

**MINUTES OF SEA CLIFF VILLAGE BOARD
SEPTEMBER 15, 2015**

The meeting of the Incorporated Village of Sea Cliff was held on Tuesday, September 15, 2015 at 7:00 p.m. at Village Hall to discuss various Village matters.

Present: Bruce Kennedy, Mayor
Edward Lieberman, Deputy Mayor
Elena Villafane, Village Trustee
Dina Epstein, Village Trustee
Brian Stolar, Village Attorney
Marianne Lennon, Village Clerk

Absent: Kevin McGilloway, Village Trustee

Mayor Bruce Kennedy

Welcome to the Board Meeting of September 15, 2015

Tom Pitegoff led the Assembly in the Pledge of Allegiance.

On a motion by Deputy Mayor Lieberman, seconded by Trustee Epstein and unanimously approved by those present, the following Abstract was approved:

04.09.2015 in the amount of \$ 62,641.95.

On a motion by Deputy Mayor Lieberman, seconded by Trustee Epstein and unanimously approved by those present, the Minutes of September 8, 2015 were approved.

Upon receiving a report from John Mirando, Director of the Department of Public Works, that certain vehicles no longer are needed by the Village for public purpose, on a motion by Trustee Villafane, seconded by Deputy Mayor Lieberman and unanimously approved by those present, the following Department of Public Works vehicles were declared as surplus and will be put out to bid:

2002 Chevrolet Tahoe 1GNEK13Z42J320202
1996 Ford F250 Pick Up 1FTHF26F9TEB47157
1986 International S-2500 Chasis (Former Sander) 1HTZLYVR3GHA48052
1997 International Garbage Truck M-4700 1HTSCAAN8VH459420
1998 Ford Bus 1FDSE30L6WHA77449

Mayor Kennedy offered the following resolution for adoption:

RESOLUTION NO. 70, YEAR 2015

RESOLVED, that the Board hereby finds and concludes:

That the proposed agreement to permit the northerly neighbor to maintain and

utilize improvements to the property located immediately south of 32 Bay Avenue and within a portion of 18th Avenue, west of Bay Avenue

- 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;
 - 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.

Seconded by Trustee Villafane and unanimously approved by those present.

On a motion by Mayor Kennedy, seconded by Trustee Epstein and unanimously approved by those present, Kathy Mackney was authorized to apply for a Justice Court Assistance Grant not to exceed \$30,000.00.

Public Comment:

- residents from Bay Avenue inquired about any recent developments regarding repairs to retaining wall at 14 Bay Avenue
- question regarding hourly rate charge by engineer retained by the Village

On a motion by Trustee Villafane, seconded by Trustee Epstein and unanimously approved by those present, the Board went into Executive Session to discuss the sale or lease of Village property where a public discussion could impact the value thereof and for legal advice.

On a motion by Deputy Mayor Lieberman, seconded by Trustee Villafane and unanimously approved by those present, the Board came out of Executive Session at 7:55pm.

Mayor Kennedy offered the following resolution for adoption:

RESOLUTION NO. 71, YEAR 2015

RESOLVED, that the triangular property identified in a survey prepared by Ferrantello Land Surveying Inc., dated February 5, 2015, which property is located immediately south of 32 Bay Avenue and within a portion of 18th Avenue, west of Bay Avenue, which property is approximately 318 square feet and varies in width from 0 feet to 5.1 feet (the "Property"), is not currently needed for Village or municipal purposes; and

BE IT RESOLVED, that the Village Attorney is hereby authorized to finalize the terms of an agreement with the owner of the adjoining northerly property to permit the northerly neighbor to maintain and utilize improvements to the Property for a set term of years not exceeding 99 years or until such time as the Village may determine that it needs the property for any municipal purpose, and that such agreement so provide and also provide for payment by the neighboring property owner of a fee for such right consistent with the negotiated price; and

BE IT RESOLVED, that the Board authorized the Mayor to sign the Short EnvironmentalAssessment Form; and

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute the agreement once approved by the Village Attorney as to form.

Seconded by Trustee Villafane and unanimously approved by those present.

Meeting adjourned at 8:00 p.m.

Marianne Lennon
Village Clerk

MINUTES OF SEA CLIFF VILLAGE BOARD
June 8, 2015