STATE OF NEW YORK
VILLAGE OF GREENPORT

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BOARD OF TRUSTEES
REGULAR MEETING

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October 28, 2013
6:00 P.M.

BEFORE:

DAVID NYCE - MAYOR (Excused)

GEORGE HUBBARD, JR. - TRUSTEE

JULIA ROBINS - TRUSTEE

DAVID MURRAY - TRUSTEE

MARY BESS PHILLIPS - TRUSTEE

SYLVIA PIRILLO - CLERK

JOSEPH PROKOP - VILLAGE ATTORNEY

DAVID ABATELLI - VILLAGE ADMINISTRATOR
DEPUTY MAYOR HUBBARD: I will call this Village of Greenport Board of Trustees Regular Meeting to order. Please stand for the Pledge of Allegiance.

(Whereupon, all stood for the Pledge of Allegiance, followed by a moment of silence.)

DEPUTY MAYOR HUBBARD: A couple of Announcements: The next brush pick-ups will be on October 29th and November 12, 2013. Hurricane season us upon us. Please have a plan for your personal safety and that of your family members. Please note that the Suffolk County Joint Emergency Evacuation program number is via FRES at: 852-4900 or at: 853-8333, for the Office for People with
Disabilities. The East End Tourism "Taste North Fork" event will be held from November 9th through November 11th. The Village offices will be closed on November 11th in observance of Veteran's Day.

Comment for Public Interest: Don Fisher is currently recruiting community volunteers to staff the School in the event of a shelter opening. Please contact Clerk Pirillo at Village Hall if you're interested in volunteering.

Presentations are going to be before the public to address the Board. This is the way we set it up. First, we're going to do a presentation from Melina Angelson, 2014 Relay for Life.

MS. ANGELSON: Dawn Hurst is going to do the presentation.

DEPUTY MAYOR HUBBARD: Okay.

MS. HURST: Good evening. Thank you.
for your time. I represent the committee for Relay for Life. We have held it in our community for seven years. This will be our eighth year. It's an American Cancer Society event. Some of you have attended before, so I won't give you too many details. So you can ask whatever you need. It is broken into three basic pieces. It's Celebrate, Remember and Fight Back Against Cancer. So our initial part of our event is a dinner or in this case, it would be a lunch for cancer survivors. They kick off our event, and then we have at dusk, a remember lap, which is a luminaries in honor of those who have lost their life or are still fighting right now. And the whole event is designed to fight back and raise awareness and detection, early detection. Raise funds for American Cancer Society. So we have held it for the past seven years at Task Park in Peconic and
we built it to a great event, but
unfortunately with all events, people get
bored and we need to change it up a little
bit. So we wanted to change it up and bring
it to Mitchell Park for at least one year
and try it here. Some friends in the Jacobs
Family, Donna and her mom had gone to one in
Florida and they loved it. They said the
community who didn't know about it was much
more likely to stop in and get information
and do it next year. So they stopped in.
That is actually how I did my first relay
from stopping in at one. So we thought this
would be a much better venue for people in
the public to see and have some exposure for
the messages that we would like the people
to see. So changes would definitely need to
be made to be in Mitchell Park. We

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understand that. I am sure you want to
know. We traditionally have it as an
overnight event, an American Cancer event
worldwide. It has an overnight event, but because it's in a small community right here, we asked permission to change it to a midnight event, where the walk would be in those hours and we would pack up at midnight. We also have the clean-up crew that would take care of all the clean-up. We have our own insurance. We're kind of self-contained. The police have always been on board and I am sure they would stay on board as far as safety. So that is one change. The other change, our luminaries is usually candle lit but they have done other events where they have used glow sticks in the bags instead. So again, we would do the same thing. So it wouldn't be any hazard. The idea, about 30 years ago, a colon/rectal doctor in Washington State was so tired of people coming in so late to him, that he wanted to raise awareness about colonoscopies. This was 30 years ago. Back then, nobody went. Colon cancer is 100%
preventable if people go and get checked and have colonoscopies. So this gentleman decided to walk 24 hours on a track and raise awareness. The next year, his friends said, "Why do you have to do the whole thing by yourself? We will do a relay." They camped out in the middle of the track. It's the biggest really in the world and they still do it to this day. So that is how really is a symbol of not giving up.

MS. ANGELSON: And Dawn, this should be Town of Southold funds up to a million dollars. It's big money and it's serious business.

MS. HURST: Right. We don't have a bank account. We don't allow any money making. All that money goes straight to ACS. We don't do any -- you can't come to the event and say I want to give you 10% of my necklaces. Everything is volunteer. Any questions?
DEPUTY MAYOR HUBBARD: I have a question. The perimeter on the outside of Mitchell Park, you feel that is sufficient? The amount of people? Is that going to be enough room?

MS. HURST: Well even at Task Park, the part that we use -- we do walk the whole park, the part that we use is much smaller than the whole park. They only work about three quarters of a mile. Also, a lot of the people are not on the track at the same time. So we thought that the perimeter of the park would work. We wouldn't block off the sidewalk. We would ribbon off the perimeter.

TRUSTEE MURRAY: What day of the week do you do this?

MS. HURST: May 31st, it's a Saturday afternoon. It's the weekend after Memorial Day. We are hoping to build up on business. You know people can go off and grab a hot
dog or ice cream.

TRUSTEE ROBINS: I do have a concern about parking, especially on a Saturday. It's going to be started in the middle of the day. As I am sure you're aware, parking is always short in Greenport. Have you thought about possibly using the skate park area as a parking place?

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MS. HURST: Yes.

TRUSTEE ROBINS: And renting some type of transportation to get people into the town?

MS. HURST: Yes. That is what we have considered doing and also school parking, if we needed it. We have had other people donating buses, so they could shuttle people.

TRUSTEE ROBINS: Okay. Thank you.

DEPUTY MAYOR HUBBARD: Okay. When are you looking for an answer from us?
MS. HURST: As soon as possible. So whatever is feasible for you guys.

DEPUTY MAYOR HUBBARD: At our November work session, so we can have a discussion. It would be November 18th is the work session.

MS. HURST: It would help us if it could be sooner but we understand you are on a calendar. We have our website that already says Task Park but we can wait. We can always change it.

DEPUTY MAYOR HUBBARD: Okay. If you leave your information with the clerk. I know the Mayor is out of town and we will discuss it later this week and if we have to have a special meeting to have it sooner -- normally we don't.

MS. HURST: We appreciate that. Thank you very much.

DEPUTY MAYOR HUBBARD: Thank you.

Okay. We had down here, Peconic Land...
Trust presentation. I don't see that anybody is here for that. We haven't heard anything. So we're going to bypass that.

We will open up for the Public to address the Board. If anyone would like to address the Board, state your name and come on up.

MR. WEISCOTT: Hi. I am Jack Weiscott of 229 5th Avenue. We have a letter for the Board signed by about 19 families living on 5th Avenue and the vicinity. And the purpose of the letter and signatures is to bring an issue to the Board's attention that we think is important. If I can read the letter first, if that's okay, and then we have copies for everybody. It's relating to an application that has been pending in the ZBA for a little over a year now. It has been tabled for there is going to be another application. So we thought it was an
important issue. This letter is also going
to go to the Planning Board and the ZBA when
the opportunity presents. The undersigned
residents of 5th Avenue and the immediate
neighborhood remain firmly opposed to any
proposed subdivision at 221 5th Avenue. The
resulting substandard parcels where they
have residents and traffic to an already
saturated street in the Village. As a first
proposed subdivision since the moratorium on
subdivisions, it would set a dangerous
precedent for more undersized parcels and
over development of our Village. Please
consider the health, safety and quality of
life of our locals residents need and
deserve, and avoid unnecessary damaging
development within our Village. And let me
hand this to you. Then I have a little more
to say. This began last July 2012 when there
was a proposed subdivision at 221 Fifth
Avenue, which is a large two family house
and then the proposed subdivision would be
another house and requiring of five
variances. Resulting in both lots being
undersized and a large two family house
being on the lot, substandard side yard
setbacks and what have you. We consider
this an Village wide issue. We're concerned,
the 19 families within the vicinity of this
proposed subdivision are completely opposed
to this and having seen just the one rental
property at 221 5th Avenue. This will be
creating a tremendous amount of traffic and
over occupancy on the street. What would
happen if the owner builds another property,
it would double it. It has not been enforced
whatsoever. We're concerned that practically
every lot that exists and every lot that
could be created are going to become two
family houses and filled to a high density,
and high traffic. It will strain our
services in the Village, our school
services, our drain services, the fire
services and the ambulance. The most recent
fire on 5th Street was an electrical fire.

Too many people in the house. That's a perfect example. It creates safety concerns for everyone in the vicinity. And we're just a little confused, there was a moratorium on subdivisions. What was the intent of that? The same thing is the intent of the new local law, which seems that they want to restrict the amount of people living in one roof. The other point that we would like to make, as this is the first proposed subdivision since the moratorium and the subdivision laws were enacted, it would set a tremendous detrimental precedent. This property needs five variances. It's seems like you are going to open the door to practically every subdivision application. We would just like the Town Board to be aware of our concerns for this issue. Thank you.
DEPUTY MAYOR HUBBARD: Thank you.

MS. MACANTEE: Good evening. My name is Joanne MacAntee. I am at 242 5th Avenue. Again, I am another resident of 5th Avenue. We have had these many visits and talks with the ZBA, as stated. What we're finding out is that these R2 Zoning's is really -- I mean, I looked at the map today and it overtakes most of 6th Street, 6th Avenue and then further out. It's overwhelming. Can someone tell me, even though this has a bit to do with the ZBA that what is the true meaning or -- of having an R2? What is it defined as? Does it mean that someone can take it and make it into a two family home? What is the process? Do you go to the Building Department. From the Building Department you get your permit. What is the process? Does anyone know?

DEPUTY MAYOR HUBBARD: There is a procedure. You go to the Building
Department. The Building Department lays it out. If it's a compliant house and everything is in order, then you just get a building permit. If it needs a variance or anything else, then you go to the Zoning Board.

MS. MACANTEE: If it was a one family, then that person can make that a two family resident without going to the Zoning Board?

DEPUTY MAYOR HUBBARD: If everything is compliant and everything is in order, yes. I believe that is how it works.

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MS. MACANTEE: That's amazing to me.

MR. PROKOP: There are some requirements that will prompt you to go to the ZBA.

MS. MACANTEE: The thing that I am trying to get at here is that, we have one building inspector who is also the code enforcer. We have one person that does all
this stuff who lets thing slide here and
slide there. And we see what is happening.
We see what is happening in our Village.
We're really concerned about everything.
Crime rate has gone up. The roads, the
traffic, just coming down 5th Avenue. We're
now having another issue with Kaplan. Same
building or some owner. And we're seeing
that all of this is being -- we're not being
heard as well as I thought that we would be
heard. There is fire code issues. Parking is
a huge issue. If you go down on 5th Avenue,
if there are cars parked on either side,
only one car can go down. The sewage is so
outdated. We have had already two homes that
had drainage problems. And I am sorry to say
that, there shouldn't be. We should have our

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updated roads. They are all clay. The
sewage. What stops these people in these R2
that want to buy these homes and makes them
bring in transients, lower income families,
people that are subsidized by our
government. They are not doing justice for
our Village. If there was one person who
was bringing in quality people, maybe lower
middle income person. These people are
bringing in lower income people. It's
bringing our Village down. And I am very
sad to see that. Our street is becoming --
the values of our homes are going way down.
It's due to this R2. I do see some R1's. I
might like to move down there. It's sadly.
There are things that I have addressed to
the Building Department about an oversized
shed. There is no shed. Nothing has been
done. I have been told "it will be taken
care of." Now if I had something on my lot
and it was oversized, I would get fined for
it. This person does not get fined for it.
Ever. We will talk about this same builder
--

DEPUTY MAYOR HUBBARD: Let's not talk

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about anyone in general. You can make your comments --

MS. MACANTEE: That's fair enough. The porches. They have indoor furniture on their porches. It looks disgusting. It's not something that we would bring on there. We would put something nice, wicker or something like that. Something else that I read in the State, these areas are bringing in more diseases and you know, that is not good either. There is a loss of privacy for many and that's sad. We do like our privacy. I am sure we all do. We look out for the safety of our children. I look at the safety for my children. Our values of our homes are going down. I do want to mention that I did send a letter to all parties and all Boards just to take back a planning application from a said person. And I do hope that you take that into consideration. I do believe that I have reached most points. I do hope that reaches the next Planning Board's
agenda. We're concerned. We want to keep the value of our home. I do appreciate the time.

DEPUTY MAYOR HUBBARD: Mr. Saladino?

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1  MR. SALADINO: John Saladino, 6th Street. Are there any resolutions that are not on the agenda?

2  DEPUTY MAYOR HUBBARD: Not that I know of, no.

3  MR. SALADINO: I wasn't going to speak to 5th Avenue because I didn't know you guys were going to talk about it tonight. I live on 6th Street. What is happening on 5th Avenue is probably happening on 6th Street also. I had read -- I had been to the Zoning Board meeting and it was my understanding that the issue on 5th Avenue was postponed or abated because that issue -- the person that was building withdrew his entire application. I heard that. I questioned it and the Zoning Board wasn't sure it was the variance application or the subdivision
application. I read in the Suffolk Times that it was the entire application. It's my understanding and maybe the attorney might want to comment on it, that the new law, it doesn't go to the Zoning Board first. It goes to the Planning Board first. Is that true?

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1  MR. PROKOP: Yes, that is correct. It
2 already went to the Planning Board. The
3 Planning Board denied it.
4  MR. SALADINO: But it's a new
5 application?
6  MR. PROKOP: The existing application?
7 DEPUTY MAYOR HUBBARD: He would start
8 from scratch with what he is going to do
9 next.
10  MR. PROKOP: He would have to start
11 with the Planning Board first if that is
12 your question?
13  MR. SALADINO: That's my question.
Thank you. As far as that, we have the variances to create a little bit of open space. I see variances being denied in Jamesport and Cutchogue for seniors because they don't want the density. Farmers are being paid to $70 to $80,000.00 not to build. To keep these open spaces. I see bumper stickers save what is left. I am not sure why it doesn't apply to Greenport. I would like some of those stickers, Save what is left in Greenport. I read in the papers that it was ti provide housing for the people in Greenport. I dispute that. I think work force housing is important, but the way it should work that is where work force housing should be. A lot of people work in Jamesport, Cutchogue and Southold. Perhaps that is where work force should be. Not in the Village. I just don't believe all this housing is being created only for the people that work in Greenport. The Board has
influence with these other Boards, I would
love to see an exercise. That is not what I
came here to say. I was at the work session
and I heard the Treasurer tell you guys that
she was going to bond for a couple of three
million dollars and to consolidate short
term debt. The one item that she mentioned
was a street sweeper for $150,000.00. I am
kind of wondering where the other two and
half million is going? If you guys have
answer to that. I don't understand long term
debt to pay off short term debt. I don't
know why you would want to incur long term
debt. Three million dollars is a lot of
money. We owe a lot of money already.

DEPUTY MAYOR HUBBARD:  I can explain

that to you. We had a couple of bond issues
that were smaller amounts. We went out and
no one would bid on them. So what she was --
what the plan is, nothing is in writing yet.
Take a lot of these and put them all together into one package.

MR. SALADINO: So it's to consolidate?

DEPUTY MAYOR HUBBARD: Yes. It's to get a better interest rate. That was the intention.

MR. SALADINO: All right. Thank you.

The other thing that I have and I was here at the work session, what it brought to mind was the Relay for Life. I vote yes by the way. I think that is great. I was here when the BID came to you for the North Fork Taste without a plan and I don't see any Mass Assembly Permits here. Also, there was a mention for Mitchell Park. Are we going to use Mitchell Park?

DEPUTY MAYOR HUBBARD: Yes.

MR. SALADINO: I don't see that here either. I am just wondering -- they are both for private companies. It's not municipal.

TRUSTEE PHILLIPS: It is municipal.
MR. SALADINO: All right. I don't think the Trustees have the right to close streets without a permit. That's my point. Without a Mass Public Assembly Permit, you don't have that right. There is no bond here. There is no insurance here. They spoke about it last week and you're voting on it tonight. Then you have cancer victims and you have to wait till next November to find out or not. Was there a special meeting granting this? How does the brewery get to close the street? Up until last week, we didn't know the streets were going to close the streets. The code is there. The law is there. The RESOLUTION is there. I am assuming for everyone. If we can just arbitrarily say, we don't have to go through this process, I don't think it is right. I think they should have their festival. I knew about this for three months. To come here last week and say we have no time to apply for this permit, we have no time to let the public know exactly what is going
on. I don't think that is serving the
public. I don't think that the Village

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taxpayers should lose an asset to service
some merchants on Front Street. To lose the
park to subsidize. I understand the Mayor's
intention is the -- Front Street is the
economic engine that drives the Village. I
never quite understood that. You know, there
is 2200 residents and 1150 taxpayers,
property owners, I don't see the logic in
that statement. It's good to have a strong
downtown. They have a budget. They should
pay for it. The way the merchants prosper
from those events, I think the taxpayers
should prosper also. I think if you are
going to close the street, I think there
should be a fee involved. I think if you are
going to give somebody the park, there
should be a fee involved. I just don't
understand how that is fair. I would suggest
-- I don't want to suggest that you vote no, but I would like you to put a dollar figure. We don't even know what is happening in the park because nobody has told us. Up until last week nobody knew. Maybe we will put up tents. I don't know. We haven't decided yet. You guys don't own this Village. You just work here. You can't do that. You have to kind of let us know a little bit. I think that people should pay for it. My wife owns a business in town and I have this discussion with her all the time. I think the average taxpayer should make a little something. Even if it's only the price of a permit. Even that. Thanks. Thanks for listening.

DEPUTY MAYOR HUBBARD: Does anyone else want to speak?

MR. GARITANO: Good evening, Ladies and Gentleman, Members of the Board. I would like to address the proposal of the Sunset
DEPUTY MAYOR HUBBARD: Could you just give your name?

MR. GARITANO: Bruce Garitano, 19 Front Street, Greenport. I would like to address the proposal of the Sunset Cruise and Tour Boat at Mitchell Park. There are many inaccuracies in the last Village meeting and in the article in the Suffolk Times. I would like to set the record straight. I am not a realtor. I have been a real estate investor, a motel owner, a restaurant or and yes, I own a scooter and bike rental in town. I have owned 47 units and two restaurants here in the North Fork. I have employed hundreds of local residents in the 14 years that I have called the North Fork my home. I have housed tens of thousands of guests, that shopped in our shops, eaten in our restaurants and drank in
our wineries. I have purchased and
renovated many units that were disrepair and
increased property value in this community.
The Sunset Cruise and Tour Boat is not a new
idea or a pitch as the newspaper suggested.
I spent months on meetings and work sessions
and thousands of dollars to confer with the
Villages concerns. In January 2012, the
Board voted and approved that the town's
attorney write a multi year lease to bring a
Sunset Cruise and Tour Boat to Mitchell Park
at $10,000.00 per season from April through
October. I did not execute that lease at
that time. After searching the eastern
seaboard and looking at dozens of boats, I
have now found a boat that complies with the

Villages original concerns. 18 months later
you seek to increase that rent by 550%. The
fact that you had one private yacht that
rented a space for one season, for
$55,000.00 does not mean that you will get
that every season. As a seasonal business, the Sunset Cruise and Tour Boat will generate consistent revenue and employment to our Village year to year. It gets large groups on the water that would not be able to see our water sights in any other way. The Sunset Tour Boat will employ hundreds and bring thousands to eat in our restaurants, shop in our shops. You're now favoring large yachts who will not use our facilities year in and year out. Is there not room for both of us? It is our local business that is the heartbeat of our community. I hope that the Board will honor it's original decision and grant me the lease that it originally approved in 2012. I thank you for your time. Thank you.

DEPUTY MAYOR HUBBARD: Thank you.

MR. SWISKEY: William Swiskey, 184 Fifth Street. I see the people from 5th

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Avenue are here tonight and you know, when people were speaking and when Mr. Saladino was talking about things, you realize that the Village is one square mile. And in that square mile, we have about 24 maybe 2500 residents. We have 1,000 structures. Just under a 1,000. We have 400 rentals. We have done more than our share. What I don't understand -- what I have not understood for a while is why the Village has accepted to this? My house is a one family house. Now, I don't know if it's in a two family zone or not but if I wanted another bathroom downstairs and call it a two family, I think it's time that the Board should act in interest instead of just letting these things slide before the Planning Board, the Zoning Board. Southold Town has something like 24,000 residents. And they have God knows ho many thousands of square miles. I think it's time the next person comes in and tells them, well, these people that we're talking about housing, don't actually work
in Greenport. Why don't you go to the Town
Board and do something? Greenport is -- like

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1 Dave Kappell said we're in danger of
becoming a dumping ground again. And that
worries me because I know what that was. To
get rid of it was a big deal. Now we're
going back to the same thing. You know
what, that worries me a little bit. And I
think the Board needs to become more
involved with the Planning Board and the
ZBA. If we have to change the codes and the
laws, we can change. I got the impression --
I went to that ZBA meeting because a good
friend told me about it and I got the
impression from the ZBA Chairman that night,
the first meeting that I went to, that this
thing was going to fly through. Thank
goodness that these people stood up and made
a stink and they stopped it. They basically
fought it. The ZBA talked about five
principals that you need to get the
application variance. His application failed on four of them. Now why wasn't at the first meeting thrown out instead of being moved forward, I don't know. You went to those last meetings, George. You saw what was going on. If the application fails on four of the five issues for granting the application, it should just be denied off hand. These people would have no standing in court. Donald Trump was turned down up the island. It's time that these Board's stood up for the taxpayers and the people and the Village of Greenport. Whose property value has been driven down significantly by what is happening in certain parts of these Villages. It's not good. Anyway, the second issue that I would like to get to is, you talk about bonding a street sweeper. Well, one thing you cannot ever do is put out a long term serial bond
with a piece of equipment. This street
sweeper, you paid $150,000.00 for. If you
paid it off $30,000 for five years on a BAN,
it's paid off. Why is the treasurer talking
about putting things out like on a 20 year
serial bond. This equipment, a lot of it
would be worn out before the bond is paid
off. And this Village, believe it or not,
has a lot of debt right now. Almost as much
as when this administration took office. I
mean, you're going to be bonding for

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probably $3.5 million dollars when you
convert those. I looked at the monthly
financial's, basically more debt. You are
looking at a huge bond indebtedness that you
could have. Everybody was mad at the
previous administration. This one has gone
haywire. The last one that I really want to
talk about is Jack Naylor has resigned for
the Village; right?

DEPUTY MAYOR HUBBARD: Yes, he has.
MR. SWISKEY: So why are we paying him through February.

DEPUTY MAYOR HUBBARD: That was an agreement that was made between our labor counsel, his counsel and him and the Village Board.

MR. SWISKEY: And that agreement is basically costing us because I have the agreement, about $125,000.00. Now if you wanted to get rid of Jack Naylor all you had to do in April was not appoint him. You could do that. You can tell him, Jack, your services are no longer needed here. We are eliminating your position. I don't know why we kept him on and made this agreement. Why didn't we terminate him in April? Why?

DEPUTY MAYOR HUBBARD: He was not reappointed in April. This is the way that it was worked out through advice of labor counsel. We had numerous meetings over
several months. He was not reappointed.

MR. SWISKEY: So instead of paying him
and taking his resignation, which isn't
effective until February 28, 2014, why
didn't the Village vote to terminate his
position at any time? Why are we paying
this man for seven extra months? Are we
that afraid of a lawsuit? Did we do
something that put Jack in such a position?

DEPUTY MAYOR HUBBARD: No, we did not,
Bill. It was on advice of counsel and he had
civil service protection.

MR. SWISKEY: I will tell you
something about civil service. He had no
civil service protection. He had title. You
could eliminate that title any time that you
want. Any title you got in this Village, you
owe him for what his time accrued. You
don't owe him almost $70,000.00 in salary,
which this agreement says. That's a lot of

money. Are you sure -- the only reason I
think you have to pay this settlement. So
you're that he had no case to sue the
Village then? Did anyone question labor
counsel as to why we're doing this?

DEPUTY MAYOR HUBBARD: Numerous times
over several months, Bill. This is what he
suggested.

MR. SWISKEY: Well, when the
settlement is complete and cashed out, then
I suppose I can -- when I read about this,
this is what the Freedom of Information,
that I am entitled to all the documents. So
if I go in and ask for all the documents to
your labor counsel on this matter, I can get
them. Is that true?

MR. PROKOP: I don't think that is the
case.

MR. SWISKEY: That is not what they
told you when you were holding the documents
then. So you're telling me any Village
employee that you want to get rid of --
let's take Mr. Abatelli there, he's the
Village Administrator, this Village Board
could eliminate his position and he would be gone tomorrow. That is how it works. The same protection that Mr. Naylor have. I really would like to stand here and get a decent answer except on the advice of labor counsel. I think you should get another labor counsel. The only reason why I can think that anyone would agree to settle with anybody there is a big club hanging over your head and somebody did something that we won't do very well in court. Harassment, age discrimination, things like that. In other words, I just don't get it. Like I said, I am going to FOIL for those documents tomorrow. If you want to turn me down, go ahead. We will take it from there.

DEPUTY MAYOR HUBBARD: Anyone else that wishes to address the Board?

(No Response.)

DEPUTY MAYOR HUBBARD: Okay. We will
20 go into our regular agenda.
21 DEPUTY MAYOR HUBBARD: I will offer
22 RESOLUTION #10-2013-1, RESOLUTION adopting
23 the October 2013 agenda as printed.
24 So moved.
25 TRUSTEE PHILLIPS: Second.

DEPUTY MAYOR HUBBARD: All in favor?
TRUSTEE MURRAY: Aye.
TRUSTEE ROBINS: Aye.
TRUSTEE PHILLIPS: Aye.
DEPUTY MAYOR HUBBARD: Aye.
Opposed?
(No Response.)
DEPUTY MAYOR HUBBARD: Motion carried.
TRUSTEE PHILLIPS: RESOLUTION
#10-2013-2, RESOLUTION accepting the monthly
reports of the Greenport Fire Department,
Village Clerk, Village Treasurer, Village
Administrator, Director of Utilities,
Village Attorney, Mayor and the Board of
Trustees. So moved.
TRUSTEE MURRAY: Second.

DEPUTY MAYOR HUBBARD: All in favor?

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

DEPUTY MAYOR HUBBARD: Aye.

Opposed?

(No Response.)

DEPUTY MAYOR HUBBARD: Motion carried.

TRUSTEE MURRAY: RESOLUTION #10-2013-3,

October 28, 2013 Regular Meeting

RESOLUTION authorizing Treasurer Kagel to perform the attached budget adjustments.

So moved.

TRUSTEE ROBINS: Second.

DEPUTY MAYOR HUBBARD: All in favor?

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

DEPUTY MAYOR HUBBARD: Aye.

Opposed?
DEPUTY MAYOR HUBBARD: Motion carried.

TRUSTEE ROBINS: RESOLUTION #10-2013-4, RESOLUTION approving the application for membership of Darren Edward Bolling to the Phenix Hool and Ladder Company of the Greenport Fire Department, as previously approved by the Greenport Fire Department Board of Wardens on October 16, 2013.

So moved.

TRUSTEE PHILLIPS: Second.

DEPUTY MAYOR HUBBARD: All in favor?

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

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DEPUTY MAYOR HUBBARD: Aye.

Opposed?

(No Response.)

DEPUTY MAYOR HUBBARD: Motion carried.

RESOLUTION #10-2013-5, RESOLUTION approving the application for membership of
Timothy Grattn to the Standard Hose Company of the Greenport Fire Department, as previously approved by the Greenport Fire Department Board of Wardens on October 16, 2013.

So moved.

TRUSTEE PHILLIPS: Second.

DEPUTY MAYOR HUBBARD: All in favor?

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

DEPUTY MAYOR HUBBARD: Aye.

Opposed?

(No Response.)

DEPUTY MAYOR HUBBARD: Motion carried.

TRUSTEE PHILLIPS: RESOLUTION #10-2013-6, RESOLUTION scheduling a public hearing for November 25, 2013 at 6:00 p.m. at the Third Street Firehouse regarding the October 28, 2013 Regular Meeting Wetlands Permit Application as submitted by
Michael Osinki of 307 Flint Street, to build a dock 140 feet into the Greenport Harbor with a 26 square foot platform, and to make minor repairs on existing structures in Widow's Hole; and directing Clerk Pirillo to notice the public hearing accordingly.

So moved.

TRUSTEE MURRAY: Second.

DEPUTY MAYOR HUBBARD: All in favor?

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

DEPUTY MAYOR HUBBARD: Aye.

Opposed?

(No Response.)

DEPUTY MAYOR HUBBARD: Motion carried.

TRUSTEE MURRAY: RESOLUTION #10-2013-7, RESOLUTION scheduling a public hearing for November 25, 2013 at 6:00 p.m. at the Third Street Firehouse regarding a proposed local law amending Chapter 150 of the Village of Greenport Code creating the position of two alternate members for the
and two alternate members for the Village of Greenport Planning Board, and directing Clerk Pirillo to notice the public hearing accordingly.

So moved.

TRUSTEE ROBINS: Second.

DEPUTY MAYOR HUBBARD: All in favor?

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

DEPUTY MAYOR HUBBARD: Aye.

Opposed?

(No Response.)

DEPUTY MAYOR HUBBARD: Motion carried.

TRUSTEE ROBINS: RESOLUTION #10-2013-8, RESOLUTION scheduling a public hearing for November 25, 2013 at 6:00 p.m. at the Third Street firehouse regarding a proposed local law amending Chapter 150 of the Village of Greenport Code, amending the
definition of "Family" in the code, and

directing Clerk Pirillo to notice the public

hearing accordingly.

So moved.

TRUSTEE PHILLIPS: Second.

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1              DEPUTY MAYOR HUBBARD: All in favor?
2              TRUSTEE MURRAY:  Aye.
3              TRUSTEE ROBINS:  Aye.
4              TRUSTEE PHILLIPS:  Aye.
5              DEPUTY MAYOR HUBBARD: Aye.
6              Opposed?
7              (No Response.)
8              DEPUTY MAYOR HUBBARD: Motion carried.
9              RESOLUTION #10-2013-9, RESOLUTION
10             authorizing the Village of Greenport Tree
11             Committee to solicit bids for th removal of
12             trees and tree stumps, per the attached
13             list, to be expensed from the Tree Committee
14             and Parks line items.
15             So moved.
TRUSTEE PHILLIPS: Second.

DEPUTY MAYOR HUBBARD: All in favor?

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

DEPUTY MAYOR HUBBARD: Aye.

Opposed?

(No Response.)

DEPUTY MAYOR HUBBARD: Motion carried.

TRUSTEE PHILLIPS: RESOLUTION

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#10-2013-10, RESOLUTION renewing the
contract between Tom Cybulski and the
Village of Greenport for the provision of
consulting services to the Village of
Greenport to be effective October 23, 2013
through April 23, 2014 at a rate of payment
of $48.00 per hour to Tom Cybulski, and
approving the attached consulting contract
between Tom Cybulski and the Village of
Greenport.

So moved.
TRUSTEE MURRAY: Second.

DEPUTY MAYOR HUBBARD: All in favor?

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

DEPUTY MAYOR HUBBARD: Aye.

Opposed?

(No Response.)

DEPUTY MAYOR HUBBARD: Motion carried.

TRUSTEE MURRAY: RESOLUTION

#10-2013-11, RESOLUTION accepting the proposal as submitted by Flynn Stenography & Transcription Services, per the bid opening on September 27, 2013; to provide on October 28, 2013 Regular Meeting

transcription services to the Village of Greenport at a cost of $5.00 per page and a $60.00 appearance fee, and approving the attached independent contractor agreement between Flynn Stenography & Transcription Services and the Village of Greenport, which
will be effective from October 29, 2013 through December 31, 2014.  

So moved.

TRUSTEE ROBINS: Second.

DEPUTY MAYOR HUBBARD: All in favor?

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

DEPUTY MAYOR HUBBARD: Aye.

Opposed?

(No Response.)

DEPUTY MAYOR HUBBARD: Motion carried.

TRUSTEE ROBINS: RESOLUTION #10-2013-12, RESOLUTION accepting the proposal as submitted by Managed Technology, per the bid opening on September 27, 2013; to provide information technology related services to the Village of Greenport at a cost of $85.00 per hour for installation services and a $130.00 per hour for emergency services, and approving the
attached independent contractor agreement

between Managed Technology and the Village

of Greenport, which will be effective from

October 29, 2013 through December 31, 2014.

So moved.

TRUSTEE PHILLIPS: Second.

DEPUTY MAYOR HUBBARD: All in favor?

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

DEPUTY MAYOR HUBBARD: Aye.

Opposed?

(No Response.)

DEPUTY MAYOR HUBBARD: Motion carried.

RESOLUTION #10-2013-13, RESOLUTION

accepting the proposal as submitted by Jeff

Goubeaud, per the bid opening on

September 27, 2013; to provide harbor and

marina management services to the Village of

Greenport at a cost of $2,079.50 bi-weekly.

So moved.

TRUSTEE PHILLIPS: Second.

DEPUTY MAYOR HUBBARD: All in favor?
TRUSTEE MURRAY: Aye.
TRUSTEE ROBINS: Aye.
TRUSTEE PHILLIPS: Aye.
DEPUTY MAYOR HUBBARD: Aye.
Opposed?
(No Response.)
DEPUTY MAYOR HUBBARD: Motion carried.
TRUSTEE PHILLIPS: RESOLUTION #10-2013-14, RESOLUTION accepting the proposal as submitted by Kate McDowell, per the bid opening on September 27, 2013; to provide management services to the Village of Greenport for McCann Campground at a cost of $666.66 bi-weekly, and approving the attached independent contractor agreement between Kate McDowell and the Village of Greenport.
So moved.
TRUSTEE MURRAY: Second.
DEPUTY MAYOR HUBBARD: All in favor?
21 TRUSTEE MURRAY: Aye.
22 TRUSTEE ROBINS: Aye.
23 TRUSTEE PHILLIPS: Aye.
24 DEPUTY MAYOR HUBBARD: Aye.
25 Opposed?

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1 (No Response.)
2 DEPUTY MAYOR HUBBARD: Motion carried.
3 TRUSTEE MURRAY: RESOLUTION
4 #10-2013-15, RESOLUTION authorizing the
5 increase in the hourly wage rate for Asha
6 Gallacher from $21.11 to $23.11 to be
7 effective on October 29, 2013 as a result of
8 the assumption of additional duties, per
9 Article VII, Section(9)a - Merit Clause - of
10 the current collective bargaining agreement.
11 So moved.
12 TRUSTEE ROBINS: Second.
13 DEPUTY MAYOR HUBBARD: All in favor?
14 TRUSTEE MURRAY: Aye.
15 TRUSTEE ROBINS: Aye.
16 TRUSTEE PHILLIPS: Aye.
DEPUTY MAYOR HUBBARD: Aye.

Opposed?

(No Response.)

DEPUTY MAYOR HUBBARD: Motion carried.

TRUSTEE ROBINS: RESOLUTION

#10-2013-16, RESOLUTION hiring Petros Alexander Panagopolous as a part-time Laborer in the Road Department, effective October 29, 2013 at an hourly rate of $13.50. For a three day work week.

So moved.

TRUSTEE PHILLIPS: Second.

DEPUTY MAYOR HUBBARD: All in favor?

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

DEPUTY MAYOR HUBBARD: Aye.

Opposed?

(No Response.)

DEPUTY MAYOR HUBBARD: Motion carried.
RESOLUTION #10-2013-17, RESOLUTION

approving the purchase of Sensus Brand
metering equipment from the sole source
provider = T-Mina Supply, Inc., at a total
cost of $18,716.06, including a four-year
autoread support plan to be expensed as
follows:

$4,559.23 from line item number
G.8120.201 (New Meters),

$1,545.96 from line item number
F.0131.100 (Materials and Supplies),

$12,610.87 as follows:
$500.00 from line item number
E.0381.000 (Office Equipment),

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$1,500.00 from line item number
E.0383.000 (Shop Equipment),

$4,000.00 from line item number
E.0384.000 (Transportation Equipment),

$1,000.00 from line item number
E.0387.000 (General Tools),

$500.00 from line item number
E.0388.000 (Miscellaneous General Equipment)

and.

$5,110.87 from line item number

E.0123.010 (Materials and Supplies).

So moved.

TRUSTEE PHILLIPS: Second.

DEPUTY MAYOR HUBBARD: All in favor?

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

DEPUTY MAYOR HUBBARD: Aye.

Opposed?

(No Response.)

DEPUTY MAYOR HUBBARD: Motion carried.

TRUSTEE PHILLIPS: RESOLUTION

#10-2013-18, RESOLUTION authorizing the
closure of Central Avenue between Carpenter
Street and Main Street from 10:00 a.m. to

October 28, 2013 Regular Meeting

4:00 p.m. on November 9th and 10th 2013; as

requested by the Greenport Business
Improvement District, for the "Taste North Fork" event.

So moved.

TRUSTEE MURRAY: Second.

DEPUTY MAYOR HUBBARD: All in favor?

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

DEPUTY MAYOR HUBBARD: Aye.

Opposed?

(No Response.)

DEPUTY MAYOR HUBBARD: Motion carried.

TRUSTEE MURRAY: RESOLUTION #10-2013-19, RESOLUTION authoring the closure of Carpenter Street between Bay Avenue and the rear entrance of Capital One Bank from 12 noon to 6 p.m. on November 10, 2013; as requested by the Greenport Harbor Brewery in conjunction with the Business Improvement District, for the "Taste North Fork" event.

So moved.

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

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

DEPUTY MAYOR HUBBARD: Aye.

Opposed?

(No Response.)

DEPUTY MAYOR HUBBARD: Motion carried.

TRUSTEE ROBINS: RESOLUTION #10-2013-20, RESOLUTION approving all checks per the Voucher Summary Report dated October 25, 2013, in the total amount of $1,484,403.80 consisting of:

All regular checks in the amount of $705,870.18,

And all prepaid checks (including wire transfers) in the amount of $778,533.62.

So moved.

DEPUTY MAYOR HUBBARD: All in favor?

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.
DEPUTY MAYOR HUBBARD: Motion carried.

That completes the regular agenda. I will offer a motion to adjourn.

TRUSTEE MURRAY: Second that.

DEPUTY MAYOR HUBBARD: All in favor?

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

DEPUTY MAYOR HUBBARD: Aye.

Opposed?

(No Response.)

DEPUTY MAYOR HUBBARD: Motion carried.

We're adjourned, 7:15.

(Whereupon, the meeting concluded.)
CERTIFICATION

I, Jessica DiLallo, a Notary Public for and within the State of New York, do hereby certify:

THAT, the witness(es) whose testimony is herein before set forth, was duly sworn by me, and

THAT the within transcript is a true record of the testimony given by said witness(es).
I further certify that I am not related either by blood or marriage to any of the parties to this action; and that I am in no way interested in the outcome of this matter.

IN WITNESS WHEREOF, I have hereunto set my hand this day, November 10, 2013.

______________
(Jessica DiLallo)

*       *       *