

MINUTES OF THE REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF QUOGUE, HELD ON FRIDAY, SEPTEMBER 19, 2025

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

OTHERS PRESENT: Aram Terchunian (First Coastal Corporation) and Irwin Messer

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

Upon motion made by Ted Necarsulmer, seconded by Sally Beatty and unanimously carried, the Minutes of the Regular Meeting held on August 15, 2025 were approved.

Upon motion made by Ted Necarsulmer, seconded by Sally Beatty and unanimously carried, the Abstract of Audited Vouchers Schedule 09-25, \$408,603.52 and Treasurer's Report for the Month ending August 31, 2025 were approved:

\$ 365,988.09	General Account
\$ 11,624,194.50	General Investment
\$ 1,379,085.38	Capital Reserve
\$ 500,000.00	Compensating Balance
\$ 4,434,649.53	Class General Account
\$ <u>199,127.08</u>	Scrub Oak Renovation Bond Proceeds
 \$18,503,044.68	 Total 08/31/25

The Clerk gave the report for August 2025 False Fire and Burglar Alarms:

Fire Billed: \$175; Fire Collected: \$850
Burglar Billed: \$1,400; Burglar Collected: \$1,800

Fire Chief Dave Schaffauer gave the August 2025 report for the Fire Department. Building Inspector Bill Nowak gave the August 2025 report for the Building Department. Police Chief Chris Isola gave the August 2025 report for the Police Department.

Public Hearing

The Mayor opened the Public Hearing regarding a local law entitled: "A Local Law amending §66-14 of the Village Code to change the amount of the charges for false alarms to double the charge if the alarm does not have a valid and unexpired permit and to make reference to charges as set on a fee schedule adopted by the Board of Trustees" as introduced on August 15, 2025. There were no public comments and upon motion made by Tom Mullen, seconded by Sally Beatty and unanimously carried, the Public Hearing was closed.

WHEREAS, the Board of Trustees of the Village of Quogue have proposed a local law "A Local Law amending §66-14 of the Village Code to change the amount of the charges for false alarms to double the charge if the alarm does not have a valid and unexpired permit and to make reference to charges as set on a fee schedule adopted by the Board of Trustees." and

WHEREAS, a public hearing was held on September 19, 2025; 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.7 of 2025 is hereby adopted as follows:

LOCAL LAW NO. 7 OF 2025

A LOCAL LAW “A Local Law amending §66-14 of the Village Code to change the amount of the charges for false alarms to double the charge if the alarm does not have a valid and unexpired permit and to make reference to charges as set on a fee schedule adopted by the Board of Trustees.”

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

SECTION 1. Amendment. Section §66-14, Charges for False Alarms, is amended by adding the underlined words as follows:

§66-14. Charges for false alarms. Any owner of property having an alarm installation on such premises and any lessee of such premises or other user of such alarm installation shall pay to the Village a charge for false emergency alarms to which the Police or Fire Department responds, in the following amount or such other amount as the Board of Trustees may hereafter fix and establish on a fee schedule adopted by resolution from time to time:

- A. All false emergency alarms, except fire.
 - (1) For the first false alarm in a calendar year: no charge.
 - (2) Second false alarm in a calendar year: \$50 or as per fee schedule.
 - (3) Third false alarm in a calendar year: \$75 or as per fee schedule.
 - (4) Fourth false alarm in a calendar year: \$100 or as per fee schedule.
 - (5) Fifth false alarm in a calendar year: \$150 or as per fee schedule.
 - (6) Sixth and each subsequent false alarm in a calendar year: \$200 or as per fee schedule.
 - (7) In the event the owner of an alarm installation does not have a valid and unexpired alarm permit at the time of the false alarm, the charge shall be double the applicable charge above.
- B. False fire alarms.
 - (1) For the first false alarm in a calendar year: \$50 or as per fee schedule.
 - (2) Second false alarm in a calendar year: \$250 or as per fee schedule.
 - (3) Third false alarm in a calendar year: \$500 or as per fee schedule.
 - (4) Fourth and each subsequent false alarm in a calendar year: \$1,000 or as per fee schedule.
 - (5) In the event the owner of an alarm installation does not have a valid and unexpired alarm permit at the time of the false alarm, the charge shall be double the applicable charge above.

SECTION 2. Authority. The proposed local law is enacted pursuant to §4-412 of the NYS Village Law and the Municipal Home Rule Law §10(1)(ii)(a)(9-a) and §10(2).

SECTION 3. 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.

SECTION 4. Effective Date. This local law shall take effect upon filing with the Secretary of State pursuant to Municipal Home Rule Law.

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 September 19, 2025, the Board of Trustees of the Village of Quogue at their meeting of September 19, 2025 adopted Local Law No. 7 of 2025 as follows “A Local Law amending §66-14 of the Village Code to change the amount of the charges for false alarms to double the charge if the alarm does not have a valid and unexpired permit and to make reference to charges as set on a fee schedule adopted by the Board of Trustees.”

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 Mullen voting Aye
Trustee Beatty voting Aye
Trustee Cardo voting Aye
Trustee Necarsulmer voting Aye

Upon motion made by Tom Mullen, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED that the August 2025 minutes are amended to correct the cost of the 2025 Ford Police Interceptor Utility AWD from \$48,478.00 to \$46,478.00 and the budget increase of A3120240 Police Vehicles is corrected from \$48,478.00 to \$46,278.00.

Upon motion made by Ted Necarsulmer, seconded by Tom Mullen and unanimously carried, it was RESOLVED that the date of the October regular monthly meeting is changed from Friday, October 17, 2025 to Friday, October 10, 2025 at 3:00 P.M. and the November regular monthly meeting is changed from Friday, November 21, 2025 to Friday, November 14, 2025 at 2:00 P.M.

Upon motion made by Tom Mullen, seconded by Randy Cardo and unanimously carried, it was RESOLVED that an application for 15 Old Point Road (902-5-1-7) to reconstruct in place 190' of existing bulkhead with vinyl sheeting, reclaim bottom material within 10' of bulkhead (~100cy) to a depth of -3 mean low water, and place removed material landward of the bulkhead and to construct a 4' x 14' catwalk, 3' x 12' ramp, 6' x 20' float with 8" diameter float-securing piles (2) and 6" diameter mooring piles (2) is approved. Aram Terchunian of First Coastal Corp. was in attendance representing the applicant.

Upon motion made by Sally Beatty, seconded by Randy Cardo and unanimously carried, it was RESOLVED that the Mayor is authorized to execute the 2025-2026 Hampton Theatre Company license agreement.

Upon motion made by Sally Beatty, seconded by Randy Cardo and unanimously carried, it was RESOLVED that the Mayor is authorized to sign the Firefly Admin Inc. engagement letter: 10/1/2025 to 9/30/2028 for services relating to the Village's Length of Service Program.

Upon motion made by Sally Beatty, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED that the Mayor is authorized to sign the Firefly Admin Inc. Document Disposition Election Form.

Upon motion made by Sally Beatty, seconded by Tom Mullen and unanimously carried, it was RESOLVED that the Mayor is authorized to sign the Waiver and Consent on behalf of the Village of Quogue, beneficiary of the estate of Genevieve Lanyon.

Upon motion made by Sally Beatty, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED that a payment in the amount of \$750.00 to Chip's Evergreen from the Jobson account A7110446 for planting of shrubbery at the gazebo is approved.

Upon motion made by Sally Beatty, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED that a payment from H8090210 Environmental Control Capital Outlay Ogden Quaquanantuck Howell project in the amount of \$210.00 to The Raynor Group for work related to the Ogden Pond, Quaquanantuck Lane, and Howell Lane Rain Gardens for which the Village will seek reimbursement from a CPF grant is approved.

Upon motion made by Sally Beatty, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED that a refund of \$25.00 to Susan Etes for the duplicate payment of an alarm registration is approved.

Upon motion made by Tom Mullen, seconded by Sally Beatty and unanimously carried, it was RESOLVED that the Mayor is authorized to execute the Village municipal and Fire Department insurance policies for the period September 2025 to September 2026 solicited through Salerno Brokerage Corp.

Upon motion made by Tom Mullen, seconded by Sally Beatty and unanimously carried, it was RESOLVED that Special Event Permit applications from Zach Schmidt for parties held at the Village Beach on August 29, 2025 from 6 P.M. to 9 P.M. and September 16, 2025 from 6 P.M. until 10 P.M. are retroactively approved.

Upon motion made by Tom Mullen, seconded by Sally Beatty and unanimously carried, it was RESOLVED that a Special Event Permit application from the Quogue Fire Department for a party to be held at the Village Beach on September 27, 2025 from 5 P.M. until 9 P.M. is approved.

Upon motion made by Sally Beatty, seconded by Randy Cardo and unanimously carried, it was RESOLVED that a request from Cody Hoyt of Studio 7 Pilates to hold a community pilates class on the Village Green in October (date to be determined) is approved.

Upon motion made by Randy Cardo, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED that the Board of Trustees of the Village of Quogue hereby directs that a public hearing shall be held on Friday, October 10, 2025 at 3:00 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 §§158-2 and 158-3 of Chapter 158 (Streets and Sidewalks) of the Village Code to clarify that a notice of a defect cannot be delivered electronically."

LOCAL LAW NO. ____ OF 2025

A LOCAL LAW amending §§158-2 and 158-3 of Chapter 158 (Streets and Sidewalks) of the Village Code to clarify that a notice of a defect cannot be delivered electronically."

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

SECTION 1. Amendment. Sections 158-2 and 158-3 of Chapter 158 (Streets and Sidewalks) of the Village Code are amended by deleting strikethrough words and adding underlined words as follows:

§ 158-2. Liability of Village; prior notice required; streets, highways, bridge or culvert.

No civil action shall be maintained against the Village of Quogue or its employees for damages or injuries to person or property sustained by reason of any street, highway, bridge or culvert being defective, out of repair, unsafe, dangerous or obstructed unless written notice of such defective, unsafe, dangerous or obstructed condition of such street, highway, bridge or culvert was actually given to the Village Clerk and there was a failure or neglect within a reasonable time after the giving of such notice to repair or remove the defect, danger or obstruction complained of; and no such action shall be maintained for damages or injuries to person or property sustained solely in consequence of the existence of snow or ice upon any highway, bridge or culvert unless written notice thereof, specifying the particular place, was actually given to the Village Clerk and there was a failure or neglect to cause such snow or ice to be removed or to make the place otherwise reasonably safe within a reasonable time after the receipt of such notice. Notice of defect submitted via electronic mail, the Village's website, any service, website or application the Village uses to allow the public to communicate or submit reports or service requests to the Village, comments on a social media page maintained by the Village, or any other electronic means does not satisfy the process and procedure for submitting written notices of defect required by this section.

§ 158-3. Liability of Village; prior notice required; sidewalks.

No civil action shall be maintained against the Village of Quogue or its employees for damages or injuries to person or property sustained by reason of any sidewalk being defective, out of repair, unsafe, dangerous or obstructed unless written notice of such defective, unsafe, dangerous or obstructed condition of such sidewalk was actually given to the Village Clerk and there was a failure or neglect within a reasonable time after the giving of such notice to repair or remove the defect, danger or obstruction complained of, and no such action shall be maintained for damages or injuries to person or property sustained solely in consequence of the existence of snow or ice upon any sidewalk unless written notice thereof, specifying the particular place, was actually given to the Village Clerk and there was a failure or neglect to cause such snow or ice to be removed or to make the place otherwise reasonably safe within a reasonable time after the receipt of such notice. Notice of defect submitted via electronic mail, the Village's website, any service, website or application the Village uses to allow the public to communicate or submit reports or service requests to the Village, comments on a social media page maintained by the Village, or any other electronic means does not satisfy the process and procedure for submitting written notices of defect required by this section.

SECTION 2. AUTHORITY. The proposed local law is enacted pursuant to Village Law §6-628, as well as Municipal Home Rule Law §§10(1)(i), 10(1)(ii)(a)(11), 10(1)(ii)(a)(12), and 10(2).

SECTION 3. 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.

SECTION 4. EFFECTIVE DATE. This local law shall take effect upon filing with the Secretary of State pursuant to Municipal Home Rule Law.

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, October 10, 2025 at 3:00 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 §§158-2 and 158-3 of Chapter 158 (Streets and Sidewalks) of the Village Code to clarify that a notice of a defect cannot be delivered electronically.”

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**

With no other business to discuss and upon motion made by Sally Beatty seconded by Ted Necarsulmer and unanimously carried, the meeting was adjourned at 3:35 P.M.

Aimee Buhl, Village Clerk