VILLAGE OF GREENPORT
COUNTY OF SUFFOLK, STATE OF NEW YORK

BOARD OF TRUSTEES
REGULAR SESSION

Third Street Firehouse
Greenport, New York

July 23, 2015
7:00 p.m.

BEFORE:

GEORGE HUBBARD, JR. - MAYOR
MARY BESS PHILLIPS - TRUSTEE
DOUGLAS W. ROBERTS - TRUSTEE
JULIA ROBINS - TRUSTEE
JOSEPH PROKOP - VILLAGE ATTORNEY
SYLVIA PIRILLO - VILLAGE CLERK
PAUL PALLAS - VILLAGE ADMINISTRATOR
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(Whereupon, the meeting was called to order at 7:09 p.m.)

MAYOR HUBBARD: I'd like to call the meeting to order. Pledge to the flag.

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

MAYOR HUBBARD: Please remain standing for a moment of silence especially for the poor girls that were deceased in that tragic accident this Saturday.

(Whereupon, all remained standing for a moment of silence.)

MAYOR HUBBARD: Thank you. You may be seated. I have a couple of announcements:

Trustee Martilotta, his captain called me from the National Guard today to say they are doing training in Fort Drum, and he is supposed to be back from the meeting, but his captain called and asked him to be excused, which is kind of neat, you know. His captain called me at work. So he's not here tonight. He planned on being back, but they were doing drills this evening and he had to be there, so he is excused from the meeting tonight.

A couple other announcements:

The annual Standard Hose Chicken Barbecue will be held on August 15th at Station One, right here, from 4:00 to 7:00.

The annual Skate Park Festival has been re-scheduled for
Sunday, August 23rd from 12:00 to 5:00. The two young gentlemen, Bo Potter and Andrew Samone, are anxious; they put together a band and other stuff on that. We were supposed to have it this past coming Sunday, but due to Tall Ships and everything else, we didn't have time to get it all together, so we had to schedule it for the 23rd of August.

At this time, I'd like -- We have a presentation from the Historic Walking Tour of the Village of Greenport presented by the Greenport School of 5th-grade students. We're going to let them set up for a moment, and we're going to have a presentation by the students in our 5th grade. We are going to come around the front and watch it along with you.

TEACHER: Hello. Thank you for welcoming us and having us here tonight. We're very excited to share with you a project that our students did to celebrate Southold's town and community's 75th anniversary.

They presented a press conference at school, and we are now sharing that with you as well. I know that Paola and Justin are handing out some documents that you may find useful, and, hopefully, we can answer questions for you, if we haven't, at the end.

Let's see, who is our first walking tour group?

STUDENT: Hi. My name is Shelby and this Elsa. We will
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be talking about our first walking tour.

 Basically, what we did was, we took along our booklets and we went around Greenport and looked at schools and read a couple paragraphs about the sports and the history of them.

STUDENT: And then we went back to class and researched further about what houses we liked and what we were interested in.

STUDENT: We finally narrowed our interests of the places down to three main places and started to work what we -- which places we would use.

STUDENT: And then afterwards, when we decided which houses we wanted to do, that was time when we went back and we had our second walking tour.

TEACHER: Now we have friends to tell you about our second walking four. This is Hassad and Matthew.

STUDENT: Hi. This is Hassad and this is Matthew. Our second walking tour, we went back into town and we got more information and we took pictures and videos and we also made scripts, which we are -- we have put into videos we have made and we took pictures and videos on iPads.

TEACHER: Thank you. Who are our making-video experts?

STUDENT: Hi. I am Annabelle.

STUDENT: Hi. My name is Johan.

STUDENT: We are going to tell you about how we made our
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videos.

STUDENT: First, we went to the App Store and we found an app called WeVideo and we downloaded it.

STUDENT: Next, we took all of our videos and photos and put them together to make a video.

STUDENT: Then we put it together into a video.

STUDENT: After that, we added all the music and captions that we would like and we were done with our video.

TEACHER: Now you're in for a real treat. You get to see our new map that has QR codes that you will be able to utilize once you hear from our QR code team how to operate them.

Can our QR team come up, please? Justin and Aiden, if you would like to bring our big map up also, that would be wonderful.

STUDENT: My name is Shelby, and this is Olsa, Annica, and Carla. That is Justin and Aiden holding the map.

Personal device, number one: You will find the app at the application store.

STUDENT: You search the QR -- find the app on your personal device.

STUDENT: Download a free QR code reader.

STUDENT: Search through QR code reader.

STUDENT: Four: You open the app on your personal
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device.

STUDENT: When you see something like this, hold your phone up to the camera and a video or a link will appear.

STUDENT: And if a link does appear, you click on it and a video pops up.

TEACHER: Do we have any more student groups that didn't have a chance to share? No?

We would like to invite you to check us out on the web. We have a class website and a couple of Facebook pages that you can follow to find out more information about us.

If you would like, you're more than welcome to use your device and use the QR code reader to view the videos the students have created for this project. Thank you.

MAYOR HUBBARD: I just want to thank the class for doing that for us. I'll have to have one of the kids show me on my phone how to do that. When it comes to phones, I have no idea. They have to teach me on that.

Next, we have the public to address the Board. I will open the floor if there's anybody from the public that wants to address us on the agenda or any topic.

MR. SWISKEY: William Swiskey. 184 5th Street, Greenport.

There are several items that I'm going to ask about. The first one is an item on the agenda. It has to do with a
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budget mod for the Tall Ships. My understanding was that --
well, all your receipts are in for the Tall Ships, right?

MAYOR HUBBARD: We're not complete on that. The
treasurer is real close to that. I should have that report
on Monday or Tuesday.

MR. SWISKEY: It's very strange that you ask for $52,000
out of the bankbook after the festival is over.

What is that money going to pay for?

MAYOR HUBBARD: Which one is that?

MR. SWISKEY: There's a budget modification.

TRUSTEE ROBERTS: If I may, Mr. Mayor --

MAYOR HUBBARD: $62,572?

MR. SWISKEY: Yes, that's it. That's strange. The
festival is over, bills are coming in, and you need $62,000?

For what? Did we lose that much money?

MAYOR HUBBARD: No, we didn't lose any money on it.

TRUSTEE ROBERTS: Mr. Mayor, if I may, I don't we have
it in the packet, but we have a breakdown.

MAYOR HUBBARD: Okay. Sure. Read the breakdown on it.

TRUSTEE ROBERTS: 2,500 CAC. 2,000 CAC, a marketing
company that we pay monthly. 1,470 on advertising. An
advertising bill for 6,800. Advertising 21,000 for TV and
radio. 4,400 for printing. 6,500 for printing signs. 130
for letters and -- This is all stuff from the day of. Item
portables 4,320, National Ticket Company for 9,054. 110 for
two additional tents for selling tickets, I guess. 7,025 for
East End Sporting Goods for t-shirts; apparently, we needed
more T-shirts --

MR. SWISKEY: Where I'm really confused is, in other
words, there are a lot of bills -- I've been following the
monthly, you know, batch of summaries. A lot of these bills
have been paid. Now we have more bills. This festival --
Can I assume by this that the festival then ran not 276,000,
but well over $300,000?

MAYOR HUBBARD: No, that's not correct at all.

TRUSTEE ROBINS: These were all budgeted items. I think
there were small expenses at the end, the pilot fees and
maybe a few extra T-shirts, but we had a little bit built in,
you know, excess for incidentals and stuff like that. These
are all expenses that were pre-budgeted and part of that
additional budget of $278,000. This is not additional
monies.

MR. SWISKEY: I'll take your word for it. I remember a
lot of these being discussed and money transferred and bills
being paid. When can we expect the final count?

MAYOR HUBBARD: I talked to Robert on it yesterday.
He's pretty close with a couple other bills that were just
coming in and just making sure he had everything, the dump
fee and other bills like that. Also, calculating the rest of the overtime and expenses. The times just went in yesterday because everybody got paid today. So he is going to review all that in the beginning of the week. I hope by next weekend we will have the overall report. We will give it to the public and put it on the website and we can discuss it next month. We'll definitely have the final report for the August work session, but it should be done sooner.

MR. SWISKEY: All right. I'm just a little bit concerned. When all your money is in the bank or 99% of it is in the bank account and you're still going to the other bankbook to pay bills when you can pay bills --

MAYOR HUBBARD: I think he was trying to -- Instead of taking the deposits and the other stuff, keeping that clean. And everything that came in, make sure the bills all budgeted part of the original 276 and that's what he was doing with that. That should all be reconciled for our next meeting.

MR. SWISKEY: All right. Resolution 07-2015-09 has to do with Edward Ward.

MAYOR HUBBARD: Yes.

MR. SWISKEY: Now, he's a part-timer and has to be a part-timer basically because he has a state pension. The State isn't about to give any waivers anymore. So we're sending this guy for 30 days to one school in Yaphank,
another school in Westbury to, I guess, learn fire codes. Why are we -- Why don't we just get a full-time employee? I mean, Ward won't be able to work the hours to do these duties under what the State allows you to work.

MAYOR HUBBARD: Basically, we will give him the training and qualifications to do the job that he's doing for us now as part time.

TRUSTEE ROBERTS: Is it 30 days though?

MAYOR HUBBARD: It's September 1st to the 30th. I don't believe that's correct.

MS. PIRILLO: No, it's September 1st through the 3rd.

MR. SWISKEY: All right. That makes more sense. Two or three days is -- 30 days would be like wow.

MAYOR HUBBARD: Without a doubt.

MR. SWISKEY: All right. The next one I have to ask is -- this has been a discussion for a long time -- What does Maritime pay us rent yearly?

MAYOR HUBBARD: I don't know if we got an answer on that.

Do we have an answer on that? No.

MR. SWISKEY: How do we not know what they paid us in rent last year, this year, or the year before? If I remember the old agreement going back many, many years, it was eight grand. Have we ever collected that?
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MAYOR HUBBARD: We looked back over the past couple years, Bill, and they have not paid us anything. We will try to find out when the last time was.

MR. SWISKEY: I can rent that property to a restaurant for ten or twelve grand a month. Maybe it's time that you went back to these people. They got a sweetheart deal there. We want 2,000 a month or leave. It's time. You know, this is Village money.

In other words, I can't see one light from where I live. One of their main, you know, lighthouses. I can't see any lighthouses from where I live. What I do see is streets that need paving. I think it's the time that the Board actually considered that.

MAYOR HUBBARD: We'll have to report it to the work session on that. We talked about that. We haven't got to the bottom of it, but I'll get to the bottom of it.

MR. SWISKEY: Yeah, because, it's just beyond me how this could've been allowed. I don't know how many years this is going on now. It's been going on 20 years or even 10 years.

I know they used to pay. When did they stop paying? That's what I mean.

MAYOR HUBBARD: There was a treasurer that was here back then. Our current treasurer doesn't have any records of a
payment that we know of. It goes back to previous
	treasurers, and we are trying to look through old books to
try to find the documents. I don't know.

MR. SWISKEY: It could be $80,000 --

MAYOR HUBBARD: I wouldn't want to guess that. I'm not
sure. We did a quick look on it. They were trying to find
it. Robert has not found the last payment on it. He was
researching it.

When I talk with him about the Tall Ships Festival, I'll
talk to him about that and get an answer.

MR. SWISKEY: Thank you.

There's one more thing. This was discussed during the
campaign about imposing -- I don't know what you call it -- a
landing fee or a tax on each car that wants to ride on the
ferry from Greenport.

If you get legislators on board, you can collect a
dollar for each car to get onboard. It could be well
$100,000 a year, and you could dedicate it strictly to
streets.

Has there been any talk of it at all?

MAYOR HUBBARD: We talked about it and discussed it. We
have been told by legal counsel that it's not legal to do it
without making it a special ferry district, same as Port
Jeff. You could not just impose a dollar fee on it.
MR. SWISKEY: Well, maybe we should look into making it a special ferry district. If our attorney is not comfortable with it, we hire a special counsel. Even if it costs us 20 grand, if he gets us that dollar, that's $100,000 a year. I'd say that's a bonus.

One attorney says -- I think it's possible. They're using your streets. They're causing a mess.

MAYOR HUBBARD: Without a doubt.

MR. SWISKEY: They are coming the wrong way. It's chaos. We should get something out of it.

You know, we actually own the land underwater that they put their pilots on. The railroad's land ends -- Where their pilots and their slips are, that's still in the water. Do we get any money out of them for that?

MAYOR HUBBARD: We don't get anything at all.

MR. SWISKEY: We should look into that. Their pilots are on our land. If I drive a pilot off the beach down there, the Village is entitled for taking a fee for me for using their land, same as the ferry. I think it should be looked into.

TRUSTEE ROBERTS: There was discussion at the Work Session about the MTA lease and the MTA being willing to work on a proposal. The easier way to get that revenue out might well be to work with the MTA to become a landlord and charge
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them rent. That's a path that we need to get somebody in to help with that proposal.

MR. SWISKEY: What is their lease with the MTA right now? How many years does it have left to run?

TRUSTEE ROBERTS: I'm not sure of the exact number of years. I know that they get $2,500 a month. The MTA told me, "If you keep us getting $2,500 a month, we'll work with you on the proposal." There is other land over there that is overgrown with grass they have been using as parking. It's a gold mine for us.

MR. SWISKEY: The ferry fee is a gold mine, the landing fee. We're not charging the people to get off, we're charging the people to get on. These are things that we should be pursuing, or at least I feel.

Anyway, I'm going to get back to another topic here -- Oh, one more thing. Way back in, I guess -- I don't know when -- sometime in May, the Smoke Fish Operation was issued an appearance ticket.

Does the lawyer know whatever happened to this? Did they ever appear?

MR. PROKOP: I'm not the attorney for that case. I'm not sure. There was an attorney retained by the Village.

MR. SWISKEY: There was an attorney retained by the Village?
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MAYOR HUBBARD: They talked to a different attorney to make sure there was no conflict of issue on it. We had set laws. I don't remember his name right now.

MR. PROKOP: It's pending.

MR. SWISKEY: In other words, this is an appearance ticket. Did they plead not guilty?

MAYOR HUBBARD: I don't know the outcome of it. I can look into it a little bit more and find out.

MR. SWISKEY: I would appreciate it.

MAYOR HUBBARD: It didn't go away. It hasn't been settled that I know of. We haven't gotten anything back that said it was settled whatever.

MR. SWISKEY: We granted this guy everything he wanted, and he's not answering our ticket.

MAYOR HUBBARD: He may have. I'm not sure. I will check on that.

MR. SWISKEY: Okay.

This one was, like -- This was the root of a lot of contention during the election. I mean, this was -- Somebody received special favors. If this was me or most people in this audience, our butt would be in court and have been fined by now. I mean, whether you like Smoke Fish or not, the law is the law. Selective enforcement cannot go on. There appears to be some of that happening now.
Anyway, let's get to the blackout.

Did A & F -- they were on-site -- determine how much damage there is to the number one transformer?

MR. PALLAS: They are still doing testing. They are going back tomorrow to continue testing.

MR. SWISKEY: Did we go to PSE&G and ask them what faults were indicated on their relays?

MR. PALLAS: We did not receive a reply. We asked on Monday.

MR. SWISKEY: That's what happens. When that cable faults, even though they are on transformers, it means you had a short between phase, phase to the ground, ground fault, a few other things off a current and -- You know, they -- You know, they can actually read those at their control centers. I don't understand why they haven't responded.

MR. PALLAS: I can't answer that question.

MR. SWISKEY: Anyway, we're on transformer number 2 now. Basically, we're having a little bit of a dispute with the people about the tap's settings and whether it's compatible to run with transformer number one. The point is -- Hold on. Let me find it. I went through a lot of papers today. I'm just curious.

There's a comment in here from A & F on the original -- when they went through everything, there were concerns about
whether we would be able to parallel our generators with this new transformer.

MR. PALLAS: I don't believe we can at the moment. That was one of the issues that we have been dealing with the engineer.

MR. SWISKEY: Well, does that mean we can't use our generators to shave loads off this transformer?

MR. PALLAS: I don't see any need to do that.

MR. SWISKEY: It's possible that it could happen?

MR. PALLAS: The transformers radiate at ten megawatts and our peak load is a little over seven.

MR. SWISKEY: Well, the other one radiates at ten too. It is possible. We're on a call to demand. We would have to produce -- If they called tomorrow, we would have to produce five megawatts.

MR. PALLAS: We are required to do that.

MR. SWISKEY: If we were using six megawatts at the time they called them to give them five, what happens then if we can't parallel operation?

MR. PALLAS: I don't know what the ramifications of that would be to be perfectly honest. I would have to review the contracts.

MR. SWISKEY: I'm not going to go any further into this. This is a little bit scary, George.
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MAYOR HUBBARD: Yes, it is. It's very scary. If the transformer was to come down, I was concerned myself and I still am. I tried to get a quick answer on that to get it back up and running with what we should have there.

MR. SWISKEY: Well, the problem is if that transformer faulted, it's going to have to come off and go away and be rebuilt. That could be a very expensive item.

Plus, the other thing I want to ask, it says in the statement that no alarms went off. That thing has multitudes of alarms inside the plant. At the very least, when it trips, it usually throws out the major transformer failure light. That didn't even come on?

MR. PALLAS: I'll double check tomorrow. We did not get any alarms.

MR. SWISKEY: That's very, very strange. Anyway, thank you.

MR. SALADINO: Joe Saladino. 6th Street, Greenport. Are there anymore items -- executive sessions?

MR. PROKOP: I don't think so. I was kind of hoping that you would --

TRUSTEE ROBERTS: Are we sure there's no executive session?

MAYOR HUBBARD: Okay. There may be an executive session. I wasn't planning -- Okay.
MR. SALADINO: I was kind of hoping we could get an explanation about the power plant before the public came to speak and maybe you could have let us in.

At some point, this Board is going to have to admit that there's something wrong with the power plant. For the last five years, Mr. Swiskey and myself, we have been standing at the podium saying that there's stuff wrong with the power plant. For the last five years, the previous mayor told us everything is fine. It's okay to be wrong, John. It's okay to be wrong. We didn't believe it.

Three of the trustees that was here then, by their silence, kind of went along with that. Now it's come to pass. Only somebody that has moved to town yesterday would believe there's nothing wrong with the power plant. There's serious issues there. Even when it was old and needed upgrading, decrepit, and old analog controls, the guy, when the lights went out, went to the power plant, pressed the button and re-put out lights. Now that doesn't seem to work anymore.

At some point, you guys are going to have to admit there's something wrong. At some point, you are going to have to admit that perhaps it was a bad design. It was the construction company that made a mistake, whoever was involved in the process.
To keep telling the public that was this or this was that, it's disingenuous. We all know it's not the truth. I was kind of hoping you would address that.

MAYOR HUBBARD: We did put together two announcements, one on Monday and one yesterday, to give the people some information what we had at the time.

Sunday, myself and two trustees went up to the light plant. I was never there when they were shut off and coming back on. I was never in town when that happened. I learned some stuff when the gentlemen that were up there were on it.

Do they all need training? Yes. Do we need some more training? Yes. Are there some issues? Yes, there are. When we get some answers, that's when we try to tell everybody as quick as we knew something, what we knew. We are going get to answers on the rest of it and we're going to try to make repairs and we will let you know what's going on.

MR. SALADINO: To the Board's credit, at least the last few times, you have addressed it. You told us what you think was wrong and what had happened, but you're not addressing the root cause. You're not telling us, you know, how we got to this point in the first place. Nobody is willing to admit that perhaps you made a mistake. Until we admit that, we are going to keep going around and around and around. I believe at the work session I heard the attorney say that we're
running out of time. Perhaps, unless I misheard him --

    MAYOR HUBBARD: You did hear correctly. That's when
they were going after the contractors with phase one.

    MR. SALADINO: So perhaps instead of pursuing frivolous
lawsuits against neighbors that, you know, were given
permission to do something and somebody didn't like their
attitude or whatever, the attorney could have focussed on
that. I'm not blaming the attorney. If he's working on that
lawsuit -- Now we are running out of time with an important
lawsuit as opposed to a lawsuit that was based on nonsense.

    TRUSTEE ROBINS: I would like to speak now. I was on
the Board when the contracts were entered into for these
power upgrades originally.

    I have done my research on decisions and I know what
decisions were made and how the process went. I might not
have voted in favor at that time. I disagreed with it. That
being said, here we are right now.

    I do want to point out that there was a bad situation
with communication being down on Sunday afternoon. I took it
upon myself to go downtown and I went store to store and
shared with them, in person, what I knew from Mr. Pallas
having spoken to him on my mobile phone. I felt
communication -- fiscal communication is very important
because everybody was very upset.
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I followed up later this week with the printed report that was put out by the Village website. I think I've visited every business in town. I gave them all my card, and I asked them to contact me with any questions now or in the future. I'm very much interested in taking ownership of this and making myself available to the public.

MR. SALADINO: I applaud your effort. Unfortunately, 2,200 out of the 2,400 residents that live here don't own a business. They were home with no heat.

I wasn't going to exploit those individuals. But since you brought it up, I can remember two years ago when you became the liaison to the power plant and we questioned you when you made a comment about how you visited and everything was working fine, everything is performing as expected, and that wasn't the truth. That wasn't the truth. When we questioned it, again, we got the same response, "John, it's okay to be wrong. It's okay to be wrong, John." At some point, we got to own it. We have to own it. We can't keep going on like this. It was a mismanaged project, bad design, you got -- Paul is a really smart guy. If we asked them, he would give you an honest answer.

You know, so, I just have a couple of things about the agenda. I'm in full support of the resolution with Global Common. I might be the only guy in the room that is. I
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would also ask if -- as per our e-mail -- If you want me to,
I will. Are you going to consider perhaps tabling these two
resolutions? I believe it's 15, 16, and 17.

MAYOR HUBBARD: 16 and 17, that's -- 17 and 18 you're
talking about? One of the principals are here this evening.
He has his chance to speak about it and everything else. By
the way things are done with our procedure, by not going and
doing and following our procedure for our permit application,
we set a precedent by not doing what we normally do with
everybody else.

MR. SALADINO: Let me ask you this: How can you
schedule a visit to the project, that when we get there, will
be completed? What is it we're suppose to look at? How can
you schedule a public hearing for a completed project? How
can the public comment about a project already completed? I
would ask the principal. I would ask Mr. Clark, how would
you expect us to make a valid judgment about what's happening
in a particular place or a particular time on a proposed
project that is already done? How would you expect the
public to make a legitimate comment that started without the
benefit of permit, without the benefit of legal authority?
The only thing I'm asking you to do here is to table these
things and talk about it among yourself and come up with a
viable solution. The process is already broken, the process
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is out the window, so don't sit there and say you have to go through the process; there is no process.

MAYOR HUBBARD: Right. I think after discussing with the attorney and stuff today, in the past, it was go and do something and ask for forgiveness. We are trying to break that trend and get people to do things the proper way and follow the procedure.

MR. SALADINO: Apparently not.

MAYOR HUBBARD: This already happened. I don't want it to come back to us and say, "Well, you didn't do it down there." And then the next time you come in and tell us you didn't follow process here, you can't follow it with me.

We are trying to go through the process and at least issue the permit after the fact. This way, they went through the whole process and it doesn't set a precedent for the next guy to continue doing the same thing, which I feel is wrong.

I addressed it at that point and to follow through on the process and at least issue the permit for putting closure to it saying, yes, we knew about it and it didn't happen the proper way. This way, in the future, we want to make sure it happens in the proper way.

MR. SALADINO: I would ask you this. Again, it doesn't matter if it was the CAC and a member of the public. There was a Stop Work Order issued for this project.
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MAYOR HUBBARD: Yes, there was.

MR. SALADINO: Why was it allowed to continue without the permit being in place? We have done that before. People started a project, we issued a Stop Work Order, they stopped work until they went through the process.

Why was this particular project allowed to continue?

MAYOR HUBBARD: They demolished the building before we even had the permit, which they shouldn't have done. But it happened and we found out after the fact. That's what had happened.

The maintenance permit that was in place for that property down there had expired in April. The owner didn't realize it. He was in the hospital at the time, and he didn't realize it. He discussed it with myself, the village attorney, and with the village administrator. They had the DEC permit, and the DEC said it was going to be okay. We would let them continue and let them go through the process of getting a Wetlands Permit Application. They submitted it and we would deal with it after the fact to keep the project going, for the safety of the land down there, and for the use for ferry boats and stuff like that. It's a needed piece of property down there.

MR. SALADINO: How -- Without oversight, how can you -- building permit, Wetlands Permit, how do you let the project
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continue without any oversight? It's like letting somebody build a house and then the building inspector shows up and says, "Okay. We would really rather next time you don't do that, but since it's up, go ahead."

MAYOR HUBBARD: Normally, what our permit file says, we would not do anything else. They're the agencies that know more about what's going on with the waterfront than we do. We said, as long as the DEC says okay, which they did, and they got those permits and brought them into us, said it's good for the next ten years and they approved all the construction on it.

We, normally, once they have those permits, it's very rare that we go against the DEC. So talking with the other people from the Village, as long as the DEC says it's okay, it's not harming the Village or anything else, it's a stick-for-stick replacement, I would say to let them go through the process and get the permit.

I will take the blame on that because I discussed it with the lawyer and the Village administration to move forward and finish that so there's not a big open hole in the waterway down there. I said as long as the DEC says they stopped until they got the DEC permit. They got the DEC permit, and here it is (indicating).

MR. SALADINO: You, better than most, know that the
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Village is the last permitting agency.

MR. HUBBARD: Yes, without a doubt.

MR. SALADINO: This is home rule here. The DEC can permit all they want. The Army Corps of Engineers can permit all they want. It's the Village that has the last word. To ignore Village code is to ignore the law. I'm having a hard time standing here and listen to you try to justify this. That's my problem here.

You just made a statement saying all the environmental controls are all in place and everything is good in environmental. You have no clue. You have no clue.

This was done by stealth. Nobody has access to the property from the outside. Nobody knows what's going on there. That's the whole idea of oversight. That's the whole idea of oversight, to say, "No, you can't do that." You know exactly what I'm saying.

MAYOR HUBBARD: I know what you are saying. John, once the CAC approves the permit and they get it and they are down there doing the same work that they are doing right now. We're not down there every day reviewing what they are doing. They are going by what they are permitted to do, and that's what they're suppose to go by.

Any project, we don't go down there and monitor it daily. They have a permit --
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MR. SALADINO: There's conditions -- Read your own agenda. There are conditions imposed for every Wetlands Permit. There are suggestions and recommendations, if you go along with them or you don't go along with them. If you go along with them, they become part of the law.

When the project is complete -- You know the process; I shouldn't have to say to you. When the process is complete, the building inspector goes in order to get a certificate of completion and they look, "Did you do this? Did you do this? Did you do this?" We're going in circles here and I apologize. Thank you for listening.

MAYOR HUBBARD: Mr. Clarke.

MR. CLARKE: My name is Steve Clarke. I live at 139 Fourth. To make it really clear, John Saladino is dead right on a couple of things. One is, I have to be one of the most flagrant violators of the Village of all, because for 45 years that I've been here, I never knew that I had to have a Village Wetlands Permit.

I now know in spades and I will never, ever even dream of doing something without a Village Wetlands Permit. I didn't expect Mr. Saladino to talk about this, but he -- he -- I don't actually disagree with anything he says, but I'd like to add something to it.

If you would just let me read quickly a letter I put
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together this afternoon. I have to say, I didn't know about this meeting tonight. I should have, but I didn't. I'm really glad to be here. I'm not sure I can pull this off and solve Mr. Saladino's questions except for one thing. I was told 1:30, roughly, this afternoon of this resolution tonight. I'll leave out the first paragraph.

"I'd like to submit to each of you hearing if approved by you tonight" -- By the way, let me throw this out because I know how confusing it can get. I never knew that John Costello made an application for a Wetlands Permit down there. But I have a piece of paper that maybe John, himself, never got. I don't mean to make this as complicated as the light department problems, but it can get -- even the simplest thing can get -- even the simplest thing can get pretty screwed up.

I wish to submit to each of you at this hearing and approved by you tonight at the hearings and the future hearings are unnecessary and counter-productive to both John, Greenport Yacht, and all of the Incorporated Village itself. The facts are clear and undisputed. Mr. Saladino said it perfect.

Both Costello and Greenport Yacht did not realize that the ongoing DEC permit had expired in April. We, by the way, have had permits with the, I think, since the '70s. Don't
hold me to that, but there's been permit after permit after permit. Most of which we have never had the money and John has not had the time to execute that permit, but some of them have been done.

We have a long bulkhead with a crane bar, a smaller bulkhead for the railways. This was done with DEC permits. The permit in charge at the time and, of course, I can promise you without any input from the Village, because I didn't know it or, at least, I didn't know it and I expect John didn't know it. Neither of us knew, John or I, until the project was well under way.

Now the DEC has issued a permit date of July 10th to do the work; and this permit -- the title page of this permit, I posted at the shipyard on the side of the shipyard and I re-tacked -- because fallen off -- I re-tacked it to the Stop Work Order. I'm not trying to irritate or go around anything for the Village of Greenport. There is an existing Stop Work Order and I put it back up -- I put the Stop Work Order back up on the sign of the Greenport Yacht building. I tacked it up there myself because it came off some sort of green masking tape about a week or so ago.

The DEC permit that we have now -- and I don't have it with me -- it's pretty easy to understand. It has 24 conditions, including the placement of the bulkhead and many
environmental conditions in which we, Costello and Greenport Yacht, will have to comply with explicitly. Now that we got this permit and it was -- I don't know how we got it so quickly. I had nothing to do with it. Ain't no fooling around with the DEC permit. That's -- I think, John and I can take that to the bank.

I'd like to add something else. On July 9th -- Actually, several days before that, the DEC sent to me a Notice of complete application. Not a permit, but the application was complete. The Notice explicitly stated that the permit would apply to many environmental regulations. It was a one page, but they made it absolutely crystal clear that excavations and filling navigable waters, water certifications and, I assume, many, many other DEC requirements would all be applicable to that permit once it was issued.

I'd like to -- This is why I'm here tonight. The Notice ending -- This Notice -- I'm going to give everybody a copy of it. It might be fun to read it. The Notice ending, the following statement, I will quote it exactly. This I'm talking to all of you, but I am also talking to John Saladino: "State Environmental Quality Review SEQRA determination. This project is not subject to SEQRA because this is a type 2 action."
Don't even dream about asking me what a type-2 action is, because I have no idea, but the DEC made it clear in the letter to me -- I don't know whether John ever got one -- but this is it. I'm giving each of you. It's not a permit but it's a Notice of complete application. It says right in here that the project is not subject to an environmental quality review because it's a type-2 action.

Some of you may be familiar with the permit itself. In fact, John Saladino probably knows more about the permits than I do.

Further, the project will be nearly completed by the proposed date of August 27th, which is, of course, just a hearing. Out of the hearing will come other things to be done. And certainly by the time there's a resolution to all of this and someone issues or reviews with me or John or someone what is required for the Wetlands Permit or some other environmental request. By that time, the project will be long gone.

So I sort of like to suggest this, and Mr. Saladino is going to really disagree with me. I'd like to suggest that we save some time and money by not -- by not having -- let's save each other the money and time, the Village's public hearing and subsequent actions will cost. It's going to cost you time; it's going to me, engineers. I'm sure this permit
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will require someone with a civil engineering degree. There's money involved in it also. The permit will be done, travelers will be running, boats will be stored by that time.

Last, I'd like to submit -- I'd last -- At last, I'd like to submit is the Village's Waterfront Revitalization Plan. Something that nobody ever pays too much attention to, or at least I didn't when I was on the Village Board. We normally didn't pay too much attention to it until after it was done even though it affects certainly every inch of the waterfront.

As you all know, there's at least one upgrade -- I think there's been two upgrades in the last, God knows, two lifetimes since I've been where you're sitting. The Waterfront Revitalization Plan makes it clear that our working waterfront is still a vital part of what still makes Greenport unique. The working waterfront of Greenport has disappeared at a rate that is just phenomenal to me.

Claudio's used to be a working waterfront. I can remember the rowboats coming and raising hell with the yachters that were there. During one of the storms, there were four or five boats from down, I think, the Carolinas or someplace all tied up there. There was a shipyard at one time vacant, of course, but that's now condos.

The waterfront in Greenport -- The waterfront in
Greenport is shrinking and I and John Costello and probably quite a few others are determined that it not shrink too much more. But the working waterfront is still a vital part of what makes Greenport unique.

What is now underway -- I'm referring to this bulkhead job -- improves significantly -- more than significantly. A part of the shipyard, by the way, predates the 1938 hurricane. That bulkhead -- That bulkhead that's being replaced has not been touched except to repair it during the 45 years I've been here. That takes you back to 1970. I believe that -- that I predate the '38 hurricane.

So I would respectfully submit that a negative vote would help all of us. As a side, I can promise you Greenport Yacht will comply with all of the Village's public and environmental regulations in the future.

This whole thing we're going through is not worth trying to get around anything. As I said before, all the little projects -- most of them small but some not so small -- I promise you, I never heard of a Wetlands Permit for the Village of Greenport. Not saying I shouldn't have, but I really didn't know that.

MAYOR HUBBARD: Thank you.

Anyone else want to address the Board?

MR. WINKLER: John Winkler. 175 5th Street.
The reason I'm here tonight is because I just want to make sure that we're all up to date. Of course, a lot of stuff has happened, our power outages and -- I just have a couple of questions. This has been an ongoing thing for a long time.

I know it must be very difficult to see what's going on at that plant, but we have an asset in this Village and his name is Bill Swiskey. I think the Board should swallow its pride and have him help you. He knows that plant better than anybody.

I don't know why we're not using his expertise. I really don't. I know he's very caustic and says a lot of things that upsets people, but he is an intelligent man. He knows that plant. I don't know why you wouldn't reach out to him to help us solve this problem.

I could go on about questions that I have like why one transformer is on through the hottest day of the year on a weekend drawing the most power and another transformer is sitting there that's not even being used. They're suppose to be working parallel so you don't have that situation.

This problem with the taps on the transformer, I have been addressing since inception of it. Why hasn't it been fixed? A & F said it has to be fixed. What are we waiting for? I don't understand the delay.
The accountability -- I don't know if we are going through legal things with Genesis and the contractors and everything else, but we are now very susceptible for that other transformer -- If we get a heavy peak, then what are we going to do? We don't have anybody to run the generators. After five years, nobody knows how to start those generators.

MAYOR HUBBARD: Last time, they did run the generators.

MR. WINKLER: It used to take half hour to get them things up. Nobody is trained. Genesis and their contractors -- I read the contract -- was supposed to train the personnel to operate that plant. They haven't done that in five years.

I mentioned this and it goes right over everybody's head.

Do you realize what liability you're putting us in, the taxpayers? This plant cost us five million dollars. Are we better off today than we were five years ago? No, we were better off five years ago and spent five million dollars.

Somebody has got to wake up and say that something is not right here. Billy and myself have all been telling you what's happening with the plant. So please, use Billy. He's an asset. He knows more than I could ever think of about powerhouses. If you don't use that asset, you're not looking out for us. All Billy wants to do is help. I know him. He would help us and help you people through this.

I know Paul is very good, but he got stuck into this
thing two years ago. He's left us with the problem of a gift that keeps on giving. We have to change the culture of that plant.

We just gave Doug Jacobs a 14 percent raise. What was his added duties? I thought he was in charge of the generators. I thought that's what his expertise was going to be.

MAYOR HUBBARD: No, he's a lineman.

MR. WINKLER: He's the one that's starting the generators?

MAYOR HUBBARD: Yes.

MR. WINKLER: So why has nobody trained him? He's been here for three years now.

MAYOR HUBBARD: He had been trained on it. He ran for the last DMNC test. Doug ran the engines.

MR. WINKLER: In case there's an emergency, there's nobody that can start them up when they need to be started.

MAYOR HUBBARD: He was there that day. Before I could text him, he was there.

MR. WINKLER: Three hours, they never got them running. They just -- PSE&G got the -- we didn't need to start them, but it would've taken three hours. That never happened before. Years ago, it was a half hour.

Those things run independent of whatever PSE&G gave us.
This was to feed our Village, okay, independent of them. Why can't that happen? It happened -- It was working five years ago. Now it's not working? Nobody knows how to start them efficiently and quickly? You need Billy's help. Be smart. Let Billy help you. Thank you very much.

MAYOR HUBBARD: Thank you.

MR. MILLER: My name is Chris Miller. 160 5th Street. I came specifically to talk to you about this alleged swing at the Village Park. As the previous speaker indicated that may be an issue now. Did you know that?

MAYOR HUBBARD: We're going to vote on it this evening but I believe it's going to be -- The agenda that we have on there is to do away with doing the project down there.

MR. MILLER: Also, I wanted to agree that one of the things I boast about the Village is from the hurricane we had, Sandy. I remember sitting with my beloved. About some time I thought that the lights went out and I said, "I thought we would have more time." That was on Monday. Half an hour later, the lights came back on.

MAYOR HUBBARD: Thank you.

MS. HORTON: Gail Horton. 727 First Street, Greenport, New York.

I came here really just to see the kids, but I really want to speak in favor of Steve Clarke. He is a very
important part of our working waterfront. He has railways and other places that use that, the ferry boats can use -- I think -- I'm not -- I don't think he was a scuff law in the first place. I believe that we should have consideration in this matter.

Losing time on those ways and losing that work is very important. Eventually, the work will drift away and then we have that large part of our working waterfront gone. As I say, I don't approve of not following the laws -- well, I do sometimes, but not Village laws, of course. I hope that you will consider in his favor.

I worked on that first Waterfront Revitalization Plan, and that area was very high land water for our future of working waterfront. Thank you. Have a very a good night.

MS. ALLEN: Chatty Allen, 5th Avenue.

Just to back up what John said; Bill is not the only one that ran that light plant for years and year. My Uncle Robert Harvey worked in there and so has Rich. I think maybe if we keep continuing, it might benefit everyone to have them come in. They know how it ran. They know what's going on. You know, maybe help with the people that are working there now.

I don't know one thing from the another. Like I said to the mayor one night, I said, "I thought everything was on
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grits. I didn't know one street could just go out by itself." I knew nothing about the blackout until I got home from work that day.

Just to back up. Like I said, we do have three people that ran that plant from the time I was little until my adulthood.

To change things up a little, somebody made a comment and I totally agree with it. The corner of Main and Front, someone suggested moving the benches and the flower boxes. I went past there this morning and I said it was an easy fix, move it to the other side of the trees. People congregate and that's a dangerous intersection to begin with. I was looking at it more from the crosswalk point of view from driving on the South Shore all summer. Cones in the crosswalk do stop people and slow them down. You see an orange cone, you automatically think, "What happened?"

I was looking at the crosswalk and saying that that corner is not a good one for it because there are a lot of bigger vehicles. You have to really swing. That would be getting crushed all the time. I happen to catch that somebody mentioned about the benches and the flowerpots. You get people that literally stand there. So now if you're walking, you have to go in the road.

So maybe think about -- I don't know if the benches are
cemented in or nailed into the ground. I don't know if they
can literally be picked up and moved because there's a tree.
I was looking and they both can get put on the other side of
the tree to try and avoid all that congestions.
Like I said, I was looking at it more from the
crosswalk. I saw what Trustee Robins was proposing to put
lights in. The ones on the South Shore, those drivers don't
pay attention to it. They come to the ones where there are
cones, the cars literally started to slow down. That's what
they need. Maybe a cone in front of the post office would
work. In front of Colonial and, like I said, Main and Front.
With buses and trucks, when you got to make a wide turn,
you're going to collapse them.

It's just an idea that you could maybe think about for
safety reasons, particularly at that corner.

MAYOR HUBBARD: Thank you.
Is there anybody else who would like to address the
Board? No? Okay.

At this time we'll go to our regular agenda. RESOLUTION
07-2015-1, RESOLUTION adopting the July, 2015 agenda as
printed. So moved.

TRUSTEE PHILLIPS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Aye.
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TRUSTEE ROBINS: Aye.
MAYOR HUBBARD: Aye.

Opposed?
(No Response)

Motion carried.

TRUSTEE ROBERTS: RESOLUTION 07-2015-2, RESOLUTION accepting the monthly reports of the Greenport Fire Department, Village Administrator, Village Treasurer, Village Clerk, Village Attorney, Mayor and Board of Trustees. So moved.

TRUSTEE ROBINS: Second.
MAYOR HUBBARD: All in favor?
TRUSTEE ROBERTS: Aye.
TRUSTEE PHILLIPS: Aye.
MAYOR HUBBARD: Aye.

Opposed?
(No Response)

Motion carried.

TRUSTEE ROBINS: RESOLUTION 07-2015-3, RESOLUTION ratifying the following, as approved at the July 16, 2015 work session meeting of the Board of Trustees: RESOLUTION ratifying the hiring of Cassandra Shedrick as Assistant Camp Counselor, effective June 29, 2015, at a pay rate of $9.00 per hour. RESOLUTION ratifying the hiring of Megan Terry
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Demarest as Head Camp Counselor, effective June 18, 2015; at a pay rate of $9.00 per hour. RESOLUTION ratifying the hiring of Fiona Faherty as a part-time carousel and marina employee, effective June 23, 2015, at a pay rate of $9.00 per hour. So moved.

MS. PHILLIPS. Second.

MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye.

Opposed?

(No Response)

Motion carried.

MS. PHILLIPS: RESOLUTION 07-2015-4, RESOLUTION ratifying the hiring of Michael Richter, as Administrative Assistant for the Greenport Fire Department effective June 23, 2015 at a rate of $14.00 per hour to a maximum of 17 1/2 hours per week. So moved.

MR. ROBERTS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye.

Opposed?
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(No Response)

Motion carried.

TRUSTEE ROBERTS: RESOLUTION 07-2015-5, RESOLUTION authorizing an increase in the hourly wage rate of Doug Peterson, from $25.69 to $27.00 per hour, to be effective on July 22, 2015; owing to the assumption of additional duties, per Article VII (Salaries and Compensation), Section (9) a – Merit Clause - of the current collective bargaining agreement between the Village of Greenport and the CSEA. So moved.

TRUSTEE PHILLIPS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye.

Opposed?

(No Response)

Motion carried.

TRUSTEE ROBINS: RESOLUTION 07-2015-6, RESOLUTION authorizing an increase in the hourly wage rate of William Schulz, from $15.74 to $17.00 per hour, to be effective on July 22, 2015; owing to the assumption of additional duties, per Article VII (Salaries and Compensation), Section (9) a – Merit Clause - of the current collective bargaining agreement between the Village of Greenport and the CSEA. So moved.
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TRUSTEE PHILLIPS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye.

Opposed?

(No Response)

Motion carried.

TRUSTEE PHILLIPS: RESOLUTION 07-2015-7, RESOLUTION ratifying the hiring of Filip Vlahovic as a part-time carousel employee, effective July 1, 2015, at a pay rate of $8.75 per hour. So moved.

TRUSTEE ROBERTS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye.

Opposed?

(No Response)

Motion carried.

TRUSTEE ROBERTS: RESOLUTION 07-2015-8, RESOLUTION ratifying the hiring of Teodora Braunovic as a part-time carousel employee, effective July 10, 2015, at a pay rate of $8.75 per hour. So moved.
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TRUSTEE PHILLIPS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye.

Opposed?

(No Response)

Motion carried.

TRUSTEE ROBINS: RESOLUTION 07-2015-9, RESOLUTION approving the attendance of Edwin Ward at the Building Standards and Codes training course sponsored by the Department of State Office of Planning and Development, per the following schedule:

August 25-27, 2015 from 8 a.m. - 4 p.m. in Westbury, NY.

September 1-3, 2015 from 8 a.m. - 4 p.m. in Yaphank, NY, and

October 6-8, 2015 from 8 a.m. - 4 p.m. in Yaphank, NY. There is no charge to the Village for this training course, and all applicable travel costs will be expensed from account A.3620.400 (Safety Inspection Contractual Expense). So moved.

TRUSTEE PHILLIPS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBINS: Aye.
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MAYOR HUBBARD: Aye.

Opposed?

(No Response)

Motion carried.

TRUSTEE PHILLIPS: RESOLUTION 07-2015-10, RESOLUTION ratifying the hiring of Christy Revell as Assistant Camp Counselor, effective July 16, 2015, at a pay rate of $9.00 per hour. So move.

TRUSTEE ROBERTS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye.

Opposed?

(No Response)

Motion carried.

TRUSTEE ROBERTS: RESOLUTION 07-2015-11, RESOLUTION authorizing Treasurer Brandt to perform Budget Amendment #2231, for the funding of the repair/reconstruction of the Fifth Street basketball courts, and directing that Budget Amendment #2231 be included as part of the formal meeting minutes for the July 23, 2015 regular meeting of the Board of Trustees. So moved.

TRUSTEE ROBINS: Second.
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MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR HUBBARD: Aye.

Opposed?

(No Response)

Motion carried.

TRUSTEE ROBINS: RESOLUTION 07-2015-12, RESOLUTION authorizing Treasurer Brandt to perform attached Budget Amendment #2232, to "roll forward" balances from Budget Amendment #2119 into the new fiscal year, and directing that Budget Amendment #2232 be included as part of the formal meeting minutes for the July 23, 2015 regular meeting of the Board of Trustees. So moved.

TRUSTEE PHILLIPS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye.

Opposed?

(No Response)

Motion carried.

TRUSTEE PHILLIPS: RESOLUTION 07-2015-13, RESOLUTION authorizing Treasurer Brandt to perform Budget Amendment
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Budget Amendment #2233 to fund Tall Ships 2015 expenses, and directing that Budget Amendment #2233 be included as part of the formal meeting minutes for the July 23, 2015 regular meeting of the Board of Trustees. So moved.

TRUSTEE ROBERTS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye.

Opposed?

(No Response)

Motion carried.

TRUSTEE ROBERTS: RESOLUTION 07-2015-14, RESOLUTION authorizing Treasurer Brandt to perform attached Budget Amendment #2234 to fund the new fencing of the 3rd Street Park, and directing that Budget Amendment #2234 be included as part of the formal meeting minutes for the July 23, 2015 regular meeting of the Board of Trustees. So moved.

TRUSTEE ROBINS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR HUBBARD: Aye.
Opposed?
(No Response)
Motion carried.

TRUSTEE ROBINS: RESOLUTION 07-2015-15, RESOLUTION
directing the Conservation Advisory Council to review the
Wetlands Permit Application submitted by Wayne Turett and
Jessica Leighton, for the property 746 Main Street,
Greenport, NY, 11944; and to provide the corresponding report
on same to the Village of Greenport Board of Trustees by

TRUSTEE PHILLIPS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye.

Opposed?
(No Response)
Motion carried.

TRUSTEE ROBERTS: It's coming next. We're making these
poor people go through this process. I think we should just
remember that when we vote on the one or two down.

TRUSTEE PHILLIPS: RESOLUTION 07-2015-16, RESOLUTION
directing to Clerk Pirillo to schedule, and notice
accordingly, a public hearing for August 27, 2015 at 7:00
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p.m. at the Third Street Firehouse, Greenport, New York, 11944 regarding the Wetlands Permit Application as submitted by Wayne Turett and Jessica Leighton to construct a new single family house at 746 Main Street, Greenport, NY, 11944, in the Village of Greenport historic district. So moved.

TRUSTEE ROBERTS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye.

Opposed?

(No Response)

Motion carried.

TRUSTEE ROBERTS: RESOLUTION 07-2015-17, RESOLUTION directing the Conservation Advisory Counsel to review the Wetlands Permit Application submitted by Costello Marine Contracting Corporation for the property 210 Carpenter Street, Greenport, NY, 11944; and to provide the corresponding report on same to the Village of Greenport Board of Trustees by August 13, 2015. So moved.

TRUSTEE ROBINS: Second.

MAYOR HUBBARD: Discussion on it?

TRUSTEE PHILLIPS: Following the process --

MAYOR HUBBARD: Correct.
TRUSTEE PHILLIPS: That's, you know, part of the process. I understand where Mr. Saladino is coming from and I understand what Steve Clarke is saying.

We have agreed with the DEC that the Wetlands is being used, but we are having complications with it?

MAYOR HUBBARD: Joe, do you want to --

MR. PROKOP: That's correct. We have the provision of the requirements and it was -- it's something that is, as far as I'm concerned, not an option we have. We have to proceed with.

The fact that the work portions are all work that has been completed is not relative to the requirement to complete this review.

That would be relevant to the consideration given at the hearing, but it does not waive or preclude the requirement to have the permit in.

TRUSTEE PHILLIPS: Is that the date we want to stick to? I also understand it's the shipyard trying to be a shipyard. August 13th, is that the date we want to stick to, or should we have a discussion further down?

MR. PROKOP: The 13th is just for the report.

TRUSTEE PHILLIPS: Is that something you have to have to have a 30-day notice, or is that something we, as Board, could arrange for a special meeting to discuss the plan, a
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public hearing?

MR. PROKOP: We can have ten-days notice, and we can set up a special meeting.

MAYOR HUBBARD: That's for them to report back to us. That's why that date is there. Our work session is on the 30th.

TRUSTEE PHILLIPS: I just want to get an idea to try to keep the project moving forward. I'm sure he has other work that would be benefitting the Village and getting it to the shipyard. These two are tied together.

MAYOR HUBBARD: Yes.

The first one is just have the CAC review the project and give us feedback on it. You know, the project will be done at that point.

TRUSTEE ROBERTS: I don't think I heard an answer to the question. Is there a notice requirement? Is there a minimum number of days?

MR. PROKOP: There was an answer given. I think it's ten days.

TRUSTEE ROBERTS: That's an "I think." Do we know?

MR. PROKOP: If you want, I could look at the statute. I believe it's ten days.

MAYOR HUBBARD: To schedule a public hearing?

TRUSTEE ROBERTS: I heard maybe scheduling a special
meeting on another matter, so perhaps this could be part of that.

Joe, do you have any reaction to what we just saw this tonight? The document that Mr. Clarke said that this is not subject to SEQRA because it's type-2?

MR. PROKOP: On the Notice of application, we did get an opinion from the consultant as to a type-2 action, so I think it's possible it's a type-2 action.

TRUSTEE ROBERTS: This document, which we have from the DEC, says it is a type-2. Is it true that if it's type-2, then we don't have any jurisdiction over it?

MR. PROKOP: No, we still have jurisdiction over it. We have -- It's actually -- Our other option would be -- what the typing is -- if the DEC possibly had determined that it's likely a type-2 action, I would not disagree on that, but the Village still has the role of lead agency. That's merely the DEC's suggestion as to what the typing is.

The SEQRA review is not determinative of whether or not we need to have a hearing or whether or not a Wetlands Permit is required.

TRUSTEE ROBERTS: So you are advising us that we could skip the SEQRA review, potentially, but it's the Wetlands issue that we're supposed to rule on?

MR. PROKOP: Yes.
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MAYOR HUBBARD: Normally, when we go to approve the permit, we do SEQRA first and then we would approve the permit. We would not have a resolution for that, as we normally do. That's the further step when we are going to actually approve the Wetlands application.

MR. PROKOP: That's right.

MAYOR HUBBARD: Basically, the biggest question is that work is continuing on down there right now, is it?

MR. PALLAS: Yes.

MAYOR HUBBARD: We're going to go through the process, but the work is not going to stop. They are going to finish the bulkhead at this point?

MR. PALLAS: Correct.

MAYOR HUBBARD: So we are not holding him up with finishing the project. We're voting to do the permit after the fact that it's already been started and they're there.

TRUSTEE ROBERTS: We issued a Stop Work Order, didn't we?

MAYOR HUBBARD: Yes, we did.

TRUSTEE ROBERTS: So work is allowed to happen?

MAYOR HUBBARD: Yes.

TRUSTEE ROBERTS: Is that -- Without a permit, Joe, is that legal?

MR. PROKOP: The problem is that -- What my
understanding is what occurred is that because the project had been started, it turned into an emergency because it would potentially cause damage to the land if the project wasn't finished.

With the DEC approval, work was all allowed to proceed with the condition that a permit was obtained. That's my understanding of what the permit was. There was going to be potentially more damage than if it was held up.

TRUSTEE ROBERTS: Do we need documentation that it is better for the environment for the project to proceed?

MAYOR HUBBARD: I don't think the DEC put that in writing. It might have been a verbal commitment, but they said that the project could continue.

Basically, it's a matter of letting the work continue and go through the process and do this because that's what we're supposed to do it by code or by law. That's what I suggested.

I know if you want to vote no on this, then we can stop the whole project right there as Mr. Saladino suggested. I don't know where that leads the overall process.

MR. SALADINO: That's not what I suggested.

TRUSTEE PHILLIPS: I think what John was suggesting is why bother doing the CAC? I think that's what John was suggesting.
MAYOR HUBBARD: The Board can vote to not do the CAC and not do the permits and see what happens with that. That's where this is going, or we are going to follow our procedure and follow our code, even though the work has been done and the work is going to be completed and it's going to keep the business going. And we're going to approve it after the fact, which we know that. That's what we're voting on.

TRUSTEE PHILLIPS: This is my understanding is that at some point there was a Stop Work Order, and they were at the point where they didn't think they could continue the bulkhead altogether.

MAYOR HUBBARD: Anytime there's an open head with a bulkhead, one good storm and there's an open plank, it could take the whole bulkhead out. I don't know. I was not down there when it was going on.

I just know that we were informed about the work being done without a permit, and we told them to stop the work until they had the DEC permit. They came in with the DEC permit, the DEC said it was okay for stick-for-stick replacement to repair what was already done to complete that.

We're going after the fact -- The resolution says we are going to go after the fact and go through our procedure that should have been done before. Mr. Clarke said that he didn't know he needed it. He was honest with that. We are going to
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finish out our process to make sure we have a valid permit at
the end so the project is completed.

TRUSTEE ROBINS: Can I just get a clarification?

MAYOR HUBBARD: Sure.

TRUSTEE ROBINS: Mr. Prokop, if I was in agreement that
we want this project to continue forward and deal with it
after it was completed, I would be voting no on the
resolution, correct?

MR. PROKOP: No, it's the opposite.

TRUSTEE ROBINS: Okay. That's why I asked.

MAYOR HUBBARD: The CAC always makes a recommendation to
us, and we vote based upon their recommendation. So they
would make their recommendation on a project that's already
being completed at the time that they have no objections or
they have objections.

TRUSTEE ROBERTS: I'm concerned. This whole thing kind
of -- This is a bad situation. It's bad for Mr. Clarke and
for Greenport. Everybody wants Mr. Clarke to continue going
forward and doing what he's doing. I want to say that.

I'm very uncomfortable with the hearsay that's floating
around maybe the DEC is okay with it or maybe not. I'm
voting on something that I'm going to need a time machine to
undo. I don't -- This whole thing doesn't feel very
transparent to me. It feels like it's being thrown at me now
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and I'm supposed to vote on this.

I think probably if the process was followed, we would've all lined up and the public hearing would've gone pretty smoothly. I'm very uncomfortable with this whole thing. I wonder if we need to protect our process. We put the people down on Brown and Fourth through the wringer with CAC recommendations. That's the nitpicking we're doing. It's our job.

We have people in this town who help us make sure we protect that. It's our job to take it seriously.

I imagine the shipyard project is going to be environmentally sound as DEC is required. My thought right now -- and I don't know how to vote on this -- is that we need to protect our process for the next people before us I can -- I believe that Steve didn't know, but maybe the next person is going to pretend they didn't know, and then we have a problem. You know, it could be a free-for-all.

To protect our process, I guess, I'm putting forth that maybe we just don't do this and everybody will know that the shipyard -- the only people who care and follow us will know that the shipyard has a non-permitted bulkhead project. The shipyard will go on and do business, everybody will be happy. Like you said, it will save some money and time.

We haven't gone on record with what I'm thinking, which
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is kind of a broken -- maybe some backroom kind of -- you know, go ahead, wink, wink, nudge, nudge. Go ahead and do whatever you want. I don't want to be part of that.

I guess I'm going to say we should not do this, and that way we're condoning a broken process. Joe might tell me that if we don't do this, we are subject to Article 78.

One idea I wanted to throw out since we're all here, would Mr. Clarke and Mr. Costello consider some sort of in-time donation of services to potentially support water quality? I'm not talking something big.

Could there be something where we come up with a way or a signed agreement that allows the permit, despite the broken process? It's just an idea.

TRUSTEE PHILLIPS: Did you take a look at this file that's here for Greenport? You just mentioned the fact that you thought it was hearsay that DEC had an issue. Here's the permit located in here (indicating).

TRUSTEE ROBERTS: I have the DEC permit. I have it. I have the whole thing.

TRUSTEE PHILLIPS: You made mentioned that it was hearsay that they have a --

TRUSTEE ROBERTS: No. What is hearsay is whether the DEC said it's cool to go ahead -- they should keep doing the work because it's better for the bay than if they stopped the
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work. I don't have documentation of that.

MR. PROKOP: I didn't say that. Please don't attribute things that I didn't say.

TRUSTEE ROBERTS: I apologize.

MR. PROKOP: I said that there was a discussion that the Village initiated with me regarding this because my name was involved with this early on with this discussion tonight.

It was mentioned to me that one of the issues was that there would be further damage caused -- potentially caused to the bulkhead if the project was not completed relative to the potential for damage rather than if it was completed and something had to be changed later on because of the -- because of the process.

There is nothing that has happened or will happen that can move the requirement for the Wetlands Permit. We run into this all the time where people will build decks without a permit, other things without permits or approvals all across the state, not just Greenport, obviously. You go back through and get the paperwork taken care of. The process is not rooted by the fact this may be well on their way.

I'm sorry. I apologize with my tone. I didn't mean to say or I don't think I said that the determination came from the DEC.

MAYOR HUBBARD: Just to clarify. They spoke to me.
Mr. Costello called me directly when he got the Stop Work Order to make sure that I knew it was going on, and I said I did because I spoke to the building department. This wasn't a back-door deal, and I wasn't trying to ram anything through. I was just trying to help out a long-time business that was in a jam and made a mistake. He did realize that his maintenance permit had expired. Most people that have the maintenance permit, when they're doing that, they take care of things that are broken. Every winter when something comes up, they put it back down; the maintenance permit allows them to do it. That's why it's an open-ended ten-year permit for what they're allowed to do.

That was the first question I asked Mr. Costello, "Do you at least have the maintenance permit instead of the DEC permit for the bulkhead?" And he said, "No, that expired in April." I said, "John, it's now June. What happened?" That's when they went and got the maintenance permit back in place.

I was trying to be straightforward with everybody upfront of why we were trying to do it and what was going on. I discussed it with people that had complained and sent a letter to me. I discussed it with Paul and the Village attorney.

We were trying to make the best of a bad situation.
Mistakes were made and we were trying to let them continue a project without holding it up and losing the bulkhead or losing the use of the rails if it was needed for an emergency or something else. That's the only reason I got involved with it because normally I don't. It's something the building department handles, but I had personal phone calls on it. I tried to rectify it and do what was best at the time to keep him in business, protect the environment, and do what we could live with. That's the only reason I was involved with.

At this time it's a matter of whether we are going to go forward with following in our code or we don't follow the process. I'll have the clerk call the vote on it.

TRUSTEE ROBERTS: We are still on the CAC resolution, right?

MAYOR HUBBARD: Yes.

TRUSTEE ROBERTS: I don't want to waste the CAC's time. Whatever they tell us is not going to matter.

I'm a no. Let's not waste their time.

MS. PIRILLO: Trustee Roberts?

TRUSTEE ROBERTS: No.

MS. PIRILLO: Trustee Robins?

TRUSTEE ROBINS: Yes.

MS. PIRILLO: Trustee Phillips?
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TRUSTEE PHILLIPS: Yes.

MS. PIRILLO: Mayor Hubbard.

MAYOR HUBBARD: Yes.

MS. PIRILLO: Thank you.

MAYOR HUBBARD: Motion carried, 3 to 1.

TRUSTEE ROBINS: RESOLUTION 07-2015-18, RESOLUTION directing Clerk Pirillo to schedule, and notice according, a public hearing for August 27, 2015 at 7:00 p.m. at the Third Street Firehouse, Greenport, New York, 11944 regarding the Wetlands Permit Application as submitted by Costello Marine Contracting Corp. to remove and replace 346 feet of existing bulkhead, in-kind, in-place, and to construct 204 feet of new bulkhead immediately in front of existing bulkhead at 210 Carpenter Street, Greenport, NY, 11944. So moved.

TRUSTEE PHILLIPS: Second.

MAYOR HUBBARD: Any discussion?

TRUSTEE ROBERTS: If I'm coming for a Wetlands Permit before this Board, I've got a problem on it, I'm bringing up this case.

MAYOR HUBBARD: One way or the other, it's going to come back to get us. I've had people say that to me.

MS. PIRILLO: Trustee Roberts?

TRUSTEE ROBERTS: Yes.

MS. PIRILLO: Trustee Robins?
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TRUSTEE ROBINS: Yes.

MS. PIRILLO: Trustee Phillips?

TRUSTEE PHILLIPS: Yes.

MS. PIRILLO: Mayor Hubbard?

MAYOR HUBBARD: Yes.

MS. PIRILLO: Thank you.

MAYOR HUBBARD: Motion carried, 4-0.

TRUSTEE PHILLIPS: RESOLUTION 07-2015-19, RESOLUTION approving the attached SEQRA resolution adopting leading agency status, determining the action to be an unlisted action that will not have a significant negative impact on the environment and adopting a negative declaration; regarding the Wetlands Permit Application as submitted by applicant Meryl Kramer, Architect, on behalf of Christy Fletcher and Samuel Walker for the property at 131 Fourth Street, Greenport, NY 11944 (SCTM #1001-07-05-18) per the public hearing held on June 25, 2015 at 7:00 p.m. by the Village of Greenport Board of Trustees. So moved.

TRUSTEE ROBERTS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye.

Opposed?
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(No Response)

Motion carried.

TRUSTEE ROBERTS: RESOLUTION 07-2015-20, RESOLUTION approving the Wetlands Permit Application as submitted by applicant Meryl Kramer, Architect, on behalf of Christy Fletcher and Samuel Walker for the property at 131 Fourth Street, Greenport, NY 11944 (SCTM # 1001-07-05-18) per the public hearing held on June 25, 2015 at 7:00 p.m. by the Village of Greenport Board of Trustees to: Demolish and re-construct (in place) existing covered porch and remove existing brick steps and concrete walk; construct new masonry patio with steps to porch; demolish and remove existing detached garage and driveway and construct new detached 22' x 24' garage and pervious gravel driveway; remove, replace and reconfigure existing fencing and gates as needed; install drainage system of leaders, gutters, and dry wells; and reuse on-site soil material excavated during construction to regrade and level rear yard, all as depicted on the site plan dated March 31, 2015 prepared by Meryl Kramer, Architect. This approval is conditional, based upon adherence to the recommendations as suggested by the Conservation Advisory Council. So moved.

TRUSTEE ROBINS: Second.

MAYOR HUBBARD: All in favor?
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TRUSTEE ROBERTS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR HUBBARD: Aye.

Opposed?

(No Response)

Motion carried.

TRUSTEE ROBINS: RESOLUTION 07-2015-21, RESOLUTION approving the attached SEQRA resolution adopting lead agency status, determining the action to be an unlisted action that will not have a significant negative impact on the environment and adopting a negative declaration; regarding the Wetlands Permit Application as submitted by applicant John V.H. Halsey on behalf of Peconic Land Trust for the property at the southeast corner of Fourth and Clark Street, Greenport, NY 11944 (SCTM # 1001-07-05-19) per the public hearing held on June 25, 2015 at 7:00 p.m. by the Village of Greenport Board of Trustees. So moved.

TRUSTEE PHILLIPS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye.

Opposed?

(No Response)
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Motion carried.

TRUSTEE PHILLIPS:  RESOLUTION 07-2015-22, RESOLUTION approving the Wetlands Permit Application as submitted by applicant John V.H. Halsey on behalf of Peconic Land Trust for the property at the southeast corner of Fourth and Clark Street, Greenport, NY 11944 (SCTM # 1001-07-05-19) per the public hearing held on June 25, 2015 at 7:00 p.m. by the Village of Greenport Board of Trustees to: Along the Southern shoreline, dig down 4 feet around each item, cut and remove pipes and metal structures then refill with existing soil/sand. This approval is conditional, based upon adherence to the recommendations as suggested by the Conservation Advisory Council. So moved.

TRUSTEE ROBERTS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye.

Opposed?

(No Response)

Motion carried.

TRUSTEE ROBERTS: RESOLUTION 07-2015-23, RESOLUTION approving the Public Assembly Permit Application of the Greenport High School to close to vehicular traffic and
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utilize the Village-owned streets from the IGA Supermarket to the High School for the annual Homecoming Parade on October 23, 2015 from 5:30 p.m. through 6:30 p.m. So moved.

TRUSTEE ROBINS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR HUBBARD: Aye.

Opposed?

(No Response)

Motion carried.

TRUSTEE ROBINS: RESOLUTION 07-2015-24, RESOLUTION ratifying the hiring of Billy Boeklen as a Lifeguard for the Village of Greenport Fifth Street Beach, effective July 7, 2015 at a pay rate of $15.00 per hour. So moved.

TRUSTEE PHILLIPS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye.

Opposed?

(No Response)

Motion carried.

TRUSTEE PHILLIPS: RESOLUTION 07-2015-25, RESOLUTION
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ratifying the hiring of Patrick Andrew Anderson as a 
Lifeguard for the Village of Greenport Fifth Street Beach, 
effective July 13, 2015 at a pay rate of $15.00 per hour. So 
moved.

TRUSTEE ROBERTS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye.

Opposed?

(No Response)

Motion carried.

RESOLUTION 07-2015-26, I would like to table that.

TRUSTEE PHILLIPS: I'll second.

MAYOR HUBBARD: We need to get more information. The 
Village attorney is working on the contracts in-hand or at 
least two days before we vote on it. Once we have that in 
hand, we are going to try to schedule a special meeting to 
deal with the Global Common so everybody has the exact 
information on exactly what we're voting on and what the 
terms are. We are going to work on that over the next few 
days. Hopefully, by Monday, everybody will have it and we 
will schedule a date.

Motion to table. All in favor?
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TRUSTEE ROBERTS: Aye.
TRUSTEE ROBINS: Aye.
TRUSTEE PHILLIPS: Aye.
MAYOR HUBBARD: Aye.

Opposed?
(No Response)

Motion carried.

TRUSTEE ROBERTS: RESOLUTION 07-2015-27, RESOLUTION amending the Bio-Retention Project Agreement between the Village of Greenport Facilities Corporation for SRF Project # C1-5121-06-00/GIGP 702, to reflect the withdrawal of the Fifth Street portion of the project and to specify that only the Manor Place portion of the project will be undertaken and completed. So moved.

TRUSTEE ROBINS: Second.
MAYOR HUBBARD: All in favor?
TRUSTEE ROBERTS: Aye.
TRUSTEE PHILLIPS: Aye.
MAYOR HUBBARD: Aye.

Opposed?
(No Response)

Motion carried.

TRUSTEE ROBINS: RESOLUTION 07-2015-28, RESOLUTION approving all checks per the Voucher Summary Report dated
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July 21, 2015 in the total amount of $1,189,986.78 consisting of: All regular checks in the amount of $943,996.30 and all prepaid checks (including wire transfers) in the amount of $245,990.49. So moved.

TRUSTEE PHILLIPS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye.

Opposed?

(No Response)

Motion carried.

TRUSTEE ROBERTS: Mr. Mayor, before we adjourn, I'm not comfortable going away from this with the way our power plant is right now. I would suggest having an executive session to discuss this tonight.

MR. PROKOP: We can't just go into an executive session to say it's to discuss the power plant. It's for contractual issues, performance, or personal --

TRUSTEE ROBERTS: Personal --

MR. PROKOP: Or to consult with your attorney.

TRUSTEE ROBERTS: And attorney, please.

MAYOR HUBBARD: What is the purpose?

TRUSTEE ROBERTS: I'm requesting an executive session to
discuss a personal matter and to consult with the attorney.

MAYOR HUBBARD: Is there a second on that?

TRUSTEE PHILLIPS: I'll second it.

MAYOR HUBBARD: All in favor to go into an executive session to talk about a personal matter and to consult with the Village attorney?

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye.

Opposed?

(No Response)

Motion carried. We're adjourned to executive session.

(Whereupon, the meeting was adjourned at 8:50 p.m.)
CERTIFICATION

STATE OF NEW YORK )

) SS:

COUNTY OF SUFFOLK )

I, JESSICA SEYLER, 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 July 23, 2015. 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 12th day of August, 2015.

____________________

JESSICA SEYLER