

**Village of Westhampton Beach  
Board of Trustees Meeting  
Thursday May 4, 2023 at 5:00 PM**

**PLEDGE OF ALLEGIANCE**

**PUBLIC HEARINGS:**

Special Exception Application-115 Main Street, Daphne's

Special Exception Application-115 Main Street, Caffeine

**RESOLUTIONS:**

1. Accept minutes of Board of Trustees Meetings
2. Accept Departmental Monthly Reports
3. Accept 2021–2022 Fiscal Year Annual Financial Statements
4. Appoint Satty, Levine and Ciacco to Audit 2022-2023 Financial Statements
5. Appoint 2023 Seasonal Marina Personnel
6. Appoint 2023 Seasonal Beach Personnel
7. Appoint 2023 Seasonal Police Officers
8. Appoint 2023 Seasonal Traffic Control Officers
9. Appoint 2023 Seasonal DPW Laborers
10. Appoint 2023 Election Inspectors
11. Appoint Part Time Leave Replacement
12. Authorize Kayak and Paddleboard Concession Renewal Agreement
13. Approve Use of Village Property-Hampton Vintage
14. Authorize Special Event-Joe Koziarz 5K Run
15. Approve Use of Village Property-Live Your Cor
16. Authorize Vehicle Peddling Permit – Soft Ice Cream
17. Authorize Vehicle Peddling Permit – Soft Ice Cream
18. Approve Warrant for May 2023
19. Authorize Employee to Attend Training
20. Accept Proposal for Audio/visual Upgrade

21. Approve 2023 Fire Inspection Services with Southampton Town
22. Authorize Budget Transfer
23. Authorize Mayor to Sign Agreement
24. Refer Revised Special Exception Application for Justin's Chop Shop for Outdoor Tables to Planning Board
25. Authorize Mayor to Sign Agreement
26. Authorize Mayor to Sign Agreement
27. Authorize Purchases of Equipment – Police Department
28. Authorize 2023 Dropoff Bin Permit

**PUBLIC COMMENT**

**EXECUTIVE SESSION**

**Village of Westhampton Beach  
Board of Trustees Meeting  
Thursday May 4, 2023 at 5:00 PM**

**PLEDGE OF ALLEGIANCE**

**PUBLIC HEARINGS:**

**Special Exception Application-115 Main Street, Daphne's**

WHEREAS, LT Burger West, LLC d/b/a Daphne's, 115 Main Street has applied for an Outdoor Tables and Chairs permit pursuant to Section 196-2 of the Code of the Village of Westhampton Beach, to allow the placement of four (4) outdoor picnic style tables and (26) seats with string lights, a sun shade and a Sonos speaker for outdoor music on the rear patio of the building; and

WHEREAS, the applicant submitted a sketch plan of the location, and photographs of the design, of the proposed tables and seats (hereinafter, the "Outdoor Tables and Chairs Plan"); and

WHEREAS, the application was before the Village Planning Board and by memorandum dated April 14, 2023, stated that it has no objection to the application provided that certain conditions are met; and

WHEREAS, a public hearing was held on the application on May 4, 2023, pursuant to section 196-3(D) of the Village Code; and

WHEREAS, it appears from the sketch plan and Planning Board report that the application satisfies the conditions of section 196-2(B) of the Village Code; now therefore,

BE IT RESOLVED that the application for an Outdoor Tables and Chairs permit pursuant to Section 196-2 of the Village Code is granted and subject to the conditions set forth in section 196-2(B) of the Village Code and the following:

- a. No substantial deviation from the Outdoor Tables and Chairs Plan shall be allowed without further approval of the Board of Trustees;
- b. This permit shall be in effect until November 15, 2023 pursuant to section 196-2(B) (10) of the Village Code, unless previously revoked, and the applicant shall be required to follow the renewal provisions set forth in section 196-4 of the Village Code for future outdoor tables and chairs in subsequent seasons.

**Special Exception Application-115 Main Street, Caffeine**

WHEREAS, 8 Grams Cafe, LLC d/b/a Caffeine, 115 Main Street has applied for an Outdoor Tables and Chairs permit pursuant to Section 196-2 of the Code of the Village of Westhampton Beach, to allow the placement of nine (9) tables and eighteen (18) seats plus eight (8) bar stools for a total of twenty-six (26) and a Sonos speaker for outdoor music on the front patio of the building; and

WHEREAS, the applicant submitted a sketch plan of the location, and photographs of the design, of the proposed tables and seats (hereinafter, the “Outdoor Tables and Chairs Plan”); and

WHEREAS, the application was before the Village Planning Board and by memorandum dated April 14, 2023, stated that it has no objection to the application provided that certain conditions are met; and

WHEREAS, a public hearing was held on the application on May 4, 2023, pursuant to section 196-3(D) of the Village Code; and

WHEREAS, it appears from the sketch plan and Planning Board report that the application satisfies the conditions of section 196-2(B) of the Village Code; now therefore,

BE IT RESOLVED that the application for an Outdoor Tables and Chairs permit pursuant to Section 196-2 of the Village Code is granted and subject to the conditions set forth in section 196-2(B) of the Village Code and the following:

- a. No substantial deviation from the Outdoor Tables and Chairs Plan shall be allowed without further approval of the Board of Trustees;
- b. This permit shall be in effect until November 15, 2023 pursuant to section 196-2(B) (10) of the Village Code, unless previously revoked, and the applicant shall be required to follow the renewal provisions set forth in section 196-4 of the Village Code for future outdoor tables and chairs in subsequent seasons.

## **RESOLUTIONS:**

### **1. Accept Minutes of Board of Trustees Meeting**

RESOLVED, that the minutes of the Board of Trustees Meeting of April 6, 2023 are hereby accepted.

### **2. Accept Departmental Monthly Reports**

RESOLVED, that the Treasurer’s reports for April 2023, Justice Court, Police Department’s, and Building Inspector’s reports for April 2023, are hereby accepted.

### **3. Accept 2021–2022 Fiscal Year Annual Financial Statements**

RESOLVED, that the 2021–2022 Fiscal Year Annual Financial Statements prepared by Satty, Levine and Ciacco for the Village of Westhampton Beach and Justice Court are hereby accepted.

### **4. Appoint Satty, Levine and Ciacco to Audit 2022-2023 Financial Statements**

RESOLVED, that the firm of Satty, Levine and Ciacco is appointed to audit the Village of Westhampton Beach’s financial statements for the fiscal year 2022-2023 at a cost of \$25,000.00 from G/L code A1320.4 Auditing and an audit of the Village Justice Court at a cost of \$4,500.00 to be funded from A1110.4 Justice Court Contractual.

## 5. Appoint 2023 Seasonal Marina Personnel

RESOLVED, that pending the staffing of the Village Marina, Michael Rewinski is appointed as Dock Manager to be compensated at a rate of \$20.50 per hour, Evan Robinson as Dock Attendant to be compensated at a rate of \$14.25 per hour effective May 5, 2023.

## 6. Appoint 2023 Seasonal Beach Personnel

RESOLVED, that pending the staffing of the Village beaches, the following personnel are hereby appointed to the positions specified below at Rogers and Lashley Beaches for the 2023 season to be funded from A7310.100 Beach Managers, A7310.101 Lifeguards and A7310.103 Beach Attendants:

### Beach Attendants:

Shaun Johnson	Manager	\$30.00
Mike Polan	Assistant Manager	\$23.00
Josh Tuttle	Assistant Manager	\$23.00
Emma McAuley	Assistant Manager	\$20.00
Tom Betjemann	Fill-in Assistant	\$19.00
Korey Williams	Fill-in Assistant	\$19.00
Marc Schlecht	Fill-in Assistant	\$19.00
Zach Zaffuto	Attendant	\$13.75
Andrew Mastrole	Attendant	\$13.50
Sean Buonomo	Attendant	\$13.25
Mia Pazera	Attendant	\$13.00
Luke Hefter	Attendant	\$12.75
Olivia DeMasco	Attendant	\$12.75
Liam Berkhout	Attendant	\$12.75
Sawyer Weiss	Attendant	\$12.75
Mattias Triaca	Attendant	\$12.50
Rafael Rementta	Attendant	\$12.50

### Lifeguards:

James Ridgely	Head Lieutenant	\$26.00
Timothy Fencel	Lt. Lifeguard	\$19.00
Alex Williams	Lt. Lifeguard	\$19.00
Timothy McAllister	Lifeguard	\$18.75
Greg Fothergill	Lifeguard	\$18.00
Frank Loria	Lifeguard	\$17.50
Brendan Spano	Lifeguard	\$17.00
Matthew Fencel	Lifeguard	\$17.00
Rory Paltridge	Lifeguard	\$17.00
Ryken Kutner	Lifeguard	\$17.00
Jenny Price	Lifeguard	\$17.00
James Pizzitola	Lifeguard	\$16.75
Gabrielle Johnson	Lifeguard	\$16.50
Jillian Watson	Lifeguard	\$15.50
Jake Combs	Lifeguard	\$15.50
Drew Peters	Substitute Lifeguard	\$18.75
Rob Duca	Substitute Lifeguard	\$18.75

## **7. Appoint 2023 Seasonal Police Officers**

RESOLVED, that John Rankin, William Krause, and Matthew Meyer are hereby appointed as Seasonal Police Officers in the Police Department at an hourly rate of \$30.00 to work as assigned by the Chief of Police effective May 5, 2023 to be funded from G/L account A3120.104 Seasonal Part Time.

## **8. Appoint 2023 Seasonal Traffic Control Officers**

RESOLVED, that Louis Bancroft, Hannah King, Jared Polak, James Clark Sforza, Anthony Velasquez and Matthew Gomez are appointed as Seasonal Traffic Control Officers to be compensated at a rate of \$18.00 per hour to work as assigned by the Chief of Police effective May 15, 2023 to be funded from G/L account code A3120.109 Traffic Control Officers PS.

## **9. Appoint 2023 Seasonal DPW Laborers**

RESOLVED, that Steven Stettinger and Gennaro Rossano are hereby appointed as Seasonal Laborers at a rate of \$18.00 in the Department of Public Works to work as assigned by the Public Works Superintendent effective May 8, 2023 to be funded from G/L account A5110.103 Seasonal Part Time.

## **10. Appoint 2023 Election Inspectors**

RESOLVED, that Bonnett Brophy is hereby appointed Chairperson of the Election Inspectors, Thomas Betjemann, Patricia Gonce and Jennie Beck are appointed as Election Inspectors and each are to perform the official duties of the Village General Election to be held on Friday June 16, 2023 and are to be compensated at a rate of \$15.00 per hour to be funded from G/L account A1450.1 Elections-Personal Service.

## **11. Appoint Part Time Leave Replacement**

RESOLVED, that Karlyn Sabo is hereby appointed as a Clerk in the Village Office as a leave replacement effective April 14, 2023 at an hourly rate of \$24.00 to be funded from G/L account A1325.101 Part Time Clerical.

## **12. Authorize Renewal Kayak and Paddle Board Concession Agreement**

RESOLVED, that the Board of Trustees hereby authorizes the renewal of the Island Surf Kayak and Paddle Board Concession Agreement for the 2023-2024 summer seasons.

## **13. Approve Use of Village Property-Hampton Flea, Inc.**

RESOLVED, that Hampton Flea Inc. applied for the use of the Village Green for a Hampton Vintage Market on Sunday August 13, 2023 from 7:00 am to 7:00 pm which includes set and break down using ten by ten small tents with no stakes, and acoustical music is hereby authorized.

#### **14. Authorize Special Event-Joe Koziarz Annual 5K Walk/Run**

RESOLVED, that the Board of Trustees hereby authorize the Joe Koziarz Annual 5K Walk/Run event on Saturday July 15, 2023 from 6:00 a.m. to 12:00 p.m. as per route designated by the Police Chief and Board of Trustees and approval is subject to the receipt of all fees and insurance required and subject to the bridge closure from the Coast Guard.

#### **15. Approve Use of Village Property-Live Your Cor**

RESOLVED, that Ralph Hubbard as applicant for Live Your Cor Foundation is hereby authorized to use the Great Lawn on Sunday September 24, 2023 from 8:00 a.m. to 6:00 p.m. with set-up and break down for a beach clean-up and fund-raising fair with signs as per the "Sign Guidelines" established by the Village Board of Trustees.

#### **16. Authorize Vehicle Peddling Permit – Ice Cream**

WHEREAS, Fahrettin Ozdemir has applied to for a vehicle Peddling Permit to sell ice cream throughout the Village pursuant to §128-3 of the Village Code; and

WHEREAS, the Police department has reviewed and investigated the applicant and found no criminal history pursuant to §128-4 and all requested documentation has been supplied; now therefore be it

RESOLVED, that the Board of Trustees hereby authorizes a vehicle Peddling Permit to Fahrettin Ozdemir effective May 5, 2023 and expiring on December 31, 2023 as all other conditions in Chapter 128-10 and 128-11 of the Village Code have been met.

#### **17. Authorize Vehicle Peddling Permit – Ice Cream**

WHEREAS, Ilyas Livaydin has applied to for a vehicle Peddling Permit to sell ice cream throughout the Village pursuant to §128-3 of the Village Code; and

WHEREAS, the Police department has reviewed and investigated the applicant and found no criminal history pursuant to §128-4 and all requested documentation has been supplied; now therefore be it

RESOLVED, that the Board of Trustees hereby authorizes a vehicle Peddling Permit to Ilyas Livaydin effective May 5, 2023 and expiring on December 31, 2023 as all other conditions in Chapter 128-10 and 128-11 of the Village Code have been met.

#### **18. Approve Warrant for May 2023**

RESOLVED, that the warrant for May 2023 in the amount of \$309,369.99 for the General Fund and \$121,424.15 for the Capital Fund is hereby approved.

## **19. Authorize Employee to Attend Training Course**

RESOLVED, that Police Chief Steven McManus is hereby authorized to attend the Mid-Atlantic Law Enforcement Executive Development Seminar in Princeton, New Jersey from Sunday June 11, 2023 to Friday June 16, 2023, Lodging expense of \$882.61, Seminar registration fee of \$850.00 and travel expenses not to exceed \$500.00 to include gas and tolls from G/L account code A3120.415 Training.

## **20. Accept Proposal for Audio/Visual Upgrade**

RESOLVED, that the Board of Trustees accepts the proposal submitted by IVCI Audio/Visual in the amount of \$41,594.31 for a complete audio-visual system design and upgrade of the Meeting Room to include equipment and installation services to be taken from the Capital Repair Reserve account H9999 General Fund Capital Repair and;

WHEREAS, the money to pay for the upgraded audio/visual system can only be taken from the Reserve Fund upon the authorization of the Board and subject to a permissive referendum, pursuant to General Municipal Law §6-c(8); it is hereby

RESOLVED that the Board authorizes the payment of the sum of \$41,594.31 from the Reserve Fund for the payment of the upgrade, and it is further

RESOLVED that, pursuant to New York State Village Law § 9-900, within ten days after the adoption of this Resolution by the Board, the Village Clerk shall post and publish a notice, in the same manner as is provided for notice of a general village election, which shall set forth the date of the adoption of the Resolution containing an abstract of the Resolution, concisely stating the purpose and effect thereof and indicating that such Resolution is subject to a permissive referendum.

## **21. Approve 2023 Fire Inspection Services with Southampton Town**

RESOLVED, that the mayor is hereby authorized to execute the renewal of the 2023 Fire Inspection Services Agreement with the Town of Southampton pursuant to fees established by the Town of Southampton and the type of necessary service.

## **22. Authorize Budget Transfer**

RESOLVED, that the Board of Trustees hereby authorizes a budget transfer in the amount of \$8,500.00 from G/L Account Code A5110.2 Equipment to G/L Account Code A5112.408 CHIPS-Paving.

## **23. Authorize Mayor to Sign Agreement**

RESOLVED, that the Board of Trustees hereby authorizes the mayor to sign the Agreement between the Village of Westhampton Beach and Munistat Inc. for Municipal Advisor Services.



**24. Refer Revised Special Exception Application for Justin’s Chop Shop for Outdoor Tables to Planning Board**

RESOLVED, that the Special Exception Application submitted and revised by Justin DeMarco for Outdoor Tables and Chairs, located at 71 Sunset Avenue, and identified by Suffolk County Tax Map # 905-12-1-51.1 is hereby referred to the Village Planning Board for review.

**25. Authorize Mayor to Sign Agreement**

RESOLVED, that the Board of Trustees hereby authorizes the mayor to sign the June 1, 2022–May 31, 2026 Collective Bargaining Agreement with the Association of Municipal Employees, Blue Collar Unit.

**26. Authorize Mayor to Sign Agreement**

RESOLVED, that the Board of Trustees hereby authorizes the mayor to sign the July 6, 2021–May 31, 2026 Collective Bargaining Agreement with the Association of Municipal Employees, White Collar Unit.

**27. Authorize Purchases of Equipment – Police Department**

RESOLVED, that the Board of Trustees hereby authorizes the purchase from Flock Safety in the amount of \$22,800.00 for 4 Flock Safety Falcon Cameras to be taken from G/L account A3120.2 Equipment.

**28. Authorize 2023 Dropoff Bin Permit**

Whereas, Big Brothers Big Sisters of Long Island has applied for an annual permit to have (2) two drop-off bins for donations located at the municipal parking lot, 99 Mill Road, Westhampton Beach, NY; and

Whereas there were no incidents or reports filed with the Police Department concerning said use; now therefore be it

RESOLVED, that the Board of Trustees hereby authorizes the placement of this drop-off bin as shown on the survey of property and subject to the requirements of Chapter 77 of the Village Code.

**PUBLIC COMMENT**

**EXECUTIVE SESSION**

**ADJOURN**

**DATED: May 4, 2023**

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**Elizabeth Lindtvit  
Village Clerk-Treasurer**