DRAFT

Meeting # 10

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

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

JUNE 10, 2024

CALL TO ORDER

Mayor Pappas called the meeting to order at 7:45 PM

SALUTE TO THE FLAG

Mayor Pappas said this is Trustee Linda Baessler's last meeting and honored her for her dedicated service.

ROLL CALL

Present were:

Mayor George J. Pappas Trustees Edward A. Sullivan Linda L. Baessler Nathan Etrog

Village Treasurer Herbert A. Klibanoff Village Attorney Dominick Minerva

Village Clerk Emily Siniscalchi

Absent: Trustee Patricia Beaumont

REPORTS

A. Police Activity Report - May 2024 - Police Office Walker Movers: 41 Parkers: 0 Aided Cases: 8

> Larceny Auto – 1 incident Criminal Mischief - 1 incident

- B. Atlantic Beach Rescue Report Commissioner Nat Etrog Report given and attached
- C. Park Commission Report Chairman Nat Etrog Report given and attached Lifeguards will be at the beaches this weekend
- D. The Village Garden Anita Geier gave the report Report given and attached
- E. AB Cats Beth Brenner a cat fell into a drain and was rescued
- F. Beautification Report Dolores Friedel We are working on the clothing sale for items to be sold in the village hall
- G. TVASNAC Carl Baessler nothing to report
- II. PUBLIC WORKS & BUILDING DEPARTMENT REPORT Vincent Amoroso Report given and attached
- III. TREASURER'S REPORT Treasurer Herbert A. Klibanoff For the month of May 2024– we had \$939,067.03 total cash available Capital checking \$252,269.68; BZA Escrow \$39.190.33 General Fund \$647,607.02
- IV. LEGAL Village Attorney Dominick Minerva

At 8:05 PM Trustee Sullivan made a motion to call the Public Hearing to order; Seconded by Trustee Baessler; all ayes

PUBLIC HEARING TO AMEND THE CODE OF THE VILLAGE OF ATLANTIC BEACH CHAPTER 235 – VEHICLES AND TRAFFIC

Section 1. Chapter 235 entitled "Vehicles and Traffic", Section 235-52 entitled "Schedule VII: Prohibited Right Turns on Red Signal" is hereby amended to add the following underlined language:

"In accordance with the provisions of § 235-10, no person shall make a right turn when facing a steady red signal (stop indication) at any of the following locations:

Name of Street Direction of Travel Prohibited Right Turn on Red Signal Onto

VernonNorthParkJeffersonNorthParkJeffersonSouthPark

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

Seconded by Trustee Sullivan All ayes

At 8:10 PM Trustee Etrog made a motion to adjourn the Public Hearing – seconded by Trustee Sullivan - All Ayes

RESOLUTION – Publish Legal Notice in the Nassau Herald to Hold a Public Hearing to amend the Code of the Village of Atlantic Beach – Chapter 250 – Zoning

To add a definition of motorized equipment to Section 250-1; amend the requirements for area maps in section 250-93, amend sections 250-22, 250-25, 250-35 and add section 250-108 regarding HVAC equipment and generators in side, rear and front yards, amend section 250-74 regarding sheds and motorized equipment and amend 250-118 regarding clear site triangles.

Trustee Sullivan made a motion to publish legal notice in the Nassau Herald Seconded by Trustee Etrog All ayes

RESOLUTION – Publish Legal Notice in the Nassau Herald to Hold a Public Hearing to amend the Code of the Village of Atlantic Beach – Chapter 165 – Property Maintenance

Amend Chapter 165 – Property Maintenance – to add new subsection 165-2.2 regarding sprinkler systems on village property.

Motion by: Trustee Sullivan Seconded by: Trustee Baessler

All Ayes

RESOLUTION- to ratify and confirm the engagement of Harris Beach PLCC pursuant to engagement letter dated May 21, 2024 for legal services

GRANTED: to ratify and confirm the engagement of Harris Beach PLCC

Motion by: Trustee Etrog Seconded by: Trustee Sullivan

All Ayes

<u>RESOLUTION – Property Maintenance</u>

Superintendent of Public Works advised the Board that the notification and opportunity to perform the maintenance in accordance with Chapter 165-4 of the Code of the Incorporated Village of Atlantic Beach was transmitted to the owners with no correction action.

Trustee Sullivan moved the adoption of the following:

RESOLVED, performance of property maintenance is hereby authorized on the following properties by the Village or the Village's selected contractor:

- 51 Ulster Avenue - 123 Genesee Boulevard - 1767 Bay Boulevard

And be if further RESOLVED, that the cost of each property maintenance shall be charged and assessed against each property in accordance with Chapter 165-5 of the Code of the Incorporated Village of Atlantic Beach.

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

Ayes: Mayor George J. Pappas

Trustees Edward A. Sullivan Linda L. Baessler Nathan Etrog

Noes: None

RESOLUTION - Fee for Food Trucks

Local Law 4-2021 – Chapter 17 was adopted at the May 10, 2021 meeting of the Board of Trustees. The Local Law states – Fees: the amount payable shall be established by resolution by the Village Board of Trustees.

Trustee Baessler moved the adoption of the following:

RESOLVED, the fee for the 2024 season will remain at \$50 per food truck.

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

Ayes: Mayor George J. Pappas

Trustees Edward A. Sullivan Linda L. Baessler Nathan Etrog

Noes: None

GOOD AND WELFARE

Residents had various questions and concerns:

- Eldorado Bay End
- Beach gates should be closed if you see a rock holding it open remove rock
- Parking on sidewalk
 vehicles racing on main street

APPROVAL OF BILLS

Trustee Baessler moved the adoption of the following:

RESOLVED, that bills be paid in the amount of \$233,999.79

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

Ayes: Mayor George J. Pappas

Trustees Linda Baessler

Edward A. Sullivan

Nathan Etrog

Noes: None

APPROVAL OF MINUTES

Trustee Sullivan made a motion to approve the minutes of the May 13, 2024 meeting; seconded by Trustee Etrog All ayes

DATE OF NEXT MEETING: July 8, 2024

<u>ADJOURNMENT</u>

At 8:30 PM Trustee Sullivan made a motion to adjourn

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

Ayes: Mayor George J. Pappas

Trustees Edward A. Sullivan

Linda L. Baessler Nathan Etrog

Noes: None