

**MINUTES OF THE MEETING OF
THE BOARD OF TRUSTEES
WEDNESDAY, JULY 15, 2020**

A meeting of the Board of Trustees of the Incorporated Village of Head-of-the-Harbor was held on Wednesday, July 15, 2020 at 7 PM at the Village Hall located at 500 North Country Rd., St. James, NY 11780. Those present were the following members Mayor Douglas A. Dahlgard, Deputy Mayor Daniel W. White, Trustees L. Gordon Van Vechten, Judith C. Ogden and Trustee Jeffrey D. Fischer. Also in attendance Village Administrator/Clerk, Margaret O'Keefe; Village Treasurer, Patricia Mulderig; Village Attorney, Anthony S. Guardino; Police Chief, Charles M. Lohmann and Building Inspector, Robert O'Shea.

1. Mayor – Douglas A. Dahlgard

Mayor Dahlgard convened the public hearing on 3 Pin Oak, St. James, NY 11780 AKA SCTM # 0801-04.-02.-23.0. Mr. Vincent Trimarco, Esq. appeared on behalf of Mr. Scott Fellicetti. Discussion ensued. Mr. Brian Fellicetti, Esq. appeared on behalf of Ms. Barbara Schumer. Mr. Trimarco agreed to have the property secured within 14 days. Said hearing will be held open 45 days.

- It was, upon motion by Trustee Fischer, second by Trustee Ogden, and unanimously adopted:
RESOLUTION #047-20
Minutes of June 17, 2020 7 PM meeting of the Board of Trustees were presented.
RESOLVED, to adopt the minutes of the above meeting as presented.
- It was, upon motion by Deputy Mayor White, second by Trustee Ogden, and unanimously adopted:
RESOLUTION # 048-20
WHEREAS, the village benefits from the Town of Smithtown's performance of certain services, and
WHEREAS, an Inter-Municipal Agreement has been submitted to the Board of Trustees for the Use of Municipal Services Facility at 85 Old Northport Road, Kings Park, to dispose of Yard Waste and
WHEREAS, said agreement has been approved in form by the village attorney,
BE IT RESOLVED, to authorize Mayor Dahlgard to execute said Inter-Municipal Agreement in his official capacity.
- It was, upon motion by Trustee Ogden, second by Deputy Mayor White, and unanimously adopted:
RESOLUTION # 049-20
RESOLVED, that the village attorney is hereby authorized and direct to draft a "A LOCAL LAW AMENDING CHAPTER 165 OF THE CODE OF THE VILLAGE OF HEAD OF THE HARBOR REGARDING DRIVEWAYS AND CURBS AND RETENTION/DETENTION OF STORMWATER", and be it
FURTHER RESOLVED, the village clerk is hereby authorized and directed to post and publish a public hearing for Local Law (Intro.) NO. 4 of 2020, "A LOCAL LAW AMENDING CHAPTER 165 OF THE CODE OF THE VILLAGE OF HEAD OF THE HARBOR REGARDING DRIVEWAYS AND CURBS AND RETENTION/DETENTION OF STORMWATER". Said hearing is to be held on Wednesday, August 19, 2020 at 7 PM, time then in effect, at Village Hall, 500 North Country Rd., St. James, New York 11780.
- It was, upon motion by Trustee Fischer, second by Deputy Mayor White, and unanimously adopted:
RESOLUTION # 050-20
RESOLVED, that the village attorney is hereby authorized and directed to draft a "A LOCAL LAW REGARDING TREES", and be it
FURTHER RESOLVED, the village clerk is hereby authorized and directed to post and publish a public hearing for Local Law (Intro.) No. 5 of 2020, "CREATING A NEW CHAPTER 149 OF THE CODE OF THE VILLAGE OF HEAD OF THE HARBOR REGARDING TREES". Said hearing is to be held on Wednesday, August 19, 2020 at 7 PM, time then in effect, at Village Hall, 500 North Country Rd., St. James, New York 11780.
- Draft local law on deer fences. Discussion ensued. No action taken.

- It was, upon motion by Trustee Fischer, second by Trustee Ogden, and unanimously adopted: **RESOLUTION # 051-20**
RESOLVED, to adopt the fees schedule amounts below, effectively immediately:

FEE SCHEDULE
Adopted by the Board of Trustees on
July 15, 2020

1. Building Permits	
a. application fee	\$200.00
b. any building permit for principal building or accessory structure	\$1.00 per square foot, not less than \$250.00
c. patios	\$0.30 per square foot, not less than \$100.00
d. swimming pool	\$500.00
Tree removal	\$100.00 – 1 tree, \$50.00 each additional
driveways	\$250.00
e. tennis court	\$500.00
f. hot tubs and similar structures	\$250.00
g. demolition permits *valid for a period of sixty (60) days	\$1,000.00 principal building \$ 200.00 each accessory building
h. fences	\$125.00 (no application fee)
Deer fences	\$500.00 (no application fee)
i. tank installations	\$250.00 (no application fee)
j. generator	\$250.00 (no application fee)
plumbing or electrical	\$250.00 (no application fee)
k. updated certificate of occupancy / certificate of completion	\$50.00
l. building permit for work started without building permit	300% of fee for building permit
m. certificate of existing use / letter in lieu of a C.O. (including required inspection)	\$500.00
n. any renovation or remodeling project not described hereinabove:	\$1.00 / square foot, not less than \$250.00
o. tent permits	\$0.30 / square foot, not less than \$250.00
p. renewals	
1. first 12 Month renewal	50% of initial fee
2. second, third, fourth renewals	100% of initial fee
3. each subsequent renewal	200% of initial fee
2. Planning Board	
a. site plan review	
1. \$250.00 for the first two acres plus \$150.00 for each additional acre or fraction thereof.	
2. Trust & Agency deposit (for Professional Services):	\$2,000.00.
(If account drops below half of amount received, additional monies will be requested. Remaining balance will be refunded upon approval of Planning Board.)	
b. subdivisions	
1. \$600.00 for the first two acres plus \$200.00 for each additional acre or fraction thereof.	
2. Trust & Agency fee (for Professional Services):	\$5,000.00.

- It was, upon motion by Deputy Mayor White, second by Trustee Fischer, and unanimously adopted: **RESOLUTION # 052-20**
WHEREAS, the Board of Trustees wishes to engage special counsel to assist with the review of the Shore Farm/Avalon Park & Preserve site plan application, and
WHEREAS, the expertise of Mr. John Bennett, Esq. is well known and highly recommended,
BE IT RESOLVED, to authorize Mayor Dahlgard to execute the agreement letter provided by Mr. John Bennet, Esq. dated July 13, 2020. This resolution is effective retroactively to July 13, 2020.

2. Financials – Patricia A. Mulderig, Village Treasurer:

- It was, upon motion by Trustee Fischer, second by Trustee Van Vechten, and unanimously adopted: **RESOLUTION # 053-20**
RESOLVED, to adopt Abstracts #127391 through and including #127400 in the total amount of \$40,208.34 be paid from the General Fund.
- It was, upon motion by Trustee Van Vechten, second by Trustee Fischer, and unanimously adopted: **RESOLUTION # 054-20**

RESOLVED, to adopt Abstracts TA #167 through and including TA #168 in the total amount of \$3,990.34 to be paid from the Trust & Agency Fund.

- It was, upon motion by Deputy Mayor White, second by Trustee Fischer, and unanimously adopted:
RESOLUTION # 055-20
RESOLVED, to authorize and direct the village treasurer to pay the Town of Smithtown for a special assessment on village owned property, S.C.T.M.#7-4-4.4, for the Lake Avenue Project in the amount of \$0.38.
- It was, upon motion by Trustee Van Vechten, second by Trustee Fischer, and unanimously adopted:
RESOLUTION # 056-20
RESOLVED, to authorize and direct the village treasurer to pay the Town of Smithtown for a special assessment on village owned property, S.C.T.M.#7-4-4.6, for the Lake Avenue Project in the amount of \$30.34.
- It was, upon motion by Trustee Fischer, second by Trustee Van Vechten, and unanimously adopted:
RESOLUTION # 057-20
RESOLVED, the village treasurer is authorized and directed to make budget modifications totaling \$65,379.65 for a net change of zero, as noted:

	BUDGET F/Y/E	BUDGET ADJUSTMENT	MODIFIED BUDGET
	2/28/2021		2/28/2021
A1325.221	TREASURER MISC - COVID 19	0.00	350.00
A1410.221	CLERK MISCELLANEOUS - COVID 19	50.00	25.00
A3120.11	POLICE PERSON SVCS - COVID/PROTESTS	0.00	2,800.00
A5110.223	STREET MAINTENANCE - OPERATIONS	10,000.00	(150.00)
A5110.226	STREET MAINTENANCE - TREE PROJECT	1,800.00	150.00
A1990	CONTINGENCY	53,529.65	(3,175.00)
		0.00	0.00
		65,379.65	0.00
			65,379.65

- Correspondence from M. Fishkin provided to the Board. No action taken.
- Correspondence from J. Bollhofer provided to the Board. No action taken.
- Gyrodyne discussion ensued. No action taken.
- Deputy Mayor Daniel White to act as compliance officer with respect to Governor Cuomo's Executive Order 203.

3. Highway Department – Judith C. Ogden, Highway Commissioner:

- Discussion on Multi-Modal grants. No action taken.
- Donations have been pledged to support the Gate Road restoration project.
- There being no other matters to be brought before the Board; it was, upon motion by Trustee Fischer, second by Deputy Mayor White and unanimously adopted, to adjourn the meeting at 9:38PM.

Respectfully Submitted,

Margaret O'Keefe
Village Administrator/Clerk