

MINUTES OF THE REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF QUOGUE, 7 VILLAGE LANE, QUOGUE, NEW YORK, ON FRIDAY, JANUARY 18, 2013 AT 4:00 P.M.

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

ABSENT: Trustees Jeanette Obser and Ted Necarsulmer.

OTHERS PRESENT: Police Lieutenant Christopher Isola, Fire Department Chief Tim Shea, Chief Building Inspector Bill Nowak, Christopher Osborne, Frances Ryan, Dick Gardner, Jerry Schwartz and Carol Moran of the Southampton Press.

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

Upon motion made by Kimberley Payne, seconded by Randy Cardo and unanimously carried, the minutes of regular meeting held on December 21, 2012 are hereby approved.

Upon motion made by Kimberley Payne, seconded by Randy Cardo and unanimously carried, the Abstract of Audited Vouchers Schedule 01-13, in the amount of \$207,489.64 and Treasurer's Report for the Month ending December 31, 2012 are hereby approved as follows:

\$ 39,305.42 Checking Account  
\$6,864,604.44 Investments  
\$6,903,909.86 Total General Fund 12/31/12

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

Burglar Billed: \$600.00; Burglar Collected: \$1,200.00  
Fire Billed: \$500.00; Fire Collected: \$0

Fire Department Chief Tim Shea gave the December report for the Fire Department. Chief Building Inspector Bill Nowak gave the December report for the Building Department. Police Lieutenant Chris Isola gave the report for the Police Department for December.

Upon motion made by Kimberley Payne, seconded by Randy Cardo and unanimously carried, it was RESOLVED, the General Village Election of the Village of Quogue, New York will be held on Friday, June 21, 2013. The polling place for the 2013 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 as follows:

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

Upon motion made by Randy Cardo, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, the certified amount of unpaid Village taxes for the year 2012-2013 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 \$25,886.58 (see listing attached) and further

that the unpaid village taxes for the fiscal year of June 1, 2012 to May 31, 2013 will be sold by Public 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 12, 2013 and notices of such tax sale to be published in the Southampton Press-Western Edition for three (3) consecutive weeks in issues dated 02/21/13; 02/28/13 and 03/07/13 in accordance with the statutory law.

Upon motion made by Kimberley Payne, seconded by Randy Cardo and unanimously carried, it was RESOLVED, a Special Event Permit application from Marcey Brody of 3 Pen Craig to use the Village Beach and lower deck of the concession building for a barbeque on Sunday, June 2, 2013 from 6:00-10:00 PM with 85 guests and 6 cars is hereby approved upon receipt of fee and proof of liability insurance.

Upon motion made by Randy Cardo, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, a maintenance and service agreement with Fitness Showrooms for the period of January 2013 to January 2014 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 & one half through Tifft Fund T93FD, is hereby approved.

Upon motion made by Kimberley Payne, seconded by Randy Cardo and unanimously carried, it was RESOLVED, renewal of maintenance agreements and service contracts in the 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 2/1/13 to 1/31/14, is hereby approved.

Upon motion made by Randy Cardo, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, the Village Clerk is hereby authorized to publish a notice to bidders for the purchase of a new pumper fire truck for the Fire Department to be paid by using Fire Department Capital Reserve funds in whole or in part and advertise a notice of permissive referendum.

Upon motion made by Kimberley Payne, seconded by Randy Cardo and unanimously carried, it was RESOLVED, a transfer in the amount of \$13,254.26 from revenue code A2680 (Insurance Recovery) to A8745.401 (Hurricane Sandy Damage Repairs) from Glatfelter Claims Management, Inc, is hereby approved.

Upon motion made by Kimberley Payne, seconded by Randy Cardo and unanimously carried, it was RESOLVED, a transfer in the amount of \$1,800.00 from A3410.411 (Fire Dept Personnel Protection) to A3410.450 (Fire Dept Physicals), is hereby approved.

Upon motion made by Kimberley Payne, seconded by Randy Cardo and unanimously carried, it was RESOLVED, a refund in the amount of \$10.00 to J. Squared Equities (Joseph Spano) for an overpayment of a 2013 alarm registration fee, is hereby approved.

Upon motion made by Kimberley Payne, seconded by Randy Cardo and unanimously carried, it was RESOLVED, an increase to A3620.220 (Safety Equipment) in the amount of \$23,863.00 from anticipated insurance recovery revenue code A2680 for damage to Village vehicles, due to Hurricane Sandy, is hereby approved.

Upon motion made by Kimberley Payne, seconded by Randy Cardo and unanimously carried, it was RESOLVED, an increase to A3120.240 (Police Vehicles) in the amount of \$17,372.00 from anticipated insurance recovery revenue code A2680 for damage to Village vehicles, due to Hurricane Sandy, is hereby approved.

Upon motion made by Kimberley Payne, seconded by Randy Cardo and unanimously carried, it was RESOLVED, the introduction of the following Local Law No. \_\_\_\_ of 2013 is hereby approved and a public hearing thereon shall be held on February 15, 2013:

Local Law No. \_\_\_\_ of 2013

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, 2013 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, 2013 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.

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