

VILLAGE OF WEST HAMPTON DUNES
GENERAL MEETING OF THE BOARD OF TRUSTEES

732 Smithtown Bypass Ste 100 Smithtown NY and Via Zoom February 21, 2023 7:30pm

Present: Mayor Gary Vegliante, Trustee John Eff. Trustee Harvey Gessin, Trustee Michael Craig, Trustee Gary Trimarchi Village Clerk-Angela Sadeli Village Attorney Joseph Prokop Village Treasurer Claire Vegliante

Meeting called to order 7:34pm
Pledge of Allegiance waved no flag

Mayor:

- 656A Dune Rd- Constables are in the building and cameras are in. Issue with the roof but the roof was upgraded. Looks terrific and Trustee Gessin worked hard getting all of the contractors together. Project came in slightly under budget and the handicap lift will be by the end of the Spring.
- Tax grievance day was today. We had a few tax grievances but unfortunately the companies hired by the homeowners did not prove the real value of the homes. Also, no supporting documentation.
- Attended NYCOM legislative meeting in February. There is a lot going on in Albany that is contrary to villages on Long Island. Last year the Governor tried to force in the budget the loss of all single family residence to change the zoning to allow for anyone to create a second auxiliary structure in the yard without any local zoning oversight. It was defeated by NYCOM. This year she is trying to push through the budget on another item by making all towns and villages increase their zoning by 3%. She allowed upstate NY only 1%. If villages and towns cannot do this and her standards are not met the state can come in and take over local zoning. NYCOM is attempting to stop her from pushing this through. Had some conversation with the department of state. They have been suing us and we have been able to stop them. The Mayor had some constructive conversations at the meeting and believes that the state may be backing off.
- WHB Street Sweeping Contract-Recommend that when put to vote to approve it. WHB highway department has been very helpful to WHD.
- 945 Dune Rd-While under construction a microburst (small tornado) blew down the structure landing it in our roadway. House was built to spec and had a lot of cross bracing to support the structure and all strapping was in. A neighbor took a photo of it earlier that day which shows all bracing and strapping in place. This helped to keep the structure in place but lifted the roof and when it came down it collapsed. Once all reports and inspections are complete the house will be reconstructed.
- Plover fencing-Plover fence is scheduled to be installed. If you have any special needs, please contact the clerk's office.
- Modifying law for exterior construction to be edited to disruptive noise from Friday of Memorial Day through Labor Day weekend.

Trustees:

- Trustee John Eff-List of equipment for 656A Dune Rd was sent by the clerk to Trustee Eff. Trustee Eff met with energy companies to see about rebates for the new Constabulary building. Trustee Eff asked Trustee Gessin for a full list of equipment that would have been added that is not included in the spec sheet.
- Trustee Craig-Question to Sgt. Hennig and Sgt. Turner-Do you think the road striping is in good shape for the season. Are lines visible?

- Trustee Craig-Condition of the beach? Mayor Vegliante says the beach looks great where other beaches got beat up over the winter. The elevation and volume of sand is high. The Army Corp was out surveying for the next project in early January. Trustee Trimarchi says he sees a lot of string fencing and it has really worked well to keep the dunes intact. It was a very windy winter. Trustee Gessin put fencing on the bayside and has gained feet behind his home. This is the best time of the year to do it as per the Mayor. When installed you must zigzag the fencing.

Treasurer:

- Met with auditor on 2/5 and spent the whole day providing information. They will be working with the Justice Court as well,
- NYCLASS-joined on 1/12 and to date 2/17 between the two accounts with general fund 900k and the beach assessment account 670k we have yielded \$7,307 average of 4.3% sent all information to the board for review
- Budgets need to be submitted from departments. Next month will be the budget meeting.
- Financially doing great any questions please contact in the office
- Trustee Craig-How are we doing with 656A Dune Rd regarding what we budgeted and what we paid. The treasurer stated we still have 18k left from the money that was bonded. Trustee Gessin says we will be slightly under budget. Constables are working on a sign for the building.

Constables:

- Plate reading equipment was installed in the village. After having it in we solved a new burglary and the old burglary from Widgeon Way. Sgt. Hennig says the camera system was instrumental in solving these crimes. Ongoing investigation so cannot discuss to many details.
- Speed Sign- cost of \$2800 per sign. State bid price and takes 30-40 days to get in.
- Operating out of 656A Dune Rd but there is still a great deal of equipment in 914 Dune Rd. The state is coming to help move equipment, computers with tracks which is their software. Transition is ongoing.

Attorney:

- Open public hearing on subdivision application. Vote to have a public hearing on several local laws. One is the tax cap needs to be approved at the March meeting. Second is a change to the zoning code and the exterior construction law.
- Trustee Trimarchi- Where do we stand with litigation? Village Attorney stated we do not have any current litigation just an ongoing discussion with NYS.

Public Comment:

- Robin Laveman question for Sgt. Turner and Sgt. Hennig-regarding the robbery in the village. Any information that can be given on the access in to the house. Response from Sgt. Hennig is that they entered through an open sliding glass door. A person of interest is in custody and there is no danger to any residents currently.

Open Public hearing on 772 Dune Rd for subdivision application. Attorney James Hulme representing the applicant.

Motion to state John Eff Seconded by Mike Craig

Jim Hulme of Kelly & Hulme located in Westhampton Beach on behalf of the applicant Laura Fabrizio. We are looking to do a two lot subdivision which is currently approved with a single family residence. With the approval of this subdivision there will be one lot with an existing structure and one vacant lot. Back in 2015 an application was made for a similarly situated subdivision. At the time the lot was over 52k feet in size and the proposal was 2 19k sq ft lot and a third 13k sq ft dedicated lot. Subsequent to that there were years of litigation with the town Trustees that was recently settle and with that settlement a portion of this lot 20k sq ft was dedicated to the public leaving 32k sq ft left for this lot. What is

proposed is one 20k vacant lot and one lot 13k sq ft. Loss of 20k sq ft will not be able to be developed on. The application needs variance relief which will go on to the Zoning Board. The applicant will move on to the ZBA for a subdivision application. Village Attorney Joseph Prokop asked what is happening with the northerly stairway of the existing house? Jim Hulme is unaware of this issue. Prokop states it is shown on the new lot. Jim Hulme states that they are going to try and maintain it and if it needs Zoning relief they will apply for that relief. The Board of Trustees acting as in the capacity of the Planning Board must reject this application and refer it to the Zoning Board of the Village of West Hampton Dunes who has the jurisdiction to approve. Village Attorney states that some paperwork needs to be worked on before it comes to the ZBA. Trustee Craig asks if the public was properly notified and was advised that they were.

- Motion to deny this application creating two substandard lots with several nonconformities and refer it to the Zoning Board of Appeals

Motion by Michael Craig
Second by Gary Trimarchi
All in favor: Yes
None opposed

- Motion to close the public hearing

Motion by John Eff
Second by Harvey Gessin
All in favor: Yes
None opposed

- Motion to go back in to a public meeting

Motion by John Eff
Second by Harvey Gessin
All in favor: Yes
None opposed

Mayor asked if there is any further comments from the public and there was none.

- Motion to approve the claim vouchers by the Board of Trustees

Motion by Michael Craig
Second by Gary Trimarchi
All in favor: Yes
None opposed

- Motion to adopt a resolution waiving of the reading of the minutes of the January 2023 meeting

Motion by John Eff Jr.
Second by Michael Craig
All in favor: Yes
None opposed

- Motion to adopt a resolution to approve the Street Sweeping Contract with the Village of Westhampton Beach at \$150 per hour

Motion by John Eff Jr.
Second by Michael Craig
All in favor: Yes
None opposed

- Motion to deny all tax grievances filed on tax grievance day.

Motion by Michael Craig

Second by John Eff

All in favor: Yes

None opposed

- Motion to set a public hearing to amend local laws at the next meeting. One to authorize the tax cap, second is to amend the zoning code and third to amend our local law on exterior construction.

Motion by Gary Trimarchi

Second by Michael Craig.

All in favor: Yes

None opposed

Motion to close a public meeting 8:25 pm

Motion by Gary Trimarchi

Second by Michael Craig

All in favor: Yes

None opposed