

1 STATE OF NEW YORK
2 VILLAGE OF GREENPORT

2 ----- X

3 BOARD OF TRUSTEES
4 WORK SESSION MEETING

4 ----- X

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April 15, 2013
6:00 P.M.

10

11 BEFORE:

12 DAVID NYCE - MAYOR

13 GEORGE HUBBARD, JR. - TRUSTEE

14 JULIA ROBBINS - TRUSTEE

15 DAVID MURRAY - TRUSTEE

16 MARY BESS PHILLIPS - TRUSTEE

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18 SYLVIA PIRILLO - VILLAGE CLERK

19 JOSEPH PROKOP - VILLAGE ATTORNEY

20 DAVID ABATELLI - VILLAGE ADMINISTRATOR

21 CHARLENE KAGEL - VILLAGE TREASURER

17 \$9,000.00. The other is a reimbursement
18 to a member for his EMT training classes
19 that happened over the past five years.
20 They had an agreement with this
21 gentleman. I guess in the past, they
22 have, in the past, didn't pay at the time
23 they completed the classes because they
24 didn't complete the courses. In this
25 case, he has completed the course. I

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1 spoke with the clerk about it. I will
2 speak with the Village Attorney to make
3 sure this resolution is worded proper.
4 The money is set aside in the budget
5 every year to do it.

6 TRUSTEE HUBBARD: I will just
7 clarify that a little bit. We had in the
8 past for people who wanted to take
9 paramedic training, past the classes.
10 Got a job offering somewhere else and
11 left them. So this is -- trying to say
12 that if you are going to sign up for

13 these classes, this is the way that you
14 are going to do it, but if you get hit
15 with five people all at once who want to
16 do it, it's a huge amount of money. Do
17 it over five years, we are going to get
18 five years worth of their services. So
19 that is why it is over five years. This
20 gentleman took \$7,000.00 out of his own
21 money for travel expenses and overnight
22 stays. The paramedic training is very
23 expensive. There is a lot of stuff
24 involved in it. We want everyone to do
25 it. We just want to make sure that we

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1 get the value to do it. So that is why
2 it's done over five years. If you sign
3 up for it, no problem.

4 MAYOR NYCE: That makes perfect
5 sense. Thank you.

6 TRUSTEE HUBBARD: This was not done
7 the previous year. This was money from

8 last year.

9 MAYOR NYCE: Thank you. Anything
10 else from the fire department before we
11 move on?

12 (No Response.)

13 MAYOR NYCE: Thank you for the
14 additional explanation.

15 TRUSTEE HUBBARD: Sure.

16 MAYOR NYCE: With that, then we can
17 move on to the Treasurer's Report.

18 TREASURER KAGEL: Okay. I have
19 lots of stuff. Good evening Members of
20 the Board, Mr. Mayor. I have a couple of
21 last minute adjustments going on. I am
22 requesting from a motion from the Board,
23 we have some budget mod's. As of last
24 week, we didn't we receive any and we
25 have 20.

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1 TRUSTEE PHILLIPS: Can I ask a
2 question? You ask for budget mod's
3 earlier in the week. I will be honest

4 with you, it would be nice to see these
5 before the meeting.

6 TREASURER KAGEL: I think what
7 happened, to answer your question,
8 Trustee, as you are pretty much aware,
9 the deadline for submitting vouchers for
10 the payment abstract is the Tuesday prior
11 to the work session. And the deadline
12 for the work session reports are the
13 Monday before. The week before the work
14 session. I think we have people that
15 wait for the very last minute to submit
16 their business into the abstract and then
17 they find out on that Tuesday that there
18 is not enough money in that account. So
19 we have to do a budget mod to pay the
20 bills. So I think that is the nature of
21 the beast. Like I said, people wait to
22 the last minute. Hence the budget mod's.
23 Also, we're coming to the last quarter
24 in the fiscal year. This is the time
25 that this usually happens.

1 MAYOR NYCE: I understand that.
2 At least, I was aware would be coming.
3 The one that I don't is the GLR150
4 Appropriate Fund Balance.

5 TREASURER KAGEL: That is an
6 addendum to my work session report. What
7 I would like to do is discuss that at
8 this point. We have a Sterling bulkhead,
9 which we had budgeted for a principle
10 payment of \$29,000.00. There is a typo
11 on my report, for principle amount for
12 the Sterling bulkhead. It's actually
13 \$29,000.00 and not \$23,000.00. On my
14 report it is attached. So in any case,
15 we had -- Deputy Treasurer Brandt had
16 sent out bids last week, as coming due
17 today. He scheduled the payment to be
18 made. We were to have one final
19 schedule payment of \$5,000.00 and you
20 will see it on the budget. We received
21 zero bids from that. All of the banks

22 that we had sent our \$25,000.00 BAN
23 bid to, said that the amount was too
24 small for their portfolio. I had a
25 conversation with Noah who said that it's

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1 interestingly, because recently this
2 just happened to Southold as well. They
3 had a small BAN that they tried to bid
4 and they had zero bids. So in a sense
5 what we will do, we paid this off
6 because it was due. State Finance says
7 as long as we pay it off, we can't
8 re-borrow it again. We were supposed to
9 close these off on Friday. So we paid
10 the BAN today. So that said, we had to
11 pay off the entire amount which was
12 \$54,000.00. We only had \$29,000.00
13 budgeted this year. So I am requesting a
14 budget mod where we would be
15 appropriating fund balance. What will
16 happen next year, we have this
17 \$25,000.00 budgeted item, which we

18 don't need. Basically at the end of
19 Fiscal '14, we will be flushed. It's
20 just the timing difference. Now we
21 will be paying this off this year. We
22 are going to use it from fund balance.
23 We are not going to use it next year.
24 It is going to replace our fund balance
25 this year. Unfortunately, the nature of

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1 the beast, we couldn't get anyone to bid
2 on the short term funding.

3 MAYOR NYCE: At the June meeting,
4 the new adopted budget, we would do
5 another budget modification moving
6 \$25,000.00 from that line item back into
7 fund balance?

8 TREASURER KAGEL: Correct. The
9 other thing that we could do it, is just
10 leave it there without having an actual
11 expense.

12 MAYOR NYCE: Okay. I would rather

13 and try and keep those accounts straight,
14 if we can, rather than have monies
15 floating.

16 TREASURER KAGEL: Absolutely, what
17 I could -- what we could do is
18 appropriate debt reserve and then take
19 the \$25,000.00 budgeted.

20 MAYOR NYCE: That is what I was
21 going to suggest. That it from our
22 reserve for debt account and put that
23 money back in.

24 TREASURER KAGEL: Okay. So what I
25 will do is take care of a budget

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1 modification. We will amend this
2 budget modification and use
3 appropriation of Mitchell Park debt
4 reserve. I will ask Clerk Pirillo to ask
5 to put on a resolution for the budget
6 modification.

7 MAYOR NYCE: That sounds fine.
8 For the Board, on the sludge removal one,

9 as we determined the \$5500.00 that we
10 were going to use for presentation
11 materials. That was going to be split
12 amongst the funds that it would effect.
13 The only fund it did not have available
14 was the sewer fund. So Charlene and
15 Robert came up with this suggestion.
16 So that is why that budget mod is
17 there.

18 TREASURER KAGEL: The recreation
19 that was sent to payroll. We had
20 originally budgeted for medical exams
21 for the fire department, I believe it
22 was --

23 MAYOR NYCE: George had already
24 explained.

25 TREASURER KAGEL: Okay.

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1 MAYOR NYCE: With labor counsel, we
2 work with a retainer basis, which
3 generally works in our favor. It

4 generally goes to our benefit most of the
5 time.

6 TRUSTEE PHILLIPS: So is this
7 particular issue finished with? I am not
8 to sure.

9 MAYOR NYCE: It is.

10 TRUSTEE PHILLIPS: Okay.

11 TREASURER KAGEL: There is also
12 one in addition to the debt service
13 payment. We have paid off the BAN for
14 the Wastewater Treatment project. As
15 you recall, we had two previously BAN's.
16 Last year we paid off one in full and
17 we paid off \$300,000.00 for the second
18 one. We carried that one into this
19 year. We have theoretically paid off
20 most of the contracts. When that came
21 due, we paid that off in full. So
22 that's paid off. In addition to that,
23 I received an e-mail from Jack this
24 weekend, having to do with a typo or
25 some type of a calculation error that

1 was in the original; documentation for
2 the GIGP grant for the wastewater
3 improvements. Apparently now, the total
4 project costs was now \$330,000.00, which
5 -- Jack did you --

6 MR. NAYOR: I can address later on,
7 if you want or right now?

8 TREASURER KAGEL: So I was on the
9 phone for a good portion of the late
10 afternoon with Katie from EFC.
11 Apparently, there was some type of an
12 error on the way that the match was shown
13 on the budget worksheet. I am not -- who
14 prepared that?

15 MR. NAYOR: We prepared the first
16 one. The one that you are talking about,
17 they prepared and I took issue with them
18 on how they prepared it and it still has
19 not been resolved.

20 TREASURER KAGEL: Okay. All right.
21 So I was under the impression that the
22 contract was increased and I had to do an

23 amending resolution. My conversation
24 with them today basically is that \$330 is
25 the total project costs. So a portion

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1 that we need to have a contract signed by
2 Wednesday. So I tried to spend a good
3 portion of the afternoon making the last
4 few things were tied up.

5 ATTORNEY PROKOP: This was the EFC?

6 TREASURER KAGEL: Yes.

7 ATTORNEY PROKOP: Did I get a copy
8 of it?

9 TREASURER KAGEL: Jack, did you
10 e-mail Joe on that e-mail?

11 MR. NAYOR: The agreement was sent
12 out about a month ago, Joe.

13 TREASURER KAGEL: So I sent them
14 the last few things in a letter today
15 indicating that I would think that this
16 would take care of everything off the
17 checklist for the contract to be taken

18 care.

19 MAYOR NYCE: Explain again why the
20 amount changed?

21 TREASURER KAGEL: Well, apparently
22 from what I saw and I don't have the
23 documentation in front of me. I wasn't
24 part of the whole process. I just
25 received a copy of it. Jack can

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1 probably explain that better. But it
2 looks like -- if you look at the two
3 project worksheets one of them had used
4 the project match as an offset to the
5 technical account. Mathematically it
6 doesn't work. So on the next page, it
7 showed -- the corrected one that the EFC
8 provided to us, it showed the amount that
9 has the force labor added to it. The
10 original documentation had the original
11 amounts. So I wasn't exactly sure how
12 this total project cost changed. Was it
13 before or after. All I know is that

14 they informed me today that the project
15 is now \$330,000.00 project and our
16 documents need to be made to reflect
17 that.

18 MAYOR NYCE: Okay.

19 CLERK PIRILLO: Are we going to run
20 into timing issues, because we have to
21 re-notice?

22 TREASURER KAGEL: No, we're not.
23 We do have to re-notice. When I spoke
24 with Katie today, she said that the
25 resolution -- the amended resolution is

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1 not going to impact the bond -- sorry,
2 the grant contract, which is going to be
3 executed on Wednesday. We already have
4 our funding in place. Because our match
5 is in-kind and we are using the BAN as a
6 short term funding source and it's not an
7 issue. So we can proceed with the
8 contract. They did recommend that we

9 amend this as soon as possible because we
10 don't want to be in violation of State
11 Finance Law.

12 MAYOR NYCE: Understood. My
13 concern is that we're amending it and we
14 have to start the project. I want to
15 make sure that we do this once. That we
16 do this thoroughly. There has been some
17 points with the EFC from the past, with
18 the wastewater treatment plant contract
19 and they had issues. Is this something
20 that we missed or is this something that
21 EFC missed?

22 TREASURER KAGEL: I think that Jack
23 can better explain that.

24 MAYOR NYCE: I am sure it's a
25 fairly simple explanation.

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1 MR. NAYOR: Do you want me to
2 explain that now? The reality, we're not
3 going to spend --

4 MAYOR NYCE: For the record, Jack

5 Naylor, Director of Utilities.

6 MR. NAYOR: The GIGP project is two
7 projects. One run by Manor Place, right
8 by the hospital. And one at Fifth Street
9 park, which we will intercept water
10 running down the road and pull it into a
11 basin and treat it before -- it used to
12 go run out and right into the harbor. It
13 will pick up all the dog stuff in the
14 street and the motor oil and all that
15 stuff. The nature of the work is such,
16 that we can do a lot of stuff in-house.
17 And what has changed is, it's not a
18 \$320,000.00 or a \$330,000.00 project as
19 far as checkbook is concerned. We are
20 only going to spend the grant amount.
21 Probably way less. What has changed, we
22 had do a local match. And as a local
23 match, we are -- we were just doing, I
24 think it's a 10% match. So we said that
25 we would do 10% as a local match. When

1 we actually calculated the numbers, we
2 realized that we are probably going to do
3 15% actually in-house. So we amended the
4 technical account to say we are going to
5 do \$20,000.00 as part of the local match,
6 and we are going to do \$10,000.00. We
7 are going to ask for reimbursement under
8 the \$287,000.00, which is the grant
9 amount. Instead of subtracting the
10 \$287, they added the 10 from the 320 and
11 made it 330. Now my recommendation,
12 instead of having to go through all of
13 those changes is that we go into the
14 construction part of a project, where
15 we know the other monies are, and
16 the \$10,000.00 that we are asking them to
17 reimburse us for, we take it line above
18 and just have two off-set. It comes back
19 to the original \$320,000.00 and we don't
20 have to do anything.

21 MAYOR NYCE: Having dealt with
22 EFC over the last six years, what you

23 say makes sense, that will come back to
24 bite us in the you know where. They
25 want every line to have a check next to

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1 it. Maybe they're recommending the
2 total project costs be done this way.
3 Rather than try to outthink the EFC, we
4 should just follow what they are
5 recommending.

6 MR. NAYOR: Well, we did have a
7 conversation today. We came down to the
8 problem. I said to them, we should just
9 do the switch. They said, that's fine
10 but it doesn't matter because of the
11 \$320 and the \$330, we're going to give
12 you the grant money regardless of what
13 the money is. So I called Charlene, I
14 said, if we are bonding and I really
15 don't understand this part, we're going
16 to write checks for \$287,000.00. The
17 other \$30,000.00 is going to be spent
18 in-house and not going to incur an

19 additional dime, because it's salaries
20 that we are already paying. So why are
21 we bonding when are people are already in
22 the budget.

23 MAYOR NYCE: Because the grant
24 requires the bond for the total amount
25 of the project. This management team

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1 needs to speak with one brain and one
2 voice. And if we don't, it ends up
3 getting us in trouble. So they are
4 recommending that we bond for
5 \$330,000.00 because that is the total
6 cost of the project, regardless of what
7 we're going to be spending for the
8 matching, that is what we will do. We
9 will do the project properly.

10 TREASURER KAGEL: Let me just
11 interject. We plan on only borrowing,
12 \$287,000.00. That amount does not
13 change. But in the bond resolution,

14 State Law says it has to be a total
15 project costs. And because that number
16 changed, we have to change the bond
17 resolution. We don't need to borrow
18 money for our in-house staff. That is
19 for sure. We only have to borrow for
20 whatever equipment, outlay of materials
21 that we have.

22 MAYOR NYCE: Okay.

23 TREASURER KAGEL: So the easiest
24 thing for us to do and I had this
25 conversation with Bob Smith and Noah,

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1 would be -- this is the largest of those
2 projects that we received. We would do a
3 short term note. We are going to borrow
4 the money for the capitalization and
5 outlay that we are going to have to spend
6 for materials on construction, and
7 outside contractors etcetera. All the
8 in-house will just be paid from budgets.
9 We have those amounts budgeted anyway.

10 So unfortunately New York State
11 Finance Law requires that every bond
12 resolution that is passed, has the
13 total project costs. So even though the
14 bond doesn't change, the project cost
15 changes and we need to amend the
16 resolution and re-notice it and all that
17 nonsense.

18 MAYOR NYCE: That is why I said if
19 the EFC says that our total costs is X,
20 that is what we need to have done in the
21 resolution.

22 TREASURER KAGEL: So the easiest
23 way to do it is just do what they say and
24 have it done the way that they want.

25 MAYOR NYCE: Sounds fine.

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1 TREASURER KAGEL: Sylvia had sent
2 me an e-mail from NYPA regarding some
3 questions that they had on our cash
4 flow, and I responded today. I copied to

5 you.

6 MAYOR NYCE: Good. I was going to
7 follow with them this week. I met some
8 of the representatives at the conference
9 last week.

10 TREASURER KAGEL: They had some
11 questions on some of the numbers and I
12 copied it to you, and I will wait to hear
13 what they have to say. I also have a
14 conference call with Bill Freitag
15 tomorrow to discuss some of the other
16 questions that they might have.

17 MAYOR NYCE: I am going to be
18 following up with a face-to-face
19 meeting with them and our auditor Bill
20 Freitag.

21 TRUSTEE PHILLIPS: Mr. Mayor, can I
22 just ask a question? In Jack's report,
23 he makes mention to some of the
24 transmission rights. Do we have two
25 people talking about that?

1 MAYOR NYCE: No.

2 TRUSTEE PHILLIPS: He is saying
3 something about -- has to be clarified
4 about a response in the next couple of
5 days. Unfortunately, I don't have copies
6 of the e-mails.

7 MAYOR NYCE: When we get to his
8 report, we can question that.

9 TRUSTEE PHILLIPS: Okay.

10 MAYOR NYCE: Anything else for
11 Treasurer Kagel?

12 (No Response.)

13 MAYOR NYCE: Thanks, Charlene.

14 The next report will be from the
15 Village Attorney, Joe Prokop.

16 ATTORNEY PROKOP: Thank you. A few
17 of the things that I wanted to discuss is
18 the EFC grants that we are working on.
19 And not to beat it any further, but there
20 are some aspects that I am working with
21 Jack and the Clerk, and that is moving
22 forward.

23 MAYOR NYCE: Good.

24 ATTORNEY PROKOP: Doesn't seem like
25 any issues that I need to bring to your

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1 attention. We are looking to bring the
2 fireboat to the railroad dock. That
3 involves the County. So you have to
4 contact the County in regards to that. I
5 helped assist with that.

6 MAYOR NYCE: We have a
7 sub-agreement with the County. The
8 County has to authorize. We are putting
9 that request and we will see where that
10 goes.

11 ATTORNEY PROKOP: I am working with
12 Dave Abatelli in this Local Law regarding
13 parking on Sterling. And there is
14 several issues that came up, that the
15 Board had addressed.

16 MAYOR NYCE: It's next week.

17 ATTORNEY PROKOP: Yes.

18 MAYOR NYCE: Please make sure that

19 it's on the website and the announcement
20 goes out. If it's late, at the very
21 least, make sure the people who live in
22 that area know. Whether it's by phone
23 call or whatever, let's let them know
24 that the official amended law is
25 available so that they could comment.

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1 ATTORNEY PROKOP: The Village is
2 defending a small claims and we got some
3 good news on that.

4 MAYOR NYCE: Excellent.

5 TRUSTEE PHILLIPS: On the FOIL
6 appeals, have they all been straighten
7 out?

8 ATTORNEY PROKOP: Yes. There were
9 two FOIL appeals that were outstanding.
10 One appeal was outstanding due to an
11 error. I drafted an appeal. And the
12 second one was responded to. They both
13 have gone out. I got some feedback
14 from the requester -- the requesting

15 party. The Lighting Grant, the request
16 for additional information from the
17 County for Dave Abatelli. We took care
18 of it.

19 Are there any questions regarding
20 my report?

21 (No Response.)

22 MAYOR NYCE: Thank you very much.

23 ATTORNEY PROKOP: All right.

24 Thanks.

25 MAYOR NYCE: Our next report will

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1 be from Village Clerk, Sylvia Pirillo.

2 CLERK PIRILLO: Good evening
3 everyone. We have come to the point of
4 the roof re-bid, the re-estoppel. I have
5 some motions requested, and that is for
6 the SCVOA training. The cost is \$55.00
7 per person. That would come from
8 Clerk Contractual, which is line item
9 1410.400.

10 MAYOR NYCE: That has been put out
11 to other Boards as well?

12 CLERK PIRILLO: It has. I believe
13 we are asking for 10.

14 MR. ABATELLI: I believe we have
15 six that are confirmed. There are some
16 that are still vague.

17 MAYOR NYCE: Okay. That's
18 fantastic.

19 CLERK PIRILLO: Any Trustee that
20 would like to join us or yourself,
21 Mr. Mayor, please just let us know.

22 MAYOR NYCE: Okay.

23 CLERK PIRILLO: The next resolution
24 is regarding the awarding of the vendor
25 contract for the video. We went out for

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1 RFP, which was recommended by State
2 Comptroller some time ago. We had two
3 responded. One is our current company,
4 who has been with us for quite some
5 time. And second is a company that is

6 new to us and is local. I have asked
7 both companies if they have the same
8 capabilities as our current supplier.
9 They said, yes. I would like to re-ask
10 the question one more time. I called
11 Southold Town and asked them what their
12 requirements are, they have -- they
13 have to submit a VHS tape and they also
14 have to submit in a DVD format. Okay.
15 In addition to that, in case anyone has
16 any questions, we had technical
17 difficulties last month. We have
18 approximately half a meeting on tape. I
19 have asked Southold Town to create a
20 notification at the bottom of the
21 meeting, that it was problematic and we
22 had technical difficulties.

23 MAYOR NYCE: Okay.

24 CLERK PIRILLO: Only the beginning
25 of our meeting was captured.

1 TRUSTEE ROBBINS: You have received
2 another video proposal from this other
3 person detailing what they will provide
4 and comparing the other services?

5 CLERK PIRILLO: Yes, I have. They
6 are slightly cheaper. Our current source
7 said that they would match their price.
8 It's a different of \$10.00 and plus an
9 overtime rate. So that is where we are.
10 I had a conversation with our current
11 source today and he thanked us for
12 letting us know.

13 MAYOR NYCE: Good.

14 CLERK PIRILLO: Also the difficulty
15 that comes of it, as I understand it,
16 because of the VHS tape, it's such an old
17 technology. We can't get it that
18 evening. We will have it the next
19 morning.

20 MAYOR NYCE: Okay. To be clear for
21 everybody. This is not because we were
22 dissatisfied with the services that were
23 being provided. It was suggested by the

24 Comptroller's Office that every now and
25 again, we go and check this and see if

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1 we can get a better price. In this case,
2 we did it and so be it.

3 CLERK PIRILLO: Mr. Mayor, on the
4 Memorandum of Understanding, I understand
5 that you wanted to vote on it this
6 evening because it's a little bit time
7 sensitive. This Memorandum of
8 Understanding is between the Village of
9 Greenport and the County Department of
10 Labor. It is for Dave Abatelli's
11 programs. The after-school programs.
12 What we have is County pay for some
13 of -- some of the young adults that
14 help.

15 MAYOR NYCE: This program has been
16 really good for us and the local kids
17 as well. And I mentioned to Sylvia, I
18 thought it might be worth looking into
19 it. Basically, it's a first come and

20 first serve basis. So if you guys don't
21 mind, I would like to take action on
22 this tonight and ratify it at next week's
23 meeting.

24 So I will offer a motion
25 authorizing Mayor Nyce to sign the

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1 Worksite Memorandum of Understanding
2 through the Village of Greenport and
3 Suffolk County Department of Labor. So
4 moved.

5 TRUSTEE PHILLIPS: Second.

6 MAYOR NYCE: All those in favor?

7 TRUSTEE HUBBARD: Aye.

8 TRUSTEE ROBBINS: Aye.

9 TRUSTEE MURRAY: Aye.

10 TRUSTEE PHILLIPS: Aye.

11 MAYOR NYCE: Aye.

12 Any opposed or abstentions?

13 (No Response.)

14 MAYOR NYCE: That motion carries.

15 CLERK PIRILLO: The tree committee
16 has provided us with an updated listing
17 of the various trees that need removal
18 and stumps that need removal. They have
19 also announced to us that Arbor Day will
20 be held at the Fifth Street Beach. That
21 is on the 23rd of May at ten o'clock. So
22 that is the annual Arbor Day.

23 MAYOR NYCE: Please make sure that
24 it's included in the announcements.

25 CLERK PIRILLO: Yes. The monthly

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1 addition is authorizing the Village
2 Administrator and myself to attend the
3 Suffolk County Academy of Law Conference
4 that was postponed. It's the workplace
5 conference. That has been rescheduled
6 for June 7th. The event location has
7 changed to Hauppauge.

8 MAYOR NYCE: Any questions for
9 Sylvia's Report?

10 TRUSTEE MURRAY: Yes, I do.

11 Everyone's report, are they all now on
12 the program?

13 CLERK PIRILLO: Yes, they are.
14 They are all on the IQM2 System. Yes.
15 Thank you for asking. Everyone is on the
16 IQM2 system, which you can access
17 electronically if you would like. This
18 coming Monday's agenda will be generated
19 by the IQM2 system.

20 MAYOR NYCE: Will the work session
21 reports be generated through the same
22 format as well?

23 CLERK PIRILLO: Yes, they will.

24 TRUSTEE MURRAY: So how long will
25 it take you to make the agenda?

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1 CLERK PIRILLO: After our long
2 evening, I can't answer that. The
3 company tells us it's a matter of five
4 minutes. I can't be that optimistic
5 because it has taken so long for everyone

6 to do it this way. So I would like to
7 tell you after I do it. Thank you.

8 Thank you for asking.

9 MAYOR NYCE: Anything else for
10 Sylvia?

11 (No Response.)

12 MAYOR NYCE: Thank you.

13 CLERK PIRILLO: Thank you.

14 MAYOR NYCE: Our next report will
15 be from Director of Utilities, Jack
16 Naylor. Good evening, Jack.

17 MR. NAYOR: Good evening. Welcome.
18 I read about your interest in the Power
19 Plant and the wastewater Treatment Plant,
20 so please give me a call if you have any
21 questions. Going through the list, I
22 will start with Capital improvements.
23 Over the last two weeks, we have been
24 working diligently with the power plant
25 and talking with Scott to get things

1 started up. It's been a long day

2 today. They are doing very, very well
3 with getting things going. We are
4 still working on some things. All the
5 matching, we're very happy with the
6 progress that has taken place over
7 the last two weeks. There is a change
8 order, I mentioned last month. The
9 contractor submitted a price for the
10 door. I requested some additional
11 information with regards to what is
12 pertaining to that number. After getting
13 that, we pretty much eliminated close to
14 half of that number and there is a change
15 order for \$4,481.00. Coupled with
16 No. 6 --

17 MAYOR NYCE: DNC tests were run
18 this weekend?

19 MR. NAYOR: Yes. We ran them this
20 Saturday. It was more of a demonstration
21 type thing. They were run one at a
22 time.

23 The NYPA conference, there is just
24 for some informational there. Some

25 funding. We did propose something that

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1 they have never seen before and they have
2 a general concept of the program for
3 efficiency improvements.

4 MAYOR NYCE: On No. 10, their
5 concern was, we have been in electric
6 fund. We got a rate increase in 2007.
7 It was instituted in 2008. We have been
8 putting aside cash for that being that we
9 have a major improvement. One half was
10 just wrapped up. The other, we will
11 have -- I cannot express, I want it by
12 next week. I know they are very anxious
13 for us to complete the capital project.
14 We have not borrowed the full amount.
15 That is why I am anxious to get the next
16 phase done. When I go back to the Power
17 Authority, I can say here is Phase II and
18 this is what it is.

19 MR. NAYOR: When Genesis is here,

20 we spent a good time addressing that.
21 You know, we sat down and talked about it
22 and spent a good part of the day
23 talking about it. Unfortunately, we have
24 a very old power plant, 1960's. You know,
25 moving from an analog to a digital. At

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1 the time of the project started, the
2 analog was available. When the
3 project was bid, just right about that
4 time, the manufacturer discontinued it.
5 They redesigned everything to fit the
6 digital. So that took a lot of time.
7 If we would had done the project a
8 couple of years earlier, it would had
9 been analog. A year later, it would
10 have been digital. We just got caught
11 right in the middle. There is not
12 enough analog business out there.

13 MAYOR NYCE: The bottom line is,
14 this project is taking way too long. So
15 when I speak to Mr. Braun I will make

16 sure that when he does his presentation,
17 he does his first Phase I. And then take
18 a break and then do Phase II.

19 TRUSTEE PHILLIPS: There seems to
20 be a lot of talk about confusion and the
21 last outage was our fault. It is still
22 a lot of money. There is a lot of
23 questions. People want answers. I
24 made a promise to myself after being
25 reelected, that I was going to bring

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1 these issues up and get this done and
2 get some presentations from some of
3 these contractors.

4 MR. NAYOR: Moving on to the
5 wastewater treatment facility. One of
6 the major issues, we have not entered the
7 sludge in a while. We are going to have
8 to empty the entire two tanks in order to
9 get to those tanks and repair it. So I
10 am going to speak to Charlene about that.

11 So that should be coming up in the next
12 week or two. Most of the other items are
13 either small punch list items, paperwork
14 items or landscaped items.

15 MAYOR NYCE: I had a conversation
16 with Mr. Wagner from Cameron engineering
17 this week regarding closing out this
18 project, which needs to be done promptly.
19 I am getting real tired of saying that.

20 MR. NAYOR: Yes. Some of our
21 issues and their addresses. We went out
22 and addressed some of the issues and got
23 that worked out. So thank you for that.
24 I did get an e-mail requesting a
25 conference call also on Friday. I

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1 called them back and asked them when
2 that might but I have not gotten answer
3 yet.

4 TRUSTEE PHILLIPS: No. 9 on the
5 punch list.

6 MAYOR NYCE: There is two things

7 with that also. There is a conference
8 call with EFC. When we started this
9 project, EFC required that we put in the
10 work order every single grant that we
11 got. I said at the time, it has nothing
12 to do with it. They said that every
13 grant had to be in there. Now, they are
14 saying, that didn't have to be. So there
15 are two things. That grant has no
16 bearing on the construction or the
17 running of the plant. That grant was to
18 study new technology. I think EFC can
19 write that out and we can pursue closing
20 that out on our own.

21 MR. NAYOR: I did get -- EFC did
22 accept No. 4.

23 MAYOR NYCE: Which is the last of
24 the items. That has been accepted from
25 Gary from the EFC.

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1 MR. NAYOR: The rest of the items

2 for the most are routine.

3 MAYOR NYCE: I assume you are going
4 to accept the resignation and start to
5 look for another person?

6 MR. NAYOR: Yes. Trustee Phillips
7 had requested something --

8 TRUSTEE PHILLIPS: Jack, that is
9 something that I spoke to the Mayor about
10 it and that is something that is a
11 contract issue and tabled for Executive
12 Session.

13 MR. NAYOR: Okay.

14 TRUSTEE PHILLIPS: Last month, you
15 contacted the Village Treasurer on some
16 funding for the roof?

17 MR. NAYOR: Yes, I was a little
18 surprised to know that the bid documents
19 went out for th roof. We spoke about
20 that today. Charlene and I sat down
21 today and spoke about a couple of
22 different documents. We are going to
23 follow-up with that.

24 TRUSTEE PHILLIPS: Jack, I am

25 looking forward seeing that.

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1 MR. NAYOR: Yes. Once I get the
2 documents and see them and then I will
3 be able to tell you what would be the
4 correct amount of money.

5 MAYOR NYCE: Do you have any idea
6 of when that is going to be?

7 MR. NAYOR: I don't have the
8 changes yet. I just have the other one.
9 We had gotten --

10 MAYOR NYCE: Jack, we did this
11 twice. Both times they came in well over
12 our budget. If we have an idea of what
13 we want to budget for, that is fine.
14 Let's keep it simple.

15 MR. NAYOR: Okay.

16 MAYOR NYCE: With the Treasurer
17 Department you should be able to
18 identify some line items of where we
19 could take. That is the idea. Nice and
20 simple.

21 Anything else for Mr. Naylor?

22 (No Response.)

23 MAYOR NYCE: Thank you, Jack.

24 Our next report will be from the
25 Village Administrator, David Abatelli. I

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1 do apologize for the noise. The Chief's
2 are having a meeting. If you could
3 please move up a little bit closer.
4 You can still hear the voices from here.
5 We have some additional things to deal
6 with in the other room. We're doing the
7 best that we can. Thank you.

8 MR. ABATELLI: I don't have too
9 many actual requests. I do have two
10 new things. One is the Building
11 Department, they have a training on
12 May 8th. There is a training on
13 May 8th. Somewhere in Suffolk County. I
14 am not exactly sure where yet. It's
15 free.

16 MAYOR NYCE: Sounds good already.
17 Congratulatlons on a successful ice
18 rink season.
19 MR. ABATELLI: Thank you.
20 Considering the challenges we had, we did
21 good. My official report for the
22 resolutions. One is for the Mitchell
23 Park maintenance. Mike has been a really
24 nice addition.
25 MAYOR NYCE: He has been a nice

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1 addition and also to the Highway
2 Department as well.

3 MR. ABATELLI: Mike does work on
4 the fields. He can work on the
5 campgrounds. There is a lot that he can
6 do. He is also good for a lot of the
7 things that we have working for right
8 now.

9 MAYOR NYCE: And also he has the
10 expertise, whereas, Jack would have to
11 call up someone. It's a plus for both

12 departments.

13 MR. ABATELLI: There is a mention
14 here. We approved \$2500.00 for the
15 cemetery. So that increased. The first
16 amount was based on what FEMA approved.
17 We felt that there was some other work
18 that should have been done. It was
19 decided that we do that after we did
20 this.

21 MAYOR NYCE: That sounds great.
22 It's very cool.

23 MR. ABATELLI: It opened it up in
24 there. We took some trees down. It
25 looks nice.

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1 MAYOR NYCE: I have a question.
2 There is some Choke Cherry Trees that
3 have grown up to be just weed trees. It
4 would be nice to clear those out.
5 Because they were never trimmed or cut,
6 they have just grown up to be the size.

7 Fantastic.

8 TRUSTEE MURRAY: I didn't see
9 anything on your report about the
10 Eagle Scout, are they still going to do
11 that?

12 MR. ABATELLI: Yes, they are. I
13 think They intended to do it. They have
14 about 25% left to do.

15 TRUSTEE MURRAY: I have been
16 noticing a lot of kids down there.

17 TRUSTEE PHILLIPS: Dave, it's nice
18 to see the kids playing down there
19 but --

20 TRUSTEE MURRAY: Shouldn't we start
21 that?

22 MAYOR NYCE: I think before the
23 season -- let's bring it up because
24 it's nice to get that done for the
25 season.

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1 MR. ABATELLI: Okay.

2 MAYOR NYCE: Also, I would like to

3 get some pricing on the bulkheading for
4 the railroad docking. While they are
5 there, let's do that?

6 MR. ABATELLI: Okay.

7 MAYOR NYCE: The rest of this seems
8 straightforward. The campground.

9 TRUSTEE HUBBARD: When do you plan
10 on doing --

11 MR. ABATELLI: I spoke to Angelo
12 who did tell me he has a plan.

13 MAYOR NYCE: I know Costello is
14 well behind because of the tragedy
15 that they had. So if Nathan is there,
16 let's try and get all of this stuff
17 done.

18 TRUSTEE HUBBARD: When you drive
19 around the Seaport Museum, that Citgo
20 there, has four foot of asphalt. So if a
21 wide truck goes through there, going to
22 get stuck in that wide sinkhole.

23 MAYOR NYCE: Lets get whatever we
24 can and get this started this week.

25 TRUSTEE HUBBARD: All right.

1 Before the season gets going. Let's get
2 that started.

3 MAYOR NYCE: Absolutely.

4 TRUSTEE ROBBINS: On Adams Street
5 across from the IGA area --

6 MR. ABATELLI: I think they filled
7 that in there today.

8 MAYOR NYCE: There was some work
9 during this winter, between Christmas and
10 New Year's. It was before it froze.
11 That was before to get the waterline to
12 get connected between First and Third
13 Street.

14 TRUSTEE ROBBINS: I can see it.

15 MR. ABATELLI: The one that was
16 really bad was done today. Some of it
17 was done today. Not all of it.

18 TRUSTEE PHILLIPS: No. 2, is that
19 something that the Village Attorney is
20 recommending being sent to Code Committee

21 or is that something that is an in-house
22 procedure?

23 MAYOR NYCE: That is an in-house
24 procedure.

25 MR. ABATELLI: That is more of

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1 State Code.

2 TRUSTEE PHILLIPS: I was just
3 asking.

4 MAYOR NYCE: That is something that
5 should be done --

6 TRUSTEE PHILLIPS: By the
7 Department?

8 MAYOR NYCE: Yes. Anything else
9 for Mr. Abatelli?

10 (No Response.)

11 MAYOR NYCE: Thanks, Dave.

12 Committee Reports, I just want to
13 get into that before we do Trustee
14 Reports. The BID had request of us.
15 They will meet next Thursday. Activity
16 working to promote the Village for this

17 coming season. They are collecting all
18 the different events that are happening,
19 instead of doing advertising for each
20 individual events, they are going to do
21 more along advertising all of that. The
22 BID will take that on. And then press
23 releases for individual activities to be
24 happening. They seem very excited for
25 this upcoming season. They have just

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1 about spent their budget. They are
2 holding some for reserves for
3 Christmas and Halloween and towards the
4 end of the winter season. They have
5 been a much more active group since
6 before. Last summer it was very good
7 for most people, and they are looking
8 forward for this summer being the same.
9 The Spring, with the sun out, there is an
10 increase in activity. So they are all
11 very encouraged. Audit Committee did not

12 meet this week. They will meet next
13 week. Code Committee did meet. As I
14 said, at 3:00 and not 3:30, when I showed
15 up. The Code Committee has discussed
16 over the last summer months, a re-work of
17 the permits. Proposed law. They voted
18 today and voted -- two of the members
19 voted to have a public hearing. What I
20 would like to do, rather than do it
21 quickly, I would like to set the
22 public hearing for June, rather than
23 May. To give people plenty of time to
24 get people to get the proposed law out
25 there. The Code Committee also asked

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1 that the Village Attorney and the
2 Village Administrator get together for
3 what would be to look at the applications
4 that they would be receiving. That was
5 the only recommendation to the Board from
6 the Code Committee. Before we go into
7 reports from Mayor and Trustees, we had

8 two public hearings that we can discuss
9 now. The first public hearing was
10 discussed about Merger of Land and
11 Subdivision. I believe there were not
12 public comments. This amends our local
13 code, which was silent on the subdivision
14 of properties in the Village. When we
15 went through this the Code Committee also
16 realized that it was silent on the
17 merger of land in the Village, which had
18 been mentioned in the LWRP years ago.
19 So all this amendable law does it just
20 put out a process by which these things
21 would happen and send them to
22 Planning Board. Is there any further
23 discussion?

24 TRUSTEE HUBBARD: It would just be
25 the same as other towns. It would be the

1 same as Southold Town now, from my
2 interpretation of it, and New York

3 State.

4 MAYOR NYCE: Right. At least,
5 instead of being an immediate variance,
6 there is going to be a discussion. If
7 people are not happy with how the
8 Planning Board determined, they can
9 still go for a variance. The Village
10 Attorney had noted that we had no
11 language and recommended that we go
12 through these.

13 TRUSTEE PHILLIPS: There is one of
14 them that keeps coming to the Zoning
15 Board, and when they start seeing that
16 many of them coming through, it is part
17 of the Zoning Board's process to bring
18 that forward to us.

19 TRUSTEE HUBBARD: And we have a
20 moratorium on subdivisions until this
21 month, I believe. Once this passes, they
22 can appeal the moratorium. I think it
23 expires in April, I believe.

24 MAYOR NYCE: Do you want to do
25 this, if this resolution does not pass,

1 we can extend the moratorium. We can
2 put this on for next week, we can still
3 meet in April, we still have time to
4 talk.

5 TRUSTEE HUBBARD: So if this does
6 pass, then we go through the next
7 process.

8 TRUSTEE PHILLIPS: Can we check
9 with the Village Attorney on this if we
10 pass the Local Law?

11 MAYOR NYCE: Yes. We will check
12 with the Village Attorney. Sylva, if you
13 could contact the Village Attorney?

14 CLERK PIRILLO: Yes.

15 MAYOR NYCE: The next one was an
16 amendment to Chapter 115, sidewalks,
17 which dealt with curb-cubs and rules and
18 stuff for maintenance. Again no one
19 spoke --

20 TRUSTEE PHILLIPS: Yes, we did
21 have somebody that spoke. Mr. Corwin

22 spoke about road surfaces being
23 restored.

24 TRUSTEE HUBBARD: I think the
25 48 hours is realistic for it to

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1 settle.

2 MAYOR NYCE: I'm sorry. Yes.
3 Absolutely, he made a comment. I think
4 that this is a suggestion of how it
5 should be done. As you can see,
6 it is going to have to be redone. We're
7 not signing off on it until it is
8 complete.

9 Is there any further discussion on
10 that?

11 (No Response.)

12 MAYOR NYCE: We will put that on
13 the agenda to get voted on next week.
14 The next portion of our agenda is the
15 reports from the Trustees and the
16 Mayor. Trustee Hubbard?

17 TRUSTEE HUBBARD: Okay. We had a
18 public hearing next week on no parking on
19 Sterling Street. If we can have
20 somebody go down there and actually mark
21 out where the no parking spots are going
22 to be. I am confused of exactly where
23 the no parking is going to be. I know
24 the neighbors are concerned. They want
25 to know exactly where it is. I am not so

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1 sure myself. Two flags or something
2 so that we know it's from here and
3 here.

4 MAYOR NYCE: Its a great thing to
5 just go mark it out.

6 TRUSTEE HUBBARD: Just a little
7 sign. Just put up two flags, a sign, so
8 people can go look at it. We have had
9 letters about it already. Just so we are
10 all clear about what we're talking about
11 before we have the public hearing. Just
12 so I, myself, know exactly where they

13 are talking about. We have had some
14 plantings going in. I had another 20
15 trees donated. We need to find some
16 homes for them. So if anyone has an
17 idea of where they could go.

18 MAYOR NYCE: Yep.

19 TRUSTEE HUBBARD: So we are working
20 on that. Also, you saw the list of take
21 down's and stump grinding that is going
22 out to bid. Before we go out to bid,
23 there are some stumps that I would like
24 to add to the list. And if anybody saw
25 any stumps that are not on the list,

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1 let us know before we go out to bid and
2 add that to it. I noticed a couple of
3 them that are not on there. Maybe
4 Sylvia can add that to the announcements.
5 We mentioned the Arbor Day, which is the
6 23rd of May. The Tree Committee is going
7 out to meet with the 4th graders and

8 doing a little presentation. And that is
9 about it.

10 MAYOR NYCE: Thank you very much.
11 Trustee Robbins, I am assuming you have a
12 long list.

13 TRUSTEE ROBBINS: There are a
14 couple of things that I am doing. I am
15 going to be taking tours around our
16 facilities and get a better idea of what
17 is going on there. Looking at the budget
18 and getting myself familiar with it. I
19 look forward to getting to know
20 everything. That's it.

21 TRUSTEE MURRAY: My report. The
22 Dances in the Park is going to be really
23 a great year. We have some great bands.
24 That is going to be in June, I think. So
25 they do a great job. The roof bid, I

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1 have talked with two contractors. I hope
2 to see a couple of local guys --
3 hopefully we will get some good bids.

4 May 9th is when they are coming back. So
5 I am hoping that they will come back a
6 lot better. That's it.

7 MAYOR NYCE: Thanks. Trustee
8 Phillips?

9 TRUSTEE PHILLIPS: A while ago,
10 Dave Abatelli and I had a discussion
11 about Memorial Day and had asked the
12 after school program to be open. The
13 idea was to incorporate the kids to give
14 some ideas, have an understanding about
15 what Memorial Day is. The Carousel
16 Committee has been good. May 9th, they
17 have a member of the National carousel
18 Association coming to Greenport. We felt
19 that Dave Abatelli be included in this
20 meeting. That we also think that the
21 Mayor should be present. We think it's a
22 great opportunity. We are trying to find
23 out if it's during the Maritime Festival.
24 It's in September. This gentleman is
25 coming out a year a head of time to

1 discuss the activities.

2 MR. ABATELLI: If I may
3 interject? I got an e-mail today and I
4 think the date that they have them coming
5 is a Thursday before the Maritime
6 Festival.

7 TRUSTEE PHILLIPS: So it's before
8 Maritime Festival. So we have a year in
9 advance to work with it. We do need to
10 do a repair in 2013. They are asking for
11 two things. They are asking someone be
12 at the next budget planning meeting. So
13 what they are saying, to be proactive,
14 which I have been trying to push. The
15 other thing that they would like to do is
16 work with the Village Treasurer and maybe
17 come up with a certain percentage each
18 year for the Carousel Committee. So I
19 will talk to Charlene about some of
20 this.

21 MAYOR NYCE: Cool.

22 TRUSTEE PHILLIPS: So those are
23 some of the ideas.

24 MAYOR NYCE: I am sure it's not a
25 substantial amount. As I said in the

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1 e-mail, we would approve the amount that
2 they wanted to do. Cool. I don't have
3 a whole heck of a lot else to report.
4 After our presentation of the Green
5 Energy Park concept, it was a good
6 opportunity that we had. I went to
7 New York Power and had some further
8 discussions. There appears to be some
9 good ideas and some great
10 opportunities to go for some Grant
11 opportunities. I am looking forward to
12 this next year. I will be putting a
13 resolution on next week's agenda
14 regarding the Fiscal Year 2012/2013 as
15 proposed. We didn't have any
16 additional comments at the hearing, or
17 any grave faults on the budget. So I

18 am going to ask that that be put on next
19 weeks meeting.

20 TRUSTEE PHILLIPS: Will that be
21 placed on the website? I really want
22 that to be one of my goals this year to
23 get information more on the website. Is
24 there enough funding?

25 MAYOR NYCE: I think there is

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1 enough funding in the budget to do what
2 we have to do that.

3 TRUSTEE PHILLIPS: Okay.

4 MAYOR NYCE: All right. At 8:11, I
5 will offer a motion to adjourn.

6 TRUSTEE HUBBARD: Second.

7 MAYOR NYCE: All in favor?

8 TRUSTEE HUBBARD: Aye.

9 TRUSTEE ROBBINS: Aye.

10 TRUSTEE MURRAY: Aye.

11 TRUSTEE PHILLIPS: Aye.

12 MAYOR NYCE: Aye.

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(Whereupon, the meeting was
adjourned.)

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

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

9 the testimony given by said witness(es).

10 I further certify that I am not related either
11 by blood or marriage to any of the parties to
12 this action; and that I am in no way interested
13 in the outcome of this matter.

14 IN WITNESS WHEREOF, I have hereunto set my
15 hand this day, April 25, 2013.

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(Jessica DiLallo)

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