STATE OF NEW YORK
VILLAGE OF GREENPORT

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BOARD OF TRUSTEES
WORK SESSION MEETING

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December 16, 2013
6:00 P.M.

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

SYLVIA PIRILLO - VILLAGE CLERK
JOSEPH PROKOP - VILLAGE ATTORNEY
DAVID ABATELLI - VILLAGE ADMINISTRATOR
MAYOR NYCE: This is the December Board of Trustees work session. I don't see the fire department chief with us tonight. Does anyone have any questions on his report? He had a couple of items that needed -- some applications for membership and so on. So we will move right onto the Treasurer's Report. Good evening, Charlene. Robert.

MS. KAGEL: Mr. Mayor and Members of the Board. So we have before two budget mod's. One is for the fire department as we discussed. The other one is for legal fees. Moving one money from one account to cover another account. We have bond payment, which is our BAN. We renewed a
17 BAN for $160,000.00 which --
18 MAYOR NYCE: Yes.
19 MS. KAGEL: I spoke with Noah today.
20 He wants our closing of our bond issue by
21 January 22nd. So we have -- what we will
22 be doing is taking three BAN's and
23 rolling them into long term debt. We had
24 $1.7 million from the first upgrade,
25 electric upgrade. The old $200,000.00

1 BAN, will have that kick in, and the BAN
2 for the street sweeper for $160,000.00.
3 So those are the thee BAN's that will be
4 rolled over into long term debt. We have
5 two new one's, which is the marina
6 electric upgrade, which is $400,000.00
7 and $150,000.00 for Phase II of the
8 electric upgrade. So those are
9 authorized. We have not gone out and
10 funded against those. We self funded the
11 upgrade at the marina in anticipation of
12 not doing a BAN and going out for long
term. It wasn't a huge amount of money.
So we were able to flow money from the
general fund in the short term. So we
are looking at a total of $3.5 million.
So Noah thinks that we will be able to
get a favorable rate. What is happening
now, the short term borrowing market is
becoming a little less attractive. The
fewer amount of bids, the higher the
interest rate.

MAYOR NYCE: Is that going to cause
any problems with the small projects that
we have for expansion --

MS. KAGEL: No. What we plan on doing
with those, the stormwater project, we
are going to do a BAN for that because we
expect within two years to get that money
back from the grant proceeds. The other
two will be self fund. So those can just
come from surplus. We do expect to get
reimbursed because all three of them are

green energy grants.

MAYOR NYCE: Okay.

MS. KAGEL: So we're hoping that

we're going to lock into a low long term

interest rate.

TRUSTEE PHILLIPS: Noah said that the

average rate has been up and down.

MS. KAGEL: It has been up and down.

If you can remember last year, we had a

rate that was low. So I don't know if we

will be that lucky.

TRUSTEE MURRAY: Charlene, I have a

question on the street sweeper. When we

borrowed for that, did we borrow long

term on that?

MS. KAGEL: Yes. We could only

convert the short term to the long term.

So we needed to renew it, which we did

and make a call. It's a one year note for

the one year. So we will call all the
BAN's. The $1.7 is due January 22nd. So we made that the same date for our closing date for the one year note for the $1.7 million dollar upgrade project. We also closed on the EFC.

MAYOR NYCE: I was just going to ask that.

TRUSTEE HUBBARD: You rattled off a bunch of numbers and figures. We had asked for a schedule of all the long term debt. Do you have that?

MS. KAGEL: We will get closing documents from EFC in a package, as soon as they send that to us.

MR. BRANDT: He is talking about this.

MS. KAGEL: Yes, we do have a schedule.

TRUSTEE HUBBARD: You rattled off a bunch of numbers. I would like to see everything in writing on a schedule of what's going to be included.
MS. KAGEL: In collections, we have tax collections. It says, August. It's actually not. It's a typo. It's November 30th. Same thing with receivables, statistics reports attached. Also, Robert and I reviewed the draft for the financial statements from the auditors and they will be issued any day. We did get the drafts late last week, which they had promised to send to us.

MAYOR NYCE: And Bill will be at the January meeting?

MS. KAGEL: Bill will be at the January meeting.

TRUSTEE PHILLIPS: Have you started budgeting yet?

MS. KAGEL: Yes, we did. The e-mail went out today.

MAYOR NYCE: Anything else for the Treasurer's Office?

(No Response.)
MAYOR NYCE: Thank you.

MS. KAGEL: Robert will distribute the schedule.

MAYOR NYCE: Our next report will be from our Village Clerk, Sylvia Pirillo.

Good evening, Sylvia.

CLERK PIRILLO: Good evening, Ladies and gentlemen. Couple of updates to my report. Resolution #2 is no longer required as that was handled at a meeting on the 10th. And the same is true, as Resolution #4, which is incorporated into another longer resolution, on Page 2. In addition, the Mayor to sign a memorandum agreement, the date there is to be changed to the 12th. To update that date.

MAYOR NYCE: December 12th?

CLERK PIRILLO: Yes.

MAYOR NYCE: And for the Board's authorization for Duncan, Weinberg, Genzer is an annual. They are the
attorneys for NYAPP. They submit as
consultants to that group. The bills are
waited by size of the utilities. That is
our portion.

CLERK PIRILLO: Also for
clarification, you will notice on Ray
Dunbar's report, there is a resolution
dated for next week, and that is one that

he and I created together.

MAYOR NYCE: An RFP?

CLERK PIRILLO: Yes.

MAYOR NYCE: For residents to bag
their leaves in paper bags. Understood.
I think probably before it becomes a
resolution on next week's agenda, we will
probably take a little longer and take a
look at that. Either through Code
Committee or discussion here first.

CLERK PIRILLO: I discussed it with
Dave Abatelli too. It's a consortive
effort. We may be jumping a little too.

MAYOR NYCE: I think we will start
next month of having those department
heads report directly to the Board. I
had that discussion with Pete at next
months meeting. I might have a few
discussions to narrow it a little bit.
So I will start that.

TRUSTEE PHILLIPS: There are some
other points that need to be clarified.

MAYOR NYCE: Absolutely. Let's slow
it down slightly and give it a little
more conversation.

CLERK PIRILLO: I also wanted to let
the Board know that we had discussed
changing our carrier for conference
calls, and we began for the first time to
use the company called ET Conference.
Our first bill will be approximately
$10.00, for a conference call that was
approximately an hour. Okay. There were
three participants and a chair.

TRUSTEE PHILLIPS: What is the maximum usage?

CLERK PIRILLO: I will check on that.

That same call would have been over a hundred. So it's a huge difference. And one more addition, the RFP for solar power, is up on our website today and will be in Thursday paper. I did want to thank every one individuals and companies who donated time and funds to help make our holiday party program this year. It was a huge success. So I just wanted to publicly say thank you.

MAYOR NYCE: Absolutely.

CLERK PIRILLO: Are there any questions?

TRUSTEE MURRAY: You should be applauded for that. Sylvia really runs that.
CLERK PIRILLO: I appreciate it.

MAYOR NYCE: Thank you. The next report will be from utilities. As I said a minute ago, I have spoken to the department heads on a couple of different issues. One of them being, starting of the budgeting process. I would like them to start coming in on January to start giving their reports to the Board directly. We will be starting that in January. On Ray Dunbar's, the primary one, he has identified a grant opportunity that is being funded through the environmental facilities corporation. This is the first time that I can recall that there is funding for sewer systems. Not just the final process but the collecting process. The next round of grants, we kept going back to community block grants, and we weren't able to get those grants. These are specifically for it. He is very anxious to get a jump on
it. The grant is due in April. He is asking for us to RFP for engineering services to do grant writing. I asked him to get some estimates. I don't see any estimates in his report. Typically, those estimates range somewhere in $1,000.00. It's a 25% grant. We do still qualify as a hardship community. We may even get a zero interest loan. The idea would be to try and get the same thing for this project. We also have a track record with the EFC that should be helpful. Any questions on Ray's stuff? The next one that comes up in the packet is the electric department. Jim is out. He busted up his arm. Tom has taken over the day to day at the plant. He has done a terrific job. There was actually a call out the other night over on Sterling. He was there for a couple of hours. He and Doug have really stepped up for Jim. They got the Christmas stuff together and they
are working on scheduling for this week. The last two things that have to happen for the upgrade are the commissions for the transformer and the testing of the switches for the distribution. They are scheduled for this Wednesday and Thursday. They will be reaching to any of the major electric users specifically to say what the schedules are of the outages. The outages are going to be as brief as possible. They are also looking to try and make possible that there are no interruptions. If they can isolate the breaker and test it that way, they will do that. That should be a very brief outage. As soon as they know the schedule, the will contact businesses and let residents know. We are trying to schedule the residential during the day where there is less usage and the
business district every early in the morning. Again, with less usage.

TRUSTEE PHILLIPS: Those with refrigeration compressors is it possibility of giving them at least a days notice?

MAYOR NYCE: That is what we are going to try and do tomorrow. They are going to try and identify a close schedule tomorrow and reach out to those that have major businesses. I believe the commission of the transfer is next week. The switches are this week. I think they are running pretty well. I know Jim is still interested in advertising for an apprentice in the line group, to come up under Doug and Tom. Meter Department, I believe they are reading on schedule and everything seems to be accessing to on time with that department. Pete is asking that we have a new employee be
brought in on part-time. I am not even
going to try the last name. Fair enough.
So he is asking to bring him on full-time
as a laborer at $14.00 an hour to replace
Nate Phillips who has put in his letter
of resignation who we will be accepting
with regret at next week's agenda. He is
also asking here for -- they use the
biodegradable paper bags for brush
pick-up. No resolutions on the utilities
stuff. The next report will be from the
Village Administrator Dave Abatelli.

MR. ABATELLI:  Good evening, folks.
MAYOR NYCE: Good evening, Dave.
MR. ABATELLI:  I really don't have
too much that I am asking about.
MAYOR NYCE: Before you get started, I
have a question on the utilities. The
vacuuming out of the drains, Pete and
Dave have been -- we had an agreement
with Shelter Island for years. We gave them our bucket truck and replace light bulbs for a day, and we would vacuum out the drains and storm drains. Well, this year Shelter Island got a new bucket truck and we didn't find that out until late. So we did not get use of their vacuum truck this year, which has caused some build-up of leaves in the drains. Dave reached out to Southold Town. We have not had so much luck. Pete is looking into the cost of a vacuum truck. We are just looking into that. Do we have any other update that those are going to get vacuumed out?

MR. ABATELLI: I emailed Shelter Island and they thought that they had winterized it although there is still a small chance. With Southold, it is still possible. I was talking to Pete about that. They have two trucks. We were
really still counting on Shelter Island
because they really owe us. We were
helping them still with some cable.

TRUSTEE HUBBARD: Doing pruning
around the wires.

MR. ABATELLI: There is also the
possibility, as I was talking with the
IGA, that they might be hiring someone to
clean that drain. There is just that one
that is the real --

MAYOR NYCE: Yes, I know. Come spring
time with the rain, it's not going to be
helpful. So let's see what the Town is
willing to do. If not, if you want to
talk down with the IGA, if they want to
do something and we can help them out.
Reimburse them. I mean, it's a Village
parking lot. So we should be maintaining
or we should get something done, even if
it's a portion.

TRUSTEE HUBBARD: Have you looked
into renting a truck for a day?

MR. ABATELLI: Not yet.

TRUSTEE HUBBARD: Maybe you should look into that and see what it is for the day.

MAYOR NYCE: It doesn't take more than a day. It would be really nice to get them taken care of. Sorry, I didn't mean to send you off into a tangent.

MR. ABATELLI: It's okay. The campground us shutdown. The only thing is the ice rink is open. The Highway Department helped a lot. There was some good teamwork. We also did get a lot of help from volunteers. So the ice rink is up and running. We have had some odd weather situations. So it will be up for three months. The carousel is doing good. Also weather permitting.

MAYOR NYCE: Do we have a company that we have contracted with, for the refrigeration? I know we had a issue a
MR. ABATELLI: The refrigeration, last year we started using a guy who understands the whole mechanical. He understands the computer.

MAYOR NYCE: Okay.

MR. ABATELLI: It’s a very frustrating situation.

MAYOR NYCE: Yes.

MR. ABATELLI: But it does work. We have to be very careful when we shut down the power.

TRUSTEE PHILLIPS: I know that is a major concern for many business owners.

MR. ABATELLI: The LWRP, they did have some comments. Mostly it’s a format. To make it flow better. So I am going back and forth. By the next meeting, we might want to have a date to set the 60 day period.

MAYOR NYCE: So maybe at the January
meeting?

MR. ABATELLI: No, I think at the December meeting. You know, set a date.

MAYOR NYCE: Okay.

MR. ABATELLI: So if the documents are together, we can do it then. Rather than wait till the January meeting.

MAYOR NYCE: Understood.

MR. ABATELLI: The other two RFP's, I do hope to get those going. The marine bulkhead, I am pretty comfortable with.

MAYOR NYCE: I will meet with you. Let's do that right after the holidays. So we can start that as we discussed.

MR. ABATELLI: I may try and get a couple of sidewalks done. One on Adams Street and up on Triangle.

TRUSTEE PHILLIPS: The curbing on the corner, have you seen that?

MR. ABATELLI: What area?
TRUSTEE PHILLIPS: There is a broken piece of cement?

MR. ABATELLI: Is it newly broken?

TRUSTEE HUBBARD: It got hit by a plow during the snowstorm. It was broken or loose and when it got hit, it got worse. It's on the west side of the street.

MR. ABATELLI: Okay. I have a couple of hiring's. Mostly the same staff as last year.

MAYOR NYCE: Cool. Thank you very much. The Village Attorney is addressing the Suffolk County Water Authority on our behalf and said that he would not be here until 7:00. Rather than not wait for him to get here till 7:00, I didn't see anything on his report that was -- needed to go over specifically. Is there any questions on it?

TRUSTEE PHILLIPS: Just the MBE and
WBE stuff is being corrected.

MAYOR NYCE: Yes. I spoke to Dennis and they are taking on that project. So the next will be reports from committees. We had two items on Code Committee. They had two items, one, going over last year, we changed the fee schedule for cars left on the street for snow storm, whereby we changed it from a range to a set fine and then allow the people to plead guilty or appear in court to defend themselves. We had talked about a long time ago at a work session doing the same thing for snow removal for sidewalks for both commercial and residential properties. Code Committee has set a recommendation that we follow the same path as the car thing. Setting an initial fine of $75.00 with the same escalators that were put in for the cars. So we would -- I believe we
need to set up a Public Hearing to do
that change in our code. The other one
was a MS4. There has been a push to have
a code amendment dealing with animal pet
waste. So the Village Attorney has said
over a draft dealing with animal pet
waste. It has been recommended that we
hold a Public Hearing on that as well.
The BID meets this coming Thursday. They
did have a Shellabration and some events.
The season has extended of what it was a
few years ago and they are definitely
taking advantage of that. As you all
know, as we get close to the annual
meeting, I am going to appoint Julia as
the liaison of the BID just for
transition. So there is some continuity.
She has been attending those meetings as
well. So come January/February I am
going to ask her to take over those
meetings. The next portion of our
meeting is Items for Discussion. I know that there is an applicant present and we will take that one first. We had the wetlands permit application for Michael Osinski at 307 Flint Street. The Public Hearing was closed. There were a bunch of comments. I had some e-mail contact with the applicant over the weekend. Letting them know that if we had questions for them about the application tonight during the discussion, if they were here, we would likely ask them address them to answer some questions, if there were any. I will open it up for discussion.

TRUSTEE PHILLIPS: Well, I have reached out to some of the neighbors who were at the Public Hearing, as well as Mike and Isabelle, and I think that one of the questions that I have for Mike and Isabelle, are dealing with the upwellers in Widow's Hole. Some of the neighbors would like them to be taking out of there
and I think that might be something that is not possible. But I think if Mike and Isabelle could give us a brief description and get some clarification. I think we need some of the facts and what their plan of action is. That seems to be the conversations that I had. Everyone seemed to be in favor of moving the operation out to the dock. I know the upwellers are something that is an important part of the culture. So maybe Mike can explain what their part is and what their plan is. I think that would be appreciated.

MAYOR NYCE: If it's all right, we can go around and see if there is a series of questions and then they can be answered all at the same time. Is that agreeable to everybody?

TRUSTEE MURRAY: That was going to be
my question as well.

MAYOR NYCE: Okay.

TRUSTEE HUBBARD: Pretty much the same thing. There was discussion on the expansion inside Widow's Hole. He said he wasn't planning on that and people said it was three times the size then anything else. So just clarification on what is actually planned on the inside. Looks like new floats. I know Mike did say he was not going to do any expansion on the inside. Just to clarify that. Pretty much everyone had the same question. People were happy with the platform and everything like that. Just the expansion on the inside of Widow's Hole.

TRUSTEE ROBINS: I also have a couple of questions about the proposal on the plan that was submitted so far, which is the one that we are working from dated
April 1st, that does show additionally a floating dock being installed, as well as the 8x16 dock and the upwellers. I think this is commercial activity that is taking place in the creek and I am not sure if I agree with that. The other thing is, I do have some concern about trying to balance a commercial enterprise in a residential neighborhood. I totally support the farming and it is a waterfront commercial district but Mr. Osinski does have to market and that involves you know, the transport via of residential neighborhood. And I do know in the Village that we are trying to fit the spirit of a working Village. I am not opposed to them having a business in their home but we are talking about a major expansion here. There is a big dock going into the bay. This is going to be
an expansion of a business. I just want
to make sure that we don't change the
character of the neighborhood too much.
So I have some questions and concerns.

MAYOR NYCE: Do you want to come and
join us for a second?

MR. OSINSKI: Sure.

MAYOR NYCE: For the record, Michael
Osinski, the applicant.

MR. OSINSKI: If I understand --

MAYOR NYCE: First with the upwellers

MR. OSINSKI: The upwellers are not
pertinent. These questions that you are
raising are not pertinent to the
applicant.

MAYOR NYCE: They already exist.

MR. OSINSKI: It is a permitted
structure. It's not that it's not
permitted. Why is that the topic of the
discussion? I will say this about the
upwellers, they are a half horse
submerged pump. A foot or two below the
water. I don't know that they make a
decibel or a quarter of a decibel.
Nobody has told me what the sound is.
How much sound does that make? Before
someone can complain about it, I would
like some specifics about what they are
complaining about. It's not germane to
the topic that you have before you.
Sorry.

TRUSTEE PHILLIPS: If I just may, the
reason why I bring up the upwellers is
just to explain that they are part of the
operation that they are important and you
have a permit for them.

MR. OSINSKI: We had a permit for
two years. There is nothing on the
existing permit to expand these
upwellers. Except on the existing permit,
there are places to put the upwellers, however, I don't know the -- the density amount is very important. We submerge these upwellers in barrels. They are below the water. They are covered up with boards. It runs, I thought quietly. It's the first that I have heard in the five years that I have had these upwellers, this is the first complaint. The very first in five years. In this complaint, I don't hear of what type of decibel this is. There are noise levels that are allowed and disallowed. Saying that, I really want to annoy people. I really don't. Contrary to what has been said I am not out to annoy people. The fact that we are spending a quarter of a million dollars to move this operation into the harbor should speak volumes for itself. This year, I bought a new upwellers because the last one was destroyed in the storm. I bought a new floating dock. To me, I plug it in, I cannot hear it run
but I can see the water coming out. That is how I tell that it's on. Occasionally, a pump will go out and I will see it. The other upwellers is older. Maybe I could upgrade that. That is a possibility. The problem with that is the width of the dock would have to be stretched out about 18 inches to put the newer form -- it's a plastic bin basically. It's a little narrow. I can do that. I am willing to. On the permit, there is the upwellers. We may move them, but the function of the upwellers is to enhance the rate of the growth. To get a head start. There is more nitrogen going into the creek than the bay.

MAYOR NYCE: Does the pump also restrict flow because you can have more wave action?

MR. OSINSKI: No. It just blows in one direction. That is the function. If
these things are a decibel, I would be
shocked. For the people that expressed
these complaints, I would like to know
what the level is. I think you need to
have specifics.

TRUSTEE ROBINS: Mr. Osinski, do you
know of any other farmers in the area
that are working out of their residents?

MR. OSINSKI: Yes. I can see them
from my house. Contrary to what was
said, there is one immediately across
from my house. They are permitted.

TRUSTEE ROBINS: What is that
address?

MR. OSINSKI: I don't know that
address.

MAYOR NYCE: They are the McCarthy's.
They are 4th and Clark.

MR. OSINSKI: We have been doing
this for 12 years. We have built a name
for the Greenport oyster. It's known all
over the country. We turn away business.
We get tours coming. People come all the
time. They want to see how an oyster farm
works. It's a very popular thing.

MAYOR NYCE: To George's question --

MR. OSINSKI: If you look closely at
that permit, there is absolutely no
increase. We had three floating docks.
We're going to maintain that. The only
increase that was scheduled in Widow's
Hole is the addition of a metal ramp.
That metal ramp, when my neighbors
complained about it, I told them that I
really don't need it. We would be glad to
negotiate with you. I said don't need
that metal ramp. I need a piling. These
things are lashed together. It's been
what 15 months now.

TRUSTEE HUBBARD: On the paperwork it
says proposed 8x16 float, there is
already one there?

MR. OSINSKI: It's permitted, yes.

TRUSTEE HUBBARD: I am just reading what it says, Mike. It says existing and it says proposed.

MR. OSINSKI: If you look closely there is a dotted line. There is the proposed one -- see if you look, you see this line. That was destroyed by the hurricane. The dotted line. Also the sandbar encroached. That was there. That was existing and was destroyed. These pilings aren't going to work. So we took what was destroyed and got a new one. We took it and have it here. When it blows out of the east for three days, four days, we need to get in there where it is protected. I have my children, they are 13 and 14 years old, the feet are hanging over the dock. We wanted it to protect
our children. No other reason at all.

TRUSTEE MURRAY: I see that this
would benefit the operation. I thought
that this would make sense to do. I like
the way how the light transmit into it.

MR. OSINSKI: The DEC has no problem
with it. The CAC has no problem with it.

Never been mentioned before. What other
questions?

MAYOR NYCE: I think that is it.

MR. OSINSKI: I think Julia had some
other question.

MAYOR NYCE: Her discussion was about
the commercial operation.

MR. OSINSKI: Okay. We have had a
permit to have an oyster farm for 12
years. We don't have any secrets. We have
permits for everything. I asked you many
times to come and visit us. No one comes
and talks to us. We have been doing this

-- until this year, we have never had any
complaints. Then we have these complaints about things that are not on the permit. The upwellers are not on the permit. We are very proud of what we have created.

MAYOR NYCE: Understood.

MR. OSINSKI: There was nothing in the Village.

MAYOR NYCE: Are there any other questions?

(No Response.)

MAYOR NYCE: Thanks very much, Mike. Okay. I will say for the record that the CAC had no additional comments. They recommended that a pedestrian access ladder be installed to allow pedestrian travel above the high water mark and the piles should be compatible with oyster growing farm operation, where they are not. Everything else is in compliance and is consistent with our LWRP and Department of State. Other applications.

TRUSTEE PHILLIPS: I think you need to make a distinction with this
application that it's dealing with a dock

and not the operations. The operations is something that at some point we will need to discuss for future properties in that area but currently this application is dealing with a dock.

MAYOR NYCE: I understand. Julia brings up a good point in that the expansion of the operation would expand the commercial use of the property. I believe that the properties in the Village should be used for commercial purposes because we're a working class community. You have contractors working out of their house. You have masons working out of their house. There is a balance that has to be struck with that use. Does this dock expand the commercial use or doesn't it? That is something that we need to discuss. I
understand that's not part of the permit
but that's something that should be part
of the discussion because we're going to
have to consistently accept these
applications and discuss them and rule on
them the same way.

TRUSTEE PHILLIPS: I think in this
particular case, it's already
established. Mike and Isabelle are
taking the step to put the heavier
commercial side into the bay. What is
the difference between that and a baymen
with scallops and owns waterfront
property and comes to his house and
unloads bags of scallops and takes them
to his truck? He's allowed to open them
in his garage if he has the permits.
He's going to have the same vehicle
traffic that is currently coming with
anyone that is doing that type of
waterfront baymen/fisherman agricultural
farming enterprise.

MAYOR NYCE: I understand. We're under discussion. One way or the other, I am saying that it should be part of the discussion because it was discussed in the public comment and we're aware of it. So it should be part of the discussion.

TRUSTEE PHILLIPS: I also think that it should be separate from this particular application. If discussion is to take place but not in dealing with this dock.

MR. OSINSKI: That is what the zoning is, waterfront commercial.

MAYOR NYCE: Understood. There is a permit for cages to be raised and that is the waterfront commercial. The property is zoned residential. I am just saying that it has to be part of the discussion. You don't have the full picture of what
is going on and then you have not heard what the neighbors have said. That is all I am saying. It's a venture that should continue. Even the neighbors say that putting a dock out there is a good thing to do and to make the commercial portion of the business out to that dock is the right thing to do. The Osinski's are doing the right thing by doing it. I think it is fine. I just think that is has to be part of the discussion. When this comes up in the future again, it has to be made aware of what was discussed. What was said. How we came to the decision and why. And if there is going to be restrictions. Mr. And Mrs. Osinski said that they are trying to remove the usage in Widow's Hole. I understand that upwellers need to be there and they are permitted. We're not going to talk about moving them. I think the neighbors
concerns is that there not being an
expansion of the commercial use in
Widow's Hole and on the property itself,
and I think both the applicant and the
neighbors are in agreement of that. I am
just saying for our due diligence, we
need to have as part of our discussion
what is actually physically going on with
the property. We have to make sure that
we have heard all portions of what was
said. That is the only point that I am
talking at. So where do we strike a
balance?

TRUSTEE ROBINS: Just one more point.

In looking at the plans, I understand
that Mr. Osinski is moving out his
business to the dock, the plans still
show a change. I understand that it is
permitted but I don't see any written
description of moving the business out to
the dock. In other words, he wants to build the dock but is there any change in the amount of activity that is taking place in the creek? That is my question. It's really not addressed in this application.

MAYOR NYCE: It's not. I think we have to assume that when the dock is built, that is where the majority of the operation will be taking place. It wouldn't make sense for them to split up the operation. As they said during the Public Hearing, that they are going to keep their boats by the dock and if there is a storm, then they would move them in, which is understandable. If everything that is being presented is genuine, I don't think there is an issue.

TRUSTEE PHILLIPS: If you look on page 10 of 15, it actually has a schematic and outlines what it's doing. Two things, for the amount of money that the Osinski's are spending to move this
out into that area, is a big expenditure for that type of industry. To recoup the -- paying for that size of the dock is not going to happen for several years. So they are willing to move it to produce a less noisy activity. They have a lot on this platform. They have the sorting machine, which they use the European style. And Mike, clarify for me, that is used once a day?

MR. OSINSKI: Once a day and it's never more than 15 minutes a day.

MAYOR NYCE: Again, they are moving that operation out to the bay. So what is the pleasure of the Board at this point? To put it on the agenda for next Monday or do we want -- are there any accept as proposed?

TRUSTEE ROBINS: The only thing that I would want is a better description of what Mr. Osinski wants to do. I accept
that his idea of moving the operation to
the bay and work platform as stated. I
just would like to see it, a statement of
that intention with the application. I
just thought it was a little bit vague on

TRUSTEE MURRAY: I have to defend Mr.
Osinski on that one. I think that the
plan that he gave us is an extremely well
detailed plan. I think it's well
detailed. I have absolutely no problem
with this. This is a dock permit
application for this. I think he has
shown us. This is what he wants to do.
This is how he's going to run it. How he
runs his business is -- it's his
business.

MAYOR NYCE: So why don't I do this,
why don't I put this on for Monday. There
will be more opportunity for discussion
prior to vote on Monday. I will put a
motion to approve the application as
submitted and we take it from there. Is
that agreeable with everybody?

TRUSTEE PHILLIPS: That's fine.

TRUSTEE ROBINS: Yes.

TRUSTEE MURRAY: Yes.

TRUSTEE HUBBARD: Yes.

MAYOR NYCE: Okay. We had three other
Public Hearing's that were closed. The

first one was amending the wetlands
permit fees. There was no comment on it
at all. The Code Committee recommended
it. So unless there is major discussion
here, I will put a motion to approve that
as well.

The next one was amending Chapter 150
of the Zoning Law to make that definition
of family match that of permit law.

Giving it the more generous and lenient
terminology. There was some comment from
the public. I have to be honest, it didn't really see pertinent to the changing of the definition. Does anyone have any discussion or should I put a motion to approve that as well?

TRUSTEE PHILLIPS: We need to have it consistent.

MAYOR NYCE: The last one was amending the local law for ZBA Boards to allow for alternates. The alternates were in case of conflict of interest. It was not to be done just for the sake of it. The alternates would be --

TRUSTEE PHILLIPS: It was following with what New York State allows us to do.

MAYOR NYCE: Correct. If a member of a Board identifies a conflict of interest, then the Chair will call in the alternate to step in. That is the only time it will be used. It's not to have an extra member
because lord knows we have a tough enough
time finding people to begin with.

TRUSTEE HUBBARD: That was going to
be my question also because someone who
wasn't there for four or five months and
all of a sudden, they are named as an
alternate member and then all of a sudden
they don't know what is going on.

MAYOR NYCE: Right. This is only when
there is a conflict of interest. So I
will do the same with that one.

Now, it brings us to reports from
Mayor and Trustees. Trustee Hubbard?

TRUSTEE HUBBARD: I want to thank
everybody that volunteered and donated to
the Christmas Parade. It was really nice.
The fire department, they are paying for
a storage for the parade equipment. They
did a rental. What they are paying is

almost $4,000.00 a year to store the
floats and stuff. They can buy the
trailer for $2500.00 to isolate this.

MAYOR NYCE: There is plenty of room by the sewer plant to put this.

TRUSTEE PHILLIPS: The wood shop situation over there needs some looking into as well.

MAYOR NYCE: We can find a spot.

TRUSTEE HUBBARD: It's not something that would be accessed all the time but only once a year. If we can take that sort of stuff and put everything together. It would save money. I will let them know at the Warden's meeting, that we have a place and they can start looking into it for the purchase in the near future. So if we can work on that and I will let them know at the meeting.

At the little league field, everything was painted and taken care of. I have a girl scout project, which is similar to an Eagle Scout project. We're going to be taking care of the sheetrock. So as part of her project, she's going to help me
tear it down. I have a contractor that's
going to put it back up. She is going to
be screwing, taping and painting.
Organize everything.

MAYOR NYCE: Cool.

TRUSTEE HUBBARD: I spoke to Heather
Wolf about that. Tree Committee didn't
meet this month but I want to thank the
Tree Crew for their work. Thanks to them.

Last thing, we received an e-mail about
the work that is going to be done on
Wednesday and Thursday on the loss of
power. I tried getting an answer from Bob
Braun. I got a vague answer. Nothing in
writing. Basically, can it work in the
way of the e-mail or not? I just wanted
to bring that up. If this process can be
done that way, I would like to hire the
gentleman to see if he can do that.

MAYOR NYCE: I know Doug and Jim are
discussing it with Bob different options.
They were discussing that this afternoon.
The scheduling will be based on that.

TRUSTEE HUBBARD: I was just

wondering if it could be done that way.

If we can hire somebody that can do that
work, and save the Village the liability,

I would rather hire the gentleman.

Better for the Village.

TRUSTEE PHILLIPS: I am concerned for
this. Refrigeration is really something.

It's a lot. It's a lot more expensive.

TRUSTEE HUBBARD: Okay. That was it.
Merry Christmas everybody.

MAYOR NYCE: Trustee Robins?

TRUSTEE ROBINS: Just some notes on
the BID meeting I attending in November.

They made a suggestion to try and keep
all of the businesses updated on the
events and promotions. Not all

businesses participate in the BID but we
would like to see more involved with it.

Some people knew nothing about that Taste North Fork event. There are a lot of people that can take advantage of the extra business. They also talked about increasing their social lead status. They asked for a poll map. There was some conflict apparently with the Christmas banners going up and the polls. So they asked for that. You know, they were very pleased with the Shellabration event.

That's it. Thank you very much and Merry Christmas.

MAYOR NYCE: Thank you.

TRUSTEE MURRAY: My report, I guess I get called out when people feel that their buildings are falling down. But the wood shop. I was asked to look at the barn. It was pretty bad. I think it has at least $75,000.00 written all over it
to fix that up. It's not a bad idea to tear that down. So if you look at spending money to fix the roof, you could buy a $100,000.00 building.

TRUSTEE PHILLIPS: If we are looking for storage for the fire department and we need storage for this and for that, would it make sense to look into a building to create that type of storage? Instead of piece meal it, let's put in some thought to serve all purposes. To me, that would make more sense. I know the Carousel has a problem with storage.

MAYOR NYCE: That was my first reaction. With $75,000.00, let's look into another building. So you want to look into those two options?

TRUSTEE MURRAY: Yes.

MAYOR NYCE: Trustee Phillips?

TRUSTEE PHILLIPS: The Carousel Committee met. They have finally come to
an agreement on --

MAYOR NYCE: Really?

TRUSTEE PHILLIPS: Yes. So that is something that won't be on this agenda but the next one. They are moving forward with some projects. The schoolhouse, we had a couple of activities there. I met with the Osinski's and Jill Dunbar and Jamie Feder, to discuss the concerns and other dealing with the agricultural operation. I also did an online training and discovered that we have the ability of what is called E-Learning, where we could set up courses that are required to take, to update their education. I have not finished looking into it but that might be a situation where it could save money. I think that is pretty much it.

MAYOR NYCE: Cool. To that, I met with Dennis from D & B on the three grants
that they are working on. I had missed
the other meetings. They are handling
the WBE stuff. I gave them a date of
January 1st would be a good time to get
together and put together surveys for
residents. Their is a bunch of leg work
that has to be done. They are anxious to
get that going. So that's going to be a
work in progress. Mr. Abatelli and I met
with a gentleman from FRES to update our
Hazard Plan. That is something that we
did back in '07. We need to keep that
updated to continue to get FEMA money.
They will send us a copy with that when
they are done. The last item that I have
is something that we have discussed
loosely. Obviously the Director of
Utilities is no longer with the Village
anymore. I have had several discussions
with both management and staff members
about reorganization and also members of
this Board. In discussing it, moving
back to having a Village Administrator
who is the general manager and who is
basically the go-to person, and not have
a Director of Utilities. People would
report to that person. The Village
Administrator would make sure that
everything functions and all departments
would report to him. It would take a
little bit of pressure off my chair.
It's not possible to have the sort of
insight that it should be on a part-time
mayor basis. So I am asking that we
advertise for a Village Administrator. I
should also state, that Mr. Abatelli has
informed me that he is retiring soon,
which gives us an opportunity to bring
someone in. Dave has really had the
title of really not working as the title
of Village Administrator, because we have
had other departments and people. I am
asking that we advertise and do that
immediately to see what kind of responses
that we get. And that is all that I
have. So that concludes the business.
So I will offer a motion to adjourn to
Executive Session to discuss a payroll
issue. So moved.

TRUSTEE ROBINS: Second.

MAYOR NYCE: All in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

(Whereupon, the meeting was adjourned
to Executive Session.)
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, December 28, 2013.

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(Jessica DiLallo)

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