

MINUTES OF SEA CLIFF VILLAGE BOARD

November 7, 2011

The meeting of the Incorporated Village of Sea Cliff was held on Monday, November 7, 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

The Board met initially at Village Hall and then moved the meeting to the Stenson Library with the Library Board and VBArchitect to review plans for Stenson Library renovations. The Board returned to Village Hall at 8:30 p.m. to continue the meeting.

Trustee Hayes moved Abstract No. 2279 in the amount of \$ 57,696.09, Abstract No. 2280 in the amount of \$228,277.61 and Abstract No. 2281 in the amount of \$104,301.84 Seconded by Trustee Powell and unanimously approved by those present.

On a motion by Trustee Hayes, seconded by Trustee Vogt, the Board Minutes of October 11, 2011 and October 26, 2011 were unanimously approved by those present.

On a motion by Trustee Hayes, seconded by Trustee Powell and unanimously approved by those present, the Audit Report for the Village Court for the fiscal year commencing June 1, 2010 and ending May 31, 2011, prepared by Richard Klenkel, be and hereby is accepted.

Upon receipt and review of an application for a permit to store a boat in excess of 20 feet on homeowners property, accompanied by the written consent of at least 75% of adult residents living within 200 feet of applicants property, on a motion by Mayor Kennedy, seconded by Trustee Hayes and unanimously approved by those present, the Board determined to waive a public hearing on the request, and granted a permit to the homeowner residing at 6-15th Avenue, to store the existing boat in its current location on the property for a period of not more than two years, subject to the following conditions:

1. to store one boat in its current location
2. storage may be for a period of no more than two years
3. no other boats, regardless of size, to be stored on site
4. no other storage equipment or facilities are to be stored as defined in Chapter 128
5. pro rated permit fee of \$20.00
6. no boat repair work to be performed on site
7. not to be used for habitable purposes
8. current tarp, with any other tarp requiring further Board approval
9. removed or relocated in accordance with Building Department directive if boat deemed dangerous to public for any reason.

On a motion by Trustee Vogt, seconded by Trustee Hayes and unanimously approved by those present, the Mayor was authorized to sign an agreement with WeRecycle LLC, Mount Vernon, New York, for the disposal of electronic waste, subject to Village Attorney approval.

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Trustee Hayes offered the following resolution for adoption:

RESOLUTION NO. 78, YEAR 2011

RESOLVED, that the Village Clerk be and she hereby is authorized and directed to advertise for bids for Department of Public Works Dump Truck upon completion of the bid packages.

Trustee Hayes moved the adoption of the foregoing resolution seconded by Trustee Powell.

Upon a request by the property owner located at 34 Woodridge Lane for the Village to assist them in obtaining a NYS Grant to participate in the EPA'S Targeted Brownfields Assessment program, on a motion by Trustee Vogt, seconded by Trustee Hayes and unanimously approved by those present, the Board has agreed to apply for funding under the Program, with conditions, as provided in a written agreement with the homeowner. The Board authorized the Mayor to execute such agreement upon the approval of the agreement by the Village Attorney.

The Board discussed the Scudders Pond Remediation Plan.

Mayor Kennedy offered the following resolution for adoption:

RESOLUTION NO. 79, YEAR 2011

RESOLVED, that the Board hereby finds and concludes:
the Scudders Pond Remediation Plan

- a. is an Unlisted action under the State Environmental Quality Review Act and its regulations;
- b. the Board is the lead agency with respect to environmental review of this proposed action;
- c. the Board has considered the following factors in respect to its review of the environmental impacts of the proposed action:
 - i. whether the proposed action would result in any substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels, or any substantial increase in solid waste production, or create a substantial increase in the potential for erosion, flooding, leaching or drainage problems;
 - ii. whether the proposed action would result in the removal or destruction of large quantities of vegetation or fauna, substantial interference with the movement of any resident or migratory fish or wildlife species, impacts on a significant habitat area, substantial adverse impacts on a threatened or endangered species of animal or plant, or the habitat of such a species, or other significant adverse impacts to natural resources;
 - iii. whether the proposed action would impair the environmental characteristics of any Critical Environmental Area;
 - iv. whether the proposed action would conflict with the community's current plans or goals as officially approved or adopted;
 - v. whether the proposed action would impair the character or quality of important historical, archeological, architectural or aesthetic resources or of existing community or neighborhood character;
 - vi. whether the proposed action would result in a major change in the use of either the quantity or type of energy;
 - vii. whether the proposed action would create a hazard to human health;
 - viii. whether the proposed action would create a substantial change in the use, or intensity of use, of land, including agricultural, open space or recreational resources, or its capacity to support existing uses;
 - ix. whether the proposed action would encourage or attract large numbers of persons to any place for more than a few days, compared to the number who would come to such place without such action;

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- x. whether the proposed action would create changes in two or more elements of the environment, no one of which would have a significant impact on the environment, but when considered together would result in a substantial adverse impact on the environment;
 - xi. whether the proposed action would create substantial adverse impacts when considered cumulatively with any other actions, proposed or in process;
 - xii. whether the proposed action would result in substantial adverse impact with respect to any relevant environmental consideration, including noise, aesthetics, traffic, air quality, water quality or adequacy of water supply, drainage, soil conditions, or quality of life in the community in general and the immediate neighborhood in particular;
- d. the proposed action would not have a significant adverse environmental impact; and
 - e. no further environmental review is required with respect to the proposed action.

Mayor Kennedy moved the adoption of the foregoing resolution and seconded by Trustee Vogt. All present voted in favor of the motion and the Resolution was duly adopted.

Mayor Kennedy offered the following resolution for adoption:

RESOLUTION NO. 80, YEAR 2011

RESOLVED, that the Village Clerk be and she hereby is authorized and directed to advertise for bids for Beach Improvements, including a beach pavilion, upon completion of the bid packages.

Mayor Kennedy moved the adoption of the foregoing resolution seconded by Trustee Vogt.

On a motion by Trustee Vogt, seconded by Trustee Powell and unanimously approved by those present, the Board went into Executive Session to discuss pending litigation at 11:45 pm.

On a motion by Mayor Kennedy, seconded by Trustee Hayes and unanimously approved, the Board came out of Executive Session at 12:10 am

Meeting adjourned at 12:15 am.

Marianne Lennon
Village Clerk