

**REGULAR MEETING OF THE BOARD OF TRUSTEES
INCORPORATED VILLAGE OF NISSEQUOGUE**

July 16, 2024

Board Meeting Posted on Village Website: July 04, 2024

Board Meeting Posted in Village: July 13, 2024
1 Official Bulletin Board

Board Meeting Published in Smithtown News: July 04, 2024

**THE REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE INCORPORATED VILLAGE
OF NISSEQUOGUE WAS HELD AT THE VILLAGE HALL;
631 MORICHES ROAD
NISSEQUOGUE, NEW YORK ON THE 16th DAY OF JULY, 2024.**

BOARD MEMBERS PRESENT AT BOARD OF TRUSTEE MEETING:

Mayor:	Richard B. Smith
Deputy Mayor:	Kurt J. Meyer
Trustees:	Michael T. Grosskopf Maureen C. Potter
Absent:	Russell J. von Frank II

ALSO PRESENT:

Village Attorney	Eugene Barnosky
Village Clerk-Treasurer	Patricia Mulderig
Village Deputy Clerk	Laura Winkeler
NQFD Chief	William Howard
NQFD 1 st Assistant Chief	Kenneth Spielman
NQFD 2 nd Assistant Chief	Gregory Tellone
Building Inspector	Joseph Arico
Deputy Police Commissioner	John Valentine

OTHERS PRESENT: Cynthia Marsh, Buket Celikoyar, Michael Reens, Steve Louro

At 7:00 p.m. the Mayor opened the meeting with the Pledge of Allegiance.

Review & Approval of Minutes:

RESOLUTION # 171-24:

Upon a motion by Trustee Meyer, seconded by Trustee Grosskopf, and passed 4-0, it was
“**RESOLVED** to accept the Minutes of the Regular Monthly Board of Trustees Meeting of
June 25, 2024 as presented.”

RESOLUTION # 172-24:

Upon a motion by Trustee Meyer, seconded by Trustee Grosskopf, and passed 4-0, it was
“**RESOLVED** to accept the Minutes of the Organizational Meeting of July 01, 2024 as presented.”

Treasurer’s Report:

Village Clerk-Treasurer Patricia Mulderig presented the Treasurer’s Report to the Board of Trustees, showing the Cash Balances, the Cash Flow Chart, Balance Sheet and Monthly Income and Expense Reports as of May 31, 2024 and July 16, 2024.

RESOLUTION # 173-24:

Upon a motion by Trustee Meyer, seconded by Trustee Potter, and passed 4-0, it was
“**RESOLVED** to refund the Trust and Agency Account of Silver Oak Stable Special Use Permit in the amount of \$4,046.84, based upon the memorandum from Peter Marullo, Chairman of the Village of Nissequogue Planning Board dated July 02, 2024, requesting the release of funds and citing a completed and approved inspection by the Village Engineer.”

RESOLUTION # 174-24:

Upon a motion by Trustee Grosskopf, seconded by Trustee Potter, and passed 4-0, it was
“**RESOLVED** to refund the Trust and Agency Account of Russell and Claire Rubman in the amount of \$3,203.65, based upon the memorandum from Joseph Arico, Building Inspector of the Village of Nissequogue, dated July 11, 2024, requesting the release of funds.”

RESOLUTION # 175-24:

Upon a motion by Trustee Meyer, seconded by Trustee Grosskopf, and passed 4-0, it was
“**RESOLVED** to transfer \$150.00 from the Louro T&A Account and \$275.00 from the Pincus T&A Account, for a total of \$425.00 to the General Fund.”

RESOLUTION # 176-24:

Upon a motion by Trustee Potter, seconded by Trustee Meyer, and passed 4-0, it was
“**RESOLVED** to accept the adjusted PSEG payment of \$12,600.39 for the 2024/2025 taxes that have been reduced by LIPA by \$1,380.72 to comply with the 2013 LIPA Reform Act.”

ATTACHED HERETO

RESOLUTION # 177-24:

Upon a motion by Trustee Grosskopf, seconded by Trustee Potter, and passed 4-0, it was
“**RESOLVED** to adopt the 2024/2025 Budget Reclassifications as presented.”

ATTACHED HERETO

RESOLUTION # 178-24:

Upon a motion by Trustee Meyer, seconded by Trustee Grosskopf, and passed 4-0, it was
“**RESOLVED** to allocate \$150,000.00 from the 2023/2024 Budget as a Reserve for the Fire Department Renovation Project.”

ABSTRACTS & INVOICE PAYMENT AUTHORIZATIONS:

RESOLUTION # 179-24:

Upon a motion by Trustee Grosskopf, seconded by Trustee Potter, and passed 4-0, it was
“**RESOLVED** to approve Batches # 128, 129, 131, 132, 133, 134, and 135 for payment in the amount of \$199,410.97.”

RESOLUTION # 180-24:

Upon a motion by Trustee Potter, seconded by Trustee Meyer, and passed 4-0, it was
“**RESOLVED** to approve Batches # 140 and 141 totaling \$123,648.53 to pay invoices received on July 16, 2024 that require payment prior to the August 20, 2024 Board of Trustees Meeting.”

RESOLUTION # 181-24:

Upon a motion by Trustee Meyer, seconded by Trustee Grosskopf, and passed 4-0, it was
“**RESOLVED** to approve payment of up to \$1,000.00 to pay Brothers Security upon completion of work at Village Hall building (replacing the alarm control panel and keypad, and installing a cellular radio to communicate with central station), which requires payment prior to the August 20, 2024 Board of Trustees meeting.”

RESOLUTION # 182-24:

Upon a motion by Trustee Meyer, seconded by Trustee Grosskopf, and passed 4-0, it was

“**RESOLVED** to approve a prorated payment of up to \$69.00 to pay Mercury Security for the June 01, 2024 – August 31, 2024 alarm monitoring service at the Village Hall based upon the date that service is taken over by Brothers Security, which will require payment prior to the August 20, 2024 Board of Trustees meeting.”

RESOLUTION # 183-24:

Upon a motion by Trustee Meyer, seconded by Trustee Grosskopf, and passed 4-0, it was

“**RESOLVED** to approve payment of up to \$1,200.00 to pay Alphabet Signs, Inc. / United Visual Products for four (4) 18”x18” Mini Message Centers with Cork Boards, which requires payment prior to the August 20, 2024 Board of Trustees meeting.”

Attorney Report:

Eugene Barnosky delivered an oral report in addition to his written litigation report.

NQFD Ambulance: Upgrading from BLS (Basic Life Support) to ALS (Advanced Life Support):

Captain Cynthia Marsh, Lieutenant Buket Celikoyer, and EMT Michael Reens, DNP, CRNA made a presentation to the Board of Trustees regarding the benefits to the Village of the NQFD Ambulance providing ALS services, as it had prior to 2006. They presented cost analysis reports as well as staffing and security plans and requested that the Board of Trustees approve the NQFD Ambulance to begin the one-to-two-year process of providing ALS services once again. The Board reviewed the reports and asked questions of the Officers and Chiefs. Mayor Smith and the Board agreed that this would be a great service to the Village once accomplished.

RESOLUTION # 184-24:

Upon a motion by Trustee Meyer, seconded by Trustee Grosskopf, and passed 4-0, it was

“**RESOLVED** to approve the Nissequogue Fire Department to begin the process of upgrading to provide Advanced Life Support Services.”

Stephen Louro – 2 Hunters Way – Request to Modify Planting Plan Resolved Upon November 21, 2023:

Stephen Louro made a request to the Board to modify the agreed upon planting plan determined at the November 21, 2023 Public Hearing regarding the Appeal of the JCMC Denial for the installation of a stone revetment and other erosion control/stabilization measures at 2 Hunters Way. Mr. Louro suggested an alternative plan and, after presenting it to the Board, asked that the Board consider modification of the existing plan.

RESOLUTION # 185-24:

Upon a motion by Trustee Grosskopf, seconded by Trustee Potter, and passed 4-0, it was

“**RESOLVED** to authorize a Public Hearing to consider allowing a modification to a planting plan authorized and agreed upon by the Board of Trustees at a Public Hearing on November 21, 2023.”

RESOLUTION # 186-24:

Upon a motion by Mayor Smith, seconded by Trustee Meyer, and passed 4-0, it was

“**RESOLVED** to authorize the Village Clerk to publish and post a public notice that a Public Hearing is to take place on Tuesday, August 20, 2024, at 7:00 p.m. at the Village Hall to consider allowing a modification of the planting plan relating to 2 Hunters Way (802-4-2-1.5) in Nissequogue for which the Board of Trustees, pursuant to section 53 of the Code of the Village of Nissequogue, resolved on November 21, 2023 to overrule the Joint Coastal Management Commission of the Villages of Nissequogue and Head-of-the-Harbor’s determination of inconsistency dated August 04, 2023.

Department and Committee Reports:

NQFD – Chief Howard presented oral and written reports. EMS billing status was discussed.

NVPD – Deputy Police Commissioner John Valentine presented written and oral reports.

Building Department – Building Inspector Joseph Arico presented oral and written reports.

ARB – The Board reviewed the minutes of the June 24, 2024 ARB meeting.

JCMC – The Board reviewed the JCMC written report of July 11, 2024.

Planning Board – The Board reviewed the minutes of the June 03, 2024 Planning Board meeting.

Safety Committee – The Board reviewed the minutes of the April 30, 2024 Safety Committee meeting.

ZBA – The Board reviewed the Decision regarding 4 Reinhart Court dated June 25, 2024.

Community Beautification – Progress regarding Willow Pond was discussed.

Village Clerk:

Village Clerk-Treasurer Patricia Mulderig presented oral and written reports

Executive Session:

RESOLUTION # 187-24:

Upon a motion by Trustee Grosskopf, seconded by Trustee Meyer, and passed 4-0, it was
“**RESOLVED** to leave the Regular Meeting and enter into Executive Session at 8:38 p.m.
for the purpose of seeking legal advice from the Village Attorney.”

RESOLUTION # 188-24:

Upon a motion by Trustee Potter, seconded by Trustee Meyer, and passed 4-0, it was
“**RESOLVED** to exit Executive Session at 8:47 p.m. and re-enter the regular meeting.”

Adjournment:

Upon a motion by Trustee Potter, seconded by Trustee Meyer, and passed 4-0, it was
“**RESOLVED** to adjourn at 8:47 p.m.”

Respectfully submitted,

Laura K. Winkeler
Deputy Village Clerk



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Jon R. Mostel
General Counsel and Secretary
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May 22, 2015

Mr. Gary Ahern
Director of Finance & Accounting
333 Earle Ovington Blvd., 4th Floor
Uniondale, NY 11553

Dear Mr. Ahern:

As you may recall, in 2013, the New York State Legislature adopted the LIPA Reform Act. One requirement of the act placed limits on what the Long Island Power Authority ("Authority") may legally remit as a payment in lieu of taxes beginning January 1, 2015.


Under the LIPA Reform Act, the Authority is not authorized to make payments in lieu of taxes to municipalities and school districts that exceed, by more than two percent (2%), the payments in lieu of taxes made in the immediately preceding year. The statutory limit is calculated on a calendar year basis which may differ from the fiscal year followed by individual municipalities. It will also be determined on a parcel by parcel basis.

The Authority recognizes that PSEG Long Island has received, and may receive, invoices that exceed the 2% cap placed on payments in lieu of taxes by the LIPA Reform Act.

To ensure compliance with the law, PSEG Long Island shall remit payment that represents an amount that is no greater than 2% of the amount stated on the corresponding bill for the same tax parcel in the immediately preceding calendar year.

Should any of the taxing authorities to which you make payments in lieu of taxes on behalf of the Authority have any questions, please direct them to contact me at 516.719.9860.

Regards,


Jon R. Mostel
General Counsel and Secretary
Long Island Power Authority
jmostel@lipower.org

Jurisdiction (Payee)	Powerplant Parcel Number	Sec Block Lot	2023 Paid		2024		2023*102%	Variance	% Change	Amount to be PAID per Parcel	Reduction Amount
			Total	Total	1st Billed	2nd					
VILLAGE OF NISSEQUOQUE	PS-V-VIN-ID-2001-0	555-5-4	\$ 6,221.95	\$ 7,727.11	\$ 7,727.11	\$ 6,346.38	\$ 1,505.16	24.19%	\$ 6,346.39	\$ (1,380.72)	
VILLAGE OF NISSEQUOQUE	PS-V-VIN-SF-1001-0	666-6-8	\$ 6,189.87	\$ 6,254.00	\$ 6,254.00	\$ 6,313.67	\$ 64.13	1.04%	\$ 6,254.00	\$ -	
Total Village of Nissequoque			\$ 12,411.82	\$ 13,981.11	\$ 13,981.11	\$ 12,660.05	\$ 1,569.29	12.64%	\$ 12,600.39	\$ (1,380.72)	

VILLAGE OF NISSEQUOGUE
2024-2025

16-Jul-24

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>BUDGET ADJUSTMENT</u>	<u>MODIFIED BUDGET</u>
AA0899.000	RESERVE- NQFD RENOVATION	\$150,000.00	(\$80,921.95)	\$69,078.05
AA1620.450	BUILDING RENOVATIONS - NQFD	\$0.00	\$80,921.95	\$80,921.95
AA1910.000	UNALLOCATED INSURANCE	\$102,300.00	\$9,100.00	\$111,400.00
AA5110.250	MAINT OF ROADS- OTHER EQUIPMENT	\$25,000.00	\$2,750.00	\$27,750.00
A1990.000	CONTINGENT ACCOUNT	96,268.00	(11,850.00)	84,418.00
		<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
		<u>\$373,568.00</u>	<u>\$0.00</u>	<u>\$373,568.00</u>