

DRAFT

Meeting # 11

REGULAR MEETING OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF ATLANTIC BEACH
AND

PUBLIC HEARINGS TO AMEND THE CODE OF THE VILLAGE OF ATLANTIC BEACH
65 THE PLAZA, ATLANTIC BEACH, NY 11509

OCTOBER 15, 2024

CALL TO ORDER - 7:30 PM

SALUTE TO THE FLAG

ROLL CALL

Present were:

Mayor George J. Pappas
Trustees Nathan Etrog
Barry Frohlinger
Anthony Livreri
Village Treasurer Herbert A. Klibanoff
Village Attorney Dominick Minerva
Village Clerk Emily Siniscalchi

Absent: Trustee Patricia Beaumont

REPORTS

- I. A. Police Activity Report – September 2024 – read by Village Clerk
Movers: 55 Parkers: 0 Aided: 8 Criminal Mischief: 1
Larceny (other than auto: 2 incidents
- B. Atlantic Beach Rescue Report - Commissioner Nat Etrog
Report given and attached
- C. Park Commission Report - Chairman Nat Etrog
Report given and attached
- D. The Village Garden – Chairperson Suzy Schneider - absent
Report read by Fran Rosenberg and attached
- E. AB Cats – Beth Brenner absent – Report given by Linda Baessler
Cat by Dutchess beach limping and sick – they called the
Town of Hempstead and cat is there recovering
- F. Beautification Report – Dolores Friedel
Will try to sell at the Fall festival and asked for volunteers
- G. Sanitation Report – Allan Jacobs - absent
His report - Nothing new to report – everything running smoothly
- II. PUBLIC WORKS & BUILDING DEPARTMENT REPORT – Vincent Amoroso
Report given and attached
- III. CODE ENFORCEMENT REPORT – Vincent Amoroso - Report given and attached
- IV. TREASURER’S REPORT – Treasurer Herbert A. Klibanoff
For the month of September 2024– we had \$2,293,588.91 total cash available
Capital checking \$252,936.37; BZA Escrow \$30,544.72
General Fund \$2,010,107.82
- V. LEGAL – Village Attorney Dominick Minerva – Informed the Board of Trustees
of an add on resolution regarding the Village’s retirement plan and provided a
summary of the proposed local laws to be considered this evening.
- VI. TVASNAC – Carl Baessler - nothing to report

At 7:35 PM Trustee Etrog made a motion to open the Public Hearings; seconded by Trustee Livreri – All Ayes

**PUBLIC HEARING TO ADOPT LOCAL LAW TO
AMEND CHAPTER 74 – BUILDING CONSTRUCTION STANDARDS**

Village Attorney Minerva presented the following:

Village of Atlantic Beach, County of Nassau
Local Law No: __ of the year 2024

A Local Law to Amend the Code of the Incorporated Village of Atlantic Beach Chapter 74 entitled “Building Construction Standards” to amend section 74-7 entitled “Stop-work orders”

Section 1. Section 74-7 entitled “Stop-work orders”, subsection 74-7(A)(1) is hereby amended to add the following underlined language and delete the following strikethrough language to the existing provision:

Any work that is determined by the Code Enforcement Officer to be contrary to any applicable provision of the Uniform Code, ~~or~~ Energy Code, the Village Code or any other applicable law, without regard to whether such work is or is not work for which a building permit is required, and without regard to whether a building permit has or has not been issued for such work; or

Section 2. Full Force & Effect.

Except as hereinabove amended, Chapter 74 shall remain in full force and effect.

Section 3. Repealer.

All ordinances, local laws or resolutions, or parts of ordinances, local laws or resolutions of the Incorporated Village of Atlantic Beach inconsistent with the provisions of this local law are hereby repealed, provided, however, that such repeal shall be only to the extent of such inconsistency and in all other respects this local law shall be in addition to other legislation regulating and governing the subject matter covered by this local law.

Section 4. Severability.

If any section, paragraph, subdivision or provision of this local law shall be adjudged invalid or held unconstitutional, the same shall not affect the validity of this local law as a whole or any part or provision thereof, other than the part so decided to be invalid or unconstitutional.

Section 5. Effective Date.

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

Trustee Livreri made a motion to adopt Local Law to amend Chapter 74 of the Code of the Village of Atlantic Beach

Seconded by Trustee Frohlinger

All ayes

Village Attorney Minerva presented the following:

**PUBLIC HEARING TO ADOPT LOCAL LAW TO AMEND
THE CODE OF THE VILLAGE OF ATLANTIC BEACH – CHAPTER 235 – PARKING PROHIBITED
AT ALL TIMES – NORTH SIDE OF BAY BOULEVARD BETWEEN ALBANY BOULEVARD
AND BROOME AVENUE**

Local Law No: ___ of the year 2024

Village of Atlantic Beach, County of Nassau

A Local Law to Amend the Code of the Incorporated Village of Atlantic Beach Chapter 235 entitled "Vehicles and Traffic"

Be it enacted by the Board of Trustees of the Incorporated Village of Atlantic Beach as follows:

Section 1. Chapter 235 entitled "Vehicles and Traffic", Section 235-57 entitled "Schedule XII: Parking Prohibited at All Times" is hereby amended to add the following underlined language in alphabetical order:

"In accordance with the provisions of **§ 235-16**, no person shall park a vehicle at any time upon any of the following described streets or parts thereof:

Name of Street	Side	Location
<u>Bay</u> <u>[added 10-15-2024]</u>	<u>North</u>	<u>Albany to Broome</u>

Section 2. Full Force & Effect.

Except as hereinabove amended, Chapter 235 shall remain in full force and effect.

Section 3. Repealer.

All ordinances, local laws or resolutions, or parts of ordinances, local laws or resolutions of the Incorporated Village of Atlantic Beach inconsistent with the provisions of this local law are hereby repealed, provided, however, that such repeal shall be only to the extent of such inconsistency and in all other respects this local law shall be in addition to other legislation regulating and governing the subject matter covered by this local law.

Section 4. Severability.

If any section, paragraph, subdivision or provision of this local law shall be adjudged invalid or held unconstitutional, the same shall not affect the validity of this local law as a whole or any part or provision thereof, other than the part so decided to be invalid or unconstitutional.

Section 5. Effective Date.

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

Trustee Livreri made a motion to adopt Local Law to amend Chapter 235 of the Code of the Village of Atlantic Beach

Seconded by Trustee Frohlinger

All ayes

RESOLUTION – Grant Application – Justice Court Assistance Program – 2024-25 Grant Cycle up to \$30,000

This grant will be used to install new carpeting in the court room

GRANTED: Motion by: Trustee Livreri Seconded by: Trustee Frohlinger
All ayes

RESOLUTION – Incorporated Village of Atlantic Beach Investment Policy

RESOLVED, that the Investment Policy in the form attached hereto regulating the investments of the Village in accordance with applicable law is hereby adopted:

GRANTED: Motion by: Trustee Etrog Seconded by: Trustee Frohlinger
All Ayes

RESOLUTION – Authorize Amendment to 401(A) Profit Sharing Plan for Employees of The Village of Atlantic Beach

RESOLVED, that the proposed amendment to the retirement plan permitting withdrawal by employees 59 ½ years of age or older while still in the employment of the Village is hereby approved and the Mayor is authorized to execute any and all documents necessary to effectuate the plan changes.

GRANTED: Motion by: Trustee Livreri Seconded by: Trustee Frohlinger
All ayes

APPROVAL OF BILLS

RESOLVED, that all bills be paid in the amount of \$136,437.12.

Motion by: Trustee Livreri Seconded by: Trustee Etrog All ayes

APPROVAL OF MINUTES

September 9, 2024 Minutes were accepted a written by the Village Clerk

Motion by: Trustee Frohlinger Seconded by: Trustee Livreri All ayes
Abstain: Mayor Pappas

GOOD AND WELFARE

Mayor Pappas said Sunday, October 20 is the Fall Festival – this week e-mails will be sent out

Residents had various questions and concerns:

- Balloons – placed around by local realtors
- People speeding down Bay Boulevard – can we put up 20 mph signs
- Chabad - Article 78

DATE OF NEXT MEETING – Tuesday, November 12, 2024
(Monday, November 11, 2024 – Veterans Day Holiday)

ADJOURNMENT

At 8:00 PM Mayor Pappas a motion to adjourn.
Seconded by: Trustee Etrog - All Ayes