

MINUTES FOR THE REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF QUOGUE, HELD ON FRIDAY, MAY 17, 2019

PRESENT: Mayor Peter Sartorius, Trustees Randy Cardo, Jeanette Obser and Ted Necarsulmer, Village Attorney Richard DePetris and Village Clerk Aimee Buhl

ABSENT: Trustee Kimberley Payne

OTHERS PRESENT: Police Lieutenant Dan Hartman, Fire Department Company 1 Captain Mike McMahon, Building Inspector Bill Nowak, Jane Kratz, Bill Barba, Matt Stedl, Dick Gardner, Bill Miller, Lynn Joyce, Irwin Messer, Bill Horak, Tom Snodgrass, Karen and Andrew Circincione, Frances Ryan and Kittric Motz

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

Upon motion made by Ted Necarsulmer, seconded by Randy Cardo and unanimously carried, the Minutes of Regular Meeting held on April 12, 2019 are approved.

Upon motion made by Jeanette Obser, seconded by Ted Necarsulmer and unanimously carried, the Abstract of Audited Vouchers Schedule 05-19, \$225,979.50 and Treasurer's Report for the Month ending April 30, 2019 were approved:

\$ 125,881.60	Checking Account
\$ 7,409,694.07	Investments
<u>\$ 718,659.56</u>	Capital Reserves
\$ 8,254,235.23	Total General Fund 4/30/19

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

Burglar Billed: \$275; Burglar Collected: \$150
Fire Billed: \$250; Fire Collected: \$150

Building Inspector Bill Nowak gave the April 2019 report for the Building Department. Fire Department Captain Mike McMahon gave the April 2019 report for the Fire Department. Police Lieutenant Dan Hartman gave the April 2019 report for the Police Department.

Upon motion made by Jeanette Obser, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, a special meeting of the Board of Trustees will be held on Friday, May 31, 2019 at 4:00 P.M. and the annual organizational meeting will be held on Monday, July 1, 2019 at 10:00 A.M.

Upon motion made by Jeanette Obser, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the Mayor is authorized to execute the Quogue Chamber Music, Inc. license agreement for use of the community hall on June 15, 2019 and September 7, 2019.

The Board discussed the application for a permit for a boathouse dock reconstruction at 32 Shinnecock Road (902-10-3-4) with Bill Barba from Austin Patterson and Disston Architects and Chuck Bowman from Land Use Ecology. Mayor Sartorius stated that the application did not

require Board approval and the application will be handled by Building Inspector Bill Nowak. The Mayor said he had visited the building and emphasized the building is to be used for storage only.

Upon motion made by Randy Cardo, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, Firefly Admin, Inc. is appointed as a successor firm (replacing Penflex, Inc.) to calculate the amount required to be contributed each year to the Quogue Fire Department Service Award Program Trust and the Mayor is authorized to sign and execute the Engagement Letter with Firefly Admin Inc.

Upon motion made by Ted Necarsulmer, seconded by Randy Cardo and unanimously carried, it was RESOLVED, the Mayor is authorized to sign and execute the Transition Engagement Letter with Firefly Admin Inc. for the Village of Quogue Fire Department Service Award Program.

Upon motion made by Jeanette Obser, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, Thomas Snodgrass is appointed to the position of Part Time Building Inspector at a rate of \$32 per hour, contingent upon Civil Service approval of the position.

Upon motion made by Randy Cardo, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the following transfers are approved:

From A3620141 Safety Insp/Ordinance OT to A3620130 Safety Insp/Personal Services PT
\$1,280

From A4020400 Registrar of Vital Statistics/Contractual to A1325170 Reg Vital Statistics Pers
\$1,000

From A1110490 Village Court Misc to A1325170 Reg Vital Statistics Pers \$700

From A1325210 Clerk-Treas Equip to A1325490 Clerk-Misc \$114

From A801049 Zoning/Misc Exp to A8010445 Zoning/Print Notices \$200

From A3410442 Fire Dept/Electronic Labor to A341023 Fire Dept Equip \$100

From A3410413 Fire Dept Supplies to A3410423 Fire Dept Telephone \$300

From A1420430 Village Prosecutor to A142042 Law/Contractual other \$2,500

From A5182449 Street Lighting/Improvements to A3310400 Traffic Light Service \$100

From A3120415 Police Navy Equip & Maintenance to A3120443 Police Improvements Maint
\$500

From A3120415 Police Navy Equip & Maintenance to A3120445 Police Training \$100

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

15595 Quogue Fire Dept. \$187.00

15744 Firefighter One, LLC \$35.00

15760 Uline \$28.33

Upon motion made by Ted Necarsulmer, seconded by Randy Cardo and unanimously carried, it was RESOLVED, the minutes of the bid openings in accordance with RFP for services for the 2019-2020 fiscal year are approved.

Upon motion made by Ted Necarsulmer, seconded by Randy Cardo and unanimously carried, it was RESOLVED, the proposal of Anacarolina Schaffauer for Office Cleaning Services, June 1, 2019 through May 31, 2020 is accepted.

Upon motion made by Randy Cardo, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the proposal of Excelsior Plumbing for Plumbing Services, June 1, 2019 through May 31, 2020 is accepted.

Mayor Sartorius opened the Public Hearing with respect to “Local Law ____ of 2019 A Local Law Amending Chapter 123 (Peace and Good Order) by adding a new a new Section Prohibiting Transfers of Trash between Vehicles on any Road as introduced at the Board of Trustees meeting held on Friday, April 12, 2019 at 4:00 P.M. There were no comments from the audience and Mayor Sartorius closed the Public Hearing.

Upon motion made by Ted Necarsulmer, seconded by Randy Cardo and unanimously carried, it was RESOLVED, the Board of Trustees finds and determines that this proposed local law will not have a significant adverse impact on the environment. The question of enactment of said law as Local Law No. 3 of 2019 was duly put to a roll call vote with the following results:

Trustee Necarsulmer:	Voting Aye
Mayor Sartorius:	Voting Aye
Trustee Cardo:	Voting Ave
Trustee Obser:	Voting Aye

Local Law No. 3 of 2019

A Local Law Amending Chapter 123 (Peace and Good Order) By adding a new Section Prohibiting Transfers of Trash between Vehicles on any Road

Section 1. The Board of Trustees hereby finds and determines that trash collection companies have been engaged in transferring trash from one collection vehicle to another on roads in the Village of Quogue and that such activity threatens to spill waste on the streets with attendant harmful effects on the environment and impair the welfare, prosperity and the peace and quiet of inhabitants, and therefore such activity should be prohibited.

Section 2. Chapter 123 of the Village Code is hereby amended by adding a new Section 123-3.1, which shall read in its entirety as follows:

§ 123-3.1 Trash Vehicle Transfers

No person engaged in the business of collection of trash shall transfer any collected trash from one collection vehicle to another vehicle on any public or private road in the Village of Quogue.

Section 3. This local law shall become effective 30 days after the filing thereof with the Secretary of State of the State of New York.

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Mayor Sartorius opened the public hearing with respect to “Local Law No. ____ of 2019 A Local Law Amending Chapter 111 (Noise) of the Village Code In Relation to Hours of Operation for Trash Collection as introduced at the Board of Trustees meeting held on Friday, April 12, 2019 at 4:00 P.M. There were no comments from the audience and the Mayor closed the public hearing.

Upon motion made by Ted Necarsulmer, seconded by Randy Cardo and unanimously carried, it was RESOLVED, the Board of Trustees finds and determines that this proposed local law will not have a significant adverse impact on the environment. The question of enactment of said law as Local Law No. 4 of 2019 was duly put to a roll call vote with the following results:

Trustee Necarsulmer:	Voting Aye
Mayor Sartorius:	Voting Aye
Trustee Cardo:	Voting Ave
Trustee Obser:	Voting Aye

Local Law No. 4 of 2019
A Local Law Amending Chapter 111
(Noise) of the Village Code
In Relation to Hours of Operation for
Trash Collection

Section 1. The Board of Trustees hereby finds and determines that trash collection creates significant noise from the operation of collection vehicles and from the loading of trash containers into collection vehicles and therefore the hours of operation for such activity should be limited in order to better secure and promote the public health, comfort and the peace and quiet of the Village of Quogue and its inhabitants.

Section 2. Section 111-4 (Violating Acts) is hereby amended by modifying Paragraph I (Loading and Unloading) so that it reads in its entirety as follows:

“Trash collection; loading or unloading. The collection of trash from any commercial or residential property other than between the hours of 7:00 a.m. and 6:00 p.m. or the creation of loud and excessive noise in connection with loading or unloading any vehicle or the opening and destruction of bales, boxes, crates and containers”

Section 3. 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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Jane Kratz, Matt Stedl of Energy Storage at Savion, LLC at Savion, LLC and Bill Miller, an engineer and project consultant, spoke with the board regarding the application of Quogue Energy Storage LLC to construct a battery energy storage system at 36-38 Old Country Road, to provide energy to PSE&G/LIPA Old Depot Road substation. Trustee Cardo recused himself from the discussion since he is the owner of the properties. The following points were discussed:

- Ambient noise monitoring has been done, and results are expected by the end of May.
- The applicant would like the flexibility to install between 10 MW and 30 MW. The requirements of the utility are not yet known, but PSE&G has stated that the east end of Long Island is an area of reliability concern.
- The applicant would like the flexibility to stack batteries. Two levels would get to a height of 25 feet.
- Lithium ion batteries are flammable, but there would be an internal fire protection system.
- The project would be an unlisted item under SEQRA, and an unlisted item does not normally have a coordinated review, according to Village Attorney Rick DePetris.
- The Board of Trustees will make the SEQRA determination for the Village only.
- This facility would appear to be a utility facility under Section 196-18 of the Village Code. Thus, the Board has the power to vary the dimensional requirements of the Zoning Code.
- The applicant will supply a letter spelling out the dimensional relief it is seeking.
- The applicant is willing to run a water main and install a hydrant if the Fire Department requires one.
- The foregoing determinations require a public hearing. The Board will probably set a date for a public hearing at the June meeting with the hearing to be in July

Kittric Motz asked about the Special Meeting scheduled for May 31, 2019. The Mayor stated that the meeting is a “clean up” meeting relating to end the fiscal year.

Lynn Joyce commented on the proposed erosion control district information meeting.

Karen Cirincione asked the Board if they have received any new information from the Army Corps. of Engineers. No information has been received.

With no other business to discuss and upon motion made by Ted Necarsulmer, seconded by Randy Cardo and unanimously carried, the meeting adjourned at 4:50 P.M.

Aimee Buhl, Village Clerk