

The Board of Trustees of the Village of Westhampton Beach held a Regular Meeting on Thursday December 3, 2020 at 5 p.m. via Zoom video conferencing.

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

Clerk-Treasurer Elizabeth Lindtvit
Village Attorney – Stephen Angel

PUBLIC HEARINGS:

LL # 12 of 2020-Hold Over until January 7, 2021meeting Chapter 5-1 Architectural Review Board

Motion made by Deputy Mayor Urban to hold over this public hearing, seconded by Trustee Rubio and unanimously approved 3 Ayes, 0 Nays.

LL # 14 OF 2020 - CHAPTER 197-80.3 SPECIAL EXCEPTIONS

Mayor Moore asked for a motion to open the public hearing, motion made by Deputy Mayor Urban, seconded by Trustee Rubio, unanimously approved 3 Ayes, 0 Nays. Mayor Moore asked Village Attorney Stephen Angel to summarize this law, he explained this was an issue that came up a few years ago with the Sunset West application. The applicant took issue with the code at that time. Both village attorneys then reviewed the code, the Village hired Nelson, Pope and Voorhees to review the code with recommendations to Kyle Collins, the Village planner for review. Mr. Angel stated the changes created objective standards and were approved by all parties. He recommended the Village Board approve these changes to the code. Mayor Moore asked if anyone had a comment, Deputy Mayor Urban stated he thought it was a good idea. Mayor Moore asked for a motion to close the public hearing, motion made by Trustee Rubio seconded by Trustee Frano and unanimously approved 3 Ayes 0 Nays.

RESOLUTIONS

Accept minutes of Board of Trustees Meeting

Motion made by Deputy Mayor Urban:

RESOLVED, that the minutes of the Board of Trustees Meeting of November 5, 2020 and Special Meeting of November 18, 2020 are hereby accepted.

Seconded by Trustee Frano and unanimously approved 3 Ayes, 0 Nays

Accept Departmental reports

Motion made by Trustee Frano:

RESOLVED, that the Police Department's, Building Inspector's and Justice Court reports for November 2020, and Treasurer's Report for October 2020 are hereby accepted.

Seconded by Trustee Rubio and unanimously approved 3 Ayes, 0 Nays

Appoint 2021 Registrar, Deputy Registrar and Sub-Registrars

Motion made by Trustee Rubio:

RESOLVED, that Clerk-Treasurer Elizabeth Lindtvit is hereby appointed as Registrar of Vital Statistics for 2021 with an annual stipend of \$350.00, and Deputy Treasurer Jeannine Conte is appointed as Deputy Registrar for 2021 with an annual stipend of \$300.00, and Maureen Jones as Sub-Registrar for 2021 with annual stipend of \$200.00.

Seconded by Deputy Mayor Urban and unanimously approved 3 Ayes, 0 Nays

Adopt LL # 11 of 2020 Amend Chapter 197 Entitled "Zoning" Nonconforming Uses

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 October 2020 to amend Chapter 197-29, entitled "Zoning," Nonconforming Uses-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 November 18, 2020, 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 3 Ayes, 0 Nays

Adopt LL # 13 of 2020 Amend Chapter 197-63 Entitled "Zoning" Site Plan Procedure & Chapter 197-80.1 Special Exceptions-Additional Conditions

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 October 2020 to amend Chapter 197-63, entitled "Zoning," Site Plan Procedure and Chapter 197-80.1 Special Exceptions Additional Conditions 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 November 30, 2020, 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

Approve Warrant for December 2020

Motion made by Trustee Rubio:

RESOLVED, that the warrant for December 2020 in the amount of \$861,914.12 for the General Fund and \$31,184.48 for the Capital Fund is hereby approved.

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

Authorize Purchase of Sculpture

Motion made by Trustee Tymann:

RESOLVED, that the Board of Trustees hereby authorizes the purchase of 1 Corten Abstract Metal Sculpture currently installed at Glovers Lane Park from Domenico Belli at a cost of \$5,000.00 to be taken from G/L account T37 Parks Fund.

Seconded by Deputy Mayor Urban

Accept Retirement

Motion made by Deputy Mayor Urban:

RESOLVED, that the Board of Trustees hereby regrettfully accepts the retirement of Trevor Gonce effective November 7, 2020.

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

Appoint Temporary Police Chief

Motion made by Trustee Frano:

RESOLVED, that Steven McManus is hereby appointed to the position of Temporary Police Chief effective December 4, 2020 and continuing for 90 days with the salary to be \$10,000 more than the current annual salary for Sergeant.

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

Authorize Civil Service to Offer Testing

Motion made by Trustee Rubio:

RESOLVED, that the Board of Trustees hereby authorizes the Mayor to provide the Suffolk County Department of Civil Service the documents necessary for it to administer a promotional examination for the title of Police Chief to be made available to all candidates who have a minimum of 3 years competitive class status as Sergeant, and to also administer an open competitive examination for the title of Police Chief to be made available to all eligible candidates.

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

Authorize Mayor to Sign Memorandum of Agreement

Motion made by Trustee Tymann:

RESOLVED, that the Board of Trustees hereby authorizes the Mayor to execute the Memorandum of Agreement between the Village of Westhampton Beach and Bus Patrol America LLC, authorizing Suffolk County and Bus Patrol America LLC to implement the Stop Arm Camera Program within the Village’s jurisdiction and collect on Stop Arm violations on the Village’s behalf, at no cost to the Village.

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

Authorize Unreserved Fund Balance Transfer

Motion made by Deputy Mayor Urban:

RESOLVED, that the Board of Trustees hereby approves the transfer of \$250,000 from the 2019-2020 unreserved fund balance to increase the 2020-2021 H9900 Sewer District Capital Project.

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

Authorize Temporary Outdoor Food Pantry

Motion made by Trustee Frano:

RESOLVED, that the Board of Trustees hereby authorizes the temporary placement of an outdoor food pantry on the Beach United Methodist Church property located at 41 Mill Road for the period of time that New York State COVID-19-related restrictions are in place.

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

PUBLIC COMMENT

Mr. Michael Nobiletti asked the Board about different phases of the sewer district, Mayor answered his various questions. Mrs. Joan Levan asked if the Village was holding the Holiday Lighting contest, she commented that the houses in her neighborhood were decorated and looking very nice, Mayor Moore explained because of the current situation it was in the best interest of all parties involved not to hold the judging. She thanked Mrs. Levan whom started the contest years ago when she was a Village Trustee. Mayor Moore asked if anyone else had a comment, there being no response she asked for a motion to close the meeting, Mayor Moore made the motion to close the meeting, Trustee Rubio seconded the motion and was approved 4 Ayes, 0 Nays.

Meeting adjourned at 5:29 pm.

Dated: December 3, 2020

Elizabeth Lindtvit
Village Clerk-Treasurer