

**Minutes of the
General Meeting of the Board of Trustees
Village of West Hampton Dunes
March 19, 2008
Melville, NY**

Attendance: Mayor Vegliante, Trustees, Robert Strecker, Gary Trimarchi, George Asem Village Clerk, Laura J. Dalessandro, Joseph Prokop, Village Attorney, Chief Don Zlatniski, 6 residents.

Absent: Trustee, Charles Brown

Open Meeting 7:35 p.m.

Pledge of Allegiance – Waived, no Flag

Mayors Report

- **ASBPA** – Mayor Vegliante attended the Conference to receive the Top Restored Beach Award, a national honor for our Village.
- **NYCOM** – Winter Legislative Meeting, Mayor attended.
- Money owed to Village has been allocated by the State and the Village should have the reimbursement within 10 days.
- Feral Cat Issue – Proposal to round up cats and make a home for them behind the Police Constabulary. FWLS think this a great idea. Unfortunately, the alternative might not be good. The FWLS feel that the feral cat is the number one problem when it comes to eating the plovers.
- Mayor Vegliante reads an article about Cape May, New Jersey, and their issue with feral cats. FWLS wanted a thousand foot buffer zone built to keep the cats out. FWLS then changed it to five thousand feet, which makes the program unusable. The Federal Government would consider ending the Beach Replenishment for Cape May if the buffer zone was not five thousand feet.
- NYSDEC Letter – Mayor Vegliante reads a letter from the DEC with regards to the CEHA Violations in the Village. In March, the DEC did a supplemental inspection. During that time, the DEC had noticed some new violations. The violations, old and new, need to be addressed immediately or the Beach Re-nourishment for the Fall 2008 could be in jeopardy. Decks, hot tubs and pools have to be removed. The play gyms might be ok because they are not permanent structures and can be removed.
- CEHA Variance Applications - 15 out of the 18 violations have submitted Variance Applications and have been heard by the CEHA Board of Review and are ready for a decision. Prior to the next village meeting, the Board will convene and render decisions on the fifteen that were heard.

Village Attorney Report

- Bayside litigation – update by Mr. Prokop. The judge decided not to dismiss the case as the Village had requested with regards to the Boundary of the Village and the ownership of the bayside property owners. The Judge decided that he wanted to proceed to a trial due to the fact that there is too much involved to decide on a motion to dismiss.

In his decision, he did say that the Village was correct in that the water line will determine the ownership and the boundary of the Village. However, we would have to submit some kind of proof to determine where exactly the water is now. Because the case was not dismissed, the Village is now in the process of filing an answer which is due this week. We are also appealing the Judges decision to deny the motion to dismiss. Another issue is evulsion vs. accretion. A principle that the Judge agrees with, and the decision was made with reference to the Bouninfante decision. The court decided that that property was increased in size by accretion, not evulsion. Although the judge agrees with this, it doesn't apply to every property in the Village.

- Southampton Town Assessments - Mr. Prokop explains the assessment process with Southampton town. A small claims case is heard in Supreme Court. You get a reduction in your assessment and it freezes it for two years. After the second year, the town has the right to reassess your property. What the town did was to automatically put those assessments back to where they were two years prior. This is not a valid process to assessing.

- Village Election – Mayor Vegliante reminds people to register to vote. The Village election is June 17th.

Resolution to approve the minutes from February, 2008 meeting:

Motion by	Trustee Strecker
Seconded	Trustee Trimarchi
All in favor	Unanimous
All opposed	None

Resolution to approve the payment of standard and ordinary monthly bills:

Motion by	Trustee Trimarchi
Seconded	Trustee Asem
All in favor	Unanimous
All opposed	None

Motion to adjourn meeting– 9:15 p.m.

Motion by	Trustee Strecker
Seconded	Trustee Asem
All in favor	Unanimous
All opposed	None