

MINUTES FOR THE REGULAR MEETING HELD BY THE BOARD OF TRUSTEES ON FRIDAY, JANUARY 18, 2019 AT 4:00 P.M.

PRESENT: Mayor Peter Sartorius, Trustees Jeanette Obser and Kimberley Payne, Village Attorney Richard DePetris and Village Clerk Aimee Buhl

ABSENT: Trustees Randy Cardo and Ted Necarsulmer

OTHERS PRESENT: Police Chief Chris Isola, Fire Chief Chris Osborne, Building Inspector Bill Nowak, Frances Ryan, Dick Gardner, Lynn Joyce, Ed Corballis, Kittric Motz, Inger Mejean, Irwin Messer, Kevin McAllister and Valerie Gordon of the Southampton Press

The Mayor invited everyone to join him in the Pledge of Allegiance.

Upon motion made by Kimberley Payne, seconded by Jeanette Obser and unanimously carried, the Minutes of Regular Meeting held on December 21, 2019 were approved.

Upon motion made by Jeanette Obser, seconded by Kimberley Payne and unanimously carried, the Abstract of Audited Vouchers Schedule 1-19, \$248,073.13 and Treasurer's Report for the Month ending December 31, 2018 were approved.

\$ 366,630.91	Checking Account
\$ 862,487.97	Capital Reserves
<u>\$8,366,399.85</u>	<u>Investments</u>
\$9,595,518.73	Total General Fund 12/31/18

The Clerk gave the report for December 2018 Fire and Burglar Alarms:

Fire Billed: \$1,500; Fire Collected: \$550

Burglar Billed: \$1,575; Burglar Collected: \$1,175

Fire Chief Chris Osborne gave the December 2018 report for the Fire Department. Police Chief Chris Isola gave the December 2018 report for the Police Department. Building Inspector Bill Nowak gave the December 2018 report for the Building Department.

Upon motion made by Jeanette Obser, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, the General Village Election of the Village of Quogue, New York will be held on Friday, June 21, 2019. The polling place for the 2019 General Village Election shall be at the Quogue Firehouse, Jessup Avenue, Quogue, New York. The polls shall open at 12:00 noon and close at 9:00 p.m. prevailing time and the offices to be filled at said General Village Election and the terms thereof are as follows:

Trustees – two (2) for the term of two (2) years

Justice- one (1) for the term of four (4) years

Upon motion made by Kimberley Payne, seconded by Jeanette Obser and unanimously carried, it was RESOLVED, the certified amount of unpaid Village taxes for the fiscal year 2018-2019 submitted by the Treasurer of the Village of Quogue, and as provided in Section 1454 of the Real Property Tax Law of the State of New York, has been compared with the original tax roll and has been found to be correct and the amount of unpaid taxes is \$22,052.88 (see listing attached) and further that the unpaid village taxes for such fiscal year will be sold by Public Tax Sale at which sale certificates of tax liens for such unpaid taxes shall be properly sold with interest and

advertising fee (\$25); such tax sale shall be held in the manner provided by law, at 9:15 A.M. on Tuesday, March 19, 2019 and notices of such tax sale to be published in the Southampton Press-Western Edition for three (3) consecutive weeks in issues dated 02/28/19; 03/7/19 and 03/14/19 in accordance with statutory law.

Upon motion made by Jeanette Obser, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, the certification from the Quogue Fire Department as to the members and points they received in 2018 under the Quogue Fire Department Service Award Program Point System is accepted and the fire department has been directed to post certification for 30 days as required by law and resubmit with any changes.

Upon motion made by Kimberley Payne, seconded by Jeanette Obser and unanimously carried, it was RESOLVED, a donation of \$17,516.16 is accepted from the Quogue Association for the bench located in the Village Green. The Park Fund will be increased in the amount of \$17,516.16.

Upon motion made by Kimberley Payne, seconded by Jeanette Obser and unanimously carried, it was RESOLVED, the budget is increased in the amount of \$6,568.80 to fund the sand fencing installed by First Coastal Corporation utilizing revenue code A1001SA (Special Assessment-Sand Fences) and appropriation code A8745400 (Erosion Control- Contractual Services).

Upon motion made by Kimberley Payne, seconded by Jeanette Obser and unanimously carried, it was RESOLVED, a transfer in the amount of \$11,000 from unassigned fund balance to the Park Fund for Village Beach Renovation project expenses.

Upon motion made by Kimberley Payne, seconded by Jeanette Obser and unanimously carried, it was RESOLVED, an additional \$30,000 is approved for expenses related to the Village Beach Renovation project.

Upon motion made by Kimberley Payne, seconded by Jeanette Obser and unanimously carried, it was RESOLVED, the following expenses from Parks T37 are approved:

West Marine \$128.76
Loper's Equipment \$253.00
Speonk Lumber \$460.70
Pat McChesney Construction, Inc. \$17,600
Sullivan Electric \$10,423.91

Upon motion made by Jeanette Obser, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, a partial payment of \$7,000 to Hook Construction for demolition work at 121 Jessup Avenue is approved.

Upon motion made by Kimberley Payne, seconded by Jeanette Obser and unanimously carried, it was RESOLVED, the following purchase orders are increased:

15555 Remsenburg Marina \$309.18
15594 Galls 88.20
15578 Chip's Evergreen \$3,466.00

Upon motion made by Kimberley Payne, seconded by Jeanette Obser and unanimously carried, it was RESOLVED, the following refunds of the Village's 2018/19 taxes as a result of court decisions reducing the Town of Southampton's 2017/18 assessments are approved:

TAX MAP #	OWNER	ORIG ASSMT	REDUCED TO	REFUND DUE
4-1-33	Tingir	1,007,200	950,000	112.67
7-3-45	Macfarlane	1,469,900	1,371,000	194.81
9-1-12	Conlin	1,567,000	1,458,000	214.71

Upon motion made by Jeanette Obser, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, a dock permit located at 135 Dune Road (902-15-1-20.2) is approved.

Upon motion made by Kimberley Payne, seconded by Jeanette Obser and unanimously carried, it was RESOLVED, an amendment to Chapter 174 of the Village Code is authorized.

Amendments To Chapter 174
Of The Village Code

1. Chapter 174 of the Village Code is hereby amended by adding §174-20.1 to read as follows:

§174-20.1. Manner of parking of certain commercial vehicles.

A. All construction and other commercial vehicles (including privately-owned vehicles of construction and service personnel) engaged in work or service at a property fronting on a public road shall park (1) in the driveway or at another location on such property; (2) on the unpaved portion of any public right of way adjacent to such property so long as no damage, such as rutting, occurs as a result of such parking; or (3) entirely on the paved portion of any public road in such a manner so as not to prevent passage of at least one lane of traffic.

B. Paragraph A above shall not be construed to authorize parking on any road or location where parking is otherwise prohibited.

C. The driver and owner of any vehicle referred to in paragraph A above shall be subject to a fine in the amount of \$50 for each violation of paragraph A above, except that if parking on the unpaved portion of a public right of way shall cause damage thereto, such as rutting, the driver and owner of such vehicle shall be subject to a fine in the amount of \$200 for each such violation.

2. §174-31B of the Village Code is hereby amended by adding the following sentence at the end thereof:

Notwithstanding the foregoing, every person convicted of violating §174-20.1A shall pay a fine in the amount set forth in §174-20.1C.

Upon motion made by Kimberley Payne, seconded by Jeanette Obser and unanimously carried, it was RESOLVED, the introduction of “Local Law No. ____ of 2019 Authorizing A Property Tax Levy In Excess Of The Limit Established In General Municipal Law §3-c” and scheduling of a public hearing to be held on Friday, February 15, 2019 at 4:00 PM. were approved.

Local Law No. ____ of 2019

A Local Law Authorizing A Property
Tax Levy In Excess Of The Limit Established
In General Municipal Law §3-c

Section 1. Legislative Intent.

It is the intent of this local law to allow the Village of Quogue to adopt a budget for the fiscal year commencing June 1, 2019 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law §3-c.

Section 2. Authority.

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local government’s governing body to override the tax levy limit for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

Section 3. Tax Levy Limit Override.

The Board of Trustees of the Village of Quogue is hereby authorized to adopt a budget for the fiscal year commencing June 1, 2019 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

Section 4. Repeal.

If the Board of Trustees of the Village of Quogue adopts a budget for the fiscal year commencing June 1, 2019 that does not require a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c (to wit, if the authorization contained in Section 3 of this local law is not utilized), this local law may be repealed by resolution of the Village Board of Trustees (to wit, without a public hearing and without any further local law).

Section 5. Severability.

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court’s order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 6. Effective date.

This local law shall become effective upon the filing thereof with the Secretary of State of the State of New York.

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Inger Mejean, representing the Westhampton Garden Club, addressed the Board regarding approval to create a garden on the pond property. The Board approved an expenditure of \$3,000 for the project and labor to be performed by the Highway Department.

Lynn Joyce, Kevin McAllister, Ed Corballis, Kittric Motz and Aram Terchunian spoke to the Board regarding the proposed erosion control district. The Mayor advised the audience that a discussion of the proposed erosion control district will be on the April Board of Trustee's meeting agenda.

With no other business to discuss and upon motion made by Kimberley Payne, seconded by Jeanette Obser and unanimously carried, the meeting was adjourned at 5:20 P.M.

Aimee Buhl, Village Clerk