

The Board of Trustees of the Village of Westhampton Beach held their Regular Meeting on Thursday, September 1, 2011, at 7 p.m. in the Municipal Building, 165 Mill Road, Westhampton Beach

**PRESENT: Mayor Conrad Teller
Deputy Mayor Toni Jo Birk
Trustee Patricia DiBenedetto
Trustee Hank Tucker**

**Clerk-Treasurer Rebecca Molinaro
Village Attorney Richard Haefeli**

ABSENT: Trustee Leola "Sue" Farrell

Mayor Teller opened the meeting with the Pledge of Allegiance.

RESOLUTIONS

Accept Minutes of Board of Trustees Meeting

Motion by Trustee Deputy Mayor Birk:

RESOLVED, that the minutes of the Board of Trustees Special Meeting of August 17, 2011, are hereby accepted.

Seconded by Trustee DiBenedetto and unanimously approved. 3 Aye, 0 Nay

Accept Departmental Reports

Motion by Deputy Mayor Birk:

RESOLVED, that the Treasurer's Report for May 2011, June, 2011 and July, 2011, and Justice Court's, Police Department's and Building Inspector's reports for August 2011, are hereby accepted.

Seconded by Trustee Tucker and unanimously approved. 3 Aye, 0 Nay

Schedule Public Hearing on Café Mambo Outdoor Dining and Music Applications

Motion by Trustee DiBenedetto:

RESOLVED, that the Village Clerk-Treasurer is hereby directed to publish and post a Notice of Public Hearing to be held on Thursday, October 6, 2011 at 7:00pm at the Village Hall on the Outdoor Dining and Outdoor Music applications submitted by Café Mambo for the premises located at 3 Moniebogue Lane and identified as SCTM# 905-11-2-9.

Seconded by Trustee Tucker and unanimously approved. 3 Aye, 0 Nay

Authorize payment of 2010/11 Assessment Roll Certiorari/Small Claims property tax reductions

Motion by Trustee Tucker:

RESOLVED, that the Board of Trustees hereby authorize the payment of 2011/12 tax year property tax reductions in the amount of \$53,302.26 to the property owners specified on the attached list as a settlement of Small Claims & Certioraris as ordered by the NYS Supreme Court.

Seconded by Deputy Mayor Birk and unanimously approved. 3 Aye, 0 Nay

Authorize Use of Rogers Beach Pavilion

Motion by Deputy Mayor Birk:

RESOLVED, that the Westhampton Beach Fire Department is hereby authorized to use the Rogers Beach Pavilion on Saturday, September 10, 2011 from 10am to 8pm for their annual member and family barbeque.

Seconded by Trustee Tucker and unanimously approved. 3 Aye, 0 Nay

Authorize Use of Rogers Beach Pavilion

Motion by Trustee DiBenedetto:

RESOLVED, that Friendship Force International is hereby authorized to use Rogers Beach Pavilion on Wednesday, September 14, 2011 from 3pm to 5pm for their senior exchange program.

Seconded by Trustee Tucker and unanimously approved. 3 Aye, 0 Nay

Authorize Use of Rogers Beach Pavilion

Motion by Trustee Tucker:

RESOLVED, that the FBI National Academy is hereby authorized to use the Rogers Beach Pavilion on Friday, September 23, 2011 from 8am to 6pm for their annual member and family picnic.

Seconded by Deputy Mayor Birk and unanimously approved. 3 Aye, 0 Nay

Authorize Use of Village Green

Motion by Deputy Mayor Birk:

RESOLVED, that the Church of the Immaculate Conception is hereby authorized to use the Village Green on Sunday, September 11, 2011 from 7:00pm to 8:00pm for an Ecumenical September 11th Memorial Service.

Seconded by Trustee DiBenedetto and unanimously approved. 3 Aye and 0 Nay

Approve Civil Service Title

Motion by Trustee DiBenedetto:

WHEREAS, the Board of Trustees of the Village of Westhampton Beach hereby authorizes the title of Auto Mechanic I for the Department of Public Works in accordance with Suffolk County Department of Civil Service rules and procedures; now therefore be it

RESOLVED, that Al Tudisco is hereby appointed to the title of Auto Mechanic I at a bi-weekly salary of \$2,505.24 as approved in the 2011-12 Village Budget.

Seconded by Deputy Mayor Birk and unanimously approved. 3 Aye and 0 Nay

Approve 2010-11 Fiscal Year Budget Transfers

Motion by Trustee Tucker:

RESOLVED, that the 2010-11 fiscal year budget transfers in the amount of \$69,941.60 is hereby approved.

Seconded by Deputy Mayor Birk and unanimously approved. 3 Aye and 0 Nay

Authorize Employees to attend Building Officials Conference

Motion by Deputy Mayor Birk:

RESOLVED, that Chief Building Administrator Paul Houlihan and Fire Marshal William Hart are hereby authorized to attend 2011's 19th Annual Building Officials Educational Conference in Albany from October 17-October 19 2011, to receive state mandated credits, at a cost of \$622.00 each for conference registration and lodging plus \$350 for travel expenses and meals.

Seconded by Trustee Tucker and unanimously approved. 3 Aye and 0 Nay

Appoint Village Beautification Committee Member

Motion by Trustee DiBenedetto:

RESOLVED, that Roberta Goldberg is hereby appointed to the Village Beautification Committee.

Seconded by Deputy Mayor Birk and unanimously approved. 3 Aye and 0 Nay

Approve Warrant for September 2011

Motion by Trustee Tucker:

RESOLVED, that the warrant for September 2011 in the amount of \$194,991.76 for the General Fund is hereby approved.

Seconded by Deputy Mayor Birk and unanimously approved. 3 Aye and 0 Nay

PUBLIC DISCUSSION

Mark Raynor, Bridle Path, Westhampton Beach asked if the police disciplinary hearings have been settled.

Mayor Teller said they are pending and the defendant's is signing the paperwork.

Mr. Raynor then asked what the total cost to the taxpayers was.

Mayor Teller said close to \$300,000.00.

Mr. Raynor asked about the Village's newly adopted drug and alcohol testing policy for beach personnel. He said the policy states personnel must go to a local clinic for a testing site. He asked the name of the clinic that was used.

Village Clerk Rebecca Molinaro responded that the company did the testing themselves, that is one of the alternatives.

Mr. Raynor said it was supposed to go to a clinic.

Ms. Molinaro said the company handles the testing on site. The company is called NADE, is the same company that Southampton Town uses.

Mr. Raynor said the employee is supposed to respond to a clinic to take the test.

Ms. Molinaro said we have an arrangement with the company to come on site and do the collections.

Mr. Raynor said the policy also states that testing is done by random selection, reasonable cause or after an accident. He said there was an incident where a beach employee was sent home for reasonable cause and according to the policy, personnel must be trained in the detection of alcohol misuse. He wanted to know if the beach managers ever received that training.

Mr. Raynor asked if the Village violated its own policy.

Mayor Teller said he did not think so.

Mr. Raynor said testing must be taken just before, during or after their work day and there were employees tested on their days off. He said this also violates the policy.

Ms. Molinaro said it was the intent not to call people in on their days off and if that happened she will look into it.

Mr. Raynor said the Village should abide by the adopted Village policy. He also said he has written to Assemblyman Fred Thiele and would like to read into record the letter Mr. Thiele sent on his behalf to the Village. The letter is in support of A.9856, legislation the Assemblyman sponsors concerning volunteer firefighters.

Ms. Molinaro said the Village responded to Mr. Thiele's letter and he should have received a copy and if he didn't she would give him a copy.

Mr. Raynor said he didn't receive one and he would like a copy.

Collette Lettieri said she wanted to follow up on discussions with the proposed dog park. She wanted to know if there was any feedback and if there was anything she could do to take it to the next level.

Mayor Teller said the yacht basin would not be used for a dog park. There is too much flooding. He said highway Superintendent John Kearns is looking at the various Village properties and that he has been sidetracked right now with storm clean up.

Trustee Tucker said they are also looking for location that is walking distance.

Ms. Lettieri said she knows about the marina's drainage issues and maybe the Village could look into fixing the drainage issues.

Mayor Teller said he didn't think so and urged Ms. Lettieri to get the Board as much information as possible and they will look into it.

Ms. Lettieri asked when the next work session was scheduled.

Ms. Molinaro said September 21st.

Terri Raynor, Westhampton Beach, said she will be unfortunately resigning her position with the Beautification Committee. She is a wife, mother and an educator who is disappointed and ashamed of the Mayor and the Trustees in their actions in how they treat their employees and volunteers of the Village we love and take pride in. her husband, Mark, has spent his life serving this village. Her son Jimmy has been an employee of the Village for 16 years. He is also a volunteer firefighter. As the Village can see, their family has great love for the Village and devoted much of their life to the Village. She can no longer be part of a committee that treats people the way they do. She asks the Trustees to look in the mirror and ask themselves if they would like to be treated this way.

Mayor Teller asked if anyone else would like to be heard. There being no further response, he made a motion at 7:17 p.m. to adjourn the meeting. The motion was seconded by Deputy Mayor Birk and unanimously approved. 3 Aye, 0 Nay

Respectfully submitted,

Rebecca Molinaro
Clerk-Treasurer