

MINUTES FOR THE REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF QUOGUE, HELD ON FRIDAY, DECEMBER 20, 2024

PRESENT: Mayor Robert Treuhold, Trustees Randy Cardo, Ted Necarsulmer, Sally Beatty, and Tom Mullen, Village Attorney Wayne Bruyn, Village Clerk Aimee Buhl, Police Chief Christopher Isola, Building Inspector William Nowak, and Fire Chief Dave Schaffauer

OTHERS PRESENT: Dan Hartman, Alex Gladding, Dan Bennett, Irwin Messer, Mike McMahon, Paul Insalaco, Todd Bandrowski, Chris Osborne, Tom Otis, Gerald Volz, Steve Failla, Melissa Nelson, Bill and Sue Buhl, Kim and Cheryle Payne, Rich Harris, Eric Buhl, Ryan Fay, Jennifer, Jillian and Chloe Vargas, Blythe Payne, Amy Cosgrove, Denise Michalowski and Cynthia D'Alsace

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

The Mayor welcomed everyone to the meeting and, after asking Kim Payne to come to the podium, he read a proclamation adopted Board of Trustees (copy attached) honoring Kim for his distinguished years of service to the Village, as member of the fire department, the planning board and Board of Trustees, for which he served almost 18 years before retiring on March 17, 2024. The Mayor expressed the Village's deep appreciation for Kim's tireless efforts and multiple contributions to improve the Village and stated that Kimberley Payne is designated as 2024 Person of the Year. After much applause and a standing ovation, Kim stated that it was an honor and privilege to serve in the Village of Quogue and that he greatly appreciates this recognition.

Upon motion made by Sally Beatty, seconded by Randy Cardo and unanimously carried, the Minutes of the Regular Meeting held on November 15, 2024 were approved.

Upon motion made by Ted Necarsulmer, seconded by Randy Cardo and unanimously carried, it was RESOLVED that the Abstract of Audited Vouchers Schedule 12-24, \$558,414.30 and Treasurer's Report for the Month ending November 30, 2024 is approved:

\$ 217,716.93	General Account
\$ 8,197,986.53	General Investment
\$ 1,339,549.42	Capital Reserve
\$ 500,000.00	Compensating Balance
\$ 4,297,076.40	Class General Account
\$ <u>104,176.35</u>	Scrub Oak Renovation Bond Proceeds
\$ 14,656,505.63	Total 11/30/2024

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

Burglar Billed: \$900; Burglar Collected: \$375
Fire Billed: \$850; Fire Collected: \$350

Fire Chief Dave Schaffauer gave the November 2024 report for the Fire Department.

Upon motion made by Ted Necarsulmer, seconded by Sally Beatty and unanimously carried, it was RESOLVED that the slate of Fire Department Officers for 2025, elected on December 2, 2024, is ratified as follows:

Chief: David Schaffauer
1st Asst.: Paul Insalaco
2nd Asst.: Gerald Volz
3rd Asst.: Todd Bandrowski
Department Wardens: Tim Shea and John Sipala

Company 1
Captain: Mike McMahon
Lt.: Tom Mullen
Warden: Ed McGrath

Company 2
Captain: Tom Otis
1st Lt.: Nick Giuffre
2nd Lt.: Derik Herzing
Warden: Chris Osborne

Fraternal:
President: Bruce Davidson
Vice President Tom Mullen
Secretary: Ted Necarsulmer
Treasurer: Craig Ferrantino

Building Inspector Bill Nowak gave the November 2024 report for the Building Department. Police Chief Chris Isola gave the November 2024 report for the Police Department.

Upon motion made by Tom Mullen, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED that Thomas J. Young is appointed to the position of Police Officer PT pending the successful completion of a background check.

Upon motion made by Sally Beatty, seconded by Tom Mullen and unanimously carried, it was RESOLVED that O'Shea, Marcincuk & Bruyn LLP is retained to defend the Village in connection with the Article 78 lawsuit filed by 2 Old Depot Road LLC against the Zoning Board of Appeals relating to an adverse determination.

Upon motion made by Tom Mullen, seconded by Randy Cardo and unanimously carried, it was RESOLVED that the Mayor is authorized to sign and execute the 2025 North End Fire Protection District Agreement with the Town of Southampton.

Upon motion made by Sally Beatty, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED that the Mayor is authorized to sign and execute the 2025 Town of Southampton Fire Inspection Services Agreement.

Upon motion made by Sally Beatty, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED that the Mayor is authorized to sign and execute the 2025 Town of Southampton Shared Computer Services Agreement

Upon motion made by Sally Beatty, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED that the Mayor is authorized to sign and execute the 2025 Town of Southampton Home Improvement Inspection Services Agreement.

Upon motion made by Sally Beatty, seconded by Tom Mullen and unanimously carried, it was RESOLVED that the following purchase order increases are approved:

17531 Armor Express	\$11.64
17591 Seton	\$23.95

Upon motion made by Ted Necarsulmer, seconded by Sally Beatty and unanimously carried, it was RESOLVED that refunds of the Village’s 2024–2025 taxes as a result of court decisions reducing the Town of Southampton’s 2023-2024 assessments are approved as follows:

<u>TAX MAP</u>	<u>OWNER</u>	<u>ORIG ASSMT</u>	<u>REDUCED TO</u>	<u>REFUND DUE</u>
2-1-19	The Zelniker Family Rev Tr	1,427,600	1,285,750	294.49
3-6-20	Stein	1,138,900	\$1,112,000	55.85
4-1-38	D’Ambrosio	1,154,100	1,042,500	231.69
4-3-3.3	Rechler	1,396,900	1,216,250	375.05
5-1-15	Labib	1,821,900	1,750,000	149.27
6-2-17.3	Jean S Leness Rev Tr	3,297,300	3,127,500	352.52
7-2-5.2	Ungaudy, LLC	3,380,300	3,197,000	380.55
11-2-31	Zolot	2,501,400	2,432,500	161.73

Upon motion made by Tom Mullen, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED that the return of deposit in the amount of \$750 to Star Fish East for the operation of the 2023 and 2024 beach concession is approved.

ARPA Fund Obligation

Upon motion made by Sally Beatty, seconded by Randy Cardo and unanimously carried it was RESOLVED

WHEREAS, the Board of Trustees of the Village of Quogue (NEU #NY4711), has received ARPA (American Rescue Plan Act) funds in the amount of \$103,999.68, and

WHEREAS, the Village implemented a stormwater and flooding roadwork project on Ogden Lane during the 2023-2024 Fiscal Year, for which external funding was being sought, and

WHEREAS, additional funding was not received and capital project funds were utilized which the Village would now like to immediately replace with ARPA funds under the Federal allowed 6.1 – Revenue Replacement Category to meet the December 31, 2024 obligation deadline, and

WHEREAS, the use of said ARPA funds with documentation demonstrating the meeting of said obligation and the correction in prior ARPA reporting will be made in the next required filing period of April 1, 2025 – April 30, 2025,

NOW THEREFORE BE IT RESOLVED, that this resolution, and the authorization for these expenditures to be reclassified to using ARPA funds, becomes effective immediately upon the adoption of this resolution.

Resolution to schedule a public hearing on a local law amending §196-2B (Words defined); §196-15A (Permitted uses in Light Industry Districts) and §196-16F (Uses restricted) to amend the definition of nonnuisance industry, add definitions and listed permitted uses of indoor recreation, small/large scale solar energy systems, and battery energy storage system less than 600 kwh, and clarify the prohibition of bulk fuel storage facilities.

RESOLVED, that the Board of Trustees of the Village of Quogue (Trustee Cardo abstained) hereby directs that a public hearing shall be held on **Friday, January 17, 2025 at 4:00 p.m.** prevailing time, at the Village Hall, Jessup Avenue, Quogue, New York, to hear any and all persons either for or against a local law entitled: “A Local Law amending §196-2B (Words defined); §196-15A (Permitted uses in Light Industry Districts) and §196-16F (Uses restricted) to amend the definition of nonnuisance industry, add definitions and listed permitted uses of indoor recreation, small/large scale solar energy systems, and battery energy storage system less than 600 kwh, and clarify the prohibition of bulk fuel storage facilities.” Attached as Exhibit A

AND BE IT FURTHER RESOLVED, that the Village Clerk is hereby authorized and directed to refer this local law to the Suffolk County Planning Commission; and

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

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE, that the Board of Trustees of the Village of Quogue hereby directs that a public hearing shall be held on **Friday, January 17, 2025 at 4:00 p.m.** prevailing time, at the Village Hall, Jessup Avenue, Quogue, New York, to hear any and all persons either for or against a local law entitled: “A Local Law amending §196-2B (Words defined); §196-15A (Permitted uses in Light Industry Districts) and §196-16F (Uses restricted) to amend the definition of nonnuisance industry, add definitions and listed permitted uses of indoor recreation, small/large scale solar energy systems, and battery energy storage system less than 600 kwh, and clarify the prohibition of bulk fuel storage facilities.”

Copies of the proposed 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

Public Hearing

The Mayor opened the public hearing regarding “A Local Law amending Article V (Fences, Walls and Bulkheads) of Chapter 196 (Zoning) of the Village Code to authorize exceptions to the height limitations for non-residential districts, railroad screening, sports courts, septic systems, outdoor storage and utilities, temporary garden fences and deer fences” as introduced at the Board of Trustees meeting held on Friday, November 15, 2024 at 4:00 PM. There were no comments and upon motion made by Sally Beatty, seconded by Ted Necarsulmer and unanimously carried, the public hearing was closed.

WHEREAS, a public hearing was held on December 20, 2024; and

WHEREAS, by letter dated December 4, 2024, the Suffolk County Planning Commission considered the proposed local law to be a matter for local determination; and

NOW, THEREFORE, BE IT RESOLVED, that Local Law No.8 of 2024 is hereby adopted as attached as Exhibit B.

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 a public hearing was held on December 20, 2024, the Board of Trustees of the Village of Quogue at their meeting of December 20, 2024 adopted “Local Law No. 8 of 2024 amending Article V (Fences, Walls and Bulkheads) of Chapter 196 (Zoning) of the Village Code to authorize exceptions to the height limitations for non-residential districts, railroad screening, sports courts, septic systems, outdoor storage and utilities, temporary garden fences and deer fences. 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 the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

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

With no other business to discuss and upon motion made by Tom Mullen, seconded by Ted Necarsulmer and unanimously carried, the meeting was adjourned at 4:30 PM.

Upon motion made by Sally Beatty, seconded by Randy Cardo and unanimously carried, the meeting was reopened.

Upon motion made by Ted Necarsulmer, seconded by Sally Beatty and unanimously carried, it was RESOLVED that the Quogue Wildlife Refuge license agreement is renewed for an additional 10 years (December 31, 2034).

Upon motion made by Ted Necarsulmer, seconded by Sally Beatty and unanimously carried, the meeting was readjusted at 4:35 PM.

Aimee Buhl, Village Clerk

Incorporated Village of Quogue



PROCLAMATION

"2024 PERSON OF THE YEAR"

WHEREAS: We are here today to express our appreciation to **Kimberley Payne** and honor him for his distinguished years of service with the Village of Quogue; and

WHEREAS: Kim grew up and has always lived in the Village of Quogue and is a direct descendant of the Village's founders; and

WHEREAS: He served for decades in the Quogue Volunteer Fire Department having taken on numerous roles over the years; and

WHEREAS: Having first served on the Village's Planning Board, he was elected to the Board of Trustees in 2006 and served for almost 18 years before retiring this year on Saint Patrick's Day; and

WHEREAS: Kim has been a dedicated public servant assisting in the administration of our Village in a multitude of ways, including in particular his many years supervising the Village Beach and the Village Dock; and now

THEREFORE, BE IT RESOLVED THAT the Board of Trustees of the Village of Quogue expresses its deep appreciation and gratitude to **Kimberley Payne** for his tireless efforts to improve the Village throughout the years, and for his many other contributions too numerous to list, and hereby designates him as the **2024 PERSON OF THE YEAR**.

Approved and Adopted this 20th day of December, 2024 by the following vote:

Ayes: Mayor Robert Treuhold
Trustee Sally Beatty
Trustee Randy Cardo
Trustee Tom Mullen
Trustee Ted Necarsulmer

Robert Treuhold