

1 VILLAGE OF GREENPORT
2 COUNTY OF SUFFOLK: STATE OF NEW YORK
3 ----- X

3 VILLAGE OF GREENPORT
4 BOARD OF TRUSTEES
5 ----- X

6
7 Third Street Firehouse
8 Greenport, New York

9 November 28, 2011
10 6:00 p.m.

11 Board Members Present:

12 DAVID NYCE - Mayor

13 GEORGE HUBBARD, JR. - Deputy Mayor

14 DAVID MURRAY - Trustee

15 MARY-BESS PHILIPS - Trustee

16

17 JEAN MARIE ODDON - Deputy Village Clerk

18 DAVID ABATELLI - Village Administrator

19 JACK NAYLOR - Director of Utilities

20 JOSEPH PROKOP - Village Attorney

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1 MAYOR NYCE: Being six o'clock, I will
2 call this meeting to order. Please rise for
3 a salute to the flag.

4 (Pledge of Allegiance.)

5 MAYOR NYCE: Please remain standing
6 for a moment of silence for Shirley Mae
7 Brown, Stella H. Checklick, Edward W.
8 Helinski, Joyce E. Ruthinoski, Anna Kathryn
9 Cottral.

10 (Moment of Silence.)

11 MAYOR NYCE: Thank you. You may be
12 seated. We have a few announcements before
13 we get started tonight. In the interest of
14 reading it over absolutely to death, the new
15 website for the Village of Greenport,
16 www.villageofgreenport.org, is up and

17 running. We encourage people to go through
18 it and check it out. It's a learning
19 experience. We're going and adding stuff to
20 it as we go. We would also like to add a
21 congratulations to Lila Schott and Isabelle
22 Torres. They were the winners of the 6th
23 Grade Class, Mayor for a Day essay contest.
24 Earlier in the month we gave a talk at the
25 library to two 6th Grade classes on civic

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1 lessons and how the Village of Greenport
2 functions. They entered essays. The two
3 winners came with me and sat Tuesday while
4 we were setting this agenda. And I have to
5 say, the essays were stunning. I would like
6 to circulate for the Trustees to see. I
7 would like to congratulate them for their
8 essays.

9 The next announcement is, the final
10 day for Brush Pick-Up will be on the 6th of
11 December.

12 The holiday schedule for Carousel will

13 be open the week of December 26th through
14 December 31st, hours of 11:00 a.m. to 5:00
15 p.m. Other than that, they will be running
16 on the weekends and the regular holidays.

17 Next month the Board will be
18 discussing potential increases of the
19 mooring and dockage fees. Something came up
20 in the course of our work session. It was
21 brought up by our Village Administrator that
22 we consider this and just wanted to make
23 sure the public knew. If you want to be in
24 that process, please show up at next month's
25 meeting.

4

1 The holiday parade will take place on
2 11th of December at 1:00 p.m., with a rain
3 date of 18th of December, at 1:00 p.m. We
4 encourage people to come out to that every
5 year. It's a fun event.

6 The regular meeting for the Board of
7 Trustees in the month of December will be

8 changed to the 27th of December at 6:00 p.m.
9 here at the firehouse. The holiday schedule
10 basis when our normal meeting would be.

11 The last announcement that we have is
12 an ongoing announcement as well. Any one
13 with special needs, special medical needs,
14 should sign up with the Clerk's Office and
15 should also call Suffolk County Joint
16 Emergency Evacuation Program, at 852-4900 or
17 853-8333. Again, this is anyone that would
18 need additional assistance in case of an
19 emergency. We would like to get your
20 information in advance of an emergency.
21 Once the emergency happens, it's very
22 difficult to back up and start over, if you
23 will. So please give the Clerk's Office a
24 call and Suffolk County, JEEP.

25 TRUSTEE PHILIPS: I would like to say

1 at the annual meeting, thank you to Mike
2 Cebo for the past president and past
3 years conception. He has stepped down. We

4 will elect a new president. So I would just
5 like to say thank you.

6 MAYOR NYCE: Absolutely. For the
7 December meeting, we're sending a letter to
8 Mr. Cebo.

9 Our next thing is, I would like to ask
10 to step up to the podium.

11 In the interest of embarrassing
12 certain members of our community, we do this
13 from time to time. The Village has certain
14 standards of procedures to recognize
15 individuals who go above and beyond their
16 volunteer efforts. The work that George and
17 Diane do for the Maritime Festival, in
18 particular every year, is Herculean. That
19 few people can pull off an event of that
20 size with assistance in a lot of places, but
21 to these two, they really pull it together.
22 It's a great honor for me to present you
23 with this proclamation. I will read it
24 because it's flowery and fluff. Whereas the
25 Village of Greenport wishes to congratulate

1 George Peter's and Diane Dunbar, members of
2 our community for outstanding service and
3 further to recognize the importance of these
4 individuals and the contributions to our
5 community. And whereas, this selfless
6 contribution does enhance the quality of
7 life in our community and whereas George
8 Peter and Diane Dunbar, as members of the
9 Eastern Seaport Museum and Co-Chairs of the
10 annual Maritime Festival Cocktail greatly
11 contributed to the overall success of the
12 2011 Maritime Festival. Therefore, be it
13 resolved, that the Village of Greenport
14 Board of Trustees wishes to confirm upon
15 George Peter and Diane Dunbar, this
16 proclamation of accomodation on their
17 efforts on behalf of this community with our
18 deepest thanks and sincerest best wishes for
19 the future.

20 MR. PETER: Thank you very much.

21 MS. DUNBAR: Thank you very much. We

22 will frame this and put it somewhere very
23 special.

24 MAYOR NYCE: We also have another
25 presentation but unfortunately, the

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1 supervisor of the departments -- because of
2 the busy schedule in the last couple of
3 weeks, are not able to join us. The Board
4 also discussed and wanted to recognize the
5 efforts of the entire Village staff,
6 volunteer fire department, rescue squad, for
7 their actions for what was predicted to be a
8 hurricane and turned out to be a tropical
9 storm, but arguably one of the toughest
10 storms to hit here in quite a long time. I
11 also wanted to wait to after hurricane
12 season to do so, being a little
13 superstitious. So what I propose that we do
14 is write a proclamation and have them
15 displayed in each one of the departments
16 and give each department head a copy of it.
17 So in their absence, I would like to offer

18 this Resolution to the Board that, whereas
19 the Village of Greenport and Board of
20 Trustees wishes to recognize outstanding
21 effort on behalf of our community and
22 whereas, actions taken to preserve the
23 welfare and safety of our residents in
24 primary accordance. And further, these
25 actions, although they may be in the

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1 course of and part of daily course of
2 work, should be held in the highest
3 regard and further, at the occurrence of
4 extreme conditions, extra efforts were
5 supplied. And whereas the 29th of August,
6 2011, Tropical Storm Irene hit our area
7 causing extreme damage. Whereas, the
8 actions taken by the Village staff, utility
9 crews, fire departments and rescue
10 personnel did with an immediate and
11 efficient response to nullify the damage
12 or the potential for personal harm and limit

13 the hazard for preparation for, and during
14 the course of, and after the storm.
15 Therefore, be it resolved the Village of
16 Greenport, Mayor and the Board of Trustees
17 wish to confer upon the staffing crews of
18 the Village this proclamation of
19 accomodation on behalf of the entire
20 community for their actions above and
21 beyond the call, with our sincerest thanks.
22 So moved.

23 TRUSTEE PHILIPS: Second.

24 MAYOR NYCE: All those in favor?

25 TRUSTEE HUBBARD: Aye.

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1 TRUSTEE PHILIPS: Aye.

2 TRUSTEE MURRAY: Aye.

3 MAYOR NYCE: Aye.

4 Congratulations to all of them and
5 thank you very much for their help, in their
6 absence.

7 That concludes our announcement
8 portion. The next portion of our agenda is

9 public. If there is anyone that wishes to
10 address the Board about any particular
11 topic, you may do so at this time.

12 MR. WOLINSKI: Hi, my name is Steve
13 Wolinski. I live at 625 Second Street,
14 Greenport. I am a little confused. The
15 Village Board voted unanimously to start
16 proceedings to condemn the house across the
17 street from me that burnt in a fire two and
18 half years ago. I want to know what has been
19 done so far and two, to see that this house
20 is condemned. What steps have been taken?
21 What legal action has been taken? The house
22 has been issued several violations. Have
23 they been issued appearance tickets or
24 anything to address the violations or is
25 that a big so what? I understand the house

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1 has been given a building permit, to rebuild
2 the house. I don't know what part of
3 condemning the house that is. I am just a

4 meger voting tax payer resident. I am very
5 disappointed. So are my neighbors that
6 couldn't come tonight. I am speaking for
7 neighborhood. If you want, I can get
8 everyone back down here and have a circus
9 again. I don't think that you want that. We
10 came to the Village Board to try and get
11 results for a plague that has been in our
12 neighborhood for over three years. You voted
13 to have the house condemned. So what part of
14 a building permit and having the house
15 condemned? I would like to know when the
16 violations are going to be addressed and
17 when the owners of the house are going to do
18 what the Village Board said they were going
19 to do?

20 MAYOR NYCE: Thank you.

21 MR. WOLINSKI: Thank you.

22 MAYOR NYCE: Is there anyone else that
23 wishes to address the Board?

24 MR. SWISKEY: I would like the answers
25 to the previous gentleman? William Swiskey,

1 124 5th Street. Excuse me, this is a little
2 bit silly here. First thing I want to ask is
3 - or talk about, I see that there is a
4 \$200,000.00 change order for extra
5 engineering. When you proposed this plant,
6 it was estimated to go off at \$2.5 million,
7 which probably goes closer to three because
8 that's the way this program works. And in
9 the first year it went from
10 four-point-something million. The Trustees
11 had said they had received some fictitious
12 grant that they didn't receive at the time.
13 And it still doesn't exist. And when it went
14 for bid, it came in for six and a half
15 million dollars. Now, I see that basically
16 -- it's basically now estimated for \$7.4
17 million. I know you think that is funny,
18 Mr. Mayor, but I don't think that is quite
19 funny. That is a lot of money. I think that
20 this Board has a little bit of explaining to
21 do. Maybe some of the Trustees aren't all
22 aware of what is going on here but that's a

23 -- almost a 300% increase from the time in
24 2007 until now. I looked at the consumer
25 price index. That's an inflation rate, at

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1 about 16%. I am just a little boggled by it.
2 So this thing can go around eight, and
3 that's scary. It really is and for all the
4 huff-puff that I have been hearing for the
5 last couple of years, most of the grants
6 were there when you took office except for
7 the stimulus money. The government was just
8 giving that away to anybody. I am getting a
9 little worried about it. It is looking that
10 we might have to bond for about three or
11 four million of this. Anyway, I know you are
12 not going to comment on this because you're
13 thinking about the previous gentleman's
14 comments and you would like to answer him.
15 Let's go to the transcription service here.
16 I understand it was quite a hoot on this ZBA
17 because they have -- don't have for what I

18 have for the last work session, which was
19 like two pages of nothing. No reports.
20 According to that, nobody said anything at
21 the meeting. Nothing was done at the
22 meeting. I remember Trustee Philips had
23 quite a bit to say and the only thing on
24 there was that she submitted a report. I
25 FOIL 'd her report. Her report was

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1 basically attached is my attempt at a
2 resolution. I mean, I think we need to go
3 back -- oh, the question. Who is keeping
4 the official record? Can I go to the
5 Village Hall and I would like an answer on
6 this one, and FOIL the verbatim minutes
7 from that work session? Or is that kept at
8 a separate place because that's basically
9 should be kept on Village property and not
10 in some contractors basement. I am not quite
11 sure that is what we're doing but if we're,
12 then we have to change this one. It was a
13 joke. That is what I will say. Did any of

14 you get a copy of it? You should get a copy
15 of them. Now, there is a couple of items
16 that I would like to talk about -- oh, one
17 of them is not on the agenda. At the work
18 session, you talked about the 2% tax cap,
19 now I studied this. Now, as I as a taxpayer
20 and other taxpayers that I talked to, don't
21 even want to go there. They're are saying no
22 local law and no piercing the cap. That's --
23 you are turning it into a joke. I don't
24 think Albany expected it to be overturned by
25 local government. And to do that, would be a

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1 crime against the tax payers. Just tough
2 it up and do it. Now, there is a couple of
3 more items that I would like to speak about.
4 I don't have a secretary so -- one of the --
5 I have still not received a response to my
6 appeal from the Village Attorney on the
7 hospitalization question for the Village
8 trustees. Now, I went to every single

9 resolution and from what I can see, everyone
10 is appealed. I would like this Village
11 Board to tell this public here tonight, is
12 there a Resolution that offers that or isn't
13 there? I mean, that is a simple question.
14 So I guess Mr. Prokop doesn't have time to
15 find them. You can smile all you want.
16 You're going to court in a few days. I guess
17 you just like to waste the tax payers money.
18 I can do that too. That doesn't bother me.
19 Never did. Now, let's go to the agenda here.
20 I see we are raising the indebtedness of the
21 bond by another \$700,000.00. We're going to
22 wind up with more debt after you leave
23 office after your second term then we had
24 when you came in. I am looking at debt,
25 debt, debt. Proposed three million in

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1 spending in park. Oh my God. Geez. That
2 worries me. It really does. Oh, here is one.
3 The tree committee grant. About 5 years
4 ago, we got a \$12,000.00 grant. One

5 grant for a tree and we have to match it.
6 For the last four years we have been
7 matching this one \$12,000.00 grant. So
8 instead of costing us \$12,000.00 and a total
9 spending of \$24,000.00, that thing has costs
10 us about \$70,000.00. I mean, I really don't
11 understand at all. I mean, we're just
12 running -- Oh, Resolution 11-2011-26, I
13 believe that requires a public hearing
14 when you're creating a handicap spot on a
15 public street. I think that needs some
16 type of Local Law. To amend the Local Law.
17 You shake your head no, Mr. Mayor, but you
18 won't answer me. Because all of these have
19 to be in the Village code and codified, or
20 else a cop can't write a ticket. So to add
21 to that, you need a public hearing of the
22 Local Law. I am sure your attorney must have
23 spoken to you about that. There is one more
24 item and I probably -- I will throw it in, I
25 see Adventure Treks' is basically your

1 marine manager, right? He is getting a
2 \$10,000.00 raise. Your employees ain't had
3 a raise in two years. You're offering them
4 squat. You might want to take a little look
5 at that one. The big one that I want to look
6 at is the hospitalization for the
7 \$18,000.00. You can't got it. You ain't got
8 it, so say so.

9 MAYOR NYCE: Is there anyone else that
10 wishes to address the Board?

11 MR. TROWBRIDGE: Richard Trowbridge.
12 I used to be the recording secretary and
13 transcriptionist for the Board. Thankfully,
14 now I am not. The last work session it was
15 reported by the deputy clerk in response to
16 a question as to why the minutes weren't
17 going on the website. That they were having
18 trouble converting the documents that they
19 have to a PDF document format. Well, I would
20 like to remind the Board that since the ne
21 website has gone online, this Village Board
22 has gotten emailed to them, from me, all the

23 minutes of this Board, both the Work session
24 and the regular session in PDF format. All
25 the Village Deputy Clerk had to do was

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1 upload them directly from her e-mail account
2 into the website. I also note that the old
3 website, the one that has the address
4 www.thevillageofgreenport.org, which is on
5 the world wide web, has 22 documents
6 uploaded to it by a Barney Smith. In
7 addition, it had the request for foiling
8 information. The new website does have www.
9 Therefore is not a body of the world wide
10 web has had the request for foiling
11 information uploaded to it. I assume that
12 had to be a PDF format. It also had calendar
13 -- monthly calendars placed on that site and
14 I also assume that they had to be uploaded
15 to a PDF format. So again, we have a problem
16 with what's accurate and what's inaccurate.
17 Obviously what was reported at the last
18 Board of Trustees Work session was grossly

19 inaccurate because you have been getting PDF
20 documents emailed to this Board and to all
21 the Boards in the Village in PDF format.
22 Since this website -- new website, went
23 online. It's quite amazing that we have this
24 much butchering of the English language on
25 this document. It is going to be very

18

1 interesting to see you folks read this into
2 the record and have that record go onto
3 television. Good luck.

4 MAYOR NYCE: Is there anyone else that
5 wishes to address the Board?

6 (No Response.)

7 MAYOR NYCE: If not, we will close the
8 public portion of the meeting and I will
9 respond to a couple of these in reverse
10 order. While I appreciate that a citizen in
11 the area comes in and takes notes and sends
12 them in PDF to the Board, they are not the
13 person that is hired by the Board to keep

14 the official record for the Village. That is
15 done by a service that is hired by the
16 Village and sent to the Clerk's Office. The
17 Clerk's Office does have record of all of
18 those. To answer another one, from the
19 minutes, we're not keeping verbatim minutes
20 of the work session. We're not required to
21 by open meetings law. We're required to be
22 -- to keep our style of minute taking
23 consistent. That verbatim minutes are taken
24 at regular meetings. As far as the handicap
25 spot, no we can do that by action of the

19

1 Board. As long as the Village Attorney has
2 reviewed the Resolution, and given us that
3 information. The Resolution on the Light
4 Plant is a redo. It's not additional debt.
5 That is, when we did the Resolution last,
6 there was a mix-up in the Clerk's Office,
7 that notice was not published, therefore
8 increasing the bonding and borrowing did not
9 go through. Therefore, we're passing the

10 Resolution again and the notice will be
11 placed and it will go on again.

12 Resolution on Health Benefits, to
13 simply answer your question, yes, the
14 Resolution exists.

15 The treatment plant, since the start
16 of it, it has been bonded at over eight
17 million dollars. As far as the second street
18 houses, I will have the Village
19 Administrator put together a update of what
20 has been done to this point. But that
21 process is moving. It may not be moving the
22 way that you would like it to move but it is
23 in fact moving. The actions that we voted to
24 take, were taken. Legal actin was started,
25 which caused the applicant in that case to

20

1 move forward with the process. I will have
2 the Village Administrator put together an
3 update as to what is going on and made
4 available to the residents down there at the

5 end of Second Street.

6 TRUSTEE PHILIPS: I just want to say
7 that the discussion at the work session was
8 to put on the Board that we need to start
9 discussing our budget. We need to understand
10 where we need to be with it. We, as of
11 Board, have not made any conclusions if
12 we're above the 2% or below the 2%. I needed
13 to clarify that I feel that we, as a Board,
14 need to discuss it because I feel that the
15 public needs to understand it. Just to be
16 clear, we need to do our homework first.
17 It's a complicated issue to deal with the
18 debt of Mitchell Park and the future debt of
19 it. I am clarifying that.

20 MAYOR NYCE: The fact of the matter
21 is, the State did enact this tax gap. The
22 purpose of which is to consolidate where
23 consolidation is possible and to limit the
24 amount of taxing done by special districts,
25 etc, etc. When the legislation was put in,

1 all of it has a relief mechanism. We need to
2 explore what those options are to us. We
3 need a 60% vote. For us as a Board, we need
4 60%, which is majority. With that, I do need
5 to announce that Trustee Kempner is still at
6 home with her newborn. I announced it at the
7 work session that she is still resting at
8 home. With that, we will move into our
9 regular agenda. With that I will offer a
10 Resolution adopting the November, 2011
11 agenda as printed. So moved.

12 TRUSTEE HUBBARD: Second.

13 MAYOR NYCE: All those in favor?

14 TRUSTEE HUBBARD: Aye.

15 TRUSTEE PHILIPS: Aye.

16 TRUSTEE MURRAY: Aye.

17 MAYOR NYCE: Aye.

18 Any opposed or abstentions?

19 (No Response.)

20 MAYOR NYCE: Motion carries.

21 TRUSTEE HUBBARD: Resolution

22 #11-2011-2, Resolution accepting the monthly
23 reports of the Greenport Fire Department,

24 Village Clerk, Village Treasurer, Village
25 Administrator, Director of Utilities,

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1 Village Attorney, Mayor and the Board of
2 Trustees. So moved.

3 TRUSTEE PHILIPS: Second.

4 MAYOR NYCE: All those in favor?

5 TRUSTEE HUBBARD: Aye.

6 TRUSTEE PHILIPS: Aye.

7 TRUSTEE MURRAY: Aye.

8 MAYOR NYCE: Aye.

9 Any opposed or abstentions?

10 (No Response.)

11 MAYOR NYCE: Motion carries.

12 Resolution #11-2011-3, Resolution
13 ratifying the authorization of Jim Fogarty
14 to attend the "Arc Flash Safety" seminar on
15 Wednesday, November 30th from 11:30 a.m. to
16 1:30 p.m. at Republic Airport on Route 110
17 at no cost to the Village for the seminar
18 itself or traveling expenses. So moved.

19 TRUSTEE MURRAY: Second.

20 MAYOR NYCE: By way of discussion,
21 this is a ratification vote. Trustee Philips
22 voted in the negative to this and the next
23 Resolution. If she is so inclined to
24 voting on the ratification this time,
25 although she voted no on the resolution

23

1 itself.

2 MAYOR NYCE: All those in favor?

3 TRUSTEE HUBBARD: Aye.

4 TRUSTEE MURRAY: Aye.

5 MAYOR NYCE: Aye.

6 Any opposed or abstentions?

7 TRUSTEE PHILIPS: No.

8 MAYOR NYCE: Motion carries.

9 TRUSTEE MURRAY: Resolution
10 #11-2011-4, Resolution ratifying the
11 authorization of Dan King to attend the "Arc
12 Flash Safety" seminar on Wednesday, November
13 30th from 11:30 a.m. to 1:30 p.m. at
14 Republic Airport on Route 110. At no cost

15 to the Village for the seminar itself or
16 traveling expenses. So moved.

17 TRUSTEE HUBBARD: Second.

18 MAYOR NYCE: All those in favor?

19 TRUSTEE HUBBARD: Aye.

20 TRUSTEE MURRAY: Aye.

21 MAYOR NYCE: Aye.

22 Any opposed?

23 TRUSTEE PHILIPS: No.

24 MAYOR NYCE: Motion carries.

25 TRUSTEE PHILIPS: Resolution

24

1 #11-2011-5, Resolution approving the Mass
2 Public Assembly Permit application as
3 submitted by the Relief Hose Company of the
4 Greenport Fire Department, for the use of
5 Village of Greenport streets, for the annual
6 Holiday Parade on December 11, 2011, from
7 1:00 p.m. to 2:30 p.m., with a rain date
8 of December 18, 2011, from 1:00 p.m. to
9 2:30 p.m. So moved.

10 MAYOR NYCE: All those in favor?

11 TRUSTEE HUBBARD: Aye.

12 TRUSTEE PHILIPS: Aye.

13 TRUSTEE MURRAY: Aye.

14 MAYOR NYCE: Aye.

15 Any opposed or abstentions?

16 (No Response.)

17 MAYOR NYCE: Motion carries.

18 TRUSTEE PHILIPS: I would also just
19 like to make the public aware that we will
20 be accepting contributions to support this
21 function and the people would be to contact,
22 Jen O'Rilly of the fire department.
23 Anything that you can do would be much
24 appreciated.

25 TRUSTEE HUBBARD: We also do need

25

1 volunteers for the costumes and outfits.

2 MAYOR NYCE: If there is anyone that
3 wants to dress up in costumes, please let
4 us know.

5 TRUSTEE HUBBARD: Resolution

6 #11-2011-6, Resolution approving the Mass
7 public Assembly Permit application as
8 submitted by the Greenport Fire Department
9 Fire Safety Education Program, for the use
10 of the Polo grounds on Moore's Lane for the
11 Circus Fundraiser, on July 25th and July
12 26th, 2012, from 5:00 p.m. to 10:00 p.m.
13 So moved.

14 TRUSTEE PHILIPS: Second.

15 MAYOR NYCE: All those in favor?

16 TRUSTEE HUBBARD: Aye.

17 TRUSTEE PHILIPS: Aye.

18 TRUSTEE MURRAY: Aye.

19 MAYOR NYCE: Aye.

20 Any opposed or abstentions?

21 (No Response.)

22 MAYOR NYCE: Motion carries.

23 Resolution #11-2011-7, Resolution
24 approving the Mass Public Assembly Permit
25 application as submitted by

1 Mr. & Mrs. Roy Morrow and
2 Mr. & Mrs. Kenneth White, Jr., for the use
3 of Greenport Harbor, for the New Year's Eve
4 Fireworks Show on December 31, 2011 to
5 January 1, 2012 from 12:00 a.m. to
6 12:20 a.m. So moved.

7 TRUSTEE MURRAY: Second.

8 TRUSTEE PHILIPS: I have a comment on
9 this?

10 MAYOR NYCE: Yes.

11 TRUSTEE PHILIPS: I have had several
12 residents come up to who were made aware of
13 this, felt that it was late and they
14 expressed their opinion of being woken up by
15 the fireworks. I just had to make the Board
16 aware of it.

17 MAYOR NYCE: If this is passed, we
18 will announce it and make sure the people
19 are aware that it will be going on. No
20 discussion, I will call a vote.

21 All those in favor?

22 TRUSTEE HUBBARD: Aye.

23 TRUSTEE PHILIPS: Aye.

24 TRUSTEE MURRAY: Aye.

25 MAYOR NYCE: Aye.

27

1 Any opposed or abstentions?

2 (No Response.)

3 MAYOR NYCE: Motion carries.

4 I want to send our thanks to the
5 Morrow's and the White's for stepping in.
6 Thank you very much.

7 TRUSTEE MURRAY: Resolution 11-2011-8,
8 Resolution declaring the 2001 Dodge Durango
9 as not required for municipal purposes and
10 to be sold or disposed of as surplus
11 equipment for an amount not less than \$2,500
12 and to direct Clerk Pirillo to notice. So
13 moved.

14 TRUSTEE PHILIPS: Second.

15 MAYOR NYCE: All those in favor?

16 TRUSTEE HUBBARD: Aye.

17 TRUSTEE PHILIPS: Aye.

18 TRUSTEE MURRAY: Aye.

19 MAYOR NYCE: Aye.

20 Any opposed or abstentions?
21 (No Response.)
22 MAYOR NYCE: Motion carries.
23 TRUSTEE PHILIPS: Resolution
24 #11-2011-9, Resolution approving the budget
25 modifications as follows as per Treasurer

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1 Kagel:
2 \$5,000.00 from line item number
3 R.7180.100 McCann Campground Labor, to line
4 item number R.7180.400 McCann Campground
5 Expense.
6 \$3,500.00 increasing line item number
7 A.2414 Pump out Boat Fees, and then
8 increasing line item number A.7230.480, Pump
9 out Boat Expenses. So moved.
10 TRUSTEE HUBBARD: Second.
11 MAYOR NYCE: All those in favor?
12 TRUSTEE HUBBARD: Aye.
13 TRUSTEE PHILIPS: Aye.
14 TRUSTEE MURRAY: Aye.

15 MAYOR NYCE: Aye.
16 Any opposed or abstentions?
17 (No Response.)
18 MAYOR NYCE: Motion carries.
19 TRUSTEE HUBBARD: Resolution
20 #11-2011-10, Resolution approving the
21 request of the United States Power Squadrons
22 to use a portion of Mitchell Park during
23 their annual visit on August 3, 2012 through
24 August 5, 2012, per the Public Assembly
25 Permit Application as submitted. So moved.

29

1 TRUSTEE PHILIPS: Second. I have a
2 question. This particular function at
3 Mitchell Park is co-sponsored by the
4 Village?

5 MAYOR NYCE: They're guests of the
6 marina. To an extent, yes. They are our
7 guests.

8 TRUSTEE PHILIPS: But it is
9 benefitting the Village?

10 MAYOR NYCE: Yes.

11 TRUSTEE PHILIPS: So it is a Village
12 of Greenport function?

13 MAYOR NYCE: Yes.

14 TRUSTEE PHILIPS: I just wanted to be
15 clear on that.

16 MAYOR NYCE: If there is no further
17 discussion. I will call a vote.

18 All those in favor?

19 TRUSTEE HUBBARD: Aye.

20 TRUSTEE PHILIPS: Aye.

21 TRUSTEE MURRAY: Aye.

22 MAYOR NYCE: Aye.

23 Any opposed or abstentions?

24 (No Response.)

25 MAYOR NYCE: Motion carries.

30

1 I will offer Resolution #11-2011-11,
2 Resolution approving the annexed bond
3 resolution as submitted by Fulbright and
4 Jaworski, dated October 18, 2011, amending
5 the prior bond resolution adopted on

6 April 4, 2011, regarding the Village of
7 Greenport Power Plant Upgrade and increasing
8 the bonding authorization from \$1,750,000.00
9 to \$2,450,000.00. So moved.

10 TRUSTEE MURRAY: Second.

11 MAYOR NYCE: We are going to do a role
12 call vote on this. As I explained on the
13 onset of the meeting, we did this increase.
14 We were funding it with the fund balance.
15 After further discussion with the treasurer
16 and bond counsel, we opted to increase our
17 borrowing, which we did in June and as I
18 said, as an oversight in the Clerk's Office.
19 That posting was never done. So since that
20 notice was never published, that Resolution
21 was not deemed to carry through. Therefore,
22 we're required to do the same action again.
23 This vote does require a super majority. It
24 is not necessary to do a roll but we do them
25 on bonding resolutions. If there is no

1 further discussion, I will ask that the

2 Clerk please call a roll?

3 MS. ODDON: Trustee Hubbard, how do
4 you vote?

5 TRUSTEE HUBBARD: Yes.

6 MS. ODDON: Trustee Murray, how do you
7 vote?

8 TRUSTEE MURRAY: Yes.

9 MS. ODDON: Trustee Mary Bess Philips,
10 how do you vote?

11 TRUSTEE PHILIPS: Yes.

12 MS. ODDON: Mayor Nyce, how do you
13 vote?

14 MAYOR NYCE: Aye.

15 MS. ODDON: Thank you.

16 MAYOR NYCE: That motion carries.

17 TRUSTEE MURRAY: Resolution
18 #11-2011-12, Resolution approving the
19 purchase of IQM2 meeting software, at a cost
20 of \$395.00 per month, to be divided amongst
21 the various Village Funds, commencing on
22 January 2, 2012. So moved.

23 TRUSTEE PHILIPS: I will second it for
24 discussion purposes.

25

MAYOR NYCE: Yes.

32

1 TRUSTEE PHILIPS: I really prefer that
2 this be tabled. I would like to have a
3 better explanation of this software. At
4 this point, I am not sure this is something
5 that we can afford in the budget, maybe for
6 the budget next year. As a liaison for the
7 Village Clerk's Office, I would like to have
8 had seen a presentation before it made it
9 this far.

10 MAYOR NYCE: I was going to suggest
11 that we can not budget it for this year.
12 Things are reasonably tight. I do not have
13 a problem with tabling the motion. Are you
14 making that motion?

15 TRUSTEE PHILIPS: Yes, sir.

16 MAYOR NYCE: There is a motion to
17 table. Is there a second on that?

18 TRUSTEE HUBBARD: I will second that.

19 MAYOR NYCE: Seconded to table by

20 Trustee Hubbard. If there is no further
21 discussion, I will call a vote.

22 All those in favor to table this
23 motion?

24 TRUSTEE HUBBARD: Aye.

25 TRUSTEE PHILIPS: Aye.

33

1 TRUSTEE MURRAY: Aye.

2 MAYOR NYCE: Aye.

3 Any opposed or abstentions?

4 (No Response.)

5 MAYOR NYCE: That motion is tabled.

6 TRUSTEE PHILIPS: Resolution

7 #11-2011-13, Resolution approving the

8 Mass Public Assembly Permit Application as

9 submitted by San Simeon by the Sound for the

10 use of Mitchell Park on July 29, 2012 for

11 the annual fundraiser event. So moved.

12 MAYOR NYCE: I will second that. By

13 way of discussion, I was contacted by an

14 e-mail today by the women who does the --

15 AUDIENCE MEMBER: She is walking in

16 the door like any second.

17 MAYOR NYCE: Anyhow, laying out some
18 points, which I understand. We discussed it
19 at the work session. It's not that the Board
20 does not agree that the San Simeon is not a
21 good cause. It's an absolutely worthy cause.
22 The discussion at the work session was the
23 opening of the park for an event and closing
24 it to the public for a fundraising event
25 just for that organization. It might get a

34

1 little bit difficult for us to maintain. And
2 that would be for any organization who came
3 to us with the same thing. We try to do it
4 on a case by case basis to determine whether
5 or not it is a benefit for the Village. So
6 that the Board of Trustees has been charged
7 for determining for the use and developed
8 what events are to be held in the park.
9 It's done on a case by case basis. With
10 that being said, I will open it for further

11 discussion. If everyone has said what they
12 have to say at the worksession, I will call
13 the vote.

14 All those in favor?

15 (No Response.)

16 MAYOR NYCE: Opposed?

17 TRUSTEE HUBBARD: Aye.

18 TRUSTEE PHILIPS: Aye.

19 TRUSTEE MURRAY: Aye.

20 MAYOR NYCE: Aye.

21 Motion did not carry.

22 TRUSTEE HUBBARD: Resolution

23 #11-2011-14, Resolution directing

24 Clerk Pirillo to notice a change of date for

25 the regular meeting of the Board of Trustees

35

1 to December 27th, owing to the holiday and
2 closed of Village 12/26/2011 during which
3 the Village Offices will be closed. So
4 moved.

5 MAYOR NYCE: Second.

6 All those in favor?

7 TRUSTEE HUBBARD: Aye.

8 TRUSTEE PHILIPS: Aye.

9 TRUSTEE MURRAY: Aye.

10 MAYOR NYCE: Aye.

11 Any opposed or abstentions?

12 (No Response.)

13 MAYOR NYCE: Motion carries.

14 I will offer Resolution #11-2011-15,
15 Resolution authorizing the Mayor to sign the
16 attached "Change Order No. 2C" for the Power
17 Plant Upgrade project and furthermore to
18 authorize the Mayor to sign the
19 corresponding Change Orders for time
20 extensions under Work Packages B, E, and F,
21 once prepared and reviewed by legal counsel.
22 So moved.

23 TRUSTEE MURRAY: Second.

24 MAYOR NYCE: All those in favor?

25 TRUSTEE HUBBARD: Aye.

1 TRUSTEE PHILIPS: Aye.

2 TRUSTEE MURRAY: Aye.

3 MAYOR NYCE: Aye.

4 Any opposed or abstentions?

5 (No Response.)

6 MAYOR NYCE: Motion carries.

7 TRUSTEE MURRAY: Resolution

8 #11-2011-16, Resolution authorizing the

9 Mayor to sign attached "Third Renewal to

10 Incremental Power Supply Agreement." So

11 moved.

12 TRUSTEE PHILIPS: Second.

13 MAYOR NYCE: By way of explanation,

14 this has to do with the routing of

15 electricity from Old Nyack to us.

16 All those in favor?

17 TRUSTEE HUBBARD: Aye.

18 TRUSTEE PHILIPS: Aye.

19 TRUSTEE MURRAY: Aye.

20 MAYOR NYCE: Aye.

21 Any opposed or abstentions?

22 (No Response.)

23 MAYOR NYCE: Motion carries.

24 TRUSTEE PHILIPS: Resolution

25 #11-2011-17, Resolution authorizing the

37

1 Director of Utilities, John Naylor, to
2 attend the December NYAPP Business Meeting
3 in Albany, New York on December 7th and 8th,
4 2011 at a total cost of attendance that will
5 consist of the hotel cost (conference rate)
6 of \$140.00 for one night and their
7 associated travel costs are expected to be
8 less than \$110.00 for gas, parking, tolls
9 and related expenses not to exceed \$250.00
10 to be expensed from Line Item No E-0781.100.
11 So moved.

12 TRUSTEE HUBBARD: Second.

13 All those in favor?

14 TRUSTEE HUBBARD: Aye.

15 TRUSTEE PHILIPS: Aye.

16 TRUSTEE MURRAY: Aye.

17 MAYOR NYCE: Aye.

18 Any opposed or abstentions?

19 (No Response.)

20 MAYOR NYCE: Motion carries.

21 TRUSTEE HUBBARD: Resolution
22 #11-2011-18, Resolution authorizing the
23 Mayor, David Nyce, to attend the December
24 NYAPP Business Meeting in Albany, New York
25 on December 7th and 8th, 2011 at a total

38

1 cost of attendance that will consist of the
2 hotel cost (conference rate) of \$140.00 for
3 one night and other associated travel costs
4 are expected to be less than \$110.00 for
5 gas, parking, tolls and related expenses not
6 to exceed \$250.00 to be expensed from Line
7 Item No A.1210.400. So moved.

8 TRUSTEE PHILIPS: Second.

9 MAYOR NYCE: By way of explanation,
10 yes we did duplicate gas and parking and
11 tolls, I expect that Mr. Naylor and I will
12 be traveling together. In the off chance
13 that we are not, we made the resolution to
14 offer the additional expenditure.

15 All those in favor?

16 TRUSTEE HUBBARD: Aye.
17 TRUSTEE PHILIPS: Aye.
18 TRUSTEE MURRAY: Aye.
19 MAYOR NYCE: Aye.
20 Any opposed or abstentions?
21 (No Response.)
22 MAYOR NYCE: Motion carries.
23 I will offer a Resolution #11-2011-19,
24 Resolution authorizing the Mayor to sign
25 Change Order No. 7G for Emergency Pipe

39

1 Repairs in the amount of \$10,824.00 to
2 cover the costs incurred for Emergency
3 Repairs to the influent pipe to the Imhoff
4 Tank.
5 TRUSTEE HUBBARD: Second.
6 MAYOR NYCE: All those in favor?
7 TRUSTEE HUBBARD: Aye.
8 TRUSTEE PHILIPS: Aye.
9 TRUSTEE MURRAY: Aye.
10 MAYOR NYCE: Aye.
11 Any opposed or abstentions?

12 (No Response.)

13 MAYOR NYCE: Motion carries.

14 TRUSTEE MURRAY: Resolution

15 #11-2011-20, Resolution authorizing the

16 Mayor to sign Change Order Number's 9G and

17 5E for Time Extensions to the General

18 Construction (9G) and Electrical (5E)

19 contracts extending the formal dates of

20 Substantial Completion to December 31, 2011

21 and the dates of Final Completion to

22 March 16, 2012. So moved.

23 TRUSTEE PHILIPS: I will second that.

24 All those in favor?

25 TRUSTEE HUBBARD: Aye.

40

1 TRUSTEE PHILIPS: Aye.

2 TRUSTEE MURRAY: Aye.

3 MAYOR NYCE: Aye.

4 Any opposed or abstentions?

5 (No Response.)

6 MAYOR NYCE: Motion carries.

7 TRUSTEE PHILIPS: Resolution
8 #11-2011-21, Resolution authorizing the
9 Mayor to sign the Amended Exhibits A and C
10 for the existing agreement between the
11 Village of Greenport and Cameron Engineering
12 Associates for service as engineer of record
13 as the wastewater treatment plant upgrade
14 project extending the term of the agreement
15 through Substantial and Final Completion for
16 the fees and the individual services
17 stipulated. So moved.

18 TRUSTEE MURRAY: Second.

19 MAYOR NYCE: By way of discussion on
20 this, this amended contract has to do with
21 the extension and also all of the change
22 orders that have happened through the course
23 of already. It has been approved by the
24 Village counsel.

25 All those in favor?

41

1 TRUSTEE HUBBARD: Aye.

2 TRUSTEE PHILIPS: Aye.

3 TRUSTEE MURRAY: Aye.

4 MAYOR NYCE: Aye.

5 Any opposed or abstentions?

6 (No Response.)

7 MAYOR NYCE: Motion carries.

8 TRUSTEE HUBBARD: Resolution

9 #11-2011-22, Resolution authorizing Mayor

10 Nyce to sign the agreement with the New York

11 State Department of Transportaton, as

12 attached, to transfer the ownership and

13 operation of the existing bicycle locker

14 facilities located at the LIRR train station

15 off Fourth Street, from the New York State

16 Department of Transportation to the Village

17 of Greenport. So moved.

18 TRUSTEE PHILIPS: Second.

19 MAYOR NYCE: All those in favor?

20 TRUSTEE HUBBARD: Aye.

21 TRUSTEE PHILIPS: Aye.

22 TRUSTEE MURRAY: Aye.

23 MAYOR NYCE: Aye.

24 Any opposed or abstentions?

25 (No Response.)

1 MAYOR NYCE: Motion carries.

2 I will offer a Resolution #11-2011-23,
3 Resolution authorizing Village
4 Administrator Abatelli to sign Urban and
5 Community Forestry State Assistance Contract
6 #T304566, which provides for a \$12,000/50%
7 matching grant for: Tree removal, tree
8 plantings and tree trimmings. So moved.

9 TRUSTEE PHILIPS: Second.

10 MAYOR NYCE: And by way of
11 explanation, George, do you want to do it?
12 This is the second time we have been
13 awarded a grant through the DEC. We're
14 extremely proud and happy to get this grant.
15 What we have done each time is allocate and
16 budgeted money each year. We have taken
17 that money and that money is allocated to
18 satisfy this grant. It's pretty
19 straightforward.

20 TRUSTEE HUBBARD: Correct. It's

21 actually money that we are getting back.
22 It's \$12,000.00 a year just for the upkeep
23 and maintenance from the trees. This is a
24 good thing that we get this, we can do more
25 work and it's not going to be funded by the

43

1 tax payer.

2 MAYOR NYCE: There be no further
3 discussion, I will call a vote.

4 All those in favor?

5 TRUSTEE HUBBARD: Aye.

6 TRUSTEE PHILIPS: Aye.

7 TRUSTEE MURRAY: Aye.

8 MAYOR NYCE: Aye.

9 Any opposed or abstentions?

10 (No Response.)

11 MAYOR NYCE: Motion carries.

12 TRUSTEE MURRAY: Resolution
13 #11-2011-24, Resolution to implement the
14 following recommendations of the ISO by
15 July 31, 2012 in order for the Village of
16 Greenport to maintain its current Class 4

17 rating in accordance with the Building Code
18 Effectiveness Grading Schedule:

19 Adopt the latest editions of the New
20 York State Building Code.

21 Adopt the New York State regulations
22 for residential sprinkler installations as
23 the residential sprinkler installation code
24 of the Village of Greenport.

25 Adopt the model code inspection

44

1 checklist.

2 Develop a public awareness program.

3 Require that all contractors providing
4 services in the Village of Greenport have a
5 valid contractor's license from the Town of
6 Southold or Suffolk County. So moved.

7 TRUSTEE PHILIPS: Second.

8 MAYOR NYCE: By way of discussion, we
9 did go over this thoroughly at the
10 worksession. I would like to reiterate that
11 it would not going to require to go out and

12 install sprinkler systems. It's to keep our
13 insurance rating where it is now. This is
14 the company that ensures our Building
15 Department. So they recommended that we take
16 this action to ensure our high rating.

17 All those in favor?

18 TRUSTEE HUBBARD: Aye.

19 TRUSTEE PHILIPS: Aye.

20 TRUSTEE MURRAY: Aye.

21 MAYOR NYCE: Aye.

22 Any opposed or abstentions?

23 (No Response.)

24 MAYOR NYCE: Motion carries.

25 TRUSTEE PHILIPS: Resolution

45

1 #11-2011-25, Resolution ratifying re-hiring
2 of Brooke Pollock as a seasonal/part-time
3 Ice Rink park personnel effective
4 November 14, 2011 at \$8.50 per hour. So
5 moved.

6 TRUSTEE MURRAY: Second.

7 MAYOR NYCE: All those in favor?

8 TRUSTEE HUBBARD: Aye.

9 TRUSTEE PHILIPS: Aye.

10 TRUSTEE MURRAY: Aye.

11 MAYOR NYCE: Aye.

12 Any opposed or abstentions?

13 (No Response.)

14 MAYOR NYCE: Motion carries.

15 TRUSTEE HUBBARD: Resolution

16 #11-2011-26, Resolution authorizing an

17 additional handicap parking space on North

18 Street in front of the Floyd Memorial

19 Library to be determined by the Village

20 Administrator based on the most convenient

21 access. So moved.

22 TRUSTEE PHILIPS: Second.

23 MAYOR NYCE: All those in favor?

24 TRUSTEE HUBBARD: Aye.

25 TRUSTEE PHILIPS: Aye.

46

1 TRUSTEE MURRAY: Aye.

2 MAYOR NYCE: Aye.

3 Any opposed or abstentions?

4 (No Response.)

5 MAYOR NYCE: Motion carries.

6 I will offer a Resolution #11-2011-27,

7 Resolution to notice a public hearing on

8 December 27, 2011 at 6:00 p.m. regarding

9 proposed Local Law of 2011, creating Section

10 150-50 of the Greenport Village Code

11 creating Design Incentives for

12 Accessibility, and directing Clerk Pirillo

13 to publish the corresponding public notice.

14 So moved.

15 TRUSTEE HUBBARD: Second.

16 MAYOR NYCE: All those in favor?

17 TRUSTEE HUBBARD: Aye.

18 TRUSTEE PHILIPS: Aye.

19 TRUSTEE MURRAY: Aye.

20 MAYOR NYCE: Aye.

21 Any opposed or abstentions?

22 (No Response.)

23 MAYOR NYCE: Motion carries.

24 TRUSTEE MURRAY: Resolution

25 #11-2011-28, Resolution to notice a public

1 hearing on December 27, 2011 at 6:00 p.m.
2 regarding a proposed Local Law of 2011
3 creating Section 150-51 of the Greenport
4 Village Code regarding Handicapped Access
5 Ramps, and directing Clerk Pirillo to
6 publish the corresponding public notice. So
7 moved.

8 MAYOR NYCE: I will second that.

9 All those in favor?

10 TRUSTEE HUBBARD: Aye.

11 TRUSTEE PHILIPS: Aye.

12 TRUSTEE MURRAY: Aye.

13 MAYOR NYCE: Aye.

14 Any opposed or abstentions?

15 (No Response.)

16 MAYOR NYCE: Motion carries.

17 TRUSTEE PHILIPS: Resolution

18 #11-2011-29, Resolution to notice a public

19 hearing on January 23, 2012 at 6:00 p.m.

20 regarding proposed Local Law of 2011

21 creating a new Chapter 114 of the Greenport

22 Village Code regarding Storm Water
23 Management Erosion and Sedimentation Control
24 and to amend Chapter 150, Land Development
25 Regulations, Site Plan Approval and

48

1 Subdivision Regulations and directing
2 Clerk Pirillo to publish the corresponding
3 public notice. So moved.

4 TRUSTEE MURRAY: Second.

5 MAYOR NYCE: I am not sure if this is
6 a typo or not. I am going to ask the Village
7 Attorney, should this be proposed Local Law
8 2012 or 2011?

9 MR. PROKOP: It is the year in which
10 it was filed with the Secretary of State. So
11 it will be adopted in 2012. So it should be
12 Local Law 2012.

13 MAYOR NYCE: So then these two
14 resolutions should let the record show -- we
15 will amend them as we go but the prior two
16 should be Local Laws of 2012. If there is no

17 further discussion.

18 All those in favor?

19 TRUSTEE HUBBARD: Aye.

20 TRUSTEE PHILIPS: Aye.

21 TRUSTEE MURRAY: Aye.

22 MAYOR NYCE: Aye.

23 Any opposed or abstentions?

24 (No Response.)

25 MAYOR NYCE: Motion carries.

49

1 TRUSTEE HUBBARD: Resolution

2 #11-2011-30, Resolution to notice a public

3 hearing on January 23, 2012 at 6:00 p.m.

4 regarding proposed Local Law of 2012

5 creating a new Chapter 114A of the Greenport

6 Village Code regarding Prohibition of

7 Illicit Discharges Activities and

8 connections to separate Storm Sewer Systems

9 and directing Clerk Pirillo to publish the

10 corresponding public notice. So moved.

11 TRUSTEE PHILIPS: Second.

12 MAYOR NYCE: All those in favor?

13 TRUSTEE HUBBARD: Aye.

14 TRUSTEE PHILIPS: Aye.

15 TRUSTEE MURRAY: Aye.

16 MAYOR NYCE: Aye.

17 Any opposed or abstentions?

18 (No Response.)

19 MAYOR NYCE: Motion carries.

20 Resolution #11-2011-31, Resolution to
21 notice a public hearing on January 23, 2012
22 at 6:00 p.m. regarding a proposed policy
23 change for the New York State Liquor
24 Authority Referrals, and directing Clerk
25 Pirillo to publish the corresponding public

50

1 notice. So moved.

2 TRUSTEE MURRAY: Second.

3 MAYOR NYCE: All those in favor?

4 TRUSTEE HUBBARD: Aye.

5 TRUSTEE PHILIPS: Aye.

6 TRUSTEE MURRAY: Aye.

7 MAYOR NYCE: Aye.

8 Any opposed or abstentions?

9 (No Response.)

10 MAYOR NYCE: Motion carries.

11 TRUSTEE MURRAY: Resolution

12 #11-2011-32, Resolution to approve the
13 renewal of the Management Agreement between
14 the Village of Greenport and Adventure Treks
15 Limited together with the proposed addendum
16 increasing duties and responsibilities and
17 compensation by \$825.00 per month effective
18 November 1, 2011. So moved.

19 TRUSTEE HUBBARD: Second.

20 MAYOR NYCE: By way of discussion.

21 This is an increase, the increase is as the
22 Resolution states, increase duties and
23 responsibilities that Adventure Trek has
24 taken on at our request. While the
25 perception may be that it is a raise, it is

51

1 compensation for work that is being done.

2 TRUSTEE PHILIPS: (In Audible.)

3 MAYOR NYCE: All those in favor?

4 TRUSTEE HUBBARD: Aye.

5 TRUSTEE PHILIPS: Aye.

6 TRUSTEE MURRAY: Aye.

7 MAYOR NYCE: Aye.

8 Any opposed or abstentions?

9 (No Response.)

10 MAYOR NYCE: That motion carries.

11 TRUSTEE PHILIPS: Resolution

12 #11-2011-33, Resolution authorizing the

13 Village Clerk to issue a request for

14 Proposals for auditing services. So

15 moved.

16 TRUSTEE HUBBARD: Second.

17 MAYOR NYCE: All those in favor?

18 TRUSTEE HUBBARD: Aye.

19 TRUSTEE PHILIPS: Aye.

20 TRUSTEE MURRAY: Aye.

21 MAYOR NYCE: Aye.

22 Any opposed or abstentions?

23 (No Response.)

24 MAYOR NYCE: Motion carries.

25 TRUSTEE HUBBARD: Resolution

1 #11-2011-34, Resolution authorizing the
2 Village Attorney to commence litigation
3 against responsible parties regarding the
4 contract for the Third Street Fire House
5 roof. So moved.

6 TRUSTEE PHILIPS: Second.

7 MAYOR NYCE: All those in favor?

8 TRUSTEE HUBBARD: Aye.

9 TRUSTEE PHILIPS: Aye.

10 TRUSTEE MURRAY: Aye.

11 MAYOR NYCE: Aye.

12 Any opposed or abstentions?

13 (No Response.)

14 MAYOR NYCE: Motion carries.

15 Offer a Resolution #11-2011-35,
16 Resolution authorizing payments to Length of
17 Service Award Program recipients in
18 accordance with the recommendations of
19 PENFLEX, Inc., in a letter dated November
20 11, 2011 to address corrections recommended
21 to previous Length of Service Award

22 payments. So moved.

23 TRUSTEE PHILIPS: Second.

24 MAYOR NYCE: All those in favor?

25 TRUSTEE HUBBARD: Aye.

53

1 TRUSTEE PHILIPS: Aye.

2 TRUSTEE MURRAY: Aye.

3 MAYOR NYCE: Aye.

4 Any opposed or abstentions?

5 (No Response.)

6 MAYOR NYCE: Motion carries.

7 TRUSTEE MURRAY: Resolution

8 #11-2011-36, Motion to adopt the attached

9 Resolution as recommended by PENFLEX

10 amending the Service Award Program for

11 active volunteer firefighter members of the

12 Greenport Fire Department to clarify 120

13 month guarantee of service award payments

14 upon participant's entitlement date. So

15 moved.

16 TRUSTEE PHILIPS: I will second this

17 but I have some information on this.

18 MAYOR NYCE: Yes.

19 TRUSTEE PHILIPS: This was a letter
20 that has recently come in. I am not sure if
21 George --

22 TRUSTEE HUBBARD: Yes. The Village
23 Attorney looked over it and I also reviewed
24 it.

25 MAYOR NYCE: All those in favor?

54

1 TRUSTEE HUBBARD: Aye.

2 TRUSTEE PHILIPS: Aye.

3 TRUSTEE MURRAY: Aye.

4 MAYOR NYCE: Aye.

5 Any opposed or abstentions?

6 (No Response.)

7 MAYOR NYCE: Motion carries.

8 TRUSTEE PHILIPS: Resolution
9 #11-2011-37, Resolution to increase the
10 amount of reimbursement to Adam Hubbard
11 under Resolution No. 7-2011-24 by an amount
12 of \$52.57 to cover unanticipated cost of

13 necessary course materials, which were not
14 included in the original resolution. So
15 moved.

16 MAYOR NYCE: I will second that.

17 All those in favor?

18 TRUSTEE HUBBARD: Aye.

19 TRUSTEE PHILIPS: Aye.

20 TRUSTEE MURRAY: Aye.

21 MAYOR NYCE: Aye.

22 Any opposed or abstentions?

23 (No Response.)

24 MAYOR NYCE: Motion carries.

25 TRUSTEE HUBBARD: Resolution

55

1 #11-2011-38, Resolution to approve all
2 checks per the check approval list dated
3 November 28, 2011, in the total amount of
4 \$1,300,860.84 consisting of:

5 All regular checks in the amount of
6 \$502,898.12.

7 All prepaid checks in the amount of
8 \$419,914.84. And,

9 All wire transfers in the amount of
10 \$378,047.88. So moved.

11 MAYOR NYCE: I will second that.

12 TRUSTEE PHILIPS: By way of
13 explanations, my son is an employee with the
14 Village of Greenport. He is on the
15 abstract as per the Village Contract. So I
16 am going to abstain from voting.

17 MAYOR NYCE: I will explain further
18 that Trustee Philips brought this to my
19 attention. She prepared the abstract for
20 this action tonight. Trustee Hubbard okayed
21 that voucher, in the amount of \$75.00. So I
22 will call a vote.

23 All those in favor?

24 TRUSTEE HUBBARD: Aye.

25 TRUSTEE MURRAY: Aye.

56

1 MAYOR NYCE: Aye.

2 With Trustee Philips abstaining.

3 Motion carries.

4 I will offer a motion to adjourn to
5 Executive Session to discuss litigation.

6 TRUSTEE PHILIPS: Second.

7 MAYOR NYCE: All those in favor?

8 TRUSTEE HUBBARD: Aye.

9 TRUSTEE PHILIPS: Aye.

10 TRUSTEE MURRAY: Aye.

11 MAYOR NYCE: Aye.

12

13 (Whereupon, the meeting entered
14 Executive Session.)

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C E R T I F I C A T I O N

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6 STATE OF NEW YORK)

7) SS:

8 COUNTY OF SUFFOLK)

9

10 I, Jessica DiLallo, a Court Reporter and
11 Notary Public for and within the State of New York, do
12 hereby certify:

13 THAT, the above and foregoing contains a
14 true and correct transcription of the proceedings, all
15 of which occurred in open court or in chambers, and were
16 reported by me.

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

21 IN WITNESS WHEREOF, I have hereunto set my
22 hand this day, December 9, 2011.

23

24 (Jessica DiLallo)

25