

The Board of Trustees of the Village of Westhampton Beach held their Regular Meeting on Thursday, November 1, 2012 at 7 p.m. in the Municipal Building, 165 Mill Road, Westhampton Beach

**PRESENT: Mayor Conrad Teller
Trustee Patricia DiBenedetto
Trustee Charles Palmer
Deputy Mayor Hank Tucker
Trustee Ralph Urban**

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

Mayor Teller wanted to thank the public for listening and evacuating from the low-lying areas. On behalf of the Board members, he would like to commend the Police Department, the Highway Department, the Westhampton War Memorial Ambulance staff, the volunteer Fire Department for their stellar work. Also, LIPA for their methodical repairs. We had a major stroke of luck, no injuries or fatalities, or property damage. Again, I thank everybody.

Deputy Mayor Tucker said he would also like to express thanks, since he was outside with some of these guys during the storm. He wanted to thank Ray and his guys and John and his guys; it wasn't easy. People who wanted to sight-see and check out the surf. I learned a lesson, that you want to be off the roads. Also, the SCWA who checked out the water on Dune Road. Also, the Fire Department and the Police Department. Thank you.

PUBLIC HEARINGS

2013 Community Development Block Grant Funding

Mayor Teller made a motion to open the public hearing on 2013 Community Development Block Grant Funding. Seconded by Deputy Mayor Tucker and approved.

Mayor Teller asked if anyone would like to be heard.

Deputy Mayor Tucker said it is too bad that we are getting less funding, but it is what it is. The money goes to two great causes. Family Counseling Service we have given money to over the years and they probably won't like getting less but it's a good cause and so are the handicap curb cuts.

Motion by Deputy Mayor Tucker:

RESOLVED, that the Board of Trustees hereby allocate the federal fiscal year 2013 Community Development Block Grant funding in the amount of \$10,000.00 as follows:

\$6,500.00	Family Counseling Service s	therapeutic intervention services for at risk families
\$3,500.00	Handicapped accessibility	handicapped curb cuts various locations.

Seconded by Trustee Urban and unanimously approved. 4 Aye, 0 Nay.

RESOLUTIONS

Accept minutes of Board of Trustees Meetings

Motion by Trustee Urban:

RESOLVED, that the minutes of the Board of Trustees Meeting of October 4, 2012 and Special Meeting of October 10, 2012 are hereby accepted.

Seconded by Trustee DiBenedetto and unanimously approved. 4 Aye, 0 Nay

Accept Departmental Reports

Motion by Trustee DiBenedetto:

RESOLVED, that the Justice Court, Police Department and Building Inspector's reports for October 2012 and Treasurer's Reports for September 2012 are hereby accepted.

Seconded by Trustee Urban and unanimously approved. 4 Aye, 0 Nay

Schedule Public Hearing-Chapter 40 of the Village Code-Affordable Housing

Motion by Trustee Palmer:

RESOLVED, that the Clerk-Treasurer is hereby directed to publish and post a Notice of Public Hearing to be held on Wednesday, December 5, 2012 at 7:00 p.m. at the Village Hall on Chapter 40 of the Village Code regarding Affordable Housing.

Seconded by Deputy Mayor Tucker and unanimously approved. 4 Aye, 0 Nay

Approve 2011-12 Fiscal Year Budget Transfers

Motion by Deputy Mayor Tucker:

RESOLVED, that 2011-12 fiscal year budget transfers in the amount of \$248,236.33 is hereby approved.

Seconded by Trustee Urban.

Trustee Palmer made a motion to hold the resolution. Village Attorney Richard Haefeli said the motion was read and now you are asking to hold the resolution?

Trustee Palmer said yes.

Seconded by Trustee DiBenedetto and voted on as follows:

Trustee DiBenedetto	Aye	Mayor Teller	No
Trustee Palmer	Aye	Trustee Tucker	Aye
		Trustee Urban	No

Authorize Police Officer Instructor Certification Training

Motion by Trustee Urban:

RESOLVED, that Village Police Officer Ryan Lucas is hereby authorized to attend Taser Instructor Re-Certification on Thursday, November 8, 2012 at a cost not to exceed \$175.00 for the cost of class.

Seconded by Deputy Mayor Tucker and unanimously approved. 4 Aye, 0 Nay

Accept Proposal for Services

Motion by Trustee DiBenedetto:

RESOLVED, that the Board of Trustees hereby accept a proposal from Online Graphics at a one-time cost not to exceed \$2,800.00 for website re-design, upgrade and employee training.

Seconded by Deputy Mayor Tucker and unanimously approved. 4 Aye, 0 Nay

Authorize Snow Removal Agreement with Village of Westhampton Dunes

Motion by Trustee Palmer:

RESOLVED, that the Mayor is hereby authorized to execute an agreement with the Village of Westhampton Dunes for the removal of snow by the Village of Westhampton

Beach Department of Public Works employees for an annual fee of \$10,500.00 plus reimbursement of any certified expenses that may exceed said fee, for the time period commencing November 1, 2012 through October 31, 2013.

Seconded by Deputy Mayor Tucker and unanimously approved. 4 Aye, 0 Nay

Authorize Payment of 2011/12 Assessment Roll Small Claims Property Tax Reductions

Motion by Deputy Mayor Tucker:

RESOLVED, that the Board of Trustees hereby authorize the payment of 2012/13 tax year property tax reductions in the amount of \$16,492.56 to the property owners specified on the attached list as a settlement of Small Claims as ordered by the NYS Supreme Court.

Seconded by Trustee DiBenedetto and unanimously approved. 4 Aye, 0 Nay

Approve Warrant for November 2012

Motion by Trustee Urban:

RESOLVED, that the warrant for November 2012 in the amount of \$ 254,435.71 for the General Fund is hereby approved.

Seconded by Deputy Mayor Tucker and unanimously approved. 4 Aye, 0 Nay

Mr. Haefeli stated the Board needed to add a resolution concerning setting a park fee for the Conway Property. The Board last month authorized the appraisal and the appraiser said the Village should have the written appraisal next week. The issue is the Planning Board meets next week and cannot adopt a resolution for the subdivision unless a park fee has been set. So I have prepared a resolution tonight for you to consider.

Motion to add a resolution by Deputy Mayor Tucker. Seconded by Trustee DiBenedetto and unanimously approved.

Motion by Trustee Urban:

WHEREAS, Leonard T. Conway and Kathryn S. Conway have filed an application with the Planning Board requesting subdivision approval for the subdivision of a 10.426 acre parcel of property owned by the applicants which is located on the east side of Seafield Lane in the R-1 Zoning District into three lots; and

WHEREAS, the Planning Board adopted a resolution with respect to the subdivision application finding that there was a need for additional park and recreational opportunities in the Village and that the property of the applicant was not suitable for such a park or recreational facility and the Planning Board further determined that the applicant was required as a condition of approval to make a payment in lieu of park land dedication with the amount of said fee to be determined by this Board; and

WHEREAS, this Board finds that the demand for recreational facilities exceeds the existing resources of the Village and that the continued construction of residential units together with the substantial increase in land values over the last several years has increased the problem and in order to reduce the impact that the subdivision planned by Leonard T. Conway and Kathryn S. Conway will have upon the recreational facilities of the Village, the determination by the Planning Board to require a fee in lieu of park land was reasonable; and

WHEREAS, to determine the amount of the park fee, the Board authorized Hamptons Appraisal Services Corp. to undertake an appraisal;

NOW BE IT RESOLVED AS FOLLOWS:

That the Board of Trustees hereby establishes that based upon the appraisal to be

submitted by Hamptons Appraisal Services Corp. establishing the value of the property as vacant land with a value of between 7,500,000.00 and 8,250,000.00 the park fee to be paid by Leonard T. Conway and Kathryn S. Conway in lieu of providing park land shall be between 71,264.00 and 79,364 and the requirement to pay the park fee and the time of payment thereof shall be set forth in the resolution of final approval of the subdivision application of Leonard T. Conway and Kathryn S. Conway.

Seconded by Deputy Mayor Tucker and unanimously approved. 4 Aye, 0 Nay.

PUBLIC DISCUSSION

Robert Fischetti, Bennett and Read, Southampton, my firm represents Leonard Conway, can I have the high number again on the park?

Mr. Haefeli said he can pick up the resolution tomorrow. The high number is \$79,364.00. I emphasize that is based on what the appraisal comes in at.

Gina Araujo, 45 Rogers Avenue. I would like to read to you a petition that has been circulated. Rogers Avenue in Westhampton Beach is a residential street filled with many young families and pet owners. Where residents play with their children and walk their pets outside of their homes. Unfortunately, despite its 30 mph speed limit, Rogers Avenue is also a street that many motorists see as an opportunity to speed. Because of its location, connecting Airport Road to Montauk Highway, it appears that many believe it to be a shortcut, allowing them to circumvent the traffic light at Airport Road and Montauk Highway. Its straight and open layout makes Rogers Avenue nearly impossible to effectively police. As well, without police cameras, a lighted speed notification sign is pointless, and repeat offenders continue to make Rogers Avenue their place to speedily avoid traffic. We, concerned residents, ask that speed bumps are installed along Rogers Avenue to discourage speeders from continually using this street as a place to break the law with impunity. We ask that this is done quickly to avoid anyone regretfully looking back on an avoidable tragedy. We, are we are sure you would also, prefer to look back knowing appropriate action was taken to avoid the inevitable. She said they have collected 42 signatures.

Frank del Giudice, 32 Rogers Avenue, wanted to say that it is a cut through, he thinks it is a unique street because most other places in the Village get a break from traffic, September through June, and we don't. We have people cutting through all the time, it is not a destination. People try to navigate around the light. I don't know what the answer is, I don't know if it is speed bumps. I think we need better enforcement and people are ticketed. There isn't really a good place for the police to set up to enforce it. You have the portable speed trailer, and there are ones that are pole signs, you can move around the Village. Whatever the cost is, you could make it back.

Deputy Mayor Tucker asked if there was a noticeable flow, in the morning going on one direction or later in the afternoon in the other direction?

Ms. Araujo said she thinks about 4 in the afternoon, when people are coming off Sunrise and cutting through.

Trustee DiBenedetto stated she has noticed, it is terrible.

Mr. del Giudice said it is all the time, weekdays and weekends. He wished he could say it was just weekends.

Trustee DiBenedetto asked if there are sidewalks on Rogers.

Mr. del Giudice said no.

Ms. Araujo said just by the deli.

Mr. del Giudice said their road is long.

Ms. Araujo said it is enticing because it is a straight, long road. She also said that when the police did come, they were successful in getting some drivers, but we don't expect them there all the time. We would like to start a dialogue.

Police Chief Raymond Dean said he would like to meet with some representatives from Rogers Avenue. We have data from the speed trailer I would like to share with you. Also, some of the suggestions you have, it is illegal to put speed bumps in the road, and cameras, are in court, they are not feasible in New York State. We can set something up next week and go over some options.

Trustee Palmer asked that we do have smart trailer statistics on this? There are stats?

Chief Dean replied yes we do.

Deputy Mayor Tucker said if it was coming from one way in the morning or another way in the afternoon, I still don't think a one-way would work, it would make it worse.

Trustee DiBenedetto said there is the stop sign at the end by the asphalt plant.

Ms. Araujo said yes, but people roll right through it.

Jim Flood, Westhampton T-Shirts, Main Street, Westhampton Beach, he wanted to compliment the men of the Department of Public Works for cleaning up the debris from the Hurricane on Main Street and the sidewalks. If you drive down Main Street, you would never know there was a hurricane. It is spotless. The Westhampton Chamber of Commerce agrees with his assessment.

Mayor Teller asked if anyone else would like to be heard. There being no further response, he made a motion at 7:29 p.m. to adjourn the meeting. The motion was seconded by Deputy Mayor Tucker and unanimously approved. 4 Aye, 0 Nay.

Respectfully submitted,

Rebecca Molinaro
Clerk-Treasurer