

PRESENT: Mayor Maria Z. Moore
Deputy Mayor Ralph Urban
Trustee Stephen Frano
Trustee Brian Tymann
Trustee Rob Rubio

Clerk-Treasurer Elizabeth Lindtvit
Village Attorney – Stephen Angel

PUBLIC HEARINGS:

Local Law # 10 of 2019 - Chapter 197-27 "Fill"

Motion was made by Deputy Mayor Urban to open the public hearing, seconded by Trustee Frano and unanimously approved 4 Ayes, 0 Nays. Mayor Moore asked Village Attorney Steve Angel to give a brief explanation of this law; Mr. Angel explained that this amendment would do away the zoning variance from the Zoning Board, the fill requirements will remain the same, and need review of the planning board. Mayor Moore asked if anyone in the audience would like to be heard, Mr. Michael Nobiletti of Stillwaters Lane came to the podium and asked if this law would affect any fill for any property. Brad Hammond explained that is was for sanitary fill for specific properties in the low-lying areas of the Village. The Mayor asked if there was anyone else who would like to be heard there being no response Mayor Moore asked for a motion to close the public hearing, motion made by Trustee Frano, seconded by Deputy Mayor Urban and unanimously approved 4 Ayes, 0 Nays.

Motion made by Trustee Tymann:

WHEREAS, a public hearing was held before the Village Trustees at the Municipal Building, 165 Mill Road, Westhampton Beach, New York, on the 5th day of December 2019 to amend Chapter 197, entitled "Zoning," of the Code of the Village of Westhampton Beach; and

WHEREAS, the proposed action is classified as a Type II action under 6 NYCRR 617.5(c)(33) of the State Environmental Quality Review Act and its implementing regulations, and therefore no further environmental review is required; and

WHEREAS, the Suffolk County Planning Commission, via correspondence dated October 30, 2019, determined the proposed amendment to be a matter of local determination.

NOW THEREFORE BE IT RESOLVED, that after due deliberation the Board of Trustees of the Village of Westhampton Beach hereby adopts the Local Law as advertised; and be it further

RESOLVED, the Village Clerk is hereby directed to enter said Local Law in the records of the Village, and to give due notice of the adoption of said Local Law to the Secretary of State.

Seconded by Deputy Mayor Urban and unanimously approved 4 Ayes, 0 Nays

Local Law # 11 of 2019 - Chapter 150 "Subdivision of Land"

Mayor Moore explained the next public hearings will be combined, they both deal with flag lots. The Mayor asked for a motion to open the public hearing, motion made by Deputy Mayor Urban, seconded by Trustee Tymann and unanimously approved 4 Ayes, 0 Nays. Mayor Moore asked Village Attorney Steve Angel to explain briefly these laws. Brad Hammond the Building Inspector added to the explanation, Mr. James Hulme stepped to the podium and commended the board on addressing this issue and changing it. Mayor Moore asked the audience if there were any more comments, there being none Mayor Moore asked for a motion to close the public hearing; motion made by Trustee Tymann, seconded by Deputy Mayor Urban and unanimously approved 4 Ayes, 0 Nays.

Motion made by Deputy Mayor Urban:

WHEREAS, a public hearing was held before the Village Trustees at the Municipal Building, 165 Mill Road, Westhampton Beach, New York, on the 5th day of December 2019 to amend Chapter 150, entitled "Subdivision of Land," of the Code of the Village of Westhampton Beach; and

WHEREAS, the proposed amendments do not alter the existing rights under the zoning code but instead are designed to clarify the existing requirements applicable to flag lots, as interpreted by the Building Inspector, and to include procedures for the implementation and regulation of those requirements by the Planning Board and Building Department; and

WHEREAS, the proposed action is classified as a Type II action under 6 NYCRR 617.5(c)(33) and (37) of the State Environmental Quality Review Act and its implementing regulations, and therefore no further environmental review is required; and

WHEREAS, the Suffolk County Planning Commission, via correspondence dated October 23, 2019, determined the proposed amendment to be a matter of local determination.

NOW THEREFORE BE IT RESOLVED, that after due deliberation the Board of Trustees of the Village of Westhampton Beach hereby adopts the Local Law as advertised; and be it further

RESOLVED, the Village Clerk is hereby directed to enter said Local Law in the records of the Village, and to give due notice of the adoption of said Local Law to the Secretary of State.

Seconded by Trustee Frano and unanimously approved 4 Ayes, 0 Nays

LOCAL LAW # 12 of 2019 - CHAPTER 197 ENTITLED "ZONING"

Motion made by Trustee Frano:

WHEREAS, a public hearing was held before the Village Trustees at the Municipal Building, 165 Mill Road, Westhampton Beach, New York, on the 5th day of December 2019 to amend Chapter 197, entitled "Zoning," of the Code of the Village of Westhampton Beach; and

WHEREAS, the proposed amendments do not alter the existing rights under the zoning code but instead are designed to clarify the existing requirements applicable to flag lots, as interpreted by the Building Inspector, and to include procedures for the implementation and regulation of those requirements by the Planning Board and Building Department; and

WHEREAS, the proposed action is classified as a Type II action under 6 NYCRR 617.5(c)(33) and (37) of the State Environmental Quality Review Act and its implementing regulations, and therefore no further environmental review is required; and

WHEREAS, the Suffolk County Planning Commission, via correspondence dated October 23, 2019, determined the proposed amendment to be a matter of local determination.

NOW THEREFORE BE IT RESOLVED, that after due deliberation the Board of Trustees of the Village of Westhampton Beach hereby adopts the Local Law as advertised and be it further;

RESOLVED, the Village Clerk is hereby directed to enter said Local Law in the records of the Village, and to give due notice of the adoption of said Local Law to the Secretary of State.

Seconded by Trustee Rubio and unanimously approved 4 Ayes 0 Nays

RESOLUTIONS

Accept Minutes of Board of Trustees Meeting

Motion made by Trustee Tymmam:

VILLAGE BOARD

December 5, 2019

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RESOLVED, that the minutes of the Board of Trustees Meeting of November 7, 2019 are hereby accepted.

Seconded by Deputy Mayor Urban and unanimously approved 4 Ayes, 0 Nays

Accept Departmental reports

Motion made by Deputy Mayor Urban:

RESOLVED, that the Police Department, Building Inspector's and Justice Court reports for November 2019 and Treasurer's Report for October 2019 are hereby accepted.

Seconded by Trustee Frano and unanimously approved 4 Ayes, 0 Nays

Appoint 2020 Registrar, Deputy Registrar and Sub-Registrars

Motion made by Trustee Frano:

RESOLVED, that Clerk-Treasurer Elizabeth Lindvit is hereby appointed as Registrar of Vital Statistics for 2020 with an annual stipend of \$350.00, and Deputy Treasurer Jeannine Conte is appointed as Deputy Registrar for 2020 with an annual stipend of \$300.00, and Maureen Jones as Sub-Registrar for 2020 with annual stipend of \$200.00.

Seconded by Trustee Rubio and unanimously approved 4 Ayes, 0 Nays

Approve Warrant for December 2019

Motion made by Trustee Rubio:

RESOLVED, that the warrant for December 2019 in the amount of \$1,115,892.71 for the General Fund and \$3,603,876.68 for the Capital Fund is hereby approved.

Seconded by Trustee Tymann and unanimously approved 4 Ayes, 0 Nays

Authorize Use of Village Property- Chamber of Commerce

Motion made by Trustee Tymann:

RESOLVED, that the Greater Westhampton Chamber of Commerce is hereby authorized to use the Village Green for the Holiday Tree & Menorah Lighting, on Saturday December 7, 2019 from 5:30 p.m. to 7:00 p.m.

Seconded by Deputy Mayor Urban and unanimously approved 4 Ayes, 0 Nays

Approve Proposal for Professional Engineering Services for Sewer Project

Motion made by Trustee Frano:

RESOLVED, that the Board of Trustees hereby accepts the proposal submitted by H2M Engineers for professional engineering services to prepare Detailed Plans and Specifications for the sanitary collection and conveyance system associated with the Phase 1 Sewer System Service Area of the Incorporated Village of Westhampton Beach in the amount of \$1,040,000.00 from Capital fund G/L account code H9900 Sewer-Main Street Project.

Seconded by Trustee Rubio and unanimously approved 4 Ayes, 0 Nays

Authorize Use of Village Property- Chamber of Commerce

Motion made by Deputy Mayor Urban:

RESOLVED, that the Greater Westhampton Chamber of Commerce is hereby authorized to use the Glover's Lane Park for Winterfest 2019, on Saturday December 7, 2019 from 2:00 p.m. to 5:00 p.m.

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Seconded by Trustee Frano and unanimously approved 4 Ayes, 0 Nays

Approve 2020 Community Development Budget Block Grant Funding

Motion made by Trustee Frano:

RESOLVED, that the Board of Trustees hereby allocates the federal fiscal year 2020 Community Development Block Grant funding in the amount of \$35,000.00 for the ADA Handicap ramps and sidewalk project along Mill Road.

Seconded by Trustee Rubio and unanimously approved 4 Ayes, 0 Nays

Schedule Public Hearing Local Law Amendment

Motion made by Trustee Rubio:

RESOLVED, that the Village Clerk-Treasurer is hereby directed to publish and post a Notice of Public Hearing to be held on Thursday January 9, 2020 at 5:00 p.m. at the Village Hall on a Local Law Amending Chapter 146-3 and 146-4 of the Village Code entitled "Excavations".

Seconded by Trustee Tymann and unanimously approved 4 Ayes, 0 Nays

Schedule Public Hearing

Motion made by Trustee Tymann:

RESOLVED, that the Village Clerk-Treasurer is hereby directed to publish and post a Notice of Public Hearing to be held on Thursday February 6, 2020 at 5:00 p.m. at the Village Hall, 165 Mill Rd, Westhampton Beach, New York, to consider an order to repair or demolish an unsafe building with associated structures, pursuant to Chapter 71 of the Code of the Village of Westhampton Beach, located upon real property at the northeast corner of South Road and Oneck Lane, known as 72 South Road, Westhampton Beach, further identified as Suffolk County Tax Map # 905-008-01-027.

Seconded by Deputy Mayor Urban and unanimously approved 5 Ayes 0 Nays

Authorize Change Order for Main Street Improvement Project

Motion made by Deputy Mayor Urban:

RESOLVED, that the Board of Trustees hereby approves change order # 0002B in the amount of \$200,000.00 as a payment on account to excavate, load and transport existing unsuitable material from Main Street and replace with Recycled Concrete Aggregate (RCA), compacted for the unit price of \$8.05 per square foot to (two feet deep) subject to the recommendation of The Raynor Group and set forth in PCO # 2, (proposed change order) be charged to the Capital Fund account H9500 Roads and issue credits as appropriate.

Seconded by Trustee Frano and unanimously approved 4 Ayes 0 Nays

Appoint Part Time Fire Marshal

Motion made by Trustee Frano:

RESOLVED, that Danielle Golden is hereby appointed as a part time Fire Marshal at a rate of \$25.00 per hour in the Department of Building and Zoning effective December 9, 2019 to be funded from G/L account A3620.104 P/S Fire Marshal.

Seconded by Trustee Rubio and unanimously approved 4 Ayes 0 Nays

Authorize Payment of 2018/19 Assessment Roll Correction

Motion made by Trustee Rubio:

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RESOLVED, the Board of Trustees hereby authorize payment of 2019/20 tax year property tax reduction in the amount of \$5,962.36 to the property owner specified below as a settlement of Small Claims as ordered by the NYS Supreme Court.

Seconded by Trustee Tymann and unanimously approved 4 Ayes, 0 Nays

PUBLIC COMMENT

Mayor Moore asked if anyone in the audience wanted to speak, a man from Quiogue stepped to the podium and asked the Board to consider legislation to ban gas powered blowers completely throughout the Village. The Mayor asked if anyone else in the audience would like to be heard, there being no response the Mayor asked for a motion to close the meeting and go into an Executive session, motion made by Deputy Mayor Urban, seconded by Trustee Frano and unanimously approved 4 Ayes, 0 Nays.

Meeting adjourned at 5:50 PM.

Respectfully submitted,

Elizabeth Lindvit
Clerk-Treasurer