

**Village of Sylvan Beach
Board Meeting
October 17, 2022**

The Village Board of the Village of Sylvan Beach held their Regular Board meeting on Monday, October 17, 2022 at 6:30 pm. The meeting was attended with board members present and the public was provided with a link to attend via zoom videoconference. Mayor Richard Sullivan presided over the meeting with the following in attendance

Roll Call:

Mayor Richard Sullivan	Present
Trustee Mark Daily	Present
Trustee David DeSantis	Present
Trustee William Shaughnessy	Present
Trustee Thaddeus Lawrence	Present

Meeting was called to order with pledge of allegiance

Others in Attendance:

Michael Sayles, Village Administrator
Joe Rowlands, Tug Hill Commission

Approval of Minutes:

Motion made by Trustee DeSantis and seconded by Trustee Lawrence to accept the minutes of the Regular Meeting of October 3, 2022 as reported by the Village Clerk. Carried as follows:

Trustee Daily	Aye	Trustee DeSantis	Aye
Trustee Shaughnessy	Aye	Trustee Lawrence	Aye

Approval and Audit of Bills:

General Fund	\$ 30,398.70
Park Fund	\$ 1,318.70
Resort District	\$ 605.95
Water District	\$ 0.00
EOLWPAP	\$ 25,895.74
EOL Facilities Project	\$ 75,000.00
SBSD	\$ 28,069.72
Total	\$ 161,288.81

Motion made by Trustee Shaughnessy and seconded by Trustee Daily to approve payment of all bills to be paid from October 3rd through October 14, 2022 in the amount of \$161,288.81 as presented and reviewed by the Village Board of Trustees. Carried as follows:

Trustee Daily	Aye	Trustee DeSantis	Aye
Trustee Shaughnessy	Aye	Trustee Lawrence	Aye

Reports:

Village Clerk/Treasurer – circulated and reviewed during audit review

Michael Sayles, Village Administrator

- Kenwood Ave is open as a one way road, barrier was moved past Friday by County, still reviewing the walkway
- Marina Dr wells dug
- Restrooms are closed and port a jons picked up
- Verizon and Spectrum looking for our business
- No news on play ground
- Tractor is in country but don't know where
- MVEDD grant money for Environmental Stud for contamination looking at McClanathan Ave where there was once a gas station

Joe Rowlands, Tug Hill Commission informed the board of up coming meetings and seminars available

Communications:

Announcements

Public:

Resolutions:

Video Conferencing

WHEREAS, by passing Chapter 56 of the Laws of 2022, the New York State Legislature amended Section 103 of the Open Meetings Law; and

WHEREAS, Chapter 56 adds Section 103-a of the Open Meetings Law, permitting the Board of Trustees, and all other Village of Sylvan Beach Boards, Committees and Subcommittees, to authorize its members to attend meetings by videoconferencing under extraordinary circumstances; and

WHEREAS, Section 103-a (2)(a) requires the Board of Trustees to adopt a resolution following a public hearing authorizing the limited use of videoconferencing under such circumstances; and

WHEREAS, Section 103-a(2) allows for hybrid meetings by requiring that a minimum number of members are present to fulfill the public body’s quorum requirement in the same physical location or locations where the public can attend; and

WHEREAS, Section 103a(2)© requires that members be physically present at any such meeting unless such member is unable to be physically present at any such meeting location due to extraordinary circumstances ... including disability, illness, caregiving responsibilities, or any other significant or unexpected factor or event which precludes the member’s physical attendance as such meeting; and

WHEREAS, in accordance with Section 103-a(2)(d), any members attending by videoconference must excerpt during executive session, be heard, seen and identified, while the meeting is being conducted, including but not limited to any motions, proposals, resolutions, and any other matter formally discussed or voted upon; and

WHEREAS, Section 103-a(2)(g) requires that any meeting where a member attends by videoconference be recorded, posted to the Village of Sylvan Beach webpage within five business days, and transcribed upon request; and

WHEREAS, Section 103-a(2)(h) requires that members of the public be permitted to attend and participate, if authorized, in any meeting by videoconference when a member attends by videoconference.

BE IT RESOLVED, that the Board of Trustees authorizes its members and other Village Board members and members of committees and subcommittees who experience an extraordinary circumstance, as described above and further defined by any rules or written procedures later adopted, to attend meetings by videoconference;(i) as long as a quorum of the members attend in-person at one or more locations open to the public; (ii) as long as the member can be seen, heard and identified while the open portion of the meeting is being conducted; and (iii) as otherwise permitted under Chapter 56 of the Laws of 2022; and be it further

RESOLVED, that the Board of Trustees shall create written procedures further governing its use of videoconferencing by its members in compliance with Chapter 56 of the Laws of 2022.

Motion to accept the resolution was made by Trustee Shaughnessy and Trustee Daily and carried as follows

Trustee Daily	Aye	Trustee DeSantis	Aye
Trustee Shaughnessy	Aye	Trustee Lawrence	Aye

Emergency Meeting Resolution

WHEREAS, by passing Chapter 56 of the Laws of 2022 (“Chapter 56”), the New York State Legislature amended Section 103 of the Public Officers Law; and
WHEREAS, Chapter 56 adds Section 103-a of the Public Officers Law, permitting the Village of Sylvan Beach to authorize its members and all other Village of Sylvan Beach Boards, Committees and Subcommittees to attend meetings by videoconferencing under extraordinary circumstances; and

WHEREAS, Section 103-a(3) of the Public Officers Law authorizes the Village of Sylvan Beach to limit the in-person requirements of Section 102-a(2)(c) during a local state of emergency proclaimed by the Mayor of the Village of Sylvan Beach pursuant to Executive Law § 24, if the Village of Sylvan Beach determines that the circumstances necessitating the emergency declaration would affect or impair the ability of the Village of Sylvan Beach to hold an in-person meeting;

And **WHEREAS**, the Village of Sylvan Beach adopted Local Law No. 1 on October 17, 2022 permitting the Board of Trustees to conduct meetings using videoconference technologies; and

WHEREAS, the Mayor of the Village of Sylvan Beach declared a local state of emergency pursuant to Executive Law § 24 on October 17, 2022

BE IT RESOLVED, that the Village of Sylvan Beach determines that the circumstances necessitating the emergency declaration affects or impairs the ability of the Village of Sylvan Beach to hold an in-person meeting; and be it further

RESOLVED, that the Village of Sylvan Beach and all other Village of Sylvan Beach Boards, Committees and Subcommittees shall conduct this meeting in accordance with the written procedures adopted by the Village of Sylvan Beach further governing its use of videoconferencing by the members of the Board of Trustees and all other Village of Sylvan Beach Boards, Committees and Subcommittees in compliance with Chapter 56 of the Laws of 2022 and Local Law No. 1.

Motion to accept the resolution was made by Trustee Daily and seconded by Trustee DeSantis and carried as follows

Trustee Daily	Aye	Trustee DeSantis	Aye
Trustee Shaughnessy	Aye	Trustee Lawrence	Aye

Old Business:

New Business:

Mayor Sullivan reported that the Town of Vienna Supervisor Mike Davis has indicated that they are going to increase the monies to the Senior Center in the next budget

Adjournment:

Motion was made by Trustee DeSantis and seconded by Trustee Shaughnessy to adjourn the meeting at 6:45pm. Carried as follows

Trustee Daily	Aye	Trustee DeSantis	Aye
Trustee Shaughnessy	Aye	Trustee Lawrence	Aye

Respectfully submitted by

Wanda E Durant
Village Clerk-Treasurer
DRAFT