

MINUTES FOR THE REGULAR MEETING HELD BY THE BOARD OF TRUSTEES ON FRIDAY,
DECEMBER 20, 2019 AT 4:00 P.M.

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

ABSENT: Trustee Jeanette Obser

OTHERS PRESENT: Police Chief Chris Isola, Fire Chief Chris Osborne, Building Inspector William Nowak, Karen and Andrew Cirincione, Thomas Mullen David Turinsky, Melissa Nelson, Michael McMahon, Paul, Jessica and Andre Insalaco, Ben Hubbard, Frances Ryan, David Schaffauer, Tom Otis IV, Dick Gardner, Michael Nelson, Lulie Morrissey and Jerry Volz,

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 November 15, 2019 are approved.

Upon motion made by Ted Necarsulmer, seconded by Randy Cardo and unanimously carried, the Abstract of Audited Vouchers Schedule 12-19, \$885,365.43 and Treasurer's Report for the Month ending November 30, 2019 are approved.

\$ 105,350.47	Checking Account
\$ 993,503.90	Capital Reserves
<u>\$ 9,960,189.59</u>	<u>Investments</u>
\$11,059,043.96	Total General Fund 11/30/19

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

Burglar Billed: \$325; Burglar Collected: \$325
Fire Billed: \$750; Fire Collected: \$700

Fire Chief Chris Osborne gave the November 2019 report for the Fire Department. Chief Building Inspector William Nowak gave the November 2019 report for the Building Department. Police Chief Chris Isola gave the November 2019 report for the Police Department.

The Mayor and Board of Trustees thanked Chris Osborne for all he has done as Chief of the Quogue Fire Department. They also thanked new Fire Chief Ben Hubbard and new officers for accepting their new positions.

Upon motion made by Mayor Sartorius, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the slate of Fire Department Officers for 2020, elected on December 2, 2019, is ratified as follows:

Chief: Ben Hubbard
1st Asst.: Mike Nelson
2nd Asst.: Dave Schaffauer
3rd Asst.: Paul Insalaco

Co.1
Captain: Mike McMahon
Lt.: Tom Mullen
Wardens: Cliff McKennett & Chuck Karpovek

Co. 2

Captain: Todd Bandrowski
1st Lt.: Tom Otis IV
2nd Lt.: Jerry Volz
Wardens: Dave Turinsky & John Sipala

Fraternal:
President: Bruce Davidson
Secretary: Ted Necarsulmer
Treasurer: Tom Snodgrass

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, refunds of the Village's 2019/2020 taxes as a result of court decisions reducing Town of Southampton 2018/2019 assessments are approved as follows:

<u>TAX MAP #</u>	<u>OWNER</u>	<u>ORIG ASSMT</u>	<u>REDUCED TO</u>	<u>REFUND DUE</u>
1-1-17.27	2002 Stertz Family QPR Trust	1,056,300	1,000,000	112.14
4-1-88	Shari Frey	1,393,100	1,300,000	185.45
6-1-14	Robert & Susanna Jonke	2,695,100	2,578,000	233.52
9-1-23	Barbara Shultz	1,578,400	1,225,000	703.94

Upon motion made by Kimberley Payne, seconded by Randy Cardo and unanimously carried, it was RESOLVED, the following transfers are approved as follows:

From A132549 Clerk- Misc to A1325190A Clerk Vacation Buyback	\$787
From A3410411 Fire Dept/Personnel Protection to A3410442A Fire Dept/Serv Equip Labor	\$5,000
From A3410413 Fire Dept/Supplies- Electronic Parts to A3410442A Fire Dept/Serv Equip Labor	\$5,000
From A1990400 Special Items/Contingent to A9010800 Employee Benefits/State Retirement ERS	\$4,160
From Unassigned Fund Balance to A3120443 PD Improve Maint. Bldg.	\$10,000
From Unassigned Fund Balance to A1440400 – Engineer/Architect – Contractual Services	\$10,000
From Unassigned Fund Balance to A8745400 – Flood & Erosion Control – Contractual Services	\$50,000
From Unassigned Fund Balance to A8745490 – Flood & Erosion Control – Supplies	\$50,000
From Unassigned Fund Balance to A5182449 Street Light/Improvements	\$10,000

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

15944	Firematic Supply Co., Inc.	\$55.36
15842	LI Telecommunications & Electronic Svc	\$37.00
15945	The Fire Store	\$26.99
15895	Hampton Marine Center	\$192.00
15953	WB Mason	\$30.00

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, a reimbursement of \$250 to Alternative Cable Construction, Inc. for an application fee which was deemed unnecessary is approved.

Upon motion made by Randy Cardo, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, a permit to construct a fixed dock, steps, ramp and stairs at 32 Penniman Point Road (902-6-2-12.2) is approved.

Upon motion made by Ted Necarsulmer, seconded by Randy Cardo and unanimously carried, it was RESOLVED, \$300,000.00 from Building Capital Reserve Fund may be utilized for building renovations at 121 Jessup Avenue, subject to a permissive referendum.

The Mayor spoke of the passing of Alexander (Sacha) Ames and his dedication and commitment to the Village as long time member of the ZBA and Fire Department member and past Chief. A moment of silence was held.

Upon motion made by Randy Cardo, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, Pamela Chepiga is appointed to the position of zoning board member (July 2021), fulfilling the unexpired term of Alexander (Sacha) Ames.

Upon motion made by Mayor Sartorius, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, "Local Law No. _____ of 2020 A Local Law Relating To Village Tax Sales" was introduced and a public hearing is scheduled to be held on Friday, January 17, 2020 at 4:00 PM.

Local Law No. _____ of 2020

A Local Law Relating
To Village Tax Sales

Section 1. Chapter 168 of the Village Code is hereby amended by adding a new Article VI to read as follows:

Article VI
Village Tax Sales

§168-29. Purpose.

In accordance with Article III of this Chapter, the collection of Village taxes continues to be enforced pursuant to Title 3 of Article 14 of the Real Property Tax Law, as in effect on December 31, 1994. Thus Village tax sales are conducted pursuant to §1454 of the Real Property Tax Law. The purpose of this Article VI is to empower the Village to bid for and purchase parcels of real property offered for sale at such tax sales.

§168-30. Powers of the Village.

A. The Village is empowered to bid for and purchase parcels of real property offered for sale at Village tax sales conducted pursuant to §1454 of the Real Property Tax Law.

B. The Village is empowered to bid for a parcel of real property offered for sale at such tax sale by bidding for the purchase of a 100% undivided interest in such parcel for the amount due (the amount of the tax, interest and charges due on such parcel). The Village is also empowered to bid for a parcel of real property offered for sale at such tax sale by bidding for the purchase of a lesser undivided interest (an undivided interest of less than 100%) in such parcel for the amount due (the amount of the tax, interest and charges due on such parcel). The foregoing powers shall be applicable to each parcel of real property offered for sale at such tax sale.

C. With respect to each parcel of real property offered for sale at such tax sale, the Village shall have the right to make the initial or opening bid. If the Village exercises such right, such initial or opening bid shall be a bid for the purchase of a 100% undivided interest in such parcel for the amount due (the amount of the tax, interest and charges due on such parcel).

D. With respect to each parcel of real property offered for sale at such tax sale, the Village shall have the right to match the lowest bid made by any other bidder, the lowest bid made by any other bidder being the bid for the purchase of the smallest percentage of undivided interest (whether zero percent or some other percent) in such parcel for the amount due (the amount of the tax, interest and charges due on such parcel). If the Village exercises such right, the Village's matching bid shall be preferred and shall be deemed to be the ultimate successful bid.

§168-31. Implementation of Powers of the Village.

A. The Village Board of Trustees delegates to the Village Treasurer the power and authority to implement the powers of the Village set forth in §168-30, including the power and authority:

- (1) to bid on behalf of the Village for the purchase by the Village of parcels of real property offered for sale at Village tax sales conducted pursuant to §1454 of the Real Property Tax Law;
- (2) to bid on behalf of the Village for the purchase by the Village of a 100% undivided interest in a parcel for the amount due;
- (3) to bid on behalf of the Village for the purchase by the Village of a lesser undivided interest (an undivided interest of less than 100%) in a parcel for the amount due;
- (4) to match on behalf of the Village the lowest bid made by any other bidder;
- (5) with respect to each parcel of real property offered for sale at such tax sale, to decide whether to bid on behalf of the Village, to decide whether to bid on behalf of the Village for the purchase of a 100% undivided interest, to decide whether to bid on behalf of the Village for the purchase of a lesser undivided interest, and to decide whether to match on behalf of the Village the lowest bid made by any other bidder.

B. The Village Board of Trustees may from time to time by resolution amend the provisions of 168-31. Any such amendment may include a provision delegating the power and authority to implement the powers of the Village set forth in §168-30 to another Village official (an official other than the Village Treasurer). Any such amendment may include provisions providing direction with respect to implementing the powers of the Village set forth in §168-30.

Section 2. 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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Upon motion made by Mayor Sartorius, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, "Local Law No. _____ of 2020 A Local Law Amending Chapter 111 (Noise) of the Village Code in Relation to Restrictions on certain actions on Holidays" was introduced and a public hearing is scheduled to be held on Friday, January 17, 2020.

A Local Law Amending Chapter 111
(Noise) of the Village Code in Relation
to Restrictions on certain actions on Holidays

Section 1. The Board of Trustees hereby finds and determines that clarification in Chapter 111 (Noise) of the Village Code with respect to restrictions on certain activities on holidays is desirable.

Section 2. Section 111-1 (Definitions) is amended by adding the following definition

Holiday

Means New Year's Day, Martin Luther King Day, Presidents Day, Memorial Day, Independence Day, Labor Day, Columbus Day, Thanksgiving Day and Christmas Day. If any such day falls on a Saturday or Sunday, the preceding Friday (in the case of a Saturday) or following Monday (in the case of a Sunday) shall also constitute a holiday.

Section 3. Section 111-4 (Violating Acts) is hereby amended as follows:

(a) Paragraph J (Construction or repair) is hereby amended by adding after the word "improvement" the words "on a Sunday or a holiday and".

(b) Paragraph M (Bulldozers or other earth moving machinery, pile drivers and pneumatic hammers) is hereby amended by adding after the word "operation" the following words: "on a Sunday or a holiday and".

(c) Paragraph O (Landscaping) is hereby amended by adding after the word "operation" the first time it appears in such paragraph the following words: "on a Sunday or a holiday and".

Section 4. Section 111-4.1B is amended by adding the words "or holiday" after the word "Sunday" both times it appears.

Section 5. Section 111-4.1C is hereby amended by adding the words "or holiday" after the word "Sunday" both times it appears.

Section 6. 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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The Mayor awarded Andrew Botsford as 2019 Person of the Year because of his cultural contributions to the Village of Quogue. (Proclamation attached)

The Mayor gave an update on the state of the Village Beach. Comments and questions were heard from Karen and Andrew Cirincione.

With no other business to discuss and upon motion made by Ted Necarsulmer, seconded by Kimberley Payne and unanimously carried, the meeting was adjourned at 4:45 P.M.

Aimee Buhl, Village Clerk