

MINUTES OF THE REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF QUOGUE, 7 VILLAGE LANE, QUOGUE, NEW YORK, HELD ON FRIDAY NOVEMBER 15, 2013 AT 4:00 PM.

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

ABSENT: Trustees Jeanette Obser and Randy Cardo

OTHERS PRESENT: Christopher Osborne, Dick Gardner, Frances Ryan, Robert Coughlan and Kyle Campbell of The Southampton Press.

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

Upon motion made by Ted Necarsulmer, seconded by Kimberley Payne and unanimously carried, the Minutes of Regular Meeting held on October 18, 2013 are hereby approved.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, the Abstract of Audited Vouchers Schedule 11-13, \$1,164,715.36 and Treasurer's Report for the Month ending October 31, 2013 are hereby approved as follows:

\$ 90,651.30 Checking Account  
\$ 638,118.87 Capital Reserves  
\$7,826,252.68 Investments  
\$8,555,022.85 Total General Fund 10/31/13

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

Burglar Billed: \$550.00; Burglar Collected: \$700.00  
Fire Billed: \$3,250.00; Fire Collected: \$2,250.00

Fire Chief Christopher Osborne gave the October report for the Fire Department. Chief Building Inspector Bill Nowak gave the October report for the Building Department and Police Chief Robert Coughlan gave the October report for the Police Department.

Upon motion made by Mayor Sartorius, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, Anthony Ingoglia is hereby approved to be sponsored into the Police Academy and as a part time Police Officer at an hourly rate of \$19.75.

Upon motion made by Ted Necarsulmer, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, the following refunds of the Village's 2013/14 taxes as a result of

court decisions reducing Town of Southampton 2012/13 assessments are hereby approved as follows:

<b>TM#</b>	<b>NAME</b>	<b>ORIG ASSMNT</b>	<b>REDUCED TO</b>	<b>REFUND DUE</b>
10-1-16	Schneider	1,367,500	1,025,625	706.24
10-2-50.1	Robinson	1,953,500	1,465,125	1,088.88
11-2-20	Blaney	2,145,400	2,000,000	300.37
11-3-17.1	Weiss	3,000,500	2,500,000	1,033.93
16-1-1.2	Perel	3,210,700	2,600,000	1,261.58

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, an increase to Purchase Order #13878 (Corazzini Asphalt, Inc.) in the amount of \$66,478.70 using A5110.446 (Highway-Special Projects) for additional oil and stone road work is hereby approved.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, a dock permit for 53 Old Main Road, Tax Map # 3-1-19.2 is hereby approved.

Upon motion made by Ted Necarsulmer, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, a budget transfer in the amount of \$7,835.60 from A1990.400 (Contingent Account) to A3620.411 (Safety Inspection-Supplies & Materials) for payment to the Village of Westhampton Beach for participation in the Westhampton Beach Emergency Shelter is hereby approved.

The Mayor introduced the revisions to the proposed Local Law No. of 2013, “A Local Law Amending Chapter 111 (Noise) of The Village Code In Relation to Hours of Operation for Construction and Landscaping”. Upon motion made by Ted Necarsulmer, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, the changes are hereby approved and the amendment will be held open for comments and approved at the next Board Meeting on December 20, 2013.

Local Law No. of 2013

A Local Law Amending Chapter 111  
(Noise) of The Village Code  
In Relation to Hours of Operation for  
Construction and Landscaping

Section 1. The Board of Trustees hereby finds and determines that the permissible hours of operation in the evening for construction and landscaping activities should be reduced in order to

better secure and promote the public health, comfort, convenience, safety, welfare, prosperity and the peace and quiet of the Village of Quogue and its inhabitants.

Section 2. Section 111-4 (Violating Acts) is hereby amended as follows:

- (a) Paragraph J (Construction or repair) is hereby amended to change the evening times set forth therein for (1) cessation of construction activity (other than by a homeowner on his own dwelling or property) from 8:00 pm to 6:00 p.m. on Monday through Friday and from 6:00 p.m. to 4:00 p.m. on Saturdays during the months of July and August and (2) cessation of construction activity by a homeowner on his own dwelling or property from 9:00 p.m. to 6:00 p.m. so that the entire provision as amended shall read as follows:

“Construction or repair. Excavation, demolition, construction, repair or alteration work in connection with any building, structure or other improvement other than between the hours of 7:00 a.m. and 6:00 p.m., Monday through Friday, and between the hours of 7:00 a.m. and 6:00 p.m. on Saturday during all months other than July and August and between the hours of 7:00 a.m. and 4:00 p.m. on Saturday during the months of July and August, and with regard to construction, repair or alteration work by a homeowner on his own dwelling or property, other than between the hours of 7:00 a.m. and 7:00 p.m. on any day”.

- (b) Paragraph M (Bulldozers or other earth moving machinery, pile drivers and pneumatic hammers) is hereby amended to conform with the foregoing changes to Paragraph J so that the entire provision shall read as follows:

“Bulldozers or other earthmoving machinery, pile drivers and pneumatic hammers. The operation, other than between the hours of 7:00 a.m. and 6:00 p.m., Monday through Friday, and between the hours of 7:00 a.m. and 6:00 p.m. on Saturday during all months other than July and August and between the hours of 7:00 a.m. and 4:00 p.m. on Saturday during the months of July and August, of any bulldozer or other earthmoving machinery, any pile driver or any pneumatic hammer. (See § 111-4.1 for supplemental regulations applicable to pile drivers and pneumatic hammers.)”

- (c) Paragraph O (Commercial landscaping) is hereby amended to regulate the hours of homeowner landscaping as well as commercial landscaping so that the entire provision shall read as follows:

“Landscaping. The use or operation, other than between the hours of 7:00 a.m. and 6:00 p.m. Monday through Friday and between the hours of 7:00 a.m. and 4:00 p.m. on Saturday, of any engine- or motor-powered lawn care equipment, leaf blower, lawn mower or trimmer by any person other than a homeowner on his own property or the use or operation, other than between the hours of 7:00 a.m. and 7:00 p.m. on any day

of any engine- or motor-powered lawn care equipment, leaf blower, lawn mower or trimmer by a homeowner on his own property.”

Section 3. The second sentence of § 111-4.1C is amended to delete the words “the hours of 7:00 a.m. and 6:00 p.m.” and to substitute in place thereof the words “certain hours.”

Section 4. This local law shall become effective upon the filing thereof with the Secretary of State of the State of New York.

The Mayor next discussed a proposal for the Fire House flooring in the bays that needs replacing. A product of recycled PVC interlocking tiles is being considered.

Frances Ryan remarked on the beautiful fall foliage this year.

With no other business to discuss and upon motion made by Peter Sartorius, seconded by Ted Necarsulmer and unanimously carried, the meeting was adjourned at 4:31 P.M.

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Marcia Rose Koziarz, Village Clerk