

The Board of Trustees of the Village of Westhampton Beach held their Organizational Meeting on Tuesday, July 6, 2010 at 7 p.m. in the Municipal Building, 165 Mill Road, Westhampton Beach

**PRESENT:** Mayor Conrad Teller  
Deputy Mayor Toni Jo Birk  
Trustee Leola "Sue" Farrell  
Trustee Joan Levan  
Trustee Hank Tucker

Clerk Treasurer Kathleen McGinnis  
Village Attorney Richard Haefeli

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**Mayor Teller opened the meeting with the Pledge of Allegiance.**

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**Oath of Office - Elected Officials**

Village Clerk Kathleen McGinnis swore in re-elected Mayor Conrad Teller, newly elected Trustee Sue Farrell and re-elected Trustee and Deputy Mayor Toni-Jo Birk and congratulated them.

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**Annual Appointments:**

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**Appoint Deputy Mayor**

Motion by Trustee Tucker:

RESOLVED, that Toni Jo Birk is hereby appointed Deputy Mayor of the Village of Westhampton Beach for a term of one year.

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

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**Appoint Village Attorney**

Motion by Deputy Mayor Birk:

RESOLVED, that Richard Haefeli is hereby appointed to serve as the Village Attorney to perform the functions and duties as legal counsel to the Board of Trustees, Planning Board, Zoning Board of Appeals, and Architectural Review Board for an annual retainer of \$61,000.00 to be paid in twelve equal installments, with litigation as authorized by the Board of Trustees to be compensated at the rate of \$175 per hour, subject to an accounting of hours once each month.

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

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**Appoint Special District Attorney**

Motion by Trustee Farrell:

RESOLVED, that Hermon Bishop is hereby appointed Special District Attorney to prosecute violations of the ordinances of the Village of Westhampton Beach, at an hourly rate of \$175.00 and substitute for the Village Attorney at such time that the Village Attorney is unable to act.

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

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**Approve 2010-11 Board of Trustees meeting schedule**

Motion by Trustee Levan:

RESOLVED, that the Board of Trustees shall hold its regular meeting on the first Thursday of the month at 7:00 p.m. in the Municipal Building located at 165 Mill Road, Westhampton Beach unless the first Thursday is a holiday in which event the regular meeting shall be held on the first Friday thereafter which is not a holiday; and be it further

RESOLVED, that the Trustees work session will be held each month at the Municipal Building at 7 p.m. on the Wednesday two weeks prior to the regular meeting each month unless there is a holiday conflict. The Annual Organizational Meeting will be held on Tuesday, July 5, 2011 at 7:00 p.m. at the Municipal Building.

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

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**Approve meeting schedule for appointed boards**

Motion by Trustee Tucker:

RESOLVED, that the Planning Board shall hold its regular meeting at 7:00 p.m. on the second Thursday of each month and work sessions, as necessary, shall be held on the fourth Thursday at 5 p.m. of the preceding month, the Zoning Board of Appeals shall hold its regular meeting on the third Thursday of each month at 7:00 p.m. and the Architectural Review Board shall hold meetings on the first and third Tuesdays of each month at 7:00 p.m.

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

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**Trustee Liaison Assignments**

Motion by Deputy Mayor Birk:

WHEREAS, pursuant to NYS Village Law 4-400(1) only the Village Mayor has the legal authority to exercise supervision and direct all non-elected public officers and employees;

WHEREAS, the Village has a long standing tradition of designating Trustees to act as liaisons to various Village departments, appointed boards and advisory committees, to promote and enhance communication between the Mayor, Trustees and the various Departments/Boards/Committees; and therefore be it

RESOLVED, that the Mayor and Village Trustees shall serve as liaisons for the following Village Departments and/or functions:

Police Department & Law Enforcement - Mayor Teller

Building Dept/Code Enforcement - Deputy Mayor Toni-Jo Birk

Dept. of Public Works -Mayor Teller

Municipal Building Maintenance - Trustee Hank Tucker

Village Beach & Yacht Basin Operations - Trustee Sue Farrell

Insurance Issues - Joan Levan

Budget Officers & Labor Negotiations:

Mayor Teller, Deputy Mayor Toni Jo Birk & Trustee designee (as needed)

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



**Appoint Village Beautification Committee**

Motion by Trustee Farrell:

WHEREAS, the Village has for many years solicited the input of an advisory committee comprised of Village residents to provide input to the Mayor and Trustees and the Department of Public Works on plantings, special projects and seasonal decorations; and

WHEREAS, it is recognized that the advisory committee is comprised of Village residents willing to donate their time and special talents to enhance the visual ambience of our Village; and

WHEREAS, it is recognized that advisory members of the Beautification Committee do not exercise any supervisory authority over Village appointed officials/employees or budgetary authority; and therefore be it

RESOLVED, that the following Village residents are hereby appointed to serve on the Village Beautification Committee;

- Sue Farrell, Trustee Coordinator
- Eileen Wooden, Staff Coordinator
- Elsie Collins
- Corinne Minasian
- Eileen Farley
- Susan O'Rourke
- Kathleen Gristina
- Jackie Bennett
- Gina Araujo
- Michelle Bugge
- Diana Benincase

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



**Designate official depositories**

Motion by Trustee Levan:

RESOLVED, that TD Bank, JP Morgan Chase, the Suffolk County National Bank, MBIA Municipal Investors Service Corporation (CLASS Program), Bridgehampton National Bank and Capital One Bank are hereby designated the official depositories of the Village of Westhampton Beach during the ensuing year and that the Village Clerk Treasurer is hereby ordered to deposit all funds therein.

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



**Authorize check signers**

Motion by Trustee Tucker:

RESOLVED, that all Village of Westhampton Beach checks shall be signed by Conrad W. Teller, Mayor, or Toni Jo Birk, Deputy Mayor, and Kathleen McGinnis, Village Clerk-Treasurer or Elizabeth Lindtvit, Deputy Village Treasurer, except for Trust and Agency checks which shall be signed by either Kathleen McGinnis or Elizabeth Lindtvit.

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

**Appoint Acting Village Justice**

Motion by Deputy Mayor Birk:

RESOLVED, that Gair Betts is hereby appointed to serve as the Acting Village Justice for a one-year term at an annual salary of \$12,385.00.

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

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**Appoint Marriage Officer**

Motion by Trustee Farrell:

RESOLVED, that Deputy Mayor Toni Jo Birk is hereby appointed to serve as a Marriage Officer for a term of one-year pursuant to the provisions of NYS Domestic Relations Law Section 11-c.

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

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**Designate official newspapers**

Motion by Trustee Levan:

RESOLVED, that *The Southampton Press-Western Edition, Newsday, and the N.Y. Times* are hereby designated as the official newspapers of the Village of Westhampton Beach during the ensuing year.

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

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**Appoint Village Clerk Treasurer**

Motion by Trustee Tucker:

RESOLVED, that Kathleen McGinnis is hereby appointed as the Village Clerk Treasurer for a term expiring June 30, 2012.

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

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**Appoint Deputy Village Clerk**

Motion by Deputy Mayor Birk:

RESOLVED, that Christine Owen is hereby appointed as the Deputy Village Clerk for a term expiring June 30, 2012.

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

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**Appoint Deputy Village Treasurer**

Motion by Trustee Farrell:

RESOLVED, that Elizabeth Lindtvit is hereby appointed as the Deputy Village Treasurer for a term expiring June 30, 2012.

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

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**Approve mileage reimbursement for official business**

Motion by Trustee Levan:

RESOLVED, that all employees and officials of the Village who use their vehicles or other private vehicles for official Village business shall be reimbursed mileage at the rate allowed by the Internal Revenue Service in effect at the time the request is made.

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

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**Appoint Mayor as Commissioner of Licenses**

Motion by Trustee Tucker:

RESOLVED, that Mayor Conrad Teller is hereby appointed Commissioner of Licenses for a term of one year.

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

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**Approve Village Investment Policy**

Motion by Deputy Mayor Birk:

RESOLVED, that the attached investment policy is hereby approved.

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

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**Regular Meeting:**

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**Accept monthly Reports from Departments**

Motion by Trustee Farrell:

RESOLVED, Police Department, Justice Court and Building Inspector's reports for June 2010 are hereby accepted.

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

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**Accept results of General Village Election**

Motion by Trustee Levan:

RESOLVED, that the certified results of the General Village Election of June 18, 2010 are hereby accepted as set forth in the attached Official Return of Votes.

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

**Accept Resignation of Zoning Board Member**

Motion by Trustee Tucker:

RESOLVED, that the Board hereby accepts the resignation of Victor Levy as a member and Chairperson of the Village Zoning Board of Appeals effective July 5, 2010.

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

**Appoint Planning Board Member**

Motion by Deputy Mayor Birk:

RESOLVED, Victor Levy is hereby appointed to serve a five year term as a member of the Planning Board to commence July 6, 2010 through to May 31, 2015.

Seconded by Trustee Farrell and approved as follows:

Deputy Mayor Birk	Aye	Mayor Teller	Aye
Trustee Farrell	Aye	Trustee Tucker	Nay
Trustee Levan	Nay		

**Appoint Planning Board Chairman**

Motion by Trustee Farrell:

RESOLVED, that Victor Levy is hereby appointed to serve as Chairman of the Village Planning Board for a term of one year to expire May 31, 2011.

Seconded by Deputy Mayor Birk and approved as follows:

Deputy Mayor Birk	Aye	Mayor Teller	Aye
Trustee Farrell	Aye	Trustee Tucker	Nay
Trustee Levan	Nay		

**Appoint Zoning Board of Appeals Chairman**

Motion by Trustee Levan:

RESOLVED, that Gerard Piering is hereby appointed to serve as Chairman of the Village Zoning Board of Appeals for a term of one year to expire May 31, 2011.

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

**Appoint Zoning Board of Appeals Member**

Motion by Trustee Tucker:

RESOLVED, that Frank DelGiudice is hereby reappointed to serve a five year term as a member of the Zoning Board to commence June 1, 2010 through to May 31, 2015.

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

**Appoint Zoning Board of Appeals Member**

Motion by Deputy Mayor Birk:

RESOLVED, that Joseph Musnicki is hereby appointed as a member of the Zoning Board of Appeals to fill a vacant term commencing July 6, 2010 through to May 31, 2014.

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

**Appoint Architectural Review Board Chairman**

Motion by Trustee Farrell:

RESOLVED, that Greg Minasian is hereby appointed to serve as Chairman of the Village Architectural Review Board for a term of one year to expire May 31, 2011.

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

**Appoint Architectural Review Board Member**

Motion by Trustee Levan:

RESOLVED, that Elsie Collins is hereby appointed to serve a five year term as a member of the Architectural Review Board to commence July 6, 2010 through to May 31, 2015.

Seconded by Deputy Mayor Birk and approved as follows:

Deputy Mayor Birk	Aye	Mayor Teller	Aye
Trustee Farrell	Aye	Trustee Tucker	Nay
Trustee Levan	Nay		

**Accept proposal for Exchange Server**

Motion by Trustee Tucker:

RESOLVED, that the attached proposal for the purchase and installation of an exchange server submitted by Fluid Imagery, Inc. at a cost of \$8,891.00 is hereby approved.

Seconded by Deputy Mayor Birk and approved as follows:

Deputy Mayor Birk	Aye	Mayor Teller	Aye
Trustee Farrell	Aye	Trustee Tucker	Nay
Trustee Levan	Nay		

**Rescind Resolution Re: Withdrawal of Police Disciplinary Charges**

**Motion by Mayor Teller:**

Resolved, that the Board of Trustees hereby rescind the resolution adopted on December 2, 2009 directing Chief of Police Raymond Dean to withdraw disciplinary charges dated

November 10, 2009 against two (2) Police Officers as contrary to Village Rules &

Regulations Section 30 as follows based on the written opinion of our Labor Attorney Richard Zuckerman dated March 3, 2010:

A member of the department, who in the performance of his official duties, acts in such a manner that the Chief of Police or superior officer of that member deems him/her to be incompetent in the performance of his/her duties, or while on or off duty, engages in any misconduct that would tend to bring discredit on the member, or other members of the department, shall be subject to disciplinary action by the Village Board of Trustees, after a hearing upon written stated charges.

Seconded by Deputy Mayor Birk and approved as follows:

Deputy Mayor Birk	Aye	Mayor Teller	Aye
Trustee Farrell	Aye	Trustee Tucker	Nay
Trustee Levan	Nay		

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**Rescind Resolution Re: Reinstatement of Police Officers**

Motion by Mayor Teller:

RESOLVED, that the Board of Trustees hereby rescind the December 2, 2009 resolution directing Police Chief Raymond Dean to reinstate two (2) Police Officers to the Village payroll and their full duties as contrary to the law. The Village Chief of Police does not have the legal right or authority to perform these actions, only the Board of Trustees can do so, after the hearing process has been completed based on the written opinion of our Labor Attorney Richard Zuckerman dated March 3, 2010.

Seconded by Deputy Mayor Birk and approved as follows:

Deputy Mayor Birk	Aye	Mayor Teller	Aye
Trustee Farrell	Aye	Trustee Tucker	Nay
Trustee Levan	Nay		

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**Authorize Hearing Upon Written Charges**

Motion by Mayor Teller:

RESOLVED, that based upon the written charges filed by Chief of Police Raymond Dean dated November 10, 2009 against (2) Police Officers, the Board of Trustees of the Village of Westhampton Beach authorize a disciplinary hearing to be conducted upon written charges pursuant to the provisions of Section 75 of the Civil Service Law and Section 30 of the Village Rules and Regulations, based on the written opinion of our Labor Attorney Richard Zuckerman dated March 3, 2010.

Seconded by Deputy Mayor Birk and approved as follows:

Deputy Mayor Birk	Aye	Mayor Teller	Aye
Trustee Farrell	Aye	Trustee Tucker	Nay
Trustee Levan	Nay		

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**Appoint Hearing Officer to conduct a hearing of Police Disciplinary charges**

Motion by Mayor Teller:

RESOLVED, that the Board of Trustees of the Village of Westhampton Beach authorize the appointment of Stephen Bluth, Esq. as the hearing officer to conduct a hearing with

respect to disciplinary charges which have been filed against two Village employees at a rate of \$1,600.00 per diem.

Seconded by Deputy Mayor Birk and approved as follows:

Deputy Mayor Birk	Aye	Mayor Teller	Aye
Trustee Farrell	Aye	Trustee Tucker	Nay
Trustee Levan	Nay		

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**Approve transcription services for Police disciplinary hearing**

Motion by Mayor Teller:

RESOLVED, that the Board of Trustees hereby authorize legal counsel to use Five Star Reporting for transcription/stenographic services relating to the Police Department Section 75 Disciplinary Hearing, pursuant to the attached rate schedule under Suffolk County Contract #SS-041710 .

Seconded by Deputy Mayor Birk and approved as follows:

Deputy Mayor Birk	Aye	Mayor Teller	Aye
Trustee Farrell	Aye	Trustee Tucker	Nay
Trustee Levan	Nay		

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**Authorize suspension of employee pending hearing Re: disciplinary charges**

Motion by Mayor Teller:

RESOLVED, that the Board of Trustees of the Village of Westhampton Beach hereby authorize the suspension (including without pay for up to 30 days) of this employee "A" effective July 7, 2010 and pending the determination of those charges.

Seconded by Deputy Mayor Birk and approved as follows:

Deputy Mayor Birk	Aye	Mayor Teller	Aye
Trustee Farrell	Aye	Trustee Tucker	Nay
Trustee Levan	Nay		

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**Authorize suspension of employee pending hearing Re: disciplinary charges**

Motion by Mayor Teller:

RESOLVED, that the Board of Trustees of the Village of Westhampton Beach hereby authorize the suspension (including without pay for up to 30 days) of this employee "B" effective July 7, 2010 and pending the determination of those charges.

Seconded by Deputy Mayor Birk and approved as follows:

Deputy Mayor Birk	Aye	Mayor Teller	Aye
Trustee Farrell	Aye	Trustee Tucker	Nay
Trustee Levan	Nay		

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**Rescind resolution adopted 3/4/10 concerning command discipline**

Motion by Mayor Teller:

RESOLVED, that the resolution for the production of Command Discipline Records adopted at our Village Board regular meeting on March 4, 2010 is hereby rescinded, retroactive to March 4, 2010, in its entirety consisting of 3 pages based on the written opinion of our Labor Attorney Richard Zuckerman dated March 23, 2010.

Seconded by Deputy Mayor Birk and approved as follows:

Deputy Mayor Birk	Aye	Mayor Teller	Aye
Trustee Farrell	Aye	Trustee Tucker	Nay
Trustee Levan	Nay		

**Rescind resolution adopted 3/4/10 requesting the production of records pertaining to the failure to preserve, the loss or destruction of video and/or audio evidence**

Motion by Mayor Teller:

RESOLVED, that the resolution for the production of records pertaining to the failure to preserve, the loss or destruction of video and/or audio evidence and directive to report on the circumstances of the loss, adopted at our Village Board regular meeting on March 4, 2010, is hereby rescinded, retroactive to March 4, 2010, in its entirety consisting of 5 pages and attached decision of Hon. Leonard Wexler, based on the written opinion of our Labor Attorney Richard Zuckerman dated March 23, 2010.

Seconded by Deputy Mayor Birk and approved as follows:

Deputy Mayor Birk	Aye	Mayor Teller	Aye
Trustee Farrell	Aye	Trustee Tucker	Nay
Trustee Levan	Nay		

**Rescind resolution adopted 3/4/10 for the production of firearm ownership records**

Motion by Mayor Teller:

RESOLVED, that the resolution for the Production of Firearm Ownership records adopted at our Village Board regular meeting on March 4, 2010, is hereby rescinded, retroactive to March 4, 2010, in its entirety consisting of 4 pages, based on the written opinion of our Labor Attorney Richard Zuckerman dated March 23, 2010.

Seconded by Deputy Mayor Birk and approved as follows:

Deputy Mayor Birk	Aye	Mayor Teller	Aye
Trustee Farrell	Aye	Trustee Tucker	Nay
Trustee Levan	Nay		

**Rescind resolution adopted 3/4/10 for first report on investigations of penal law offenses**

Motion by Mayor Teller:

RESOLVED, that the resolution for First Report on Investigations of Penal Law offenses adopted at our Village Board regular meeting on March 4, 2010, is hereby rescinded, retroactive to March 4, 2010, in its entirety consisting of 6 pages, based on the written

opinion of our Labor Attorney Richard Zuckerman dated March 23, 2010.

Seconded by Deputy Mayor Birk and approved as follows:

Deputy Mayor Birk	Aye	Mayor Teller	Aye
Trustee Farrell	Aye	Trustee Tucker	Nay
Trustee Levan	Nay		

**Schedule public hearing Local Law to Elect Part A Retirement Incentive Program**

Motion by Trustee Tucker:

RESOLVED, that the Village Clerk-Treasurer is hereby authorized to publish and post a Notice of Public Hearing on Thursday, August 5, 2010 at 7:00 pm to consider the adoption of a Local Law to elect Part A Chapter-105 of the NYS 2010 Retirement Incentive Program.

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

**Schedule public hearing Local Law to Elect Part B Retirement Incentive Program**

Motion by Deputy Mayor Birk:

RESOLVED, that the Village Clerk-Treasurer is hereby authorized to publish and post a Notice of Public Hearing on Thursday, August 5, 2010 at 7:00 pm to consider the adoption of a Local Law to elect Part B Chapter-105 of the NYS 2010 Retirement Incentive Program.

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

**Refer Funchos Fajita Grill Outdoor Music Application to Planning Board for review**

Motion by Trustee Farrell:

RESOLVED, that the Outdoor Music Application filed by Funchos Fajita Grill is hereby referred to the Village Planning Board for advisory review.

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

**Accept Otis Ford bids for purchase of two DPW trucks**

Motion by Trustee Levan:

RESOLVED, that the Board of Trustees hereby accepts the bids submitted by Otis Ford for the purchase of a new 2007 F650 Ford Dump Truck, including a 5 yr. warranty, at a cost of \$ 56,420.00, and a new 2008 F650 Dump Truck, including a 5 yr. warranty, at a cost of \$60,770.00, for use by the Department of Public Works.

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

**Appoint Village Police Lieutenant**

Motion by Trustee Tucker:

RESOLVED, that Trevor Gonce is hereby promoted to Lieutenant, from the Suffolk County Civil Service provisional preferred list, effective immediately at a bi-weekly salary of

\$4,734.96.

Seconded by Deputy Mayor Birk and approved as follows:

Deputy Mayor Birk	Aye	Mayor Teller	Aye
Trustee Farrell	Aye	Trustee Tucker	Nay
Trustee Levan	Nay		

**Determination St. Marks Cell Tower Special Exception Renewal**

Motion by Trustee Levan:

RESOLVED, that the attached Special Exception Determination is hereby adopted.

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

**Approve July 2010 warrant**

Motion by Deputy Mayor Birk:

RESOLVED, that the Board of Trustees hereby approve the warrant for the month of July 2010 in the amount of \$219,307.87 for the General Fund.

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

**Motion to add a resolution to the agenda:**

Deputy Mayor Birk made a motion for an add-on resolution to the agenda.

Village Attorney Richard Haefeli indicated it would have to be seconded and has to be approved by the majority of the Board.

Trustee Farrell seconded the motion and it was unanimously approved. 4 Aye, 0 Nay

**Resolution Pertaining to Experimental Police Department Duty Chart**

Motion by Trustee Farrell:

WHEREAS, the Village and the Westhampton Beach Police Benevolent Association negotiated an experimental Police Department duty chart/work schedule which was duly adopted by the Board of Trustees on May 3, 2007; and therefore be it

RESOLVED, that the experimental duty chart/work schedule is discontinued and the duty tours specified in Section 19 of the collective bargaining agreement with the Westhampton Beach Police Benevolent Association dated June 1, 2005, is hereby restored effective August 6, 2010.

Seconded by Deputy Mayor Birk and approved as follows:

Deputy Mayor Birk	Aye	Mayor Teller	Aye
Trustee Farrell	Aye	Trustee Tucker	Nay
Trustee Levan	Nay		

**Public Discussion**

Patricia DiBenedetto, said she resided at 21 Adam Lane, but she was here more so as a member of the Planning Board than she was as a resident. She said when there was discussion regarding the appointment of a Planning Board Chairman and a Planning Board member, there were two no's and I would just like to get clarification as to why that was so. She said can I ask that?

Trustee Tucker said that I, for one, was not given the opportunity to discuss that at all, you know, any changes made, so I felt that I wasn't given the opportunity..... I felt that the Board was running smoothly the way it had been operating. I thought it was working good. I thought it had streamlined things, no offense to anyone new that would be coming in, but I thought the Board really did an amazing job the last couple of years, so I didn't want to change it.

Trustee Levan said I received it on Friday at 4:10 and I didn't have time to have a discussion with why we were making the change so I voted no.

Mrs. DiBenedetto asked is there a reason why Joan and Hank were not included in the discussions.

Mayor Teller responded no.

Mrs. DiBenedetto asked there was no reason why they weren't or there's no.....

Mayor Teller said they were not included.

Mrs. DiBenedetto said they were not included.

Mayor Teller said no.

Mrs. DiBenedetto asked, as a Trustee, aren't there five of you. To exclude.....

Deputy Mayor Birk replied that on appointments, it is the Mayor's.....the Mayor is able to make the appointment and he needs Board approval.

Mrs. DiBenedetto asked, so it's not the Trustees that appoint Planning Board members?

Deputy Mayor Birk said that is correct.

Mrs. DiBenedetto said, okay, thank you.

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Pamela Sheiffer, 5 Oneck Road, said she was also here as a member of the Planning Board. She said she just wanted to state that we as Planning Board members felt that

we had a very well-run, well-organized Planning Board and we would, again nothing against anyone coming in, I don't know the gentleman, but we would like to say that we are very sorry that the effectiveness of the Planning Board we had is no longer.

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Harvey Blumberg, 106 Dune Road, said this is in regard to the boats when they leave the wide waters and then go west of the Beach Lane Bridge. Until about ten or twelve years ago, there was a speed limit of six miles an hour, a little bit draconian perhaps, but right now there is no speed limit and so, the damage to our dock is continuous. Boats go by there at twenty, twenty-five, even thirty miles an hour. I think the speed limit should be limited by the narrow part of the canal west of the Beach Lane Bridge, make it ten or twelve, I don't know precisely, but some reasonable limit.

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Bo Bishop, 114 Potunk Lane, said I want to say I've known Victor Levy for many, many years. He's been on the Planning Board for a good period of time and on the Zoning Board before that. He was a Trustee. He's always been very fair in all of these positions and I want to welcome and I think it's a breath of fresh air for the Planning Board.

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Mayor Teller asked if anyone else would like to address the Board. There being no further response, Deputy Mayor Birk made a motion at 7:30 p.m. to adjourn the meeting. Seconded by Trustee Farrell and unanimously approved. 4 Aye, 0 Nay

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Respectfully submitted,

Christine Owen  
Deputy Clerk