

**Village of Westhampton Beach
Board of Trustees Meeting
Thursday, April 2, 2020 at 5 p.m.**

PLEDGE OF ALLEGIANCE

PUBLIC HEARINGS:

1. Special Exception - Indoor Entertainment Permit, Westhampton Country Club
2. Special Exception - Outdoor Dining, Epicura, LLC "Salt & Loft"
3. Change of Zoning, 85 & 105 Montauk Highway

RESOLUTIONS:

1. Accept minutes of Board of Trustees Meetings
2. Accept Departmental Monthly Reports
3. Approve 2019 Shared Computer Services with Southampton Town
4. Authorize Change Orders for Alleyway Drainage Project
5. Accept Proposal for Engineering Services
6. Refer Special Exception Application to Planning Board
7. Authorize 2020 Renewal of Sydney's Taylor Made Cuisine Outdoor Dining Permit
8. Authorize 2020 Renewal for Outdoor Music - Epicuria LLC (Salt & Loft)
9. Accept Proposal for Paving
10. Accept Purchase of Trees for Main Street
11. Authorize Payment - Main Street Improvement Project
12. Approve Warrant for April 2020

PUBLIC COMMENT

ADJOURN

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3. Change of Zoning, 85 & 105 Montauk Highway

RESOLUTIONS:

1. Accept minutes of Board of Trustees Meeting

RESOLVED, that the minutes of the Board of Trustees Meeting of March 5, 2020 are hereby accepted.

2. Accept Departmental Monthly Reports

RESOLVED, that the Treasurer's report for February 2020, the Justice Court, Police Department's and Building Inspector's reports for March 2020, are hereby accepted.

3. Approve 2020 Shared Computer Services with Southampton Town

RESOLVED, that the Mayor is hereby authorized to execute the renewal of the 2020 Shared Computer Services Agreement with the Town of Southampton at a cost of \$65,896.00; which includes an upgrade/conversion cost of \$46,317.00 and may vary according to the addition or deletion of services during the calendar year from G/L account code A1355.4.

4. Authorize Change Orders for Alleyway Drainage Project

RESOLVED, that at the recommendation of H2M Engineering Associates, the Board of Trustees hereby approves change work order # 3 in the amount of \$6,885.11 for billable overtime hours necessary to complete job prior to July 4, 2019 and change work order # 4 in the amount of \$99,744.82 for underpinnings at 103 Main Street to be charged to the Capital Fund account H9500 Roads.

5. Accept Proposal for Engineering Services

RESOLVED, that the Board of Trustees hereby accepts the proposal from H2M Engineers for Engineering Services for the Reconstruction of Parking Lots at Parlato Drive, Glovers Lane and Mill Road in an amount not to exceed \$12,900.00 from G/L account code A1440.4 Engineering & Surveys.

6. Refer Special Exception Application to Planning Board

RESOLVED, that the Special Exception application filed by Juan Ruiz for an Outdoor Music Permit and Outdoor Tables, Chairs and Benches Permit Located at 77 Main Street is hereby referred to the Village Planning Board for review.

7. Authorize 2020 Renewal of Sydney's Taylor Made Cuisine Outdoor Dining Permit

WHEREAS, Sydney's Taylor Made Cuisine has applied to renew the Outdoor Tables, Chairs and Benches Permit for 2020 to place (3) tables and (12) chairs on the front porch pursuant to §196-2 of the Village Code; 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 three tables and twelve chairs to be placed on the west side of the building as shown on the submitted plan approved on June 27, 2014 and subject to the same set of conditions and plan attached to the 2020 application.

8. Authorize 2020 Renewal for Outdoor Music - Epicuria LLC (Salt & Loft)

WHEREAS, Epicuria, LLC (Soft & Loft), located at 145 Main Street, Westhampton Beach (SCTM 0905-11-2-29), has applied to renew the 2020 Outdoor Music permit pursuant to Chapter 196-3 of the Code of the Village of Westhampton Beach; and

WHEREAS, the application was referred to the Village Planning Board, which, by memorandum dated July 15, 2019, stated that it has no objection to the request to place one (1) musician to a maximum of four (4) musicians on the outdoor southern portion of the patio only between the hours of 6:00 pm to 11:00 pm Fridays and Saturdays as shown on the site plan attached to the application; and

WHEREAS, it appears from the Outdoor Music Plan and Planning Board report that the application satisfies the conditions of section 196-3(B) of the Village Code; now therefore,

BE IT RESOLVED that the renewal of the Outdoor Music permit is granted subject to the following conditions:

The requirement that the volume of the amplification shall not be so excessive as to annoy or disturb a reasonable person of normal auditory sensitivity.

1. It shall be the obligation of BMB Enterprises LLC (salt & Loft) that the public sidewalk is not obstructed and that no structures shall be placed in the parking lot preventing the use of any parking spaces.
2. No substantial deviation from the Outdoor Music Plan shall be allowed without further approval of the Board of Trustees; and
3. This permit shall be in effect from April 15, 2020 to November 15, 2020, unless previously revoked, and the applicant shall be required to follow the renewal provisions set forth in section 196-4(A) of the Village Code for future outdoor music beyond such expiration date.

9. Accept Proposal for Road Paving

RESOLVED, that the price quote submitted by Rosemar Contracting, Inc. in the amount not to exceed \$325,612.50 for the road paving of Beach Lane from Main Street to Bridge; to be taken from account code A5110.407 CHIPS Improvements and balance of money to be taken from A5110.408 Permanent Improvements account is hereby accepted.

10. Authorize Purchase of Trees for Main Street

RESOLVED, that the Board of Trustees hereby approves the purchase of various trees from Ruppert Nurseries in the amount not to exceed \$16,375.00 and The Garden Dept. in an amount not to exceed \$9,059.00 for Main Street Plantings to be taken from account code H9500 Main Street Improvement Project.

11. Authorize Payment - Main Street Improvement Project

RESOLVED, that the payment to Bove Industries, Inc. (Bove) on requisition number seven shall be made under a reservation of the Village's rights with respect to Bove's failure to maintain insurance coverage as required by the contract between Bove and the Village and as set forth in the notice to Bove dated February 27, 2020.

12. Approve Warrant for April 2020

RESOLVED, that the warrant for April 2020 in the amount of \$202,211.10 for the General Fund and \$1,248,899.88 for the Capital Fund is hereby approved.

PUBLIC COMMENT

ADJOURN

DATED: April 2, 2020

Elizabeth Lindtvit
Village Clerk-Treasurer

Authorize Entertainment Permit-Westhampton Country Club

WHEREAS, The Westhampton Country Club, 35 Potunk Lane, Westhampton Beach has applied for an Entertainment Permit pursuant to Chapter 80 of the Code of the Village of Westhampton Beach, to allow the restaurant to offer limited entertainment accessory to the restaurant use; and

WHEREAS, the applicant submitted a sketch plan and description of the entertainment that it seeks to offer (hereinafter, the "Proposed Entertainment Plan"); and

WHEREAS, the application was referred to the Village Planning Board, which, by memorandum dated March 18, 2020, stated that it has no objection to the request and finds that the application meets all the standards outlined in Chapter 80; and

WHEREAS, a public hearing was held on the application on April 1, 2020, pursuant to section 80-2(B) (5) of the Village Code; and

WHEREAS, it appears from the application, Proposed Entertainment Plan, and Planning Board report that the application satisfies the conditions of section 80-2(A) of the Village Code; now therefore,

BE IT RESOLVED that the application for an Entertainment Permit is granted subject to the following conditions:

1. All conditions set forth in section 80-2(A) shall be followed;
2. No substantial deviation from the Proposed Entertainment Plan shall be allowed without further approval of the Board of Trustees; and
3. This permit shall be in effect from the date of approval from the Board of Trustees to December 31, 2020, unless previously revoked, and the applicant shall be required to follow the renewal provisions set forth in section 80-2(B) of the Village Code for future entertainment permits beyond such expiration date.

Authorize Outdoor Dining Permit-Salt & Loft

WHEREAS, Salt & Loft has applied for an Outdoor Dining Permit for 2020 to place a total of seven (7) outdoor tables and twenty-eight (28) chairs pursuant to §196-2 of the Village Code; and

WHEREAS, the application was referred to the Village Planning Board, which, by memorandum dated March 18, 2020, stated that it has no objection to the request and finds that the application meets all the standards; and

WHEREAS, a public hearing was held on the application on April 1, 2020, pursuant to section 196-4(F) of the Village Code; and

WHEREAS, the Planning Board reviewed the application and recommended that the applicant be approved for seven (7) tables, and twenty-eight (28) chairs on the rear patio as depicted on the Site Plan drawn by Nicholas A Vero, Architect, P.C., as amended,

NOW THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby authorizes the placement of seven (7) outdoor tables and twenty-eight (28) chairs as recommended by the Planning Board and as shown on the 2020 application and submitted plan.