

MINUTES OF SEA CLIFF VILLAGE BOARD

September 6, 2011

The meeting of the Incorporated Village of Sea Cliff was held on Tuesday, September 6, 2011 at 7:30 p.m. at Village Hall to discuss various Village matters.

Present: Bruce Kennedy, Mayor
Carol Vogt, Village Trustee
Peter Hayes, Village Trustee
Tom Murphy, Village Trustee
Tom Powell, Village Trustee
Brian Stolar, Village Attorney
Marianne Lennon, Village Clerk
John Mirando, Village Administrator
Drew Lawrence, Superintendent of Buildings

Public Hearing on Bill No. 6, Year 2011, a local law amending Chapter A150 of the Village Code to clarify appointment authority for the Secretary to the Board of Appeals.

Public Hearing was opened for public comment, and on a motion by Mayor Kennedy, seconded by Trustee Powell, the Public Hearing was closed.

Trustee Vogt moved Abstract No. 2273 in the amount of \$ 66,172.17, Abstract No. 2274 in the amount of \$93,049.33 and Abstract No. 2275 in the amount of \$62,841.02. Seconded by Trustee Hayes and unanimously approved by those present

On a motion by Trustee Vogt, seconded by Trustee Powell, the Board Minutes of August 8, 2011 were unanimously approved by those present.

On a motion by Mayor Kennedy, seconded by Trustee Vogt and unanimously approved by those present, the request by the homeowner of 18 Glenola Avenue, to reduce the amount of the encroachment fee was denied.

On a motion by Trustee Vogt, seconded by Trustee Murphy and unanimously approved by those present, the Board authorized the Mayor to sell the Fire Department 1987 Mack Pumper for \$9,000.00 through the Villages agreement with Firetec.

Trustee Murphy offered the following resolution for adoption:

RESOLUTION NO. 70, YEAR 2011

RESOLVED, that the resolution adopted May 5, 1986 designating The Boulevard as a One-Way street in an easterly direction from Cliff Way to Carpenter, is hereby extended through September 11, 2011.

Seconded by Trustee Murphy and unanimously approved by those present.

Trustee Vogt offered the following resolution for adoption:

RESOLUTION NO. 71, YEAR 2011

RESOLVED, that the maximum income eligibility level established for the purposes of Section A159-1, and to be set forth therein, shall be \$29,000.00: and be it further

RESOLVED, that the maximum income eligibility level provided for in Section A159-1 is hereby increased to the extent provided in the following schedule, which shall be set forth in Section A159-2:

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Exempt	Annual Income	Percentage Assessed Valuation From Taxation
	\$29,000 or less	50
	More than \$29,000.00 but less than \$30,000.00	45
	\$30,000.00 or more but less than \$31,000.00	40
	\$31,000.00 or more but less than \$32,000.00	35
	\$32,000.00 or more but less than \$32,900.00	30
	\$32,900.00 or more but less than \$33,800.00	25
	\$33,800.00 or more but less than \$34,700.00	20
	\$34,700.00 or more but less than \$35,600.00	15
	\$35,600.00 or more but less than \$36,500.00	10
	\$36,500.00 or more but less than \$37,400.00	5

Seconded by Trustee Hayes and unanimously approved by those present.

Trustee Vogt offered the following resolution for adoption:

RESOLUTION NO. 72, YEAR 2011

RESOLVED, that the following roadways are hereby designated as school zones and the maximum speed limit within such areas are hereby designated as 15 miles per hour;

Name of Street	Location
Carpenter Avenue	from Glen Avenue to Hawthorne Road (during school hours only)
Dubois Avenue	from Glen Avenue to Hawthorne Road (during school hours only)
Franklin Avenue	from Dubois Avenue to School Parking Lot (during school hours only)
Littleworth Lane	from Dubois Avenue to Glenlawn Avenue (during school hours only)
Carpenter Place	from Club Road to Harbor Way (during school hours only)
Club Road	in its entirety (during school hours only)
Harbor Way	in its entirety (during school hours only)
Marlan Court	in its entirety (during school hours only)
East Avenue	in its entirety (during school hours only)
West Avenue	in its entirety (during school hours only)
Cross Street	in its entirety (during school hours only)

and be it further

RESOLVED, that the following locations be deleted from Section 125-55 of the Code of the Incorporated Village of Sea Cliff;

Name of Street	Location
Carpenter Avenue	from Glen Avenue to Lafayette Avenue
Littleworth Lane	from Carpenter Avenue to Brengel Place

and be it further

RESOLVED, that signs as required by law be placed at the appropriate locations to notify motorists of the restrictions created by this resolution, and, be it further

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RESOLVED, that the speed limit established by this resolution shall be effective only on school days between the hours of 7:00 a.m. and 6:00 p.m., inclusive, and be it further

RESOLVED, that Section 125-55 of the Code of the Incorporated Village of Sea Cliff be amended to include the restrictions set forth in this resolution; and, be it further

RESOLVED, that the Village Foreman or his designee by and he hereby is authorized and directed to post suitable signs indicating the restrictions created by this resolution; and, be it further

RESOLVED, that the Village Clerk be, and she hereby is, authorized and directed to publish this resolution in the Gold Coast Gazette, and to post this resolution as required by law; and, be it further

RESOLVED, that this resolution shall take effect immediately upon publication, posting and the placement of appropriate signs.

Seconded by Trustee Murphy and unanimously approved by those present.

Trustee Vogt offered the following resolution for adoption:

RESOLUTION NO. 73, YEAR 2011

WHEREAS, the Board of Trustees is considering the adoption of Bill No. 6, Year 2011 entitled: a local law amending Chapter A150 of the Village Code to clarify appointment authority for the Secretary to the Board of Appeals.

NOW, THEREFORE, BE IT RESOLVED, that the following Local Law, introduced as Bill No. 6, Year 2011, be adopted as follows:

TEXT OF BILL
Incorporated Village of Sea Cliff
Local Law No. 7, Year 2011

A local law amending Chapter A150 of the Village Code of the Village of Sea Cliff to clarify appointment authority for the Secretary to the Board of Appeals.

Section 1. Section A15-1(D)(4) is amended to read as follows:

§ **A150-1(D)(4)**. The Zoning Board shall appoint a Secretary to the Zoning Board and shall have such other clerks and secretaries as shall be appointed by the Board of Trustees. The Secretary shall be appointed for a period of not more than one year, and shall serve the Zoning Board, at the discretion of the Zoning Board.

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.

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Trustee Vogt 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.

On a motion by Trustee Vogt, seconded by Trustee Hayes and unanimously approved by those present, the Board agreed to the terms set forth in a letter from Jaspan Schlesinger dated August 10, 2011 and authorized the Village Attorney to take all action necessary to enter into an agreement with respect to the sums set forth therein and release any claims against Jaspan Schlesinger.

On a motion by Mayor Kennedy, seconded by Trustee Hayes and unanimously approved by those present, effective January 1, 2012, all court reporting must be done in an electronic format.

On a motion by Mayor Kennedy, seconded by Trustee Hayes, the Board went into Executive Session to discuss pending and proposed litigation at 10:25 p.m.

On a motion by Mayor Kennedy, seconded by Trustee Powell, the Board came out of Executive Session at 10:40 p.m.

Meeting adjourned at 10:45 p.m.

Marianne Lennon, Village Clerk