MEETING OF THE PLANNING BOARD/BOARD OF TRUSTEES
OF THE VILLAGE OF WEST HAMPTON DUNES
PLANNING BOARD MEETING & ANNUAL ORGANIZATIONAL MEETING
906 Dune Road, West Hampton Dunes, NY
July 10, 2015 – 7:30 p.m.

Present: Mayor, Gary Vegliante, Trustees, Gary Trimarchi, Catherine Woolfson & Michael Craig, Village Attorney, Joseph Prokop, Village Clerk, Laura Dalessandro, Commissioner of Wildlife Protection, Aram Terchunian, Treasurer, Claire Vegliante, Sgt’s Turner & Hennig, Constable Jacobs, (e) 8 Residents, Absent, Trustee, Renee Brown, Flynn Stenographer, for planning board.

Mayor Vegliante – opens Village meeting with the Pledge of Allegiance

- Stenographer present – to prepare minutes for the Planning Board on the (3) subdivisions referenced below.

Planning Board – Chairman, Gary Vegliante, opens meeting.

- Attorney, James Hulme, present representing all applicants.

All applications have been submitted to, and received a response from, the Suffolk County Department of Planning.

(1) Panayis, Gregory 782 Dune Road, West Hampton Dunes SCTM 907-2-2-35 Subdivision of one conforming lot of 66,399 square feet into a Lot 1 with an area of 23,585 and a lot 2 with an area of 42,814 square feet pursuant to a Zoning Board of Appeals decision dated June 13, 2015.

(2) Gessin, Harvey and Marilyn Tune, 776 Dune Road, West Hampton Dunes SCTM 907-2-2-38 Subdivision of one conforming lot into a lot one with an area of 29,061 square feet, a lot 2 with an area of 28,997 square feet, and an open space parcel with an area of 19,358 pursuant to Zoning Board of Appeals decision dated October 20, 2006.

(3) Fabrizio, Laura 772 Dune Road, West Hampton Dunes SCTM 907-2-2-40 subdivision of one conforming lot into a Lot 1 with an area of 19,732 square feet, and a lot 2 with an area of 19,732 square feet and an open space parcel with an area of 13,361 square feet pursuant to Zoning Board of Appeals decision dated October 20, 2006.
Annual Resolutions:

INCORPORATED VILLAGE OF WEST HAMPTON DUNES
RESOLUTION OF THE BOARD OF TRUSTEES
APPROVING APPOINTMENTS OF VILLAGE OFFICIALS

WHEREAS the Honorable Gary Vegliante as the Mayor of the Incorporated Village of WEST HAMPTON DUNES has made certain appointments of Village Officials, Commissioners, Board Members and other appointed officers of the Village, and;

WHEREAS other public officials of the Village of West Hampton Dunes have terms to which they have been elected, and;

WHEREAS at the annual organizational meeting of the Village conducted on July 10, 2015, these appointments duly came before the Board of Trustees for approval, and the Board duly approved those appointments, it is therefore;

RESOLVED that the terms of the elected officials and the appointments of Village Officials, Officers, Commissioners, Board Members and other appointed officers of the Village are hereby approved as follows:

Mayor: Honorable Gary Vegliante (7/12-6/16)
Trustee: Renee Brown (7/13-6/17)
Trustee: Gary Trimarchi (7/13-6/17)
Trustee: Michael Craig (7/12-6/16)
Trustee: Catherine Woolfson (7/12-6/16)

Village Clerk; Laura Dalessandro
Village Treasurer: Claire Vegliante
Village Building Inspector Bob Kalfer
Village Attorneys: Joseph W. Prokop PLLC
Acting Justice: Enrico Scarda
Highway Supervisor: Michael Burner
Records Access Officer: Laura Dalessandro
Records Access Appeals Officer: Joseph W. Prokop PLLC
Designee for mailing of Notice of Claims Joseph W. Prokop PLLC
Village Commissioner of Wildlife Protection: Aram Terchunian
Trustee Woolfson Budget Commissioner
Mayor Gary Vegliante Police Commissioner
Trustee Michael Craig Deputy Police Commissioner
Trustee Renee Brown Village Improvement District Commissioner

Zoning Board of Appeals
Harvey Gessin, Chairman (7/1/12-6/30/17)
James Cashin (7/1/13-6/30/18)
Joseph Mizzi (7/1/12-6/30/19)
Barry Goldfeder (7/1/11-6/30/16)
Eric Saretsky (7/1/08-6/30/20)

Motion to adopt resolution by: Trustee Trimarchi
Motion seconded by: Trustee Woolfson
In Favor: Unanimous
Against: None
INCORPORATED VILLAGE OF WEST HAMPTON DUNES

APPOINTMENT OF GARY TRIMARCHI AS DEPUTY MAYOR

WHEREAS the Honorable Gary Vegliante, Mayor of the Village of WEST HAMPTON DUNES has the responsibility pursuant to Section 4-400(1)(h) to appoint a member of the Board of Trustees as the Deputy Mayor of the Village of West Hampton Dunes, and has appointed GARY TRIMARCHI as Deputy Mayor;

WHEREAS GARY TRIMARCHI is a duly elected Trustee of the Village of WEST HAMPTON DUNES and possesses the knowledge, skills and experience to perform the duties of Mayor in the event of the absence of the Mayor and will distinguish the Village in that capacity, it is therefore;

GARY TRIMARCHI is hereby appointed Deputy Mayor of the Village of WEST HAMPTON DUNES.

INCORPORATED VILLAGE OF WEST HAMPTON DUNES

RESOLUTION OF THE BOARD OF TRUSTEES

DETERMINING COST OF BONDING VILLAGE OFFICERS TO BE A VILLAGE EXPENSE

WHEREAS certain officers of the Incorporated Village of West Hampton Dunes are required by law to be bonded, and;

WHEREAS such bonding is in conjunction with the discharge of their duties as officers of the Village, and;

WHEREAS the Board of Trustees by law may determine that the cost of such bonding is a Village expense, it is therefore;

RESOLVED by the Board of Trustees of the Village of West Hampton Dunes that the cost of the bonding required of certain Village officers in conjunction with the discharge of their duties as a Village officer is a Village expense, and that such charge shall be charged to and paid by the Incorporated Village of West Hampton Dunes.

Motion to adopt resolution by: Trustee Trimarchi
Motion seconded by: Trustee Woolfson
In Favor: Unanimous
Against: None

INCORPORATED VILLAGE OF WEST HAMPTON DUNES

RESOLUTION OF THE BOARD OF TRUSTEES

WAIVING THE OBLIGATION OF FILING AN UNDERTAKING FOR MAYOR AND TRUSTEES

WHEREAS certain officers of the Incorporated Village of West Hampton Dunes are required by law to post an undertaking, and;

WHEREAS the undertaking is in conjunction with the discharge of their duties as officers of the Village, and;

WHEREAS the Board of Trustees by law may waive the requirement of posting an undertaking it is therefore;

RESOLVED by the Board of Trustees of the Village of West Hampton Dunes that the requirement that the Mayor and Trustees post an undertaking is hereby waived.

Motion to adopt resolution by: Trustee Trimarchi
Motion seconded by: Trustee Woolfson
In Favor: Unanimous
Against: None
INCORPORATED VILLAGE OF WEST HAMPTON DUNES
RESOLUTION OF THE BOARD OF TRUSTEES
DESIGNATING OFFICIAL VILLAGE BANKS AND DEPOSITORIES
WHEREAS the Mayor and Board of Trustees of the Incorporated Village of WEST HAMPTON DUNES are required to designate and approve a bank as the official depositories of the Village for the deposit of Village funds, it is therefore;
RESOLVED that the official banks and depositories of the Incorporated Village of WEST HAMPTON DUNES shall be the following:

- TD Bank

Subject to the review of appropriate documentation of each bank by the Village Attorney and Treasurer.

Motion to adopt resolution by:   Trustee Trimarchi
Motion seconded by:  Trustee Woolfson
In Favor: Unanimous
Against: None

INCORPORATED VILLAGE OF WEST HAMPTON DUNES
RESOLUTION OF THE BOARD OF TRUSTEES
DESIGNATING OFFICIAL VILLAGE NEWSPAPER
WHEREAS the Mayor and Board of Trustees of the Incorporated Village of WEST HAMPTON DUNES are required to designate and approve a newspaper as the official newspaper of the Village for the posting of public notices of the Village, and other requirements, it is therefore;
RESOLVED that the official newspaper of the Incorporated Village of WEST HAMPTON DUNES shall be the Southampton Press and in emergency Newsday.

Motion to adopt resolution by:   Trustee Trimarchi
Motion seconded by:  Trustee Woolfson
In Favor: Unanimous
Against: None

INCORPORATED VILLAGE OF WEST HAMPTON DUNES
RESOLUTION OF THE BOARD OF TRUSTEES
SETTING DATES OF REGULAR MONTHLY MEETINGS AND ADOPTING THE RULES OF THE OPEN MEETINGS LAW
WHEREAS the Mayor and Board of Trustees of the Incorporated Village of WEST HAMPTON DUNES are required to set the date for regular monthly meetings of the Board of Trustees through the year, unless otherwise designated by the Board and proper public notification is given, and;
WHEREAS the Mayor and Board of Trustees are desirous of adopting the requirements of the open meetings law as set forth in the Public Officers Law, and the other laws of the State of New York, it is therefore;
RESOLVED that the regular meeting date of the Board of Trustees of the Incorporated Village of WEST HAMPTON DUNES shall be by printed schedule which shall be announced at a public meeting of the Board of Trustees and that all meetings shall be conducted at 914 Dune Road, West
Hampton Dunes, unless proper public notice of an alternate meeting site is provided, and it is further;

RESOLVED that the Board of Trustees hereby adopts the notice requirements of the Public Officers Law as the official procedure of the Board, and directs the Village Clerk, unless otherwise directed or required, to provide at least seventy-two hours notice to and in the media of every meeting of the Board.

Motion to adopt resolution by: Trustee Trimarchi
Motion seconded by: Trustee Woolfson
In Favor: Unanimous
Against: None

INCORPORATED VILLAGE OF WEST HAMPTON DUNES
RESOLUTION OF THE BOARD OF TRUSTEES
ADOPTING ROBERTS RULES OF ORDER AS THE OFFICIAL PROCEDURE OF THE BOARD

WHEREAS the Mayor and Board of Trustees of the Incorporated Village of WEST HAMPTON DUNES are able to develop or designate rules of procedure and meetings to be applied for the meetings of the Board, and;

WHEREAS the Board of Trustees believes it is in the best interests of the Village to adopt the Roberts Rules of Order as the rules of procedure for the Board, it is therefore;

RESOLVED that the Roberts Rules of Order are hereby adopted as the rules of procedure for the Board of Trustees of the Village to the extent that they are not inconsistent with New York State law.
INCORPORATED VILLAGE OF WEST HAMPTON DUNES
RESOLUTION OF THE BOARD OF TRUSTEES
ADOPTING THE VILLAGE INVESTMENT POLICY

WHEREAS the Mayor and Board of Trustees of the Incorporated Village of WEST HAMPTON DUNES are required to adopt or formulate certain policy and procedures regarding the investment and deposit of Village funds, and the management of that money, and;

WHEREAS the Village of WEST HAMPTON DUNES has previously adopted the model investment policy of the Office of the State Comptroller as the Investment Policy of the Village, it is therefore;

RESOLVED that the investment policy of the Village of WEST HAMPTON DUNES shall hereby be the model investment policy of the Office of the State Comptroller as currently in effect as the investment policy of the Village.

Motion to adopt resolution by:   Trustee Trimarchi
Motion seconded by:  Trustee Woolfson
In Favor: Unanimous
Against: None

INCORPORATED VILLAGE OF WEST HAMPTON DUNES
RESOLUTION OF THE BOARD OF TRUSTEES
ADOPTING THE VILLAGE PROCUREMENT POLICY

WHEREAS the Mayor and Board of Trustees of the Incorporated Village of WEST HAMPTON DUNES are required to adopt or formulate certain policy and procedures regarding procurements by the Village, and;

WHEREAS the Village of WEST HAMPTON DUNES has previously adopted the model procurement policy of the Office of the State Comptroller as the procurement policy for the Village and the Board desires for that policy to remain, it is therefore;

RESOLVED that the model procurement policy of the Office of the State Comptroller as currently in effect is adopted as the procurement policy of the Village of WEST HAMPTON DUNES.

Motion to adopt resolution by:   Trustee Trimarchi
Motion seconded by:  Trustee Woolfson
In Favor: Unanimous
Against: None
INCORPORATED VILLAGE OF WEST HAMPTON DUNES
RESOLUTION OF THE BOARD OF TRUSTEES
DESIGNATING VILLAGE AUDITORS

WHEREAS the Mayor and Board of Trustees of the Incorporated Village of WEST HAMPTON DUNES are required to retain the services of a public accounting firm to serve in the capacity as the auditors of the Village, and;

WHEREAS the Mayor and Board of Trustees of the Incorporated Village of WEST HAMPTON DUNES are desirous remaining with the services of Nawrocki Smith, LLP as the auditors of the Village of WEST HAMPTON DUNES, it is therefore;

RESOLVED that Nawrocki Smith, LLP is hereby appointed as the Village Auditors of the Village of WEST HAMPTON DUNES, pursuant to further agreement of engagement to be submitted by that firm for review.

Motion to adopt resolution by: Trustee Trimarchi
Motion seconded by: Trustee Woolfson
In Favor: Unanimous
Against: None

INCORPORATED VILLAGE OF WEST HAMPTON DUNES
RESOLUTION OF THE BOARD OF TRUSTEES
AUTHORIZING PAYMENT OF CERTAIN CLAIMS PRIOR TO AUDIT

WHEREAS the Mayor and Board of Trustees of the Incorporated Village of WEST HAMPTON DUNES have determined that it may be necessary and in the best interests of the Village to make payment of certain claims regarding utilities, postage freight and express prior to audit by the Board of Trustees, it is therefore;

RESOLVED that the Village Treasurer is hereby authorized to make payment of invoices prior to audit by the Board of Trustees of public utility services, postage, freight and express charges, and it is further;

RESOLVED that in the event that a claim is paid prior to audit by the Board of Trustees pursuant to this resolution, the claimant and officer of the Village approving or incurring same shall be jointly and severally liable for any amount disallowed by the Board of Trustees in the subsequent audit of that claim.

Motion to adopt resolution by: Trustee Trimarchi
Motion seconded by: Trustee Woolfson
In Favor: Unanimous
Against: None

INCORPORATED VILLAGE OF WEST HAMPTON DUNES
RESOLUTION OF THE BOARD OF TRUSTEES
AUTHORIZING OFFICERS AND EMPLOYEES OF THE VILLAGE TO ATTEND CONFERENCES AND SEMINARS

WHEREAS the Mayor and Board of Trustees of the Incorporated Village of WEST HAMPTON DUNES have determined that it is in the best interests of the Village and its residents that officers and employees of the Village of WEST HAMPTON DUNES from time to time attend conferences and seminars of public employees and officials for educational and training and
other similar purposes and that upon prior approval that they may be reimbursed for some or all of their reasonable expenses incurred, it is therefore;

RESOLVED that the officers and employees of the Village of West Hampton Dunes may after prior approval by the Board of Trustees attend conferences and seminars of public employees and officials for the purpose of education and training and other related purposes, and be reimbursed for part or all of their reasonable expenses incurred which shall be intended to be limited to the per diem amount established by the State of New York provided that their attendance and the expenses were approved by the Board of Trustees in advance of their attendance at the conference or seminar.

Motion to adopt resolution by: _Trustee Trimarchi_
Motion seconded by: _Trustee Woolfson_
In Favor: Unanimous
Against: None

INCORPORATED VILLAGE OF WEST HAMPTON DUNES
RESOLUTION OF THE BOARD OF TRUSTEES
AUTHORIZING AND SETTING RATE OF MILEAGE REIMBURSEMENT FOR VILLAGE OFFICERS AND EMPLOYEES

WHEREAS the Mayor and Board of Trustees of the Incorporated Village of WEST HAMPTON DUNES have determined that it is in the best interests of the Village and its residents that officers and employees of the Village of West Hampton Dunes be reimbursed for the reasonable cost of the use of their personal vehicles for Village purposes, and that a standard for the rate of this reimbursement be adopted by the Village, it is therefore;

RESOLVED that the Village of West Hampton Dunes will reimburse the officers and employees for the reasonable cost of the use of their personal vehicles for village purposes on the submission of a written request and documentation of same, and that the rate of reimbursement shall be the then posted rate as set by the Internal Revenue Service at the time of the use.

Motion to adopt resolution by: _Trustee Trimarchi_
Motion seconded by: _Trustee Woolfson_
In Favor: Unanimous
Against: None

INCORPORATED VILLAGE OF WEST HAMPTON DUNES
RESOLUTION OF THE BOARD OF TRUSTEES
AUTHORIZING THE VILLAGE BUILDING INSPECTOR TO RESIDE OUTSIDE OF THE VILLAGE OF WEST HAMPTON DUNES

WHEREAS the Public Officers Law of the State of New York requires that the Village Building Inspector reside in the Village of West Hampton Dunes unless the Board of Trustees adopts a resolution determining that the Village Building Inspector may reside outside of the Village of West Hampton Dunes but in Suffolk County; and

WHEREAS the Mayor and Board of Trustees of the Incorporated Village of WEST HAMPTON DUNES have determined that it is in the best interests of the Village and its residents that the Village Building Inspector may reside outside of the Village of West Hampton Dunes but inside Suffolk County, it is therefore;
RESOLVED that the Village Building Inspector of the West Hampton Dunes may reside outside of the Village of West Hampton Dunes but must reside in Suffolk County.

Motion to adopt resolution by: Trustee Trimarchi
Motion seconded by: Trustee Woolfson
In Favor: Unanimous
Against: None

INCORPORATED VILLAGE OF WEST HAMPTON DUNES
RESOLUTION OF THE BOARD OF TRUSTEES
AUTHORIZING THE VILLAGE CLERK TO RESIDE OUTSIDE OF THE VILLAGE OF WEST HAMPTON DUNES

WHEREAS the Public Officers Law of the State of New York requires that the Village Clerk reside in the Village of West Hampton Dunes unless the Board of Trustees adopts a resolution determining that the Village Clerk may reside outside of the Village of West Hampton Dunes but in Suffolk County; and

WHEREAS the Mayor and Board of Trustees of the Incorporated Village of WEST HAMPTON DUNES have determined that it is in the best interests of the Village and its residents that the Village Clerk may reside outside of the Village of West Hampton Dunes but inside Suffolk County, it is therefore;

RESOLVED that the Village Clerk of the West Hampton Dunes may reside outside of the Village of West Hampton Dunes but must reside in Suffolk County.

Motion to adopt resolution by: Trustee Trimarchi
Motion seconded by: Trustee Woolfson
In Favor: Unanimous
Against: None

RESOLUTION DESIGNATING THE NEW YORK STATE SECRETARY OF STATE AS AGENT FOR SERVICE OF NOTICE OF CLAIMS PURSUANT TO NEW YORK STATE GENERAL MUNICIPAL LAW SECTION 53

WHEREAS the New York State Legislature has adopted Section 53 of the New York State General Municipal Law which provides that the New York State Secretary of State is designated as agent of service of notice of claims for municipalities in New York State and which further requires municipalities to adopt and file a resolution by July 15, 2013 designating the New York State Secretary of State as agent for service of notices of claim for municipalities in New York State; it is therefore

RESOLVED by the Board of Trustees of the Village of West Hampton Dunes as follows:

1. The New York State Secretary of State is hereby designated as the agent for service of notices of claim against the Village of West Hampton Dunes. at 267 Carleton Avenue, Central Islip, New York 11722.
2. The applicable time to file a notice of claim on the Village of West Hampton Dunes shall be the 90 day limit that is provided under Section 50 of the New York State General Municipal Law and it is further;
RESOLVED that the Village Clerk is hereby directed to file a copy of this resolution and any required certification with the New York State Secretary of State by July 15, 2015.

Motion to adopt resolution by: Trustee Trimarchi
Motion seconded by: Trustee Woolfson
In Favor: Unanimous
Against: None

INCORPORATED VILLAGE OF WEST HAMPTON DUNES
RESOLUTION OF THE BOARD OF TRUSTEES
SETTING THE DATE OF THE 2015 ORGANIZATIONAL MEETING

WHEREAS the Mayor and Board of Trustees of the Incorporated Village of WEST HAMPTON DUNES are empowered to set the date of the 2016 organizational meeting of the Village of West Hampton Dunes, it is therefore;
RESOLVED that the 2016 Organizational Meeting of the Village of WEST HAMPTON DUNES shall be held on July 8, 2016, at 7:30 p.m.

Motion to adopt resolution by: Trustee Trimarchi
Motion seconded by: Trustee Woolfson
In Favor: Unanimous
Against: None

Resolutions:

- Motion to adopt a Resolution declaring 275 geotextile 3’ x 3’ x 3’ sand bags located at approximately 696 Dune Road, Village of West Hampton Dunes, some installed and some not installed, as surplus and not necessary for municipal purposes, and directing the Village Clerk to issue a public notice of a request for bids for the sale of the surplus sand bags, and authorizes the Village of West Hampton Dunes to sell the surplus sand bags to the highest bidder, provided the bags are removed at the bidder’s cost within fourteen days of the date of the award of the bid.
  Motion by: Trustee Trimarchi
  Seconded: Trustee Craig
  All in favor: Unanimous
  All opposed: None

- Motion to adopt a resolution to advertise for the bidding of the purchase of a 2015 Ford Expedition XL 4x4:
  Motion by: Trustee Trimarchi
  Seconded: Trustee Craig
  All in favor: Unanimous
  All opposed: None

- Motion to adopt a Resolution approving all properly audited, approved and duly ordered paid by the Board of Trustees, claim vouchers for the Village for check numbers 6116-6137, 6139-6146, from the Village General account & check number 693866 from the Village Improvement District, & check number 1002 from the reserve account totaling $59,743.13:
Motion by: Trustee Craig
Seconded: Trustee Woolfson
All in favor: Unanimous
All opposed: None

- Resolution to approve, and waive the reading of, the minutes of the June 19, 2015 meeting:
  Motion by: Trustee Woolfson
  Seconded: Trustee Trimarchi
  All in favor: Unanimous
  All opposed: None

Commissioner of Wildlife Protection Report
- Aram Terchunian Plover Update – pairs still declining, 6 successful nests to date.

Trustee’s Report
- Trustee Woolfson - Village signs need to be replaced.
  o Sgt Hennig – reached out to John Kearns who has replaced the signs in the past.
  o Possibly vertical, synthetic posts

- Trustee Trimarchi – requests an update on the Village Improvement District from Aram Terchunian. Two property owners who have not signed up. This stops the other homeowners from moving forward on their property. All applications need to be filed to the DEC
  - Aram preparing spread sheet of what has been done and what needs to be done before the next meeting and how much we have to spend. Applications need to be filed by the next meeting.
  - Village Attorney, Joe Prokop, suggests a conference call with the property owner, the Mayor, Aram Terchunian, and himself to discuss the issue.
    o Trustee Craig – Possibility of a movie night with sponsors. No Saturdays available, possibly a Friday. Trustee Woolfson checking on dates which are very limited at this point.

Village Attorney Report
- Litigation update
  - New court clerk – Kristen Gionta had first court date. All went well. Westhampton Beach Court has been very accommodating to our Village.

Police Constabulary Report
- Successful holiday weekend. Traffic backed up, but moved line quickly. Unfortunately, not all residents could get taken out safely to get to their homes.
• Rip Tides really strong and dangerous. Four people taken to the hospital. Please swim where there are lifeguards.

Public Comments:
• Resident, Mary Maoirana, 7 Widgeon Way. Having issues with excessive lighting by neighbors all night long. Is there anything that can be done to change the code with regards to lighting? Also, invasive drones an issue.
• Resident, Richard Mueller, 687 Dune Road. He was issued a summons with five violations regarding renting his property. Mr. Mueller is concerned that he was singled out, and is not being treated fairly. Attorney, Joe Prokop, advised that he reach out to the building inspector on Monday.
• Motion to close public meeting: 9:30 p.m.
Motion by: Trustee Woolfson
Seconded: Trustee Trimarchi
All in favor: Unanimous
All opposed: None