

1 STATE OF NEW YORK
2 VILLAGE OF GREENPORT

2 ----- X

3 BOARD OF TRUSTEES
4 REGULAR MEETING

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June 24, 2013
6:00 P.M.

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11

12 BEFORE:

13 DAVID NYCE - MAYOR

14 GEORGE HUBBARD, JR. - TRUSTEE

15 JULIA ROBINS - TRUSTEE

16 DAVID MURRAY - TRUSTEE

17 MARY BESS PHILLIPS - TRUSTEE

18

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20 SYLVIA PIRILLO - CLERK

21 JOSEPH PROKOP - VILLAGE ATTORNEY

22 DAVID ABATELLI - VILLAGE ADMINISTRATOR

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1 MAYOR NYCE: I will call the meeting
2 to order, it being six o'clock. Start
3 with the Pledge Allegiance to the flag.

4

5 (Whereupon, all stood for the Pledge
6 of Allegiance, followed by a Moment of
7 Silence.)

8

9 MAYOR NYCE: We have quite the busy
10 agenda this evening. I will ask that
11 everyone be patient and anyone that has a
12 cellphone, please turn it off, because we
13 have a very full crowd. I have a couple
14 of announcements. One, I would like to
15 mention -- and I think we mentioned it
16 last month at our Regular Session, I would

17 like to extend our Congratulations to
18 Greenport High School for them being
19 recognized in the top ten percent in the
20 nation. They were recognized as 72nd in
21 New York State, 2,109th out of a total of
22 8,000 high schools national. So we extend
23 our congratulations to the high school. I
24 know we sent a letter to them but wanted
25 to do it televised as well.

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1 The Perry Day Care Center is seeking
2 funding, and is in desperate need. We ask
3 that anyone with the means to assist
4 please contact the Perry Day Care Center
5 directly. If you do not have that number,
6 call Village Hall and we can give you that
7 number. The Tree Committee, is in the
8 ongoing planting of trees. They have
9 trees that have not yet been designated.
10 If anyone wishes to have one planted in
11 front of your home, and are willing to do
12 minor up-keep on that tree, watering,

13 please contact Village Hall at #477-0248.
14 The next Brush Pick-Up will be on or about
15 June 25th. Our Dances in the Park program
16 begins July 1, 2013. Every Monday from
17 there till the end of August. Every
18 Monday from 7:30 to 9:30 there are bands
19 that play. It's free to the public. It's
20 in Mitchell Park. Please come and join
21 us. There is a listing on the website, as
22 well as Village buildings and Mitchell
23 Park. It's a very impressive list this
24 year. The Fire Department will have its
25 carnival from July 2nd to July 6th this

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1 year. We would also like to encourage
2 people to have created a Fire Safety
3 program for their family. Please be sure
4 to check the batteries in your smoke and
5 CO detectors. Please also be sure that
6 your house is properly numbered outside,
7 so that is visible, such that emergency

8 personnel can easily locate your home.

9 I am going to take one of these
10 presentations out of order. I would like
11 to have Dave and Meg -- Come on, Meg.

12 Dave and Meg and Diane Isler ran a
13 program for kids over the course of the
14 winter over at the school house on
15 Saturday's, which was widely successful,
16 for which we have thanked Dave at our
17 annual meeting. It occurred to me that
18 Gloria has also been a part of this
19 community for a great number of years.
20 Rather than just recognizing Dave who has
21 done the programs, that we should
22 recognize Dave and Kathleen and Gloria for
23 their contribution to the Village over the
24 course of 17 years now?

25 MR. DAVE: Feels like 20.

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1 MAYOR NYCE: Rather than read through
2 this whole thing, it's a great honor for
3 me to present you with this. With great

4 thanks and best wishes.

5 MR. DAVE: Can I just say one thing?

6 MAYOR NYCE: Sure.

7 MR. DAVE: I want to acknowledge Steve
8 Clark. I want to acknowledge people that
9 have made my interest into this very
10 contentious Village less contentious over
11 the years. And you need to look at Laurie
12 as a community research. I have already
13 giving up and trying to make money on this
14 boat. So the best thing that we can do is
15 for the community all the time. We do
16 fundraisers for the library, for the Boy
17 Scouts all the time. We do for the Girl
18 Scouts. If you have good cause, call me
19 and we can do something with the boat and
20 raise money, because I have given up on
21 trying to raise money with this thing. I
22 accept that. And I thank you all for just
23 being who you all are. Thank you.

24 MAYOR NYCE: Under the public portion,
25 we have two Public Hearing's this evening.

1 The first one is a Wetland's Permit
2 Application. I do need to let people know
3 that that application is not complete at
4 this time. Since we did notice the
5 application, we will open the hearing.
6 Assuming that no one wishes to speak to it
7 at this point, we will just adjourn it to
8 the next meeting. We do not have the DEC
9 permit portion at this time. It is not
10 complete for us to take action on it. For
11 everyone's edification, the Village being
12 the last permitting agency for a Wetland's
13 Permit application before all is put in
14 place. We will take comment, if there is
15 anyone wishing to make comment. We will
16 likely adjourn it to next month any how.
17 So I will open the Public Hearing for the
18 Wetland's Permit application for Matassa
19 property, and note that this Public
20 Hearing has been properly noticed, and
21 anyone wishing to make comment, may do so

22 at this time for the public record. If
23 you wish to make comments, come to the
24 podium and state your name and address for
25 the record, and your comments will be

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1 taken down. Again, we do not have our CAC
2 comments back yet.

3 MR. ANDERSON: Bruce Anderson, Suffolk
4 Environmental, for the applicant Vincent
5 Matassa. For the record, we do have a DEC
6 permit. We're also in receipt of a public
7 notice for Army Corp of Engineers, and I
8 was just recently handed a list for the
9 CAC. So it appears to me before we take
10 any action, at a minimum, so what I would
11 like to do here tonight is answer any
12 questions you may have. Since I do have a
13 list of issues from the CAC, it's
14 probably best that I just respond in
15 writing.

16 MAYOR NYCE: That would probably make
17 the most sense. What we will do is

18 probably adjourn this to our next meeting,
19 at which point, I would assume that you
20 would have answered most of the questions
21 from the CAC and we will have our Army
22 Corp --

23 MR. ANDERSON: I could do so tonight,
24 but it would probably be better to do so
25 in writing.

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1 MAYOR NYCE: Absolutely. Thank you.
2 Is there anyone else who wishes to
3 make comments at this time?

4 AUDIENCE MEMBER: Is it possible to
5 make comments at a later date?

6 MAYOR NYCE: Yes. The Public
7 Hearing will be adjourned to a later date,
8 at which time the public can make
9 comments.

10 AUDIENCE MEMBER: Thank you.

11 MAYOR NYCE: Is there is no one else
12 that wishes to make comment on this Public

13 Hearing, I would entertain a motion to
14 adjourn this to next regular scheduled
15 meeting in July, July 22nd.

16 Is there a motion?

17 TRUSTEE PHILLIPS: I'll make that
18 motion.

19 TRUSTEE HUBBARD: Second.

20 MAYOR NYCE: Motion made by Trustee
21 Phillips and seconded by Trustee Hubbard.

22 All those in favor?

23 TRUSTEE MURRAY: Aye.

24 TRUSTEE HUBBARD: Aye.

25 TRUSTEE ROBINS: Aye.

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1 TRUSTEE PHILLIPS: Aye.

2 MAYOR NYCE: Aye.

3 Any opposed or abstentions?

4 (No Response.)

5 MAYOR NYCE: That motion carries.

6 That will carry over to July 22nd.

7 Our next Public Hearing will be on a

8 Public Hearing on the creation of Chapter

9 103 of the Village Code, entitled Rental
10 Regulations for Rental Properties. I will
11 open the Public Hearing for this and will
12 state that this Public Hearing has been
13 properly noticed and anyone wishing to
14 make comment at this time, may do so at
15 this time for the public record.

16 I would like to start by giving a
17 brief background on this. This started a
18 few years ago, and went to -- at that
19 point, I asked that it go to the Code
20 Committee. It got kicked around a little
21 bit. We had a meeting about it back
22 during the winter time at which time
23 several portions of the legislation that
24 -- that this Board and the public asked to
25 be address. It went back to the Code

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1 Committee again. We removed portions that
2 seemed to be disliked by people. It
3 appeared to be some invasive of privacy,

4 etcetera. Those were removed. And now
5 this is before you.

6 MR. KAPPELL: Ladies and Gentlemen of
7 the Board. My name is David Kapell. I
8 reside at 225 Fourth Street, Greenport. I
9 also maintain a mixed use commercial and
10 residential building over on 400 Front
11 Street in Greenport. The preamble to this
12 whole proposed law talks about a
13 proliferation of substandard housing. I
14 submit that this is a complete -- Trustee
15 Hubbard and Trustee Phillips, Trustee
16 Robins, you were all here in 1979 when
17 Greenport was described by the Suffolk
18 County Health Department as housing some
19 of the worse or thee worst slums in
20 Suffolk County. There is just no
21 comparison to the conditions that exist
22 today as the conditions that existed then.
23 Most of the conditions were addressed
24 effectively by the Village and the code
25 that was on the books at that time and

1 remains on the books today. This is an
2 unnecessary act. To me, I don't know who
3 wrote this thing, but it reads like a
4 fascist manifesto directed to immigrants
5 and low income housing families. It talks
6 about a traditional family. What is a
7 traditional family? Who decides? The
8 Mayor? The Building Inspector? This
9 Housing Review Board? The Courts can't
10 even figure this out, and we're going to
11 ourselves in judginh what is a
12 traditional family? It's preposterous.
13 It excludes seasonal rentals. You can
14 rent your property for up to four months
15 and may not be subject to this law. So
16 it's specifically directed to year round
17 population and exempts the seasonal
18 population. We go to places like
19 Southampton, East Hampton, like on the
20 south fork, those rentals. That is the
21 major reason they come up for a rental law
22 is to deal with those seasonal context.

23 Here we exempt this. So there is a very
24 clear delineation. This law is directing
25 towards poor people and immigrants who

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1 live here year round. It bars non-family
2 roommates. It defines the family as being
3 owner/occupant as being an immediate
4 family. It excludes -- in my case, I have
5 a four, five bedroom house. What if I
6 decided to have -- my kids are all out of
7 the house, and I am taking a renter, that
8 is permitted under the Village Code. This
9 would exclude it. This would make it a
10 criminal offense. It subjects people to
11 investigation and inspection. A third of
12 people in Greenport are occupied by
13 seasonal homeowners. They don't vote
14 here. Very few of them vote here. You're
15 telling me, you're going to invest each
16 and every one of those and determine
17 whether they live there or not? I mean,

18 this is unbelievable. To make matters
19 worse, the violations are a criminal
20 act. It's the penalty a misdemeanor.
21 \$1500.00 fine and/or six months in jail.
22 It criminalizes the landlords in
23 Greenport. On top of that, it's an
24 administration nightmare. It's a fiscal
25 and practical impossibility to administer

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1 this. There is no phasing for existing
2 immigrants. If you act on this, every one
3 of the existing rentals in Greenport will
4 become a violation, with criminal
5 consequences. Not only for the landlord,
6 but for the tenant as well. It puts them
7 in the same class. There are 400 rentals
8 in Greenport. I am not sure if you're
9 aware of that. The census reports that
10 there are 1,000 houses in Greenport and
11 somewhere between 35 and 40 percent of
12 them are rentals. You are talking about
13 issueing an ordinance on 400 samaritans.

14 Every one of them would be a violation if
15 this ordinance was passed as it is.
16 Furthermore, what about the existing
17 tenants? Those are occupied. A vast
18 majority of them are responsibly
19 maintained. Responsibly occupied. You're
20 going to face them with eviction. What
21 are you going to do? Are you going to
22 deny somebody a rental permit and force
23 the landlord to evict the tenant? Put
24 them out of the street? What about
25 administering this thing? 400

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1 applications have to be received and
2 reviewed. 400 inspections have to be
3 conducted in order for this to be
4 implemented. Who is going to do it? How
5 are you going to pay for that? It's a
6 \$100.00 fee for a rental permit. You have
7 400 rentals, that's \$40,000.00. That's
8 \$20,000.00 a year. Do you think that is

9 going to cover someone who has to take 400
10 applications and have them reviewed and
11 make 400 inspections? And then to have
12 the Housing Review Board act on 400
13 applications? It's totally ridiculous.
14 This is a cruel and unnecessary law. It's
15 impossible to administer. It's going to
16 displace working families. Furthermore,
17 it's going to gut the year round economy.
18 Everyone is rosy like on day like this
19 Saturday. Come back in February. Who
20 makes this place tick in the winter time,
21 these 400 rentals units. If you run them
22 out of town, you're going to have nothing
23 left. That is what is going to happen in
24 Greenport. You have the tools to do the
25 job that needs to be down. You have the

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1 handful situations that you have problems
2 with. Use the existing law. Do your job.
3 All this requires is guts, commitment and
4 support from this Board. Don't place your

5 failure to properly administer laws on the
6 vast majority of people who are here year
7 round working families. They're are the
8 soul of this Village. Don't forget it.
9 They are the ones that make this place
10 tick. If you want to move to Sag Harbor,
11 move to Sag Harbor. Leave Greenport
12 alone. Thank you.

13 MAYOR NYCE: Is there anyone else that
14 wishes to address the Board on this Public
15 Hearing?

16 MR. SWISKEY: William Swiskey, 184
17 Fifth Street. I believe Dave has said it
18 all. This hasn't improved from the first
19 time that you did it. Like he said, it's
20 simple, get people to enforce your code.
21 If people file complaints -- I filed a
22 complaint about something that was
23 substandard in the Village and no action
24 was taken. It's like Dave said, just
25 enforce what you got.

1 MR. REALE: Good evening, Members of
2 the Board. My name is Ed Reale. I am a
3 member of the Board of Directors of the
4 North Fork Housing Alliance. Mr. Kapell
5 took up a lot of what I was going to say.
6 So I am not going to repeat it and take up
7 everyone's time. However, I do agree
8 virtually of everything that he has said.
9 I would like to add a couple of other
10 things. The -- when Court's look at these
11 laws, they look at legislative intent.
12 The Court looks at it to get the
13 background. What was the purpose and why
14 was this purposed. As Dave has pointed
15 out, there has been millions of dollars in
16 the past 20 to 30 years of improvements to
17 this Village as opposed to what it looked
18 like. When Trustee Hubbard's father was
19 the Mayor, it was no where to what it is
20 today. This legislation is boiler plate.
21 And the thing is most challenging, is the
22 fact that you left out the summer tenant.

23 You left out the summer tenant. So a
24 landlord can rent a house somewhere in the
25 Village for three or four months or the

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1 summer, according to this code, whether a
2 punk band, fraternity or some in law
3 school, with cars out front, 15 cars and
4 that won't violate the law. The same law
5 to a mother who lives year round with
6 three boys, she can go to jail with a
7 \$10,000.00 fine. This is mean spirited
8 approach to try and deal with the handful
9 of problems. I wanted to point out a
10 couple of different things. One thing
11 that I am sure your attorney discussed
12 with you is many of these laws have been
13 invalidated by the Courts and the Appeals
14 Court. A lot of them have bene thrown
15 out. The ones that have been thrown out
16 have been violations of search warrants.
17 What you intend to do is take a tradition
18 to get a search warrant that has been

19 rejected and the exact same language that
20 has been rejected by the Courts, your
21 basic right to give of your right to
22 privacy. I called and spoke to some of
23 the architects and engineered that I know,
24 and none of them said that they would
25 touch this. This is unconstitutional.

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1 Imagine if you just had the same law and
2 made it a gun permit law, thought about
3 the intrusions and the reactions that you
4 would have with that. These search
5 warrants are unconstitutional. It says
6 that the Building Inspector is authorized
7 to inspect. The Building Inspector and
8 Village personnel are authorized to make
9 inspections and determine the conditions
10 of the property. No due process.
11 Nothing. On top of the fact, the North
12 Fork Alliance is fully occupied. I don't
13 imagine that the Building Inspector is

14 going to have time to do over 400
15 inspections. You're really getting into
16 peoples lives. I think you gone way
17 beyond on what the need may be. I think
18 you need to do another approach to solve
19 your problems. There is a violation every
20 day. You're making tenants who are just
21 renting a house, criminals. On that same
22 issue of the criminal, the violation of
23 the premises should be a violation of the
24 tenant and the owner on the sole
25 discretion of the Village? What does that

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1 mean? Are you going to pick one guy and
2 not the other? As a tax payer, your
3 concern, you're going to need more than
4 two people. You're not going to be able
5 to do this across the Board without
6 spending a lot of money. You have the
7 power right now to send over an inspector
8 and get a search warrant and then do what
9 you have to do. This, short circuits on

10 what you have to do. It's a violation of
11 the law and I don't think anyone here
12 wants this. You have a great Building
13 Inspector and she does a great job. I
14 don't see how she is going to be able to
15 do her job and on top of that handle all
16 of this. It says that the Building
17 Inspector shall issue a rental permit but
18 approved by the licensing review board
19 when the Building Inspector is satisfied.
20 Does that mean that the Village Board has
21 to approve this too? I am not sure what
22 that means. Maybe it's a typo. The way
23 that this law is published, it's not clear
24 what it is and what it means. I think
25 that this is a real burden to put on any

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1 one. There is a lot that is wrong with
2 this. I think there is fairness issues.
3 I think there is constitutional issues
4 with this. I think that it's vindicative

5 and I think it's not fair. I don't think
6 really is how the Village operates. I
7 think that you should really consider
8 this carefully. I think that this would
9 only lead to more problems. Thank you
10 for your time.

11 MAYOR NYCE: Thank you. Is there
12 anyone else that wishes to address this
13 Board?

14 CLERK PIRILLO: We have a written
15 correspondence.

16 MAYOR NYCE: I will have the Clerk
17 read it into the record.

18 CLERK PIRILLO: I cannot attend the
19 Public Hearing tonight but I have a few
20 comments that I would like to make with
21 regards to the proposed rental regulation
22 for the residential property. Number one,
23 I am in favor of code to regulate
24 residential rentals in the Village as long
25 as all landlords are treated equally and

1 equally under the code. I have specific
2 concerns that the North Fork Housing
3 Alliance has a significant amount of
4 rental properties in Greenport be held to
5 these same standards. They only manage
6 two properties right next to mine, which
7 one of them burned in a tragic fire in
8 2008. Almost five years since that time,
9 they have proven themselves to be
10 neighbors of little concern with our block
11 and its properties that have been
12 effected. Will all landlords be treated
13 equally under the code? Number two, with
14 regards to Section 103-12, regulations and
15 Item C, (On Page 11 of the document) "no
16 more than two bedrooms shall be permitted
17 in the basement of a rental property."
18 This statement is ridiculous. A single
19 family rental should have adequate spaces
20 above ground, so that a basement may not
21 be used. A two family or multi-family
22 rental shall also have adequate habitable
23 spaces above ground, so that a basement

24 can not be used as bedrooms. Thank you.

25 Neil Morris, 120 Broad Street, Greenport,

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1 New York.

2 MAYOR NYCE: Thank you.

3 MR. REALE: Eileen Kapell, 225 Forth
4 Street. Two things, I would like to say
5 that my mother was a single parent that
6 raised four children in an apartment with
7 two sets of bunk beds on one bedroom and I
8 turned out just fine. It insults me to the
9 core that you sit there and think that you
10 can judge people -- you have no idea what
11 situations they are in. And the other
12 thing that I just heard is, I have a
13 bedroom in my basement. It's fully
14 ventilated. There is a fire escape. I
15 mean, people live in basements. It's not
16 the first time. So I just think -- people
17 are getting too involved in other peoples
18 lives. What is it about this Board, that

19 you think you can tell people have to --
20 what their business is? Their homes? If
21 people are responsible, they do the right
22 thing. If you have a problem with people
23 not doing the right thing, then you -- you
24 can't say that not everyone is not
25 listening. Thank you.

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1 MAYOR NYCE: Is there anyone else that
2 wishes to address the Board?

3 (No Response.)

4 MAYOR NYCE: I will offer a motion to
5 adjourn this Public Hearing to the July
6 22nd meeting. So moved.

7 TRUSTEE PHILLIPS: Second.

8 MAYOR NYCE: All those in favor?

9 TRUSTEE MURRAY: Aye.

10 TRUSTEE HUBBARD: Aye.

11 TRUSTEE ROBINS: Aye.

12 TRUSTEE PHILLIPS: Aye.

13 MAYOR NYCE: Aye.

14 Any opposed or abstentions?

15 (No Response.)

16 MAYOR NYCE: That motion carries.

17 With that, we will move onto the
18 public portion. Is there anyone that
19 wishes to address the Board, you may do so
20 at this time.

21 MR. MOORE: My name is Doug Moore. I
22 live at 145 Sterling Street. Just as a
23 disclaimer, I am the Chair of the ZBA but
24 I am speaking as a private citizen. I
25 would like to make reference to your

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1 RESOLUTION #36, which concerns parking on
2 Sterling Street. First of all, my wife
3 and I strongly support the intent of the
4 legislation and I urge you all to vote for
5 it. Unfortunately, th language that you
6 have attached, has been incorrectly
7 updated. The intent, I think was to limit
8 the area of the street to two or three
9 parking spaces. What you have in fact

10 done is removed the part of the code which
11 restricts parking on the west side of the
12 street, which is perfectly in effect and
13 probably most effective for safety factor
14 on Sterling Street. The language of the
15 Public Hearing from I believe in April,
16 was correctly updated. I have to agree
17 that the original code is almost
18 un-interpretable but it does discover one
19 side of the street for it's full length.
20 In the hearing, the language covers the
21 west side of the street. This has been
22 taken out of the code. So I urge you to
23 correct it so that it could be --

24 MAYOR NYCE: There is nothing wrong
25 with it.

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1 MR. MOORE: I am looking at tonight's
2 copy. Perhaps it has been updated again.
3 The only correction is to reduce the
4 length it still references five parking
5 spots should be rented for winter --

6 MAYOR NYCE: I don't -- that shall be
7 delted and replaced with the language.

8 MR. MOORE: It is the old language
9 that has already been corrected. I
10 certainly don't support keeping the old
11 code. Thank you.

12 MAYOR NYCE: Is there anyone else that
13 wishes to address the Board?

14 MR. SMITH: Sid Smith, 318 Monsel
15 Place, also the owner of the Merit at the
16 Railroad Dock. I am here to talk about
17 the RESOLUTION #39. So I am opposed of the
18 movement of this Fireboat at the Railroad
19 Dock. For the last couple of meetings, I
20 have been here, I have brought all the
21 conditions that I thought about the dock,
22 the boat, the space, the size, and we hire
23 these waterfront revitalization plants, it
24 says right here, commercial waterfront
25 property is the highest priority in the

1 Village. It doesn't say it's use for
2 tourist or museums. Chapter 48 of the
3 Village Code, there was -- now, I don't
4 know if it's true or not true, that
5 someone asked that the south side of
6 the marina -- what would be the outside
7 pier --

8 MAYOR NYCE: The south side of the
9 west pier.

10 MR. SMITH: If that was done, then --
11 it says right here, in your codes, Chapter
12 48 Section D, it is unlawful for anyone to
13 use for an unreasonable period of time to
14 restrict the use of any public dock.
15 There is a section in here that makes the
16 owner responsible if its boat sinks and
17 does damage. What I was trying to get at
18 is basically it can't block the passage
19 way f the ferries or other boats from
20 coming in and out. Now, also that same --
21 it was asked to be towed out there. There
22 is a fine example of it that it's going to
23 be unattended. So if you put this at the

24 Railroad Dock, you might as well say it's
25 going to be permanently moored and

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1 against the code. You're going to take
2 away of a third of dock. I would lose any
3 opportunity to work off my boat with all
4 that space taken up. I don't want a dock
5 like that. That is what I got. There is
6 where I like to go to. You're going to
7 take a guy who has been there all his life
8 and say well, see ya. That is one main
9 concern. The other thing is, I am a tax
10 payer. If there is a major problem with
11 the electrolysis as I tried to explain
12 that people don't understand. It's owned
13 by a fireboat sea cooperation. The tax
14 payers are going to end of footing the
15 bill. It's going to cause damage. It's
16 going to pollute water. The very west
17 dock in Mitchell Park, put it in there.
18 It is out of the way. It doesn't take up
19 dock space. It doesn't block the ferries.

20 Then we're not stuck with it.

21 MAYOR NYCE: I am going to reiterate,
22 we're not stuck with this boat.

23 Is there anyone else that wishes to
24 address the Board?

25 MR. SALADINO: John Saladino, Sixth

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1 Street. I don't have an opinion about the
2 fireboat. If it stays, it stays. If it
3 goes, it goes. I guess it's nice to look
4 at. Make a couple of bucks. The only
5 opinion that most people, pro-fireboat,
6 anti-fireboat, pro-Railroad Dock,
7 anti-Railroad Dock, is that most people
8 agree -- well, maybe not Sid, is that it
9 doesn't belong. You know it's 138 feet
10 long. It's \$400.00 a day of potential
11 docking space. I just don't think it
12 belongs there. I think it's the worse
13 place to go. Maybe find a private place
14 for it to go. The last place is that it

15 should be, is a place that takes rental
16 space, unless it pays rent.

17 Are there any RESOLUTION's that are
18 not on the agenda? I have a question
19 about RESOLUTION #18. It says that you're
20 going to spend \$18,600.00 on a truck. The
21 budget mod says appropriation of balance,
22 you're going to take \$16,000 of fund
23 balance and then another out of equipment
24 line item. Can you share with is, what
25 you're going to do with the extra --

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1 MAYOR NYCE: No. It's appropriating
2 \$16,000.00 from fund balance to Major
3 Equipment Repair.

4 MR. SALADINO: No. That is not what
5 it says. No. It says you're going to
6 take \$16,000 out of Fund Balance and then
7 it says you're taking \$16,000 --

8 MAYOR NYCE: No. John. It's not.

9 MR. SALADINO: Where does it says,
10 "to?" That is not what it says?

11 MAYOR NYCE: Look at the RESOLUTION,
12 it has it going to --

13 MR. SALADINO: The RESOLUTION has
14 \$16,000 going from --

15 MAYOR NYCE: From a positive to a
16 positive. It's not a negative. We have
17 been through it a bunch of times. The
18 Treasurer is not here tonight.

19 MR. SALADINO: You went through it.
20 She explained to you if there is no minus
21 sign there --

22 MAYOR NYCE: Only if it's debiting one
23 and crediting another. In this case, it's
24 coming from fund balance, which is a
25 positive cash account to a positive line

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30

1 item. There is no negative.

2 MR. SALADINO: So how do you end up
3 with \$32,000?

4 MAYOR NYCE: The accounting works out
5 that way. It's debiting from one.

6 MR. SALADINO: I was at the work
7 session when you asked the treasurer the
8 same question. I was here when she
9 explained to you what she explained. This
10 is not what it says. This is not what she
11 said.

12 MAYOR NYCE: The question has been
13 answered. It's appropriating from one to
14 another.

15 MR. SALADINO: I don't think this is
16 something that I am complaining about my
17 tree or my sidewalk. This is real money.
18 Like I said, I was at the work session.
19 She explained it to you. That is not what
20 this says. That is not what she said. I
21 have a question about RESOLUTION #33.
22 Again, I was at the work session. You put
23 a specific dollar amount on how much the
24 planning study would cost.

25 MAYOR NYCE: I didn't.

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1 MR. SALADINO: You did. You said it

2 was between \$30-\$35,000.00. Can I just
3 finish my question? I heard that at the
4 work session. My question to you is, have
5 you spoken to somebody to come up with a
6 dollar figure like that? Is that a plan
7 study for this project? If you did speak
8 with somebody can you share and tell us
9 and give us that number? Who gave you the
10 number for the planning study?

11 MAYOR NYCE: Yes, I will.

12 MR. SALADINO: If you're not
13 responsive to my question, can I ask you
14 for an explanation or maybe answer me
15 now --

16 MAYOR NYCE: What I had said at the
17 work session was, I had spoken to some
18 people about this process. Two people
19 that I spoke to were from Green Logic and
20 some major firm up island. Talking about
21 what the electric analysis portion might
22 cost. They gave the ballpark figure. I
23 have no idea what this planning program
24 is going to be until we work with CAC and

25

put in an application. At the point

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1

where we put in an application, I will

2

have a budget for what it may costs.

3

All I have right now is round figures

4

that are likely way inflated. At this

5

point, that grant application is costing

6

us nothing.

7

MR. SALADINO: Okay. The other

8

question that I have and I am almost

9

embarrassed by this because I should know

10

this and I don't, because I attend a lot

11

of meetings. There is a few resolution's

12

here adopting the SEQRA RESOLUTION.

13

Under SEQRA it was my understanding and

14

from what I got from the DEC was there is

15

no reason for a RESOLUTION to declare any

16

certain things. So this is kind of

17

redundancy, you declaring a negative

18

declaration under SEQRA. My question is,

19

is there a fee attached to this? To apply

20 for SEQRA? Is there an attorneys fee for
21 him to make this determination?

22 MAYOR NYCE: Our attorney bills us for
23 his time.

24 MR. SALADINO: I understand that.

25 MAYOR NYCE: He has to let us know

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1 when we put in a SEQRA RESOLUTION and when
2 we don't. It's my understanding that when
3 you're amending a local law you need to
4 put in a SEQRA RESOLUTION.

5 MR. SALADINO: I thought the DEC --

6 MAYOR NYCE: This is not the DEC.
7 It's the State. Again, it's the advice of
8 the attorney.

9 MR. SALADINO: The other thing that I
10 have in relation is in regards to the
11 Railroad Dock and which was reported in
12 the Suffolk Times that Trustee Phillips --
13 that she lobbied the County legislature as
14 a private citizen, that she called the
15 County legislature and pretended to be as

16 a trustee with a private citizen with the
17 County legislature to discuss the use of
18 the Railroad Dock and concerns. I kind of
19 find that totally inappropriate --

20 MAYOR NYCE: I said, I attended a
21 meeting.

22 MR. SALADINO: No, she said --

23 TRUSTEE PHILLIPS: No. Excuse me. I
24 am going to clarify that now. I attended
25 a meeting with Steve Clark and said that

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1 we needed to talk about the Fireboat.

2 Whether it should --

3 MR. SALADINO: Whether it should go to
4 the Railroad Dock.

5 TRUSTEE PHILLIPS: No. To talk about
6 structure of the fireboat. Thank you.

7 MR. SALADINO: Again, I was at the
8 work session and that is not what I heard.
9 I think it's inappropriate that Trustee
10 Phillips talks about the Fireboat with a

11 County -- as a private citizen, everyone
12 does, as a Trustee that has a interest in
13 the Railroad Dock and where the Fireboat
14 might end up. I think it's inappropriate
15 that she lobbied for that. I was at the
16 work session. You know, you make it what
17 it was really not what was said. Thank
18 you.

19 MR. STARWHISKEY: Hi. I am Michael
20 Starwhiskey. I am here to oppose the
21 movement of the fire ship to the Railroad
22 Dock. I am in unusual position. I do
23 business. The quality in the water is
24 important. My first question when I saw
25 this boat was who owns it? Did they come

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1 to address the Board of the public? I
2 understand it's a 501.C3 and that they
3 have no money. What do they plan to do
4 with this boat? I don't know. I see a
5 banner on the boat to donate money to this
6 boat, but what exactly are the plans?

7 This is a good question for me. I wish
8 for them to come here and address the
9 public about what their plans are. It
10 shouldn't be a secret. You know, I have
11 asked around and it's a multi million
12 dollar thing to repair this boat. To get
13 it, you know, in a better condition. I
14 don't know the condition of it. I came to
15 the Village today and asked when it was
16 last hulled. It was over ten years ago.
17 I asked if they had a copy of that report
18 and they said, no. That is a big -- you
19 know, the Village is a landlord. If you
20 don't know the condition of the boat, you
21 should. You should have a copy of that
22 report, and it should be made to the
23 public. We should know what that boat was
24 like ten years ago. We don't know what
25 it's like now. When I was on the Board not

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1 a long time ago, we had a tug boat that

2 came here and was going to have tours. And
3 we insisted at that time, that guy pay and
4 he did. Let's not give stuff away. Let's
5 have a plan for it. Everybody has a dream.
6 It appears visually attractive, I don't
7 deny that. I need to know what's
8 underneath the visions. I hope the Village
9 would find that information out. The
10 Village is the landlord. That is your
11 tenant. You really should know that. You
12 need to know what the condition of that
13 boat is. Now, as I understand it, there
14 is a motion to move it to the Railroad
15 Dock and I don't think -- I think you need
16 a fundraiser for the Railroad Dock before
17 you need a fundraiser for the boat. I was
18 there looking out my window during the
19 hurricane and waves going over that dock.
20 I was worried about the fishing boats.
21 Can the Railroad Dock hold that 300 or 600
22 ton vessel? I don't think it can. I got
23 news for you, I am in the water every day.
24 It's 70 degrees now in the harbor. That's

1 water is warm. We're going -- we know we
2 will have a northeaster. We don't know if
3 we will have a hurricane. I know we're
4 going to have a northeaster and they're
5 going to be strong. We're going to get
6 storms. So and my other objection and I
7 know everyone has a different feeling but
8 my feeling about Greenport Harbor, I am
9 not really into the attractions. I like
10 the fishing boats there. That is what I
11 like to see when I come to Greenport. That
12 is what I like. Sid and -- you know, Sid
13 and I had differences and he laughed at me
14 with my boat, but you know, I don't care.
15 I want those guys there. The attraction
16 value -- we're packed with people all
17 summer. Do we need more attractions? I
18 think we need more fisherman and men and
19 women working on the water then we need
20 ice cream cones and snow cones walking

21 around. That is just my personal opinion.
22 Thank you for listening and I hope that we
23 can get a report -- that report from ten
24 years ago from when it was hulled. I would
25 like to see it again. Thank you. Oh, and I

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1 would like to introduce my daughter. One
2 of my neighbors is out of town. He wrote a
3 letter. They asked to read the letter into
4 the record. To give it to the clerk. Also
5 a Village resident. My daughter has been
6 working on the water. She is 14. She has
7 been working on the water for 12 years.
8 All last 12 years and seasons at the
9 Greenport Harbor.

10 MISS STARWHISKEY: My name is Sam
11 Starwhiskey and I live at 107 Front
12 Street. I am here to read a letter. Dear
13 Mayor Nyce and the Village Trustees. We're
14 out of town and unable to attend tonight's
15 meeting regarding the fireboat. We request

16 that this letter be read into the record.
17 You understand that Steve Clark does not
18 think the fireboat -- we believe his
19 knowledge and years of knowledge would
20 qualify him for an expert in this
21 situation. We urge the Mayor and the
22 Village Trustees to listen. We have no
23 interest in this vessel that pays no
24 interest, limited educational and pays no
25 dockage. We would like to understand what

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1 the thinking was to allow the boat to dock
2 in the first place. What is the process to
3 allow this to happen? How can we establish
4 future guidelines when there is no
5 participation in future decision making
6 regarding the Village property. Of what
7 benefit to the Village is that vessel in
8 its deteriorated condition? Please listen
9 to Steve Clark. We trust his judgement and
10 so should the Board. Respectfully
11 submitted, Matt --

12 MAYOR NYCE: Thank you.

13 Is there anyone else that wishes to
14 address the Board?

15 MR. HUNT: Hi, I am Bridge Hunt. I am
16 here representing North Ferry and it's
17 about RESOLUTION #39. It doesn't impact
18 the RESOLUTION directly. However, I am
19 very concerned that the boat not be
20 improved to the south bay of the Mitchell
21 Marina, even temporarily. In that
22 positron, there have been occasional large
23 boats at the eastern end of that and we
24 have managed around them. However, when
25 there is the south wind, the length of the

1 fireboat was -- presents a real threat to
2 our navigation. I know that for
3 everybody, they won't be able to see this,
4 but for the Mayor and the Trustees, a
5 picture would be worth a thousand words.
6 So if I could just walk by and show where

7 that boat would be. That would be
8 something that would require the Army Corp
9 of Engineers to come in. So the concern
10 is safety. I am imploring this body not
11 to put the boat on that south base. If
12 you need to have a place where you need to
13 put this boat, there is the should area to
14 the west of the boat of the dock. Thank
15 you.

16 MAYOR NYCE: Is there anyone else that
17 wishes to address the Board?

18 MR. CLARKE: Good evening. My name is
19 Steve Clarke. I am a Village resident on
20 Fourth Street. And I own the Greenport
21 Yacht and Ship Building. My remarks
22 tonight are in reference to your
23 RESOLUTION #39 about the fireboat. I have
24 got this in letter form. I wish to state
25 up front that I am in 100% in favor of any

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1 Village produce or project that offers
2 residents something new and unique that

3 attracts visitors from outside the Village
4 that recognizes something of historical
5 value and especially adds to our unique
6 waterfront. A perfect example of all
7 thus, is the Merry-Go-Round and I am sorry
8 that Dave Kapell is still not here to hear
9 it. We have had our problems in the past
10 years but I give him full credit for
11 putting that Merry-Go-Round there, which
12 today is much a part of Greenport of
13 anything that we have ever had, in my
14 opinion. With that said, I wish to invite
15 the Board's attention to look at some of
16 the facts about the fireboat that may not
17 have been considered. Number one, a
18 condition evaluation survey has not been
19 done in over ten years. Never. I repeat,
20 never, is a US documented vessel of this
21 size sold without this particular survey
22 being performed. The condition of the
23 hull plate, sea water piping, and many
24 other detail items is totally unknown. It
25 is known that the hull is a rigid

1 construction and in certain areas has been
2 welded, which in my opinion adds to the
3 uncertain condition of the hull. Item 2,
4 the last time the boat was dry docked for
5 routine maintenance was ten or more years
6 ago. Parenthetically, I have asked the
7 president of the 501.C3 cooperation if he
8 would get me a copy of the invoice from
9 the shipyard in Staten Island, because
10 although I am not familiar with a 600 ton
11 boat, I think I can probably get an idea
12 of what was done to the boat if anything,
13 10 or 12, or 13 years ago. So far I have
14 not seen that invoice. If this boat were
15 an inspected vessel, subject to US Coast
16 Guard Inspection, it would have had to be
17 hulled five times in the last ten years
18 for inspection. In his reports, it's not
19 an inspected vessel. The last time it was
20 inspected was many years ago. That is not

21 the same as a condition of an evaluation
22 survey. We don't have either one of
23 those. We have nothing. We have no
24 inspection. We have no invoice from
25 Cadell Shipyard. To the maintenance item,

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1 we would all agree that what was routine,
2 has not been done in over ten years. The
3 best example of this, there cannot be an
4 anecdote maintained for the floating
5 protection on the underwater surface of
6 the hull. And that has been confirmed by
7 the owners of the boat. My third item,
8 that the cost to dry-out the fireboat --
9 it is not known to be but it cannot be as
10 low as \$100,000.00. And it is probably
11 like two or three hundred thousand. No
12 one knows. The old invoice from 10 or 12
13 years ago is not around. There is no
14 condition evaluation survey. No one knows
15 what the condition of it was and what
16 needed to be done. The big question is

17 who is going to pay for this and even more
18 importantly, when is this work going to
19 get done? The fourth item is, because
20 this boat is diesel electric, it is my
21 understanding that no crew is available to
22 move this boat in the event of a three day
23 hurricane warning. If the boat is not
24 moved, and it is my belief, that no dock
25 or bulkhead in Greenport would hold a 600

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1 ton steel boat without disruption of the
2 boat and the dock with it. I wish to
3 suggest that the Board consider these
4 ideas and discussion and a better place
5 for the fireboat. Again, I wish to
6 applaud the Board for continuing to search
7 for improvements that would guarantee
8 the future and uniqueness of our Village.
9 Thank you.

10 MAYOR NYCE: Thank you.

11 Is there anyone else that wishes to

12 address the Board?

13 MS. STARWHISKEY: Mona Starwhiskey,
14 307 Front Street. I am an oyster farmer
15 in Greenport Harbor and from my point of
16 view, a 600 ton boat that's in
17 undocumented condition, that's -- I think
18 that commercial fisherman and oyster
19 farmers are doing something you know,
20 working harbor -- there should be a
21 process that the Village should use before
22 they put something in the harbor to harm
23 the agriculture. There should be some
24 kind of process or committee or group of
25 like of experts that they would consult

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1 before they accept such a boat. And then
2 they could go to the public that they can
3 say, we can honestly tell you that during
4 a hurricane, that dock is going to hold
5 that boat. Your 900,000 oysters are going
6 to be okay. It takes two years, three
7 years to raise an oyster. You're not

8 wasting your time and not going to g out
9 of business. It's a real concern for us
10 because if you look out our window, we
11 care about Greenport. Greenport grows a
12 great oyster. There is nothing like a
13 Greenport oyster. You know, it's a world
14 class oyster. It's a world class
15 community. And I think that, you know,
16 water is one of our greatest resources.
17 You know, good bottom and it doesn't
18 freeze in the winter. Thank you very
19 much. I hope that you would consider all
20 and everything.

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

23 MR. COSTELLO: My name is John A.
24 Costello. I am property owner of the
25 Village of Greenport and I was once on

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1 this Village Board. I have been around
2 the waterfront for my entire life, which

3 is quite young. I have been fishing on
4 almost every structure around Greenport.
5 This structure has serious problems is the
6 fender system at the Railroad Dock. The
7 budget has allowed to maintain the
8 Railroad Dock. It's weak. It's suspect.
9 We originally built that dock. The dock
10 itself is good. The deck on it is
11 becoming more and more questionable. And
12 the deck does support and brace the dock.
13 That is not the place. Loaded with
14 fishing boats is questionable. With that
15 layer, it would be assidine. It's good
16 with fine weather. It could go anywhere. I
17 don't know who we should be congratulated
18 for the position that it's in now,
19 because it's a downtown tourist
20 attraction. You can walk to it. You are
21 now generated so much business at that
22 marina, that you can't allow it to stay
23 exactly where it is. I tell you, I don't
24 know about the corporation, they must have
25 a business plan. You don't become a 501.C

1 without a business plan. I don't know if
2 those Board has seen or looked at it or
3 has a copy, but I would look at it. If
4 you're talking about restoring that boat,
5 it's going to take lots of money. To
6 maintain a tourist attraction, it still
7 should be fault. I have seen boats sink in
8 one year because they didn't have sinc's
9 on them. I have seen it. I have salvaged
10 them. You can get a hull survey done on
11 that boat. It will tell you about every
12 surface on that hull. It will not tell
13 you about every inch. You have to call
14 and find out how much. It is going to be
15 a long term attraction here in Greenport
16 and I would leave it exactly where it is.
17 I would see if you could make
18 arrangements. Do whatever fundraiser you
19 have to do so that you know the answers.

20 MAYOR NYCE: Is there anyone else that
21 wishes to address the Board?

22 (No Response.)

23 MAYOR NYCE: All right. That would
24 complete the public portion. I will
25 reiterate from what I have said in the

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1 past several months about the fireboat.
2 A) this Village is not a partner in this.
3 The Village is not looking to increase or
4 take on any more liability. I met two
5 weeks ago with Gill Anderson from Suffolk
6 County DPW and Al Krupski. We all agreed
7 that neither the County, nor the Village
8 wants any liability of this boat. We're
9 not concerned about what they do for their
10 fundraiser. We're offering dockage. If
11 we offer dockage, they need to prove to us
12 beyond a shadow of a doubt, that the boat
13 is sound. I should also say that the
14 County and the Village are jointly writing
15 an agreement for the fireboat. The
16 fireboat people may not sign the agreement

17 when it's done. We're also stipulating
18 that it be manned 24/7. We know that
19 there is no dock that we want in Greenport
20 during a hurricane, so we want it moved.
21 There are stipulations that we will be
22 putting in this lease that will assure
23 that the Village is not liable. We
24 appreciate all the comments. This is the
25 process. They came to us. We're going

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1 through the process to determine whether
2 and if they could stay here. We're
3 relying on County legal to help us. Like
4 I said, we may not have an agreement
5 signed at the end of all this. That is
6 not our concern. Our concern is, along
7 with the o County draw up an agreement
8 that protects the Village. This is not a
9 forelawn conclusion. The resolution
10 tonight is us in advance along with the
11 County to agree to that. So we're
12 stipulating that. It is temporary while

13 the Village and the County work on a long
14 term agreement. I also believe that
15 Trustee ROBINS would also like to amend
16 that resolution to increase the insurance
17 requirements. I believe she spoke with
18 the rest of the Board spoke and we all
19 agree with. We may not come to an
20 agreement but we will did not want to kick
21 them out of town.

22 TRUSTEE PHILLIPS: I would also like
23 to make a comment. I am not sure --
24 perhaps I missed something, but I never
25 saw a presentation or have met with anyone

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1 from the fireboat in front of this Board
2 so that there was some public discussion.
3 Maybe I missed something. Have you
4 Trustee Murray ever seen the fireboat
5 people come in?

6 TRUSTEE MURRAY: No. Mayor Nyce and
7 myself met with them prior to Christmas.

8 TRUSTEE PHILLIPS: Trustee Hubbard,
9 have you ever had a chance to speak with
10 them?

11 TRUSTEE HUBBARD: No.

12 MR. REALE: Trustee ROBINS?

13 TRUSTEE ROBINS: No.

14 TRUSTEE PHILLIPS: Okay. I understand
15 what you're saying about this. You have
16 always said that there would be
17 discussion. At this point, I would like
18 to talk to them. It's not a matter of me
19 going down there.

20 MAYOR NYCE: They're asking for
21 dockage. We don't ask for a business plan
22 when they come in asking for dockage. All
23 we're doing is offering a place to dock.

24 TRUSTEE PHILLIPS: I have to give
25 Mr. Clarke much respect for standing up

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1 and saying that this boat may have issues.

2 MAYOR NYCE: For which they need to
3 make sure they have insurance. They do

4 have insurance now.

5 That will bring us to a presentation
6 from Bob Braun. Why don't we take a
7 couple of minutes break. I will make that
8 motion.

9 TRUSTEE HUBBARD: Second.

10 MAYOR NYCE: All those in favor?

11 TRUSTEE MURRAY: Aye.

12 TRUSTEE HUBBARD: Aye.

13 TRUSTEE ROBINS: Aye.

14 TRUSTEE PHILLIPS: Aye.

15 MAYOR NYCE: Aye.

16 Any opposed or abstentions?

17 (No Response.)

18 MAYOR NYCE: That motion carries.

19

20 (Whereupon, a recess was taken at this
21 time.)

22

23 MAYOR NYCE: I will ask that everyone
24 please take their seats. We're going to
25 have a presentation of Phase II of the

1 upgrades at the Wastewater Treatment
2 Plant.

3 MR. BRAUN: First, thank you very
4 much. I am honored and appreciate the
5 opportunity to present to the Board here
6 at the Village of Greenport and the
7 residence of the Village. My name is Bob
8 Braun and I am with Genesys Engineering.
9 I am a principal of the firm. And I am
10 here to talk about what we have
11 accomplished at the plant. And what we're
12 planning for the next phase of upgrading
13 at the next facility. As you can see that
14 the utility system is in need of
15 conditioning. I was admiring the dates --
16 this is probably one of the oldest
17 utilities in the states as well. This
18 facility goes back to 1887. One of the
19 original utilities from this plant is at
20 display at the Smithsonian Institute. So
21 you have something in the Village to be

22 very proud of and it's very unique. It
23 gives the Village a very great benefits
24 that we will talk about. I just want to
25 talk a little bit about the power plant

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1 and what has been accomplished so far and
2 what has been planned for the future. The
3 existing facility is a operating at 5
4 megawatts capacity. The engines are old
5 engines. I will say that they are all
6 very structural sound units. They all did
7 an overall. The capacity of the plant
8 includes some engines that were purchases
9 years ago. There are two units that are
10 not in operation. This gives you a lot of
11 potential of the power plant. This is a
12 quick layout of the facility. These are
13 the three engines that are operating. The
14 capacity to generate power is 5 megawatts.
15 We did operate the facility through the
16 hurricane and was able to provide for the
17 Village. The facility operates under a

18 load modifier stand-by moderation, which
19 means that if the New York Power
20 Authority, they can call on the Village to
21 provide additional power. In the event
22 that the independent operator system --
23 sees a demand for electric power, they can
24 call upon the Village to relieve power.
25 In looking at the system, I like to always

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1 find a short term objective and a long
2 term strategy. What we want to accomplish
3 in the long term and what we need to do to
4 provide for the future. The study is broke
5 down into several categories. One was
6 safety and security. Having stand-by's for
7 the future. Repairing the infrastructure.
8 These are the major task items. We decided
9 for Phase I that we wanted to concentrate
10 on the major engine distributions. You
11 have to make sure that your transmissions
12 are working well so that you can bring

13 power into the Village. So we decided
14 that that was the critical link to
15 address. Over here, I have two
16 photographs, this is a photograph of the
17 original transformer. Where it came it
18 from the New York Power Authority. This
19 was not capable of handling the load that
20 the Village put on it. In order to keep
21 it cool, the operators actually had hoses
22 gripping on it. To cool it down. It was
23 really under very poor condition. So it
24 was probably one of the weak links under
25 this condition. We decided that this year

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1 it needed to get replaced. The other thing
2 that was very important that we needed to
3 address with the Village was a switch
4 gear. This is how we -- sort of like these
5 switches, determines how we connect
6 equipment and we dispatch power. So it was
7 determined that this here needed to be
8 upgraded. This is the new transformer.

9 Where we power in from NYPA and power to
10 the businesses and the community. Thus has
11 a sufficient capacity. As a result of
12 installing this equipment. We have two
13 power supplies bringing electricity into
14 the Village. The other work that was done
15 was the switch gears. They all work
16 properly. So we constantly had to tweak
17 it and make it work. It works rather
18 nicely. This is a list of some of the
19 work that was completed. Bringing
20 additional power into the Village. We put
21 an emergency backup generator in. You
22 never had that in the past. We did
23 inspections of all the engines. The
24 original engines were rebuilt. The second
25 set of engines were actually in very good

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1 condition. We did a lot of testing of the
2 condition of the equipment. That was very
3 important. We did a lot of testing of the

4 motors. We picked put some motors that
5 need to be looked at in Phase II. The
6 next step that we want to look at, is the
7 Planning and Equipment. I have some
8 photographs so we have a better idea of
9 what we're looking at. We should also put
10 together a maintenance plan so that we can
11 ensure that the liability of equipment is
12 sustained over the next 20 years. There
13 is a lot of pride in this Village for this
14 facility, I think it is very important to
15 implement a training program so that it
16 can be detailed that anyone could be able
17 to step up and run the facility. This is
18 the cooling board systems. This is the
19 compressors. One of them needs to be
20 rebuilt. This is some of the erosion that
21 has occurred on the brick walls. You can
22 see that some of the etching has become
23 eroded and etched out. You can see the
24 water. Water is going to get in tere.
25 The roof, I need there is a plan for it to

1 get replaced. I know it sustained a lot
2 of damage from when the last hurricane
3 blew threw. I know the Board has approved
4 to do a replacement of the roof. To do
5 work inside, you want to keep everything
6 safe and able to work inside. These are
7 some photographs of the cooling towers.
8 They are old. There is a lot of corrosion
9 going on. What I am recommending is that
10 we eliminate all of these and just put in
11 one. It would be a lot cheaper that way.
12 You have a big reservoir that we can take
13 advantage of it. We can see there is some
14 deterioration of the concrete. It is
15 leaking. We need to correct that. You
16 can see a lot of the deterioration of the
17 structure over here. This one is no
18 longer being operated. It has basically
19 corroded right through. The fans are not
20 working right. These are some of the
21 things that have to be addressed in Phase
22 II. A lot of it is aged. You can see some

23 of the corrosion. These are some of the
24 water pumps. As you can see, they are
25 pretty old. We want to make sure that

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1 these are fully operated. All this here
2 needs to be upgraded. This has to be
3 upgraded. This needs to be replaced. This
4 is some deterioration. So that is Phase
5 II. As you can see these are about to
6 burst through. These need some attention.
7 A swimming pool pump was put in. This is a
8 fail save. Our intention is to rebuild as
9 much as we can. To save as much as we can.
10 Save money. If there is no sense in
11 replacing something that is good. Here you
12 can see the oil leaking down here. It's
13 getting into some of the floors and the
14 drainage systems. It's little things that
15 have to be replaced. Just like a car that
16 hasn't been in service for 50 years, you
17 have to do a lot of work to it. Just some

18 more photographs. This is something that
19 we really need to be replaced. Little
20 things like this have to be addressed. I
21 want to show you photographs of some of
22 the electrical switches. These date back
23 to the origin of the plant. You can't get
24 the parts for it anymore. Here you can see
25 some of the deterioration. You can see

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1 where they tried to do with make-shift
2 parts to get it to work. These switches
3 turn the pumps on and off. You can see the
4 water dripping down from the roof. You can
5 see the rust here. We're suggesting that
6 all the switches here go to an auto
7 control center, where you can turn on all
8 the motors and pump. All the accelerator
9 equipment in one spot. Here is some of the
10 old switch boards. You can't get parts for
11 this anymore. This is an interesting one.
12 This is a very, very old switchboard. I am
13 going to suggest this as historical value.

14 You can see all these exposed fuses. I do
15 see this as historic value and I would
16 like to maintain that. This here needs to
17 be replaced. It's actually not safe for
18 you because you have high voltage systems
19 over there. One of the other concerns
20 that I had with is some of these
21 instruments, the gauges and stuff like
22 this. They all need to be replaced. They
23 have been operating for 50 years. Many of
24 them don't operate properly. I would like
25 to go through the whole plant and replace

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1 them. I mentioned that we wanted to
2 rebuild the air compressors. That is just
3 another generator. So with regard to
4 safety, these transformers, I think we
5 need to address that. Little things like
6 this, they need to be addressed. Make
7 sure perimeter fencing is tight. I know
8 the Village is in the process of putting

9 in docks and new locks on. So these are
10 some of the things that I am going to
11 suggest that we look into for the future.
12 Just something that might be worth
13 investing into. So if there are any
14 questions, I would be happy to answer any
15 questions. I have also included some of
16 the photographs of the engines and things
17 like that.

18 MAYOR NYCE: I would like to thank Bob
19 for the presentation. From a Board's
20 perspective, you have submitted this to
21 us. I have circulated it to the Board.
22 What I would like to do, is take the
23 presentation as presented with some
24 figures. We have some borrowing capacity
25 that we have to work with. My guess is at

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1 the next work session, is that the Board
2 take up some discussion as to which is
3 priority. If you could for us, sort of
4 most important and least important. And

5 obviously there are some things that we
6 need to do on our own. So kind of
7 separate for us to do. Do sort of a
8 breakdown that way. That would be very
9 helpful.

10 MR. BRAUN: Absolutely. I would also
11 be more than happy to attend the next work
12 session.

13 MAYOR NYCE: I think it would be
14 really helpful to have all this together.
15 We still have \$1.7 borrowing capacity to
16 complete this.

17 MR. BRAUN: Right. I just want to say
18 that I am very honored to work with the
19 Village. What you have here is very
20 different then other communities. It
21 gives you independence that other Villages
22 don't have. I feel very proud to work on
23 this project.

24 TRUSTEE ROBINS: I would like to see
25 you at the work session. I have some

1 questions that I would like to ask you.

2 MR. BRAUN: I would be more than happy
3 to. I am always around.

4 MAYOR NYCE: Thank you very much.

5 We will then move into our regular
6 agenda. As I had stated before,
7 RESOLUTION #1, the agenda, there is intent
8 to amend the RESOLUTION #39. I would like
9 the Village Attorney to work on the
10 wording of that amendment. To also
11 include the insurance. So if you can work
12 on something for that when we get to
13 RESOLUTION #39. I anticipate there will
14 be a RESOLUTION to amend. So we're also
15 going to be offering a RESOLUTION to #28
16 to table, as they are making other
17 arrangements. There is a correction also.
18 RESOLUTION #42 is different then the
19 printed agenda. That is the RESOLUTION
20 for the abstract. So we have had to alter
21 the RESOLUTION #42.

22 Mr. Prokop, on RESOLUTION #36,

23 regarding the parking on Sterling Street,
24 it is my understanding that what we were
25 going to do with the local law is to

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1 eliminate three parking spaces on the
2 eastern portion of Sterling Street from
3 the curb heading towards the east or the
4 west. So what I am asking is, as per --
5 as to Mr. Moore's comments. That being
6 the head of the curb and 20 feet to the
7 north or west of that, we would then
8 strike five parking spots to be reserved
9 for fisheries. They no longer exist.

10 MR. PROKOP: That's fine.

11 MAYOR NYCE: So RESOLUTION #36
12 proposed will have that wording.

13 MR. PROKOP: The requirement is that
14 the local law be in the hands of the
15 trustees with the appropriate wording not
16 less than 8 days prior to the meeting.
17 There was a version of this local law that
18 was circulated to the Trustees not less

19 than 8 days prior to tonights meeting. So
20 when you come to this, if you want to
21 approve it, I believe you could approve
22 it.

23 MAYOR NYCE: Okay. I will read that
24 item number and stipulate that it is the
25 version of the law that was submitted. So

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1 with those amenable changes, why don't we
2 just do away with Item #1? We don't need
3 to approve the item as presented; correct?

4 MR. PROKOP: I agree.

5 MAYOR NYCE: So we're going to strike
6 Item #1 this evening. In the interest of
7 time, I a going to read as well. It is
8 getting late. I will ask Trustee Murray
9 to read RESOLUTION #2.

10 TRUSTEE MURRAY: RESOLUTION
11 #06-2013-2, RESOLUTION accepting the
12 monthly reports of the Greenport Fire
13 Department, Village Clerk, Village

14 Treasurer, Village Administrator, Director
15 of Utilities, Village Attorney, Mayor and
16 the Board of Trustees.

17 So moved.

18 TRUSTEE HUBBARD: Second.

19 MAYOR NYCE: All those in favor?

20 TRUSTEE MURRAY: Aye.

21 TRUSTEE HUBBARD: Aye.

22 TRUSTEE ROBINS: Aye.

23 TRUSTEE PHILLIPS: Aye.

24 MAYOR NYCE: Aye.

25 Any opposed or abstentions?

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1 (No Response.)

2 MAYOR NYCE: That motion carries.

3 TRUSTEE HUBBARD: RESOLUTION

4 #06-2013-3, RESOLUTION approving the

5 application for membership of Michael

6 Butler to the Greenport Fire Department

7 Juniors, as already approved by the

8 Greenport Fire Department Board of Wardens

9 on June 19, 2013.

10 So moved.

11 MAYOR NYCE: Second.

12 All those in favor?

13 TRUSTEE MURRAY: Aye.

14 TRUSTEE HUBBARD: Aye.

15 TRUSTEE ROBINS: Aye.

16 TRUSTEE PHILLIPS: Aye.

17 MAYOR NYCE: Aye.

18 Any opposed or abstentions?

19 (No Response.)

20 MAYOR NYCE: That motion carries.

21 RESOLUTION #06-2013-4, RESOLUTION

22 approving the application for membership

23 of Charles Staples to the Greenport Fire

24 Department Juniors, as already approved by

25 the Greenport Fire Department Board of

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1 Wardens on June 19, 2013.

2 So moved.

3 TRUSTEE PHILLIPS: Second.

4 MAYOR NYCE: All those in favor?

5 TRUSTEE MURRAY: Aye.

6 TRUSTEE HUBBARD: Aye.

7 TRUSTEE ROBINS: Aye.

8 TRUSTEE PHILLIPS: Aye.

9 MAYOR NYCE: Aye.

10 Any opposed or abstentions?

11 (No Response.)

12 MAYOR NYCE: That motion carries.

13 TRUSTEE PHILLIPS: RESOLUTION

14 #06-2013-5, RESOLUTION authorizing

15 Treasurer Kagel to perform the attached

16 budget adjustments.

17 So moved.

18 TRUSTEE ROBINS: Second.

19 MAYOR NYCE: All those in favor?

20 TRUSTEE MURRAY: Aye.

21 TRUSTEE HUBBARD: Aye.

22 TRUSTEE ROBINS: Aye.

23 TRUSTEE PHILLIPS: Aye.

24 MAYOR NYCE: Aye.

25 Any opposed or abstentions?

1 (No Response.)

2 MAYOR NYCE: That motion carries.

3 TRUSTEE ROBINS: RESOLUTION

4 #06-2013-6, RESOLUTION approving the
5 following: WHEREAS, the processing of year
6 end payroll and invoices has required
7 budget allocations between line items, now
8 therefore be it resolved, that Treasurer
9 Kagel is authorized to make the attached
10 budget modifications for the Fiscal Year
11 ended May 31, 2013.

12 So moved.

13 TRUSTEE MURRAY: Second.

14 MAYOR NYCE: All those in favor?

15 TRUSTEE MURRAY: Aye.

16 TRUSTEE HUBBARD: Aye.

17 TRUSTEE ROBINS: Aye.

18 TRUSTEE PHILLIPS: Aye.

19 MAYOR NYCE: Aye.

20 Any opposed or abstentions?

21 (No Response.)

22 MAYOR NYCE: That motion carries.

23 TRUSTEE MURRAY: RESOLUTION #06-2013-7,

24 RESOLUTION authorizing the attendance of
25 Deputy Treasurer Brandt at the KVS User

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1 Conference for payroll, property tax
2 billing, general ledger and fixed assets
3 to be implemented 2014, from July 21, 2013
4 through July 25, 2013 in Amherst, New York
5 at a cost of \$1,322.00, plus any
6 applicable travel costs to be expensed
7 proportionately to training expense line
8 items in the A, E, F, G and R funds.

9 So moved.

10 TRUSTEE HUBBARD: Second.

11 MAYOR NYCE: All those in favor?

12 TRUSTEE MURRAY: Aye.

13 TRUSTEE HUBBARD: Aye.

14 TRUSTEE ROBINS: Aye.

15 TRUSTEE PHILLIPS: Aye.

16 MAYOR NYCE: Aye.

17 Any opposed or abstentions?

18 (No Response.)

19 MAYOR NYCE: That motion carries.

20 TRUSTEE HUBBARD: RESOLUTION

21 #06-2013-8, RESOLUTION scheduling a Public
22 Hearing for July 22, 2013 at 6:00 p.m. at
23 the Third Street firehouse, for the
24 Wetlands Permit application submitted by
25 Kent Buell of Kentstruction, Inc., for 19

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1 Beach Street, to raise the existing home
2 to the recommended FEMA flood plain level,
3 and directing Clerk Pirillo to notice the
4 Public Hearing accordingly.

5 So moved.

6 TRUSTEE MURRAY: Second.

7 All those in favor?

8 TRUSTEE MURRAY: Aye.

9 TRUSTEE HUBBARD: Aye.

10 TRUSTEE ROBINS: Aye.

11 TRUSTEE PHILLIPS: Aye.

12 MAYOR NYCE: Aye.

13 Any opposed or abstentions?

14 (No Response.)

15 MAYOR NYCE: That motion carries.

16 MAYOR NYCE: RESOLUTION #06-2013-9,
17 RESOLUTION directing the Conservation
18 Advisory Council to meet regarding
19 Wetlands Permit Application submitted by
20 Kent Buell of Kentstruction, and to submit
21 the corresponding report to the Board of
22 Trustees by July 15, 2013.

23 So moved.

24 TRUSTEE PHILLIPS: Second.

25 MAYOR NYCE: All those in favor?

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1 TRUSTEE MURRAY: Aye.

2 TRUSTEE HUBBARD: Aye.

3 TRUSTEE ROBINS: Aye.

4 TRUSTEE PHILLIPS: Aye.

5 MAYOR NYCE: Aye.

6 Any opposed or abstentions?

7 (No Response.) That motion carries.

8 TRUSTEE PHILLIPS: RESOLUTION

9 #06-2013-10, RESOLUTION authorizing the

10 reimbursement of travel expenses in the
11 amount of \$27.12 to David Corwin, a Zoning
12 Board of Appeals member, for expenses
13 incurred as a result of attendance at New
14 York State mandated training in Riverhead,
15 New York on May 15, 2013. This is to be
16 expensed from Line Item Number A.8020.400,
17 Planning Contractual Expense.

18 So moved.

19 TRUSTEE ROBINS: Second.

20 MAYOR NYCE: By way of discussion, why
21 Planning as opposed to Zoning Board?

22 MR. ABATELLI: Because Zoning is out
23 of money.

24 MAYOR NYCE: All those in favor?

25 TRUSTEE MURRAY: Aye.

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1 TRUSTEE HUBBARD: Aye.

2 TRUSTEE ROBINS: Aye.

3 TRUSTEE PHILLIPS: Aye.

4 MAYOR NYCE: Aye.

5 Any opposed or abstentions?

6 (No Response.)

7 MAYOR NYCE: That motion carries.

8 TRUSTEE ROBINS: RESOLUTION

9 #06-2013-11, RESOLUTION authorizing an
10 increase in the hourly wage rate for
11 Stephen Rutkowski from \$15.64 to \$16.72,
12 to be effective on June 25, 201, as a
13 result of the assumption of additional
14 duties, per Article VII, Section (9)a -
15 Merit Clause - of the current collective
16 bargaining agreement.

17 So moved.

18 TRUSTEE MURRAY: Second.

19 MAYOR NYCE: All those in favor?

20 TRUSTEE MURRAY: Aye.

21 TRUSTEE HUBBARD: Aye.

22 TRUSTEE ROBINS: Aye.

23 TRUSTEE PHILLIPS: Aye.

24 MAYOR NYCE: Aye.

25 Any opposed or abstentions?

1 (No Response.)

2 MAYOR NYCE: That motion carries.

3 TRUSTEE MURRAY: RESOLUTION

4 #06-2013-12, RESOLUTION authorizing an
5 increase in the hourly wage rate for
6 Kathleen Berezny from \$22.68 to \$23.93, to
7 be effective June 25, 2013, as a result of
8 the assumption of additional duties, per
9 Article VII, Section (9)a - Merit Clause -
10 of the current collective bargaining
11 agreement.

12 So moved.

13 TRUSTEE HUBBARD: Second.

14 MAYOR NYCE: All those in favor?

15 TRUSTEE MURRAY: Aye.

16 TRUSTEE HUBBARD: Aye.

17 TRUSTEE ROBINS: Aye.

18 TRUSTEE PHILLIPS: Aye.

19 MAYOR NYCE: Aye.

20 Any opposed or abstentions?

21 (No Response.)

22 MAYOR NYCE: That motion carries.

23 TRUSTEE HUBBARD: RESOLUTION

24 #06-2013-13, RESOLUTION authorizing an
25 increase in the hourly wage rate for

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1 Deborah Boyle from \$14.28 to \$15.53, to be
2 effective on June 25, 2013, as a result of
3 the assumption of additional duties, per
4 Article VII, Section (9)a-Merit Clause-of
5 the current collective bargaining
6 agreement. So moved.

7 MAYOR NYCE: So moved.

8 All those in favor?

9 TRUSTEE MURRAY: Aye.

10 TRUSTEE HUBBARD: Aye.

11 TRUSTEE ROBINS: Aye.

12 TRUSTEE PHILLIPS: Aye.

13 MAYOR NYCE: Aye.

14 Any opposed or abstentions?

15 (No Response.)

16 MAYOR NYCE: That motion carries.

17 RESOLUTION #06-2013-14, RESOLUTION
18 approving the following performance and
19 payment schedule for the 2013 season of

20 the annual "Dances in the Park," program:

21 July 1st, Lone Sharks, \$1,000.00.

22 July 8th, Golden Fists of Fury,

23 \$800.00.

24 July 15th, Who Are Those Guys,

25 \$800.00.

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1 July 22nd, Num Afrika, \$700.00.

2 July 29th, Kerry Kearney, \$700.00.

3 August 5th, Mambo Loco, \$1,000.00.

4 August 12th, Six Gun, \$800.00.

5 August 19th, Miles to Dayton, \$700.00.

6 August 26th, Winston Irie, \$1200.00.

7 So moved.

8 TRUSTEE PHILLIPS: Second.

9 MAYOR NYCE: All those in favor?

10 TRUSTEE MURRAY: Aye.

11 TRUSTEE HUBBARD: Aye.

12 TRUSTEE ROBINS: Aye.

13 TRUSTEE PHILLIPS: Aye.

14 MAYOR NYCE: Aye.

15 Any opposed or abstentions?
16 (No Response.)
17 MAYOR NYCE: That motion carries.
18 TRUSTEE PHILLIPS: RESOLUTION
19 #06-2013-15, RESOLUTION approving the
20 payment of \$1,600.00 total to J.C.
21 Productions, at \$400.00 per night for
22 July 29, 2013; August 5, 2013;
23 August 19, 2013 and August 26, 2013 for
24 technical and lighting support for the
25 2013 "Dances in the Park" program. So

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1 moved.
2 TRUSTEE ROBINS: Second.
3 MAYOR NYCE: All those in favor?
4 TRUSTEE MURRAY: Aye.
5 TRUSTEE HUBBARD: Aye.
6 TRUSTEE ROBINS: Aye.
7 TRUSTEE PHILLIPS: Aye.
8 MAYOR NYCE: Aye.
9 Any opposed or abstentions?
10 (No Response.)

11 MAYOR NYCE: That motion carries.

12 TRUSTEE ROBINS: RESOLUTION

13 #06-2013-16, RESOLUTION approving the
14 request of the Standard Hose Company of
15 the Greenport Fire Department for the use
16 of the grounds at the Station One
17 firehouse on Third Street from 4:00 to
18 7:00 p.m., for the annual Chicken Barbecue
19 fundraiser.

20 So moved.

21 TRUSTEE MURRAY: Second.

22 MAYOR NYCE: All those in favor?

23 TRUSTEE MURRAY: Aye.

24 TRUSTEE HUBBARD: Aye.

25 TRUSTEE ROBINS: Aye.

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1 TRUSTEE PHILLIPS: Aye.

2 MAYOR NYCE: Aye.

3 Any opposed or abstentions?

4 (No Response.)

5 MAYOR NYCE: That motion carries.

6 TRUSTEE MURRAY: RESOLUTION
7 #06-2013-17, RESOLUTION approving the
8 request of the Greenport Harbor Brewery to
9 close Carpenter Street from the front of
10 the Brewery to the rear of the Capital One
11 Bank on July 20, 2013 from 3:00 p.m. to
12 7:00 p.m. for the Fourth Annual
13 Anniversary celebration.

14 So moved.

15 TRUSTEE HUBBARD: Second.

16 MAYOR NYCE: All those in favor?

17 TRUSTEE MURRAY: Aye.

18 TRUSTEE HUBBARD: Aye.

19 TRUSTEE ROBINS: Aye.

20 TRUSTEE PHILLIPS: Aye.

21 MAYOR NYCE: Aye.

22 Any opposed or abstentions?

23 (No Response.)

24 MAYOR NYCE: That motion carries.

25 TRUSTEE HUBBARD: RESOLUTION

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1 #06-2013-18, RESOLUTION appropriating

2 \$16,000.00 from sewer fund balance to Line
3 Item Number G.8130.204, Major Equipment
4 Repair Purchases for the purposes of the
5 purchase of a used 2012 Ford F-150 pick-up
6 truck from Lucas Ford in the amount of
7 \$18,699.00 to be used for general purposes
8 in the Sewer Department. So moved.

9 MAYOR NYCE: Second.

10 All those in favor?

11 TRUSTEE MURRAY: Aye.

12 TRUSTEE HUBBARD: Aye.

13 TRUSTEE ROBINS: Aye.

14 TRUSTEE PHILLIPS: Aye.

15 MAYOR NYCE: Aye.

16 Any opposed or abstentions?

17 (No Response.)

18 MAYOR NYCE: That motion carries.

19 RESOLUTION #06-2013-19, RESOLUTION
20 authorizing Clerk Pirillo to advertise for
21 bids for "Storm Debris Removal-Super Storm
22 Sandy." So moved.

23 TRUSTEE PHILLIPS: Second.

24 MAYOR NYCE: All those in favor?

25

TRUSTEE MURRAY: Aye.

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1

TRUSTEE HUBBARD: Aye.

2

TRUSTEE ROBINS: Aye.

3

TRUSTEE PHILLIPS: Aye.

4

MAYOR NYCE: Aye.

5

Any opposed or abstentions?

6

(No Response.)

7

MAYOR NYCE: That motion carries.

8

TRUSTEE PHILLIPS: RESOLUTION

9

~~#06-2013-20~~, RESOLUTION scheduling a

10

Public Hearing regarding the Annual MS4

11

Report, to be held on July 22, 2013 at

12

6:00 p.m. at the Third Street Firehouse,

13

and directing Clerk Pirillo to notice the

14

Public Hearing accordingly.

15

So moved.

16

TRUSTEE ROBINS: Second.

17

MAYOR NYCE: All those in favor?

18

TRUSTEE MURRAY: Aye.

19

TRUSTEE HUBBARD: Aye.

20 TRUSTEE ROBINS: Aye.
21 TRUSTEE PHILLIPS: Aye.
22 MAYOR NYCE: Aye.
23 Any opposed or abstentions?
24 (No Response.)
25 MAYOR NYCE: That motion carries.

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1 TRUSTEE ROBINS: RESOLUTION
2 #06-2013-21, RESOLUTION ratifying the
3 hiring of Shauna Steele as a part-time
4 carousel and marina employee, effective
5 June 2, 2013; at a pay rate of \$9.00 per
6 hour.
7 So moved.
8 TRUSTEE MURRAY: Second.
9 MAYOR NYCE: All those in favor?
10 TRUSTEE MURRAY: Aye.
11 TRUSTEE HUBBARD: Aye.
12 TRUSTEE ROBINS: Aye.
13 TRUSTEE PHILLIPS: Aye.
14 MAYOR NYCE: Aye.
15 Any opposed or abstentions?

16 (No Response.)

17 MAYOR NYCE: That motion carries.

18 TRUSTEE MURRAY: RESOLUTION

19 #06-2013-22, RESOLUTION hiring the
20 following for the Greenport Summer Day
21 Camp as part-time Assistant Head
22 Counselors, at a pay rate of \$8.75 per
23 hour: Cara Davis Slotkin, Emily Fingerle
24 and Thomas O'Leary.

25 So moved.

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1 TRUSTEE HUBBARD: Second.

2 MAYOR NYCE: All those in favor?

3 TRUSTEE MURRAY: Aye.

4 TRUSTEE HUBBARD: Aye.

5 TRUSTEE ROBINS: Aye.

6 TRUSTEE PHILLIPS: Aye.

7 MAYOR NYCE: Aye.

8 Any opposed or abstentions?

9 (No Response.)

10 MAYOR NYCE: That motion carries.

11 TRUSTEE HUBBARD: RESOLUTION
12 #06-2013-23, RESOLUTION hiring Kerstan
13 Pringle as a Counselor for the Greenport
14 Summer Day Camp, at a pay rate of \$8.25
15 per hour.

16 So moved.

17 MAYOR NYCE: Second.

18 All those in favor?

19 TRUSTEE MURRAY: Aye.

20 TRUSTEE HUBBARD: Aye.

21 TRUSTEE ROBINS: Aye.

22 TRUSTEE PHILLIPS: Aye.

23 MAYOR NYCE: Aye.

24 Any opposed or abstentions?

25 (No Response.)

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1 MAYOR NYCE: That motion carries.

2 RESOLUTION #06-2013-24, RESOLUTION
3 ratifying the hiring of Patrick Anderson
4 as a part-time lifeguard, effective June
5 20, 2013; at a pay rate of \$12.75 per
6 hour.

7 So moved.

8 TRUSTEE PHILLIPS: Second.

9 MAYOR NYCE: All those in favor?

10 TRUSTEE MURRAY: Aye.

11 TRUSTEE HUBBARD: Aye.

12 TRUSTEE ROBINS: Aye.

13 TRUSTEE PHILLIPS: Aye.

14 MAYOR NYCE: Aye.

15 Any opposed or abstentions?

16 (No Response.)

17 MAYOR NYCE: That motion carries.

18 TRUSTEE PHILLIPS: RESOLUTION

19 #06-2013-25, RESOLUTION requesting an

20 increase in the hourly pay rate for the

21 following part-time employees: John

22 Thompson and Gene Thompson from \$7.50 per

23 hour to \$8.00 per hour, and Kathleen

24 Gaffga from the \$8.00 per hour to \$8.50

25 per hour.

1 So moved.

2 TRUSTEE ROBINS: Second.

3 MAYOR NYCE: All those in favor?

4 TRUSTEE MURRAY: Aye.

5 TRUSTEE HUBBARD: Aye.

6 TRUSTEE ROBINS: Aye.

7 TRUSTEE PHILLIPS: Aye.

8 MAYOR NYCE: Aye.

9 Any opposed or abstentions?

10 (No Response.)

11 MAYOR NYCE: That motion carries.

12 TRUSTEE ROBINS: RESOLUTION

13 #06-2013-26, RESOLUTION hiring June

14 Peterson as a part-time employee for the

15 Carousel, effective June 20, 2013, at a

16 pay rate of \$11.44 per hour.

17 So moved.

18 TRUSTEE MURRAY: Second.

19 MAYOR NYCE: All those in favor?

20 TRUSTEE MURRAY: Aye.

21 TRUSTEE HUBBARD: Aye.

22 TRUSTEE ROBINS: Aye.

23 TRUSTEE PHILLIPS: Aye.

24 MAYOR NYCE: Aye.

25

Any opposed or abstentions?

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1

(No Response.)

2

MAYOR NYCE: That motion carries.

3

TRUSTEE MURRAY: RESOLUTION

4

#06-2013-27, RESOLUTION approving the Mass

5

Public Assembly Permit submitted by the

6

Long Island Power Squadron, for a stay in

7

the Mitchell Park Marina from July 25th to

8

July 28, 2013.

9

So moved.

10

TRUSTEE HUBBARD: Second.

11

MAYOR NYCE: All those in favor?

12

TRUSTEE MURRAY: Aye.

13

TRUSTEE HUBBARD: Aye.

14

TRUSTEE ROBINS: Aye.

15

TRUSTEE PHILLIPS: Aye.

16

MAYOR NYCE: Aye.

17

Any opposed or abstentions?

18

(No Response.)

19

MAYOR NYCE: That motion carries.

20

TRUSTEE HUBBARD: RESOLUTION to table

21 #06-2013-28.
22 So moved.
23 MAYOR NYCE: Second.
24 All those in favor?
25 TRUSTEE MURRAY: Aye.

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1 TRUSTEE HUBBARD: Aye.
2 TRUSTEE ROBINS: Aye.
3 TRUSTEE PHILLIPS: Aye.
4 MAYOR NYCE: Aye.
5 Any opposed or abstentions?
6 (No Response.)
7 MAYOR NYCE: That motion is tabled.
8 RESOLUTION #06-2013-29, RESOLUTION
9 authorizing Treasurer Kagel to transfer
10 the remaining fund balances from Fiscal
11 Year 2012/2013 to Fiscal Year 2013/2014
12 for the following Line Item Numbers:
13 R.7231.407, docks, R.7312.400, Carousel,
14 A.5110.406, Sidewalks and Curbs, and
15 R.7110.400, Parks.

16 So moved.
17 TRUSTEE PHILLIPS: Second.
18 MAYOR NYCE: All those in favor?
19 TRUSTEE MURRAY: Aye.
20 TRUSTEE HUBBARD: Aye.
21 TRUSTEE ROBINS: Aye.
22 TRUSTEE PHILLIPS: Aye.
23 MAYOR NYCE: Aye.
24 Any opposed or abstentions?
25 (No Response.)

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1 MAYOR NYCE: That motion carries.
2 TRUSTEE PHILLIPS: RESOLUTION
3 #06-2013-30, RESOLUTION scheduling a
4 Public Hearing on July 22, 2013 at 6:00
5 p.m. at the Third Street Firehouse for the
6 Wetlands Permit Application submitted by
7 Laura McCarthy/Greenport Oyster Company
8 for 140 Additional shellfish cages to be
9 placed on privately owned underwater land,
10 and directing Clerk Pirillo to notice the
11 Public Hearing accordingly.

12 So moved.

13 TRUSTEE ROBINS: Second.

14 MAYOR NYCE: All those in favor?

15 TRUSTEE MURRAY: Aye.

16 TRUSTEE HUBBARD: Aye.

17 TRUSTEE ROBINS: Aye.

18 TRUSTEE PHILLIPS: Aye.

19 MAYOR NYCE: Aye.

20 Any opposed or abstentions?

21 (No Response.)

22 MAYOR NYCE: That motion carries.

23 TRUSTEE ROBINS: RESOLUTION

24 #06-2013-31, RESOLUTION to approve the

25 Wetlands Permit Application submitted by

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1 Nancy Louis Pope for a new foundation and

2 the raising of the building located at

3 8 Sandy Beach Road, a/k/a 106 Beach

4 Street, as well as the rebuild of damaged

5 parts of the structure and the

6 reconstruction of the front and rear decks

7 and the construction of a new addition
8 approximately 60 square feet in size, per
9 the Public Hearing which was held on May
10 28, 2013 at 6:00 p.m. ay the Third Street
11 Firehouse.

12 So moved.

13 TRUSTEE MURRAY: Second.

14 MAYOR NYCE: All those in favor?

15 TRUSTEE MURRAY: Aye.

16 TRUSTEE HUBBARD: Aye.

17 TRUSTEE ROBINS: Aye.

18 TRUSTEE PHILLIPS: Aye.

19 MAYOR NYCE: Aye.

20 Any opposed or abstentions?

21 (No Response.)

22 MAYOR NYCE: That motion carries.

23 TRUSTEE MURRAY: RESOLUTION

24 #06-2013-32, RESOLUTION authorizing Mayor

25 Nyce to attend the Hagedorn

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1 Foundation/Witness for Peace program in
2 Mexico City, Mexico, as part of a

3 delegation from July 13, to July 21st,
4 2013; at a total of to the Village of
5 \$200.00, to be expensed from Line Item
6 Number A.1210.400 Mayor Contractural
7 Expense.

8 So moved.

9 TRUSTEE HUBBARD: Second.

10 MAYOR NYCE: By way of explanation, I
11 am not able to travel to Mexico City on
12 \$200.00. That is my expenses to and from
13 Kennedy Airport. The Hagedorn foundation
14 is picking up the full expense of that
15 trip. It is a delegation that Witness for
16 Peace does every year. This year study is
17 on the immigration patterns between Mexico
18 and the East End. If there is no further
19 discussion, I will call a vote.

20 All those in favor?

21 TRUSTEE MURRAY: Aye.

22 TRUSTEE HUBBARD: Aye.

23 TRUSTEE ROBINS: Aye.

24 TRUSTEE PHILLIPS: Aye.

25 MAYOR NYCE: Aye.

1 Any opposed or abstentions?

2 (No Response.)

3 MAYOR NYCE: That motion carries.

4 TRUSTEE HUBBARD: RESOLUTION

5 #06-2013-33, RESOLUTION authorizing the
6 Village of Greenport to prepare and submit
7 an application through the Long Island
8 Regional Economy Development Council for
9 the Green Energy Park concept at Clark's
10 Beach, at no cost to the Village of
11 Greenport.

12 So moved.

13 MAYOR NYCE: I will second that.

14 All those in favor?

15 TRUSTEE MURRAY: Aye.

16 TRUSTEE HUBBARD: Aye.

17 TRUSTEE ROBINS: Aye.

18 TRUSTEE PHILLIPS: Aye.

19 MAYOR NYCE: Aye.

20 Any opposed or abstentions?

21 (No Response.)

22 MAYOR NYCE: That motion is carried.

23 RESOLUTION #06-2013-34, appointing the
24 following to the Greenport Improvement
25 Committee, John Winkler, Maritza Winkler

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1 and Helen Weinstein.

2 So moved.

3 TRUSTEE PHILLIPS: Second.

4 MAYOR NYCE: I would like to thank them
5 for their continued volunteerism. As our
6 Volunteers of the Year, we thank you very
7 much. I notice as John is in the audience.

8 TRUSTEE HUBBARD: Keep up the good
9 work.

10 MAYOR NYCE: All those in favor?

11 TRUSTEE MURRAY: Aye.

12 TRUSTEE HUBBARD: Aye.

13 TRUSTEE ROBINS: Aye.

14 TRUSTEE PHILLIPS: Aye.

15 MAYOR NYCE: Aye.

16 Any opposed or abstentions?

17 (No Response.)

18 MAYOR NYCE: That motion carries.

19 TRUSTEE PHILLIPS: RESOLUTION

20 #06-2013-35, RESOLUTION adopting the
21 attached SEQRA regarding the proposed
22 Local Law of 2013 amending Chapter 132 of
23 the Village of Greenport code, regarding
24 parking in designated areas on the east
25 side of Sterling Street, adopting lead

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1 agency status, determining the adoption of
2 the local law to be an unlisted action,
3 determining the adopting of the local law
4 will not have a significant impact on one
5 or more aspects of the environment and
6 adopting a negative declaration for
7 purposes of SEQRA, as stated in the
8 attached resolution.

9 So moved.

10 TRUSTEE ROBINS: Second.

11 MAYOR NYCE: All those in favor?

12 TRUSTEE MURRAY: Aye.

13 TRUSTEE HUBBARD: Aye.

14 TRUSTEE ROBINS: Aye.

15 TRUSTEE PHILLIPS: Aye.

16 MAYOR NYCE: Aye.

17 Any opposed or abstentions?

18 (No Response.)

19 MAYOR NYCE: That motion carries.

20 I am going to offer the next

21 RESOLUTION as discussed on the onset of

22 the agenda. I will offer RESOLUTION

23 #06-2013-36, RESOLUTION adopting the

24 proposed Local Law of 2013 as submitted to

25 the Trustees prior and not the one

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1 attached. The wording of five parking

2 spots should be removed at the end of

3 Section 2.1 should be deleted, and

4 amending Chapter 132 the Village of

5 Greenport Code, parking on the east side

6 of Sterling Street.

7 So moved.

8 TRUSTEE PHILLIPS: Second.

9 MAYOR NYCE: Is there any discussion
10 on this motion.

11 (No Response.)

12 MAYOR NYCE: All those in favor?

13 TRUSTEE MURRAY: Aye.

14 TRUSTEE HUBBARD: Aye.

15 TRUSTEE ROBINS: Aye.

16 TRUSTEE PHILLIPS: Aye.

17 MAYOR NYCE: Aye.

18 Any opposed or abstentions?

19 (No Response.)

20 MAYOR NYCE: That motion carries.

21 TRUSTEE ROBINS: RESOLUTION

22 #06-2013-37, RESOLUTION approving the
23 Change Order Number 20G for the Wastewater
24 Treatment Facility, with a total value of
25 zero dollars, and a total allotted time

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1 difference of zero days, and authorizing

2 Mayor Nyce to execute Change Order 20G. So

3 moved.

4 TRUSTEE MURRAY: Second.

5 MAYOR NYCE: All those in favor?

6 TRUSTEE MURRAY: Aye.

7 TRUSTEE HUBBARD: Aye.

8 TRUSTEE ROBINS: Aye.

9 TRUSTEE PHILLIPS: Aye.

10 MAYOR NYCE: Aye.

11 Any opposed or abstentions?

12 (No Response.)

13 MAYOR NYCE: That motion carries.

14 TRUSTEE MURRAY: RESOLUTION

15 #06-2013-38, RESOLUTION designating
16 Village Clerk Pirillo as the person to
17 receive mailings of Notice of Claim for
18 the Secretary of State and the Secretary
19 of State as agent to accept service of
20 notices of claim pursuant to Section 53 of
21 the New York State General Municipal Law,
22 per the attached.

23 So moved.

24 TRUSTEE HUBBARD: Second.

25 MAYOR NYCE: All those in favor?

1 TRUSTEE MURRAY: Aye.

2 TRUSTEE HUBBARD: Aye.

3 TRUSTEE ROBINS: Aye.

4 TRUSTEE PHILLIPS: Aye.

5 MAYOR NYCE: Aye.

6 Any opposed or abstentions?

7 (No Response.)

8 MAYOR NYCE: That motion carries. I
9 will interrupt the flow of this to ask if
10 the Village Attorney has offered wording
11 for #39?

12 MR. PROKOP: Yes, I have. Do you want
13 me to pass it down or read it?

14 MAYOR NYCE: If you can read it in,
15 and George, if you could make that motion.

16 MR. PROKOP: So the RESOLUTION reads
17 substantially the same as it does in the
18 agenda, except I am going to add in the
19 middle of it regarding insurance, which I
20 will get to as we read through it.

21 RESOLUTION approving temporary

22 sub-license to the Fireboat FIREFIGHTER
23 Museum to use th MTA/Suffolk County
24 Railroad Toad Dock as June 21, 2013
25 pursuant to an agreement substantially

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1 similar to the attached agreement, with a
2 change to the insurance requirements to
3 increase property insurance to \$500,000.00
4 Marine Insurance and pending final
5 language approved by the Village Attorney
6 Prokop, and authorizing Mayor Nyce to
7 execute the sub-license agreement.

8 TRUSTEE HUBBARD: I will offer that
9 motion.

10 MAYOR NYCE: And I will second that
11 motion and open it up for discussion?

12 TRUSTEE PHILLIPS: Should we be
13 requiring a million dollars and not
14 \$500,000.00?

15 MR. PROKOP: It is the pleasure of the
16 Board?

17 TRUSTEE HUBBARD: It should be a
18 million.

19 MAYOR NYCE: I will offer a motion to
20 amend Trustee Hubbard's motion from the
21 Village to change the dollar amount to a
22 million, as per \$500,000.00.

23 TRUSTEE HUBBARD: I will second the
24 amendment.

25 MAYOR NYCE: I will call a vote on the

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1 amendment.

2 All those in favor?

3 TRUSTEE MURRAY: Aye.

4 TRUSTEE HUBBARD: Aye.

5 TRUSTEE ROBINS: Aye.

6 TRUSTEE PHILLIPS: Aye.

7 MAYOR NYCE: Aye.

8 Any opposed or abstentions?

9 (No Response.)

10 MAYOR NYCE: That motion carries.

11 So now we vote on the amended

12 resolution.

13 MR. PROKOP: There was also a comment
14 made on spillage insurance.

15 TRUSTEE PHILLIPS: The insurance
16 company comes in -- there is a certain
17 policy that takes care of it.

18 MR. PROKOP: So it should specify
19 Marine and Pollution Insurance.

20 TRUSTEE PHILLIPS: And water quality
21 insurance coverage.

22 MAYOR NYCE: All right. Do we want to
23 amend this again or do we want to adopt a
24 RESOLUTION to rescind the prior one?

25 MR. PROKOP: I would rescind the

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1 motion and start over.

2 MAYOR NYCE: I am going to offer a
3 motion to rescind RESOLUTION #39 as
4 amended.

5 So moved.

6 TRUSTEE HUBBARD: Second.

7 MAYOR NYCE: All those in favor?

8 TRUSTEE MURRAY: Aye.

9 TRUSTEE HUBBARD: Aye.

10 TRUSTEE ROBINS: Aye.

11 TRUSTEE PHILLIPS: Aye.

12 MAYOR NYCE: Aye.

13 Any opposed or abstentions?

14 (No Response.)

15 MAYOR NYCE: That motion is rescinded.

16 MR. PROKOP: So the suggestion is to
17 specify Marine and Water Quality Insurance
18 Coverage.

19 MAYOR NYCE: The amendment has been
20 rescinded. So it's going to be
21 #06-2013-39. We're going to start over.

22 MR. PROKOP: So RESOLUTION
23 #06-2013-39, as amended, RESOLUTION
24 approving temporary sub-license to the
25 Fireboat FIREFIGHTER Museum to use th

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1 MTA/Suffolk County Railroad Road Dock as
2 June 21, 2013 pursuant to an agreement
3 substantially similar to the attached

4 agreement, with a change to the insurance
5 requirements to increase property
6 insurance to \$1,000,000.00 and to specify
7 Marine and Water Quality Insurance and
8 pending final language approved by the
9 Village Attorney Prokop, and authorizing
10 Mayor Nyce to execute the sub-license
11 agreement.

12 TRUSTEE HUBBARD: I offer that motion.

13 MAYOR NYCE: I will second that
14 motion.

15 Is there any discussion on that
16 motion?

17 (No Response.)

18 MAYOR NYCE: I will call a vote.

19 All those in favor?

20 TRUSTEE HUBBARD: Aye.

21 TRUSTEE ROBINS: Aye.

22 MAYOR NYCE: Aye.

23 Any opposed or abstentions?

24 TRUSTEE MURRAY: No.

25 TRUSTEE PHILLIPS: No.

1 MAYOR NYCE: That motion is carried,
2 3-2.

3 RESOLUTION #06-2013-40, RESOLUTION
4 approving the attached adopting a negative
5 declaration for purposes of SEQRA
6 regarding the Suffolk County downtown
7 Revitalization Grant-Round 11.

8 So moved.

9 TRUSTEE PHILLIPS: Second.

10 MAYOR NYCE: All those in favor?

11 TRUSTEE MURRAY: Aye.

12 TRUSTEE HUBBARD: Aye.

13 TRUSTEE ROBINS: Aye.

14 TRUSTEE PHILLIPS: Aye.

15 MAYOR NYCE: Aye.

16 Any opposed or abstentions?

17 (No Response.)

18 MAYOR NYCE: That motion carries.

19 TRUSTEE PHILLIPS: RESOLUTION
20 #06-2013-41, RESOLUTION approving the
21 attached, authorizing the Village of

22 Greenport to enter into an easement
23 agreement with Suffolk County, for the
24 Suffolk County Downtown Revitalization
25 Grant-Round 11- and further to authorize

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1 Mayor Nyce to execute any necessary
2 documents.

3 So moved.

4 TRUSTEE ROBINS: Second.

5 MAYOR NYCE: All those in favor?

6 TRUSTEE MURRAY: Aye.

7 TRUSTEE HUBBARD: Aye.

8 TRUSTEE ROBINS: Aye.

9 TRUSTEE PHILLIPS: Aye.

10 MAYOR NYCE: Aye.

11 Any opposed or abstentions?

12 (No Response.)

13 MAYOR NYCE: That motion carries.

14 TRUSTEE ROBINS: RESOLUTION

15 #06-2013-42, RESOLUTION approving all

16 checks in the total amount of \$467,354.05

17 per the Voucher Summary Reports dated June

18 21, 2013; as follows: For fiscal year
19 2012/2013: All regular checks in the
20 amount of \$21,755.93 and all prepaid
21 checks, including wire transfers in the
22 amount of \$58,163.97.

23 For fiscal year 2013/2014: All
24 regular checks in the amount of
25 \$386,966.01 and all prepaid checks,

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1 including wire transfers in the amount of
2 \$468.20.

3 So moved.

4 TRUSTEE MURRAY: Second.

5 MAYOR NYCE: All those in favor?

6 TRUSTEE MURRAY: Aye.

7 TRUSTEE HUBBARD: Aye.

8 TRUSTEE ROBINS: Aye.

9 TRUSTEE PHILLIPS: Aye.

10 MAYOR NYCE: Aye.

11 Any opposed or abstentions?

12 (No Response.)

13 MAYOR NYCE: That motion carries.
14 That concludes the business for this
15 evening.
16 I will offer a motion to adjourn.
17 TRUSTEE PHILLIPS: Second.
18 MAYOR NYCE: All those in favor?
19 TRUSTEE MURRAY: Aye.
20 TRUSTEE HUBBARD: Aye.
21 TRUSTEE ROBINS: Aye.
22 TRUSTEE PHILLIPS: Aye.
23 MAYOR NYCE: Aye.
24 We're adjourned.
25 (Whereupon, the meeting concluded.)

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

2

3

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

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

8 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, December 17, 2013.

16

17

18

19

(Jessica DiLallo)

20

21

* * *

22

23

24

25