

MINUTES OF THE REGULAR MEETING OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF ATLANTIC BEACH
65 THE PLAZA, ATLANTIC BEACH, NY 11509

JANUARY 14, 2019

CALL TO ORDER

At 7:45 PM Mayor Pappas called the meeting to order.

SALUTE TO THE FLAG - led by Mayor Pappas

MOMENT OF SILENCE - Roberta Noble - passed away January 7, 2019
She worked in the village office for 22 1/2 years

ROLL CALL

Present were: Mayor George J. Pappas
Trustees Edward A. Sullivan
Andrew J. Rubin
Linda Baessler
Danae A. Muddiman
Village Attorney Charles S. Kovit
Village Clerk Emily Siniscalchi
Treasurer Herbert A. Klibanoff

Absent: None

REPORTS

- I. A. Police Activity Report – December 2018 - given by Police Officer Zanelli
- B. Atlantic Beach Rescue/Long Beach Fire Department Report - Nat Etrog
They have been very busy - anyone interested in joining the
AB Rescue come down Saturday morning to the AB Rescue HQ
- C. The Village Garden - Suzy Schneider - report attached
"A Community Garden for the Residents of Atlantic Beach"
- D. Beautification Report – Chairperson Dolores Friedel - absent
- E. Sanitation – Alan Jacobs - absent
- II. PUBLIC WORKS & BUILDING DEPARTMENT REPORT – Steve Cherson - absent
Report read by Village Attorney Kovit
- III. TREASURER'S REPORT – Herbert A. Klibanoff
As of December 31, 2018- General Fund \$1,379,273.11;
Capital account \$492,299.66; for a total of \$1,871,572.77
- IV. LEGAL – Village Attorney Charles S. Kovit - working on wireless telecom legislation

GOOD AND WELFARE

- Resident had various questions

RESOLUTION - Publish Legal Notice in the Nassau Herald
- Sanitation Contract - Advertisement for Bid

Trustee Sullivan moved the adoption of the following:

RESOLVED, to publish the following legal notice in the Nassau Herald

Sealed bids will be received by the Village Clerk of the Village of Atlantic Beach, Nassau County, New York, at the Village Hall, 65 The Plaza, Atlantic Beach, New York up until 2:30 PM local time on Friday, February 8, 2019 and then publicly opened at the meeting of the Board of Trustees at 7:45 PM local time on Monday, February 11, 2019 for the following:

- The collection, removal and disposal of garbage, rubbish, refuse and recyclables within the Village beginning June 1, 2019 for a ten(10) year term with option for additional five (5) years

The bid form specifications and information for bidders and proposed contract may be obtained at the office of the Village Clerk, 65 The Plaza, Atlantic Beach, New York, upon payment of \$20.00 which is non-refundable.

Each bid must be accompanied by a certified check of the bidder in the sum of ten percent (10%) of this bid or a survey company bid bond for such amount.

The foregoing was seconded by Trustee Baessler and passed by the following vote:

Ayes: Mayor George J. Pappas
Trustees Edward A. Sullivan
Linda Baessler
Danae A. Muddiman
Andrew J. Rubin

Noes: None

RESOLUTION – SETTING DATE OF VILLAGE ELECTION AS JUNE 18, 2019 AND OFFICES TO BE FILLED AND TERMS THEREOF – TWO TRUSTEES FOR TWO YEAR TERMS

Trustee Baessler moved the adoption of the following:

RESOLVED, 1-that the General Village Election of the Village of Atlantic Beach shall be held on Tuesday, June 18, 2019 and that the office to be filled and the terms thereof are as follows:

- 1- Two (2) Trustees for two year term;
- 2- that the Village Clerk is ordered and directed to cause a copy of this Resolution to be published in the Nassau Herald;
- 3 – that this Resolution shall take effect immediately.

The foregoing was seconded by Trustee Muddiman and passed by the following vote:

Ayes: Mayor George J. Pappas
Trustees Edward A. Sullivan
Linda Baessler
Danae A. Muddiman
Andrew J. Rubin

Noes: None

RESOLUTION - EXPANDING RESIDENCY REQUIREMENTS FOR ELECTION INSPECTORS

Trustee Sullivan moved the adoption of the following:

RESOLVED, to expand the residency requirements to the county for the position of election inspector.

The foregoing was seconded by Trustee Rubin and passed by the following vote:

Ayes: Mayor George J. Pappas
Trustees Edward A. Sullivan
Linda Baessler
Danae A. Muddiman
Andrew J. Rubin

Noes: None

RESOLUTION - RECOVERY OF UNPAID TAXES FOR FISCAL YEAR BEGINNING JUNE 1, 2018

Trustee Baessler moved the adoption of the following:

WHEREBY, from the account of unpaid taxes heretofore returned by the Village Clerk of the Village of Atlantic Beach, New York to this Board for the fiscal year beginning June 1, 2018 the taxes remain due and unpaid after due notice and demand on each of the property owners for the payment of said taxes, and

WHEREAS, no action has been commenced to recover said unpaid taxes and no sale on account of said unpaid taxes had heretofore been held, pursuant to law;

NOW THEREFORE BE IT RESOLVED, that such unpaid taxes shall be collected by the sale for taxes, as provided in Section 1452 of the Real Property Tax Law of the State of New York, that a copy of this resolution, duly certified by the clerk, public auction at a place in said Village to be designated by the said Village Treasurer, to discharge the taxes, fees, interest charges aforesaid, which may be due thereon at the time of such sale and that said Village Treasurer, at the time and place specified in said Notice proceed with the sale of said real estate upon which such taxes are unpaid as above set forth and continue the same from day to day until the sale is completed; and it is further

RESOLVED, that in all cases where no bid shall be made on a lot or parcel of land so offered for sale, for an amount sufficient to pay the said taxes, fees, interest and charges, the said premises shall be deemed to have been sold and purchased by the said Village of Atlantic Beach, New York

The foregoing was seconded by Trustee Muddiman and passed by the following vote:

Ayes: Mayor George J. Pappas
Trustees Edward A. Sullivan
Linda Baessler
Danae A. Muddiman
Andrew J. Rubin

Noes: None

RESOLUTION – NOTIFICATION OF DELINQUENT TAX OWNERS – LIST OF UNPAID TAXES – 2018/2019

CERTIFICATION BY THE BOARD OF TRUSTEES

Trustee Rubin moved the adoption of the following:

RESOLVED, that the Board members compared the list of unpaid taxes for the fiscal year beginning June 1, 2018 to the current assessment roll, found same in order.

RESOLVED, the Village Clerk submitted the attached list of unpaid taxes for the fiscal year beginning June 1, 2018 (with 11% penalty) - \$9,241.09; unpaid public works - none; unpaid 70¢ rental of village owned property - none; All within Section 58-

Village Clerk was instructed to prepare duplicate tax bills with interest and penalties computed to January 31, 2019 and mail same together with letter calling for payment to each of the delinquent owners.

The foregoing was seconded Trustee Sullivan and passed by the following vote:

Ayes: Mayor George J. Pappas
Trustees Edward A. Sullivan
Linda Baessler
Danae A. Muddiman
Andrew J. Rubin

Noes: None

BEACH CLUB RENTAL OF VILLAGE OWNED PROPERTY ALONG OCEAN BOULEVARD FEE FOR 2019 -

Trustee Sullivan moved the adoption of the following:

RESOLVED, that the rental of the village owned property along Ocean Boulevard will remain at 70¢ per square foot for the 2019 season.

The foregoing was seconded Trustee Baessler and passed by the following vote:

Ayes: Mayor George J. Pappas
Trustees Edward A. Sullivan
Linda Baessler
Danae A. Muddiman
Andrew J. Rubin

Noes: None

COASTAL EROSION HAZARD AREA LAW – FEE

Per Chapter 90 of the Code of the Village of Atlantic Beach – Coastal Erosion Hazard Area Law - all beach clubs and beach front property owners pay an annual fee to the village to conduct any grading, excavation or other soil disturbance.

Trustee Baessler moved the adoption of the following:

RESOLVED, that the fee will remain at \$100 for the 2019 season.

The foregoing was seconded Trustee Muddiman and passed by the following vote:

COASTAL EROSION HAZARD AREA LAW – FEE (Continued)

Ayes: Mayor George J. Pappas
Trustees Edward A. Sullivan
Linda Baessler
Danae A. Muddiman
Andrew J. Rubin
Noes: None

VAB PARKING STICKER FEE – 2019 SEASON

Mayor Pappas said the stickers are now yearly January 1 - December 31; the 2018 stickers will be honored until June 15, 2019.

Trustee Rubin moved the adoption of the following:

RESOLVED, the VAB parking sticker fee for the 2019 season will remain at \$350.

The foregoing was seconded Trustee Sullivan and passed by the following vote:

Ayes: Mayor George J. Pappas
Trustees Edward A. Sullivan
Linda Baessler
Danae A. Muddiman
Andrew J. Rubin
Noes: None

GARDENER LICENSE FEE

Mayor Pappas moved the adoption of the following:

RESOLVED, that the gardener license fee be increased to \$100 per truck – trailer no charge (from \$75). (all licenses expire on March 31st)

The foregoing was seconded Trustee Sullivan and passed by the following vote:

Ayes: Mayor George J. Pappas
Trustees Edward A. Sullivan
Linda Baessler
Danae A. Muddiman
Andrew J. Rubin
Noes: None

GARAGE/TAG SALE FEE

Trustee Baessler moved the adoption of the following:

RESOLVED, that the garage/tag sale fee be increased to \$25 (from \$15)

The foregoing was seconded Trustee Muddiman and passed by the following vote:

Ayes: Mayor George J. Pappas
Trustees Edward A. Sullivan
Linda Baessler
Danae A. Muddiman
Andrew J. Rubin
Noes: None

VALET PARKING - FEE

Mayor Pappas said the village adopted a local law "Village Valet License Required". 2017 was the first year it was enforced and the fee was \$500 per location - January 1st thru December 31st.

Mayor Pappas moved the adoption of the following:

RESOLVED, that the valet license fee for 2019 remain at \$500 per location- January 1st thru December 31st.

The foregoing was seconded Trustee Rubin and passed by the following vote:

Ayes: Mayor George J. Pappas
Trustees Edward A. Sullivan
Linda Baessler
Danae A. Muddiman
Andrew J. Rubin
Noes: None

RESOLUTION - Plastic Bag Law (Local Law 3-2018)
- Extend enforcing this code until May 1, 2019

Mayor Pappas moved the adoption of the following:

RESOLVED, to extend enforcing the Plastic Bag Law until May 1, 2019.

The foregoing was seconded Trustee Sullivan and passed by the following vote:

Ayes: Mayor George J. Pappas
Trustees Edward A. Sullivan
Linda Baessler
Danae A. Muddiman
Andrew J. Rubin
Noes: None

RESOLUTION - OVERTIME - PUBLIC WORKS EMPLOYEES - BEACHES/TRACTOR 2019 SEASON

Trustee Sullivan moved the adoption of the following:

RESOLVED, that the 2019 beach season, Public Works employees be paid overtime after 40 hours for work performed over their normal work week grooming the beaches, including Saturday and Sunday.

The foregoing was seconded Trustee Baessler and passed by the following vote:

Ayes: Mayor George J. Pappas
Trustees Edward A. Sullivan
Linda Baessler
Danae A. Muddiman
Andrew J. Rubin
Noes: None

THE VILLAGE GARDEN

The annual amount for the Village Garden expenses - \$30,000
Per Board of Trustees

APPROVAL OF BILLS

Trustee Rubin moved the adoption of the following:

RESOLVED, that all bills are approved in the amount of \$49,315.96.

The foregoing was seconded Trustee Baessler and passed by the following vote:

Ayes: Mayor George J. Pappas
Trustees Edward A. Sullivan
Linda Baessler
Danae A. Muddiman
Andrew J. Rubin

Noes: None

APPROVAL OF MINUTES

Minutes of December 10, 2018 were adopted as written by the Village Clerk.

Motion by: Trustee Sullivan Seconded by: Trustee Muddiman

Ayes: Trustees Sullivan, Baessler, Muddiman, Rubin

Abstain: Mayor Pappas (not present at this meeting)

DATE OF NEXT MEETING – February 11, 2019

ADJOURNMENT

At 8:30 PM Mayor Pappas made a motion to adjourn.

The foregoing was seconded by Trustee Baessler and passed by the following vote:

Ayes: Mayor George J. Pappas
Trustees Edward A. Sullivan
Linda Baessler
Danae A. Muddiman
Andrew J. Rubin

Noes: None

Emily Siniscalchi, Village Clerk