

**MINUTES**  
**VILLAGE OF SOUTHAMPTON**  
**BOARD OF TRUSTEES**  
**Public Session I – April 12, 2018**

Due notice having been given, the Public Meeting of the Board of Trustees was held at the Southampton Village Hall, 23 Main Street, Southampton, New York at 6:00 PM

Present were Mayor Irving, Trustees Yastrzemski, McGann, Hattrick and Allan; Village Administrator Stephen Funsch and Village Attorney, Wayne Bruyn.

Mayor Irving opened the meeting by leading the Pledge of Allegiance.

Mayor Irving acknowledged the April Employee of the Month, Danielle Burns, Tax Receiver in the Village Clerks Office, hired May 18, 1998.

Mayor Irving read a letter of recommendation commending Ms. Burns' efforts as Tax Receiver, noting that she has gone above and beyond in her work efforts and thanked her for dedication to the Village.

**PUBLIC COMMENT** –

Robert Smith, 5 Adams Lane, addressed the Board regarding the proposed zone changes for maximum Gross Floor Area (GFA) and stated that he was in support of the changes. Mr. Smith also referenced issues concerning building plans at 58 Rosko Drive.

Maureen Dervin, 97 Breese Lane, spoke on behalf of her husband Ronald Hill, regarding the proposal to amend the residency requirements for Advisory board members and stated that the requirements should not be amended.

Judy Johnson, 239 Little Plains Road, spoke regarding the Senior Committee, stating that they'd had an event at the Southampton Rehabilitation Center which was very well received. She also informed the public that on May 1<sup>st</sup>, there would be a Senior fair at the Southampton Historical Museum which would provide information on services that are available in the community. Mrs. Johnson also commented that she supported the code change regarding Maximum GFA and did not support amending the residency requirements for Advisory Boards.

Rob Coburn, 345 Hill Street, spoke regarding traffic safety and suggested that Hill Street and other areas have the lines repainted and bike lanes and appropriate symbols be redone.

Mitch Mayer, 47 Leo's Lane, spoke in favor of more limited building codes.

**BOARD PRESENTATIONS**

## **Bike Share Program**

Mr. Dimon presented a plan for his company to set up a bike share program in the Village and requested permission to place racks in four locations: Agawam Park, Coopers Beach, Gin Lane Beach (by the Southampton Bathing Corp) and the Railroad Station. A discussion followed with many questions from the Trustees.

## **PUBLIC HEARINGS**

### **1. MAXIMUM GROSS FLOOR AREA OF A DWELLING**

Mayor Irving made a motion to open the Public Hearing; Trustee Yastrzemski seconded the motion and a unanimous vote followed.

Edoardo Simioni, 181 White Street, commented that the Village should allow the changes that have been made recently to the Code to take affect and see their impact before any additional changes were made.

Mayor Irving reminded the public that the review of this section of the Village Code was always part of the original scope of work for the Planning Commission.

Bonnie Cannon, 54 Miller Road, asked the Board to consider the uniqueness of the Miller Road and Hillcrest Road neighborhood. She thanked Trustee Allan for meeting with her and urged the Board to hold off in making any type of code change on the Maximum GFA until they could review this neighborhood.

Trustee Allan stated that there is a confluence of factors with regard to that particular neighborhood and thanked Ms. Cannon for offering to set up a meeting with members of the Hillcrest community. Mayor Irving encouraged Ms. Cannon to set up a meeting.

Mr. Simioni suggested the Village consider special zoning for that area and Village Attorney Bruyn noted that special districts and overlay districts could be set up to address this particular neighborhood and others that may have similar issues.

Maureen Dervin commented that there are other districts with similar smaller lots.

Trustee McGann stated that those would have to be looked at as well.

Trustee Allan introduced Paul Travis, chairman of the Planning Commission. Mr. Travis said that the committee felt they needed to do a more thorough study of Hillcrest as 50% of the 54 lots are currently non-compliant.

Mayor Irving thanked Mr. Travis and noted that the public hearing has been very successful and has brought to light many issues that still need to be addressed.

Trustee Hattrick asked if there was anything scheduled regarding the proposed sewer district.

Mr. Travis said that it is possible that with guidelines from Suffolk County there might be the opportunity for the Village to put in 4 separate IA treatment systems rather than a single system.

Mayor Irving thanked Mr. Travis and the Planning Commission for all their work. Mr. Travis stated that the members worked very hard and represented a wide range of views.

Richard Kearns, Burnett Street, commented that he hoped the new zoning would make new homes and renovations more compatible.

Fred Weinfurt, 45 Rosko Drive, suggested that the Board move forward on the proposed changes to the larger lot sizes but consider something different for the Hillcrest community.

March Chiffert, a member of the Planning Commission, stated that he doesn't feel there has been the opportunity to see the effects of the code changes that have already been implemented and that the real issue is with the larger houses and lots.

Mayor Irving stated that the open forum was very productive and made a motion to keep the Public Hearing open until the April 24, 2018 meeting. Trustee McGann seconded the motion and a unanimous vote followed.

## **2. AMENDING RESIDENCY REQUIREMENTS FOR APPOINTED OFFICERS**

Mayor Irving made a motion to open the Public Hearing; Trustee Yastrzemski seconded the motion and a unanimous vote followed.

Mayor Irving stated that the intent of the amendment is for the appointed officers. Village Attorney Bruyn explained that there are employees and administrative officials and the current code would require that those be Village residents. At the March 20<sup>th</sup> meeting, the comments made has led to at a draft resolution so appointed Boards such as Zoning, ARB, Planning and Planning Commission would continue to have the requirements that appointees could only be Village residents. It was further discussed that Volunteer Boards, such as Fire and Ambulance officers, and employees would not be required to be Village residents.

Bonnie Cannon, suggested that the Village hold a public forum to explain the various boards and their positions and use the forum as a recruitment tool, She also commented that if a change in residency requirements was to be made it should be required that 51% of the boards be Village residents.

Trustee Yastrzemski said it would be impossible to only have Village residents on Ambulance and Fire boards.

Trustee Allan commented that the Village has a lot of firing power and there are a lot of good people available to serve on the Boards.

Maureen Dervin and Richard Kearns both spoke on the topic as well.

Village Attorney Bruyn proposed that the Village create a list of all Boards, Administrative positions and Officers and review prior to making an amendment of the Code.

Mayor Irving made a motion to keep the Public Hearing open until the April 24<sup>th</sup> Board meeting. Trustee Yastrzemski seconded the motion and a unanimous vote followed.

### **3. 2018/2019 PROPOSED BUDGET**

Mayor Irving made a motion to open the Public Hearing; Trustee Allan seconded the motion and a unanimous vote followed. Mayor Irving thanked Village Administrator Steve Funsch for all his work on the budget. Mr. Funsch thanked the department heads who use zero based budgeting.

Bonnie Cannon questioned the Parks and Recreation budget and asked that the Board look at adding basketball courts. Mr. Funsch stated that the funds would come out of the Park Trust Fund. Ms. Cannon said that the Village used to have 4 courts and now had none and they were needed. She also commented that the Senior Committee Fund had \$2,000 in it and the Youth Committee only \$250 and would like to see more monies directed to that Fund. Ms. Cannon also addressed affordable and attainable housing and suggested that a separate committee be formed with monies designated for it.

Trustee Allan responded that the Village is working on the idea of forming such a committee and are looking at 2 subcommittees: Affordable/Attainable housing and Environmental. She informed the public that the Board has focused not just on zoning but on water quality, CPF, Opioid addiction, etc. in addition to dealing with several back-to-back nor'easters. Ms. Cannon responded that Board members had campaigned on an affordable housing platform and needed to work on it.

Mayor Irving thanked Mr. Funsch for working on the budget – noting that it is very difficult especially trying to keep within the tax cap.

Trustee Yastrzemski commented that the budget has increased but the Village has been very conscious of keeping within the tax cap and has worked with less staff but more responsibility. He also thanked Mr. Funsch.

Mr. Funsch stated that there was an important distinction between increases in budget versus increases in the tax rate.

Mayor Irving thanked all the departments and made a motion to keep the Public Hearing open until the April 24<sup>th</sup> Board meeting. Trustee Yastrzemski seconded the motion and a unanimous vote followed.

## **COMMUNICATIONS TO THE BOARD**

### **1. Southampton Little League**

Village Administrator Funsch read a letter of request from Southampton Little League to use the Downs Family Park baseball fields for the 2018 season from April 1- July 31 which would cover the regular season and tournament play. Trustee Hattrick made a motion to approve the request as outlined in their letter; Trustee Yastrzemski seconded the motion and a unanimous vote followed.

### **2. Rogers Memorial Library – Little Free Library**

Village Administrator Funsch read a letter of request from Liz Burns, Director of Rogers Memorial Library to install a “Little Free Library” at Coopers Beach for the Summer. Mayor Irving made a motion to approve the request; Trustee Yastrzemski seconded the request and a unanimous vote followed.

### **3. Gubbins Sports – Hill Street parking**

Village Administrator Funsch read a letter from several Hill Street Business owners regarding the use of parking spaces on the north and south side of Hill Street during the hours of 9am-6pm by Hometown Taxi Company. The letter stated that the taxis were taking up valuable customer parking and requested that the Village code be enforced on parking restrictions and find an alternate location for the taxis. A discussion followed, and Mr. Funsch stated that he would speak with Chief Cummings regarding the matter. Gary Goleski, Superintendent of Public Works commented that the parking signage was all in place.

## **RESOLUTIONS**

***RESOLVED, that the reading of the minutes for the Public Session II of March 20, 2018 be dispensed with and that those minutes be accepted as filed by the Village Administrator and that the actions taken at that meeting be and hereby are ratified and approved.***

On the motion of Trustee Hattrick and seconded by Mayor Irving the above resolution was unanimously approved.

***RESOLVED, that the claims for the warrants dated April 12, 2018 totaling \$441,594.24 (Warrant #17 - General Fund), \$1,843.88 & \$3,897.57 (Warrants #19 and #11 - Trust Fund) and \$10,000.00 (Warrant #11 – Capital Reserve Fund) and the Village payrolls for the period from March 16, 2018 to April 12, 2018 be audited and approved.***

On the motion of Trustee McGann and seconded by Trustee Hattrick the above resolution was unanimously approved.

***RESOLVED, that the Board of Trustees hereby approves the attached schedule of budget transfers to eliminate overages for the period March 21, 2018 through April 12, 2018.***

On the motion of Trustee McGann and seconded by Trustee Hattrick the above resolution was unanimously approved.

***RESOLVED, that the Board of Trustees approve the hiring of Joseph W. Prokop Esq., 175 Route 25A, East Setauket, NY 11733, to represent the Village at the Village General election on Friday, June 15, 2018 from 9:00 am to 9:00 pm at the Levitas Center, Pond Lane, Southampton at a rate of \$200 per hour.***

On the motion of Trustee McGann and seconded by Mayor Irving the above resolution was unanimously approved.

***RESOLVED, that the Board of Trustees hereby approves the Southampton Village Volunteer Ambulance's 2017 Length of Service Award Program List which has been reviewed and certified by Dan Berry, Chief.***

On the motion of Trustee Yastrzemski and seconded by Mayor Irving the above resolution was unanimously approved.

***RESOLVED, that the Board of Trustees hereby approves the hiring of Josie Tzitzimititla as a summer tax assistant for the Tax Receiver at a rate of \$17/hour for the period June 1st through July 13th.***

On the motion of Mayor Irving and seconded by Trustee Yastrzemski the above resolution was unanimously approved.

***RESOLVED, that the Board of Trustees hereby approves the hiring of Jagger Maddock as a Grasshopper for the Parks Dept at an hourly rate of \$11/hr. effective June 1, 2018.***

On the motion of Trustee McGann and seconded by Trustee Yastrzemski the above resolution was unanimously approved.

***RESOLVED, that the Board of Trustees hereby approves the hiring of Dawn Luccioni as a Paramedic for the SVVA, Inc. at an hourly rate of \$25.***

On the motion of Trustee Yastrzemski and seconded by Trustee Hattrick the

above resolution was unanimously approved.

## **DISCUSSION ITEMS**

### **1. Massapequa Bike Club – Sunday, September 23, 2018**

Village Administrator Funsch reviewed a request by the Massapequa Bike Club to hold their annual event on Sunday, 9/23/18. Trustee Yastrzemski made a motion to approve the request; Mayor Irving seconded the motion and a unanimous vote followed.

### **2. Surf School**

Village Administrator Funsch stated that there were ads running in the Southampton Press for 2 weeks and that sealed bids were due by May 3, 2018 at 2PM.

### **3. Pyrrhus Concer bids**

Village Administrator Funsch stated that the Village had received 4 bids for the reconstruction of the Pyrrhus Concer House and were reviewing those bids.

### **4. Suffolk Bicycle Riders Assoc. – June 3, 2018**

Village Administrator Funsch reviewed a request to hold their annual ride on Sunday, June 3<sup>rd</sup>, noting that the route had been changed by the Town of Southampton this year due to the U.S. Open taking place. Following a discussion, it was agreed that an ad should be placed to alert residents that the ride was taking place through a section of the Village. Based on that, Mayor Irving made a motion to approve the request; Trustee Yastrzemski seconded the motion and a unanimous vote followed.

### **5. Our Lady of the Hamptons Walk/Run – Saturday, 11/3/18**

Village Administrator Funsch reviewed a request by OLH to hold a walk/run on November 3, 2018. Following a discussion, the Board instructed Julie Fitzgerald to discuss a route revision with the organizers so that Main Street was not impacted. The request was not approved based on the current proposed route.

### **6. Gin Lane Wetlands Restoration Project**

Melissa Dedovich, representing Scott Lindsay, 452 First Neck Lane and other residents, presented to the Board an alternative plan for Gin Lane wetlands to address the issue of phragmites in the Lake.

Gary Goleski spoke regarding the proposed plan, voicing concern that the proposed landscaping would screen sections of Agawam Lake and recommended that the plant material used be smaller and kept to a lower height so that the vista remained open for all to enjoy. Trustee Yastrzemski stated that it is the responsibility of the Village to keep the Agawam Lake property visible for all the public.

Mr. Lindsay addressed the Board, providing history of the situation and noted that he and some of his neighbors were willing to pay for the difference between the plan the

Village had originally proposed, and the plan proposed by his group, creating a public/private partnership on public land. He also noted that they would be willing to include the cost of and implementation of irrigation for the planting.

Following a discussion, Mayor Irving stated that the Board would discuss the matter further in Executive Session and give it serious consideration. He thanked Mr. Lindsay for all his efforts and for his offer to help underwrite the cost of the project.

### **COMMENTS FROM THE BOARD:**

Trustee Yastrzemski - None

Trustee Allan – commended Judy Johnson on her work on the Senior event scheduled for May 1<sup>st</sup> and encouraged the Village’s senior citizens to attend.

Trustee McGann – None

Trustee Hattrick – agreed with Bonnie Cannon’s suggestion to exclude the Hillcrest community from the proposed max GFA resolution.

Mayor Irving informed the public that there would be a Job Fair on April 26<sup>th</sup> in Hauppauge, for opportunities for the U.S. Open. The Fair was being coordinated by Suffolk County and the Mayor encouraged interested individuals to attend. He then provided a review of upcoming programs at the cultural arts organizations and encouraged the public to check the websites of these organizations and take advantage of all they have to offer.

### **2<sup>nd</sup> PUBLIC COMMENT:**

Bonnie Cannon, 54 Miller Road, addressed the Board with the following issues:  
U.S. Open – she thanked the Board for following up and getting more information on the Job Fair but asked that the Board go back to the County and request that a job fair be held in the Village. Mayor Irving said that the Village would check into this further.

Traffic safety: Ms. Cannon referred to a spot at the end of Miller Road where people park and there causes a blind spot for traffic. She requested the lines on the street be painted yellow so that it would be more of a deterrent for people to park there.

Water Treatment – Ms. Cannon asked if the proposed water treatment system that Mr. Travis referred to would allow for apartments to be available in the Village; Trustee Yastrzemski said yes, providing Suffolk County Dept of Health approved.

Pyrrhus Concer House – Ms. Cannon asked what the changes in the plan were; Village Administrator Funsch said that the changes were in the landscaping not the house.

Ms. Cannon asked if the Village had career paths from part-time to full-time employees. Trustee Yastrzemski stated that the Village always tries to promote from within when appropriate.

Ms. Cannon thanked the Board for acknowledging the uniqueness of the Hillcrest community and requested that the same focus and initiative that has been given to other areas in the Village be given to the Hillcrest neighborhood. She suggested that if the Board chose to move forward with the proposed Max GFA, they exclude the Hillcrest neighborhood from the modifications.

Gerald Martin, 45 Halsey Avenue, commented that he was impressed with the comments made by Ms. Cannon and asked about the Village's Affirmative Action Committee and how often opportunities were given to minorities.

### **MOTION TO ADJOURN:**

Mayor Irving made a motion to adjourn to Executive Session for the purpose of discussing personnel matters and legal matters. Trustee Yastrzemski seconded the motion and the Board approved the motion unanimously. The Board convened to Executive Session at 9:27PM.

The Board returned to Public Session at 11:02PM. Mayor Irving suggested the following resolutions:

***RESOLVED, that the Board of Trustees hereby approves the hiring of Ted Sklar of the law firm Devitt Spellman Barrett, LLP. to represent the Village Ethics Board in the First Neck Lane/Zach Studenroth matter at an hourly rate of \$225.***

On the motion of Mayor Irving and seconded by Trustee McGann, the resolution was unanimously approved.

***RESOLVED, that the Board of Trustees hereby approves the hiring of Ted Sklar of the law firm Devitt Spellman Barrett, LLP. to represent the Village Ethics Board in the Rosko Drive/E. Robinson matter at an hourly rate of \$225.***

On the motion of Mayor Irving and seconded by Trustee Hattrick, the resolution was unanimously approved.

***RESOLVED, that the Board of Trustees authorizes the release of the Board of Ethics letter of determination concerning the matter of Curtis Highsmith with regard to 24-28 Gin Lane.***

On the motion of Mayor Irving and seconded by Trustee Hattrick, the resolution was approved by Trustee Allan. Trustees McGann and Yastrzemski voted Nay.

***RESOLVED, that the Board of Trustees approve the hiring of Ryan Gunn as an intern for the Justice Court for the 2018 summer at an hourly rate of \$15.***

On the motion of Mayor Irving and seconded by Trustee Allan, the resolution was unanimously approved.

**MOTION TO ADJOURN**

Mayor Irving made a motion to adjourn the Public Meeting; Trustee Hatrick seconded the motion and a unanimous vote followed.

The meeting was adjourned at 11:05PM.

Stephen Funsch  
Village Administrator

4/12/18