

MINUTES FOR THE REGULAR MEETING HELD BY THE BOARD OF TRUSTEES ON FRIDAY, FEBRUARY 21, 2020 AT 4:00 P.M.

PRESENT: Mayor Peter Sartorius, Trustees Kimberley Payne and Ted Necarsulmer, Village Attorney Richard DePetris and Village Clerk Aimee Buhl

ABSENT: Trustees Randy Cardo and Jeanette Obser

OTHERS PRESENT: Police Chief Chris Isola, Fire Chief Ben Hubbard, Building Inspector Bill Nowak, Lynn Joyce, Ed Corabalis, Kimberly Hunter, Eileen Duffy, Irwin Messer and Rachel Valdespino 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 January 17, 2020 were approved.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, the Abstract of Audited Vouchers Schedule 2-20, \$268,194.21 and Treasurer's Report for the Month ending January 31, 2020 were approved.

\$ 111,883.71	Checking Account
\$1,103,293.40	Capital Reserve
<u>\$8,719,857.02</u>	Investments
\$9,935,034.13	Total General Fund 1/31/20

The Clerk gave the report for January 2020 Fire and Burglar Alarms:

Fire Billed: \$200; Fire Collected: \$350

Burglar Billed: \$200; Burglar Collected: \$625

Fire Chief Ben Hubbard gave the January 2020 report for the Fire Department. Police Chief Chris Isola gave the January 2020 report for the Police Department. Building Inspector Bill Nowak gave the January 2020 report for the Building Department.

Upon motion made by Ted Necarsulmer, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, the following purchase order is increased:

15959	Firefighters Equipment of NY	\$592.24
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Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the following transfer is approved:

From A362049 Safety Inspection/Misc. to A3620411 Safety/Supplies & Materials \$300

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the Village of Quogue Workplace Violence Prevention Policy is adopted.

Upon motion made by Ted Necarsulmer, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, a Safety Committee is created with a purpose of promoting safety

and health in the workplace (including violence prevention) and the appointment of the following as members of the committee: Christopher Osborne, Denise Michalowski, Rob Kuroski, Dan Hartman and Ryan Fay is approved.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the Mayor is authorized to sign and execute a contract with D&B Engineers and Architects, P.C. for storm water management compliance.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the Mayor is authorized to sign the renewal Maintenance Service Agreement with Arenz Heating & Air Conditioning for the air conditioning equipment in the Fire House (1 three zone mini split ac system, 2 single zone mini split ac systems and 1 central air conditioning system) at a cost of \$690.00 for the term of 4/1/20 through 4/1/21.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the Mayor is authorized to sign the renewal Maintenance Service Agreement with Arenz Heating & Air Conditioning for the air conditioning equipment in the Gym (1 air conditioning unit) at a cost of \$155.00 for the term of 4/1/20 through 4/1/21.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the Mayor is authorized to sign the renewal Maintenance Service Agreement with Arenz Heating & Air Conditioning in Village Hall (2 gas boilers, 6 condensing units) at a cost of \$1,291.50 for the term of 3/1/20 through 8/31/20.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the Mayor is authorized to execute the 2020 Fire Inspection Services agreement with the Town of Southampton to provide fire investigation and hazardous materials response services from date of execution to December 31, 2020.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the Mayor is authorized to execute 2020 Cooperative Agreement for Licensing of Home Improvement Contractors from date of execution to December 31, 2020.

Upon motion made by Ted Necarsulmer, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, the request of the Quogue Historical Society to use the Village Green on August 8, 2020 for its annual art show is approved and the Mayor is authorized to sign a license agreement for that purpose.

Upon motion made by Ted Necarsulmer, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, the Mayor is authorized to sign the renewal of the Building & Codes Software Support Contract with Williamson Law Book Co. from 3/1/2020 to 2/28/2021.

Upon motion made by Kimberley Payne seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the list from the Quogue Fire Department following posting on January 17, 2020, showing the names of firefighters and the points earned under the Quogue Fire Department Service Award Program is approved.

Upon motion made by Ted Necarsulmer, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, a transfer in the amount of \$6,000 from A1990400 Special Items/Contingent Account to A9089 Fire Service Award.

Upon motion made by Ted Necarsulmer, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, the 2020 fees set forth below and the forms of the 2020 Village Beach Permit Application, 2020 Locker Rental Application, 2020 Seasonal Rental License Application and 2020 Special Events Permit Application are approved as follows:

Vehicle (Resident)	\$120
Vehicle (Renter)	\$300
Walk-On	\$15
Locker Rental Fee	\$250
Seasonal Rental Fee	\$250 (more than 31 days)
Seasonal Rental Fee	\$125 (14 to 31 days)
Late Fee	\$50 if application is received after the commencement date of the lease
Decks and Beach	\$250
Interior Eating Area/Kitchen	\$500
Parking Lot For Off-Site Function	\$300

The Mayor opened the Public Hearing regarding A Local Law Authorizing a Property Tax Levy In Excess of the Limit Established In General Municipal Law §3-c and asked for any comments. There were no comments and the Mayor closed the Public Hearing.

Upon motion made by Mayor Sartorius, it was RESOLVED, that this proposed law be enacted as Local Law 3 of 2020. 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 Necarsulmer	Voting Aye
Trustee Payne	Voting Aye

Local Law No. 3 of 2020

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, 2020 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, 2020 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

Section 4. Repeal.

If the Board of Trustees of the Village of Quogue adopts a budget for the fiscal year commencing June 1, 2020 that does not require a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c (to wit, if the authorization contained in Section 3 of this local law is not utilized), this local law may be repealed by resolution of the Village Board of Trustees (to wit, without a public hearing and without any further local law).

Section 5. 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 6. Effective date.

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

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Upon motion made by Mayor Sartorius, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, "Local Law No. ____ of 2020 A Local Law Amending Chapter 149 (Seasonal Rentals) Of The Village Code is introduced and a public hearing is scheduled to be held on Friday, March 20, 2020 at 4:00 PM.

Local Law No. ____ of 2020

A Local Law Amending Chapter 149
(Seasonal Rentals) Of The Village Code

Section 1. The title of Chapter 149 is hereby amended to read “ Rentals”.

Section 2. §149-1A is hereby amended by deleting the term “Seasonal Rental” and the definition thereof, the term “Summer” and the definition thereof, and the term “Zoning Administrator” and the definition thereof.

Section 3. §149-1A is hereby amended by adding the following terms and indicated meanings (definitions) thereof:

ADMINISTRATOR –

The Ordinance Enforcement Officer appointed by the Mayor pursuant to §42-2 of the Village Code (or the Chief Ordinance Enforcement Officer if there be more than one appointed Ordinance Enforcement Officer) or such other officer of the Village as may hereafter be designated from time to time by the Mayor to be the Administrator under Chapter 149 (such designation shall be filed with the Village Clerk).

ANNUAL RENTAL

Use or occupancy of a one-family dwelling for residential purposes under an oral or written lease or agreement for a term of one year or more, for which compensation is paid directly or indirectly. The term “rental” includes an “annual rental”.

RENTAL –

Use or occupancy of a one-family dwelling for residential purposes under an oral or written lease or agreement, for which compensation is paid directly or indirectly.

Section 4. §149-1B is hereby amended by deleting the words “seasonal rental” and inserting the word “rental” in place of such deleted words.

Section 5. §149-1C is hereby amended by deleting the words “seasonal rental” and inserting the word “rental” in place of such deleted words.

Section 6. §149-1 is hereby amended by deleting subsection D under §149-1.

Section 7. The words “seasonal rental” appear in various places in the text under §§149-3, 149-4, 149-5, 149-6, 149-7, 149-8, 149-9, 149-10, 149-11, 149-12, 149-13, 149-14, 149-15 and 149-16. Chapter 149 is hereby amended by deleting the words “seasonal rental” and inserting the word “rental” in place of such deleted words in all of the foregoing places.

Section 8. §149-17 is hereby amended to read as follows:

§149-17. Exemptions.

A. An annual rental under a lease or agreement entered into prior to the effective date of the local law requiring a license for all rentals (unless specifically exempted) shall be exempt from the license requirement. Renewals of the lease or agreement for such exempt rental shall also be exempt from the license requirement, provided that there is no change in the tenant or tenants.

B. Where a rental license has been issued for an annual rental, renewal of the lease or agreement for such annual rental (the lease or agreement stated in the application for such rental license) shall be exempt from the license requirement, provided that there is no change in the tenant or tenants listed in the application for such rental license and provided that there is no change in the person or persons listed as an occupant in the application for such rental license.

Section 9. The words "Zoning Administrator" appear in various places in the text under §§ 149-3, 149-4, 149-6, 149-11, 149-13 and 149-14. Chapter 149 is hereby amended by deleting the words "Zoning Administrator" and inserting the word "Administrator" in place of such deleted words in all of the foregoing places.

Section 10. This local law shall become effective upon the filing thereof with the Secretary of State of the State of New York.

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Eileen Duffy inquired if it was possible to make all village streets 25 mph. Mayor Sartorius answered that New York State law provides the lowest general speed limit is 30 mph. She also inquired about installing speed bumps to deter speeding. Mayor Sartorius stated that would cause a safety issue. Chief Isola encouraged Ms. Duffy to contact the Police Department if she was aware of speeding on village streets.

Lynn Joyce asked the board if there was any news regarding beach nourishment. Mayor Sartorius updated the audience regarding geo-cubes and FIMP. He also stated that an application has been sent to the DEC asking for relief from the April 1st deadline in order to move sand to the beach.

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

Aimee Buhl, Village Clerk