

**MINUTES OF THE SEA CLIFF VILLAGE BOARD**  
**JULY 11, 2011**

The meeting of the Incorporated Village of Sea Cliff was held on Monday, July 11, 2011 at 8:00p.m.at Village Hall to discuss various Village matters.

Present: Bruce Kennedy, Mayor  
Carol Vogt, Village Trustee  
Thomas Powell, Village Trustee  
Thomas Murphy, Village Trustee  
Peter Hayes, Village Trustee  
Brian Stolar, Village Attorney  
Marianne Lennon, Village Clerk

Nick Vessio led the Assembly in the Pledge of Allegiance.

**Mayor Bruce Kennedy**

A Public Hearing on Bill No. 4, Year 2011, a local law to further describe unreasonable noises in the Village of Sea Cliff.

The Public Hearing was opened for public comment:

- how will the new law be enforced and who will enforce it
- does it apply to dogs and what is the penalty
- why not use the county code

On a motion by Trustee Vogt, seconded by Trustee Hayes and unanimously approved by those present, the Public Hearing was closed.

**Welcome to the Board Meeting of July 11, 2011 of the Incorporated Village of Sea Cliff.**

The minutes of the meeting of July 5, 2011 read individually by the members of the Board and found to be correct, on motion by Trustee Vogt, seconded by Trustee Murphy and unanimously carried by those present, the minutes were approved.

Trustee Vogt presented and moved for approval and payment of audited vouchers as listed as Abstract No. 2268 in the amount of \$ 151,217.36, Abstract No. 2269 in the amount of \$ 3,284.03, Abstract No. 2270 in the amount \$ 149,825.05 and Abstract No. 2028 in the amount of \$ 64,352.87. Seconded by Trustee Murphy and unanimously approved by those present.

Nassau County Police Report for June 2011:

10 Auto accidents, 7 Aided cases, and no burglary, robbery or auto larceny, 2 criminal mischief and 1 larceny other than auto.

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Mayor Kennedy presented Suzie Campagna with a certificate of appreciation, for the great job she does in caring for the corner of Sea Cliff Avenue and Roslyn Avenue with lovely plants and flowers.

Mayor Kennedy announced that the Library has a new board member: Lily Scott.

Mayor Kennedy offered the following resolution for adoption:

**RESOLUTION NO. 58, YEAR 2011**

**WHEREAS**, the Board of Trustees is considering the adoption of Bill No. 4, Year 2011 entitled:

A local law amending Chapter 90 of the Village Code of the Village of Sea Cliff to further describe unreasonable noises in the Village of Sea Cliff.

**NOW, THEREFORE, BE IT RESOLVED**, that the following Local Law, introduced as Bill No. 4, Year 2011, be adopted as follows:

**TEXT OF BILL**  
**Incorporated Village of Sea Cliff**  
**Local Law No. 5, Year 2011**

A local law amending Chapter 90 of the Village Code of the Village of Sea Cliff to further describe unreasonable noises in the Village of Sea Cliff.

Section 1. Section 90-18.1 of Chapter 90 of the Village Code of the Village of Sea Cliff, entitled "Unreasonable noise prohibited", is amended to include the following additional language:

**§ 90-18.1. C.** Playing or permitting the operation of any radio, television, electronic device, musical instrument, sound amplifier or similar device which produces, reproduces or amplifies sound so as to produce unreasonable noise at any time is a violation of this section, except for activities open to the public or for the public benefit and for which permission has been granted by the Board of Trustees. Said sound production or reproduction shall be deemed unreasonable noise if it is produced in a manner as to create noise that can be heard inside any residence located across any real property boundary lot line from the source of the noise, where all doors and windows are closed at such residence. Said sound production or reproduction shall be deemed unreasonable noise if it is produced in a manner as to create noise that can be heard between 11:00pm and 10:00am across any real property boundary lot line from the source of the noise.

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**D.** Nothing herein shall be construed to abridge or supersede any state or federal laws, rules or regulations.

Section 2. This local law shall take effect in accordance with Section 27 of the Municipal Home Rule Law.

**BE IT FURTHER RESOLVED**, that the Village Clerk be and she hereby is authorized and directed to file four (4) certified copies (including the original or first copy) of the foregoing Local Law containing the text thereof with the Secretary of State of the State of New York; one (1) certified copy in the Office of the Clerk of the Village of Sea Cliff, in a separate file appropriately indexed by said Village Clerk, in accordance with Section 27 of the Municipal Home Rule Law; and to publish a Notice of Adoption of said Local Law in the Gold Coast Gazette, the official newspaper of the Village of Sea Cliff, and to post said Notice of Adoption as required by law.

Trustee Murphy moved the adoption of the foregoing resolution and seconded by Trustee Powell. All present voted in favor of the motion and the resolution was duly adopted.

### **Trustee Carol Vogt**

Mutual Concerns needs one permanent and one substitute volunteer for its Tuesday/Friday Senior lunch program. If you or anyone you know is available for either day, from 11:30 am to 1:30 pm, please call Village Hall or Cindy Young.

The Sailing Club is in full swing thanks to the generosity and hard work of so many volunteers. There are over 50 young people enrolled in the program this year. I'd like to thank the Director, Joe Roman, and Assistant Director, Carol Blackburn as well as the following Sea Cliffians who spend every morning in July at the beach teaching future sailors: Rick Geismar, Caleb Davison, Charles Hansmann, Richard Johnson, Gary Wenger, Lisa Duffy, Peter Blackburn, Asher Avery, Alyssa DiGiovanni, Stasia Johnson and Michael Cuomo.

Congratulations to Michelle Capobianco and the Beach Committee for their amazing fund raiser, the first Sea Cliff Palooza. As a result of their hard work, they will be donating almost \$10,000 to the Village for the construction of the new arts gazebo. Craig Guerin, Justin DiPietro, Joady Feiner, Lorraine Baker, Elaine Niece, Rich Boehm, Debbie Groom and Joan Acolla worked countless hours preparing for the Palooza and were hard at work at the beach for over 12 hours on July 2. Beach Committee members Terry Sciubba, Daria Mazzeo, Anthony Capobianco and Ed Camiolo and other volunteers also helped make the event a huge success.

### **Trustee Tom Murphy**

Larry Weinberger, a new member to our Fire Department Medic Unit was sworn in.

The Fire Department report for June shows that there were 16 fire calls and 23 rescue/ambulance calls.

### **Trustee Peter Hayes**

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**RESOLVED**, that the Board of Trustees of the Incorporated Village of Sea Cliff hold a public hearing upon:

**Bill No. 5, Year 2011.** A local law amending Chapter 125 of the Village Code of the Village of Sea Cliff to clarify the parking restrictions relating to the stopping of vehicles and limited- time parking of vehicles.

**FURTHER RESOLVED**, that such hearings be held on the 8th day of August, 2011, at 8:00 o'clock p.m. at the Community Center in the Village of Sea Cliff, New York, and that notice thereof in the form required by the Code of the Incorporated Village of Sea Cliff be published in The Gold Coast Gazette, the official newspaper of the Village of Sea Cliff, and posted as required by law.

Seconded by Trustee Vogt and unanimously carried by those present.

### **Public Works Report – John Mirando**

During the month of June 2011, the Department of Public Works disposed of the following MSW:

1. During the month 2011 DPW disposed of the following MSW:
  - 298.14 tons of MSW
  - 23.42 tons of Commingled Cans & Glass
  - 25.78 tons of Newspaper & Cardboard
  - 15.58 tons of yard waste
  - 40.33 tons of C&D
  - 8.15 tons of street sweepings

### **Public Comment:**

- Resident thanked Public Works for cutting down the two cedar trees in Clifton Park
- request to extend the hours for Thursday night music in Memorial Park to 10 pm
- A project regarding art work being placed on the wall on The Blvd. was presented to Mayor and Board of Trustees
- Peddlers going door to door need a license from the village

On a motion by Trustee Vogt, seconded by Trustee Murphy, the Board went into Executive Session for legal advice at 9:15 p.m.

On a motion by Trustee Hayes, seconded by Trustee Powell, the Board came out of Executive Session at 9:35 p.m.

On a motion by Mayor Kennedy, seconded by Trustee Vogt and unanimously approved by those present, the Board authorized Harras Bloom and Archer LLP to commence an action in Supreme Court with respect to 161 Glen Cove Avenue to prohibit the property from being used as a motor vehicle repair and body shop.

Meeting adjourned at 9:40 p.m.

Marianne Lennon  
Village Clerk