

MINUTES FOR THE REGULAR MEETING HELD BY THE BOARD OF TRUSTEES ON FRIDAY,
FEBRUARY 16, 2024 AT 4:00 P.M.

This meeting was also accessible via Zoom.

PRESENT: Mayor Robert Treuhold, Trustees Randy Cardo, Kimberley Payne (via Zoom), Ted Necarsulmer (via Zoom) and Sally Beatty, Village Attorney Wayne Bruyn, Village Clerk Aimee Buhl, and Deputy Village Clerk Denise Michalowski, Police Chief Chris Isola, Fire Chief Paul Insalaco, and Building Inspector William Nowak

OTHERS PRESENT: Stephen Farrell (via Zoom), Susan and Michael Luyckx, Alex Kravitz, Jack Fink, Amber Weis, Aiden Kravitz, Gerhart Ponto, Chris Brody, Paul Sigismondi, Dick Gardner, Lynn Joyce, Ed Corballis and Kittric Motz

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

Upon motion made by Sally Beatty, seconded by Randy Cardo and unanimously carried, it was RESOLVED, that the minutes of the Regular Meeting held on January 19, 2024 are approved.

Upon motion made by Sally Beatty, seconded by Randy Cardo and unanimously carried, the Abstract of Audited Vouchers Schedule 2-24, \$258,484.36 and Treasurer's Report for the Month ending January 31, 2024 were approved.

\$ 229,236.16	General Account
\$ 7,799,433.00	General Investment
\$ 964,023.59	Capital Reserve
\$ 500,000.00	Compensating Balance
\$ 3,146,786.36	Class General Account
<u>\$ 111,371.31</u>	Scrub Oak Renovation Bond Proceeds
\$12,750,850.42	Total 1/31/24

The Clerk gave the report for January 2024 Fire and Burglar Alarms:

Fire Billed: \$350; Collected: \$1,550
Burglar Billed: \$50; Burglar Collected: \$150

Fire Chief Paul Insalaco gave the January 2024 report for the Fire Department. Police Chief Chris Isola gave the January 2024 report for the Police Department. Building Inspector William Nowak gave the January 2024 for the Building Department.

Kittric Motz addressed the Board regarding Michael and Susan Luyckx's Special Exception Review application and summarized that the applicants should be allowed to rebuild their home. The Mayor stated that the Zoning Board of Appeals has issued a written decision approving the project subject to certain conditions set forth therein. The Trustees are satisfied with the ZBA's decision.

Upon motion made by Sally Beatty, seconded by Randy Cardo and unanimously carried, it was RESOLVED that the Special Exception Application of MICHAEL LUYCKX and SUSAN LUYCKX in order to permit the reconstruction with modifications and additions of a nonconforming single family dwelling with attached garage, screened porch and brick patio on a nonconforming 15,295 sq. ft. parcel of land on a parcel with three dwellings located on the westerly side of Willow Lane, approximately 200' north of Main Street in the A-3 Residence District known as 17 Willow Lane and designated as SCTM# 0902-007.00-02.00-040.000, be and hereby is approved, subject to the terms and conditions set forth in the written decision of the Zoning Board of Appeals dated January 17, 2024.

Aiden Kravitz from Relic Design LLC gave background on his company and the proposed use of the building at 60 Old County Road (902-2-1-8.2). The Mayor welcomed him and his company to Quogue and thanked him and his team for their environmental efforts.

Upon motion made by Randy Cardo, seconded by Sally Beatty and unanimously carried, it was RESOLVED that the Special Exception Application of Relic Design LLC in order to permit clothing storage and a screen-printing facility in the LI-1 Industrial District known as at 60 Old Country Road and designated as SCTM# 0902-002.00-01.00-008.002, be and hereby is approved.

No one was in attendance to address the Board regarding David Celi's Special Exception Application. The Mayor stated that the matter has been heard by the Zoning Board of Appeals and Planning Board, and that the Board of Trustees had previously indicated its approval in principle of the indoor sports training facility.

Upon motion made by Randy Cardo, seconded by Sally Beatty and unanimously carried, it was RESOLVED that the Special Exception Application of the Gregory and Sandra Celi Irrevocable Trust in order to permit the construction of an 84' by 215', 18,060 sq. ft., one-story industrial building with an interior mezzanine to be used as an indoor sports training facility with 48 off street parking spaces on a 68,834 sq. ft. parcel of land located on the southerly side of Industrial Drive, westerly side of Quogue-Riverhead Road, northerly side of the LIRR in the LI-2 Industrial District known as 8 Industrial Drive and designated as SCTM# 0902-001.00-01.00-021.007, be and hereby is approved, subject to any conditions imposed by the Zoning Board of Appeals and/or the Planning Board.

There was a discussion regarding the Special Exception Review Application from Chris Brody, the owner of Propane Depot. Mr. Brody was present and informed the Board of his plans and how the proposed business would operate. The Mayor stated that the Board of Trustees will want preliminary input from the Planning Board and proposed to table this decision.

Upon motion made by Sally Beatty, seconded by Randy Cardo and unanimously carried, it was RESOLVED that the resignation of Paul Mejean, Planning Board member since July 2014, effective January 23, 2024, is accepted. The Mayor expressed the Village's deep appreciation for Mr. Mejean's many years of service and contributions to the Village, as well as his wife Mrs. Inger Mejean.

Upon motion made by Randy Cardo, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED that James Miller is appointed to the position of Planning Board member effective February 16, 2024, to fulfill the unexpired term of Paul Mejean (July 2025).

Upon motion made by Sally Beatty, seconded by Randy Cardo and unanimously carried, it was RESOLVED that the resignation of Frances Schurek, Justice Court Clerk PT, effective end of day February 20, 2024, is accepted.

Upon motion made by Sally Beatty, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED that Erika Phillips Smith is appointed to the position of Justice Court Clerk PT, effective March 4, 2024, at a rate of \$20 per hour.

Upon motion made by Randy Cardo, seconded by Sally Beatty and unanimously carried, it was RESOLVED, that the 2024 fees set forth below and the forms of the 2024 Village Beach Permit Application, 2024 Locker Rental Application, and 2024 Special Events Permit Application are approved as follows:

Vehicle (Resident)	\$120
Vehicle (Renter)	\$350
Walk-On	\$20
Locker Rental Fee	\$300
Decks and Beach	\$350
Interior Eating Area/Kitchen	\$500
Parking Lot For Off-Site Functions	\$500

Upon motion made by Sally Beatty, seconded by Randy Cardo and unanimously carried, it was RESOLVED that the Suppression System Installation Permit Application fees for the Fire Marshal is added to the Village Fee Schedule adopted on November 17, 2023.

Upon motion made by Kimberley Payne, seconded by Sally Beatty and unanimously carried, it was RESOLVED that the Mayor is authorized to sign the renewal of the Building & Codes Software Support Contract with Williamson Law Book Co. from 3/1/2024 to 2/28/2025.

Upon motion made by Sally Beatty, seconded by Randy Cardo and unanimously carried, it was RESOLVED that the Mayor is authorized to sign and execute a contract with D&B Engineers and Architects, P.C. for storm water management compliance.

Upon motion made by Randy Cardo, seconded by Sally Beatty and unanimously carried, it was RESOLVED that A8710000 Conservation line item is increased in the amount of \$30,000, which is anticipated to be reimbursed by the Community Preservation Fund Water Quality Improvement Program.

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

From A1325450 Clerk-Treasurer/Maintenance Cont. to A1320400 Auditor/Contractual Services in the amount of \$457
From A3620410 Safety Insp/Fire Prevention Inspector to 362049 Safety Insp/Misc. in the amount of \$750

From A3620420 Electrical Inspection/Supplies to A3620411 Safety/Supplies & Materials in the amount of \$500
From A1990400 Special Items/Contingent Account to A8020446 Planning/Engineer-Contractual Services in the amount of \$10,000
From A1325450 Clerk-Treasurer/Maintenance Cont. to A1325411 Clerk-Treasurer/Supplies & Materials in the amount of \$1,000
From A8745400 Erosion Ctrl/Misc supplies to A8710446 Stormwater Management-Consulting Fees in the amount of \$2,500

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

17213 Otis Ford, Inc. \$197.50 for the new FD truck inspection/document/tire fees
17293 W.S. Darley & Co. \$34.92 for shipping
17297 Witmer Public Safety Group Inc. \$20.94 for shipping and price increase
17314 Witmer Public Safety Group Inc. \$38.99 for shipping
17315 Witmer Public Safety Group Inc. \$16.99 for shipping

Upon motion made by Sally Beatty, seconded by Randy Cardo and unanimously carried, it was RESOLVED that the following payments from the Capital Fund H4200200 are approved:

Munistat \$2,200.00 Bond 2023 SEC Filing
The Raynor Group \$2,126.25 Jessup Avenue Road Reconstruction

Upon motion made by Sally Beatty, seconded by Randy Cardo and unanimously carried, it was RESOLVED that the request from the Quogue Association to use the Village Green for a summer concert on June 28, 2024 is approved.

Upon motion made by Sally Beatty, seconded by Kimberley Payne and unanimously carried, it was RESOLVED,

Whereas, the Aid and Incentives for Municipalities (AIM) program plays a critical role in funding essential municipal services for cities and villages across New York State; and

Whereas, city and village officials share the same priorities as our state leaders which is to make New York safer and more affordable; and

Whereas, New York's local governments, who are on the frontlines of controlling property tax affordability and ensuring public safety, are integral to achieving those goals; and

Whereas, the State has not increased AIM funding in 15 years and according to the Bureau of Labor Statistics, inflation has increased by nearly 45% during that same period; and

Whereas, this neglect from the State has led to rising municipal tax burdens and harmful disinvestment in essential municipal services and staff; and

Whereas, the property tax cap further limits the ability of local governments to properly fund the services their residents need; and

Whereas, the challenges of rising inflation, the increasing costs of labor and supplies, and the end of extraordinary federal aid, only accentuate the need for an increase in AIM funding; and

Whereas, the Governor's 2024-25 Executive Budget proposes to keep AIM funding flat; and

Whereas, an increase in AIM funding would reduce the local tax burden and help revitalize communities across New York;

Now, therefore, be it RESOLVED that the Village of Quogue urges Governor Hochul to work with the leaders of the Senate and Assembly and increase AIM funding in the 2024-25 adopted State Budget.

The Mayor opened the Public Hearing regarding Local Law No. ____ of 2024 "A local law authorizing a Property Tax Levy in excess of the limit established in General Municipal Law §3-c" as introduced at the Board of Trustees meeting held on Friday, January 19, 2024 at 4:00 P.M.

There were no comments and upon motion made by Sally Beatty, seconded by Ted Necarsulmer and unanimously carried, the public hearing was closed.

WHEREAS, Board of Trustees of the Village of Quogue have proposed a local law authorizing a Property Tax Levy in excess of the limit established in General Municipal Law §3-c.";" and

WHEREAS, a public hearing was held on February 16, 2024; and

WHEREAS, the adoption of said local law is considered to be a Type II action under 6 NYCRR §617.5(c), SEQRA and will not have a significant adverse impact upon the environment;

NOW, THEREFORE, BE IT RESOLVED, that Local Law No. 5 of 2024 is hereby adopted as attached.

AND BE IT FURTHER RESOLVED, that the Village Clerk is hereby authorized and directed to publish the following Notice of Adoption:

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that after public hearing was held on February 16, 2024, the Board of Trustees of the Village of Quogue at their meeting of February 16, 2024 adopted Local Law No.5 of 2024 as follows: "A LOCAL LAW authorizing a Property Tax Levy in excess of the limit established in General Municipal Law §3-c."

Copies of the adopted law are on file in the Village Hall and may be reviewed during normal business hours.

BY ORDER OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF QUOGUE
AIMEE BUHL, VILLAGE CLERK

The question of adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

Mayor Treuhold voting Aye
Trustee Payne voting Aye
Trustee Necarsulmer voting Aye
Trustee Beatty voting Aye
Trustee Cardo voting Aye

Lynn Joyce addressed the Board regarding a recent water main break on Dune Road and its effect on Dune Road residents. The Mayor stated that in his letter to be sent next week there will be information regarding the Town of Southampton and Suffolk County public notification systems which will send email alerts to all residents who opt into the system. The Town of Southampton will have special notification subgroups for Village of Quogue residents and for Dune Road residents.

The Mayor stated that affected Dune Road residents should be receiving a letter from the Town regarding the next step in the FIMP appraisal process. He had no other updates.

With no other business to discuss and upon motion made by Randy Cardo, seconded by Sally Beatty and unanimously carried, the meeting was adjourned at 5:10 P.M.

Aimee Buhl, Village Clerk

LOCAL LAW NO. 5 OF 2024

A LOCAL LAW authorizing a Property Tax Levy in excess of the limit established in General Municipal Law §3-c.

BE IT ENACTED by the Board of Trustees of the Village of Quogue as follows:

Section 1. Title, Intent and Purpose.

1.1. Title. The title of this local law shall be the "Tax Levy Limit Override."

1.2. Legislative Authority. This local law is adopted pursuant to New York State General Municipal Law (GML), §3-c (5) that expressly authorizes a local government's governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of 60% of said governing body

1.3. Purpose. It is the intent of this article to allow the Village of Quogue to adopt a budget for the fiscal year commencing June 1, 2024 that requires a real property tax levy in excess of the tax levy limit as defined by General Municipal Law §3-c.

Section 2. 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, 2024 that requires a real property tax levy in excess of the amount otherwise prescribed in the GML, §3-c.

Section 3. Repeal. If the Board of Trustees of the Village of Quogue adopts a budget for the fiscal year commencing on June 1, 2024 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 2 of this Local Law is not utilized), the override authority under this local law may be repealed by resolution of the Board of Trustees (to wit, without a public hearing and without any further local law).

Section 4. Authority. The proposed local law is enacted pursuant to General Municipal Law §3-c (5) and Municipal Home Rule Law §§10(1)(i), 10(1)(ii)(a), 10(1)(ii)(a)(12), and 10(1)(ii)(e)(3).

Section 5. Severability. If any section or subsection, paragraph, clause, phrase, or provision of this law shall be adjudged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole, or any part thereof other than the part or provision so adjudged to be invalid or unconstitutional.