

The Board of Trustees of the Village of Westhampton Beach held their Regular Meeting on Monday, March 8, 2004 at 10 a.m. in the Municipal Building, Sunset Avenue, Westhampton Beach

PRESENT: Mayor Robert Strebel
Trustee Ora Belle "Ridgie" Barnett
Trustee Chester Morris
Trustee Mark Raynor
Trustee Harold Williams

**Clerk-Treasurer Kathleen McGinnis
Village Attorney Richard T. Haefeli**

Mayor Strebel opened the meeting at 10 a.m. with the Pledge of Allegiance. He asked that a moment of silence be observed in memory of Samantha LeBrun.

Regular Meeting:

Accept minutes of Board of Trustees Meeting

Motion by Trustee Williams:

RESOLVED, that the minutes of the Board of Trustees regular meeting of February 9, 2004 are hereby accepted.

Seconded by Trustee Raynor and unanimously approved. 4 Aye, 0 Nay

Accept departmental reports

Motion by Trustee Raynor:

RESOLVED, that the Treasurer's Report for January & February 2004, and the Police Department and Building Administrator's reports for February 2004 are hereby accepted.

Seconded by Trustee Williams and unanimously approved. 4 Aye, 0 Nay

Schedule public hearing on Tentative Budget for 2004-05

Motion by Trustee Barnett:

RESOLVED, that the Village Clerk is hereby authorized to publish and post a Notice of Public Hearing on the 2004-2005 Tentative budget to be held on Monday, April 12, 2004 at 10:00 a.m., at the Village Hall, 92 Sunset Avenue, Westhampton Beach.

Seconded by Trustee Morris and unanimously approved. 4 Aye, 0 Nay

Schedule public hearing on Shock Homemade Ice Cream outdoor tables

Motion by Trustee Morris:

RESOLVED, that the Village Clerk is hereby authorized to publish and post a Notice of Public Hearing to be held on Monday, April 12, 2004 at the Village Hall on the Special

Exception permit application submitted by Shock Homemade Ice Cream for the placement of outdoor tables and benches at 99A Main Street.

Seconded by Trustee Williams and unanimously approved. 4 Aye, 0 Nay

Appoint Election Inspectors

Motion by Trustee Williams:

RESOLVED, that Rosemary Williams is hereby appointed Chairperson of the Election Inspectors and Jeannette Zegler, Anne Poillon, and Anne Creed are appointed as Election Inspectors, and Carol Aldrich is appointed as a Poll Clerk, each to be compensated at the rate of \$10.00 per hour, not to exceed a total of 25 hours per person with said hours to include the preparation of the register and the official duties of the Friday, June 18, 2004 election. Robert Horowitz is appointed as an alternate Election Inspector/Poll Clerk.

Seconded by Trustee Raynor and unanimously approved. 4 Aye, 0 Nay

Appoint Special Counsel – Article 78 Todd & Sheryl Little

Motion by Trustee Raynor:

RESOLVED, that Richard T. Haefeli is hereby appointed to serve as Special Counsel to represent the Village in the Article 78 proceedings brought by Todd & Sheryl Little and to be compensated at the rate of \$135 per hour.

Seconded by Trustee Williams and unanimously approved. 4 Aye, 0 Nay

Appoint Special Counsel for Legal Action – Baccelieri property

Motion by Trustee Barnett:

RESOLVED, that Richard T. Haefeli is hereby appointed to serve as Special Counsel to represent the Village in an action relating to property owned by Sandy Baccelieri located at 429-B Dune Road and to be compensated at the rate of \$135 per hour.

Seconded by Trustee Williams and unanimously approved. 4 Aye, 0 Nay

Appoint Special Counsel for Legal Action-Cayea/Griffin property

Motion by Trustee Morris:

RESOLVED, that Richard T. Haefeli is hereby appointed to serve as Special Counsel to represent the Village in an action relating to property owned by Donald Cayea & Maureen Griffin located at 208 Dune Road and to be compensated at the rate of \$135 per hour retroactive to September 2003.

Seconded by Trustee Barnett and unanimously approved. 4 Aye, 0 Nay

Approve transfer of property to Habitat for Humanity

Motion by Trustee Williams:

Whereas, the Village of Westhampton Beach is the owner of a vacant parcel of real property of approximately 4,000 square feet located on a private road known as Mickey's Way and which is designated on the Suffolk County Tax Map as 0905-03-01-42, and

Whereas, the Village acquired the property for nonpayment of taxes in 1947, and

Whereas, Habitat For Humanity of Suffolk Housing Development Fund, Inc. is desirous of acquiring the property for the purposes of constructing an affordable house, and

Whereas, the Village is desirous of promoting affordable housing within the Village.

Now therefore be it resolved, that the transfer of the real property owned by the Village of Westhampton Beach which is designated on the Suffolk County Tax Map as 0905-03-01-42 to Habitat For Humanity of Suffolk Housing Development Fund, Inc. without consideration is hereby authorized, subject to the following conditions to be imposed in the deed as a covenant:

Habitat For Humanity of Suffolk Housing Development Fund, Inc. shall offer the house for sale to an individual who meets their income eligibility standards and who meets the following conditions in the following order; (1) a full-time employee of the Village of Westhampton Beach, (2) an active member of the Westhampton Beach Fire Department, (3) an individual who graduated from Westhampton Beach High School from 1980 to the present time and who was a resident of the Town of Southampton at the time of graduation, (4) an individual who currently resides within the area of the Westhampton School District, Quogue School District, East Quogue School District or Remsenburg School District, (5) an individual who currently resides within the Town of Southampton, (6) an individual who currently resides within the County of Suffolk and (7) any other individual who qualifies. The property shall only be transferred to an individual to be used as the individual's permanent residence. The term individual as used herein may include a husband and wife as joint owners.

Proof of compliance with the above shall be a condition to the issuance of a certificate of occupancy with proof to be delivered to the building department of the Village of Westhampton Beach and the building inspector shall make the initial determination of compliance. In the event any issue arises regarding compliance with the above requirements, the final determination of compliance shall be made by the Board of Trustees of the Village of Westhampton Beach after a public hearing.

Seconded by Trustee Raynor and unanimously approved. 4 Aye, 0 Nay

Authorize Bldg. Administrator to attend FLBOA Conference

Motion by Trustee Raynor:

RESOLVED, that Building Department Administrator Paul Houlihan is hereby authorized to attend the 29th Annual Finger Lakes Building Officials Association Educational Conference on March 22-25, 2004 at a cost of \$390.00 for registration and reimbursement for lodging meals and travel expenses.

Seconded by Trustee Barnett and unanimously approved. 4 Aye, 0 Nay

Approve lease purchase of two police vehicles

Motion by Trustee Barnett:

RESOLVED, that the Mayor is hereby authorized to sign a three year lease purchase agreement with Ford Motor Credit Company for the purchase of two (2) 2004 Ford Crown Victoria P71 police vehicles at a cost of \$57,133.24

Seconded by Trustee Williams and unanimously approved. 4 Aye, 0 Nay

Approve 2004 Village Beach Rates/Rules

Motion by Trustee Williams:

RESOLVED, that the attached beach rates and rules as amended for 2004 are hereby approved.

Seconded by Trustee Raynor and unanimously approved. 4 Aye, 0 Nay

Approve plant/tree care program for 2004

Motion by Trustee Williams:

RESOLVED, that the Board of Trustees hereby accept the proposal submitted by Fox IPM Corp. for the 2004 plant and tree care program at a total cost of \$2,585.

Seconded by Trustee Raynor and unanimously approved. 4 Aye, 0 Nay

Approve March 2004 warrant

Motion by Trustee Raynor:

RESOLVED, that the warrant for the month of March 2004 in the amount of \$121,732.63 for the General Fund, and \$38,702.85 for the Capital Fund is hereby approved.

Seconded by Trustee Morris and unanimously approved. 4 Aye, 0 Nay

Public Discussion

Mayor Strebel asked if there was anyone who would like to address the Board.

Dean Speir, 256 East Main Street, asked when the groundbreaking for the new Village Hall would be.

Mayor Strebel responded that it hopefully, would be in May. He added that they were basically building it in the office until everything is 100%, so that when they start they can go right through everything.

Arthur DiPietro, 41 Sunset Avenue, inquired as to the possibility of creating four-wheel drive beach access from Rogers Beach consistent with environmental sensitivity. He said that most of the people that fish the beach are very caring about the quality of the beach. He added that with the erosion up in Quogue, there is limited access in our area.

Bonnie DiPietro, 41 Sunset Avenue, noted that more and more children and elderly people surf-cast on our beach. She said that a lot of people are teaching their grandchildren to surf-cast. It offers them an environmental education and teaches them that it is a living beach. She also asked if this access could be looked into.

Mayor Strebel responded that this was a reasonable request and said the Board would look into whatever had to be looked into regarding this including any environmental agencies. He asked if anyone else would like to address the Board. There being no

further response, a motion was made at 10:15 a.m. by Trustee Raynor to adjourn the meeting to Executive Session. Seconded by Trustee Williams and unanimously approved. 4 Aye, 0 Nay

Respectfully submitted,

Christine Owen
Deputy Clerk