

**MINUTES OF THE MEETING OF
THE BOARD OF TRUSTEES
Wednesday, October 19, 2022**

A meeting of the Board of Trustees of the Incorporated Village of Head-of-the-Harbor was held on Wednesday, October 19, 2022 at 7 PM at the Village Hall located at 500 North Country Rd., St. James, NY 11780. Those present were the following members Mayor Douglas A. Dahlgard, Deputy Mayor Daniel W. White, Trustees Judith C. Ogden, L. Gordon Van Vechten and Trustee Jeffrey D. Fischer. Also in attendance Village Administrator/Clerk, Margaret O’Keefe; Police Chief, Charles M. Lohmann; Village Treasurer, Patricia Mulderig; Village Attorney, Anthony S. Guardino and Building Inspector, Robert O’Shea. Not in attendance Co-Counsel, Philip Butler.

Pledge of Allegiance.

1. Mayor – Douglas A. Dahlgard

- Mayor Dahlgard convened the public hearing on L.L. (Intro.) #3 of 2022, LOCAL LAW FOR THE VILLAGE OF HEAD OF THE HARBOR VILLAGE CODE ENTITLED “WIRELESS COMMUNICATIONS IN THE RIGHT-OF-WAY. Discussion ensued. There being no further comments from the public or the Board
- It was, upon motion by Trustee Fischer, second by Trustee Van Vechten and unanimously adopted:
RESOLUTION #116-22
Minutes of September 21, 2022 7PM session of the Board of Trustees were presented.
RESOLVED, to adopt the minutes of the above meeting as presented.
- It was, upon motion by Deputy Mayor White, second by Trustee Ogden, abstention by Trustee Fischer and Trustee Van Vechten adopted (3-0-2):
RESOLUTION #117-22
Minutes of October 5, 2022 7PM session of the Board of Trustees were presented.
RESOLVED, to adopt the minutes of the above meeting as presented.
- A public hearing was concluded on the 19th day of October 2022, at 7:00 P.M., at the Village Hall, 500 North Country Road, Head-of-the-Harbor, New York, to consider the adoption of Local Law (Intro.) #3 of 2022, LOCAL LAW FOR THE VILLAGE OF HEAD OF THE HARBOR VILLAGE CODE ENTITLED “WIRELESS COMMUNICATIONS IN THE RIGHT-OF-WAY”.
WHEREAS, the village Board hereby finds that adoption of the proposed Local Law (Intro.) #3 is a Unlisted Action under the State Environmental Quality Review Act (SEQRA), and **WHEREAS**, the Board of Trustees authorizes Mayor Dahlgard to execute a SEQRA Short Environment Assessment Form, (“EAF”); determination that the Local Law and will not have a significant impact on the environment, and **WHEREAS**, The SEAF and a Negative Declaration will remain on file with the Village Clerk,
NOW THEREFORE BE IT RESOLVED, to adopt the,
LOCAL LAW FOR THE VILLAGE OF HEAD OF THE HARBOR VILLAGE CODE ENTITLED “WIRELESS COMMUNICATIONS IN THE RIGHT-OF-WAY” as presented and direct the Village Clerk to file said local law with the Secretary of State as Local Law #2 of 2022 as follows (deemed read into the record)
WHEREUPON, on motion by Deputy Mayor White, seconded by Trustee Fischer, the foregoing resolution as duly adopted at a duly noticed meeting of the Board of Trustees held on October 19, 2022, with the members of the Board voting as follows:

Douglas A. Dahlgard, Mayor	AYE
Daniel W. White, Deputy Mayor	AYE
Judith C. Ogden, Trustee	AYE
L. Gordon Van Vechten, Trustee	AYE
Jeffrey D. Fischer, Trustee	AYE

- It was, upon motion by Trustee Van Vechten, second by Trustee Fischer and unanimously adopted:
RESOLUTION #118-22
RESOLVED, to authorize and direct Mayor Dahlgard to execute the contract with Singco Construction Inc. for the emergency repair work caused by the flooding at Village Hall, and
BE IT FURTHER RESOLVED, to authorize and direct the village treasurer to release distribution payments to Singco Construction Inc. in the timeframe and manner as described in the contract dated October 19, 2022 in the total amount of \$165,000.00.

- It was, upon motion by Trustee Fischer, second by Trustee Van Vechten and unanimously adopted:
RESOLUTION #119-22
WHEREAS, the Board of Trustees had deemed surplus the highway department's 1985 Eager Beaver Wood Chipper, and
WHEREAS, the Director of Highway Operations, Frank Prinzevalli had confirmed that said item are surplus, and
WHEREAS, the highest bid was from a registered user of Auctions International,
NOW THEREFORE BE IT RESOVLED, the Board of Trustees hereby approves of the offer of \$5,100.00 and authorizes the sale.

- It was, upon motion by Trustee Van Vechten, second by Trustee Fischer and unanimously adopted:
RESOLUTION #120-22
WHEREAS, the Board of Trustees had deemed the highway department's 2009 FORD F350, VIN# 1FDWF37Y29EA10000 surplus, and
WHEREAS, the Director of Highway Operations, Frank Prinzevalli had confirmed that said item was surplus, and
WHEREAS, the highest bid was from a registered user of Auctions International,
NOW THEREFORE BE IT RESOVLED, the Board of Trustees hereby approves of the offer of \$13,600.00 and authorizes the sale.
 - Board Education training session issue Ethics and Best Practices. Date to be determined. Training will be applicable to all Boards and Board Members.

- 2. **Building Inspector – Robert O’Shea:**
 - Several permits were issued.
 - Joint Coastal Commission to hold field visit.

- 3. **Police Department – Charles M. Lohmann, Police Chief:**
 - Install of License Plate Reader system pending.
 - Village Court running well.

- 4. **Financials – Patricia A. Mulderig, Village Treasurer:**
 - It was, upon motion by Trustee Van Vechten, second by Trustee Ogden, and unanimously adopted:
RESOLUTION #121-22
RESOLVED, to adopt Abstracts #127690 through and including #127703 in the total amount of \$99,146.15 be paid from the General Fund.

 - It was, upon motion by Trustee Fischer, second by Trustee Van Vechten, and unanimously adopted:
RESOLUTION #122-22
RESOLVED, to adopt Abstract TA #203 in the amount of \$2,155.00 to be paid from the Trust & Agency Fund.

- It was, upon motion by Trustee Fischer, second by Trustee Van Vechten, and unanimously adopted:
RESOLUTION #123-22
RESOLVED, the village treasurer is authorized and directed to make modifications to the 2022/2023 budget in the amount totaling \$195.09 for a net change of zero, as noted:

VILLAGE OF HEAD OF THE HARBOR
 2022/2023 BUDGET MODIFICATIONS
 10/19/2022

		BUDGET F/Y/E	BUDGET ADJUSTMENT	MODIFIED BUDGET
		<u>2/28/2023</u>	<u>2/28/2023</u>	<u>2/28/2023</u>
A2610	JUSTICE COURT FINES	(34,700.00)	(11,200.00)	(45,900.00)
A2660	SALE OF VEHICLES	(5,000.00)	(8,700.00)	(13,700.00)
A2682	INSURANCE RECOVERIES	(10,877.98)	(137,440.74)	(148,318.72)
A1620.26	VILLAGE HALL FLOOD DAMAGE REPAIR	11,170.18	138,124.24	149,294.42
A1990.0	CONTINGENT ACCOUNT	39,212.71	19,216.50	58,429.21
		<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
		<u>(195.09)</u>	<u>0.00</u>	<u>(195.09)</u>

- It was, upon motion by Trustee Van Vechten, second by Trustee Fischer, and unanimously adopted:
RESOLUTION #124-22
RESOLVED, the village treasurer is authorized to transfer \$65,750.00 from the American Rescue Plan Act Fund for the Village Hall Roof Expenditure.
- It was, upon motion by Trustee Fischer, second by Trustee Van Vechten, and unanimously adopted:
RESOLUTION #125-22
RESOLVED, the village treasurer is authorized to pay the Department of the Treasury \$27.35 for December 31, 2020 assessments.
- It was, upon motion by Trustee Van Vechten, second by Trustee Fischer, and unanimously adopted:
RESOLUTION #126-22
RESOLVED, the village treasurer is authorized to transfer \$250,000.00 into the New York CLASS Account.

5. Highway Department – Judith C. Ogden, Highway Commissioner:

- o Tree Boad members needed. Discussion ensued regarding communications with residents.
- o Tree Planting for the Fall to occur shortly.
- o Discussion ensued regarding the village’s Employee Manual and the Local Waterfront Revitalization Program.

- It was, upon motion by Trustee Van Vechten, second by Trustee Fischer, and unanimously adopted:
RESOLUTION #127-22
WHEREAS, the Village of Head of the Harbor encourages the preservation, expansion, protection, and proper maintenance of the community tress of, and
WHEREAS, the Village of Head of the Harbor has heretofore adopted Village Code Chapter 149 “Trees”, and
WHEREAS, in order to enhance the beauty of the Village, by stimulating the planting and growing of desirable trees, and educating the public about the community forest; and
BE IT RESOLVED, the Mayor and Board of Trustees of the Village hereby proclaims October 26, 2022 as the Village’s Arbor Day.

Public Comment

- o Discussion regarding proposed training/board education session. No action taken.

- It was, upon motion by Trustee Fischer, second by Trustee Van Vechten, and unanimously adopted:
RESOLUTION #128-22
RESOLVED, to appoint Michael Utevsy as the Planning Board liaison to the Joint Coastal Commission from this day forward, effective immediately.

- Hitherbrook Extension discussed. No action taken.
- It was, upon motion by Deputy Mayor White, second by Mayor Dahlgard and unanimously adopted, to move to executive session to discuss potential or anticipated litigation and personnel. No action taken. It was, upon motion by Trustee Fischer, second by Deputy Mayor White and unanimously adopted to move back to public session.
- It was, upon motion by Deputy Mayor White, second by Trustee Ogden, and unanimously adopted:
RESOLUTION #129-22
RESOLVED, to increase the hourly wage of Josh Colon by \$2.00/hr effective for the next pay period of Sunday, October 23, 2022.
- It was, upon motion by Deputy Mayor White, second by Trustee Fischer, and unanimously adopted:
RESOLUTION #130-22
RESOLVED, to withdraw and vacate the resolution authorizing the transfer of approximately \$65,750.00 from the American Rescue Plan Act Funds to the General Fund in order to await the need for that transfer.
- There being no other matters to be brought before the Board; it was, upon motion by Deputy Mayor White, second by Trustee Van Vechten and unanimously adopted, to adjourn the meeting at 8:50 PM.

Respectfully Submitted,

Margaret O'Keefe
Village Administrator/Clerk