

MINUTES OF THE REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF QUOGUE, 7 VILLAGE LANE, QUOGUE, NEW YORK, ON FRIDAY, DECEMBER 21, 2012 AT 4:00 P.M.

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

OTHERS PRESENT: Police Chief Robert Coughlan, Fire Department Chief Tim Shea, Chief Building Inspector Bill Nowak, Christopher Osborne, Bruce Davidson, Irene & John Sipala, Richard Sipala, John Sipala, Jr., Frances Ryan and Dick Gardner.

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 16, 2012 are hereby approved.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, the Abstract of Audited Vouchers Schedule 12-12, \$224,261.90 and Treasurer's Report for the Month ending November 30, 2012 are hereby approved as follows:

\$ 28,653.37 Checking Account
\$7,169,920.20 Investments
\$7,198,573.57 Total General Fund 11/30/12

The Clerk gave the report for November 2012 False Fire and Burglar Alarms as follows:

Burglar Billed: \$850.00; Burglar Collected: \$50.00
Fire Billed: \$0; Fire Collected: \$0

Fire Department Chief Tim Shea gave the November report for the Fire Department. Chief Building Inspector Bill Nowak gave the November report for the Building Department noting that a letter from the NYSDEC stating that he has been doing an excellent job in administering the CEHA program and they are very pleased with his work. Since the Village is properly implementing the CEHA program, the NYSDEC oversight will end upon review of the applications for 30 & 38 Dune Road which were submitted in October 2012. Police Chief Robert Coughlan gave the report for the Police Department for November.

Upon motion made by Randy Cardo, seconded by Jeanette Obser and unanimously carried, it was RESOLVED, the slate of Fire Department Officers for 2013, elected on December 3, 2012 are approved and ratified as follows:

President: David Celi
Secretary: Ted Necarsulmer
Treasurer: Tom Snodgrass
Chief: Timothy Shea
1st Asst.: Bruce Davidson
2nd Asst.: John Sipala
3rd Asst.: Christopher Osborne
Co. 1 Captain: Joe Caldera
Lt.: Mike McMahan
Warden: Chuck Karpovek
Co. 2 Captain: Ben Hubbard
1st Lt.: Mike Nelson
2nd Lt.: Tyler Morgan
Warden: David Turinsky

Board of Trustee Minutes of 12-21-2012

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, a budget transfer in the amount of \$730.00 from A3410.446 (Fire Dept-Red Alert Data Entry) to A3410.120 (Fire Dept-Personnel Services) is hereby approved.

Upon motion made by Jeanette Obser, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, a budget transfer in the amount of \$6,750.00 from A3410.230 (Fire Department-Equipment) to A3410.160 (Fire Dept-Facility Management) is hereby approved.

Upon motion made by Kimberley Payne, seconded by Jeanette Obser and unanimously carried, it was RESOLVED, a budget transfer in the amount of \$1,000.00 from A3410.447 (Fire Dept-Building Security) to A3410.160 (Fire Dept-Facility Management) is hereby approved.

Upon motion made by Randy Cardo, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, Theodore A. Richert is hereby approved to be hired as a part-time Police Officer at a rate of \$19.50 per hour, effective immediately.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the Village Clerk is hereby approved to advertise a notice to bidders in the Southampton Press for the following vehicles:

- 1) #12-01249 2002 Mitsubishi Galant VIN#4A3AA46G32E131245
- 2) #11-02601 1999 Plymouth Voyager VIN#1P4GP45RXXB909303
- 3) #10-01980 1993 Honda Accord VIN#1HGCB7670PA001997
- 4) #11-00484 1994 Ford Ranger VIN#1FTCRIOUORTA00913
- 5) #11-01026 1998 Ford Contour VIN#3FAFP65L2WM119871
- 6) #10-02229 1999 Chevrolet Cavalier VIN#1G1JC1246X7257384
- 7) #11-01838 1999 Chevrolet Cavalier VIN#1G1JC1249X7150491

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, an increase in the amount of \$2,500.00, effective 07/02/12 and in the amount of \$7,500.00, effective December 1, 2012, are hereby approved to the salary of Highway Crew Leader,.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, an increase in the amount of \$3,000.00 is hereby approved to the salary of Highway Assistant Crew Leader, effective December 1, 2012.

Upon motion made by Jeanette Obser, seconded by Randy Cardo and unanimously carried, it was RESOLVED, a budget transfer in the amount of \$2,022.05 is hereby approved from A5110.100 (Highway-Personal Services) to A5110.190A (Highway-Vacation Buybacks) for Highway Department personnel unused vacation days.

Upon motion made by Kimberley Payne, seconded by Randy Cardo and unanimously carried, it was RESOLVED, a budget transfer in the amount of \$12,680.00 is hereby approved from A8745.400 (Erosion Control-Contractual Services) to A8745.401 (Hurricane Sandy Damage Repairs).

Upon motion made by Randy Cardo, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the following tax refunds of Village 2012-2013 taxes due to reductions of tax assessments in Small Claims Assessment Review proceedings are hereby approved:

Board of Trustee Minutes of 12-21-2012

<u>Tax Map#</u>	<u>Name</u>	<u>Amount</u>
4-3-14.7	Porter	\$204.19
4-2-50	Kennedy	\$270.96
4-1-78	Hochman	\$282.31
4-1-64	Heller	\$183.05
4-1-55	Vuoto	\$213.98

Upon motion made by Ted Necarsulmer, seconded by Kimberley Payen and unanimously carried, it was RESOLVED, an amendment to the existing AT&T lease for the cell tower at 40 Old Country Road is hereby approved for the Mayor's signature.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, a modification to contract dated October 12, 2012 with J P Hunter Co., Inc. pertaining to the roof at 172 Dune Road in accordance with request of J P Hunter dated December 4, 2012 is hereby approved.

Upon motion made by Randy Cardo, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, the Mayor is hereby approved to execute 2013 Cooperative Agreement with the Town of Southampton to provide Fire Inspection Services from date of execution to December 31, 2013.

Upon motion made by Ted Necarsulmer, seconded by Randy Cardo and unanimously carried, it was RESOLVED, the Mayor is hereby approved to execute 2013 Cooperative Agreement with the Town of Southampton to provide Home Improvement Licensing Services from date of execution to December 31, 2013.

Upon motion made by Jeanette Obser, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the Mayor is hereby approved to execute 2013 Cooperative Agreement with the Town of Southampton to provide Electrical Inspection Services from date of execution to December 31, 2013.

Upon motion made by Jeanette Obser, seconded by Randy Cardo and unanimously carried, it was RESOLVED, a renewal of #2 Fuel Oil Contract with Quogue Sinclair Fuel, Inc., for the period of January 1, 2013 through December 31, 2013, at 19 cents over the Northville, L.I. Tank Car Consumer price is hereby approved.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, Local Law # ___ of 2012, "A Local Law Amending Chapter 196 (Zoning) Of The Village Code With Respect To Accessory Uses And Structures In Residence Districts", public hearing held at the Village Trustee meeting on November 16, 2012 is hereby enacted as Local Law No. 7 of the year 2012. Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, that the Board of Trustees finds and determines that this Local Law No. 7 will not have a significant negative impact on the environment. The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

Mayor Sartorius: Voting Aye
Trustee Cardo: Voting Aye
Trustee Obser: Voting Aye
Trustee Necarsulmer: Voting Aye
Trustee Payne: Voting Aye

Local Law No. 7 of 2012

A Local Law Amending Chapter
196 (Zoning) Of The Village Code
With Respect To Accessory Uses
And Structures In Residence Districts

Section 1. Purpose.

The Village Board of Trustees considers that a boat lift and associated apparatus constitute structures under the existing Zoning Code and that such structures are not permitted accessory structures under the existing Zoning Code. In order to clarify any ambiguity and avoid any doubt, this local law amends the Zoning Code so as to expressly provide that a boat lift and all associated apparatus constitute structures and are prohibited accessory structures.

Section 2. §196-13B(10) is hereby amended by adding the following sentence at the end thereof to read as follows:

A boat lift and all associated apparatus constitute structures and are prohibited accessory structures.

Section 3. This local law shall become effective upon the filing thereof with the Secretary of State of the State of New York.

* * *

Upon motion made by Mayor Sartorius, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the application for a dock and bulkhead permit at 12 Niamogue Lane, pursuant to Section 77-1 of the Quogue Village Code, is hereby approved.

Each year the Mayor and the Board of Trustees present an award to a deserving person who has provided an outstanding service in or for the Village of Quogue. John Sipala spearheaded the efforts of the Quogue Fire Department in connection with the completion of the 9-11 Memorial and refurbishing the World War II Memorial. He provided guidance in the planning and design, donated much of the landscape materials and labor involved. The 2012 Person of the Year award was presented to John Sipala.

With no further business to discuss, and upon motion made by Mayor Sartorius, seconded by Kimberley Payne and unanimously carried, the meeting was adjourned at 4:29 P.M.

Marcia Rose Koziarz, Village Clerk