VILLAGE OF GREENPORT
COUNTY OF SUFFOLK STATE OF NEW YORK

VILLAGE OF GREENPORT
BOARD OF TRUSTEES

Third Street Firehouse
Greenport, New York

January 27, 2014
6:00 P.M.

BEFORE:

DAVID NYCE - MAYOR
GEORGE HUBBARD, JR. - TRUSTEE
DAVID MURRAY - TRUSTEE
MARY BESS PHILLIPS - TRUSTEE
JULIA ROBINS - TRUSTEE

JOSEPH PROKOP - VILLAGE ATTORNEY
MAYOR NYCE: It being just after six, I will call this meeting to order.

If you would please rise and join me for the Pledge of Allegiance.

(Whereupon, all rose for the Pledge of Allegiance.)


(Whereupon, a moment of silence was observed.)

MAYOR NYCE: Thank you. You may be seated.

Before we get into the announcements, I need to clarify for our electric customers, in
discussion with the Building Department over the last few weeks, it has turned out that the Building Department misbilled the October bills. That would be the bill that everyone received in December. What I'm going to do is go back through our entire billing sequence, starting with last January, working all the way through to present.

Last year this time, the Village opted to enter a contract with the New York Power Authority to hedge against congestion charges by purchasing what they call TCCs, Transmission Congestion Charges, at a fixed rate. In order to do so, that money has to be paid in advance.

That contract started in February, beginning of February of 2013. The first payment was due at that time. We paid 25% down. The balance was due the end of October. At that time, we asked the New York Power Authority if we could roll these charges into
our rate, so that the customers would be paying it back, because the money -- the cash that we were using to prepay the TCCs were set aside for our Capital Program to rebuild the light plant. The Power Authority initially said yes, then turned around and said no.

In the short term, we paid the first 25%, and continued on trying to negotiate with the New York Power Authority. At that time, that was being handled by our then Director of Utilities, Mr. Jack Naylor.

Fast forward a little bit, we're still continuing to do our Capital Program.

Mr. Naylor reports to us that a DMNC test was not completed last spring. It was reported at -- I don't remember the month, pardon me.

In the Spring we missed a DMNC test because of the ongoing Capital Program. This Board asked of him to determine whether or not these were charges that could be reversed, if it could be
made up, or if there were some way that we
could alter the outcome. We got no further
report back.

Fast forward some more. In the spring
and early summer, I, along with Tom Rudebusch
from Duncan Genzer, Weinberg and Pembroke, who
is our attorney for the Electric Department,
and Mr. Bill Freitag, who is our auditor from
Bollam, Sheedy and Torani, and I had several
discussions with the New York Power Authority,
trying to convince them that, in fact, the
Transmission Congestion Charges were, in fact,
a charge that we could recoup through the
Power -- through the PPA, Power Purchase
Adjustment, monthly from our customers.

After several back-and-forth
conversations, in August of 2013, we finally
had a sit-down meeting with the New York Power

Authority, at which time they did, in fact,
agree that the Village could recover the TCC
charges through the PPA. We began doing that
in August, waiting for a letter from the New York Power Authority as a Memorandum of Understanding of that meeting. There were several other conditions of that meeting that we agreed to, one of which was a twice-a-year audit of the Electric Fund, rather than the once-a-year Power Authority report. We agreed to do a mid-year report during the course of this Capital Program.

The other thing was that we would give a written account of where the Capital Program was, and, at the end of two years hence, that the Capital Program would be substantially complete, they would do a rate case study for the Village, all of which was agreeable to the Village. We got our Memorandum of Understanding in October; it was signed and sent back.

At the end of that meeting in August, the New York Power Authority inquired from me about the missed DMNC test, because the next bill was coming up and there would be
penalties added to that bill. So I went back and did research, and along with the same people, Mr. Bill Freitag and Mr. Tom Rudebusch, went back through email trails trying to ascertain whether or not this was at the entire fault of the Village, the entire fault of the New York Power Authority, did the ISO have some hand in this, where the blame lies.

After thorough investigation, while the New York Power Authority's assistance, in air quotes, was less than that, their information was less than forthcoming or helpful. There is no direct path for us to be able to put the entire blame on the New York Power Authority because the test needs to be run. The fault of the test being missed lies with the Village of Greenport. As such, that penalty was passed through to the Village. That was seen in the PPA in the September bill.

I would say that while no one wanted to
see that happen, our customers do receive the
benefit from the credit that happens for
passing those DMNC tests for that capacity,
and in this case there was a penalty, and that

is extremely unfortunate.

Again, in my discussions after that with
our Billing Department -- pardon me a second
-- Steven Gaffga made a mention to me in
passing that the PPA for October was going to
be extremely high, too, and I questioned him
as to why. We got into a discussion. As it
turns out, for the month of October, through a
miscommunication between our auditing firm and
our Billing Department, and because I sit
where I sit, I'll have to take some blame as
well, the TCCs, the money that we were
collecting through the TCCs was supposed to
have been amortized over a 24-month period;
they used a twelve-month period.

Also, in October, the last month --
October was the last month for which the
Village was receiving a bill from ConEd for what they call wheeling charges for the distribution and for the power to be brought to the Village.

When we laid out the formula over the summer with Mr. Freitag, Mr. Rudebusch and myself, we were going to collect the TCCs through October on a fixed rate, minus the ConEd wheeling charges. After the October bill, it would be the full -- that full amount would be the TCC -- the TCC charges once the wheeling charges dropped out. As it turns out, in October, not only did they bill on a 12-month amortization, they also charged for the ConEd wheeling charges.

So, forward to the correction. Next month's bill will show a correction in your billing to account for the overbilling for October. There will be a reduction. You will see a reduction in your bill that will account
for that amount. Once that is taken care of, we will be back on the basic collection of the TCCs until that is taken care of.

And the other thing that we are doing is we are waiving penalties from present through April. Anybody that is carrying a balance, obviously, we encourage you to pay your bill. If you are carrying a balance because of the extremely large bill, we are waiving penalties. They will not accrue from present through April.

And that pretty much covers where we are to date. So the problem for October was identified. The solution -- the correction will be made with everyone's next month bill. I think that brings us to present.

Again, I can't express enough my dismay at having missed the DMNC test. Nothing would make me happier than to tee off on our former Director of Utilities, but that's not going to change anything either. And by the contract
for his leaving us, I'm not supposed to do that anyhow.

Suffice to say that it was a one-time, it will not happen again. We are now up to date with that project. I've been working directly with the engineer on that project to see to it that that first phase of the project comes to completion.

On with the rest of the announcements.

The annual sale of tax certificates will be held March 11th, 2014, at 10 a.m. in the conference room at Village Hall. The conference room, there are stairs to get up to the conference room. Anybody that has difficulty, please see the Clerk or one of the Assistant Clerks in the downstairs. They will make sure that you are taken care of.

Under Public Interest, Village Offices will be closed for the entire day on February 17th in observance of President's Day. The
Board of Trustees work session for the month of February will be held on February 18th, that's a Tuesday, right here at the Firehouse at 6 p.m.

The American Red Cross is sponsoring a blood drive on February 4th from 2 p.m. to 7 p.m. at the Southold Public Library.

There is an amended new application for a liquor license from Aldo Maiorana Enterprises, Inc.

The next portion of our agenda is a Public Hearing on Section 39-3(H) of the Village Code - Animal Waste. This is an additional section of the code being written, the purpose of which is twofold. One is to take care of a perceived nuisance, the other is as part of the MS4 Program that the State has entered into. Pet waste is identified as an item that can easily be handled. Pardon, not necessarily handled. Is a problem that can be -- sorry -- is a problem that can be taken care of by simply removing it from the
watershed area by disposing of it in trash receptacles.

Most of the stuff for MS4 has to do primarily with goose and waterfowl, because they are the biggest producers of waste that runs directly into the waste -- in the water stream, but they've identified pooper-scooper laws and household pets as another thing that should be taken care of. As such, the Village Code Committee had the Village Attorney draft this as a potential Local Law.

This Public Hearing was properly noticed. Anybody wishing to speak to this can do so now, and their comments will be taken down for the record. I will open the Public Hearing and ask if there's anyone that wishes to address the Board on this proposed Local Law?

(No Response.)

MAYOR NYCE: If not, I will ask what the pleasure of the Board is. Do we wish to close this Public Hearing and proceed to next
TRUSTEE HUBBARD: Yeah, I'll offer a motion to close the Public Hearing.

TRUSTEE PHILLIPS: Second.

MAYOR NYCE: Second by Trustee Phillips.

All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

That motion carries. I'll ask the Clerk to put that on the agenda for the work session for the month of February for the Board of Trustees to discuss.

The next portion of our meeting is the Public Portion. I'll ask if there's anyone that wishes to address the Board.

MR. SWISKEY: William Swiskey, 184 5th Street.
There's a couple of things I want to ask about. The first of them is an agenda item, basically a budget modification, and it's Page 1 of 1. It's a 2.1 million dollar budget modification. It says E50 -- 5701, Serial Bond Proceeds. I know what that is, you read them off, you get money. And then it says E.0352.205, Transmission Substation Equipment, one-million-five -- fifty thousand dollars.

Do we have that kind of money in that account? You know, I mean, that's a lot of money. Is this -- is this 2.1 million in total, or is it a bookkeeping error? And is it for the Phase II work?

MAYOR NYCE: (Nodded).

MR. SWISKEY: It is for the Phase II work, the two million dollars, then. That's what we're spending on Phase II, Mr. Mayor?

MAYOR NYCE: One-million-fifty was the amount borrowed. That's the bond, Serial Bond Proceeds.
MR. SWISKEY: And what is the Transmission Substation Equipment showing 1.1 million-fifty?

MAYOR NYCE: They are both the same thing. That's the line it's going into. It's coming from Serial Bond Proceeds, going into Transmission Substation Equipment.

MR. SWISKEY: No, because I didn't see any --

MAYOR NYCE: It's a total change of two million dollars. We go through this every couple of months. This is the way our Treasurer does these budget modifications. It is one-million-fifty thousand dollars that is going from Bond Proceeds into Transmission Substation Equipment. It is a total adjustment of two million dollars, because there's a million coming into that account.

MR. SWISKEY: There's a million coming -- usually there's a plus and a minus when
MAYOR NYCE: Yes, and we do go through this every couple of months, Mr. Swiskey.

This is the way our Treasurer does it, and every couple of months we go through the same thing.

MR. SWISKEY: I'm asking you in a nice way for an explanation.

MAYOR NYCE: You did, and you got the explanation, so let's move on.

MR. SWISKEY: All right. And Resolution 1-214-18, Resolution terminating the license for the berthing of the fireboat. Now, I didn't know of anything in the Village Code that says there's a license to dock at the railroad dock. You either get a permit or you have a lease. What is -- is this something special we gave to these people?

MAYOR NYCE: That is a typo. It should say "any license for berthing of Fireboat Firefighter Museum."
MR. SWISKEY: But they can't -- there's no such thing as a license in the Village Code, it's either a permit or a lease. So they have a permit to stay there or a lease? I guess if -- I could stand here all night, still not get an answer, but that's okay.

To get back to the main subject I came here to speak tonight, I saw a lot of blame being thrown out here at the beginning of the meeting, it's Jack Naylor's fault, it's Pasny's fault, it's somebody else's fault. No, it's your fault. It's the five people sitting at that table, that's who's fault it is.

I came in here and I've been asking for the last 18 months off and on, "Mr. Mayor, I hear the power plant don't run," and your reply was, "Mr. Swiskey, as usual, you don't know what you're talking about, it runs fine."

Well, $108,000 out of the general public's pocket says that wasn't quite a true
statement, was it, Mr. Mayor? Was that a true
statement or not?

MAYOR NYCE: Yes, it was a true
statement.

MR. SWISKEY: Well, then how come we
paid the $108,000 penalty?

MAYOR NYCE: Because on the day that
that test was supposed to run, the switch gear
for Number 6 did not function.

MR. SWISKEY: Well, you know, I'll tell
you something, because I was in this business
40 years, and when you --

MAYOR NYCE: And we're fixing the stuff
that you didn't do while you were there, sir.

MR. SWISKEY: Oh, now it's my fault.

MAYOR NYCE: No.

MR. SWISKEY: Well, at least that gets
it off Jack Naylor's back. You know, that is
really -- that is really about as small as I
ever heard -- saw, Mr. Mayor.

MAYOR NYCE: Really?

MR. SWISKEY: But next you'll be blaming
Dave Kapell. Maybe it's my friend, Mr. Saladino, because he sits there and smiles. That is about the smallest statement I ever heard from a public official in the Village, and I've been through a lot of administrations. It's Mr. Braun's fault and Mr. Mayor's fault, that's who it is.

And by your own admission, Mr. Mayor, you still can't run Number 6 engine because the switch gear is out to be rebuilt. Do you realize when you agreed to this ISO thing, you just can't do the test? That engine has to be available for service 24/7 for that whole period.

MAYOR NYCE: The New York Power Authority has been informed that that switch gear is out for rebuild. It will be back in and in service in two weeks.

MR. SWISKEY: In two weeks. So that means we're not meeting our LUCAP requirement for two weeks.
MAYOR NYCE: Yes, we are. They have been informed -- we are entitled to upgrade our equipment on a periodic basis.

MR. SWISKEY: You are entitled the equipment, that's true.

MAYOR NYCE: You cannot upgrade the equipment if you don't take it out of service.

So it's been taken out of service to have the switch gear rebuilt. Please.

MR. SWISKEY: They fined us $108,000. What you're saying makes no sense.

MAYOR NYCE: Yes, it does, if you listen to it.

MR. SWISKEY: I am listening to it.

MAYOR NYCE: The fact that you don't like the explanation doesn't make it incorrect. The fact that you do not like it does not make it incorrect.

MR. SWISKEY: What I don't like is being lied to, which you have been doing for the
last 18 months.

MAYOR NYCE: You haven't been lied to. You haven't gotten the answer you wanted to hear and you consider that a lie.

MR. SWISKEY: Why don't you go and check the newspaper results. I mean, check the newspapers, check the minutes of the meetings. I mean, it's all there in black and white, your statements, Mr. Mayor.

MAYOR NYCE: Yes, they are, and they're all correct. The fact that they don't meet with what you want them to say --

MR. SWISKEY: I can't handle this anymore. I'm sorry, I can't handle this anymore.

MAYOR NYCE: Okay. Thank you. Is there anyone else that wishes to address the Board?

MR. SALADINO: John Saladino, 6th Street, Greenport. Tough act to follow.

I have -- I know we go through this every couple of months and -- you know, and it
if it was just this one particular budget mod
here, but I'm looking at the one in front of
it and there are amounts being taken out of an
account, being put into an account, taken out
of an account, being putting into an account.
I'm looking at the budget mod -- well, budget
adjustment form to cover increases in revenue
and expenses in the Recreation Fund. By this
form, every one of these dollar figures are
coming -- are going into an account, and that
-- and the total amount being transferred is
$102,000. My question is where is the money
coming from? Now, before we decide it's a
typo --
    MAYOR NYCE: No, I didn't say it's a
typo.

MR. SALADINO: No. Well, I'm just
anticipating. I'm not assuming, I'm
anticipating. It's $102,000.
    MAYOR NYCE: Uh-huh.
MR. SALADINO: I mean, we're not talking about a $400 tree, we're talking about $102,000. Can you tell me where the money is coming from?

MAYOR NYCE: Unfortunately, no, I cannot.

MR. SALADINO: So perhaps we could table this until we find out.

TRUSTEE PHILLIPS: John, if you --

MAYOR NYCE: I'm going to rely on the Treasurer.

MR. SALADINO: (Laughter) That's the answer you're going to give me? There's a $102,000. The Mayor can't tell me where it's coming from, where we're getting it. Are we stealing -- we're getting it from 7-Eleven, stealing it?

MAYOR NYCE: We're not getting it from 7-Eleven, John.

MR. SALADINO: And we're just going to -- okay, Mr. Mayor. I would kind of like
an answer. Is that okay with you guys? I mean, wouldn't you like to know where it's coming from?

TRUSTEE PHILLIPS: R.2821 is part of the -- on the monthly financials, if you look at the revenue section, and then you look at the expense section on our monthly financials, okay, the 2821 is under the revenue portion of our budget, which is the money that's been put aside in the budget. When we originally set the budget back last year, that's the line item that has the income in it. It's coming out of that income account and going into the expense funds.

MAYOR NYCE: Thank you.

TRUSTEE PHILLIPS: Okay?

MR. SALADINO: So R.2 -- just so I'm on the same page as you --

TRUSTEE PHILLIPS: R.2821 is a revenue account. R.7320 is a revenue account --

MAYOR NYCE: Thank you, Trustee Phillips.

TRUSTEE PHILLIPS: -- which is set up
when we do the budget every year on the
monthly financial statements. If you review
them, John, they have the revenue line items
and they have the expense line items. So on a
budget line item, they are taking money out of
the revenue to put into the expense to pay for
the expenses that were charged against that
account. Okay?

MR. SALADINO:  Okay. So these are
all --

MAYOR NYCE:  These are all revenue
lines, right.

MR. SALADINO:  These are all revenue
lines?

MAYOR NYCE:  That are going -- right.

CLERK PIRILLO:  Just the two.

MR. SALADINO:  Can you tell me where
they're --

TRUSTEE PHILLIPS:  Just those two.

TRUSTEE MURRAY:  Just the two. Just the
two are revenue.

TRUSTEE PHILLIPS: The first two are revenue. If you look at the monthly financial statement and take a look at the breakdown, you will find that one portion of each of the Enterprise Funds, along with the General Budget, have revenue coming in, as the General Budget has a property tax revenue coming in. If you look at those numbers, they do not have the extension of point something after them. The expense accounts, according to how the New York State Comptroller has the accounts set up, the expense accounts now have the additional numbers underneath, so that there is no confusion, because you could have a revenue account of 1320.

MR. SALADINO: Then I would have to ask you -- I would have to ask you, Account 2821, the amount is $2,084. There's an expense account underneath it, two lines down, for $840. There's no way on this document does it
show a withdrawal or an addition. All you’re
telling me is, is that there’s a $2,000 figure
attached to miscellaneous recreational
revenue.

TRUSTEE PHILLIPS: It's a line item --

MAYOR NYCE: It's a total -- it's a
total adjustment of 102,000. There is about
52,000 coming out of a revenue line, the first
two items, 52,000. If you add up the balance
of those expense lines, it also adds up to 52.
If you add the two up --

TRUSTEE PHILLIPS: Okay. But on the --

MR. SALADINO: Then I would ask you --

TRUSTEE PHILLIPS: But can I just --

MR. SALADINO: Then I would ask you, if

I could just finish, if I can go by what you
said, this is the way the Treasurer handles
these accounts. I'm looking at another budget
mod where she has a minus in front of $1,000
coming out of an account, going into a --
MAYOR NYCE: Because those are not revenue lines. It has to do with whether it's a revenue line. You don't put a negative next to a revenue line, it's always a positive number, which answers the same thing as the Transmission Substation Equipment and the Serial Bond Proceeds. They're both revenue lines, they both stay as a positive. That's what I'm saying, we do the same thing all the time. So it adds up. Even though you're decreasing the revenue line, it does not sit as a negative number, there's a positive number in that account. That's the way -- that's the way the --

TRUSTEE PHILLIPS: Debit and credits on asset -- on revenue accounts are in reverse of expense, debits and credits.

MAYOR NYCE: Yes.

MR. SALADINO: Is it possible to add to that account --

TRUSTEE PHILLIPS: To the --
MR. SALADINO: -- if somebody gave you $10,000?

TRUSTEE PHILLIPS: The revenue account?

MR. SALADINO: Yeah.

MAYOR NYCE: Yes.

MR. SALADINO: To the miscellaneous revenue --

MAYOR NYCE: And it would show as --

MR. SALADINO: -- and how would you enter it?

MAYOR NYCE: It would show as two positives.

MR. SALADINO: So you can add $10,000 to an account, and is used as a positive, and you can take $2,000 from an account and it shows as a positive?

TRUSTEE PHILLIPS: On a revenue.

MAYOR NYCE: On a revenue line.

That's -- that is --

TRUSTEE PHILLIPS: It's accounting.
MAYOR NYCE: That's the way the accounting works.

MR. SALADINO: I would venture to bet Trustee Phillips and -- Trustee Phillips is probably the only one in this room that understands that. That just doesn't make sense to me, but I'll accept it. It sounds --

TRUSTEE HUBBARD: John, we've had this argument -- I've had this argument with the Treasurer almost all the time with this. But the two revenues, if you add the two revenues together, it's 51,343 --

MR. SALADINO: No, I see that.

TRUSTEE HUBBARD: -- exactly half of the other. And I've said, "Why can't we put a plus and minus," the software that they work with and everything else. I've had the same questions as you, I've asked her about it, and this is the way it always comes up, so I'm used to looking at it that way now. I look at that, I know that there, the revenue line items is half of the total. That's --

MR. SALADINO: But the second half of my
question is, if I was going make a donation, which is highly unlikely that I'm going to give you 10 grand, and now -- and it's entered the same way, you have no idea if it's -- if somebody's giving money or taking money from that account.

MAYOR NYCE: No, because, in this case, there will be a negative against it. In this case, there is -- the expense lines are being funded by that positive number. When you see the balance sheet next month, those revenue lines, R.2821 and R.7320, will be less those amounts.

MR. SALADINO: Okay. I'm going to take your word for it. I don't think -- I don't understand it, so --

MAYOR NYCE: And if you had donated the money, those -- there would not be zero in those accounts, there would be an amount -- the amount that you had donated would be in there.
MR. SALADINO: Well, I'm kind of hoping there's $51,000 in that account. You know, that's what it says.

MAYOR NYCE: There is now, and next month it will be in these other revenue accounts.

MR. SALADINO: Well, how do you know it wasn't my -- how do you know it wasn't my donation?

MAYOR NYCE: So I can you put you down for a $51,000 donation?

MR. SALADINO: How do you know I didn't make that donation?

MR. SWISKEY: Yeah, he put it in.

MR. SALADINO: My second thing is, is there any -- I have a question about Ms. Kagel's retirement. Is there anything -- not being familiar with New York State law on retirement, is there -- is there something that the Village could foresee in the future
that by retiring, as opposed to resigning,
there would be some future financial burden on
the taxpayers?

MAYOR NYCE: There is anyhow.

MR. SALADINO: I'm sorry?

MAYOR NYCE: There is anyhow.

Mr. Brautigam resigned from here. He can
still retire with this municipality as his
last municipality of record.

MR. SALADINO: No. My question is how
do you work for a municipality for

three-and-a-half years, you don't reach
retirement age and you retire, as opposed to
resign?

MAYOR NYCE: First of all, she's
management, so she's not -- she doesn't
collect what the collective bargaining gets on
retirement, she gets whatever her management
contract allows, and she would retire from the
municipality that she is vested in. She's
also worked at East Hampton, she's worked at
Riverhead, she's worked elsewhere in. And what I'm saying is there's nothing -- there's nothing -- we don't --

MR. SALADINO: That's for one of those guys who stand up here and ask.

MAYOR NYCE: We don't determine where she --

MR. SALADINO: I'm just wondering if there's a difference in retiring and resigning. You worked for a municipality for three-and-a-half years. If there's no money difference, if it's a bona fide, enjoy your retirement. If down the road, because of semantics in wording, it might cost me an extra dollar or two, again, I'm concerned about --

MAYOR NYCE: Again, she's not -- she's not entitled to the same thing the collective bargaining unit is, because she's management and is not part of the collective bargaining
unit. She is entitled to whatever her management contract that she signed with the Village allows, which is, I believe, the minimum standard set by the State.

MR. SALADINO: Okay. The last thing I had was concerning your explanation about the electric rates. I thought -- I thought there would be -- my question is about the penalty, about the $108,000 penalty. I'm sure it's obvious to all of yous that -- known to all of yous, someone got -- FOIled the Power Authority and got 300 pages of emails. I had the opportunity to read them. In those emails, every one of them, including the one -- the two from Jack Naylor to the Power Authority, and the two from the Power Authority to Jack Naylor, Mr. Mayor, you were cc'd on. None of the Trustees, which I found -- I thought the Trustees would be notified, too, but you were notified on them all. So to hear you just now say basically
it's on Jack Naylor's shoulder, which I'm not here to be his advocate, I find it less than accurate, less than truthful.

As far as why the engines didn't run, again, yous all have to admit I attend most of these meetings, I'm fairly familiar with what goes on. Also, the work sessions, I hear what goes on. Even though I don't look like I'm paying attention, I do.

I knew there was a problem in September of 2012. It came up at a work session that because of the design from Mr. -- from the engineer that designed the system, he ordered a switch gear that was obsolete. He designed the system for a switch gear that was no longer available. If you would let me -- if you would let me finish. And to support my statement, it's in the public record, which I happen to have made a copy of. So, you know, just to show you that I'm not shooting from the hip.

Subsequent meetings, subsequent work sessions, it went on that they had a problem
with the computer. So they had to go from an analog system to a digital system, had to buy a digital system. They had a problem with the computer software to get it to run; didn't run, couldn't run, couldn't get it to run, couldn't run, couldn't get it -- the impression that I got from the emails from the Power Authority was that aside from the test being done late, some of the emails suggested that the engines didn't run and that's the reason the test couldn't be performed. I'm dragging this out and I apologize, but I kind of want to lay the ground work here.

If, in fact, the system had a design flaw and you had to go with replacement equipment that wasn't part of the original design, why is it that I'm responsible for the penalty? Why is it that you chose to pass the penalty on to the ratepayers, as opposed to approach the engineer, the guy that designed
the system, or the contractor that was charged
with implementing the system, getting the gear
to work with that particular engine?

I don't understand why I should be
responsible for someone. And when I say "I,"
I mean collectively. You guys understand

that. Why I should be responsible for this
mistake.

If you want, I'll read the email. I
mean, it's not -- actually, it was Trustee
Hubbard questioning it. I didn't print out
the entire thing. It was -- it's a
disappointment to the people that the
specialist in the field didn't know the analog
was going out and digital was in, to think
that somebody would have known a little
sooner. They didn't design this as being a
digital system with the stuff that's available
now, they did it with the old stuff. And your
response was, "Yeah, that's unfortunate." You
guys were aware of this, your engineer was
aware of it, but, yet, there's no penalty
except for the ratepayers. Shouldn't somebody
share in the blame?

TRUSTEE PHILLIPS: John, I'm not going
to disagree with you. I think -- go ahead,
I'm sorry.

MR. SALADINO: Well, can I have my money
back, then? I mean, I can somebody --

MAYOR NYCE: Unfortunately --

MR. SALADINO: Can we get it from

somebody else?

MAYOR NYCE: Unfortunately, we can't
determine to not pass on the charges. We are
responsible --

MR. SALADINO: I certainly understand
that, we got a bill and we have to pay it.

MAYOR NYCE: We are responsible to make
sure that the bill is taken care of. Are you
done? Do you want me to respond?

MR. SALADINO: No, no. I just --
MAYOR NYCE: I want you to finish up and then I will respond.

MR. SALADINO: Thank you. I understand that we're obligated to pay the bill. I mean, that -- you know, right, wrong or indifferent, we've got to pay the bill. It's not the Power Authority's fault, in my opinion, from reading these emails. It's not the Power Authority's fault, regardless what's being alluded to. In those emails we were warned that this was going to happen.

But aside from that, so getting away from the Power Authority and getting to the engineer that designed it, the person that -- the company, the person, the organization that sold you a service and didn't deliver, pay the bill. But I've heard nothing here about the $108,000 penalty, an intention perhaps of being recouped from that contractor. All you said tonight, and from what I read in the paper, was that tonight was supposed to be an
explanation of why the rates, by whenever it was, September or October.

You know, the $50 PPA that I paid the next month was less than the $100 PPA I paid because of the penalty. I'm kind of more interested in that, plus I'm also interested in that -- I'm curious to why we don't go after a concern that kind of dropped the ball with their service. Why should the taxpayers bear the burden of poor service for something? I just -- I just don't understand.

I'm done. Can I stay here while you respond, in case I have a question?

MAYOR NYCE: As long as we're not going to have a discussion, yes.

MR. SALADINO: Isn't that kind of how stuff happens when you have a discussion, when you see both sides of the story?

MAYOR NYCE: Here's the explanation,
sure that test gets run, regardless of the
condition of the plant, and it was our
responsibility, and I'm using our -- the
Village's responsibility to make sure that
test got run, that the equipment was either in
a condition to run the test or that we inform
the ISO and the Power Authority that we would
not be able to do so. We did not do that.
Okay?

As far as the design, we were given a
design by an engineer that at the time he felt
was the best suited for our equipment. Analog
at that time was the best for our equipment;
that's what we got. He did not and we did not
foresee that it was going to go out --

MR. SALADINO: But, we did foresee.

MAYOR NYCE: John, we had just said --
I'm going to give you an explanation. Those
plans were drawn up a long time before, and
regardless, that switch was made. That does
not necessarily have to do with why the switch
for Number 6 did not work. The contractor
used a different switch than was spec'd by the
engineer and it didn't work properly, because

he didn't do the work to -- on that switch to
make it compatible with the rest of the
switch. There was a back-and-forth between
both the engineer and the contractor as to who
was responsible for it.

I have not said that we're not going
after any of these people for the $108,000. I
said, from what I looked into, I could not
find anything that definitively said it was
anybody else's fault other than our own to run
that test. That's what I said.

As far as the money being passed
through, we can't decide not to pass that
through. We receive the benefits from running
those tests on a regular basis in a lower
electric rate because of the UCAP. Okay? We
get a credit based on running those tests,
being an emergency generator for the ISO, so
we received that credit. This is an
unfortunate occurrence in which we did not.
So, while you get the -- while you get the
credit in a lower bill in some months, in this
case, unfortunately, we did not and there was
a penalty, so we have to pay the penalty and
move on. That is unfortunate. It was a $100

PPA that month because we were also recouping
the TCC cost. So your PPA in --

MR. SALADINO: Yeah, but you promised me
that would only be 10 bucks.

MAYOR NYCE: I didn't promise you any
specific number, I said there was a range, and
that -- and that range was actually 15, 7 to
15.

MR. SALADINO: I don't have a commercial
business --

MAYOR NYCE: Anyhow --

MR. SALADINO: -- so it was 7 to 10.

But this email -- these minutes were from --
these minutes, just so we're all on the same
page, not like I got this out of yesterday's
minute book, these minutes were from September of 2012.

MAYOR NYCE: Understood.

MR. SALADINO: So we understand there's been a problem with some contractor. If you don't want to lay the blame at one person's feet, perhaps we could lay it at another person's feet. But there's been a problem with a contractor since September of 2000 -- and before that, but this is -- there were no work session minutes for August and July, so I couldn't -- I couldn't look at them. But, also -- well, that's what I had to say about that.

And my last question is, is why the explanation three months, four months after the fact?

MAYOR NYCE: It's not three months after the fact. We discussed this back in the Spring when it happened. It's been --

MR. SALADINO: No, no, no. I mean -- I
mean, about the penalty. I mean, about the --

I read in today's newspaper your quote, "Do
you have any explanation?" "Nope." I mean,
if the paper's wrong, I apologize. If -- I
apologize to you if the paper's wrong, but,
again, having attended --

MAYOR NYCE: The paper's wrong from
when, from today?

MR. SALADINO: Having attended every one
of these meetings --

MAYOR NYCE: But the paper's wrong from
when? I'm sorry, today you said?

TRUSTEE PHILLIPS: Yeah, there's an
article today.

TRUSTEE HUBBARD: There's an article
today.

MAYOR NYCE: There's an article online.

She asked me for a comment, I said no, that I
would be making a statement tonight.

MR. SALADINO: Again, my question is why
this happened in September, an inordinate --
an exor -- a very large PPA, that people that
you had more than one or two calls about at
Village Hall without an explanation for a
one-time charge. Why this -- if it didn't
deserve an explanation then, why is there an
explanation now, five months later, four
months later? And if you choose to answer
that, you know, what's the need for it now?
Why couldn't we have it then? Or why couldn't
we have it in September, when you found out
about it, or August, when you found out about
it, about the penalty? I would have put -- I
wouldn't have bought coffee that month. I
wouldn't have bought any coffee that month and
I would have had money for my PPA.

There's a lot of it stuff that's not
being told here, Mr. Mayor. And, you know,
whether you feel it's -- your attitude here
tonight, we can't have a discussion about it.
You know, and you tell me that all the time,
and my response to that all the time is, "Why not?" You know, you guys show up for an hour a week -- a month that we get a shot at you, and if you spend an extra fifteen minutes --

MAYOR NYCE: It's an interesting choice of words.

MR. SALADINO: What?

MAYOR NYCE: It's an interesting choice of words, that you get a shot at us. It's an interesting choice of words.

MR. SALADINO: I don't --

MR. SWISKEY: What, are you feeling incompetent and inferior?

MR. SALADINO: I don't know about any of you guys. I don't know what you're accusing me of, but --

MR. SWISKEY: He's a public official.

MR. SALADINO: But, I mean, to sit there and say no, you can't have a discussion about this --

TRUSTEE HUBBARD: John, if I can just answer one part of that question that you had there.
MR. SALADINO: Absolutely.

TRUSTEE HUBBARD: All right. With all the questions that came up, somebody brought the paperwork in to Village Hall last week, had questions on stuff. The Mayor was out of Town. I got the first part of the phone call. When the Mayor got back, him and I had a discussion. Through that discussion is when we found out that they set up the PPA charges over 12 months instead of 24 months. So by having the discussion and everything else, we didn't know that before. We didn't know that before last Monday. That's when we had the discussion to figure out the formula that the Building Department was using was a 12-month period instead 24.

MR. SALADINO: When did you find out about the $108,000 penalty?

TRUSTEE HUBBARD: I heard about that in November. Okay? But, I mean, I'm just
explaning --

MR. SALADINO: This is January. This is January.

TRUSTEE HUBBARD: We did discuss it with people complaining, we listened.

MR. SALADINO: We didn't do a Village reading since --

TRUSTEE HUBBARD: John, okay, let me just finish. With the discussions, the complaining that came up, it came to my attention, to the Mayor's attention. The Mayor and I got on the phone, we talked. He checked with everybody in the Building Department. They found out -- we did find the mistake. We're trying to correct it now. The Mayor explained that. We did not know that before today -- before last Monday. That's when we found out about it, and then he took the corrections, it was our next meeting, and we discussed it tonight.

We didn't know that before. None of us
knew that before that they were doing --
recouping it over 12 months. We just found
that out last week, so we tried to correct it.
And we apologize for that, we all do, it was a
mistake. We were given a calculation, take
your kilowatt hours, charge by this, and
that's the PPA. The formula was wrong. We
had questions about it, we found the problem,
we tried to correct it. That's --

MR. SALADINO: Thank you for that
explanation, but if you remember when I first
asked the question, it wasn't about the
current PPA, it was about the $108,000
penalty.

TRUSTEE HUBBARD: Yeah.

MR. SALADINO: So I just kind of thought
you could have been up front a little bit.
Come -- at the September, I was here, you were
here. Nobody said -- you could have stood up
there, put your chest out and said, "Listen,
we screwed up, it's going to cost you $108,000, give me the money," you know, but you didn't do that. They didn't do that.

MAYOR NYCE: It's nobody's fault.

MR. SALADINO: Thank you. Thanks for listening.

MR. SWISKEY: It's my fault. I'll give you the 50 bucks back.

MAYOR NYCE: Is there anyone else who wishes to address the Board? If not, that will conclude the Public Portion.

So I will offer a motion adopting the January 2014 Budget Agenda with -- I want to ask the Village Attorney on RESOLUTION #18, my understanding was that this was to terminate any or all licenses for berthing for the Fireboat Firefighter Museum, not specifically at the commercial fishing dock, but at any Village asset.

MR. PROKOP: I think that that's correct. Based on the explanation I got -- I
received tonight, that's correct. And it
should be any license for the berthing of the
Fireboat Firefighter Museum at either the
commercial fishing dock --

    MAYOR NYCE: How about at any Village
dock?

    MR. PROKOP: Any Village dock, yes.

    MAYOR NYCE: All right. So Resolution
18 will read as follows:

    "RESOLUTION terminating any license for
berthing for the Fireboat Firefighter Museum
effective February 28th, 2014, and authorizing
the Village Attorney to take appropriate
actions to terminate the license for the
berthing of Fireboat Firefighter at any
Village dock."

    MR. PROKOP: Yes, that's right. Thank
you.

TRUSTEE PHILLIPS: Do you want to put
Village-owned dock? Is that what you wanted?
MAYOR NYCE: Any Village-controlled dock, which would include both the commercial fishing dock and Mitchell Park Marina. So, when we get to that one, I will offer that amended resolution.

So, with that change, I will offer the Resolution adopting the January 2014 agenda as printed, with the proposed amendment for Resolution #18. So moved.

TRUSTEE ROBINS: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: That motion carries. I'll ask Trustee Murray to read Resolution #2.

TRUSTEE MURRAY: RESOLUTION 01-2014-2, RESOLUTION accepting the monthly reports of the Greenport Fire Department, Village Clerk,
Village Treasurer, Village Administrator,
Director of Utilities, Village Attorney, Mayor
and Board of Trustees.

So moved.

TRUSTEE HUBBARD: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: That motion carries.

TRUSTEE HUBBARD: RESOLUTION #01-2014-3,
RESOLUTION approving the hiring of Frederick
Rempe as part-time Housekeeper/Maintenance
Worker for the Village of Greenport Fire
Department, as already approved by the Village
of Greenport Fire Department Board of Wardens
on January 15, 2014. This hiring is to be
effective January 28, 2014, at a pay rate of
$15.00 per hour, not to exceed 17.5 hours per
week.

So moved.

TRUSTEE ROBINS:  Second.

MAYOR NYCE:  All those in favor?

TRUSTEE HUBBARD:  Aye.

TRUSTEE MURRAY:  Aye.

TRUSTEE ROBINS:  Aye.

TRUSTEE PHILLIPS:  Aye.

MAYOR NYCE:  Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE:  The motion carries.

TRUSTEE ROBINS:  RESOLUTION 01-2014-4,
RESOLUTION authorizing the Village of
Greenport Fire Department to solicit bids for
the purchase of ten (10) complete sets of
turn-out gear, and further to direct Clerk
Pirillo to notice the bid accordingly.
So moved.

TRUSTEE PHILLIPS: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: The motion carries.

TRUSTEE PHILLIPS: RESOLUTION 01-2014-5,

RESOLUTION authorizing Treasurer Kagel to

perform the attached budget adjustments.

So moved.

TRUSTEE MURRAY: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.
MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: The motion carries.

TRUSTEE MURRAY: RESOLUTION 01-2014-6, RESOLUTION accepting the letter of retirement as submitted by Charlene Kagel, as Treasurer of the Village of Greenport, effective February 4, 2014.

So moved.

TRUSTEE HUBBARD: Second

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: I'd like to thank Charlene
for her service to the Village and wish her a very happy retirement.


So moved.

TRUSTEE ROBINS: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: That motion carries.

TRUSTEE ROBINS: RESOLUTION 01-2014-8,

RESOLUTION directing Clerk Pirillo to notice the upcoming Fiscal Year 2014/2015 budget hearing, once the date, time and location are
determined.

So moved.

TRUSTEE PHILLIPS: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: The motion carries.

TRUSTEE PHILLIP: RESOLUTION 01-2014-9, RESOLUTION confirming that the 2014 Village of Greenport sale of tax certificates will be held on March 11, 2014 at 10:00 a.m.; and directing Clerk Pirillo to notice the sale accordingly.

So moved.

TRUSTEE MURRAY: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.
TRUSTEE MURRAY:  Aye.
TRUSTEE ROBINS:  Aye.
TRUSTEE PHILLIPS:  Aye.
MAYOR NYCE:  Aye.

Any opposed or abstentions?
(No Response.)

MAYOR NYCE:  The motion carries.

TRUSTEE MURRAY:  RESOLUTION 01-2014-10,
RESOLUTION approving the Public Assembly
Permit Application as submitted by Joseph
Cortale, as applicant for the Floyd Memorial
Library, for the use of a portion of Mitchell
Park from 4:30 p.m. through 8:00 p.m. on July
29, 2014 for the Annual Children’s Concert.

So moved.

TRUSTEE HUBBARD:  Second.

MAYOR NYCE:  All those in favor?

TRUSTEE HUBBARD:  Aye.
TRUSTEE MURRAY:  Aye.
TRUSTEE ROBINS:  Aye.
TRUSTEE PHILLIPS:  Aye.
MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: The motion carries.

TRUSTEE HUBBARD: RESOLUTION #01-2014-11, RESOLUTION accepting the proposal as submitted by H2M, dated January 3rd, 2014; to prepare the Annual Water Supply Statement/Consumer Confidence Report, and the corresponding supplemental data package; and to submit the Annual Supply Statement and Supplemental Data Package to the Suffolk County Department of Health Services, at a total cost of $1,900.00; to be expensed from line item number F.8310.413 (Special Services).

So moved.

TRUSTEE ROBINS: Second.

MAYOR NYCE: All those in -- I'm sorry.

TRUSTEE PHILLIPS: I just -- if I remember reading correctly, is this
something -- this is with all those reports that we get now will be online and not all the paper versions that go out?

MAYOR NYCE: I believe that's the case, yeah.

TRUSTEE PHILLIPS: Okay. So that is a big savings. Okay.

MAYOR NYCE: Absolutely.

TRUSTEE PHILLIPS: Okay.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: The motion carries.

TRUSTEE ROBINS: RESOLUTION 01-2014-12, RESOLUTION, accepting the proposal as
submitted by Cashin Associates, P.C. at a cost not to exceed $34,500 based on 275 man hours for the preparation of an engineering report and Smart Growth Assessment Form necessary to apply for Clean Water State Revolving funds, per the results of the Request for Proposals opening on January 22nd, 2014.

So moved.

TRUSTEE PHILLIPS: Second.

TRUSTEE HUBBARD: Question on that?

MAYOR NYCE: We'll have discussion, yeah.

TRUSTEE HUBBARD: Okay.

MAYOR NYCE: This is in preparation of applying for a grant for the State Revolving Funds for the upgrade of the collection system for the Sewer Department. This would be upgrading pump stations, etcetera.

TRUSTEE HUBBARD: All right. Now these -- when we get this report back from them, the engineering report and all, if we
don't get the grant, this is not money wasted,
they're going to design and have everything
together for it?

MAYOR NYCE: I believe so, yeah. I
believe that's --

TRUSTEE HUBBARD: I just want to make
sure that that's what it is, since I don't
want to spend 34,000 for them to prepare a
grant and have us not get it --

MAYOR NYCE: Right.

TRUSTEE HUBBARD: -- where we should be
doing that inhouse or something else to do
that. But the engineering and design, we're
going to need that anyway.

MAYOR NYCE: Yes.

TRUSTEE HUBBARD: I want to make sure
that we have that and we could use that. If

we don't get the grant, we still can go
forward with doing the work.

MAYOR NYCE: Absolutely.
TRUSTEE HUBBARD: Okay. I just wondered.

TRUSTEE PHILLIPS: Okay. But this isn't a set of plans. It's similar to previous projects years ago that --

MAYOR NYCE: No. It's an engineering -- it's an engineering needs report, it's not -- I think it's going to recommend design, it's not going to be an actual design layout. It's not going to be plans and specs -- it will be the specs, not the plans, if that makes sense.

TRUSTEE HUBBARD: Okay.

TRUSTEE PHILLIPS: In other words, it will be an outline of what we need to do.

MAYOR NYCE: It will be the first step that anyone would have to take in doing the work. So the actual drawings themselves would have to be done off of those -- off of that engineering report.

TRUSTEE HUBBARD: Okay. But if we don't -- if we're not awarded the grant, it's just going to be money wasted. We're going to
need that stuff done anyway?

MAYOR NYCE: I still think, yes, we would need the engineering report.

TRUSTEE HUBBARD: Okay.

TRUSTEE PHILLIPS: This is for the pumps, correct?

MAYOR NYCE: This is for the pump stations, yeah, all the lift stations and --

TRUSTEE HUBBARD: Right, the three stations and Central Station.

MAYOR NYCE: Right.

TRUSTEE ROBINS: And Central Station.

TRUSTEE HUBBARD: They have four of them listed in their proposal and everything.

MAYOR NYCE: Right.

TRUSTEE HUBBARD: I just want to make sure that we're not wasting money going after a grant that we don't get and not have anything for it.

MAYOR NYCE: Absolutely. The other possibility that we have with all of this also is through the EFC with a zero interest loan
23 to do the work if we don't get the grant as well. We could still apply to them for zero
24 interest financing for the same work and we
25
1 would still end up having to do the
2 engineering report at some point anyhow.
3        TRUSTEE HUBBARD:  Okay.
4        MAYOR NYCE:  Is there any further
5 discussion on the motion?
6        (No Response.)
7        MAYOR NYCE:  I'll call the vote. All
8 those in favor?
9        TRUSTEE HUBBARD:  Aye.
10        TRUSTEE MURRAY:  Aye.
11        TRUSTEE ROBINS:  Aye.
12        TRUSTEE PHILLIPS:  Aye.
13        MAYOR NYCE:  Aye.
14 Any opposed or abstentions?
15        (No Response.)
16        MAYOR NYCE:  That motion carries.
17        TRUSTEE PHILLIPS:  RESOLUTION
18 01-2014-13, RESOLUTION declaring as surplus,
19 and no longer needed for municipal purposes,
20 the vehicles per the attached list.
21	So moved.
22 TRUSTEE MURRAY: Second.
23 MAYOR NYCE: All those in favor?
24 TRUSTEE HUBBARD: Aye.
25 TRUSTEE MURRAY: Aye.
26 TRUSTEE ROBINS: Aye.
27 TRUSTEE PHILLIPS: Aye.
28 MAYOR NYCE: Aye.
29 MAYOR NYCE: Any opposed or abstentions?
30 (No Response.)
31 MAYOR NYCE: The motion carries.
32 TRUSTEE MURRAY: RESOLUTION 01-2014-14,
33 RESOLUTION appointing Peter Jauquet -- did I
34 pronounce that correctly?
35 MAYOR NYCE: Uh-huh.
36 TRUSTEE HUBBARD: As Chairman of the
37 Village of Greenport Planning Board, to fill
38 the unexpired term of Linnea
Atkinson-Loveless, which ends on April 3rd, 2014.

So moved.

TRUSTEE HUBBARD: Second.

MAYOR NYCE: By way of discussion, I'd like to thank Linnea for her service to the Village, and thank Peter for stepping up as Chair.

All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: The motion carries.

TRUSTEE HUBBARD: RESOLUTION 01-2014-15, RESOLUTION authorizing Eileen Wingate to attend the Code Enforcement Training Class
sponsored by the Association of Towns from February 17th to February 19th, 2014 in New York City at a total cost not to exceed $1,000.00; to be expensed from line item number A.3620.400 (Safety Inspector Contractual Expense).

So moved.

TRUSTEE ROBINS: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

That motion carries.

TRUSTEE ROBINS: RESOLUTION 01-2014-16, RESOLUTION approving the Local Waterfront Revitalization Plan final draft document for release to the New York State Department of
So moved.

TRUSTEE PHILLIPS: Second.

MAYOR NYCE: By way of explanation so that people understand, this is not us approving the final document. It's approved for release. We will still be going through the process of officially adopting the document after the 60-day period that the New York State Department of State reviews it.

All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: The motion carries.

TRUSTEE PHILLIPS: RESOLUTION 01-2014-17, RESOLUTION authorizing the
attendance of Mayor Nyce at the NYCOM Winter Legislative Meeting in Albany, New York from February 9th, 2014 through February 10th, 2014; at a total cost of $491.00, comprised of: $230.00 for program registration, $38.00 for dinner and $223 for lodging, plus all applicable travel costs, to be expensed from line item number A.0781.400 (Executive Office supplies and Expenses).

So moved.

TRUSTEE MURRAY: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: That motion carries.

I will offer a motion to amend Resolution #1-2014-18.
TRUSTEE MURRAY: Second that.

MAYOR NYCE: By way of discussion, the amendment was read in at the start of the meeting, so I will ask -- call the vote on the amended. All those -- I'll reread it at this point.

RESOLUTION terminating any license for berthing of Fireboat Firefighter Museum, effective February 28th, 2014, and authorizing the Village Attorney to take appropriate actions to terminate the license and berthing of the Fireboat Firefighter at any Village-controlled dock.

That is the amended resolution. I'll call the vote.

All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.
Any opposed or abstentions?

(No Response.)

MAYOR NYCE: The motion carries.

I'll offer a motion to adopt the amended RESOLUTION --

TRUSTEE HUBBARD: Second.

MAYOR NYCE: -- as RESOLUTION 1-2014-18.

Thanks.

TRUSTEE HUBBARD: Second it.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: That motion carries.

TRUSTEE MURRAY: RESOLUTION 01-2014-19,

RESOLUTION approving all checks per the
Voucher Summary Report dated January 24, 2014
in the total amount of $438,041.56 consisting of:

All regular checks in the amount of $331,825.32, and all prepaid checks (including wire transfers) in the amount of $106,216.24.

So moved.

TRUSTEE HUBBARD: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: That motion carries.

It being 7:04, I will offer a motion to adjourn to executive session to discuss a personnel issue.

TRUSTEE PHILLIPS: Second.
MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: That motion carries. We are adjourned. Thank you.

(Whereupon, the meeting was adjourned at 7:04 p.m.)

CERTIFICATION

STATE OF NEW YORK

) SS:
COUNTY OF SUFFOLK }

I, LUCIA BRAATEN, a Court Reporter and Notary Public for and within the State of New York, do hereby certify:

THAT, the above and foregoing contains a true and correct transcription of the proceedings taken on January 27, 2014.

I further certify that I am not related to any of the parties to this action by blood or marriage, and that I am in no way interested in the outcome of this matter.

IN WITNESS WHEREOF, I have hereunto set my hand this 3rd day of January, 2014.

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Lucia Braaten