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

## AUGUST 8, 2022

### CALL TO ORDER

Deputy Mayor Sullivan called the meeting to order at 7:45 PM

### SALUTE TO THE FLAG

## ROLL CALL

| Present were: | Deputy Mayor Edward A. Sullivan   |
|---------------|-----------------------------------|
|               | Trustees Andrew J. Rubin          |
|               | Linda L. Baessler                 |
|               | Patricia Beaumont                 |
|               | Village Attorney Dominick Minerva |
|               | Village Clerk Emily Siniscalchi   |
|               | Treasurer Herbert A. Klibanoff    |
|               |                                   |

Absent: Mayor George J. Pappas - EXCUSED

## <u>REPORTS</u>

- 1. A. Police Activity Report July 2022 Movers: 17 Parkers: 12 Crime Reports: 6
  - B. Atlantic Beach Rescue Report Commissioner Nat Etrog Report given and attached
  - C. Park Commission Report Chairman Nat Etrog Report given and attached
  - D. Beach Manager Steve Moregnlander Report read by Nat Etrog and attached
  - E. The Village Garden Suzy Schneider "A Community Garden for the Residents of Atlantic Beach" Report given and attached
  - F. AB Cats Beth Brenner Report given and attached
  - G. Beautification Report Dolores Friedel absent Report read by Village Clerk and attached
  - H. Sanitation Report -Allan Jacobs -absent
- II. PUBLIC WORKS & BUILDING DEPARTMENT REPORT Vincent Amoroso Report given and attached
- III. TREASURER'S REPORT Treasurer Herbert A. Klibanoff given by Village Clerk For the month of July 2022 – we had \$2,874,766.96 total cash available Capital checking \$6,153.91; BZA Escrow \$43,229.64 General Fund \$2,825,383.41

Page Two Minutes IV. LEGAL – Village Attorney Dominick Minerva

V. TVASNAC – Carl Baessler -- nothing new to report

## GOOD AND WELFARE

Residents had various questions and concerns:

- Stop sign Putnam & Bay Bike lanes on Ocean Boulevard
- Bridge Easy Pass

## VILLAGE EVENTS, ETC.

\* BEACH BONFIRE \* CAMPOUT – SATURDAY, AUGUST 13, 2022 - Vernon Beach

- \* FLAG SALE flags can be purchased and will be put up before Labor Day through September 11 – family name will be on the flag pole
- \* CONCERT ON THE BEACH AUGUST 17, 2022 Eldorado Beach
- \* ELDORADO PLAYGROUND has been ordered

<u>RESOLUTION – To Authorize the Purchase of a Street Sweeper from the NY State Bid</u> TABLED – Still waiting for information

RESOLUTION – To engage the law firm of Greenberg Traurig to represent the Village, Mayor and Trustees in the action commenced by the Chabad Lubavitch of the Beaches, Inc.

WHEREAS, the Incorporated Village of Atlantic Beach (hereinafter "Village") was served with a Summons and Complaint in the matter of Chabad Lubavitch of the Beaches, Inc. v. Incorporated Village of Atlantic Beach, et. al. under index number 2.22-cv-04141; and

**WHEREAS**, Mayor George Pappas, Trustee Edward A. Sullivan, Trustee Linda L. Baessler, Trustee Andrew J. Rubin and Trustee Patricia Beaumont were also named as defendants in the action; and

WHEREAS, the Village has received requests from Mayor George Pappas, Trustee Edward A. Sullivan, Trustee Linda L. Baessler, Trustee Andrew J. Rubin and Trustee Patricia Beaumont pursuant to Chapter 10 of the Village Code for defense and indemnification; and

**WHEREAS**, the Village has received a proposed engagement letter from the law firm of Greenberg Traurig dated July 26, 2022 to represent the Village, Mayor and Trustees;

NOW THEREFORE, upon motion of Trustee Rubin, seconded by Trustee Beaumont,

**BE IT RESOLVED**, that Board of Trustees hereby approves the engagement letter from the law firm of Greenberg Traurig dated July 26, 2022 to represent the Village, Mayor and Trustees in defense of the action commenced by the Chabad Lubavitch of the Beaches, Inc. v. Incorporated Village of Atlantic Beach, et. al. under index number 2.22-cv-04141 and authorizes Mayor George Pappas to execute same.

Roll call vote.

Deputy Mayor Edward A. Sullivan Trustees Linda L. Baessler Patricia Beaumont Andrew J. Rubin

Noes: None

Page Three Minutes 8/8/2022 RESOLUTION – To engage the communications firm ZE Creative Communications in accordance with their proposal dated July 21, 2022

**WHEREAS**, the Incorporated Village of Atlantic Beach (hereinafter "Village") received a proposal dated July 21, 2022 from the public relations firm of ZE Creative Communications for a professional services contract to provide public relations services to the Village; and

**WHEREAS**, Board of Trustees has determined that it is in the best interests of the Village to engage ZE Creative Communications to provide public relations services to the Village

NOW, THEREFORE upon motion of Trustee Rubin, seconded by Trustee Beaumont,

**BE IT RESOLVED**, that Board of Trustees hereby approves contracting with ZE Creative Communications in accordance with its proposal dated July 21, 2022 and authorizes Mayor George J. Pappas to execute a contract with ZE Creative Communications in a form acceptable to the Village Attorney

Roll call vote:

Ayes: Deputy Mayor Edward A. Sullivan Trustees Linda L. Baessler Patricia Beaumont Andrew J. Rubin

Noes: None

#### RESOLUTION – Property Maintenance

Superintendent of Public Works Amoroso said the following properties are overgrown and in need of maintenance and/or have bamboo growing

Trustee Baessler moved the adoption of the following:

:

RESOLVED, if property is not cut 5 days from the August 8 meeting and if not corrected the Village will have it done and bill the homeowner. - 1743 Bay Boulevard - 51 Ulster Avenue - 1676 Park Street

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

Ayes: Deputy Mayor Edward A. Sullivan Trustees Linda L. Baessler Patricia Beaumont Andrew J. Rubin

Noes: None

#### SET DATE FOR OCTOBER REGULAR MEETING

Monday, October 10<sup>th</sup> – Columbus Day Holiday Meeting date changed to Tuesday, October 11

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APPROVAL OF BILLS

Trustee Rubin moved the adoption of the following:

RESOLVED, that all bills are approved in the amount of \$234,256.83

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

Ayes: Deputy Mayor Edward A. Sullivan Trustees Linda L. Baessler Patricia Beaumont Andrew J. Rubin

Noes: None

# APPROVAL OF MINUTES

Motion made by Deputy Mayor Sullivan and seconded by Trustee Baessler that the Minutes of July 11, 2022 were accepted as written by the Village Clerk. Ayes: All Ayes

DATE OF NEXT MEETING: September 12, 2022

At 8:35 PM Deputy Mayor Sullivan made a motion to adjourn the regular meeting and to go into Executive Session to discuss legal matters

At 8:40 PM Deputy Mayor Sullivan made a motion to call the Executive Session to order

#### EXECUTIVE SESSION

Present were:

Deputy Mayor Sullivan Trustees Linda L. Baessler Patricia Beaumont Andrew J. Rubin Village Attorney Dominick Minerva

At 9:05 PM Deputy Mayor Sullivan made a motion to adjourn the Executive Session and go back to the regular meeting. Seconded by Trustee Baessler – all ayes

# **ADJOURNMENT**

At 9:07 PM Deputy Mayor Sullivan made a motion to adjourn

The foregoing was seconded by Trustee Beaumont and moved by the following vote:

Ayes: Deputy Mayor Edward A. Sullivan Trustees Linda L. Baessler Patricia Beaumont Andrew J. Rubin

Noes: None

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Emily Siniscalchi, Village Clerk