

1
2 VILLAGE OF GREENPORT
3 COUNTY OF SUFFOLK STATE OF NEW YORK

-----x

4 BOARD OF TRUSTEES

5 REGULAR SESSION

6 -----x

7 Third Street Firehouse
8 Greenport, New York

9 October 27, 2016
7:00 p.m.

10 B E F O R E:

11 GEORGE HUBBARD, JR. - MAYOR

12 JACK MARTILOTTA - DEPUTY MAYOR

13 MARY BESS PHILLIPS - TRUSTEE

14 DOUGLAS W. ROBERTS - TRUSTEE

15 JULIA ROBBINS - TRUSTEE

16
17 JOSEPH PROKOP - VILLAGE ATTORNEY

18 SYLVIA PIRILLO - VILLAGE CLERK

19 PAUL PALLAS - VILLAGE ADMINISTRATOR

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2 (The meeting was called to order
3 at 7:00 p.m.)

4 MAYOR HUBBARD: Call the meeting
5 to order.

6 Let's pledge to the flag.

7 (Whereupon, all stood for the
8 pledge of allegiance.)

9 (There was a moment of silence for
10 James R. Foster, Robert Bouldin Howard,
11 Jr., William Randall Hulse, James Mark,
12 Ekaterini Sakarellos, Ismael M.
13 Santiago, Raymonde Stankevich, and Judy
14 Marshall.)

15 MAYOR HUBBARD: We got a list of
16 announcements here.

17 The Halloween Parade will begin at
18 the carousel at noon October 29th,
19 that's a Saturday. All parade
20 participants will be treated to a free
21 carousel ride beginning after 11:00
22 a.m.

23 The annual Fire Department hydrant
24 testing will take place on October 30th
25 starting at 9:00 a.m., so everybody

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1 just refrain from doing laundry from
2 8:30 'til noon, especially your sheets
3 and your whites. The discoloration
4 will go away pretty quickly, just run
5 your tap for a while and it will clear
6 up.
7

8 The Village offices will be closed
9 on November 11th in observance of
10 Veterans Day. November 21, 2016 is the
11 first day that the Village Clerk may
12 accept absentee ballot applications for
13 the upcoming Village of Greenport
14 Trustees Election to be held on March
15 21, 2017.

16 The Village offices will be closed
17 on November 24th and 25th in
18 celebration of Thanksgiving.

19 The November Regular Meeting of
20 the Board of Trustees will be held on
21 November 28th, owing to the Village
22 Hall being closed for the Thanksgiving
23 holiday.

24 Also, the curbs and paving project
25 that we had talked about at the work
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1 session, something that's been in the
2 works for several months, is going to
3 be starting on Monday, Monday morning
4 on Carpenter Street. They're going to
5 be doing curbs, the sidewalks, and
6 aprons first with paving to follow.
7 They're also doing it on Monsell
8 between Main and Stirling, curbs and
9 sidewalks there, and then that will be
10 repaved also.
11

12 So that's starting 8 o'clock
13 Monday morning, just so everybody
14 knows.

15 If you park in those areas, try to
16 park somewhere else or across the
17 street. Most of Carpenter Street where
18 the work's being done is all no parking
19 anyway, so it shouldn't be an issue
20 there, but just keep the cars out of
21 the way so the guys can get the work
22 done.

23 Okay. That's all we have under
24 announcements.

25 Public hearings, we have none.

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2 Move to public to address the
3 Board.

4 Your name and address for the
5 record, please.

6 MS. ALLEN: Chatty Allen, Fifth
7 Avenue.

8 I just have a question about the
9 paving.

10 Was the bus company notified that
11 that's going to be done because we use
12 Carpenter and we use Main?\

13 MAYOR HUBBARD: They're doing the
14 curbs and sidewalks first. First
15 they're going to start excavating and
16 doing forms on the side of the road.
17 The roads will not be blocked, you just
18 can't be parking along there.

19 MS. ALLEN: Okay. That's all I
20 wanted to know. To make sure that I
21 can get --

22 MAYOR HUBBARD: Yeah. The roads
23 will be open and everything, you just
24 can't park your car, they're going to
25 be doing the curb.

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1
2 MS. ALLEN: All right. I just
3 wanted to make sure because we had
4 another issue where people didn't
5 realize these were closed.

6 Thank you.

7 MAYOR HUBBARD: Paving will take
8 probably a couple weeks by the time
9 they get the curbs and sidewalks done
10 and then paving afterwards.

11 Okay. Anybody else wish to
12 address the Board?

13 MR. HARRIS: Good evening, members
14 of the Board. My name is Pete Harris.
15 I reside at 212 Knapp Place, Greenport.

16 I'm here tonight to thank the
17 Village Board for having appointed me
18 this past summer and into the early
19 fall as your Greenport Harbor Code
20 Enforcement individual.

21 I know there was some skepticism
22 about this position at the outset, but
23 I've, not just because I was the person
24 in charge, but I can tell you what a
25 difference of the way and the manner in
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1 which our visiting boaters, as well as
2 our local boaters, the way that it was.

3
4 The first weekend out there, it
5 was like a rodeo and from just
6 communicating with the boaters that,
7 you know, you're not yelling, you don't
8 yell, you don't scream, you just point
9 out to the fact that you're visiting
10 Greenport, and we have rules and
11 regulations for boaters just as any
12 other town that has a harbor front, and
13 we only would ask that you respect our
14 boating laws; and I have to tell you,
15 for the most part you only had to speak
16 to a boater once, and you would see
17 them come into Greenport Harbor and as
18 soon as they just got outside of the
19 five-mile-an-hour buoys that cordoned
20 off Greenport Harbor, they would slow
21 right down and proceed into the docking
22 area.

23 So at this time, again, I would
24 just sincerely like to thank you for
25 having given me the opportunity to
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1
2 serve this Village, and hopefully
3 you'll do it again next year, and I'd
4 like to be rehired.

5 Thank you.

6 MAYOR HUBBARD: Thank you for
7 doing the good job for us.

8 MS. GORDON: Linda Gordon, 218
9 Fifth Street.

10 I just want to speak a little bit
11 about Greenport's rentals.

12 Governor Cuomo has taken care of
13 the Airbnb as you probably know, it
14 takes effect soon, and they have to do
15 30-day rentals.

16 I think it's time for the Village
17 to step up and do their part with the
18 overcrowding that we have in the
19 rentals. There are, I don't know if
20 you all know some of these things, but
21 people are paying up to \$850 for a room
22 in a house where they share a bathroom
23 and they have no kitchen facilities.
24 The landlords are making a lot of money
25 and hence, there is no rental space for
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1
2 people who want it because you get five
3 people in there for anywhere from 500
4 to 800 which gives you a lot more
5 disposable income and they do very
6 well, so I'd like to see the Village
7 step up and do something about that.

8 I was wondering why next door at
9 214 Fifth Street, which has always been
10 an issue for the past few years, there
11 are so many children getting on and off
12 the bus from the downstairs apartment.

13 The upstairs apartment has a young
14 boy, mother, a gentleman, and a young
15 man, it's -- they're fine.

16 Downstairs -- it took me three
17 weeks to find out from the school that
18 for children to have bus service, they
19 have to either have a lease or a
20 utility bill, so next door is a
21 two-family rental, upstairs is fine;
22 downstairs, there would be, I don't
23 know if you would consider it too much,
24 but I was told there are five families
25 that are registered in the apartment

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1 that I was inquiring about. So either
2 they are making up the leases or Mr.
3 Russel from Mattituck is making up the
4 leases or people are coming and
5 changing the names on the utility
6 bills, but there are five families
7 registered in a one-family apartment to
8 take the bus and go to school in
9 Greenport, so that's one way of finding
10 out, but there's too many, too much
11 going on in that apartment space.

12 That's it. Thank you.

13 MAYOR HUBBARD: Thank you.

14 MR. REED: Mike Reed, 430 Front
15 Street.

16 I just have a question for you
17 guys.

18 How is the process going with the
19 new ZBA appointment; what's going on
20 with that?

21 MAYOR HUBBARD: The Board tabled
22 it last month. The Deputy Mayor is
23 doing interviews and he's going to
24 report back to me next week.

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2 MR. REED: How many did you get
3 this time?

4 MAYOR HUBBARD: Four people
5 applied for the position.

6 MR. REED: They are going to go
7 for best qualified, right?

8 MAYOR HUBBARD: We're going to go
9 through the resumes, and yes.

10 MR. REED: Thank you.

11 MAYOR HUBBARD: Anybody else wish
12 to address the Board?

13 MR. SWISKEY: William Swiskey, 184
14 Fifth Street. Couple of items on the
15 agenda, just give me a second.

16 At the hospital, I guess you're
17 giving them six months to give you a
18 drainage plan.

19 What happens if they don't give
20 you the drainage plan?

21 MAYOR HUBBARD: We'll have to go
22 back after them and try to enforce it.

23 MR. SWISKEY: It's kind tough
24 after they get what they want, isn't
25 it, to enforce something?

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2 MAYOR HUBBARD: They have almost
3 got everything that they wanted --
4 they're almost completed with the
5 process, we caught them three quarters
6 of the way through it, we tried to make
7 them go backwards and go and do it
8 properly, so we're trying to have them
9 coming for compliance boards, you know,
10 we're not going to shut them down
11 because of it, but we're going to
12 enforce, I mean -- how do you want to
13 word it? Strictly enforce the fact
14 that they need to come up with a
15 drainage plan for that piece of
16 property.

17 MR. SWISKEY: What happens if they
18 don't?

19 TRUSTEE PHILLIPS: Mayor, may I?

20 MAYOR HUBBARD: Yes.

21 TRUSTEE PHILLIPS: If you read the
22 resolution, it says that their permit
23 is predicated on providing the Village
24 with a drainage plan, so they'll either
25 go out of permit, they won't be able to
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1
2 get their final wetlands permit until
3 they provide the Village with a
4 drainage plan.

5 MR. SWISKEY: For them, that's
6 nothing. They'll have the wall up.
7 You have no leverage left, you realize
8 that. When you do something -- in six
9 months, I wouldn't give them more than
10 90 days, 60 days, they could actually,
11 they got an engineer, he can come
12 up with -- you won't let anybody
13 proceed with a house, give a CO unless
14 they have a drainage plan. You put two
15 new gutters on the house, you've got to
16 have a drainage plan. These people
17 have completely changed the contour and
18 the way the water is going to flow to
19 the end of that street. That 12 inches
20 of that porous material or whatever
21 you're doing is not gonna trap that
22 much water. They got two little drains
23 along the whole route of that east
24 wall. That water rushes right by in
25 any kind of rain and it winds up as the

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2 Village's problem. You've solved their
3 MS4 problem for them, basically you're
4 going to have to pay to fix their
5 runoff solution; and irks me a little
6 bit, and you have no plug left, you're
7 giving them six months, they'll finish
8 that project in a month and then what
9 are you gonna do? You have no plug,
10 it's -- what are you, gonna fine them,
11 you gonna take them to court, you
12 gonna -- I don't know, you must have a
13 plan if they don't. What would be the
14 plan if they don't comply?

15 MAYOR HUBBARD: The plan right now
16 is they said they will comply and I'm
17 leaning on good faith that they're
18 gonna take care of what they have to do
19 being the civic-minded organization
20 that they are.

21 MR. SWISKEY: If they were a
22 civic-minded organization when they
23 started this with what they knew to be
24 necessary permits, and it was only some
25 citizens' hollering that made the

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2 Village finally enforce its own code on
3 it. I mean, I was told by somebody in
4 the Village Hall, the mayor hadn't
5 decided what we were going to do yet
6 when we were complaining about it, they
7 just started a project. I mean, I have
8 very little faith in it. I think in
9 six months, they'll just, ha ha; and I
10 think the Village Board, in order to
11 make, to enforce it on anybody else,
12 you gotta start here, because what are
13 you gonna tell the next guy, this,
14 this, when the hospital just went ha
15 ha. I mean, on good faith is not good
16 enough, George. What are you gonna do
17 if they don't do what you're telling
18 them?

19 MAYOR HUBBARD: We will deal with
20 that in six months, Bill. The Board is
21 voting on the resolution, it could get
22 changed to 90 days, you mentioned that
23 at the work session, this is what the
24 Trustees had come up with and that's
25 what we're gonna go and try to enforce.
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2 I mean, I'm sure with everything
3 they have going on at the hospital,
4 they're gonna come back with some other
5 things, if they come back for the next
6 thing, we'll say, look you didn't
7 comply the last time, you can't do
8 anything else.

9 MR. SWISKEY: I think you're just
10 giving them the shed away, but we do
11 that a lot in the Village to certain
12 people, and other people, they get
13 plugged.

14 The second item I wanted to ask
15 about is \$140,000 just on one bill for
16 Stago Supply (phonetic) for Number 4
17 Engine, you had a previous bill from
18 them for 25,000 so that brings it up to
19 165,000, you add total labor charges
20 and everything else, this was a
21 half-a-million dollar breakdown; how
22 did it happen?

23 MAYOR HUBBARD: There was a crack
24 in one of the cylinder heads. Paul,
25 you can --

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2 MR. PALLAS: There was, initially
3 there was a crack in one of the
4 cylinder heads. When we had ordered
5 the contractor to effect that repair,
6 they examined the entire engine and
7 found other issues on the engine which
8 were not directly related to that
9 issue.

10 MR. SWISKEY: Those issues weren't
11 there last year; how did they get
12 there? Did something happen to the
13 engine, was it improperly operated?

14 MR. PALLAS: Bill, to be honest, I
15 don't know if those issues were there
16 last year or not because you couldn't
17 see them unless we took the engine
18 apart.

19 MR. SWISKEY: No. I'm talking
20 about these things, you know, they just
21 don't happen. That engine was rebuilt
22 in the early 1990s, it's got less than
23 1,000 hours on it; for it to wind up in
24 this -- this was basically
25 almost-trashed condition; what happened

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2 to it? Was there -- I mean did you
3 overload it, did you overheat it?

4 MR. PALLAS: There was no
5 overloading; there was no overheating.
6 These were long-term issues that were
7 discovered on the engine.

8 MR. SWISKEY: Like the
9 intercooler, come on, Paul, I know
10 better than that. You can feed that to
11 them, but not to me.

12 What happened to the engine?

13 MR. PALLAS: I'm not feeding
14 anything to anyone, Bill, there were
15 several things found as part of the --

16 MR. SWISKEY: An engine block just
17 don't crack like that, something
18 dynamically happened to it to -- you
19 have been running it for tests for
20 years, even under the previous
21 administration, previous engineer and
22 previous -- in other words, this water
23 problem never showed up, now it shows
24 up. Something happened to that engine.

25 MR. PALLAS: Bill, I've answered
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1
2 your question; I don't know what more I
3 can say.

4 MR. SWISKEY: The truth maybe.

5 MR. PALLAS: I gave you the truth.

6 MR. SWISKEY: I don't believe your
7 truth, Paul, it doesn't happen that
8 way.

9 It's a quarter-of-a-million
10 dollars, this Board had better start
11 looking serious at what's going on.

12 Do you have another problem with
13 Number 5 Engine?

14 MR. PALLAS: Not that I'm aware
15 of.

16 MR. SWISKEY: You don't have leaky
17 heads?

18 MR. PALLAS: Again, I don't --
19 I'll find out and let you know.

20 MR. SWISKEY: You're the
21 superintendent, you should know.

22 MR. PALLAS: I'm not aware of
23 anything specific.

24 MR. SWISKEY: What are you aware
25 of?

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2 MR. PALLAS: Nothing specific, so
3 I'm not aware of any specific issues
4 with Engine Number 5.

5 MR. SWISKEY: That's a lot of duck
6 and dodge, but if you're willing to
7 accept it, fine.

8 MAYOR HUBBARD: Anybody else wish
9 to address the Board?

10 MR. SALADINO: John Saladino,
11 Sixth Street.

12 Just if you could, when you vote
13 on the two wetlands permits, if you
14 could put the time limit on them, the
15 two-year time limit.

16 MAYOR HUBBARD: I though that had
17 become standard procedure.

18 MR. SALADINO: Until it's
19 codified.

20 MAYOR HUBBARD: Okay, but it's not
21 on there.

22 MR. SALADINO: Until it's
23 codified, I'm going to kind of keep
24 asking you, so we don't wind up with
25 20-year-old wetlands permits.

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2 MAYOR HUBBARD: We had talked
3 about that previously, and I didn't
4 catch that it wasn't on there, but that
5 is the intention.

6 MR. SALADINO: Thank you.

7 MR. REED: Mike Reed, 430 Front
8 Street.

9 Paul, when the heads were take
10 off, were they magnaflux.

11 MR. PALLAS: I don't know, I'd
12 have to check the report.

13 MR. REED: I'm just curious about
14 that because usually you have bad
15 heads, if they're not visible, you have
16 them sent out to be magnafluxed for
17 verification of crackage [sic] in the
18 heads.

19 MR. PALLAS: They weren't sent
20 out, they brought a lot of equipment in
21 to do a lot of different testing, so I
22 have to check, I honestly don't know.

23 MR. REED: Okay. I just wanted to
24 check on that.

25 Thank you.

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2 MAYOR HUBBARD: Anybody else wish
3 to address the Board?

4 MR. McSHEA: I'm sorry, I was a
5 few moments late. Chris McShea, 149
6 Fifth Street.

7 Is this just a general addressing?

8 MAYOR HUBBARD: Yes, address the
9 Board on any topic.

10 MR. McSHEA: Hello. I just want
11 to see if there had been any updates,
12 again, I apologize if I missed it
13 because I was late, on the PSE&G
14 project at all; has there been any
15 progression or anything?

16 MAYOR HUBBARD: We haven't had
17 anything new that happened from the
18 work session from last week 'til today.

19 MR. McSHEA: Is there any
20 progression chart or flow that you guys
21 have with PSE&G going on or is there
22 communications like, daily, weekly?

23 MAYOR HUBBARD: We haven't had
24 anything new that came up with them
25 yet. I'm hoping to hear something from
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1
2 them shortly. I've got nothing new
3 that I can say besides what we had at
4 the work session.

5 Hopefully we'll hear something, I
6 mean the DEC is, I believe by the
7 beginning of next month, they're
8 supposed to have their answer on the
9 issues, but right now, we're just
10 waiting to try to finish negotiations
11 to see if we're even doing anything.

12 MR. McSHEA: Has there been any
13 specifics changed with the financial
14 portion of the compensation for the
15 project. We're talking about \$1
16 million at one time, I'm just wondering
17 if there has been any increase, many
18 residents have requested an increase to
19 that number. Has that been proposed to
20 PSE&G?

21 MAYOR HUBBARD: A proposal went
22 back in to them with an increase of the
23 value of the contract and they have not
24 given a firm answer back on that at
25 this point.

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2 MR. McSHEA: So that's based on
3 the \$30 million total portion of the
4 contract or what was the value of the
5 contract.

6 MAYOR HUBBARD: Thirty million
7 dollar contract, that's what they're
8 paying their contractors to do it. The
9 Village's portion, the Trustees had a
10 meeting, they came back with a
11 proposal, put it in and said this is
12 Village demands at a higher dollar
13 amount than what was originally talked
14 about last month, and they have not
15 responded back yet.

16 MR. McSHEA: Is there a number of
17 --

18 MAYOR HUBBARD: No. It's ongoing
19 negotiations, I really can't say a
20 number on that.

21 MR. McSHEA: Is it based on a
22 certain system or a certain evaluation
23 or is this just a number that you came
24 up with?

25 MAYOR HUBBARD: It was a number
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1
2 that was done through good conscience
3 through meetings and talked about and
4 it was a number that went back out to
5 them.

6 MR. McSHEA: Okay.

7 There hasn't been, no one has
8 reached out to a private assessing firm
9 or anything for further --

10 MAYOR HUBBARD: The Village
11 Attorney talked to a couple, they
12 didn't have anything going on that, he
13 has nothing to answer back on doing the
14 independent appraisal because at this
15 point, we're in negotiations, but it's
16 not a really strong feel anywhere, and
17 we didn't want as a Board to go and
18 spend a whole lot of money to find out
19 that we're not getting anything, so we
20 don't have a written contract, we don't
21 have -- no additional paperwork has
22 come from them that we've been asking
23 for a couple months and at this point
24 it's kind of like beating your head
25 against a cement wall, so we made an

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2 offer back to them and said
3 eye-in-the-sky number, they haven't
4 responded back and they have also given
5 no paperwork pending to us.

6 MR. McSHEA: You have made a
7 pie-in-the-sky number offer?

8 MAYOR HUBBARD: I would say it's
9 close to that, yes.

10 MR. McSHEA: Would that number be
11 above or below \$10 million?

12 MAYOR HUBBARD: I can't get into
13 specifics. It's just -- there was a
14 number that the Board felt more
15 comfortable with than what had been
16 there before. I'm not trying to be --
17 a number was thrown back to them, they
18 haven't responded back with a number.

19 MR. McSHEA: At this point, would
20 you say that the project would probably
21 be terminated or postponed to a later
22 date and would not really have a
23 successful starting point of, even from
24 now on to the spring?

25 ATTORNEY PROKOP: The problem is,
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1 the mayor really gave all the
2 information that there is to give at
3 this time, and if anything else was
4 said -- I would recommend against
5 anything else being said, other than
6 general questions about what's
7 happening. There really isn't anything
8 to update you on.

9
10 MR. McSHEA: I just want to
11 express my concerns that there are
12 people working on the State road for
13 PSE&G, it's a private contractor;
14 they're getting all their ducks in
15 line. It seems like this is just
16 imminent to happen.

17 ATTORNEY PROKOP: When was the
18 last time you saw somebody working
19 there?

20 MR. McSHEA: Probably nine days
21 ago.

22 ATTORNEY PROKOP: So you haven't
23 seen anybody in nine days, right?

24 MR. McSHEA: No.

25 ATTORNEY PROKOP: That was

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1
2 mentioned to them.

3 MR. McSHEA: Of course.

4 ATTORNEY PROKOP: Every time we've
5 gotten a report about somebody working,
6 whether it was inside the Village or
7 outside the Village, it was mentioned.

8 MR. McSHEA: My concern is that it
9 is greatly undervalued. Obviously
10 you've heard this prior. I do have the
11 right to be here and speak. I just
12 would wish whatever your personal
13 feelings, do any of you feel that this
14 may be worth upwards of \$10 million or
15 upwards of \$5 million?

16 I don't understand why there would
17 be such hesitance to talk about the
18 project.

19 TRUSTEE ROBERTS: Because it can
20 hurt the Village's negotiating
21 position. We can't talk about it,
22 we're in negotiations.

23 MR. McSHEA: Okay.

24 TRUSTEE ROBERTS: I appreciate
25 what you're trying to do, but we have
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1
2 to protect the Village.

3 MR. McSHEA: Okay.

4 That fact that you have leverage

5 --

6 ATTORNEY PROKOP: I wanted to
7 point out to you that this meeting is
8 televised, we're not in a closed
9 session here, and it was pointed out to
10 us by LIPA that they actually watch
11 these meetings, so I don't think that
12 for several reasons and that being one
13 of them, I don't think it's a really
14 good idea for any of us to discuss
15 anything that has to do with the
16 negotiation.

17 MR. McSHEA: Granted.

18 ATTORNEY PROKOP: By saying that,
19 I don't want to say that there is
20 negotiations, but I agree with Trustee
21 Roberts.

22 MR. McSHEA: I'm just trying to
23 speak here and just gather some
24 information, and you're just obviously
25 not going to offer --

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MAYOR HUBBARD: I didn't say that.

You're trying to gather information. We don't have a project. Before we vote on anything, the public will have more than enough time to review anything we're going to do.

MR. McSHEA: Okay, great.

MAYOR HUBBARD: We're not going to sneak something in on the last page of the agenda. We're not voting on anything this evening.

MR. McSHEA: What would be the lead time for you to come to us, I don't know, is it your idea that you can just vote on it without the public or will you be coming to us and throwing it out to us?

MAYOR HUBBARD: The public would know about it. We have letters from your attorney that says they want to be informed before we take any other actions. We've got all that information. We're not going to sneak something in, that's not the way I

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1
2 operate and none of the Board would
3 operate the same way, so before we vote
4 on anything, the public will know about
5 it.

6 MR. McSHEA: That's excellent to
7 know. I appreciate your candidness and
8 that's really what I wanted to hear
9 from day one.

10 Thank you very much. Have a good
11 night. Thank you.

12 MAYOR HUBBARD: Thank you.

13 Anybody else wish to address the
14 Board?

15 (No response.)

16 Okay. We'll move on to the
17 regular agenda.

18 Offer resolution number 10-2016-1.
19 Resolution adopting the October 2016
20 agenda as printed.

21 So moved.

22 TRUSTEE MARTILOTTA: Second.

23 MAYOR HUBBARD: All in favor?

24 TRUSTEE PHILLIPS: Aye.

25 TRUSTEE ROBERTS: Aye.

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1 TRUSTEE ROBBINS: Aye.

2 TRUSTEE MARTILOTTA: Aye.

3 MAYOR HUBBARD: Opposed?

4 (No response.)

5 Motion carried.

6 TRUSTEE ROBERTS: Resolution

7 10-2016-2.

8 Resolution accepting the monthly
9 reports of the Greenport Fire
10 Department, Village Administrator,
11 Village Treasurer, Village Clerk,
12 Village Attorney, Mayor and Board of
13 Trustees.

14 So moved.

15 TRUSTEE ROBBINS: Second.

16 MAYOR HUBBARD: All in favor?

17 TRUSTEE PHILLIPS: Aye.

18 TRUSTEE ROBERTS: Aye.

19 TRUSTEE ROBBINS: Aye.

20 TRUSTEE MARTILOTTA: Aye.

21 MAYOR HUBBARD: Opposed?

22 (No response.)

23 Motion carried.

24 TRUSTEE ROBERTS: Resolution

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10-2016-3.

Resolution ratifying the following resolutions previously approved by the Board of Trustees at the Trustees' work session meeting held on October 20, 2016:

Resolution authorizing the replacement of select curbs, sidewalks and aprons on Carpenter Street and Monsell Place, and the repaving of Carpenter Street from the northern terminus of Carpenter Street to East Front Street.

Resolution authorizing Treasurer Brandt to perform attached Budget Amendment number 3527, to fund the curb and sidewalk replacement, asphalt paving and repair at Carpenter Street and Monsell Place and directing that Budget Amendment 3527 be included as part of the formal meeting minutes for the October 27, 2016 regular meeting of the Board of Trustees.

So moved.

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1 TRUSTEE MARTILOTTA: Second.

2 MAYOR HUBBARD: All in favor?

3 TRUSTEE PHILLIPS: Aye.

4 TRUSTEE ROBERTS: Aye.

5 TRUSTEE ROBBINS: Aye.

6 TRUSTEE MARTILOTTA: Aye.

7 MAYOR HUBBARD: Opposed?

8 (No response.)

9 Motion carried.

10 TRUSTEE MARTILOTTA: Resolution

11 10-2016-4.

12 Resolution approving the
13 application for membership of Gregory
14 Morris to the Standard Hose Company of
15 the Greenport Fire Department, as
16 approved by the Greenport Fire
17 Department Board of Wardens on October
18 19, 2016.

19 So moved.

20 TRUSTEE PHILLIPS: Second.

21 MAYOR HUBBARD: All in favor?

22 TRUSTEE PHILLIPS: Aye.

23 TRUSTEE ROBERTS: Aye.

24 TRUSTEE ROBBINS: Aye.

Proceedings 10-27-16

1 TRUSTEE MARTILOTTA: Aye.

2 MAYOR HUBBARD: Opposed?

3 (No response.)

4 Motion carried.

5 TRUSTEE PHILLIPS: Resolution

6 10-2016-5.

7 Resolution approving the
8 application for membership of Steven
9 Rutkowski to the Relief Hose Company of
10 the Greenport Fire Department, as
11 approved by the Greenport Fire
12 Department Board of Wardens on October
13 19, 2016.

14 So moved.

15 TRUSTEE ROBERTS: Second.

16 MAYOR HUBBARD: All in favor?

17 TRUSTEE PHILLIPS: Aye.

18 TRUSTEE ROBERTS: Aye.

19 TRUSTEE ROBBINS: Aye.

20 TRUSTEE MARTILOTTA: Aye.

21 MAYOR HUBBARD: Opposed?

22 (No response.)

23 Motion carried.

24 TRUSTEE ROBERTS: Resolution

Proceedings 10-27-16

10-2016-6.

Resolution approving the application for membership of Yira Tejada to the Rescue Squad of the Greenport Fire Department, as approved by the Greenport Fire Department Board of Wardens on October 19, 2016.

So moved.

TRUSTEE ROBBINS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBBINS: Aye.

TRUSTEE MARTILOTTA: Aye.

MAYOR HUBBARD: Opposed?

(No response.)

Motion carried.

TRUSTEE ROBBINS: Resolution

10-2016-7.

Resolution approving the application for membership of Shelby Kostal to the Rescue Squad of the Greenport Fire Department, as approved by the Greenport Fire Department Board
Flynn Stenography & Transcription Service
(631) 727-1107

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Proceedings 10-27-16
of Wardens on October 19, 2016.

So moved.

TRUSTEE MARTILOTTA: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBBINS: Aye.

TRUSTEE MARTILOTTA: Aye.

MAYOR HUBBARD: Opposed?

(No response.)

Motion carried.

TRUSTEE MARTILOTTA: Resolution
10-2016-8.

Resolution authorizing the
purchase of materials from Striegel
Supply Company in the total amount of
\$139,053.27 to be expensed from account
E.0342, Major Engine Repairs, for the
emergency repair of Engine Number 4 at
the Village of Greenport Municipal
Power Plant.

So moved.

TRUSTEE PHILLIPS: Second.

MAYOR HUBBARD: All in favor?

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1 TRUSTEE PHILLIPS: Aye.

2 TRUSTEE ROBERTS: Aye.

3 TRUSTEE ROBBINS: Aye.

4 TRUSTEE MARTILOTTA: Aye.

5 MAYOR HUBBARD: Opposed?

6 (No response.)

7 Motion carried.

8 TRUSTEE PHILLIPS: Resolution

9 10-2016-9.

11 Resolution authorizing Treasurer
12 Brandt to perform attached Budget
13 Amendment number 3522, to appropriate
14 Fire Apparatus reserves to fund the
15 purchase of the 2016 PL Medallion
16 ambulance, and directing that Budget
17 Amendment number 3522 be included as
18 part of the formal meeting minutes for
19 the October 27, 2016 regular meeting of
20 the Board of Trustees.

21 So moved.

22 TRUSTEE ROBERTS: Second.

23 MAYOR HUBBARD: All in favor?

24 TRUSTEE PHILLIPS: Aye.

25 TRUSTEE ROBERTS: Aye.

Proceedings 10-27-16

TRUSTEE ROBBINS: Aye.

TRUSTEE MARTILOTTA: Aye.

MAYOR HUBBARD: Opposed?

(No response.)

Motion carried.

TRUSTEE ROBERTS: Resolution

10-2016-10.

Resolution authorizing Treasurer Brandt to perform attached Budget Amendment 3524, to fund the Waste Water Treatment Plant retaining wall engineering plans, and directing that Budget Amendment 3524 be included as part of the formal meeting minutes for the October 27, 2016 regular meeting of the Board of Trustees.

So moved.

TRUSTEE ROBBINS: Resolution

10-2016-11.

Resolution authorizing Treasurer Brandt to perform attached Budget Amendment 3525 to fund the repair of the Waste Water Treatment Plant aerator gear drive system, and directing that Flynn Stenography & Transcription Service
(631) 727-1107

Proceedings 10-27-16

1 Budget Amendment 3524 be included as
2 part of the formal meeting minutes for
3 the October 27, 2016 regular meeting of
4 the Board of Trustees.
5

6 So moved.

7 MAYOR HUBBARD: It says 3524, it
8 should say 3525, the second, two
9 different numbers on the same one, so
10 just correct that to 3525.

11 All in favor?

12 TRUSTEE ROBERTS: Aye.

13 TRUSTEE ROBBINS: Aye.

14 TRUSTEE MARTILOTTA: Aye.

15 TRUSTEE PHILLIPS: Aye.

16 MAYOR HUBBARD: Opposed?

17 (No response.)

18 Motion carried.

19 TRUSTEE MARTILOTTA: Resolution
20 10-2016-12.

21 Resolution authorizing Treasurer
22 Brandt to perform attached Budget
23 Amendment number 3526 to fund the
24 replacement parts for Engine Number 4
25 repair, and directing that Budget
Flynn Stenography & Transcription Service
(631) 727-1107

Proceedings 10-27-16

1
2 Amendment number 3526 be included as
3 part of the formal meeting minutes for
4 the October 27, 2016 regular meeting of
5 the Board of Trustees.

6 So moved.

7 TRUSTEE PHILLIPS: Second.

8 MAYOR HUBBARD: All in favor?

9 TRUSTEE ROBERTS: Aye.

10 TRUSTEE ROBBINS: Aye.

11 TRUSTEE MARTILOTTA: Aye.

12 TRUSTEE PHILLIPS: Aye.

13 MAYOR HUBBARD: Opposed?

14 (No response.)

15 Motion carried.

16 TRUSTEE PHILLIPS: Resolution

17 10-2016-13.

18 Resolution authorizing the Fire
19 Department's capital purchase and
20 installation of replacement doors,
21 totaling \$28,564.72, pursuant to
22 Suffolk County contract DCR-020116, to
23 be expensed from account A.3410.412,
24 Fire Repair and Maintenance-Buildings.

25 So moved.

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TRUSTEE ROBERTS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBBINS: Aye.

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR HUBBARD: Opposed?

(No response.)

Motion carried.

TRUSTEE ROBERTS: Resolution

10-2016-14.

Resolution approving the attached Service Fee Agreement as proposed by Penflex, Inc. for administrative fees, and further authorizing Mayor Hubbard to sign the Service Fee Agreement.

So moved.

TRUSTEE ROBBINS: Second.

TRUSTEE PHILLIPS: I have a question.

This service fee, is this something that we've never had to do before or is this part of the overall package?

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1
2 CLERK PIRILLO: No, we do it every
3 year.

4 TRUSTEE PHILLIPS: Okay.

5 MAYOR HUBBARD: It's a yearly
6 thing, we do it each year, it's their
7 payment part of it besides paying --

8 TRUSTEE PHILLIPS: So there's no
9 administration fee attached to it or
10 anything, right, this is just something
11 --

12 CLERK PIRILLO: The service fee
13 agreement is for administration, their
14 administration fee.

15 TRUSTEE PHILLIPS: I was reading
16 it and it looks like there was
17 something added.

18 ATTORNEY PROKOP: No, it's not a
19 surcharge or additional fee.

20 TRUSTEE PHILLIPS: Okay. That's
21 all I wanted to know.

22 MAYOR HUBBARD: Any other
23 discussion?

24 (No response.)

25 All in favor?

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TRUSTEE ROBERTS: Aye.

TRUSTEE ROBBINS: Aye.

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR HUBBARD: Opposed?

(No response.)

Motion carried.

TRUSTEE ROBBINS: Resolution

10-2016-15.

Resolution amending the agreement
between the Village of Greenport and
Webster Productions, Inc. to include an
hourly fee of \$35 for professional
services.

So moved.

TRUSTEE MARTILOTTA: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBBINS: Aye.

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR HUBBARD: Opposed?

(No response.)

Motion carried.

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1
2 TRUSTEE MARTILOTTA: Resolution
3 10-2016-16.

4 Resolution approving the request
5 of David Berson on behalf of Glory
6 Going Green to use the Village of
7 Greenport facility known as The Old
8 Schoolhouse for the annual Glory Going
9 Green children's educational classes to
10 be held every Saturday, beginning in
11 October 2016; and continuing through
12 June 2017.

13 So moved.

14 TRUSTEE PHILLIPS: Second.

15 MAYOR HUBBARD: All in favor?

16 TRUSTEE ROBERTS: Aye.

17 TRUSTEE ROBBINS: Aye.

18 TRUSTEE MARTILOTTA: Aye.

19 TRUSTEE PHILLIPS: Aye.

20 MAYOR HUBBARD: Opposed?

21 (No response.)

22 Motion carried.

23 TRUSTEE PHILLIPS: Resolution
24 10-2016-17.

25 Resolution approving the Public
Flynn Stenography & Transcription Service
(631) 727-1107

Proceedings 10-27-16

1 Assembly Permit Application submitted
2 by Thomas J. Pilek on behalf of the
3 United States Power Squadrons to use a
4 portion of Mitchell Park from July 27,
5 2017 through July 30, 2017 for the
6 Rendezvous for District 3.
7

8 So moved.

9 TRUSTEE ROBERTS: Second.

10 I have discussion.

11 MAYOR HUBBARD: Sure.

12 TRUSTEE ROBERTS: I sent an e-mail
13 around, have we communicated and set
14 expectations with these folks to follow
15 our park policy. I know it did get
16 sent with the application.

17 MR. PALLAS: It gets sent with the
18 application that they sign, so they are
19 certainly notified of the requirement.

20 TRUSTEE ROBERTS: I want these
21 folks to come, but they blatantly
22 violated it last year and our marina
23 staff didn't seem to know about the
24 policy, so I want to make sure that, if
25 this Board wants to change our policy,

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1 then we should probably not approve
2 this, we should discuss it because
3 these folks had a sort of private
4 party, they didn't let other people in
5 which is not part of our policy, they
6 served alcohol; if the Board wants to
7 change our policy, that would be a
8 discussion before we approve this,
9 otherwise, I just think we should all
10 be aware that we're approving this as
11 is with the current park policy. Like
12 other groups have gone to find other
13 ways to have their events here and
14 followed our policy, we should suggest
15 to these folks that they do the same.
16

17 TRUSTEE PHILLIPS: Can I just ask
18 a question?

19 Sylvia, is this a placeholder for
20 the date or is this the actual
21 completed application?

22 CLERK PIRILLO: This is the actual
23 completed application which includes a
24 cover letter that was provided by the
25 Power Squadrons.

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1
2 TRUSTEE PHILLIPS: Was that
3 e-mailed to all of us?

4 CLERK PIRILLO: Yes, it was with
5 the application.

6 TRUSTEE PHILLIPS: I don't
7 remember seeing it, so maybe --

8 TRUSTEE ROBERTS: And I e-mailed
9 around after it.

10 So my other, aside from the
11 policy, if these folks didn't have a
12 private party in our park, it's a
13 weekend which we can probably sell,
14 this looks like it's the middle of the
15 summer and they're not patronizing our
16 businesses, so I think we spent a lot
17 of time on this policy, I think the
18 mayor led us to a good policy, so I
19 just want to see it followed. I want
20 their expectations to be set so they're
21 not disappointed. We've got plenty of
22 time, so I just wanted to throw it out
23 there, if they have a different
24 expectation, we may want to table this,
25 we have plenty of time. Otherwise we

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1 should go forward knowing that they're
2 not following policy.
3

4 MR. PALLAS: If I may, their
5 application, I'm sorry, the cover
6 letter for the application does specify
7 that they are having a party under the
8 tent, but they are, the catering is
9 being done by local vendor, that's what
10 they have said.

11 TRUSTEE ROBERTS: That's good.

12 I'm just telling you, I walked by
13 and said, I wonder why there are people
14 pouring drinks in the middle of our
15 park when we have a policy, so we
16 should just set expectations is all I'm
17 saying. I think the Greenport Ocean
18 Race recently obliged to follow our
19 policy and they had their party
20 offsite, so I think the Seaport Museum
21 has offered to work with organizations
22 like this, Hannis Boatyard just hosted
23 Greenport Ocean Race. There are plenty
24 of places to go, and I just think as a
25 matter for this particular resolution,
Flynn Stenography & Transcription Service
(631) 727-1107

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1 we should either vote on it knowing
2 that we're telling these folks to
3 follow policy or perhaps table it so we
4 can reach out to them which is why I
5 sent the e-mail a month ago, so we
6 could do that.
7

8 MR. PALLAS: If the Board wants,
9 and assuming you move forward with the
10 vote, we can notify them of the results
11 of the vote and at the same time
12 reiterate the policy, if that would be
13 of benefit.

14 TRUSTEE ROBBINS: Can I ask a
15 question?

16 They have been coming here for a
17 number of years; do we have a history
18 with them?

19 MAYOR HUBBARD: They did, then
20 they didn't come back for a couple
21 years and now they're trying to come
22 back again.

23 TRUSTEE ROBERTS: They were here
24 last year.

25 ATTORNEY PROKOP: Can I make a
Flynn Stenography & Transcription Service
(631) 727-1107

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1
2 suggestion?

3 MAYOR HUBBARD: I know, but they
4 hadn't been here for a couple years
5 before.

6 ATTORNEY PROKOP: Can I make a
7 suggestion that the vote be conditioned
8 on their accepting the terms of the
9 permit, so we don't go into that
10 weekend and find out that they're not
11 going to accept it?

12 MAYOR HUBBARD: That's how it
13 would be when we vote on it, they would
14 be notified that this is our policy, if
15 they want to ask to do something
16 different or whatever or help modify or
17 change it, they would have to come back
18 and ask us for that, but the vote right
19 now is for that weekend, for that week
20 with our policy that is in effect.

21 TRUSTEE ROBERTS: As liaison, I'm
22 more than willing to tell them to give
23 me a call and I'll help them find a
24 way, I'll help them network in town to
25 find a place to do their party.

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1
2 MAYOR HUBBARD: To them, if that
3 is a deal breaker for them, then they
4 would not sign the contract and send it
5 back to us. That is what it is. If
6 they say, no, we won't come back under
7 those terms, they'll go back where they
8 went a couple of years ago, that's, you
9 know, that's what we have, that's in
10 effect right now, that's been enforced
11 with everybody else, if they want to
12 ask for something different, they would
13 have to go back and ask separately for
14 that, but we are going to vote on this
15 as is and if it's a deal breaker to
16 them, then they decide what they want
17 to do.

18 Is everybody comfortable with
19 that?

20 TRUSTEE ROBERTS: Thanks.

21 TRUSTEE ROBBINS: I'm reading this
22 resolution again and there is actually,
23 I think a typo in there maybe, they're
24 asking for a portion of the park from
25 July 27th through July 30th, that's

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going backwards; is that correct?

MAYOR HUBBARD: From the 27th to the 30th, four days, 27th, 28th, 29th, 30th.

TRUSTEE ROBBINS: Okay. I thought they wanted it for a weekend.

MAYOR HUBBARD: I'm not sure what days of the week they are. I don't have a calendar on me for next year.

Any other discussion on this?

CLERK PIRILLO: Thursday through Monday.

MAYOR HUBBARD: Any other discussion?

(No response.)

All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBBINS: Aye.

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR HUBBARD: Opposed?

(No response.)

Motion carried.

TRUSTEE ROBERTS: Resolution

Proceedings 10-27-16

10-2016-18.

Resolution establishing March 21, 2017 as the Village of Greenport Election Day, to fill the expiring terms of two Trustees.

So moved.

TRUSTEE ROBBINS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBBINS: Aye.

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR HUBBARD: Opposed?

(No response.)

Motion carried.

TRUSTEE ROBBINS: Resolution

10-2016-19.

Resolution setting the date and times of the 2017 Village Board Election as March 21, 2017 from 6:00 a.m. to 9:00 p.m. and setting the polling place of the Village election on March 21, 2017 to be the Greenport Firehouse at Third Street in Greenport, Flynn Stenography & Transcription Service (631) 727-1107

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New York.

So moved.

TRUSTEE MARTILOTTA: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBBINS: Aye.

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR HUBBARD: Opposed?

(No response.)

Motion carried.

TRUSTEE MARTILOTTA: Resolution

10-2016-20.

Resolution setting two Village

Voter Registration Days, as follows:

Thursday, March 9, 2017 from 8:30

a.m. to 5:00 p.m.; Saturday, March 11,

2017 from 11:00 a.m. until 5:00 p.m.

So moved.

TRUSTEE PHILLIPS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBBINS: Aye.

TRUSTEE MARTILOTTA: Aye.

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TRUSTEE PHILLIPS: Aye.

MAYOR HUBBARD: Opposed?

(No response.)

Motion carried.

TRUSTEE PHILLIPS: Resolution

10-2016-21.

Resolution allowing a non-Village
resident to serve as an Election
Inspector for the upcoming Village
Election on March 21, 2017.

So moved.

TRUSTEE ROBERTS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBBINS: Aye.

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR HUBBARD: Opposed?

(No response.)

Motion carried.

TRUSTEE ROBERTS: Resolution

10-2016-22.

Resolution approving the attached
resolution, whereby the Board of
Flynn Stenography & Transcription Service
(631) 727-1107

Proceedings 10-27-16

1 Trustees adopts lead agency status for
2 purposes of SEQRA, determines that the
3 approval of the Wetlands Permit
4 Application submitted by Elmer Tuthill
5 to construct a 20-by-30-foot in-ground
6 pool landward of an existing bulkhead
7 on the property at 129 Bay Avenue,
8 Greenport, New York 11944, it is a Type
9 II action for purposes of SEQRA, and
10 that therefore, no further
11 environmental review is required for
12 purposes of SEQRA.
13

14 So moved.

15 TRUSTEE ROBBINS: Second.

16 MAYOR HUBBARD: All in favor?

17 TRUSTEE ROBERTS: Aye.

18 TRUSTEE ROBBINS: Aye.

19 TRUSTEE MARTILOTTA: Aye.

20 TRUSTEE PHILLIPS: Aye.

21 MAYOR HUBBARD: Opposed?

22 (No response.)

23 Motion carried.

24 TRUSTEE PHILLIPS: Resolution

25 10-2016-23.

Proceedings 10-27-16

1
2 Resolution approving the Wetlands
3 Permit Application as submitted by
4 Elmer Tuthill to construct a
5 20-by-30-foot in-ground pool landward
6 of an existing bulkhead on the property
7 at 129 Bay Avenue, Greenport, NY, 11944
8 per the public hearing held on July 28,
9 2016 and per the Zoning Board of
10 Appeals meeting of September 20, 2016.

11 The following Conservation
12 Advisory Council conditions apply to
13 this approval: The pool must drain
14 into a sanitary sewer, containment
15 barriers must be installed during
16 construction, and the corresponding
17 drawing must indicate elevations.

18 So moved.

19 TRUSTEE MARTILOTTA: Second.

20 TRUSTEE ROBERTS: Discussion.

21 We need to add the two-year --

22 MAYOR HUBBARD: Can we just add
23 the two-year on that, Joe, or do we
24 have to --

25 ATTORNEY PROKOP: We should amend
Flynn Stenography & Transcription Service
(631) 727-1107

Proceedings 10-27-16

1
2 the resolution.

3 MAYOR HUBBARD: Would you like to
4 amend?

5 TRUSTEE ROBBINS: I'd like to
6 amend Resolution 10-2016-23 to include
7 a two-year limit on the wetlands permit
8 application.

9 TRUSTEE ROBERTS: Second.

10 MAYOR HUBBARD: Second on the
11 amendment.

12 Any other discussion?

13 We'll vote on the amendment.

14 All in favor?

15 TRUSTEE ROBERTS: Aye.

16 TRUSTEE ROBBINS: Aye.

17 TRUSTEE MARTILOTTA: Aye.

18 TRUSTEE PHILLIPS: Aye.

19 MAYOR HUBBARD: Opposed?

20 (No response.)

21 Amendment carries.

22 Vote on the motion as a whole.

23 All in favor?

24 TRUSTEE ROBERTS: Aye.

25 TRUSTEE ROBBINS: Aye.

Proceedings 10-27-16

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR HUBBARD: Opposed?

(No response.)

Motion carried.

TRUSTEE MARTILOTTA: Resolution

10-2016-24.

Resolution approving the attached resolution, whereby the Board of Trustees adopts lead agency status for purposes of SEQRA, determines that the approval of the Wetlands Permit Application submitted by Eastern Long

Island Hospital for the construction of a seawall/curb is a Type II action for purposes of SEQRA, and that therefore no further environmental reviews are required for purposes of SEQRA.

Resolution approving the attached.

So moved.

TRUSTEE PHILLIPS: Second.

MAYOR HUBBARD: All in favor?

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TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR HUBBARD: Opposed?

(No response.)

Amendment carries.

Vote on the motion as a whole.

All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBBINS: Aye.

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR HUBBARD: Opposed?

(No response.)

Motion carried.

TRUSTEE MARTILOTTA: Resolution

10-2016-24.

Resolution approving the attached resolution, whereby the Board of Trustees adopts lead agency status for purposes of SEQRA, determines that the approval of the Wetlands Permit Application submitted by Eastern Long Island Hospital for the construction of a seawall/curb is a Type II action for Flynn Stenography & Transcription Service
(631) 727-1107

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1
2 purposes of SEQRA, and that therefore,
3 no further environmental reviews are
4 required for purposes of SEQRA.

5 So moved.

6 TRUSTEE PHILLIPS: Second.

7 MAYOR HUBBARD: All in favor?

8 TRUSTEE ROBERTS: Aye.

9 TRUSTEE ROBBINS: Aye.

10 TRUSTEE MARTILOTTA: Aye.

11 TRUSTEE PHILLIPS: Aye.

12 MAYOR HUBBARD: Opposed?

13 (No response.)

14 Motion carried.

15 TRUSTEE PHILLIPS: Resolution

16 10-2016-25.

17 Resolution approving the Wetlands
18 Permit Application as submitted by
19 Eastern Long Island Hospital for the
20 construction of a seawall/curb, along
21 the eastern, western and southern sides
22 of the building and to install an
23 electrical generator on a raised
24 concrete platform, with the approval
25 predicated upon Eastern Long Island
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1 Hospital providing the Village of
2 Greenport Board of Trustees with a
3 drainage plan within six months of the
4 completion of the construction project.
5

6 So moved.

7 TRUSTEE ROBERTS: Second.

8 And a question for the attorney.

9 Is predicated, is that a strong
10 enough word legally to make sure we can
11 enforce compliance? It feels almost
12 like this is a conditional approval,
13 but I don't see the word conditional in
14 there and I wonder if we might insert
15 that between the first and second word.

16 ATTORNEY PROKOP: The amendment I
17 would recommend to this resolution is
18 first, if I'm not mistaken, we should
19 add where it says the same language
20 about two years be in and then also the
21 word predicated could be changed to
22 conditional, so with the approval
23 condition upon Eastern Long Island
24 Hospital and then continue.

25 TRUSTEE PHILLIPS: Mayor, how far
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2 along are they on the project? I mean,
3 I know they stopped at one point, but
4 have they completed the seawall on the
5 western and southern sides?

6 MAYOR HUBBARD: I believe all
7 together they're about 70 percent done.

8 MR. PALLAS: About that, yes.

9 TRUSTEE PHILLIPS: And what about
10 this electrical generator that's on a
11 raised concrete platform, what's the
12 story with that?

13 MR. PALLAS: They haven't started
14 that yet, that's not something that
15 they're doing immediately. I'm in
16 discussions with them on other issues
17 related to the generator that I've
18 talked about prior.

19 TRUSTEE PHILLIPS: So we're
20 approving a wetlands permit including
21 this electrical generator even though
22 there are still questions.

23 MR. PALLAS: Let me be clear,
24 there is no question on the generator,
25 they had proposed it, and it's part of
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1
2 the stage two NYSERTA, New York prize
3 application as a possibility of working
4 with the hospital to provide a
5 different type of generator, so once
6 that process is concluded, if we don't
7 go in that direction then they'll
8 likely do this.

9 TRUSTEE PHILLIPS: What are we
10 really approving with installing an
11 electrical generator, we're approving
12 the plans that they currently have and
13 they could change?

14 MR. PALLAS: Just the generator
15 piece of it might change, yes. It's
16 just a foundation itself, not the
17 generator, it's a foundation.

18 ATTORNEY PROKOP: The generator is
19 not involved in the wetlands permit, is
20 it?

21 MR. PALLAS: It's actually
22 outside, the plan is encompassing the
23 foundation that's actually outside the
24 flood plan.

25 ATTORNEY PROKOP: I think the
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2 generator should be taken out of this
3 resolution. It doesn't have anything
4 to do with the wetlands permit.

5 TRUSTEE PHILLIPS: That's the
6 first question. The second question
7 is, I'm the one that brought up about
8 the drainage plan, which I think is a
9 strong requirement for the hospital to
10 do; but in the meantime, we want to
11 give them a two-year approval on the
12 permit, so how does that play out to
13 the Village attorney?

14 ATTORNEY PROKOP: Well, one of the
15 things about this permit is the portion
16 of the wall that is subject to the
17 wetlands permit has actually already
18 been constructed, only about 20 feet of
19 the full wall is subject to the
20 wetlands permit, as I understand it.

21 MR. PALLAS: A piece, yeah, it
22 meanders in and out for that I don't
23 know the exact portion of it, but
24 definitely the portion that is within
25 the wetlands has already been

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1
2 constructed.

3 TRUSTEE PHILLIPS: It's already
4 been completed.

5 MR. PALLAS: The rest of the
6 construction is outside of the
7 wetlands.

8 TRUSTEE PHILLIPS: And you and I
9 have had discussion about the drainage
10 plans, I know I think I recommended
11 shorter time, but is it possible for
12 them to complete one in three months
13 instead of six months?

14 MR. PALLAS: I don't see why not.
15 I can't imagine that it would take that
16 long to provide it, again without
17 speaking to them about the timeframe, I
18 have discussed with them about the
19 drainage plan without any kind of a
20 timeframe element to it, but certainly,
21 I think it was mentioned earlier that
22 to come up with a plan shouldn't take
23 as long as six months.

24 TRUSTEE PHILLIPS: Okay. I'll be
25 honest with you, out of respect for
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1 every one of us that have dealt with
2 permits with drainage and have kind of
3 been put through the wringer, I think
4 in all fairness, they have had projects
5 in the past where they have been, the
6 expectation was for them to deal with
7 drainage and they haven't, okay. They
8 were before the Planning Board several
9 years ago, they were supposed to take
10 care of the issues and they didn't, so
11 Mayor, I'm going to, if we're going to
12 amend this motion, I would like to
13 amend it down to the drainage plan
14 within three months.
15

16 Obviously we have to rewrite it;
17 is that right, Joe?

18 ATTORNEY PROKOP: I'm ready to
19 read it with that change.

20 MAYOR HUBBARD: So we're taking
21 out, just the electric generator on a
22 raised concrete platform, we're taking
23 that out, correct?

24 TRUSTEE ROBERTS: Do we need to
25 move to amend?

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2 MAYOR HUBBARD: That's why I want
3 to make sure what we're going to amend
4 before we -- I want to just do it all
5 at once, so we're not doing it three
6 times.

7 ATTORNEY PROKOP: It should be,
8 the resolution approving the Wetlands
9 Permit application as submitted by
10 Eastern Long Island Hospital for the
11 construction of a seawall/curb, and
12 then jump down to with the approval
13 predicated upon Eastern Long Island
14 Hospital providing the Village of
15 Greenport Board of Trustees with a
16 drainage plan within three months --

17 I think it really should be three
18 months of the approval of the
19 resolution.

20 Within three months of the
21 approval of this resolution, of this
22 resolution. The term of the wetlands
23 permit shall be for two years.

24 TRUSTEE PHILLIPS: Could you do
25 that one more time?

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2 TRUSTEE ROBERTS: Before you do,
3 I'm sorry but you also struck the words
4 along the eastern, western, and
5 southern sides of the building; was
6 that intentional?

7 ATTORNEY PROKOP: That was not
8 intentional, I was trying to keep --
9 okay, so that should be back in.

10 So it should read: Resolution
11 approving the Wetlands Permit
12 Application as submitted by Easter Long
13 Island Hospital for the construction of
14 a seawall/curb, along the eastern,
15 western, and southern sides of the
16 building with the approval
17 predicated --

18 TRUSTEE MARTILOTTA: Condition.

19 TRUSTEE PHILLIPS: Condition.

20 ATTORNEY PROKOP: With the
21 approval conditioned upon Eastern Long
22 Island Hospital providing the Village
23 of Greenport Board of Trustees with a
24 drainage plan within three months of
25 the adoption of this resolution. The
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1
2 term of this permit shall be for two
3 years.

4 TRUSTEE PHILLIPS: So I'll make
5 the amendment to the motion.

6 TRUSTEE ROBERTS: I'm a little
7 uncomfortable with the language
8 conditional. When we said with the
9 approval conditional upon, sort of like
10 saying, well, I'm voting on this and
11 I'm approving it conditionally, but
12 it's after the fact, I mean it's, it
13 doesn't make sense to me, let's put it
14 that way, conditionally approved
15 something, I'm approving it right now,
16 but then I'm putting a condition on it
17 in three months; that doesn't make
18 sense.

19 MAYOR HUBBARD: The intention is
20 that they have to go and come up with a
21 drainage plan.

22 MS. ROBBINS: I get that. I
23 understand that.

24 MAYOR HUBBARD: Also where it says
25 completion of the project, if it takes
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1
2 them three months to finish the
3 project, it really should be three
4 months from now.

5 ATTORNEY PROKOP: Three months
6 from tonight. We'll change it, three
7 months from the approval of the
8 resolution and the drainage plan should
9 read with the drainage plan for the
10 entire property within three months of
11 the approval of this resolution, so
12 it's three months from tonight.

13 MAYOR HUBBARD: Correct.

14 ATTORNEY PROKOP: I just wanted to
15 respond to Trustee Robbins about the,
16 it's a good point about the condition,
17 but if I'm not mistaken, this project
18 modified a prior attempt at drainage
19 remediation on the property, there was
20 a berm constructed pursuant to a prior
21 approval that they received, and it's
22 my understanding the berm was removed
23 as part of this project, so I think
24 it's important that we include that
25 word condition as the condition of the
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1 approval, to actually condition the
2 approval on them completing the
3 drainage plan because what they
4 actually did was modify a drainage
5 solution or remediation that we came up
6 with a few years ago.
7

8 TRUSTEE PHILLIPS: That's correct.

9 MAYOR HUBBARD: I mean, if we take
10 the wording out and say complete from
11 tonight and everything else [sic], and
12 end with a drainage plan by February 1,
13 2017, that's three months and four
14 days, but we'll put an actual date, so
15 it's in there and we need that plan by
16 February 1st.

17 TRUSTEE PHILLIPS: I'm very
18 comfortable with that.

19 MAYOR HUBBARD: We're not saying
20 from tonight, whatever questioning what
21 it is, February 1st, we need a drainage
22 plan from the hospital.

23 TRUSTEE MARTILOTTA: I'm
24 comfortable with that, but just because
25 I don't know, is that enough time
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1
2 from -- I have no idea what's involved
3 in this.

4 MR. PALLAS: Again this is just
5 for them to provide a plan, so it's a
6 matter of doing the engineering for it
7 at that stage, so yeah, I believe it
8 could be done.

9 MAYOR HUBBARD: They already have
10 the elevations from the seawall,
11 everything they put in, they have
12 elevations throughout the property
13 right now, so they know exactly where
14 everything is so they just have to go,
15 engineers go back and look and say we
16 got higher land here, we got low over
17 here, we should have a drain along
18 here, so I don't think that should be
19 that hard for them to come up with that
20 in three months. You know, just
21 looking at their other plans for what
22 they have, it's already been surveyed,
23 they know what's there. I think
24 that's --

25 TRUSTEE PHILLIPS: They have had a
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1 lot of work for the drainage, it's just
2 a matter of them getting it done.
3

4 MAYOR HUBBARD: And they have to
5 supply it to us, that's all.

6 All right, so do you want to
7 re-read your amended motion?

8 ATTORNEY PROKOP: Resolution
9 approving a Wetlands Permit Application
10 as submitted by Eastern Long Island
11 Hospital for the construction of a
12 seawall/curb along the eastern,
13 western, and southern sides of the
14 building with this approval conditioned
15 upon Eastern Long Island Hospital
16 providing the Village of Greenport
17 Board of Trustees with a drainage plan
18 for the entire property by February 1,
19 2017. The term of this permit shall be
20 for two years.

21 TRUSTEE PHILLIPS: I'll make that
22 motion to amend it.

23 TRUSTEE MARTILOTTA: Second.

24 MAYOR HUBBARD: All in favor?

25 TRUSTEE ROBERTS: Aye.

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1 TRUSTEE ROBBINS: Aye.

2 TRUSTEE MARTILOTTA: Aye.

3 TRUSTEE PHILLIPS: Aye.

4 MAYOR HUBBARD: Opposed?

5 (No response.)

6 The amended Motion carried.

7 Motion on the resolution as a
8 whole.

9 TRUSTEE ROBERTS: Second.

10 MAYOR HUBBARD: All in favor?

11 TRUSTEE ROBERTS: Aye.

12 TRUSTEE ROBBINS: Aye.

13 TRUSTEE MARTILOTTA: Aye.

14 TRUSTEE PHILLIPS: Aye.

15 MAYOR HUBBARD: Opposed?

16 (No response.)

17 Motion carried.

18 TRUSTEE ROBERTS: Resolution
19 10-2016-26.

20 Resolution approving the hiring of
21 a part-time Fire Marshal for the
22 Village of Greenport, at a pay rate of
23 \$28 per hour and directing Clerk
24 Pirillo to notice the position
25 Flynn Stenography & Transcription Service
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1
2 accordingly.

3 So moved.

4 TRUSTEE ROBBINS: Second.

5 TRUSTEE ROBERTS: Question.

6 MAYOR HUBBARD: Sure.

7 TRUSTEE ROBERTS: To who is the
8 fire marshal reporting?

9 MAYOR HUBBARD: The Village
10 Administrator.

11 TRUSTEE ROBERTS: Is this person
12 part of the enforcement department?

13 MR. PALLAS: There's no
14 enforcement department. It's part of
15 the Building, incorporated into the
16 Building Department.

17 TRUSTEE ROBERTS: So we have
18 people walking around with badges that
19 say enforcement department.

20 MR. PALLAS: I'm aware.

21 TRUSTEE ROBERTS: This person is
22 part of the Building Department?

23 MR. PALLAS: Ultimately, yes, part
24 of the building inspection.

25 TRUSTEE ROBERTS: Reporting to
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1
2 you.

3 MR. PALLAS: Yes.

4 ATTORNEY PROKOP: Wait a second.
5 We're jumping back and forth.

6 You're saying that, you're asking
7 him to confirm things before you say
8 them, you just said he reported to --
9 the question is, who is he going to
10 report to?

11 MR. PALLAS: Me.

12 TRUSTEE ROBERTS: Thank you.

13 And this is, it says part-time, I
14 wonder if this resolution should place
15 a cap, I have heard a number, five
16 hours, is it five hours per month or
17 five hours per week that you proposed,
18 Joe?

19 ATTORNEY PROKOP: I think we
20 talked about five hours per week, and I
21 don't even know if that's necessary,
22 that amount of time, but I think as a
23 cap, that would be on average a good
24 number moving ahead.

25 TRUSTEE ROBERTS: Perhaps, could I
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1 propose an amendment to add the
2 language not to exceed 20 hours per
3 month?
4

5 TRUSTEE PHILLIPS: Is that a civil
6 service position?

7 MR. PALLAS: Part-time.

8 TRUSTEE PHILLIPS: So how many
9 hour on part-time are we allowed to; is
10 it 17?

11 MR. PALLAS: Seventeen-and-a-half.

12 TRUSTEE ROBERTS: So this is civil
13 service, it's governed by all that.

14 TRUSTEE MARTILOTTA: No, it's not
15 civil service.

16 MAYOR HUBBARD: Anybody that works
17 more than 17-and-a-half hours would
18 then have to be part of the union and
19 move up into a position.

20 TRUSTEE ROBERTS: Okay.

21 MAYOR HUBBARD: So we could put a
22 limit on it. We have never had one, so
23 we don't know how much work is going to
24 be there. What we're going to do is we
25 need somebody to enforce this part of

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1
2 the code, so it's part-time, we'll have
3 to leave it to the Village
4 Administrator. If he feels that there
5 is a need and there's issues that are
6 coming up, and we need more hours then,
7 you know, they'll have no more than
8 17-and-a-half hours per week, but I
9 don't think the intention right now is
10 to be that much, but we can't go over
11 that without making it a full-time
12 position.

13 MR. PALLAS: Right, that would be
14 my preference. If you limit it too
15 much, if something comes up and I've
16 used up all the time, then I can't do
17 anything.

18 TRUSTEE ROBERTS: Okay.

19 I will stand down.

20 MAYOR HUBBARD: We'll just keep it
21 as part-time, and we'll see how it
22 goes. I think once they start doing
23 the building inspections and everything
24 else on commercial property, it may end
25 up being a bigger job because it hasn't
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1
2 been done in a long time, so we'll see
3 what happens with that.

4 TRUSTEE ROBERTS: Thank you.

5 MAYOR HUBBARD: Any other
6 discussion?

7 (No response.)

8 All in favor?

9 TRUSTEE ROBERTS: Aye.

10 TRUSTEE MARTILOTTA: Aye.

11 TRUSTEE ROBBINS: Aye.

12 TRUSTEE PHILLIPS: Aye.

13 MAYOR HUBBARD: Opposed?

14 (No response.)

15 Motion carried.

16 MS. ROBBINS: Resolution
17 10-2016-27.

18 Resolution approving all checks
19 per the Voucher Summary Report dated
20 October 21, 2016, in the total amount
21 of \$1,613,145.96 consisting of:

22 All regular checks in the amount
23 of \$864,828.63, and all prepaid checks,
24 including wire transfers, in the amount
25 of \$748,317.33.

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1 So moved.

2 TRUSTEE MARTILOTTA: Second.

3 MAYOR HUBBARD: All in favor?

4 TRUSTEE ROBERTS: Aye.

5 TRUSTEE ROBBINS: Aye.

6 TRUSTEE MARTILOTTA: Aye.

7 TRUSTEE PHILLIPS: Aye.

8 MAYOR HUBBARD: Opposed?

9 (No response.)

10 Motion carried.

11 I will offer a motion to adjourn
12 at 7:59.

13 TRUSTEE PHILLIPS: Second.

14 MAYOR HUBBARD: All in favor?

15 TRUSTEE ROBERTS: Aye.

16 TRUSTEE ROBBINS: Aye.

17 TRUSTEE MARTILOTTA: Aye.

18 TRUSTEE PHILLIPS: Aye.

19 MAYOR HUBBARD: Opposed?

20 (No response.)

21 Motion carried.

22 Thank you all for coming. Enjoy
23 your Halloween and remember hydrant
24 tests on Sunday morning.

25 Flynn Stenography & Transcription Service
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Thank you.

(Time noted: 7:59 p.m.)

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C E R T I F I C A T E

I, STEPHANIE O'KEEFFE, a shorthand reporter and Notary Public within and for the State of New York, do hereby certify:

That the within proceedings is a true and accurate record of the stenographic notes taken by me

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

IN WITNESS WHEREOF, I have hereunto set my hand to this 27th day of October, 2015.

Stephanie O'Keefe

STEPHANIE O'KEEFFE

ATTORNEY PROKOP: [24] 26/24 27/16
 27/21 27/24 28/3 29/5 29/17 43/17 50/24 51/5
 58/24 63/15 65/17 65/24 66/13 68/17 69/6
 70/6 70/19 72/4 72/13 75/7 78/3 78/18
CLERK PIRILLO: [5] 42/25 43/11 47/21 48/3
 53/11
MAYOR HUBBARD: [121]
MR. HARRIS: [1] 6/12
MR. McSHEA: [23] 22/3 22/9 22/18 23/11
 23/25 24/15 24/20 25/5 26/5 26/9 26/18 27/9
 27/19 27/23 28/2 28/7 28/22 29/2 29/16 29/21
 30/7 30/12 31/5
MR. PALLAS: [32] 16/25 17/13 18/3 18/12
 18/24 19/4 19/13 19/17 19/21 19/25 21/10
 21/18 46/16 49/3 50/7 64/7 64/12 64/22 65/13
 65/20 66/20 67/4 67/13 74/3 77/12 77/19
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MR. REED: [7] 10/14 10/25 11/5 11/9 21/6
 21/12 21/22
MR. SALADINO: [4] 20/9 20/17 20/21 21/5
MR. SWISKEY: [16] 11/12 11/22 12/16 13/4
 14/20 16/8 17/9 17/18 18/7 18/15 19/3 19/5
 19/15 19/19 19/23 20/4
MS. ALLEN: [3] 5/5 5/18 5/25
MS. GORDON: [1] 8/7
MS. ROBBINS: [2] 71/21 81/15
TRUSTEE MARTILOTTA: [49] 31/21 32/2
 32/20 33/25 34/6 34/10 34/25 35/20 36/14
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 82/2 82/6 82/17
TRUSTEE PHILLIPS: [73] 12/18 12/20 31/23
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TRUSTEE ROBBINS: [44] 31/25 32/15 32/19
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TRUSTEE ROBERTS: [71] 28/18 28/23
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10-2016-19 [1] 54/18
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