I would ask when that application was made and the amount of money that was requested in that grant for that grant. **Joe DiFrancisco:** So the application was done approximately two months ago and we asked for \$150 million.

Trustee Hargraves: And when can the village expect to receive an answer? I'm not holding you to the date, Joe. No, it's the federal. **Joe DiFrancisco:** No, I know I inquire. Approximately every two weeks I check back with Senator Schumer's office to ask. **Trustee Hargraves:** And what other. Thank you. And what other entities would we be able to apply to for grants? **Joe DiFrancisco:** We have to find other entities that are offering grants. **Mayor Mallott:** As I said, the EFC is where we're who we've been dealing with. The EFC has a lot of money, and if the EFC sees this project go well, then there's no problem with financing the next project. They have grants. They gave us a grant here. They gave us \$3.5 million in a grant, \$4 million in a grant and \$8 million in a no interest loan, which they've been known to forgive. **Trustee Hargraves:** And as far as EFC goes, now, you're saying that the EFC is going to look at this as two separate projects as opposed to phase one, two, three, four, whatever, of one project. **Mayor Mallott:** From the sewer plant to Dehnhoff is one project. Okay. From Dehnhoff to the end of town is another project.

Trustee Hargraves: So you're saying that because now it's been divided into two projects, we have a greater chance of getting money from EFC because EFC is now considering this two separate projects? **Mayor Mallott:** Yes, **Trustee Hargraves:** I just want to make sure I'm understanding. Correct? **Ken Gray:** Yes. **Trustee Hargraves:** When you said two winters, does that equal three summers? **Mayor Mallott:** I hope not. **Trustee Hargraves:** How many summers? **Mayor Mallott:** I hope it's no summers. **Trustee Hargraves:** So, you're saying the work will only be done September through? **Mayor Mallott:** Correct. **Trustee Arment:** So in the in the intervening winter between or the intervening summer between the two winters. **Mayor Mallott:** There'll be no work. **Trustee Arment:** Can we have this area cleared in some way? **Mayor Mallott:** We hope that it's ready to go. **Trustee Arment:** Ready for use? **Mayor Mallott:** Yeah. And that's what they're telling us. **Trustee Arment:** Okay. **Trustee Hargraves:** Wait. I'm not done. Sorry, you guys, but was there consideration made to make? I know that you. We contacted Mr. Smith, Bob Smith. There was a request made to increase the amount of the bond that we're requesting. Was there was it taken into consideration or was there any consideration given to getting the money for the alternate bid, which would include the entire project?

Joe DiFrancisco: So the alternate bid doesn't include the entire project, the alternate bid or alternates that were built into this part of the project? To help us control the cost of the project. The alternate is not the part you're thinking of on the West End. **Trustee Hargraves:** And then can you tell me, Joe, exactly what is not getting done in this project that was included in the first project? **Mayor Mallott:** So from Dehnhoff to the end of the pantry. **Joe DiFrancisco:** No, no, no. So hold on. I know what you're asking is, can Marco, can we get Tom Schaefer? He's on Zoom. The project engineer.

Trustee Arment: Yeah, if he can. Can you enable remote? **Joe DiFrancisco:** He's on the top, right. I think if you're looking at the same screen, you're like, okay, different combo. Yeah. **Tom Schaffer:** Can you hear me? **Ken Gray:** Yes. There he is. **Tom Schaffer:** Okay. I just like to clarify one. One thing. I was trying to raise my hand, but, um, so when we evaluated the elevation of the walks, there are certain walks that are being elevated and it varies depending on where you are. So, we essentially tried to elevate what we could without impacting any of the, the businesses. And, you know, we didn't want to make any business have to change the elevation of their doorway. So, in some locations, the walk might be going up six inches. In other cases it might only be going up two inches. So, it's it varies depending on where the depending on how the actual layout is. So, I just wanted to clarify that.

Trustee Arment: If we wanted to modify that to actually just be a fixed pitch and, you know, kind of make the businesses deal with it. Can we do that mid-project and not and not delay this any further? **Tom Schaeffer:** Um. Yeah, it would be a big undertaking for the businesses. I mean, and then it would also be, um, a change order to the contractor. Um, not to say that it couldn't be done. But yes, it would impact the schedule, which is very, very tight. **Trustee Arment:** Okay.

Trustee Levine: Can you tell us what the schedule is since you have a schedule? **Tom Schaeffer:** Yeah. So we don't have a detailed schedule from the contractor. But what we essentially have is the as soon as the contractor is giving, given the notice of award, they have 300 days to complete the project and they're not allowed to work over the summer season, assuming the project was awarded today, that brings them to have to finish the project before Memorial Day.

Trustee Arment: We'll wait for the public segment. **Trustee Hargraves:** Tom, I'm sorry. Just it's Dawn Hargraves, just so I understand. So you're saying that the project's going to be finished by next May? **Tom Schaeffer:** Yes. Yes,

depending on as long as there's no delays. The that is that is the hope. **Trustee Hargraves:** So, it's May of 2024. Right. So, we're all on the same page, Correct. **Trustee Moritz:** The entire project. **Tom Schaeffer:** Of this phase. **Trustee Arment:** Does this take into account any kind of buffer for storms or winter weather? **Tom Schaeffer:** No, that's why I said it's depending, you know, assuming there's no delays. And that that is what the contractor bid on. **Trustee Levine:** So this is Trustee Levine. We're hearing two different things now. Mr. Mayor, you said it's going to take two winters. He just told us. **Mayor Mallott:** I anticipate it taking two winters. **Trustee Hargraves:** But there is a requirement of 300 days, it sounded like. **Mayor Mallott:** Yeah, right. Yeah.

Trustee Hargraves: Tom, one other thing. Could you just be clear to us as to actually what is not being done in this project that was included in the original project? **Tom Schaeffer:** I'm assuming when you mean the original bid because this was a re re-bid. Yes. Okay. So, the original bid included portions of the sanitary system that was replaced in sometime in the 80's. So, it's relatively, relatively newer compared to the sewers that haven't been replaced since 1917. So as part of this project, as a cost saving measure, anything that was replaced in the 80's is not getting replaced, which is predominantly the stretch in front of the wastewater treatment plant. **Mayor Mallott:** It goes from the wastewater treatment plant to Rachel's was done in the 80's. The whole main street here was replaced in the 80's from Rachel's to the end of town, as was the original sewer, which was done in 1917. (inaudible) **Trustee Levine:** 17, (inaudible) **Trustee Arment:** correct, that's a separate future project. **Ken Gray:** The mayor remembers that, it was a cold winter. **Mayor Mallott:** I was much younger. **Trustee Levine:** It's a cold winter. **Mayor Mallott:** Okay. Anybody have any questions here? **Trustee Arment:** And everybody, can you please come up to the mic one at a time? Because we have a lot of people on Zoom. **Trustee Levine:** And just state your name and where you come from what town?

Maria Silsdorf: My name is Maria Silsdorf and I come from Ocean Beach. I have lots of questions, actually. Um, so is there. Is there money in any phase of the project to rehab the tennis courts and the wagon park? **Mayor Mallott:** In the project. They will put it back as they found it. **Maria Silsdorf:** Okay, So we're entirely dissatisfied with the wagon park today. Yeah. Is there's no reason to expect any. **Mayor Mallott:** They're not going to put the old fence back up again. Okay. They're not going to put up the old pipes again. We're going to redo the whole area. It's all going to be one level. There'll be tennis courts if we have to buy a new fence or spend money on part of the fence, we'll do that. If the cracks need fixing, we'll do that. If the if we can expand the wagon park this way a little bit and three feet the other way, I think we can have a much better wagon park with no steps and no fences and you'll be able to get in and out.

Maria Silsdorf: Do you want me to wait on questions while Jen does show and tell here? No. Okay. **Trustee Arment:** Yeah, and to be clear, the details of what we do with the wagon park are to be decided. You know, this is. That's not part of this. **Maria Silsdorf:** There's no money for that? So, the \$14.5 money million. **Mayor Mallott:** There is money for the for tennis. **Maria Silsdorf:** To put it back as is correct in kind. In kind. Got it. No improvement except for perhaps a better fence. Right? **Mayor Mallott:** No fence **Maria Silsdorf:** no lip? **Mayor Mallott:** No lip, no fence. **Maria Silsdorf:** That's an improvement. Okay. **Trustee Levine:** Can I. Mr. Mayor, I think what she's asking is they're going to resurface a new tennis court with the same material that we have now. **Mayor Mallott:** I don't know if they're going to resurface it. Okay. We have to look at that. When they finish the project. There'll be money there to do it. If we need to put money into it, we will. **Maria Silsdorf:** Okay, So the phase one or now it's being the new project, right? Because it's now only phase one from there to Dehnhoff \$14.5 million. I heard. I heard \$12.5 and I heard \$10 million to \$14.5. How much of that is a gift? None of it. **Mayor Mallott:** \$4 million. **Maria Silsdorf:** \$4 million is a gift that we don't have to pay back. So the other. **Mayor Mallott:** a grant we call it. **Maria Silsdorf:** A grant. So, the other \$10.5 is a no interest loan. **Mayor Mallott:** Correct. **Trustee Hargraves:** from EFC **Maria Silsdorf:** Okay. And is there and is there any money at this point for either the sewer, which is, I guess, phase three or phase two, which is from Dehnhoff to the pantry? **Mayor Mallott:** We haven't. We haven't got that money yet. **Maria Silsdorf:** Okay. **Mayor Mallott:** But confident that we can get a grant for that. **Maria Silsdorf:** Okay. So when Joe said. **Mayor Mallott:** Included in that grant, because it's \$150. **Maria Silsdorf:** And the grant would be a gift. **Mayor Mallott:** Yes, Because it's a grant. **Maria Silsdorf:** Not a gift. Okay. **Mayor Mallott:** Included in that 150 million that we've applied for will include all the sewers behind the houses from the ocean down to Main Street. **Maria Silsdorf:** And what what's the total cost of that project Jimmy? **Mayor Mallott:** We wouldn't know the total project cost of that project. That's why we're requesting \$150 million. **Maria Silsdorf:** But you must have somehow worked your way up to \$150 million, right? I mean, what's **Joe DiFrancisco:** Yes, that number came from Tom, Tom Schaeffer. **Maria Silsdorf:** Give me something there must be some number, right? Yeah, it. **Mayor Mallott:** Came from the engineer. **Maria Silsdorf:** Engineer. So. Engineer. Hello. What's the number? **Tom Schaeffer:** Yes, 150 million for the entire village limits, was what we estimated.

Maria Silsdorf: That's for the sewer. **Tom Schaeffer:** Correct? Yeah. **Maria Silsdorf:** So the sewer project alone is \$150. Okay. And then phase two is on top of that. **Mayor Mallott:** We're not sure where phase two will fit into that \$150 million. **Maria Silsdorf:** or whether it will fit. **Mayor Mallott:** Yes. **Maria Silsdorf:** Okay. So, um, thank you. Um, if we're only doing from and I'm no engineer or scientist, but if we're only doing from here to Dehnhoff and there is a wind out of the east, will the will the water move from the east to the west rather than down? And will we basically not see the improvement we're looking for? **Mayor Mallott:** No, I think that the water that's standing here, that's standing from the sewer plant to Dehnhoff will be drained by the new system. It's just the water on the other end of town that's not connected yet. It'll be still be stationary. **Maria Silsdorf:** I don't know. I'm picturing like, you know, if you have holes in the bottom of a half a bowl, you know, the water from the other half is going to go to the half with the holes. So, I don't see how that works. **Trustee Levine:** I believe the water like from Cottage by the post office, if it's part of the same puddle, it's going to come this way. **Maria Silsdorf:** That's what I don't understand that. Right. So I don't understand how you drain half a bowl, not the other half. **Trustee Arment:** Because the half being drained has holes in the bottom and the water goes out them. **Maria Silsdorf:** Right? So again, if you have a wind, pushing the left half of the bowl to the right, half where the holes are. So it just feels a little. **Trustee Arment:** Then gravity would pull it back toward the level and then half of it would drain out. **Maria Silsdorf:** It feels a little squishy to me. **Mayor Mallott:** Water is going to seek its own level. That's all. **Maria Silsdorf:** What's that, oh. **Philip Potter:** except we stretch in front of between Dehnhoff and Cottage and which gets really deep and inundated. Yeah, That's not part of this project **Maria Silsdorf:** No, not phase one. **Trustee Levine:** But that water will, will go towards Dehnhoff and it will drain out. **Mayor Mallott:** Okay, let's. hold on here, hold on. Come on Maria, one more question.

Maria Silsdorf: I have two more questions. If there was no if there was no restraint based on not having the businesses have to raise their buildings, what would the actual elevation. Increase speed that the engineer just referred to. He said that they've modified what they're doing in terms of raising the streets in town so that the businesses don't need to raise their buildings. If that was not a restraint, what would we be looking to do? Would it be dramatically different? **Mayor Mallott:** Yeah, everybody would be like the height of Rachel's. **Maria Silsdorf:** I'm not asking about the height of Rachel's. I'm asking about the height of the streets, what I walk on. **Mayor Mallott:** Well, what would the height of the streets be? **Maria Silsdorf:** That's what the engineer said, that the pitch improvement in the streets is somewhere from two inches to a foot based on not having to increase the buildings. **Mayor Mallott:** Tom do you have an answer here for this lady? **Tom Schaeffer:** I mean in an ideal world, you would be several feet higher. But it's not it's not practical. It's not practical. **Maria Silsdorf:** Not practical to Marco's point. And then my final question is, why was this a special meeting with, like virtually no notice? I don't understand that. This project, I think it's important. I think I'm in favor of it. **Mayor Mallott:** This was scheduled for the last. **Maria Silsdorf:** But seven years later? **Mayor Mallott:** This was scheduled for the last board meeting. Okay. It was on the agenda. **Maria Silsdorf:** I know. Number 19. **Mayor Mallott:** We found out that we didn't have enough money for it, that we had to borrow a few more dollars for it. We decided to do as an emergency so we could get this project off the ground. **Maria Silsdorf:** Okay. **Trustee Levine:** You're welcome. **Maria Silsdorf:** It would could add a little more notice. Thank you for your time. **Tom Schaeffer:** Mayor. If I could just add to that. **Trustee Arment:** Sure. Go ahead. Go ahead. **Tom Schaeffer:** Yeah. You know, one of the as I mentioned before, we're trying to get this constructed during this winter season. So part of the reason that we're anxious to get the contractor on board is to allow them to start ordering all the materials that are going to be needed for the project so that they are ready come October. So, every day matters if we're trying to hit that that day. **Maria Silsdorf:** Thank you. **Mayor Mallott:** Thank you, sir.

Andrea Nimberger: Andrea Nimberger, Wilmot. So and Tom, I appreciate what you just said, but since this is the first time that any of the citizens are actually hearing anything about the reality of this product project. **Mayor Mallott:** These were there was presentations in the community house, I did it myself in the city. **Andrea Nimberger:** Jimmy, I'm not attacking you. I'm not attacking you. Okay? I live on Wilmot. I want to know how it's going to affect the people that are west of where the project is ending. **Mayor Mallott:** Nothing's going to change until we get the money to do that. **Andrea Nimberger:** Okay, so we just requested \$150 Million dollars. If this project we think is going to cost \$14 or \$14.5 million, why reach for the stars? Why not finish this project, get another \$14.5 or maybe \$20 million instead of going for an amount that's almost inconceivable. That does not make sense to me. And why should the people on the west side of town and it will affect us and it was never going to Wilmot or Surf anyway. We pay taxes. Why was this project never going to Wilmot or Surf? Why was it ending? First to Dehnhoff and then Ocean Road? Tom somebody.

Tom Schaeffer: So yeah, my understanding is that the limits at Ocean Road based on the survey, it appears that if I recall correctly, that Bay Walk in that area is pitched from Wilmot to Ocean Road. So, anything from Wilmot I think was

designed to flow towards Ocean Road. **Andrea Nimberger:** Have you ever walked on Wilmot after the rain? Because I usually have five inches outside of my house that goes all the way up to Midway, and if you ever walked in front of the pantry after the rain is what a pitch is, come on. I mean, it is not the project, really. And I know we've waited forever to do this. It should be the whole town. And there should be a way to figure out how to do the whole town and not just satisfy half the taxpayers. **Mayor Mallott:** We're trying to do the best we can. That's all we can do. **Andrea Nimberger:** Well, I honestly. **Trustee Hargraves:** I think the streets have to be included. **Mayor Mallott:** Listen, Wilmot was raised. Richie, When did we raise Wilmot? **Richie Schelling:** Oh, that was a long time ago. **Mayor Mallott:** Yeah, it's been raised. It was the driest street in town. Now the water is coming in again, and it's a wetter street. And it needs to. It needs to be raised. **Andrea Nimberger:** It is it does. **Mayor Mallott:** It needs to be raised, not drained. **Andrea Nimberger:** Okay. Again, I'm not an engineer. Okay, Jimmy, I'm for change. I'm going to continue talking. You always tell me to leave. This is very important to the west side of town also. It is not. **Mayor Mallott:** There's nothing I can do about it now. **Andrea Nimberger:** Well, then, maybe whether it's the board, I don't know who's going to be voting. But maybe it needs to be a vote before the dictatorship just decides that this is what's going to be done. That's all I have to say. **Mayor Mallott:** Thank you. **Mayor Mallott:** Yes Bob. **Bob Stack:** Bob Stack Ocean Beach Walk. I applaud you for your getting this done. I've been on the downtown rehabilitation committee with big bucks. Now it's. I applaud you. I just want to know who what kind of pavers will be used or is it going to be solid concrete slabs? **Mayor Mallott:** It's going to be cement again. **Bob Stack:** Is there plans to go in the future with pavers. **Mayor Mallott:** Pavers because of the amount of water that we get in in this town and the freezing that we get in this town? Pavers wouldn't work here. **Bob Stack:** Okay. Okay. Thank you. **Mayor Mallott:** they pop up.

David Lipsky: Dave Lipsky I think I've been saying that about pavers for quite a while. Anyway, just want to reiterate the comment about no notice on this public meeting. I really think it sort of violates the spirit of the open government law to, you know, to put a notice out. And one of the days was a Sunday. So, posting it on the post office, which hasn't actually occurred because I checked, it's not at the post office putting a notice at the village office. Where you've not working on Sunday really gives people a lot of people just a little bit of notice. Um. I think there hasn't been any discussion about the evaluation criteria that was used to select the lowest bidder. Was it just on price? I see in some of the background documents that they were also considering the bidder's qualifications and performance on other jobs. I know that and be evaluated it, but maybe the representative can talk about what other criteria. Have been used to evaluate the lowest bidder and why that was selected. Was it on the price of materials, the price of labor? Um, what Tom.

Mayor Mallott: Tom, will, can you address that. **Tom Schaeffer:** Yeah, sure. So obviously price is the main one, but we also met with the bidder to make sure they understood all the requirements, in particular the schedule. We actually have worked with the low bidder on a project in the past and we had a good experience with them. But then we also called 1 or 2 of the references that they had provided to us, and we also received positive feedback. So, we found no reason not to move forward with the low the low bidder for this for this project. **David Lipsky:** And does the low bidder have experience working out on Fire Island or other areas close to the shore like the. **Tom Schaeffer:** Low bidder has experienced doing this type of utility work on the south, on the south shore, not in particular on Fire Island.

David Lipsky: So, you're confident that he's fully evaluated the fire island factor correctly and the problems of getting supplies in and out? And I know part of the requirement is that they are responsible for getting rid of any of the dirt or materials dug up out of the ground and debris. And is that going to be the trucking, the materials out from the sea shore or will it be through Fire Island ferries? Have they adequately addressed the cost? And there's also some requirements in the grant in the document on the bid document that there's a lot of uncertainty. So, they're not. So, the village has said we can only provide information about what's underground for you to do the bidding based on our best information that we have on hand. But things may change in the future as you start exploring the underground work. So how confident are we that? The general contractor can meet the already more expensive \$12 million dollars.

Tom Schaeffer: Yeah. So that was actually the main point of our discussions with them, was to go over a lot of a lot of the items that you just mentioned as part of the bid document. They're required within, I believe it's the first 45 days. It might have been 60 days. I have to double check, but they all required to come out here and do test pits. That's where they dig a couple holes where some of the proposed alignments are just to confirm that the alignment is good. And part of that is for exactly what you're saying is so that we get any unknowns out of the out of the way early in the project and we can redesign anything if necessary right at the beginning of the project. We don't want to wait six months in and then find out, Oh, there's a pipe here that we didn't know about.

Mayor Mallott: We've had a lot of experience with that here. Build in this build and build and windswept build and rebuilding the sewer plant, rebuilding the new wells. The as you well know, the greatest thing here is there's been no gas stations here. There's no cleaners here. **David Lipsky:** There was a gas station. **Mayor Mallott:** There used to be. And we were scared when we were building this building that we would see a rainbow in the water. Luckily, we did not. So there was no reason for the for any further work in that area.

David Lipsky: So. So, we really think this is going to come in at the \$12 Million or whatever the bid price was. **Mayor Mallott:** We're going to get this part done for the \$14 million that we have. **David Lipsky:** So, I had another question about backflow. My understanding is that the green infrastructure will pump water through into the into the gravity system. **Mayor Mallott:** It'll be a gravity system to. **David Lipsky:** That point, to. **Mayor Mallott:** The to that point. And it will go through a. **David Lipsky:** Force main up to through. **Mayor Mallott:** The filters and back out into the bay. **David Lipsky:** So, what is preventing water from coming back? And particularly, I'm concerned with when the ferries come in at high tide, whether there's a pressure wave or just the high tide. That's gonna force. **Mayor Mallott:** Tom can you address that.

Tom Schaeffer: There is. There is going. Yeah. So, yeah, nothing is pumped in until you hit the pump station. From the pump station, there's going to be an inline check valve within the force main that will not allow any backflow within the system. **David Lipsky:** And will the check valve be interfered with in any way by seaweed and other things that are floating in the water? **Tom Schaeffer:** No, because we're also proposing a like a duckbill type system on the exterior of the pipe. And so we kind of have like we have some redundancy built in. **Mayor Mallott:** And there's a clean out. There'll be a clean out system. Right, here too. **David Lipsky:** Okay. I think I have another question, but I'll ask it.

Jonathan Jossen: Hello guys, thank you for taking my questions. Um, so and these are for the engineer. Um, so it's 300 days, is that it? So, it could possibly be two seasons. That's what I'm not understanding. So come May, not April, they're going to pack up and the tennis courts will be replaced. **Mayor Mallott:** We hope so **Trustee Hargraves:** in kind. **Jonathan Jossen:** So, the engineer that was a question. The engineer was a question. That was a question for you. Come April, and we're still not done because of the weather. I mean, we have very difficult weather most of the time out here. What would happen if you're not done in April? **Tom Schaeffer:** They have to repair it in kind. **Jonathan Jossen:** To the tennis courts and the wagon park. What? **Tom Schaeffer:** They have to repair it in kind.

Jonathan Jossen: Okay. So then through all that, because most people come out, there's people that live here all year round and people come out through November. Where will the wagons go? **Mayor Mallott:** We'll have to make some kind of other arrangements for the wagons. **Jonathan Jossen** So that's a question to the engineer. **Mayor Mallott:** It's another it's another construction question. We don't know where this construction guy is going to start yet. You may say, listen, I don't need to get to the wagon park yet. Maybe we'll take part of the tennis courts and make that a wagon so that he can do the work that he needs to do in the wagon park. And then it's a construction. **Tom Schaeffer:** Part of the pre-construction meeting agenda with the contractor is to get that kind of information, to get more detail on exactly what type of space they need it and when. So as the mayor was saying earlier on in the in the project, they might not need much space. But in the heart of the project, when there's a lot of work going on, then maybe they need a lot more space in that in that area. That's part of what the information will have to get from the contractor.

Jonathan Jossen: Just two more questions. So, this the contractor, did he do work on Long Beach? Was he out there? **Tom Schaeffer:** That was. I'm unaware of any work that he's done in long, Long Beach. **Jonathan Jossen:** So but he's done he's worked with these this filtration system. **Tom Schaeffer:** He has done utility work, stormwater work, not I don't know what type of systems have been specified on some of his projects. They may be similar type systems, but I can't say for certain that it's exact model type. No. **Mayor Mallott:** No he wasn't Long Beach contractor. **Trustee Arment:** No Long Beach has a similar system. Yes. And they love it, by the way. But yeah.

Jonathan Jossen: You know, we're a different animal than Long Beach. I went and saw I went and saw the system they put in. I looked at it and, you know, it's just we're a barrier beach. We're susceptible. Their town is not susceptible, you know, like we are. But that was that one time. We have this problem every week, you know, so we're a different animal. **Mayor Mallott:** The mile that they replaced was in the same had the same problems that we had. **Jonathan Jossen;** You know, I know we have a problem and I hope it works. The only other thing I have to say, Ian, I really appreciate you listening, but my last question is, we can't poo poo a \$10 million no interest loan. You can't. I mean, but it's not you can't be flippant about \$10 million **Mayor Mallott:** We are no flippant about it. **Jonathan Jossen:** Okay. Because it's a lot of

money. **Mayor Mallott:** I know it a lot of money. **Jonathan Jossen:** And we're going to all have to pay it. **Mayor Mallott:** I know. **Jonathan Jossen:** Okay. Thank you very much.

Lisa Lowe: Hi, how are you? Lisa Lowe. I had a question and I think it's probably more for the engineer on whether they did a levelling up document where they actually did a comparison with what each bidder put down and why they put it down. I understand from listening to his response that they were really just looking at the low bid. And because they had worked with them, they thought they were the right firm. But I'd really like to know why the bids were about \$2 million and an additional \$2 million above and what the difference is between the bids that would have made the one bid about \$2 million more and then \$4 million more.

Tom Schaeffer: Yeah, I mean, yeah, I mean many, many. There are three different bids that came in for the general work. They were all depending on which item you were reviewing because this is a bid item. Bid item bid. Um, you know, we had over 20 different items. There was no similarity where in each, in each bidder. Let's say item ten. Let's say the pump station where each bidder had that that item much higher than the other items for the second bidder, they might have had one item much higher than, than the first bid. But then with the third bidder, it was a different item. So, when we're reviewing the bids, we're generally looking to make sure it is a balanced bid, that there's no item that looks out of at a place where the contractor is trying to maybe front load money within their within their bid. We didn't see anything like that in the bid, but there was there was no one item that I can pinpoint and say, oh, this is the item that the contractors all priced very differently. **Lisa Lowe:** Okay. And then one last thing. Rather than test pits, I would really strongly recommend that you soft dig in vacuum rather than a test pit so that you don't break anything if it's there. **Mayor Mallott:** Thank you. **Trustee Arment:** Let's do in person first and do.

Bob Bachner: Yeah, Bob Bachner now to 269 Wilmot, first of all, thank. Can you hear me close, sir? Thanks. Okay. Thank you all for your work. And Jimmy, thank you so much for figuring out how to get this done during the winter. If this can actually be done from October and end in April, it will be a miracle. But I'm hoping you can pull it off. At the same time, we do understand that that fence will be taken down and some part of that tennis court will be destroyed as it's being put back. I want to point out some of the things that are going on for tennis players on this island, that if it can be corrected at the same time, it would be super. So, on the side of the south, the tennis courts have ledges that are sometimes as much as two inches on the left side of both of these courts, if possible. When these courts are being repaired, someone can go out there and take a look at this and instead of just putting the carpet down, flattening out the surface, that would be killing two birds at one stone. And again, thank you for getting this done. **Mayor Mallott:** We'll do the best we can for the tennis court. Thanks.

Phil Potter: Hi, I'm Phil Potter. I'm on cottage. Um, and I'm an avid tennis player. I'm out here, you know, every day I'm here. I'm there. Uh. So. If this project is theoretically going to go through 300 days and let's say they will be delays because there always is delays. What is the possibility of, say stopping work at some point and that effectively putting some type of temporary boardwalk or wood covering over it to be able to use this wagon park again when high season comes along? It seems to me that there's probably going to be some type of access anyway to the to the pump stations. Right? I don't know. I don't know what that looks like at, you know, at street level. Once the once. **Mayor Mallott:** The street level there will be metal trap doors. We'll be able to open **Phil Potter:** The trap doors like the restaurants in New York City or. **Mayor Mallott:** It'll be the wagon park will be fine. We're going to do the best we can for the tennis court. If it comes to putting money into it, I'm sure we can find the money to put into the tennis courts to make them usable. We want a new fence around the tennis courts. We want to make the tennis courts as safe as we possibly can. We want one flat wagon park so there's no steps, no fences, no anything else so people can get in and out. That's our that's our ambition. Yeah. To get this done this year. **Phil Potter:** No, and I appreciate that. I mean, for a village of 600 homes in a that is gentrifying at a pretty rapid rate, it feels like to have only two tennis courts. You know, seems like a shortage. **Mayor Mallott:** We've looked at lots of places, from what. **Phil Potter:** I understand, but I appreciate the commitment to the two tennis courts because that was in doubt at various points during this project planning. But I think that when it comes to next season, it would be really nice to have some contingent plan in place to deal with the fact that we're going to need a wagon park and we're going to need these tennis courts. **Mayor Mallott:** We'll cross that bridge. When we get there, we'll know. **Phil Potter:** Well, I mean, we'll know. I mean, I guess it's my question to the to the engineers is that could if the if they're working on this project, it's not done. I mean, we're going to come up against July 4th at the very least in terms of construction, but perhaps Memorial Day, is there possible to cover up the work that's been done with like a wood structure that people can park their wagons all over and what have you.

Trustee Levine: For the I believe what the engineer has said and what the mayor has said over and over is that they have a stop dead date, that they have to stop working. And at that, from that point on, this will be a restored area, maybe a temporarily restored area, but it will be an area that that will be usable for wagons and for tennis. That's the goal that the board is living by right now. And that's what our engineer is saying and that's what I believe at our meeting that we have coming up. We will be talking with the construction company and they will be made aware of this and told what their restrictions are. **Phil Potter:** I understand, but that doesn't really answer. My question is let us assume that they can't get 300 good days of work in okay. And that they have to stop by. Have to stop by Memorial Day. Let's say the village says they can't do any more construction around here. You know,

Trustee Levine: I don't want to talk for the mayor, but I think, you know, he started this meeting saying by it's not realistic that they're going to finish. Well, I'm not saying he didn't say that. I'm saying that it's not realistic that they're going to finish in one year. So, they will be stopping leaving and then coming back the following year to finish. But I believe everything will be usable for next summer. **Phil Potter:** It that is the plan. **Trustee Levine:** I didn't mean to put words in your mouth, Mr. Mayor, but that that's the plan. Okay. Okay. Excuse me. (cross conversation)

Phil Potter: And then lastly, is there is there a possibility of creating some type of committee of tennis enthusiasts to have a voice in what does happen with these courts in terms of like, you know, I'm sure there's lots of price points on remediation. Um, you know, funds can be raised. Hopefully the taxpayers will kick in something here. But, you know, we'd like there to have a voice in this process rather than a bunch of executive decisions being made about, Oh, we don't really need this big of a run out for tennis or, you know, we're going to do this or we're going to do that. It would be great to have the people that use the facilities, care about the facilities, have input on what happens and what changes and be part of the process of raising additional funds if it goes beyond the budget of the village.

Mayor Mallott: We'll certainly keep that in mind. **Trustee Arment:** Thank you. Yeah, we aren't at that point yet, but when that point comes we will definitely take input. **Joe DiFrancisco:** So let me just. Can I just hold on? Excuse me. Can I just add something? It's not it's not just a plan for them to restore it and have it fixed. They're contractually obligated to do that. Tom, correct me if I'm wrong. **Phil Potter:** Contractually obligated to restore it to its current state. **Joe DiFrancisco:** Correct, Yes. **Phil Potter:** which is a death trap. I mean, there are huge ledges out there. People trip and fall and skid and slide. **Joe DiFrancisco:** But you said that, you know, come May, is this going to be usable? Yes. They're contractually obligated to make it usable. Okay. If they're not even if they're not finished with the project there **Trustee Levine:** if they tear apart the tennis courts because they have to do work, they're not going to put it back at two levels or cracks in it and stuff like that. It's going to be a clean surface. It might not be. **Phil Potter:** Why not the best surface properly? While we're at it, **Trustee Levine:** we can talk about that, Phil?

Tom Schaeffer: It also comes down to what the grant actually allows the funds to be used for. Just, you know, this is a sewer and stormwater grant. **Trustee Levine:** Phil, we could talk about doing some fundraising and stuff like that and maybe getting the community fund involved or see what we can do.

Paulette Mann: Hi, I'm Paulette man. Ocean Beach. Thanks for having me. Just to piggyback on the tennis idea, a contingency plan just in case it doesn't happen, can we use the summer club courts or have some sort of reciprocity? Which Seaview, You know, listen, I'm serious What, are you going to kick me out? **Mayor Mallott:** Well, I don't know what to tell you. It's summer Club traditionally has been uncooperative as far as sharing their tennis court. The same as Seaview. Have been uncooperative as sharing their tennis courts. **Paulette Mann:** Okay, so if we propose not sharing but some sort of monetary compensation, in other words, we take times that are not passed those courts and give you all the time. They're not being used all the time. **Mayor Mallott:** I'll reach out to the summer club. I'll reach out to Seaview and tell them to call you. **Paulette Mann:** Seriously, I mean some sort of contingency plan just in case. **Mayor Mallott:** I wish, We've been in contact with both of those hamlets and asked them for tennis time. They've traditionally, they've refused.

Paulett Mann: Okay, so if we get together, if we get a group together to storm the building, would that be a potential solution? **Mayor Mallott:** If you ask me, I would say no. (inaudible) **Trustee Levine:** We can't hear you. You gotta step up to the mic. **Trustee Arment:** Can we can we have one person at a time, please? **Paulette Mann:** Oh, she's saying I'm ridiculous. Okay. Say to the village. **Mayor Mallott:** Thanks, Paulette. **Chris Brahe:** Just one small. **Mayor Mallott:** Paulette, Thank you.

Chris Brahe: That's just one small thing in regards to the tennis. And I agree that the funding is obviously the priority here. When we do go through that process, can we just look at the option of that versa court? So before they put that back on there, the versa court can be, I think, easily put down and then easily removed since it does sound like you're going to have to do that at the end of summer of 2024. **Mayor Mallott:** We'll look at all the options, Chris. **Chris Brahe:** Because that just helps with the whole pickleball and all that stuff. So anyway. **Trustee Hargraves:** That is one of the things that we've spoken about since the beginning. Yeah.

Lisa Lowe: I have one more question. Is there a remobe (?) fee that they put in their bid? A remobe (?) fee, because if they have to take everything off island at the end of April because they're not able to finish. **Mayor Mallott:** I think that's in the contract? Yes. **Lisa Lowe:** Is it in the contract a remobe(?) fee? **Tom Schaeffer:** It would have to, depending on the delays. It would have to be negotiated with the contractor. **Lisa Lowe:** And do you know how much the existing mobe fee is for them to come the first time around? **Tom Schaeffer:** No. It's built in to their to their price. There is no there's no separate item. **Lisa Lowe:** If they do have to come back a second time, are they going to actually repair in kind? And there's nothing in their bid about replacing the wagon park. So, I'm assuming it's Richie and his group doing that. My question would be, are they going to leave it as is because they're coming back or are they going to have to do it twice? And what's the cost associated with that? Sorry. No, **Mayor Mallott:** thank you. **Tom Schaeffer:** So they would not be able to leave it without repairing it. So, there is no leaving it in an unusable state. It's not safe. It's not something that they're going to be allowed to do. **Mayor Mallott:** Thank you. (inaudible)

Beth Berns: Hi, Beth Burns, quick question. Who's supervising the construction on behalf of the village? Is Tom. Or are the elected officials? Or what's the process for the us to make sure **Mayor Mallott:** The engineering company will be providing to somebody to oversee the project on a daily basis. **Beth Berns:** Thank you. **Trustee Levine:** Thanks. Got a couple people online. Okay. **Trustee Arment:** We'll do in person first and then we'll go to Zoom. Yeah. Sorry. Yeah.

Shelly Phillips: Shelly Phillips from Wilmot Road. I realize Andrea's concerns. I live on the same street. And Dawn, it's so nice to see you there also. So, I guess my question is to all of you, but to Dawn in particular, because now you're you know, you're physically there. I don't know if you have been before, but I see you all the time now because it seems like Wilmot didn't use the flood. We were one of the first streets, as you pointed out, to be razed 100 years ago or whenever it was. **Mayor Mallott:** It wasn't that long ago, **Shelly Phillips:** I noticed. Okay. Since then and also Wilmot Road is also known to be below sea level. Okay. So, we're the quickest place. We just get water like our property floods. Okay. Just when there's a little rain. Um, so I'm really wondering because I don't normally attend the meetings, I usually do zoom and I listen in and I think I'm pretty, somewhat educated on what's going on. But when Andrea pointed out is something that's probably also been a concern of mine that I thought might have been addressed, but now I'm seeing maybe it's not because the west end of town is not really part of the project. And over the years with what's going on with the environment and everything, Wilmot started to flood. The last 2 or 3 years right in front of my house. It's not as bad as some of the houses close to. **Mayor Mallott:** Wilmot has to be raised again, right? You have to go on top of it again. **Shelly Phillips:** Well, that's. Yeah, because. I've just also noticed when some of the other streets were raised, like the first year, even Ocean Road was raised, when you come around past the camp, that street is raised. And then the minute that you turn onto Wilmot, there's it. It goes down. **Mayor Mallott:** goes down. Remember when we did that from the from actually it was from Ocean Road. And then we raised it in front of Frankie's house there around the corner all the way to the end of Surf Road, the corner of Surf Road. We lifted three feet. **Shelly Phillips:** Right. **Mayor Mallott:** And that for, for the Bay Walk there, remember that used to be just as flooded. **Shelly Phillips:** yes, but it does. **Mayor Mallott:** more flooded than Wilmot. **Shelly Phillips:** Right. But it still does. **Mayor Mallott:** Most of the water that was as on Wilmot would come down around that corner. **Shelly Phillips:** And also went over to surf right around that bend there. **Mayor Mallott:** Wilmot needs to be raised. We did a little bit of. Uh. We did a little bit of Surf Road and we stopped. There's a little transition there where there's a because we, we didn't have the money to go all up the street, but that street needs to be lifted and probably a little higher than the from Midway. You see where Midway comes in, it dips down. **Shelly Phillips:** And Upper Wilmot is also on an incline, so everything goes down. So that's why between that and just the ground being more saturated and being below sea level and all these things where the new target area and beyond, just being concerned for my own property and your property and Andrea's property and anybody who's on lower Wilmot, this is a big project and we all care about this town. We want to see the problems at least begin to be solved. So, if that's a possibility that that needs to be more looked at. I guess that's my concern. More looked at because. **Mayor Mallott:** We're aware of it. **Shelly Phillips:** It's different than it was two years ago, three years ago, five years ago, ten years ago. And that's it.

Trustee Hargraves: Shelly, thanks for, um, for speaking to. I actually live in the dip. Right, right there. Yeah. So, and actually, I think I responded to I'm not sure if it was Andrew or not, but whoever else spoke is I think those last two streets have to be included also. It doesn't make any sense. Why would we address every other street in Ocean Beach and not the last two? Right. We're doing it. Let's do it right and complete.

Maria Silsdorf: Can we just clarify, are the other streets including in this project. **Mayor Mallott:** excuse me. **Maria Silsdorf:** Are the other streets included in this project? This is just bay walk, right? **Mayor Mallott:** Just bay walk. **Maria Silsdorf:** So like, I mean, the sewer. **Mayor Mallott:** Everything comes down to Bay Walk **Maria Silsdorf:** Right, but so this project that we're talking about today requesting additional money for doesn't impact any streets. (inaudible) **Maria Silsdorf:** The actual residential street like so we're talking about I know where Shelley lives, where John lives, where Andrea. That's on Wilmot Street. That's not on Bay walk. **Mayor Mallott:** No, **Maria Silsdorf:** this project is only Bay walk **Mayor Mallott:** correct. **Maria Silsdorf:** So, it's not like we're doing Bungalow and Cottage and Ocean Breeze and not Wilmot. We're not doing any streets as part of this project. **Mayor Mallott:** The water flows this way. **Maria Silsdorf:** Of course it does on every street. **Mayor Mallott:** So, that's what we're trying to do. We're trying to attack down here first **Maria Silsdorf:** And I get that. But I just want to clarify. It's not that is being excluded. There's no streets being addressed. **Mayor Mallott:** No, we have. A lot of the streets were, you know, how much cement work we've done here. There's a lot more that needs to be done. You know, the Midwest done. Everybody saw what happened. Did the transition of Midway last week, the transition on Midway. Okay. We finished razing Midway. We went from the school. We went to cottage. We couldn't finish from cottage to the end of town because we have a problem with the firehouse there. The firehouse is below grade, so we can't lift the sidewalks there because all the water will go into the fire department. So, what we're looking to do and what will happen now is when the new well is finally done on Bayberry, the drain will be put into to into this system that will pump the water out. Then we can put a direct drain into the firehouse and not worry about water getting into the firehouse and finish the midway walk. And then the transitions on all the streets that are here. This will be part of this project. The transitions all changed really quickly. **Trustee Hargraves:** I just clarify what I was saying. This project ends at Ocean Road, so even Bay walk is not addressed in the second part of this down near Wilmot. So my. **Mayor Mallott:** Bay Walk as just that was just raised right. **Trustee Hargraves:** Right but my point, you're doing it. **Mayor Mallott:** Your street was not raised okay. Midway was raised and it pitches down to Wilmot. Bay walk was raised and it pitches down to Wilma. The whole of Wilmot needs to. **Trustee Hargraves:** Know I live there. **Mayor Mallott:** The whole Wilmot needs to. **David Lipsky:** The project ends on Dehnhoff though. **Trustee Hargraves:** I live in a puddle Correct. Right.

Tom Schaeffer: If I could chime in. So, the intent is while the village has this current grant and interest free loan, the pump station is the most expensive component of the project. Once that is constructed, the village will have the opportunity to extend the limits of the collection system as needed to send flow to this pump station. So, we always knew that this project would have to be done in in phases just due to the limited construction window. Um, but essentially putting in the pump station in this phase that was part of the rebid process was making sure that the pump station got in, got in into this phase of the project so that the village would have the ability in the in the future to connect additional areas as needed. So, the areas where we originally by Wilmot, that would not be a big deal to extend the pipe another block to pick up that area.

David Lipsky: Dave Lipsky, Several minor points. Tom indicated that or the mayor indicated that the there was going to be no work on the wastewater collection system. But isn't there still a problem with leakage from, like, Scott's place? It stinks of sewage when there's a lot of rainwater. And I don't know if that's a leak on his on his pipe. **Mayor Mallott:** That's not on village property, that's. **Dave Lipsky:** That's not from the village mains. **Richie Schelling:** No, no. **David Lipsky:** Okay. But while you're. (inaudible) **Richie Schelling:** maybe that's personal, but Village lines are plastic lines they put in. Maybe here and there. **David Lipsky:** Well, and in any case, if we have a lot of stormwater coming in and there's no fixing of that of his own main, then we still have a lot of microbial stuff. **Mayor Mallott:** Your point it well take, thank you. **David Lipsky:** So, that should be fixed and the village should. Second point, which I've raised before, is to take a harder line with Seaview. Um, now is the time to plan for what's going to happen in the beginning of the summer or in the late spring when we start to have more crowds and more people coming out here and with a wagon park that's not, you know, usable, I think we should go back to the idea of having a permit. Open to only Ocean Beach residents. And anyone from Cebu. Tough break. They have a wagon park. There's a clear sign that says, you know, not available to anyone else. Same thing with the summer club. Or negotiate with them. Use of the tennis courts and use of. The other tennis courts in return for, you know, a little more usage in Ocean Beach. And the third thing I think you should be considering since this is all about stormwater, is to consider a stormwater fee based on the amount of impermeable surface

at the various properties so that all of the stormwater that is generated, particularly in the village, because there is no permeable areas for the most part pay a fee that's larger than people who have vegetation on their property to soak up some of the groundwater. **Mayor Mallott:** Thank you. **Trustee Arment:** Thanks, David. Thank you.

Beth Jacobwitz: Hi Beth Jacobwitz. You had said the west end of the village isn't going to get any work done for a couple of years. I would just ask that someone take a look at the sidewalk on the corner of Bungalow and Midway. I mean bungalow and town. It's so broken up and it seems impossible that it can stay that way for years without someone getting hurt. **Mayor Mallott:** We're going to try and do some improvements down there this winter. **Trustee Hargraves:** Thank you.

Trustee Arment: We have hands up on Zoom. **Trustee Levine:** Judy, you're the first one. **Trustee Arment:** All right, Judy, go ahead. **Judy Steinman:** Hi. Um, I really appreciate the zeal of the tennis players, but I'd like to get back to the main focus of this proposal, which is going to run somewhere around \$150 million. I live on the north end of Surf View walk. I've watched my flood insurance premiums go up even as I raised my house because my house has been flooded several times. That leads me to ask where will the drains be and how will they be pitched? **Tom Schaeffer:** Right now, the current project only includes drains within the downtown area. **Judy Steinman:** So, what happens to water that accumulates, let's say on my walk and the bay walk, which is often impassable. **Tom Schaeffer:** So, the system right now, my understanding is a lot of the walks towards the downtown area are pitched towards Bay Walk. We are not. **Judy Steinman:** I'm not toward the downtown area, the most eastern street in the village. **Tom Schaeffer:** That would have to be part of that, a future project which is not part of this this project. So that has not been designed yet. **Judy Steinman:** So how many drains are you putting in and where are they located? **Tom Schaeffer:** They're all within the downtown area. There's at least ten new ones getting put, put, put in. **Judy Steinman:** Now, are they distributed? Are they close to the waterfront? **Tom Schaeffer:** They're all within the walks. They're all going to be the new low spots within the walk so that everything drains right? Right to them. So it varies there. You know, we have we have there mostly near the intersections. That's predominantly where they are being placed. But then you also have a couple going up by the tennis court area, also **Judy Steinman:** So it isn't only the west end of the village that's being neglected. Um, I feel like I am not going to get very much benefit from this project and it's a hell of a lot of money to spend. Thank you.

Trustee Arment: Thanks, Judy. All right. Any other hands up? George Eastman. Go ahead. **George Eastman:** Thank you, Can you hear me? **Trustee Arment:** Yes. Um, I'm just making an observation on the on the tax side, which we started with, and then we went into the thing. Right now, it appears to me with about 600 houses and \$10.5 million, it comes in just a shade under what Jimmy had estimated at 500 per house for 40 years, which represents at least applying to mine about a 4% raise, you know, permanently, at least for the rest of my life, although I expect that 120 to sign off on it being done. Um, but if we continue with, you know, our 2 to 2.5% annual raises, um, I think we need to consider as we move forward how quickly the rule of 72 comes in and as we start to get into a 2% and 4% increase over time, you know, we could see the taxes double in, you know, 12 to 16 years or so. I think we need to be careful in terms of how we're anticipating other traditional annual raises to our cost of the village. All right. Thank you.

Trustee Arment: Thanks, George. Any other hands? **Mayor Mallott:** No. **Ken Gray:** It wasn't even a public hearing so we don't need to vote to close.

Ken Gray: Uh, item number five resolution of the village of Ocean Beach, adopted July 20th. 23, amending the Bond resolution adopted April 9th of 2016 relating to the sewer construction of improvements to the village sewer collection system.

(Recited the Resolution below)

Ken Gray: Is there a motion? **Mayor Mallott:** So moved. **Ken Gray:** Is there a second? **Trustee Arment:** Second. **Ken Gray:** All in favor? Aye, aye. **Ken Gray:** Any opposed? **Trustee Hargraves:** I'm voting yes, but my preference would have been for us to do this differently to include the entire project at one time. Don't like it was done. I also am asking that this board be provided with all of the relevant information prior to the meeting, not just before it. As well as whatever documents that we're discussing, should also be posted, please.

ACCEPT & APPROVE RATIFICATION OF BOND RESOLUTION FOR PHASE I SANITARY & STORMWATER IMPROVEMENT PROJECT: Resolution No. 2023-099: Mayor Mallott moved as follows:

RESOLUTION OF THE VILLAGE OF OCEAN BEACH, NEW YORK, ADOPTED JULY 24, 2023, AMENDING THE BOND RESOLUTION ADOPTED ON APRIL 9, 2016, RELATING TO THE CONSTRUCTION OF IMPROVEMENTS TO THE VILLAGE'S SEWER COLLECTION SYSTEM

Recitals

WHEREAS, pursuant to a bond resolution adopted on April 9, 2016, the Board of Trustees of the Village of Ocean Beach, in the County of Suffolk, New York, has heretofore appropriated funds and authorized the issuance of bonds to finance the construction of improvements to the Village's sewer collection system, including replacement of existing sewer lines and installation of a new stormwater collection system, at the estimated maximum cost of \$12,500,000; and

WHEREAS, it has now been determined that the estimated cost of such project shall be \$14,500,000, and it is in the public interest to increase said appropriation by \$2,000,000;

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 adopted by the Board of Trustees on April 9, 2016, entitled:

"Bond Resolution of the Village of Ocean Beach, New York, adopted April 9, 2016, authorizing the construction of improvements to the Village's sewer collection system, stating the estimated maximum cost thereof is \$12,500,000, appropriating said amount for such purpose, and authorizing the issuance of \$12,500,000 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 APRIL 9, 2016 AND AMENDED JULY 24, 2023, AUTHORIZING THE ISSUANCE OF BONDS IN A PRINCIPAL AMOUNT NOT TO EXCEED \$14,500,000 TO FINANCE THE CONSTRUCTION OF IMPROVEMENTS TO THE VILLAGE'S SEWER COLLECTION SYSTEM, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$14,500,000 AND APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE

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 issue bonds in a principal amount not to exceed \$14,500,000 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance the construction of improvements to the Village's sewer collection system, including replacement of existing sewer lines and installation of a new stormwater collection system.

Section 2. The estimated maximum cost of the project described herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$14,500,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds in a principal amount not to exceed \$14,500,000 to finance said appropriation, and the levy and collection of water charges, assessments and/or taxes on 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 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness of the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 4 of the Law, is forty (40) 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 of this resolution, to publish or cause to be published, in full, in the official newspaper of the Village, having a general circulation within said Village, and posted in at least six (6) public places and in each polling place in the Village, a Notice in substantially the form appearing in Exhibit A hereto.

Section 8. The Village Clerk is hereby authorized and directed, after said bond resolution shall take effect, to cause said bond resolution to be published, in summary, in the official newspaper of the Village, having a general circulation within said Village, together with a Notice in substantially the form as provided by Section 81.00 of the Law.

Section (B) The amendment of the bond resolution as set forth in Section (A) of this resolution shall in no way affect the validity of any liabilities incurred, obligations issued, or action taken pursuant to said bond resolution prior to amendment, 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 therefor is defeated, the validity of the bond resolution adopted on April 9, 2016, shall not be in any way affected and shall remain in full force and effect.

* * *

The adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

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 & APPROVAL TO AWARD LOW BID PROPOSAL FOR PHASE I SANITARY & STORMWATER IMPROVEMENT PROJECT: Resolution No. 2023-100: Mayor Mallott moved as follows:

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/Madje 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.

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

HEARING OF THE CITIZENS: 3:52 PM

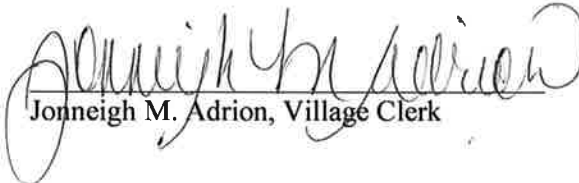
Ken Gray: Mr. Mayor. It looks like on the agenda there is a hearing of the citizens. I don't know if anybody wants to be heard. **Trustee Arment:** Yeah. Come on up. Come on. And while you're coming up, David, I just wanted to say on this on this motion, this project has been in the works for a long time, and I'm really glad to finally be starting it. You know, we have so much constant work that we're going to need to do for climate change resiliency, and this is a big step towards that. And I'm really happy that we're finally getting started on this.

David Lipsky: Yes, that's true. But when this project was first proposed, I believe the total cost of all four phases was more on the order of \$25 million. Now we're being told it's \$150 million. And at the same time, we have been talking about expanding the sewer district so that we would have more homes paying into the maintenance of the sewer and in the sewer collection system to help alleviate some of those costs. **Mayor Mallott:** We're still working towards it. **David Lipsky:** Okay. And also, we were told, I think. **Mayor Mallott:** We're kind of handcuffed with that. Okay. We're ready to accept more houses. The hamlets and the towns have to do the work that brings that sewage to Ocean Beach. And we'll take it accept it and charge for it to that. **David Lipsky:** Yes, I understand the politics are very difficult and may be impassable, but. Collectively, we have to start acting in an integrated fashion for water management. That's a buzzword that's being used. **Mayor Mallott:** I totally agree. **David Lipsky:** And. **Mayor Mallott:** You can lead a horse to water. **David Lipsky:** But they were supposed to be a. Um, a group that was forming a wastewater plan for Fire Island. **Mayor Mallott:** It was FIA. **David Lipsky:** Right. So where are they and how? **Mayor Mallott:** The FIA is pushing as hard as they can. They're working with the county. They're working with the state. They're working with the environmentalists. Adrian Esposito have been in touch with several times and they're pushing hard. They're going hard to the hoop. **David Lipsky:** Well, this this may need to go to the governor and other people because **Mayor Mallott:** I'm sure they're in the loop. **David Lipsky:** And we need to have a lobbying group of citizens, too, because \$150 million. For a small town of 550 homes and small businesses, and especially when we're getting all of these people coming in, using the services and we don't even get tax money from the sale of liquor and other things. And it's all focused on Ocean Beach and not, you know, the other communities are not providing anything. They're even, you know, getting lifeguard services from Islip. You know, we're getting nothing from Islip, so. And. Um, part of the States directive. Part of the DEC's general policy, you know, is for people under the long term waterfront revitalization plan to bring in the surrounding communities. So. Um, I don't. **Mayor Mallott:** I don't think now that the. **David Lipsky:** Alternative is \$150 million and that doesn't even include the cost that it will cost each homeowner to connect to the new wastewater collection system, which back in 2016 was something like \$10,000 per house. And it doesn't include all of the O&M fees. We've got to think about something different. We should have thought about it before taking this vote. And I apologize for not bringing this up earlier, but I think now is the time to re-envision where we're going with the larger plan, because that's a lot of money that's going to drive a lot of people. Who have been invested in this town for many years out of the town. It's

already been becoming too expensive to maintain. **Mayor Mallott:** Thank You. **Trustee Hargraves:** Thanks, Dave. **Laurie Bachner:** Hi Laurie Bachner I live on Wilmot. And I just wanted to ask, is there any penalties and contingencies in the contract if this contractor does not finish what they say they're going to do in the timely fashion that they say they're going to do it? Is that threatening in any way in the contract to protect us? **Mayor Mallott:** Tom, can you answer that question? **Tom Schaeffer:** Can you hear me now? **Trustee Arment:** Yes. **Tom Schaeffer:** Okay. Yes. There is a \$2,500 per day fine for each day. **Ken Gray:** Is that a daily fee. **Laurie Bachner:** That's it \$125 per day. **Tom Schaeffer:** No, it' \$2500. **Laurie Bachner:** Okay. And my other question is, in any townships, the commercial sector helps ease the taxes on the homeowners by paying their fair share and higher percentage in taxes for whatever projects, whatever is going on. Is our commercial sector going to be incurring any more percentage wise for this cost than all the homeowners? **Mayor Mallott:** No. **Ken Gray:** The village has one tax rate for all properties. **Laurie Bachner:** For all properties. Interesting, thank you. **Mayor Mallott:** Thank you. Move to adjourn. **Trustee Arment:** Second. **Ken Gray:** All in favor. **Ken Gray:** All right. The meeting is closed. Thank you.

ADJOURNMENT: Mayor Mallott moved to close the meeting at 3:55 PM. Trustee Arment 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