

The Board of Trustees of the Village of Westhampton Beach held their Regular Meeting on Thursday, May 7, 2009 at 7 p.m. in the Municipal Building, 165 Mill Road, Westhampton Beach

**PRESENT: Mayor Conrad Teller
Deputy Mayor James Kametler
Trustee Toni-Jo Birk
Trustee Joan Levan
Trustee Hank Tucker**

**Clerk Treasurer Kathleen McGinnis
Village Attorney Hermon Bishop**

Mayor Teller opened the meeting with the Pledge of Allegiance. He asked for a moment of silence for former Village Trustee & Mayor Ted Conklin who served from 1977-1982 and for former Southampton Town Board member and Village resident Ted Alpert who served from 1972-1987. He said both of them were fine gentlemen.

PUBLIC HEARINGS:

Local Law 4/2009 amend Zoning Code Chap.197 HC District – Contractor’s Office (tabled 4/2)

Village Attorney Hermon Bishop explained that the first portion of this law merely lists the uses that are permitted in the Hamlet Commercial zone. He said these uses are identical to the uses in the B1 zone, which is the downtown business district, except in the Hamlet Commercial zone single family residences are permitted and multi-family residences are permitted pursuant to special exception use. The second and major part of the law deals with the contractor’s administrative office proposed law. In the prior hearing there was discussion about the contractor’s administrative office proposed law and also whether or not we want to be reducing the offices vs. retail. He wanted to point out that this law has nothing to do with whether or not there should be more offices or not on Main Street. That would be the subject of a subsequent study and in the 2006 Business Plan Update, it does call for further study regarding this issue. He said that is not what is before us tonight. If the Board should entertain a change to that law, it would be his recommendation that a study be done because to make sweeping changes to that law, would not in his opinion, necessarily comply with the Comprehensive Plan, the 1999 plan, the Business Plan and the 2006 Business District Plan Update. He said that with respect to the contractor’s law, the purpose of it is to substantially restrict the use of contractor’s administrative offices in the B1, B2 and B3 zones. The administrative office can only be used for secretarial services, accounting services, bookkeeping, record keeping or meeting with clients. That is it. They cannot be a place for meeting with laborers or workmen or subcontractors. Additionally, they cannot have overnight parking of vehicles on their site. They also cannot have parking of vehicles that are in excess of 20 feet and exceed the weight of 8,000 pounds. Before any approval for these administrative offices occur, they are going to have to obtain Board of Trustees special exception approval. He said that before the Board would give approval for that, they must have approval from the Planning Board through site plan regulations. He explained that the law as we have it now, a contractor’s administrative office can come into any existing office use without any review whatsoever, without any protection to the downtown.

Mayor Teller asked if anyone in the audience would like to address the Board regarding this issue.

Jacqueline Sprotte, 441 Dune Road, stated she would love to see a study done before we allow more contracting offices on Main Street. She personally would like to see more retail and restaurants.

Mr. Bishop apologized for not adding, that as the law presently stands, contractor’s can come in under the general services provision of the ordinance, business services

provision and the management services provision of the code without any review whatsoever. He felt what she was saying was an important issue, but what this would do is just place more restrictions so we don't have contractors coming in without obtaining these strict standards.

Mayor Teller asked if anyone else would like to address the Board. There being no further response, he made a motion to close this public hearing. Seconded by Deputy Mayor Kametler and unanimously approved. 4 Aye, 0 Nay

Motion by Trustee Tucker:

WHEREAS, a Resolution was duly adopted by the Board of Trustees for a public hearing to be held by the Board of Trustees at the Village Hall, 165 Mill Road, Westhampton Beach, New York at 7:00 PM on February 5, 2009, to hear all parties on a proposed Local Law entitled "A Local Law amending the provisions of the Zoning Code respecting the Hamlet Commercial/Residential District and amending and adding provisions respecting contractor's offices;" and

WHEREAS, notice of said public hearing was duly advertised in the Southampton Press and posted at various public locations throughout the Village; and

WHEREAS, said public hearing was duly held at the Village of Westhampton Beach, on February 5th, March 5th, April 2nd and May 7th, 2009, and all parties in attendance were permitted an opportunity to speak on behalf of, or in opposition to, said proposed Local Law, or any part thereof, and

WHEREAS, the Board of Trustees determines that this action is subject to Part 617 of the implementing regulations pertaining to Article VIII of the Environmental Conservation Law (SEQRA), that it resolves itself lead agency, that it has reviewed the EAF Part I and prepared an EAF Part II, and lists this action an Unlisted Action, which action is not expected to result in any significant adverse environmental impacts, and

WHEREAS, Village Board has considered the magnitude and importance of each impact, and no further environmental review is necessary, and ADOPTS the NEGATIVE DECLARATION prepared herein, and

WHEREAS, the Suffolk County Department of Planning, pursuant to Section 239-M of the General Municipal Law has not identified any significant county-wide or inter-community impacts associated with the proposed Local Law, and

WHEREAS, the Board of Trustees, after due deliberation, finds it is in the best interest of the Village of Westhampton Beach to adopt said Local Law;

NOW, THEREFORE, the Board of Trustees hereby adopts Local Law 4/2009 entitled: "A Local Law amending the provisions of the Zoning Code respecting the Hamlet Commercial/Residential District and amending and adding provisions respecting contractor's offices," a copy of which is attached hereto and made a part hereof, and the Village Clerk be and she hereby is directed to enter said Local Law in the minutes of this meeting and to enter said Local Law in the Local Law Book of the Village, and to give due notice of the adoption of said Local Law to the Secretary of State.

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

Local Law amending Village Code Chapter 171-5 Towing

Mayor Teller announced if anyone was here for this public hearing, it had been removed. He said it would be brought up again.

Mr. Bishop explained it would be discussed at the Work Session and would be re-advertised for a hearing.

Tim of 200 Montauk Highway, Speonk, wanted to make a statement regarding this proposed local law regarding towing. He said that for quite some time this list has been limited to a few companies. This has, at times, proved to be inefficient when seasonal traffic has increased. Dispatch and arrival times suffer and the local traffic is compromised due to the delay in the removal of vehicles. This proposal to extend the radius would help level the playing field for those legitimate towing service providers who live, own and conduct their businesses within the Westhampton Beach area. More importantly, it is proposed that in all fairness to those who are on the list or will soon be excluded, that the towing service area be clearly defined. It is critical that enforcement of codes and local laws take precedence over personal relationships, i.e., co's, proper storage facilities. Lastly, the change would be beneficial, not only to the towing services, but to the community as a whole. With summer approaching, the incidence of disabled motorists, impounds and accidents more than doubles in our area. Opening up the list to more of the local services assures safer roadways and assistance to all who reside and visit our town. By allowing new participants to be added to the Westhampton Beach rotation list, you allow the Westhampton Beach Police Department access to a better quality of services provided by the towing dispatchers who are able to aptly respond to any emergency situation.

Mark Raynor, 35 Bridle Path, said the Village had advertised a hearing to change Section 172 of the Village code. He asked if that was the section the Village was looking to change.

Village Clerk Kathleen McGinnis responded it should be Section 171-2. That is what the Village had advertised to be changed. She said the newspaper must have made a typographical error. She said she would check the notice.

Mr. Raynor said his other question was that the other sections that pertain to that were not advertised to be changed. He said 171-3 and 171-5 is the same with the two-mile radius.

Mayor Teller explained that is why it was pulled, because they had questions.

Resolutions:

Accept minutes of Board of Trustees Meeting

Motion by Trustee Birk:

RESOLVED, that the minutes of the Board of Trustees meeting of April 2, 2009 are hereby accepted.

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

Accept Departmental reports

Motion by Deputy Mayor Kametler:

RESOLVED, that the Treasurer's report for March 2009, Justice Court, Police Department and Building Inspector reports for April 2009, are hereby accepted.

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

Authorize appraisal for Stevens planning board application

Motion by Trustee Levan:

RESOLVED, that Hampton Appraisal Services Corp. is hereby authorized to prepare an appraisal for the planning board site plan application submitted by Timothy Stevens for property located at 17 Library Avenue (905-11-2-39) at a cost of \$1,250.00.

Seconded by Trustee Birk and unanimously approved, 4 Aye, 0 Nay

Authorize appraisal of Steinschneider property for ZBA application

Motion by Trustee Tucker:

RESOLVED, that Hampton Appraisal Services Corp. is hereby authorized to prepare an appraisal of a building located at 143 Dune Road (905-21-3-2.1) for a Zoning Board of Appeals application submitted by Barbara Steinschneider, at a cost of \$1,250.00.

Seconded by Trustee Birk and unanimously approved, 4 Aye, 0 Nay

Approve amended 2009 Southampton Town Shared Computer Agreement

Motion by Trustee Birk:

RESOLVED, that the Mayor is hereby authorized to execute an amendment to the 2009 agreement with the Town of Southampton for shared computer capability and assessment services at the cost of \$13,000.89.

Seconded by Deputy Mayor Kametler and unanimously approved, 4 Aye, 0 Nay

Approve settlement of Levine tax certiorari claim

Motion by Deputy Mayor Kametler:

RESOLVED, that the Board of Trustees hereby approve the settlement of the tax certiorari claim of Sheila Levine for property located at 7 Watersedge Court, tax map # 905-10-7-31.5, for the 2007/08 assessment year pursuant to the terms set forth in the Stipulation of Settlement and the refund in the amount of \$104.16

Seconded by Trustee Levan and unanimously approved, 4 Aye, 0 Nay

Approve settlement of Futter tax certiorari claim

Motion by Trustee Levan:

RESOLVED, that the Board of Trustees hereby approve the settlement of the tax certiorari claim of Bernard Futter for property located at 508 & 510 Dune Road, tax map # 905-16-1-12, for the 2007/08 assessment year pursuant to the terms set forth in the Stipulation of Settlement and the refund in the amount of \$3,125.76.

Seconded by Trustee Birk and unanimously approved, 4 Aye, 0 Nay

Approve settlement of Treep Corporation tax certiorari claim

Motion by Trustee Tucker:

RESOLVED, that the Board of Trustees hereby approve the settlement of the tax certiorari claim of the Treep Corporation for property located at 296 & 301 Dune Road,

tax map # 905-18-2-28 & 905-18-1-28, for the 2007/08 & 2008/09 assessment years pursuant to the terms set forth in the Stipulation of Settlement and the refund in the amount of \$4,804.85.

Seconded by Deputy Mayor Kametler and unanimously approved, 4 Aye, 0 Nay

Approve use of Village property applications

Motion by Trustee Birk:

RESOLVED, that the following use of Village property applications are hereby approved:

- St. Mark’s Art Show on Great Lawn 8/22 – 8/23 noon – 5 pm
- Westhampton Ambulance CPR Training for Community – Village Green July 22nd 6-8pm
- Westhampton Free Library summer events at various locations (attachment)

Seconded by Deputy Mayor Kametler and unanimously approved, 4 Aye, 0 Nay

Authorize renewal of Finn McCool’s outdoor dining permit

Motion by Deputy Mayor Kametler:

WHEREAS, Finn McCool’s has applied to renew the Outdoor Dining Permit granted in 2005 to place six (6) tables and twenty four (24) chairs pursuant to Chapter 196-1 of the Code and

WHEREAS, there were no incidents or reports filed with the Police Department concerning said use, and therefore be it

RESOLVED, that the Village Trustees hereby authorize the placement of outdoor tables and chairs as shown on the original plan and pursuant to the determination duly approved in 2005.

Seconded by Trustee Birk and unanimously approved, 4 Aye, 0 Nay

Authorize renewal of Hampton Coffee Outdoor Tables permit

Motion by Trustee Levan:

WHEREAS, Hampton Coffee has applied to renew the Outdoor Dining Permit granted in 2005 to place two (2) tables and eight (8) chairs pursuant to Chapter 196-1 of the Code and

WHEREAS, there were no incidents or reports filed with the Police Department concerning said use, and therefore be it

RESOLVED, that the Village Trustees hereby authorize the placement of outdoor tables and chairs as shown on the original plan and pursuant to the determination duly approved in 2005.

Seconded by Trustee Tucker and unanimously approved, 4 Aye, 0 Nay

Authorize renewal of Shock Ice Cream outdoor dining permit

Motion by Trustee Tucker:

WHEREAS, Shock Ice Cream has applied to renew the Outdoor Dining Permit granted in 2004 to place three (3) tables with attached benches pursuant to Chapter 196-1 of the Code and

WHEREAS, there were no incidents or reports filed with the Police Department concerning said use, and therefore be it

RESOLVED, that the Village Trustees hereby authorize the placement of outdoor tables and chairs as shown on the original plan and pursuant to the determination duly approved in 2004.

Seconded by Deputy Mayor Kametler and unanimously approved, 4 Aye, 0 Nay

Accept EMT Governmental Accounting Services Proposal

Motion by Trustee Birk:

RESOLVED that EMT Governmental Accounting Services is hereby hired to provide accounting services for the 2009/10 fiscal year, pursuant to the attached proposal.

Seconded by Deputy Mayor Kametler and unanimously approved, 4 Aye, 0 Nay

Appoint 2009 seasonal Village Marina personnel

Motion by Deputy Mayor Kametler:

RESOLVED, that Frank Prudente is appointed as the Dock Manager to be compensated at the rate of \$14/hr. and Vincenzo Portelli is appointed as a Dock Attendant to be compensated at the rate of \$12/hr.

Seconded by Trustee Levan and unanimously approved, 4 Aye, 0 Nay

Appoint 2009 seasonal Police Officers

Motion by Trustee Levan:

RESOLVED, that the following 2009 Seasonal Police Officers will be hired at the rate of \$19.50/hour and will be scheduled to work at the discretion of the Chief of Police:

- Steve Frano Jeff Platt
- John Rankin James Storan
- Marc DeMartino

Seconded by Trustee Birk and unanimously approved, 4 Aye, 0 Nay

Appoint 2009 seasonal Traffic Control Officers

Motion by Trustee Tucker:

RESOLVED, that the following 2009 seasonal Traffic Control Officers will be hired at the rate of pay of \$ 16/hour and will be scheduled to work at the discretion of the Chief of Police:

- Ron Gholson Robert Laube Daniel Dolomite
- Timothy Niles Vincent Iannella

Seconded by Deputy Mayor Kametler and unanimously approved, 4 Aye, 0 Nay

Appoint 2009 seasonal Beach personnel

Motion by Trustee Birk:

RESOLVED, that the following persons are appointed to the positions specified below at Rogers and Lashley beaches for 2009:

Managers (40 hrs/wk)

Stephen Wisnoski	\$22.00/hr.
Anthony Grausso	\$20.00/hr.
Eric Sweet	\$20.00/hr.

Substitute Manager (as needed)

Betjemann, T.	\$22.00/hr.
---------------	-------------

Lifeguards (48 hrs/wk)

James Raynor	Head Lifeguard	17.00
John Balzano	Lt. Lifeguard	15.50
Tom Otis	Lifeguard	14.25
Matthew Montpetit	Lifeguard	13.75
Mark Nordman	Lifeguard	14.25
Derek Westfield	Lifeguard	13.75
Joseph Lenihan	Lifeguard	12.25
Chris Tagliavia	Lifeguard	12.25
Kellie Westfield	Lifeguard	12.25

Beach Attendants (35 hrs/wk)

James Carr	Attendant	11.00
Brian Carr	Attendant	10.25
Merisa Booth	Attendant	9.75
Olivia Ligon	Attendant	9.75
Sarah Burke	Attendant	9.50
Allison Barnett	Attendant	9.25
Connor Raynor	Attendant	9.25
Danielle Parry	Attendant	9.00

Seconded by Deputy Mayor Kametler and unanimously approved, 4 Aye, 0 Nay

Appoint part time DPW Laborers

Motion by Deputy Mayor Kametler:

RESOLVED, that Thomas C. Mitchell is hereby appointed as a part time Department of Public Works Laborer to work as assigned by the Highway Superintendent at an hourly salary of \$13.75 per hour effective May 23, 2009 and Joe Cacciato is also appointed as a part time Laborer at an hourly salary of \$13.50 per hour effective June 20, 2009.

Seconded by Trustee Birk and unanimously approved, 4 Aye, 0 Nay

Authorize 2009 STOP DWI Contract with Suffolk County

Motion by Trustee Levan:

RESOLVED that the Mayor is hereby authorized to execute a contract with Suffolk County to be eligible to receive grant funding in the amount of \$7,500.00 for the participation by the Village Police Department in the 2009 STOP-DWI program.

Seconded by Deputy Mayor Kametler and unanimously approved, 4 Aye, 0 Nay

Approve refund of 2008/09 property tax payments

Motion by Trustee Tucker:

RESOLVED, that the Board of Trustees hereby authorize the refund of 2008/09 real property tax payments totaling \$6,527.34 to the property owners specified on the attached Refund Report.

Seconded by Trustee Birk and unanimously approved, 4 Aye, 0 Nay

Appoint Lundy & Co. to audit 2008/2009 financial statements

Motion by Trustee Birk:

RESOLVED, that the firm of Lundy & Co. is hereby hired to audit the Village financial statements for the 2008/09 fiscal year at a cost of \$19,500.00 and the audit of the Village Justice Court for \$3,750.00.

Seconded by Trustee Tucker and unanimously approved, 4 Aye, 0 Nay

Approve May 2009 warrant

Motion by Deputy Mayor Kametler:

RESOLVED, that the Board of Trustees hereby approve the warrant for the month of May 2009 in the amount of \$163,203.45 for the General Fund.

Seconded by Trustee Birk and unanimously approved, 4 Aye, 0 Nay

Public Discussion

Harold Kahn, 21 Stacy Drive, remarked he was a full time Village resident and he was proud of it. He submitted the attached letter addressed to Mr. Arnold Scheiffer, Chairman of the Jewish People Opposed to the Eruv, dated March 10, 2009 from Assistant General Counsel for Verizon that he also read to the Board.

Peter Zegler, 24 Maple Street, asked the Mayor if he was happy with the way the Board was working.

Mayor Teller responded that he had no complaints.

Mr. Zegler explained the reason he was asking the Mayor this question was because on Saturday or Sunday, Mrs. Teller had stopped by his house solicitating signatures to get another individual on the ballot to run as a Trustee. He said the reason she gave for

this solicitation was that you cannot work with the current Board and you cannot get anything done. He asked the Mayor to cite some examples of what she was referring to.

Mayor Teller said she is an independent person who is working with another candidate. He said they had just gone through a whole Board meeting here with no complaints.

Mr. Zegler asked the Mayor permission to phrase the same question to the Board.

Mayor Teller said yes.

Mr. Zegler asked if anyone on the Board would like to respond to the same question, but phrased to them such as are they happy with the way they are working with the Mayor, is the Board working in a positive way. He said any member of the Board could respond.

Deputy Mayor Kametler responded that this Board works very well. He felt that in the last two years they had gotten a lot done. He said it was documented all over the place what they had done and accomplished as a Board. He said there had been some issues that had come up in this Village pertaining to the Police Department and he and the Mayor had been butting heads over the Police Department. He felt that other than that, he believed they work very well together.

Mayor Teller said the Board had completed 99% of what they had set out to do. He felt that some days it takes longer to do certain things and some days it is very simple. He said that he and Deputy Mayor Kametler do butt heads, it hurts, but that's the way it goes. He said this is not a political agenda here, this is a Village Board meeting, so, otherwise what Mr. Zegler is dealing in is out and out politics. He added that his wife is a free thinker and she can do what she pleases.

Mr. Zegler said he just found it a little odd that someone would come to their house and make a statement like that. He just wanted to make sure he understood if there was a misunderstanding as to why someone would say that the Mayor could not get along with the Board.

Mayor Teller said he was sitting here with them, wasn't he.

Deputy Mayor Kametler asked the other Trustees if they had any problems with the Board. He said he felt they had gotten a lot done.

Trustee Birk said they had handled a lot of tasks other Boards in the past have not handled and right now, as the Mayor said, this was a business meeting and she would like to keep politics out of this, out of the building. She said he could look at their record, Mrs. McGinnis has all of the minutes, anyone can see what they have all done.

Mr. Zegler asked if everyone was happy.

Trustee Birk asked if he was happy everyday in his Board when he does his job.

Elyse Richman, owner of Shock, thanked the Board for approving her application for tables, but said she had applied also for the outdoor music at the same time and she would just like to know why that was not approved.

Mayor Teller explained they have a special meeting coming up and they have a couple more to do.

Ms. Richman felt they had the whole winter to pass this new law. She said there were only four people that apply for a music permit a year and asked why they felt the need to address the outdoor music. She asked if there had been fines or violations or any problems.

Mayor Teller responded they had complaints with the noise. He said they had wanted to research and see if they could find out anything on amplification and the only one that has a problem is across the street from Ms. Richman, Simon's is sometimes a little bit loud. He said there is no definitive thing on the amplification where an average person would walk in and look at the amplifier and change it or tell them to change it or anything else. They are now amending it to a reasonable person's listening to the music on the other side of the street, if it is loud, we are going to put in whatever action we can take.

Ms. Richman said she owns the alleyway, so her music was confined to her alleyway and Simon already got his renewal. She wanted to know why she didn't get her renewal She said her business had not had any problems, so why didn't she get the renewal.

Mr. Bishop said they had not omitted her application.

Ms. Richman said that Memorial Day is in two weeks and if she has music on Memorial Day she will get a fine.

Deputy Mayor Kametler said that she would not. He said they will be having a special meeting and it would be taken care of.

Mr. Bishop said to address her other question, the reason the Board is considering amending the outdoor music law is that there is no provision in the present law that regulates the volume of the music. In other words, it probably will never come, but there may be one day where there is a very, very loud band on Main Street and yet, there would be no way to regulate that or ask them to turn it down without having a law that would have an effect in compelling them to turn it down. He said that was just an oversight in the law and based on the present law, the Village is pretty much powerless with respect to this issue.

Ms. Richman explained that she is a business owner and runs a business and common sense tells her that she is not going to blast the music. Her customers want to eat ice cream, sit outside and enjoy the music. She felt that was just common sense in running a business.

Mr. Bishop said the Board feels this is common sense for the Village for people who are not as observant of the rights of others as Ms. Richman is.

Ms. Richman asked if she would get her approval before Memorial Day.

Mr. Bishop said she would.

Dean Speir, 256 East Main Street, said he had come prepared not to ask any questions tonight, but Mr. Kametler and his enthusiasm has given him an opportunity to ask regarding Deputy Mayor Kametler's reference to the many things the Board had gotten done, the harmony of the Board and such. He asked if Deputy Mayor Kametler would care to highlight a couple of them.

Deputy Mayor Kametler said Mr. Speir knew what they are and asked why he should highlight them.

Mr. Speir felt he should because he had made the statement.

Deputy Mayor Kametler asked if he should read a prepared statement, is that what he wants.

Mr. Speir said he was not reading from a prepared statement, but that Deputy Mayor Kametler had made a response to a statement that they had gotten a lot done and he would like him to highlight a couple of them.

Deputy Mayor Kametler responded he would highlight a couple of them. He said the Board had amended the Village code, zoning codes, amended Village code for park

fees. They passed legislation regards small lots in the Village, passed parking variances, commercial zoning districts. They resolved the easement lawsuits to get the Village roads back from the cement plant. They pursued the asphalt plant litigation. They worked with the Southampton Town Assessor's Office. He said it goes on and on, Glovers Lane Park, the children's park on Mill Road. He said they had gotten software and a lot of equipment for the Police Department. He said this Board had done a lot. He said they had worked very hard on the budget. He said if Mr. Speir wanted to ask the question, those are the answers.

Mr. Speir thanked Deputy Mayor Kametler. He said that was all, he felt he had made the statement without any specifics and there were some. He said he was sure Trustee Levan concurred.

Trustee Levan indicated she did.

Deputy Mayor Kametler said they were very prepared and that is why they work very good together on this Board, because they were all prepared.

Jackie Sprotte, 441 Dune Road, said she actually wasn't prepared to speak. She had come to offer her support to her friend Hal, which she felt he did a great job. She wanted to share her experience with this Board since everyone has been bringing it up. She said she came about a year ago for an issue that she was very passionate about and not knowing anyone here. She did not know what to expect, so for the past year she had been coming to most of the meetings. She actually likes the work sessions because they are not recorded, everyone is a little bit more casual and you really get to talk and meet. She said she can honestly say that she has either e-mailed or called just about everyone except for Mr. Bishop and she has gotten responses. She said she appreciates that they have been trustworthy. She finds that a lot has been going on in the Village and she just wanted to say thank you to the Board you have now. She thinks they are an asset to the Village of Westhampton Beach and the taxpayers and she thanked them.

The Board thanked Mrs. Sprotte.

Mark Raynor, 35 Bridle Path, asked about the improvements to the restaurant (JT's) at 141 Montauk Highway. He asked if they were going to put sidewalks in.

Mr. Bishop replied they were not.

Mr. Raynor asked if that wasn't required.

Mr. Bishop said not for what they are doing. He said all they are doing is interior renovation, replacement of the front window and improving the grounds as they presently exist. He said the waiver of site plan didn't even go to a full blown site plan with what they were doing.

Mr. Raynor asked, "even with the cobblestones"? He wanted to know if that was going to be no parking on Montauk Highway. He felt the way it was designed you could put a car in front of that restaurant.

Building Inspector Paul Houlihan explained that there is no parking up there and the cobblestone is back on the property except for two spots where they go around a telephone pole, which they are taking out of there. It is just going to be flat and open and no parking.

Mr. Raynor asked if there were going to be signs saying no parking, because theoretically the way it is designed you could pull in and put a car against those cobblestones because you are still off the highway enough. That's the reason he was wondering if there was going to be sidewalks to close that off.

Mr. Houlihan said it would be out in the right of way.

Mr. Raynor said it was on the other side of the white line so it is not even on the highway, it's big enough.

Mr. Houlihan said there is no parking proposed for that but as far as putting no parking signs up that wouldn't be up to him, that would be the Village Board and the Police Department.

Mr. Raynor felt the way it was designed, they should look at it because there is enough room for a car to park on that side, the other side of the line before you get to the cobblestones. So, you can park there all the way down, the way they designed it. That is why he was wondering if there was going to be sidewalks.

Trustee Levan said they were putting in some kind of a circle this morning.

Mr. Raynor said they put sod all in there, but there is still enough room....

Trustee Tucker said that would be something that Mr. Raynor would go to the Planning Board meeting and discuss. It is not an application that has been before them as a Board for them to review or look at. That would be more of a Planning Board issue.

Mayor Teller asked if anyone else would like to address the Board. There being no further response he made a motion at 7:40 p.m. to adjourn the meeting to Executive Session. Seconded by Deputy Mayor Kametler and unanimously approved. 4 Aye, 0 Nay

Respectfully submitted,

Christine Owen
Deputy Clerk