

MINUTES FOR THE REGULAR MEETING OF BOARD OF TRUSTEES OF THE VILLAGE OF QUOGUE, 7 VILLAGE LANE, QUOGUE, NEW YORK, HELD ON FRIDAY, JANUARY 17, 2014 AT 4:00 P.M.

PRESENT: Mayor Peter S. Sartorius, Trustees Randy Cardo, Jeanette Obser, and Kimberley Payne, Village Attorney Richard E. DePetris and Village Clerk Marcia Rose Koziarz.

ABSENT: Trustee Ted Necarsulmer

OTHERS PRESENT: Chief Building Inspector Bill Nowak, Police Chief Robert Coughlan, Fire Department 1st Assistant Chief John Sipala, Cecelia Lazarescu, Dot Coddington, Bill McChesney, Wyck Coddington, Bruce Peiffer, Ralph Worthington, Frances Ryan, Dick Gardner, Kyle Campbell, Marietta Seaman, Roseanne Kennedy, Robert Kennedy, Susan Richardson, Peter Vermynen, Bill McChesney, Deni McChesney, Terry Young, Carole Bennett, Kevin McAllister, and Kyle Campbell of The Southampton Press.

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

Upon motion made by Jeanette Obser, seconded by Randy Cardo and unanimously carried, it was RESOLVED, the Minutes of Regular Meeting held on December 20, 2013 are hereby approved.

Upon motion made by Kimberley Payne, seconded by Jeanette Obser and unanimously carried, the Abstract of Audited Vouchers Schedule 01-14, \$190,030.84 and Treasurer's Report for the Month ending December 31, 2013 is hereby approved as follows:

\$	78,901.50	Checking Account
\$	6,102,158.72	Investments
\$	<u>625,287.19</u>	Capital Reserve
\$	6,806,347.41	Total General Fund 12/31/13

The Clerk gave the report for December 2013 False Fire and Burglar Alarms as follows:

Burglar Billed:	\$550.00;	Burglar Collected:	\$250.00
Fire Billed:	\$500.00;	Fire Collected:	\$0

Fist Assistant Chief for the Fire Department, John Sipala, gave the December 2013 report for the Fire Department. Chief Building Inspector Bill Nowak gave the December 2013 report for the Building Department and Police Chief Robert Coughlan gave the report for the Police Department.

Upon motion made by Kimberley Payne, seconded by Jeanette Obser and unanimously carried, it was RESOLVED, the General Village Election of the Village of Quogue, New York will be held on Friday, June 20, 2014. The polling place for the 2014 General Village Election shall be at the Quogue Firehouse, Jessup Avenue, Quogue, New York. The polls shall open at 12:00 noon and close at 9:00 p.m. prevailing time and the offices to be filled at said General Village Election is hereby approved and the terms thereof are hereby approved as follows:

Trustees – two (2) for the term of two (2) years

Mayor – one (1) for the term of two (2) years

Upon motion made by Randy Cardo, seconded by Jeanette Obser and unanimously carried, it was RESOLVED, the certified amount of unpaid Village taxes for the year 2013-2014 submitted by the Treasurer of the Village of Quogue, and as provided in Section 1454 of the Real Property

Tax Law of the State of New York, has been compared with the original tax roll and has been found to be correct and the amount of unpaid taxes is \$58,303.98 (see listing attached) and further

that the Tax Sale at which sale certificates of tax liens for such unpaid taxes shall be properly sold with interest and advertising fee (\$25); such tax sale shall be held in the manner provided by law, at 9:15 A.M. on Tuesday, March 11, 2014 and notices of such tax sale to be published in the Southampton Press-Western Edition for three (3) consecutive weeks in issues dated 02/20/14; 02/27/14 and 03/06/14 in accordance with the statutory law is hereby approved.

Upon motion made by Randy Cardo, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, a donation to the Police Department in the amount of \$100.00 from the Martin and Florence Rothman Donor Advised Fund of the Endowment Foundation of Jewish Federation of Northern New Jersey (recommended by Janet and William Rothman) to be funded into revenue account A2705 (Donations) is hereby approved and accepted.

Upon motion made by Randy Cardo, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, a budget transfer in the amount of \$100.00 from A2705 (Donations) to A3120.416 (Police- Supplies/Office & Misc.) is hereby approved.

Upon motion made by Jeanette Obser, seconded by Randy Cardo and unanimously carried, it was RESOLVED, an increase the 2013-2014 budget to fund the sand fencing installed by First Coastal Corporation in the amount of \$13,303.42 revenue code A2770 (Unclassified Revenues) & appropriation code A8745400 (Erosion Control-Contractual Services) is hereby approved.

Upon motion made by Kimberley Payne, seconded by Randy Cardo and unanimously carried, it was RESOLVED, a maintenance and service agreement with Fitness Showrooms for the period of January 2014 to January 2015 for one visit for the cleaning, lubrication and adjustments to 5 exercise units in the Village gym at cost of \$695.00 to be funded one half through the Tifft Fund T93PD (\$347.50) & one half through Tifft Fund T93FD (\$129.00) and T93V (\$218.50) is hereby approved.

Upon motion made by Kimberley Payne, seconded by Randy Cardo and unanimously carried, it was RESOLVED, the renewal of maintenance agreements and service contracts in the aggregate amount of \$2,562.00 from Durand H.V.A.C. Systems, Inc. for the heating systems for the Police and Highway Departments and the heating and A/C systems for the Fire House and Gym for the period of 2/1/14 to 1/31/15 is hereby approved.

Next was the continuation of discussion of the resolution introduced at the December 20, 2013 Board of Trustees meeting for the sale of property at 155 Dune Road:

Mayor Peter Sartorius explained the history of the proposed sale and the comments that had been received from the public. He said that the comments were generally in three categories: (1) no public land should ever be sold, (2) the land is environmentally sensitive and should never be developed, and (3) the proposed price is too low. The Board feels that the parcel situate at 155 Dune Road (902-16-1-1.4) is not needed for any public use the proposed sale of said parcel (subject to covenants and restrictions being imposed by the Village to a low unlit walkway and a dock that would accommodate two boats up to 30 feet) will not have a significant adverse impact on the environment and the proceeds would benefit the Village for a future capital project for a price of \$250,000 to Robert G. Friedman and Micki Friedman and Ray Goodman and Natharon Goodman who live in the immediate vicinity across Dune Road.

The Mayor opened the floor for comments. Terry Young, Robert Kennedy, Bill McChesney, Kevin McAllister, Marietta Seaman and Peter Vermynen all spoke in opposition of the sale. Comments were generally of the tenor of previous comments, plus a statement that the Village should hold on to the land because it may provide a benefit in yet unknown ways as we confront sea level rise. Upon motion made by Mayor Sartorius, seconded Randy Cardo and unanimously carried, the resolution was tabled for further study.

The Mayor introduced the proposed Local Law ____ of 2014, "A Local Law Authorizing A Property Tax Levy In Excess Of The Limit Established In General Municipal Law §3-c. After discussion and upon motion made by Kimberley Payne and seconded by Randy Cardo and unanimously carried, it was scheduled that a public hearing will be held on Friday, February 21, 2014 at 4:00 PM.

Local Law No. ____ of 2014

A Local Law Authorizing A Property
Tax Levy In Excess Of The Limit Established
In General Municipal Law §3-c

Section 1. Legislative Intent.

It is the intent of this local law to allow the Village of Quogue to adopt a budget for the fiscal year commencing June 1, 2014 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law §3-c.

Section 2. Authority.

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local government's governing body to override the tax levy limit for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

Section 3. 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, 2014 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

Section 4. Severability.

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date.

This local law shall become effective upon the filing thereof with the Secretary of State of the State of New York.

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

Marcia Rose Koziarz, Village Clerk