

MINUTES FOR THE REGULAR MEETING HELD BY THE BOARD OF TRUSTEES ON FRIDAY, MARCH 15, 2019 AT 4:00 P.M.

PRESENT: Mayor Peter Sartorius, Trustees Jeanette Obser, Kimberley Payne and Ted Necarsulmer and Village Clerk Aimee Buhl

ABSENT: Trustee Randy Cardo

OTHERS PRESENT: Police Chief Chris Isola, Building Inspector Bill Nowak, Dick Gardner, Eileen Duffy, Karen and Andrew Cirincione, Kittric Motz, Frances Ryan and Irwin Messer

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

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, the Minutes of Regular Meeting held on February 15, 2019 were approved.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, the Abstract of Audited Vouchers Schedule 3-19, \$236,969.18 and Treasurer's Report for the Month ending February 28, 2019 were approved.

\$ 183,151.46	Checking Account
\$ 717,645.00	Capital Reserves
<u>\$7,852,996.17</u>	<u>Investments</u>
\$8,753,792.63	Total General Fund 2/28/19

The Clerk gave the report for February 2019 Fire and Burglar Alarms:

Fire Billed: \$100; Fire Collected: \$50
Burglar Billed: \$250; Burglar Collected: \$600

Building Inspector Bill Nowak gave the February 2019 report for the Building Department. Police Chief Chris Isola gave the February 2019 report for the Police Department. Fire Chief Chris Osborne was absent from the meeting.

Upon motion made by Ted Necarsulmer, seconded by Jeanette Obser and unanimously carried, it was RESOLVED, the resignation of Courtney Weber from the position of Part Time Police Officer effective March 7, 2019 is accepted.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the following Beach Personnel for the 2019 season are approved as follows:

Beach Manager: Ryan Fay
Gate Attendants: Daniel Pulick, Christian Carlino, Chris Squeri, Tyler Jones and Matthew Debellis
Life Guards: Richard Harris, Peter Salerno, Eric Buhl, Sean Brand, Sean Montpetit, Terence Moran, Matthew Montpetit, James Raynor, John Balzano, Thomas Abbatiello and Eric Sweet

Upon motion made by Jeanette Obser, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, a Special Event Permit application for a party to be held at the Village Beach on August 2, 2019 is approved.

Upon motion made by Jeanette Obser, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, a Special Event Permit application for use of the beach parking lot only on August 17, 2019 is approved.

Upon motion made by Jeanette Obser, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, the Mayor is authorized to enter into an agreement with T-Mobile for the use of the parking lot for a temporary antenna.

Upon motion made by Ted Necarsulmer, seconded by Kimberley Payne (Ted Necarsulmer abstained) and unanimously carried, it was RESOLVED, an expenditure of \$38,322 to Pershing LLC from A9089 Fire Service Award which represents the amount necessary to pay post-entitlement age participants who earned service credit during the calendar year 2018 is approved.

Upon motion made by Ted Necarsulmer, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, the following transfers are approved:
A1930400 Special Items/Judgements & Claims to A1325411 Clerk-Treas/Supplies & Materials \$12,000
A1930400 Special Items/Judgements & Claims to A1325452 Clerk-Treas/Contractual Accounting \$13,000
A5110190A Highway Vacation Buybacks to A5110423 Highway Telephone \$420
A718049 Beach/Misc Expenses to A7180423 Beach/Telephone \$400
A1325190A Clerk-Treas Vacation Buybacks to A1325450 Clerk-Treas/Maintenance Contracts \$1,099

Upon motion made by Ted Necarsulmer, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, an increase to purchase order 15586 GA Chivvis Corp. in the amount of \$1,005 for items not included on original purchase order is approved.

Upon motion made by Jeanette Obser, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, a payment of \$2,627 to Lylac, Inc. for the first half of database development of the alarm program and the annual Filemaker Pro licensing fee is approved.

Upon motion made by Kimberley Payne, seconded by Jeanette Obser and unanimously carried, it was RESOLVED, the Mayor is authorized to sign and execute the license agreement with the Quogue Junior Theater Troupe, Inc. for use of the Community Hall for the 2019 season.

Upon motion made by Jeanette Obser, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the Mayor is authorized to sign the renewal of the Building & Codes Software Support Contract with Williamson Law Book Co. from 3/1/2019-2/28/2020.

Upon motion made by Kimberley Payne, seconded by Jeanette Obser and unanimously carried, it was RESOLVED, a bulkhead reconstruction permit for 99 and 101 Dune Road (tax maps 15-1-5 and 15-1-6) is approved.

Upon motion made by Kimberley Payne, seconded by Jeanette Obser and unanimously carried, it was RESOLVED, a bulkhead reconstruction permit for 23 Ogden Lane (tax map 11-1-25.17) is approved subject to the Building Inspector's review.

Upon motion made by Kimberley Payne, seconded by Jeanette Obser and unanimously carried, it was RESOLVED, the minutes of the bid opening held on March 12, 2019 at 3:00 P.M. for the operation of the snack bar at the Quogue Village Beach Pavilion for the 2019 summer season, as advertised in the Southampton Press, Western Edition issues dated February 28 and March 7, 2019 (see attached) are approved and bid is awarded to JR Water Corp.

The Mayor presented the 2019-2020 tentative budget to the Board of Trustees. The tentative budget was accepted and upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, a public hearing is scheduled for April 1, 2019 at 10 A.M. on the 2019-2020 tentative budget.

Upon motion made by Kimberley Payne, seconded by Jeanette Obser and unanimously carried, it was RESOLVED, Ashleigh-Anne Papajohn is appointed a member of the Quogue Village Police Department effective May 1, 2019, subject to the Mayor's execution of a Memorandum of Agreement with the Quogue Police Benevolent Association providing for the appointment of an additional full-time police officer to be appointed to a new Relief Officer position.

The Mayor opened the Public Hearing with respect to "Local Law No. ____ of 2019 A Local Law Amending Chapter 123 (Peace and Good Order) by adding a new Article VIII regarding Peddling and by renumbering the existing Article VIII (Penalties for Offenses)" as introduced at the Board of Trustees meeting held on Friday, February 15, 2019 at 4:00 P.M. Irwin Messer asked if the ice cream truck fell under this category. The Mayor closed the Public Hearing and proposed to adjourn the decision to the April board meeting.

Local Law No. ____ of 2019

A Local Law Amending Chapter 123 (Peace and Good Order) by adding a new Article VIII regarding Peddling and by renumbering the existing Article VIII (Penalties for Offenses)

Section 1. The Board of Trustees hereby finds and determines that in order to enhance the safety of residents and prevent disturbances in the Village, there should be imposed a licensing requirement on place to place sales activities in the Village.

Section 2. Chapter 123 (Peace and Good Order) of the Village Code is hereby amended by adding a new Article VIII thereto to read in its entirety as follows:

Article VIII: Peddling

§ 123-21 Definitions

As uses in this Article, the following terms shall have the meanings indicated:

EXEMPT PERSON

A *bona fide* charitable, civic, educational, or similar not-for-profit organization and individuals working on behalf of such organization.

PEDDLING

Selling, offering for sale or soliciting offers to purchase goods or services of any kind or description by means of traveling by foot, motor vehicle or other means of conveyance from house to house, place to place or street to street.

PERSON

Any individual, corporation, partnership or other entity.

TOWN

The Town of Southampton, New York.

§ 123-22 License Required

A person, other than an exempt person, shall be permitted to engage in peddling in the Village of Quogue only if such person possesses and displays on demand of any Village police officer or code enforcement officer a valid peddler's license issued by the Town pursuant to Chapter 254 of the Southampton Town Code and, if a motor vehicle is used, a vehicle license card issued pursuant to such Chapter and displayed on such vehicle as required therein. Failure to comply with such requirements shall constitute an offense hereunder.

§ 123-23 Other Restrictions

- A. No loudspeakers, horns, bells or other noisemaking device may be used by any person engaged in peddling in the Village of Quogue.
- B. Nothing herein shall reduce or modify the obligation of any person engaged in peddling to comply with all parking and other traffic regulations. Nor may any peddling occur in any location where it would result in any congestion or public safety hazard, as determined by any police officer of the Village of Quogue.
- C. Any person engaged in peddling in the Village of Quogue must possess all other licenses and permits required to engage in such person's business, including, if food is sold, a valid license to handle food issued by the Suffolk County Department of Health.
- D. There shall be no peddling permitted at any park or recreation area of the Village of Quogue without the express permission of the Board of Trustees.
- E. Nothing in this Article shall be construed to permit peddling on the property of any person who communicates an objection thereto either directly to the person engaged in peddling or by posting a "no soliciting" or similar sign, and any person engaged in peddling shall obey such a direction.
- F. Any failure to comply with the foregoing restrictions shall constitute an offense hereunder.

Section 3. The existing Article VIII of Chapter 123 and existing Section 123-21 (Penalties for Offenses) shall be renumbered as Article IX and Section 123-24, respectively.

Section 4. This local law shall become effective 30 days after the filing thereof with the Secretary of State of the State of New York.

* * *

Mrs. Cirincione commented on the proposed erosion control district. Mr. Cirincione shared photographs of the beach to the Board.

Mayor Sartorius stated that a public hearing regarding the proposed erosion control district will most likely be held in the afternoon of May 25th.

With no other business to discuss and upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, the meeting was adjourned at 4:48 P.M.

Aimee Buhl, Village Clerk