

**MINUTES OF SEA CLIFF VILLAGE BOARD**  
**July 2, 2012**

The meeting of the Incorporated Village of Sea Cliff was held on Monday, July 2, 2012 at 7:30 p.m. at Village Hall, to discuss various Village matters.

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

Fire Department Chief Whittemore, and 1<sup>st</sup> Asst. Chief Longobucco discussed a FEMA/Homeland Security Grant equipment list.

On a motion by Trustee Murphy, seconded by Trustee Vogt and unanimously approved by those present, the Board authorized Kevin Boris to apply for a 90%-10% grant for Fire Department Equipment, upon final approval by the Board before submission.

Trustee Vogt moved Abstract No. 2306 in the amount of \$95,785.11 and Abstract No. 2307 in the amount of \$509,781.37. Seconded by Trustee Hayes and unanimously approved by those present.

On a motion by Trustee Vogt, seconded by Trustee Powell and unanimously approved by those present, the minutes of June 4, 2012 and June 11, 2012 were approved.

Trustee Hayes offered the following resolution for adoption:

**RESOLUTION NO. 41, YEAR 2012**

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

**Proposed Bill No. 4A, Year 2012:** A local law amending Chapters 64 of the Village Code of the Village of Sea Cliff to prohibit the construction of fences within two feet of a driveway in the Village of Sea Cliff.

**FURTHER RESOLVED**, that such hearing be held on the 13th day of August, 2012, 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 Murphy and unanimously carried by those present.

On a motion by Trustee Vogt, seconded by Trustee Hayes and unanimously approved by those present, the Board acknowledges receipt of the Landmark's Commission's determination and request to amend its rules to permit minutes to be filed after the passage of a reasonable opportunity for Commission members to review. Provision to be adopted by a local law.

On a motion by Trustee Hayes, seconded by Trustee Murphy and unanimously approved by those present, the Board approved the closing of Sea Cliff Avenue from the parking lot to Central Avenue on Sunday, July 15<sup>th</sup> from 3pm-6pm to celebrate the 50<sup>th</sup> Anniversary of Joe Mazzeo of Bart's Barber Shop.

A motion by Trustee Murphy, authorizing the Deputy Mayor to sign an agreement with LICADD was adopted with four votes in favor and Mayor Kennedy abstaining.

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Trustee Hayes offered the following resolutions for adoption:

**RESOLUTION NO. 42, YEAR 2012**

BE IT RESOLVED, that the Village of Sea Cliff, hereby establishes the following as standard work days for its employees and appointed officials and will report days worked to the New York State and Local Employees' Retirement System based on the time keeping system or the record of activities maintained and submitted by those members to the clerk of this body:

Title	Standard Work Day
Deputy Clerk	6.5
Deputy Treasurer	6.5
Secretary to BOT	6.5
Secretary to Zoning Board	6.5
Director of Public Works	6.5
Superintendent of Buildings	6.5
Clerk/Treasurer	6.5
Typist	6.5
Laborers	8.0
Motor Equipment Operators	8.0
Mechanics	8.0
Court Clerk	6.5
Sanitation Worker	8.0

Seconded by Trustee Vogt and unanimously approved by those present.

**RESOLUTION NO. 43, YEAR 2012**

**RESOLVED**, that Bruce Kennedy as Mayor of the Incorporated Village of Sea Cliff, is hereby authorized to file an application for funds from the New York State Office of Parks, Recreation and Historic Preservation, Environmental Protection Act of 1993, State fiscal Year 2012 Historic Preservation Grant, in an amount not to exceed \$250,000, and upon approval of said request to enter into and execute a project agreement with the Office of Parks, Recreation and Historic Preservation for such grant assistance to the Village of Sea Cliff for a long term plan for restoration and preservation of Landmark Village Hall building, and recommended immediate repairs.

Trustee Hayes moved the resolution, seconded by Trustee Vogt and unanimously approved by those present.

Trustee Vogt offered the following resolutions for adoption:

**RESOLUTION NO. 44, YEAR 2012**

**RESOLVED**, that Bruce Kennedy as Mayor of the Incorporated Village of Sea Cliff, is hereby authorized to file an application for funds from the New York State Environmental Facilities Corporation, through the NYS Consolidated Funding Application Procedure for 2012, in an amount not to exceed \$1,200,000, and upon approval of said request, to enter into and execute a project agreement with the New York State Environmental Facilities Corporation for such grant assistance to the Village of Sea Cliff for the construction of approximately 2100 feet of 8 inch sanitary sewer pipe on Sea Cliff Avenue from Roslyn Avenue to Prospect Avenue.

Trustee Vogt moved the resolution, seconded by Trustee Hayes and unanimously approved by those present.

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**RESOLUTION NO. 45, YEAR 2012**

**RESOLVED**, that upon receipt of an executed Stipulation of Settlement from the attorneys for the following property owners confirming the settlements listed below, the following tax certiorari proceedings be settled as indicated below, and that the Law Office of Richard Siegel, acting as Village Attorney in these proceedings, be and it hereby is authorized to execute a Stipulation of Settlement and other documents as required to effect the settlements in accordance with the following schedule:

Frank Caruso, 400 Glen Cove Ave, Sec 21, Blk 68, Lot 32; Refund \$7,250.00;  
Reduction in assessed value: 255,100; Years settled: 2009/10-2012/13

Sea Cliff Equities,LLC, 161 Sea Cliff Avenue, Sec 21, Blk 111, Lot 17-21;  
Refund: \$4,000.00; Reduction in assessed value: 107,000; Years settled: 2010/11-  
2012/13

**and, be it further**

**RESOLVED**, that the Village Treasurer be and she hereby is authorized and directed to pay the refund amounts indicated above in accordance with the Stipulations of Settlement and Court Orders; **and, be it further**

**RESOLVED**, that upon receipt of an executed Stipulation of Settlement and Order and Judgment of the Nassau County Supreme Court, the Village Assessor be and he hereby is authorized and directed to reduce and set the assessed values of each of the above properties for the 2013/14 and the 2014/15Tax Year, in accordance with the above schedule and the Stipulations of Settlement.

Trustee Hayes seconded the resolution. The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Trustee Vogt	<b>voting</b>	aye
Trustee Powell	<b>voting</b>	aye
Trustee Hayes	<b>voting</b>	aye
Trustee Murphy	<b>voting</b>	aye
Mayor Kennedy	<b>voting</b>	aye

The resolution was thereupon declared duly adopted.

On a motion by Trustee Hayes, seconded by Trustee Vogt and unanimously approved by those present, the Board went into Executive Session to discuss pending litigation issues at 10:55 p.m.

On a motion by Trustee Hayes, seconded by Trustee Vogt and unanimously approved by those present, the Board came out of Executive Session at 11:25 p.m.

On a motion by Mayor Kennedy, seconded by Trustee Hayes and unanimously approved by those present, the application by NYPIRG to solicit within the Village was approved upon payment of fee and issuance of licenses.

Meeting adjourned at 11:30pm.

Marianne Lennon  
Village Clerk

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