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VILLAGE OF GREENPORT
COUNTY OF SUFFOLK STATE OF NEW YORK

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BOARD OF TRUSTEES

REGULAR SESSION

-----x

Third Street Firehouse
Greenport, New York

September 22, 2016
7:00 p.m.

B E F O R E:

- GEORGE HUBBARD, JR. - MAYOR
- JACK MARTILOTTA - DEPUTY MAYOR
- MARY BESS PHILLIPS - TRUSTEE
- DOUGLAS W. ROBERTS - TRUSTEE
- JULIA ROBBINS - TRUSTEE
- JOSEPH PROKOP - VILLAGE ATTORNEY
- SYLVIA PIRILLO - VILLAGE CLERK
- PAUL PALLAS - VILLAGE ADMINISTRATOR

1 Proceedings - 9-22-16

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 Arlette Yvonne Brisson and Donald E.
11 Ritter.)

12 MAYOR HUBBARD: Okay.

13 I got a couple of announcements.
14 Are we ready?

15 The East End Seaport Museum
16 Maritime Festival will take place from
17 September 23, 2016 through September
18 25, 2016.

19 The Greenport Ocean Race will
20 begin on October 1, 2016.

21 The Village offices will be closed
22 on October 10, 2016 in honor of
23 Columbus Day.

24 That's all the announcements we
25 have.

1 Proceedings - 9-22-16

2 We have a public hearing
3 scheduled.

4 Public hearing regarding the
5 Wetlands permit application submitted
6 by Eastern Long Island Hospital for the
7 construction of a seawall/curb.

8 I have all the pictures here, all
9 the documents, the CAC report, that
10 came back.

11 Basically the CAC recommends
12 approval of this permit with the
13 following conditions: On the east side
14 of the east wall only, natural
15 plantings will be permitted that
16 require no maintenance; along the west
17 side of the east wall, a grass buffer
18 shall be planted that requires no
19 fertilizer; during construction, all
20 the spoils shall remain covered. It
21 recommended that something proximity
22 [sic] to water, no fertilizer should be
23 used on any areas on the lawn; in
24 addition, any new lighting must be
25 shielded to minimize impact on

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1 neighboring properties.

2 Is that all -- something
3 significant I missed, okay.

4 MR. PALLAS: (Inaudible.)

5 MAYOR HUBBARD: Okay.

6 At this point, I'll open up the
7 public hearing for anyone who would
8 like to speak on this.

9 You name and address for the
10 record.

11 MR. SWISKEY: William Swiskey, 184
12 Fifth Street.

13 I looked at that plan. Do you
14 realize that once they put this wall in
15 and the driveway is about that far from
16 the wall, they probably pay between
17 that [sic], all that that's in that
18 parking lot is gonna rush down because
19 they're only putting in one drain; and
20 we're responsible for putting in a
21 system at the end of Manor Place to
22 handle runoff; well, this is gonna
23 almost double the amount of runoff, so
24 I would recommend before the Board vote
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1
2 on it, you have your engineer, whoever
3 is looking at the, designing the road
4 end at Manor Place to look at this
5 because this could be really bad.

6 Plus, once they change, if they
7 weren't changing anything, then they're
8 grandfathered in; once they change,
9 they should have to meet the Village
10 Code, that you have to keep your runoff
11 on your property, and they're certainly
12 not doing that with one drain.

13 I went there the day when it was
14 raining real heavy, the end of the
15 street was so flooded and full of
16 mud -- did you see it, Mary Bess? It
17 was a mess.

18 TRUSTEE PHILLIPS: I've seen it
19 several times.

20 MR. SWISKEY: It was a mess, so I
21 think maybe we should let our technical
22 people look at this before we give them
23 approval. They started this without
24 coming for a permit anyway, it's half
25 done. I mean they were so far in

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1 violation of Village Code, it was
2 ridiculous, so I think it's time to say
3 stop, we really want to study this
4 because that's a lot of water that's
5 gonna go overboard on your road end,
6 and you're responsible for handling it.
7

8 I think they should be made to
9 handle that water, not us because it's
10 gonna cost a lot of money.

11 Thank you.

12 MAYOR HUBBARD: Anybody else wish
13 to address the Board on this public
14 hearing?

15 MR. MOORE: Doug Moore, 145
16 Stirling Street Greenport; and just as
17 a matter of disclosure, I'm the
18 soon-to-be retired Chair of the Zoning
19 Board of Appeals; but I'll be there
20 until September 30th.

21 I think you're talking about the
22 hospital wall.

23 MAYOR HUBBARD: Yes.

24 MR. MOORE: I just wanted to echo
25 Bill Swiskey's comment that unless it's
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1
2 a prototype, the wall seems to already
3 be there.

4 The Planning Board has the wall on
5 their agenda for September 29th, so I
6 know there aren't any zoning variances
7 at the moment, but I don't know if it
8 would matter.

9 There is a lot of interest in
10 building walls lately, but maybe a
11 little premature, and I think you ought
12 to take into considerations some of the
13 comments that Bill made.

14 Thank you.

15 MAYOR HUBBARD: Thank you.

16 Anybody else wish to comment on
17 this public hearing?

18 (No response.)

19 Okay.

20 What's the Board's pleasure on the
21 public hearing?

22 TRUSTEE ROBBINS: We had some
23 discussions on this runoff situation
24 the last time we discussed it; and
25 there were some concerns about where

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1 that water was going to go.

2
3 I think the process here is
4 simply, I think for Paul, you're trying
5 to work with the hospital to help,
6 trying to work with the hospital to
7 then, you know, complete a project in
8 spite of the fact that they did not
9 follow procedure in terms of coming to
10 us. I would go along with some
11 additional information, engineering
12 information if we think it would be
13 helpful in, you know, changing the
14 plan, if there is something that they
15 can do to remediate the situation.

16 MAYOR HUBBARD: We can close the
17 public hearing.

18 We have the comments and we're not
19 gonna vote on it this evening. You can
20 get the information we need to have,
21 Village Administrator can work on that.

22 MR. SALADINO: Before you close
23 the public hearing, can I make a
24 comment?

25 MAYOR HUBBARD: Sure.

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2 Go right ahead.

3 MR. SALADINO: John Saladino,
4 Sixth Street, and in the interest of
5 full disclosure, I'm a member of the
6 CAC.

7 If I could take up five minutes of
8 your time, I'd like to give you the
9 reasoning that we made our
10 recommendations.

11 The wall is in place, it's
12 as-built, but as you know, the CAC,
13 that's not our purview, it's just not.
14 There was a part of the plan that said
15 they were going to put a curb in, and
16 that would have directed the runoff
17 from the driveway to the street. They
18 didn't put it, they changed the plan,
19 they didn't put a curb in. They put
20 in, they're gonna put 18 inches from
21 the wall of a permeable surface. The
22 wall has weep holes in the bottom.
23 When we saw it -- there's two drains in
24 the driveway by the way, and the
25 driveway goes downhill halfway up the
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1 driveway, the other half goes the other
2 way into the parking lot.
3

4 The permeable surface with the
5 weep holes at the bottom of the wall
6 was our thinking since the road is
7 crowned that 50 percent of the water
8 would go to that permeable surface, go
9 through the weep holes and then the six
10 or eight feet for first flush between
11 the wall and the bulkhead. Between the
12 wall and the bulkhead is going to be
13 sea grass and also permeable surface,
14 so you would have that as a first flush
15 and you would have a good portion of
16 water -- before we go any further, I
17 mean, two-and-a-half inches of water in
18 12 minutes or 15 minutes, it's gonna be
19 a nightmare no matter where it is,
20 whether it's Billy's driveway, my
21 driveway or that driveway.

22 The rest of the project to us was
23 kind of like a nonissue because the
24 wall is going to hug the building. The
25 west driveway, the south end of the

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1 building, the parking lot is not gonna
2 be affected by the wall; the wall is
3 gonna be next to the building.
4

5 There are two drains in the
6 driveway. We thought, again to cover
7 the construction spoils was just
8 because the helicopter lands and that
9 stuff gets blown around, that's kind of
10 like a no-brainer.

11 To shield the light, we were at a
12 public hearing for the sign that they
13 were gonna do and we remember some
14 people from Stirling had a problem with
15 a spotlight, so we just thought it
16 would be best directed down.

17 The wall, again, in my opinion,
18 having seen the wall, I'm not -- I
19 don't know everything there is to know
20 about walls as far as where the rebar
21 was spaced or base that the wall is on,
22 that's on the plan, they had a
23 professional engineer draw it, we were
24 content, we were satisfied with his
25 estimation, opinion of the project.

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2 But as far as the runoff, what the
3 CAC was concerned with, it was our
4 opinion that there would probably be
5 less runoff into Stirling Creek with
6 the way this is configured now and less
7 runoff into the street the way it's
8 configured now as opposed to the way it
9 was.

10 If you remember, the driveway,
11 where it was, there was a berm next to
12 it, so everything from the driveway ran
13 into the street; now it has 18 inches
14 of a permeable surface to perk down
15 through the weep holes at the bottom of
16 the wall and through to the first flush
17 on the other side, it's six, eight feet
18 from the wall to the bulkhead, we
19 believe.

20 The road is crowned, as I said.
21 There's two driveways, one in front of
22 the emergency room that slopes down to
23 a 12-inch drain, and there is one in
24 front of, I think it's a construction
25 area just before the end of the

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1 building, and that slopes down also, so
2 that has a 12-inch drain.
3

4 As far as containing the runoff on
5 the property, as far as containing the
6 runoff onto the property, I said this
7 the other night, you know, about being
8 impossible, I don't have a clue how you
9 would do it. If you want to enforce
10 the law and force them to do it and
11 violate them, I don't know, Billy's
12 suggesting we close the hospital down,
13 but I don't know how to do it, and I'm
14 positive nobody else in this room knows
15 how to do it.

16 AUDIENCE SPEAKER: (Inaudible.)

17 MAYOR HUBBARD: John has the
18 podium.

19 MR. SALADINO: The other thing I
20 would remind the folks is that there
21 are numerous dry wells on the property
22 that some of those, that most of those
23 drains go to, and, again, if you're
24 saying that the CAC goes there and
25 makes a determination that every drop
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1 of storm water has to be contained on
2 the property, our opinion was, that's
3 an impossibility.
4

5 Thank you.

6 MR. SWISKEY: Can I respond
7 because he put information on the
8 record as a Village official.

9 MR. SALADINO: I'm not an
10 official.

11 MR. SWISKEY: He's on the CAC, he
12 put information that wasn't on the
13 report. He brought it out, I'd like to
14 respond.

15 MAYOR HUBBARD: Go right ahead,
16 Bill.

17 MR. SWISKEY: Thank you.

18 For one thing, six inches of
19 permeable isn't gonna absorb that
20 amount of water, 18 inches, whatever it
21 is; and the holes in the bulkhead,
22 well, they're not supposed to be there
23 because right now -- before the water
24 could run overboard, they were
25 grandfathered, they changed the whole

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1
2 dynamic, they can't let that water go
3 in the creek.

4 And I'm not saying shut the
5 hospital down, I'm saying get your own
6 engineer in at their expense and let
7 him tell you whether this is gonna work
8 or they're gonna have to have a
9 drainage field required.

10 I mean, I'm sorry if the CAC feels
11 that, they should have come to the
12 Village and said, we can't handle this,
13 we'd like your engineer to look at it
14 and advise us. That's what you
15 normally do.

16 Thank you.

17 MAYOR HUBBARD: Anybody else wish
18 to address?

19 Board members have anything now?

20 TRUSTEE ROBBINS: I appreciate
21 John's comments, and I wanted to know
22 if it's better now than it was before,
23 which I believe he feels it is.

24 MAYOR HUBBARD: Okay.

25 TRUSTEE ROBBINS: It's not an
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1 engineering statement, I understand
2 that, but --

3
4 MAYOR HUBBARD: We can close the
5 public hearing, we get information,
6 Paul can work on getting information on
7 questions we had when we discussed the
8 plans and we looked at them last month,
9 get the answers from Paul on those
10 questions, I talk to him today about
11 that, so we'll get those answers, and
12 we will discuss this at our meeting for
13 next month.

14 TRUSTEE ROBBINS: I'm fine with
15 that.

16 TRUSTEE ROBERTS: Motion to close
17 the public hearing.

18 TRUSTEE PHILLIPS: Second.

19 MAYOR HUBBARD: All in favor?

20 TRUSTEE ROBERTS: Aye.

21 TRUSTEE ROBBINS: Aye.

22 TRUSTEE PHILLIPS: Aye.

23 TRUSTEE MARTILOTTA: Aye.

24 MAYOR HUBBARD: Public hearing is
25 closed.

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1
2 We will talk about that next
3 month.

4 Thank you.

5 Okay. Second we have a public
6 hearing regarding proposed local law of
7 2016 amending Chapter 132 Vehicle and
8 Traffic Section 49, schedule 11, no
9 parking at any time, of the Village of
10 Greenport Code to read that there is to
11 be no parking on the east side of
12 Carpenter Street from Bay Avenue north
13 to the dead end of Carpenter Street.

14 I have a copy of the law here
15 that's basically taking the east side
16 of the road to make no parking from Bay
17 Avenue to the very end.

18 I'll open the public hearing up to
19 the public.

20 Anybody like to speak?

21 Mr. Moore.

22 MR. MOORE: Again, Doug Moore, 140
23 Stirling Street.

24 I did send an e-mail which
25 probably got to you about Carpenter
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1
2 Street. I would just like to reiterate
3 a few things.

4 I think it's overkill to eliminate
5 parking the full length of that street.
6 Many people refer to it as Carpenter
7 alley; it is a narrow street, but many
8 Greenport streets, you have to
9 navigate. Stirling Street where I
10 live, you take turns because there is
11 parking on one side of the street.

12 In the area downtown from Front
13 probably to Central Avenue, it's
14 probably a good idea. You should
15 remember that parking is restricted on
16 the west of the street, I think the
17 full length of the street, so there is
18 passage even if cars are parked along
19 the street, but in the commercial areas
20 which is basically Central South to the
21 end of the street, that's a lot of
22 deliveries, but as you pass north from
23 Central to Case to Ludlam to Stirling
24 Avenue, it's mostly residential; and I
25 would suggest that you restrict parking
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1 from the corners, there may already be
2 code for that, perhaps 30 feet, but
3 allow parking on those streets, it
4 would add a good number of parking
5 places, and when you go further north,
6 above -- is it Park or Case, the last
7 street connecting to Main Street?
8

9 AUDIENCE SPEAKER: Case.

10 MR. MOORE: Case, thank you.

11 It is fully residential, it's a
12 dead-end street. I mean, nobody goes
13 up there unless they're lost or they
14 live there; so to reduce, eliminate
15 parking there is just silly.

16 I go there, that's my daily route
17 downtown, it's never a problem. The
18 problem is that people do park on the
19 west side of the street. The signage
20 is variable, it goes from no parking
21 this side to no parking anytime to no
22 parking. It should say no parking this
23 side, and the sign should be new enough
24 that you can actually read the letters,
25 and then you should enforce no parking

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1 on that side of the street and with the
2 restrictions I mentioned, I think we
3 would have a workable situation.
4

5 Thanks.

6 MAYOR HUBBARD: Thank you.

7 Anybody else wish to address the
8 Board on this subject?

9 (No response.)

10 Okay.

11 Any Board input?

12 (No response.)

13 Okay.

14 Is there motion to close the
15 public hearing and we'll discuss it
16 next month?

17 TRUSTEE PHILLIPS: I'll make a
18 motion to close the public hearing.

19 TRUSTEE ROBERTS: Second.

20 MAYOR HUBBARD: All in favor?

21 TRUSTEE ROBERTS: Aye.

22 TRUSTEE ROBBINS: Aye.

23 TRUSTEE MARTILOTTA: Aye.

24 TRUSTEE PHILLIPS: Aye.

25 MAYOR HUBBARD: Motion carries.

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Okay.

That's our two public hearings.

At this point, we'll open the floor up to the public to address the Board on any topic.

MR. KIEHL: Robert Kiehl, 242 Fifth Avenue Greenport.

I wish to let the Board know that I wish to seek the vacancy left by Doug Moore in the ZBA.

I know this is a last minute thing, Mr. Reardon is already being considered for the position.

I feel my 35 years as a builder in both residential homes and commercial buildings and dealing with zoning at the same time speaks volumes above Mr. Reardon's time in the classroom.

I have attended almost all of the Village ZBA meetings in the last three to four years. I can't remember seeing Mr. Reardon at any of these meetings.

Would the Village rather have a ZBA member who is truly interested in Flynn Stenography & Transcription Service
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1
2 the Village and has a reputation to
3 prove it rather than someone who never
4 participates with the ZBA before?

5 There is no rush to make this
6 appointment tonight as Mr. Reardon
7 would not be able to vote on any ZBA
8 applications at the next meeting.

9 I'm asking you to reconsider your
10 appointment tonight, please do so for
11 the Village of Greenport.

12 Thank you.

13 MAYOR HUBBARD: Okay.

14 MS. McENTEE: Joann McEntee, 242
15 Fifth Avenue.

16 Mr. Mayor, I understand you have
17 received some letters from a numerous
18 amount of people in reference to Mr.
19 Kiehl asking for this appointment to
20 the ZBA. I'm wondering if you have
21 them to be able to read them today at
22 this meeting?

23 MAYOR HUBBARD: I received them up
24 until I was leaving work today. I do
25 not have copies of them with me; no, I
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1
2 do not.

3 MS. McENTEE: I do have two of
4 them. I do wish that you put the
5 others into the record as well as me
6 reading them. Two of them -- one,
7 well, you know, is from Tina and Dan
8 Finney, another one is from Marilyn
9 Corwin, and another one is from Brian
10 Murns (phonetic) who all wish for him
11 to be appointed to the ZBA.

12 I do not have those letters with
13 me, so I will read you the two that I
14 do have.

15 "Mayor George Hubbard, I just
16 found out that there is going to be a
17 vacancy for a position on the ZBA Board
18 of Trustees. I also heard that you
19 were looking to appoint John Reardon.
20 While I personally don't know John
21 Reardon, I have heard about him. I
22 would like it if you would consider
23 another name that I personally consider
24 more than qualified for the position,
25 Robert or Bob Kiehl.

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2 I've known Bob for more than 40
3 years, and he would be a great asset to
4 have on this Board. His knowledge of
5 the code and his years as a
6 professional builder goes without
7 question.

8 It is time that the Village
9 appoints people that will adhere to the
10 Village Code and not follow a personal
11 agenda.

12 George, I respectfully request
13 that you give Bob due consideration to
14 this appointment and not rush into
15 filling a vacancy. I have lived in
16 Greenport my whole life and see good
17 and bad decisions from different
18 boards. I know Bob has the best
19 interest of the Village in mind and
20 heart. I also believe he would be a
21 much better choice to fill this
22 vacancy; therefore, I'm asking you to
23 consider your choice and appoint Bob
24 Kiehl to to ZBA Board of Trustees.

25 Thank you for your time.

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2 Michael Goldsmith, 231 Fifth
3 Avenue, Greenport."

4 The next one I have was e-mailed
5 at 4:20 as you did say, it was late in
6 the day.

7 "Dear Mr. Mayor, we are
8 unfortunately unable to attend
9 tonight's meeting, but we would like to
10 nominate our friend and neighbor Robert
11 Kiehl for the new open position on the
12 Zoning Board of Appeals.

13 Robert is a reputable builder who
14 has been active in the North Fork for
15 over 35 years, very familiar with many
16 Greenport Village and Southold County
17 building codes, and an expert on an
18 overall process of planning and
19 construction of a home. His experience
20 and skills would be a valuable asset to
21 the Board.

22 On the personal level, he has been
23 a welcoming friend, a neighbor to us,
24 and find him to care deeply about our
25 community and our Village, Greenport

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1
2 Village. He is compassionate, fair,
3 friendly, and is a hands-on person. We
4 strongly recommend him for this
5 position.

6 Thank you for your consideration.
7 Carlos and Nicole Seraberta (phonetic),
8 502 Front Street, Greenport."

9 Again, I would like to, for you
10 take into consideration this entire
11 Board, he has been here for a very long
12 time, we've spent three to four years
13 here, we've come to many, many meetings
14 and he will do the job, and he's
15 qualified to do the job.

16 I appreciate your consideration.

17 Thank you.

18 MAYOR HUBBARD: Thank you.

19 MS. MILLER: Carol Miller, 239
20 Fourth Avenue.

21 Am I allowed to ask you guys a
22 question because I'm not sure how this
23 normally goes? Am I allowed to ask how
24 we came up with the name of Jack
25 Reardon [sic] to be appointed to the
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1 Board; was there anything put out to
2 the public as to people who might want
3 to or feel that they could do this
4 position responsibly or was it just
5 kind of a discussion among the people
6 on the Zoning Board currently?
7

8 MAYOR HUBBARD: It was a
9 discussion with the gentleman who had
10 retired, I had asked him earlier if he
11 wanted to serve on a board, he retired
12 from school teaching in June and said
13 if something comes up, he asked me
14 before, I'd be interested in serving on
15 a board again if a spot came available.

16 MS. MILLER: Okay.

17 Should it not be open to the
18 public to some point that if there were
19 more than somebody who said, hey, I'd
20 like to be on your board if anything
21 opens up, think of me, that this might
22 possibly be put out to the public for
23 people who may be as qualified or
24 possibly more qualified or more aware
25 of the zoning and building conditions

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1
2 in the Town of Greenport?

3 MAYOR HUBBARD: Okay.

4 It was discussed at the Zoning
5 Board three months ago that Mr. Moore
6 was going to be retiring from the
7 Board. It's been discussed, it's been
8 talked about --

9 MS. MILLER: I'm asking.

10 MAYOR HUBBARD: I'm giving you an
11 answer to your question.

12 MS. MILLER: Okay.

13 MAYOR HUBBARD: In the past, we
14 have asked for months and months to get
15 people to volunteer for boards; we've
16 had trouble filling positions on
17 boards; we have gone for years at
18 times, or almost a year where people
19 are not on a board, so when I knew a
20 vacancy was coming up three months in
21 advance when Mr. Moore gave it to me, I
22 tried to look for somebody right away.
23 This gentleman talked to me in June, I
24 knew it was coming up in September, and
25 that's how it went.

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2 MS. MILLER: Okay.

3 Is there still a possibility of
4 other applicants for this job or is
5 this sort of a decided deal?

6 MAYOR HUBBARD: It's going to be
7 voted on this evening. I made the
8 appointment, it's up to the Board to
9 ratify my appointment; that's how the
10 process works.

11 MS. MILLER: Okay.

12 So the public really doesn't have
13 a whole lot once you get to this point
14 to say about who is decided. I just
15 think that if this is something, and
16 you have three months; it's not like
17 tomorrow is the meeting and Mr. Moore
18 is leaving and we need a body to
19 fill -- if there are people that are
20 saying, you know what, this might not
21 be the best choice, we'd like you to
22 consider another choice; in my opinion,
23 humbly, I would think that it might be
24 in everyone's best interest to take the
25 time and look at who knows more about
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1 zoning and other variances and the
2 whole nine yards of which I don't know
3 anything about, I'm not saying I do,
4 but I think that if there is someone
5 else stepping up that said, I'd like
6 you to -- do you have the time the
7 consider me, and you do have the time
8 to consider other applicants, it should
9 be something that this Board might be
10 able to put on hold that vote for at
11 least a month or a few weeks to look at
12 the other applicants and give them a
13 fair shake at it.

14 Thank you very much.

15 MAYOR HUBBARD: Okay. You're
16 welcome.

17 MR. FEGER: Bob Feger, 126
18 Stirling Avenue.

19 I don't know either of the
20 gentlemen who are applying for this
21 position, and I think it does behoove
22 the Board to think about this a little
23 bit. I know the history of the
24 district and having difficulty filling
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1
2 positions, but the ZBA is the keeper of
3 the gate as I see it. They're the ones
4 who protect us from lowering the bar,
5 and I think those positions are really
6 critical that you people who have
7 experience in that field, and I don't
8 know the experience of either person,
9 but I think that rather than run this
10 through, I think you have heard enough
11 commentary that many people feel like
12 you might want to reconsider this and
13 at least interview the people who are
14 involved.

15 That's it.

16 MAYOR HUBBARD: Thank you.

17 MR. HOLLID: Good evening, Board,
18 it's Joe Hollid, 415 South Street.

19 I'm here to, you know, I'm
20 wondering why -- because I only heard
21 about this today, I knew that Doug
22 Moore was going to be retiring, but I
23 didn't know the ins and outs of how
24 this was going to go about to replace
25 him. With that in mind, I didn't even
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2 know who was the person that was either
3 qualified or recommended by, or
4 recommended to you as a replacement,
5 and that was John Reardon, who I don't
6 know, I don't think he is here tonight.
7 Is he?

8 MAYOR HUBBARD: What's that?

9 MR. HOLLID: Is John Reardon here
10 tonight, the appointee that you had --

11 MAYOR HUBBARD: I don't believe
12 he's here tonight, no.

13 MR. HOLLID: Well, that's in
14 question right there because I don't
15 understand why this hasn't been put to
16 the public in a public forum to decide.
17 I mean, maybe there are questions as
18 far as people volunteering and wanting
19 to volunteer, but since I only knew
20 about it, there hasn't been any public
21 venue for bringing this on as far as
22 I'm concerned, as far as I know, so how
23 can anybody be just appointed? It's
24 like Obama saying, okay, you're in,
25 that's what you're kind of telling us,
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1
2 Mr. Mayor.

3 Mr. Mayor, is that right?

4 MAYOR HUBBARD: That is your
5 opinion, yes, sir.

6 MR. HOLLID: No, I'm asking you
7 because you said yourself that he
8 approached you and you said you would
9 consider him, and I don't know what
10 considering means as far as -- and
11 maybe it wasn't considering, maybe it
12 was just saying, okay, you're kind of
13 okay, you're in; I don't know, but
14 that's the point I'm making. We have
15 to have somebody that's totally
16 qualified, and I, myself, have known
17 Bob, I have lived in Southold for 35
18 years, I moved away for a little bit,
19 but came back, I've lived in Greenport
20 for four years plus, and I've known
21 Bob for a long, long time, and I
22 don't -- when I was in Southold, I knew
23 him as a builder, and I was in, I was
24 doing fencing work at that time, and I
25 knew that this man, whenever I've heard
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1
2 about builders, among builders he was
3 like the one that I heard about pretty
4 much the most doing the right job, the
5 right time, the right place, and
6 considering everything into this whole
7 equation, I feel that Bob Kiehl is the
8 man for the job.

9 If he so wishes to try to be
10 appointed for this and is willing to
11 get into this for his -- not only his,
12 he feels totally obligated to the
13 Village. He has the true meaning that
14 he feels like I do, this Village needs
15 representation in the foremost, and he
16 is the man that is considered to be the
17 top guy. I've know him here for four
18 years as a close friend, and he totally
19 is right in line with everything going
20 on in this Village. He knows
21 everything, aspects of the Village, the
22 codes, the building codes, everything
23 that has to do with building, zoning,
24 you name it, this man is totally
25 qualified and I submit approval for
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1
2 this man totally.

3 MAYOR HUBBARD: Thank you.

4 If I could just clarify one thing
5 before we go any further on this; it's
6 the mayor's responsibility to make
7 appointments to the statutory boards.
8 I have nothing against Mr. Kiehl, but I
9 asked Mr. Kiehl before we made our
10 appointments in April if he was
11 interested in a spot on the Planning
12 Board before I took somebody off of
13 Historic Preservation, moved them to
14 Planning. I asked him if he would be
15 interested twice, and he said, I'm
16 really busy now, I'm doing a house in
17 Southampton, I don't have the time to
18 give my time to the position then, so
19 that's why I did not consider him at
20 this point because what he told me six
21 months ago, he didn't have the time.
22 When I spoke to him this afternoon when
23 he called me, he said I'm wrapping up
24 that job, I feel I have the time now.
25 I did not know that beforehand, the
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1 gentleman that I am proposing for the
2 position served on our Planning Board,
3 got off because he didn't have the time
4 to fulfill that at the time when he was
5 on there previously, so he has been on
6 a Board before, now I asked him if he
7 would take the position on the Zoning
8 Board and I do have letters from
9 members of the Zoning Board asking to
10 try to fill the spot right away because
11 they had 21 items on their agenda the
12 other day and then you want to go with
13 only four people, they asked to fill
14 the spot as soon as possible.
15

16 I'm just giving a clarification,
17 nothing against Bob or anything, I told
18 him today, I go I'm glad he's
19 volunteering that he wants to do that,
20 and I wish everybody would get more
21 involved, so that's where I came from.
22 I did not even call him up again
23 because he told me six months ago he
24 didn't have time to do the other
25 position. That's all.

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1 MR. HOLLID: I got that, Mr. Mayor

2 --

3
4 MAYOR HUBBARD: Okay.

5 MR. HOLLID: -- and I understand
6 that totally, and I'm agreeing with you
7 as far as the Planing Board. We're
8 talking about the Zoning Board now, the
9 deal is different, maybe he is not --
10 wasn't obligated to do anything at that
11 point with the Planning Board, but now
12 he sees that the Village needs somebody
13 that can be a representative for them;
14 and Mr. Kiehl would be that total and
15 complete representative for the Zoning
16 Board, and I understand you are just
17 trying to get, squeeze somebody in,
18 maybe that's your prerogative to do
19 that and maybe you can do that on your
20 own; but you got to give the Village a
21 chance to speak somehow or other to
22 give other people that maybe want to be
23 involved with this to have a chance to
24 speak also, and be in line to be able
25 to vie with this person that you have
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1
2 gotten to know, maybe, I don't know
3 him, I don't know this man, I don't
4 know what his credentials are, what he
5 feels that he can do for the Village,
6 but we need a little, you know, we need
7 people to -- we need some more
8 involvement in this instead of just
9 saying you're going to do this for this
10 man. If other people are needing to or
11 wanting to be involved and wanting to
12 do this, then I think you should take
13 that into consideration also at this
14 point; if not, you got to let me know,
15 let the Town people know what's going
16 on as far as that goes.

17 How does this get done, how will
18 this get done as far as we have people
19 that wanted to do this job? How will
20 the people get voted in or brought in;
21 is it your decision, is it the Board's
22 decision?

23 MAYOR HUBBARD: The mayor makes
24 the appointment and it's ratified by
25 the Board; that is State law.

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2 MR. HOLLID: So it goes to you
3 only as far as the people that are
4 involved?

5 MAYOR HUBBARD: I make the
6 appointments. I discussed it with the
7 Board, we talk about things. If I have
8 somebody that I feel is qualified for a
9 position, the position gets filled.

10 MR. HOLLID: If nothing's been
11 brought before the Board as far as
12 anybody else being involved other than
13 you saying this person came, that you
14 talked, Bob Kiehl and that was for the
15 Planning Board, this is now for the
16 Zoning Board, totally different issue.

17 MAYOR HUBBARD: I understand that
18 the boards are different, but when
19 somebody says they don't have the time,
20 I just look at that, and I did not call
21 him back up again. That's all. I'm
22 not saying anything bad against him or
23 anything, I'm just saying --

24 MR. HOLLID: No. I'm not
25 disputing that at all. I'm just saying
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1
2 now is the time to find out how we go
3 about making the right person get into
4 this position, who is the right person
5 for the job.

6 MAYOR HUBBARD: Okay.

7 MR. HOLLID: Thank you.

8 MS. WINKLER: Hello, everyone. My
9 name is Maritza Winkler, 175 Fifth
10 Street [sic] in Greenport.

11 I would like to start with a thank
12 you, Doug and the Board for those of
13 you who participated in facilitating
14 the meeting with PSE&G. It was
15 helpful, it was a little overdue, but
16 we have begun; and I personally very
17 much appreciate that the flow of
18 information has begun, so thank you.

19 I would like to ask if there is a
20 possibility that you can give us a
21 status of where we might be in this
22 situation, whether it be with the
23 informal agreement, with the decision
24 to move ahead with an environmental
25 engineer or hopefully the potential to
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1
2 also secure some advice on getting some
3 support for a utility, an electric
4 utility appraiser so that we can move
5 forward with confidence on the
6 compensation part of this deal because
7 I, for one, my fears were quelled
8 somewhat to hear that the plan is not
9 the same as the one that was in place
10 or what took place at Conklin Point,
11 big difference in the noise
12 potentially, the vibration, and the
13 destruction, again the proposed plan
14 because I'm one of those, have faith
15 but verify, so until all of you see all
16 of that in writing, that's your job,
17 but I'll leave that to you.

18 So going back around, is there any
19 way you can give us some of your
20 thinking now that you have seen the
21 take of your Fifth Street residents and
22 some of their concerns, anything you
23 can give us.

24 MAYOR HUBBARD: We have not
25 received a written contract, a draft of
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1 a contract. We've received zero
2 paperwork since our work session last
3 Thursday 'til tonight.
4

5 MS. WINKLER: Okay.

6 MAYOR HUBBARD: I've received
7 nothing new from PSE&G.

8 MS. WINKLER: Is there any
9 potential here for movement in terms of
10 the deal right now? I mean, how do --
11 can anybody offer any commentary about
12 how you're feeling; is it good, is it
13 not good, is it enough? We hear
14 informal agreement, that sounds like
15 you're pretty close, so what does that
16 mean?

17 ATTORNEY PROKOP: Who said
18 informal?

19 TRUSTEE ROBERTS: Trustee Roberts
20 did.

21 And so what I was -- may I?

22 MAYOR HUBBARD: Go ahead.

23 TRUSTEE ROBERTS: What I was
24 trying to say is the numbers that we
25 put out at the work session, I may
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1 Proceedings - 9-22-16

2 have, I maybe should not have used the
3 words informal agreement. I was trying
4 to -- we told everybody in public,
5 these are the numbers that we have
6 right now, right, so those are the same
7 numbers that everyone knows about.

8 MS. WINKLER: Okay.

9 TRUSTEE ROBERTS: So that's --

10 MS. WINKLER: So it's not an
11 agreement? An agreement is a
12 conclusion between two --

13 TRUSTEE ROBERTS: Sure. Okay.

14 My apologies. There has been --
15 my apologies to everyone up here.

16 There has been a discussion, we
17 put out the numbers that had been
18 discussed at the work session so people
19 could consider, people have been
20 sounding off.

21 MS. WINKLER: Okay. I get it.

22 TRUSTEE ROBERTS: To your
23 question, I would say that we are in a
24 negotiation phase and can't really
25 discuss it.

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2 MS. WINKLER: Can you help me with
3 whether we are going to proceed with
4 securing an environmental engineer or
5 some support for an electric utility
6 appraiser to help us with the contract
7 and the fair value, excuse me, the fair
8 value question of the street.

9 ATTORNEY PROKOP: Do you want me
10 to answer that?

11 MS. WINKLER: Please.

12 ATTORNEY PROKOP: I reached out, a
13 few weeks ago, I reached out to three
14 different engineering firms that I know
15 do a significant amount of
16 environmental work. One could not give
17 us a proposal because they're
18 conflicted. One has not responded yet,
19 and the other has responded. I spoke
20 to them about a week ago, provided the
21 information to them that they need.
22 They were supposed to provide a
23 proposal by today; and we did not get
24 it, unless it may be in my e-mail that
25 I'm not checking here in the meeting,
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1
2 but as of now, we haven't had it, but I
3 expect that it's imminent.

4 I have worked with that particular
5 firm on other significant utility
6 projects, one of which happened to
7 include an easement and I think they
8 would be suitable, but we need to see
9 what the proposal is, and they would be
10 ready to act right away.

11 So the update on the environmental
12 part of this that you had asked about
13 is that, as you know, the Village voted
14 to adopt lead agency status which means
15 that we have two different, what are
16 called involved agencies that have
17 elected lead agency. LIPA has done
18 that and so has the Village of
19 Greenport. We're at the time now that
20 we're referring the matter to the New
21 York State Department of Environmental
22 Conservation Commissioner who will then
23 make a decision as to which of us
24 should be the lead agency.

25 In the meantime, I'm going through
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2 the paperwork that was submitted to
3 basically tally up the errors and
4 comments and things like that that I
5 notice through my experience, and so
6 we'll be at least that step ahead when
7 we're at the point where we have to
8 start reviewing this.

9 MS. WINKLER: Okay.

10 Any comment regarding the
11 appraiser?

12 ATTORNEY PROKOP: We have looked
13 for an appraiser before unsuccessfully.
14 We're looking at recent transactions,
15 similar transactions, what I would
16 consider similar transactions that have
17 occurred in Suffolk County and hoping
18 to use them as maybe a comparable, but
19 it would be beneficial if we got an
20 appraiser to sign off on that, and we're
21 looking.

22 One other point, was there a
23 comment at the meeting that it's now in
24 the hands of the attorney or the
25 attorneys are discussing it?

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1 MS. WINKLER: Yes, that you
2 started negotiating or started talking
3 --
4

5 ATTORNEY PROKOP: Pardon me?

6 MS. WINKLER: That you have,
7 attorneys have started to talk, I think
8 or was that Doug, I'm not sure.
9 Perhaps you can clarify where that is.

10 ATTORNEY PROKOP: I'm not having
11 any -- at this point, I'm not having
12 any discussions with their attorney.

13 MS. WINKLER: Okay.

14 Thank you very much.

15 MR. MOORE: Doug Moore again.

16 If I could just revert back to the
17 statutory Board membership. First of
18 all, I think it's exciting the
19 enthusiasm for public service. I know
20 the Board has repeatedly called out for
21 people to identify themselves for future
22 membership, and I'm not sure we've had
23 a lot of responses.

24 During meetings on the ZBA,
25 occasionally we have a new person that
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1 comes to meetings fairly regularly, and
2 I always encourage them to do that. I
3 do warn them that if they come too
4 much, they might get appointed, and
5 sometimes I don't see those people
6 anymore; but it is very good that
7 regular attendees of the meeting might
8 be considered in the future.

9
10 I think it's important though, and
11 the responsibility of the mayor is to
12 seek balance on the Boards. I kind of
13 view some of our members as
14 disciplinarians as far as the code, and
15 I see other members as more relaxed and
16 interpretive as far as allowing
17 variances which the Zoning Board of
18 Appeals actually does. We have the
19 authority to accept the code but we
20 also have the responsibility to support
21 it.

22 In the past we have had
23 discussions when we have had vacancies,
24 I've always asked to be consulted and
25 I've actually interviewed and discussed
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1 with potential appointees their
2 interest and their background; and this
3 is part of the balance process. I have
4 not done that this cycle because I'm
5 leaving the Board, so I've stayed out
6 of that process, so I haven't given you
7 any recommendations for any Board
8 members.
9

10 One thing you might consider is
11 the alternates. Currently there is
12 code for appointment of alternates to
13 the Board. There's no guarantee that
14 an alternate will graduate to full
15 membership, that's at the mayor's
16 discretion, but the alternates could
17 play an important role especially if
18 you would add to the code which is
19 permissible, participation for
20 absentees, not just conflicts of
21 interest. That could help. You could
22 have tryouts where alternates would
23 participate occasionally and you could
24 get a feel for how they do, and I would
25 hope that any member of the public who
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1 is interested -- I've never had anyone
2 come to me and ask when a vacancy is
3 going to be open as far as I've been
4 involved, and I've encouraged people
5 that show interest to make their
6 interest known, but I think it would be
7 ideal, it's always the dream to have a
8 list of eager people who wish to
9 participate, but I don't think right
10 now we have a list of more than one
11 person who has made his interest shown,
12 so public, you know, come on out and
13 join the party.

14 Thanks.

15 MS. WINKLER: John Winkler, 175
16 Fifth Street.

17 My first comment is, I want to
18 thank Paul Pallas and the road crew,
19 Mike, the acting supervisor and Danny
20 and Doug.

21 I guess everybody knows that the
22 Fifth Street Beach or Al Herzog's Beach
23 was devastated by the damage from the
24 storm, and we lost a lot of the end of
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1 Fifth Street and lot of the end of
2 Sixth Street, and unfortunately
3 yesterday working overtime like two
4 little pay loaders running around, they
5 were so fast, I couldn't believe them,
6 they replenished the beach with sand,
7 and I thank you for that; and for doing
8 it so quickly.
9

10 I even told the guys, I said, you
11 know there's an old union saying, the
12 longer you take, the more you make, you
13 know, they just, we got to get out of
14 here, we got other places to go, so I
15 thank the guys, they really did a great
16 job.

17 My second comment, I guess, I
18 don't know if any of the Board members
19 had a chance to review the video from
20 the meeting we had Tuesday and there
21 was a lot of interesting comments. I
22 also met with PSE&G that morning with
23 Bill and two other gentlemen, Chris,
24 two Chrises, I can't remember their
25 last names but whatever, McShae

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1 (phonetic) and Noose (phonetic), I
2 think; and we had a very interesting
3 conversation and we got a lot of
4 information from them.
5

6 They told us that they had looked
7 at 11 -- we said why Greenport, why is
8 it here? You know, and they said they
9 looked at 11 other areas and this was
10 decided to be the easiest and direct
11 route to Shelter Island.

12 So then we, one of the gentlemen
13 suggested, did you look at Fourth
14 Street? I mean it's a little longer
15 run, but there's less, there's no park
16 there, there Peconic Land Trust,
17 there's less density; did you consider
18 Fourth Street? Well, let's go over and
19 take a look; and the engineer was like
20 amazed. Manny, the engineer said to
21 us, I don't think we ever looked at
22 this, we have to go back and look at
23 this.

24 So I don't know if PSE&G has done
25 their due diligence either, but even at
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1
2 the meeting, they mentioned that they
3 were gonna look at Fourth Street, and I
4 know they came to you with Fifth
5 Street, and that's where all the
6 pinpoint has been on, but there is
7 still some open discussion on where
8 this thing is gonna go.

9 The other concerns that I have,
10 and this is jokingly, but this deal is
11 sort of like seems like the deal the
12 Dutch had with the Indians from
13 Manhattan, you know, and we are the
14 Indians. We don't -- we're up against
15 a corporation that can bury us, okay,
16 in litigation and whatever they need to
17 do; so I really strongly recommend that
18 we do get an appraiser, and Maritza got
19 online yesterday and within five
20 minutes, she had five companies that do
21 this, do this stuff. I mean, I'm sure
22 if we researched longer, we would find
23 somebody that does it in New York who
24 is familiar with this situation; so I
25 really think it's something that we
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1 should look into so we get a fair
2 value. As far as I'm concerned, my
3 opinion is from what I understand, and
4 I could be wrong, but the information
5 is so sketchy here, PSE&G wants to pay
6 everything up front, they don't want to
7 have any payments, rent, anything, they
8 want to buy, they want buy Fifth
9 Street, and they want to buy a
10 right-of-way or whatever, an easement.
11 What is Fifth Street worth; what is it
12 worth? They're gonna have -- they're
13 gonna own that easement forever,
14 forever, so what kind of value can you
15 put on that? So I say, I look at it
16 and say, well, how often do we pave the
17 street? Every ten years? What does
18 that cost, \$300,000, even with
19 inflation over -- the life of the cable
20 is probably 50 to 60 years, that's what
21 they predict the cable would last. How
22 many times would you have to pave that
23 road over that period of time and how
24 much would it cost, projecting out
25

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1
2 inflation; so the value that they're
3 offering us to own Fifth Street is not
4 very much. Okay. I'm just thinking in
5 my head how to put a value on that
6 street because that's what they're
7 doing.

8 They also, they put this line in,
9 every time somebody changes their
10 sewer, that has to go across this line,
11 they can no longer go in there with a
12 backhoe, Whitey can't go in there with
13 a backhoe and just dig up the thing to
14 the sewer line, now you got to hand dig
15 everything because you're digging
16 around a 13,000-volt line. There's
17 gonna be more cost to the resident to
18 have a sewer fixed, so how can you put
19 a price on that? I don't know. I have
20 had some suggestions from some
21 architects that in other
22 municipalities, they put money in
23 escrow for exactly these things, that
24 any cost that is incurred to the
25 Village, it comes out of this money,

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1
2 couldn't do it because he was doing a
3 job in Southampton.

4 In my opinion, I respect him for
5 saying no, I can't do the job that
6 should be done at this time because
7 I've been, I've already committed to
8 something else. At that point when he
9 could commit, he did come to you and he
10 did show an interest, as I said, you're
11 still -- you're not -- you have
12 Mr. Moore leaving in December, he had
13 shown an interest and is willing to
14 commit to it. I respect somebody who
15 says no because they can't give the
16 attention to a certain job that they
17 feel is needed for that job; but when
18 they come and say, I can give you the
19 attention and they're trying to make a
20 difference, not because they got time
21 to spare but because they think it's
22 important for the Town of Greenport in
23 the way we're going with the housing
24 and the variancing and the overcrowding
25 at some of the housing, I think it

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1 should be looked at more than just, I'm
2 the mayor and this is what I said and
3 we're all gonna vote on it. If people
4 come to you, even if it is at the 11th
5 hour or whatever the saying is, if
6 there is that much concern behind it, I
7 think there should be concern on your
8 part to maybe take a second, look and
9 put it on the back burner for a month
10 'til the next meeting.

11 Thank you very much.

12 MAYOR HUBBARD: Okay.

13 Mr. Moore is leaving in a week;
14 he's done at the end of September, not
15 December.

16 MS. MILLER: I thought it said
17 December.

18 MAYOR HUBBARD: I just want to
19 clarify the facts, that's all.

20 MS. ALLEN: Chatty Allen, Fifth
21 Avenue.

22 I wasn't able to attend the PSE&G
23 meeting because I felt I need to come
24 to the ZBA meeting. There is a lot of
25 Flynn Stenography & Transcription Service
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1
2 stuff going on. Haven't been able to
3 get a computer to actually watch it, so
4 I don't know a lot of what was said at
5 that.

6 One of my feelings is, alls we
7 have been hearing are the Fifth Street
8 residents. If this project goes
9 through, it's a much larger impact than
10 one road. They are starting just a
11 little bit west of Chapel Lane, and
12 they are going on the south side, from
13 the draft that I had read, all the way
14 to Fifth then down Fifth. On the one
15 side from Chapel Lane, I realize it's
16 not the Village, but from Chapel Lane
17 all the way to Sixth Street is Southold
18 Town. The business that will be
19 impacted with a dredge there, one of my
20 concerns is, as you know, I'm a Sunrise
21 bus driver; we can't get buses in and
22 out over a trench, so I hope that when
23 the talks go in, I know part of what I
24 was reading, they said they could do
25 some work at night, consideration is
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1
2 for that, I personally will be impacted
3 by this because my school run three
4 times a day, I use the streets from
5 Ninth all the way to Third and just
6 about every side road in between; so my
7 school runs, when they do this, will be
8 diverted on a daily basis, okay.

9 I'm not objecting to this, I'm
10 just saying that a lot of other people
11 have brought it to my attention, it's
12 not just a Fifth Street impact on this
13 project, it's more widespread, other
14 people are also going to have the same
15 issues.

16 Okay.

17 I'm switching topics totally.

18 Last week, I didn't say anything
19 because I knew there were a lot of
20 people to speak about PSE&G, but
21 something happened over the summer that
22 still really bothers me with the
23 Village.

24 Greenport PTA was having a craft
25 fair and Chinese auction. One of their
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1 main -- the large item we were selling,
2 we were doing raffle tickets
3 separately, was a bike that was
4 donated. PTA called and asked if we,
5 during Dances in the Park, could sell
6 the raffle tickets. They were told, we
7 do not allow that kind of solicitation
8 in the park.
9

10 All right. The week before, we
11 had another organization in the park at
12 Dances in the Park selling raffle
13 tickets, so imagine my surprise when I
14 went that night, and there they are
15 getting ready to set up to sell their
16 tickets again, and approached a trustee
17 and said, this really isn't right, you
18 know, we were told no. We called and
19 asked permission, we were told no, we
20 did not show up, and I was told, well,
21 I'm not gonna tell them to leave, you
22 can go tell them to leave.

23 That's not my position to tell
24 another organization you can't do this.
25 You can't tell one organization no and
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1
2 turn a blind eye to another.

3 And that ties into what I have
4 been saying for a few years now with
5 the alcohol in Mitchell Park. The
6 Ocean Race moved their location, they
7 wanted to have their dinner under a
8 tent and serve alcohol. The policy is
9 no alcohol in Mitchell Park, it does
10 get lifted for Maritime, I mean the
11 entire Village is lifted for Maritime
12 for alcohol, but yet during Dances in
13 the Park, the alcohol is rampant in
14 there, and it's not just in one little
15 area, it's throughout all of Mitchell
16 Park.

17 Again, you need to say no is no,
18 and not be, well, if they're discrete
19 we're not gonna say anything. You
20 can't tell one organization no and then
21 just say I didn't see that, you know,
22 it's not right, it's not fair.

23 Okay, my other issue is, and my
24 computer is not working well, so I did
25 not have time to go through the codes
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1 and everything, but I know at one of
2 the ZBA meetings, it was stated that
3 the Village is trying to cut back on
4 nonconforming lots. Right now, there
5 are two projects on, well, three if you
6 count the hotel, where the variances
7 are unreal. They want to take one lot
8 and there is no problem, if you have
9 enough space to cut your lot in half
10 and you have two conforming lots, there
11 shouldn't be a problem with that; but
12 when you start cutting these lots and
13 you're making the lot sizes even
14 smaller, I know somewhere in the code
15 is that -- like I said, I didn't have a
16 chance to try and find it, you need to
17 make that, I don't know if it's code,
18 whatever, that you have to stop with
19 these nonconforming lots. People
20 chopping up lots and cramming stuff.
21 There's not enough room, and then I
22 almost fell over after the two projects
23 on Fifth Avenue or the public hearings,
24 they go to the regular agenda and
25

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1
2 someone has a proposal to be accepted,
3 there is a house already on the
4 property, they want to subdivide it,
5 put another house on, and the first
6 variance I read, they need a 70 percent
7 area variance. That stuff should be
8 told no right from the get-go. You
9 drive around just the Village, not
10 Greenport, all of Greenport, the amount
11 of vacant lots, abandoned houses that
12 are boarded up and the houses for sale,
13 these people want more income building
14 these houses, there's plenty of other
15 places to go than saturating
16 neighborhoods and putting -- the people
17 that live there, you're ruining their
18 quality of life. One of the projects
19 is going, will bring down the property
20 value of their home that they have been
21 in for how many years because of one of
22 these projects.

23 The way the lawyer responded, I'm
24 not even gonna get into, but one of
25 them, I go past -- it's a two-family
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1 house, I go past at 6:30 in the
2 morning, there is a minimum of eight
3 cars that I can see for a two-family
4 home.
5

6 Now this person wants to put
7 another home on this lot which is not
8 conforming, so I really feel that you
9 need to take a hard look at this and
10 stop this. I understand wanting to
11 build and everything, but, you know, we
12 had one young gentleman, he wanted to
13 move the house five feet, to get a
14 variance for five feet and he's being
15 put through the hoops, and yet these
16 applications keep going month after
17 month after month; and I really feel
18 the Village needs to take a strong
19 stand on this and say enough is enough
20 with chopping up your lots and making
21 these nonconforming lots.

22 Thank you.

23 MS. GORDON: Linda Gordon, 218
24 Fifth Street.

25 I want to talk about PSE&G and
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1
2 endeavor that you look like you're
3 heading towards that people need to be
4 notified and be able to show up. This
5 woman had a lot of information. I got
6 nothing.

7 The only thing is, yesterday, they
8 were putting the sand and trucks back
9 and forth, back and forth, and I was
10 wondering, is this going to be
11 indicative of what we're going to be
12 seeing for this work that's supposedly
13 coming up for Shelter Island?

14 A million dollars, I don't know
15 even know if that would buy two houses
16 in Greenport now if you could find.
17 What is it really all worth? You know,
18 in our neighborhood, we're starting to
19 see rats and I don't know with this
20 kind of work and digging up things, is
21 that going to be increased? I don't
22 know. I know that my house was built
23 in 1950, and that's -- and I know that
24 the sewage and water lines haven't been
25 changed since then, that's 66 years. I
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1 don't think that kind of old
2 infrastructure is going to survive the
3 kind of work that's gonna get done, the
4 vibrations, and then if it doesn't show
5 up right away, and it shows up a couple
6 years down the road, you know, it's
7 going to do something, and it may be
8 minimal, may not see it right away, but
9 it's going to happen; especially with
10 66-year-old infrastructure.
11

12 I think that's it.

13 Thank you.

14 MAYOR HUBBARD: Thank you.

15 MS. McENTEE: Joann McEntee, 242
16 Fifth Avenue again.

17 I did receive that letter from
18 Mr. Merns and I also did receive, which
19 I will also send you copies as well.

20 Mr. Reid actually stated that he
21 is from 30 Front Street, "Mr. Mayor,
22 Bob Kiehl is one of the most
23 conscientious, honest building
24 construction workers. I have known Bob
25 for quite a long time and Bob would be
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1
2 a wonderful addition to the Zoning
3 Board.

4 Thank you."

5 Going back to the original letter
6 that I said I was going to read would
7 be Mr. Merns and he said, "Mayor
8 Hubbard," and I believe you did get
9 this letter as well, "Bob Kiehl has
10 been a neighbor since we purchased our
11 home in 2007. In addition to being a
12 great neighbor and friend, he has gone
13 out of his way to look out for others
14 in our block, and we value his
15 contribution to our community
16 tremendously.

17 He was also the contractor of a
18 significant renovation we undertook in
19 2013, and I cannot say enough good
20 things about the professionalism he
21 displayed. Particularly requiring us
22 to do everything to code even when it
23 might not fit exactly with the design
24 aesthetics or budget. He was a true
25 professional, a rarity in the field.

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1 We have only gone on to appreciate his
2 work as time has passed, and we have
3 given our -- have taken on other
4 projects.
5

6 Given that we have three small
7 children, he went out of his way to
8 install some safety features at his
9 cost. I think he would be a tremendous
10 addition to the ZBA and lend him my
11 full support. Sincerely, the Merns
12 family." They are at 238 Fifth Avenue.

13 Again, I will submit all the
14 printed copies that I read to you
15 tonight.

16 I do, my personal issue that I do
17 have is I am sad to see if somebody is
18 being appointed tonight, as you say
19 that he is, and someone is not here,
20 that is very disrespectful to this
21 Board.

22 I truly feel that Bob fits this
23 position so much more than somebody who
24 doesn't care to come to this meeting.

25 Thank you.

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2 MR. SWISKEY: William Swiskey,
3 Fifth Street.

4 Bob Kiehl would be a good
5 candidate for the ZBA. He attends the
6 meetings on a regular basis, I mean
7 I've never seen Bob Reardon at any of
8 these meetings, and it's not only him;
9 it's other candidates that are
10 appointed that show up, they never go
11 to a Village Board meeting, they never
12 been to a regular Board meeting; they
13 never been to a ZBA meeting, suddenly
14 they're appointed, that really bothers
15 me because they have no feeling for the
16 history, no feeling of the procedure,
17 what goes on.

18 And the usual procedure, the Town
19 of Southold does it, when they have
20 vacancies on their Board, they
21 advertise. All right. So for a month
22 things don't flow normally, but you get
23 your list of candidates, a couple of
24 Board members are set up as a committee
25 and they interview, um, maybe with a
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1 couple of members of ZBA, then the
2 decision is made. That's the way it
3 should be, not just out of, I don't
4 know, it's -- it just doesn't seem
5 quite the way it's supposed to be done
6 to me, but that's my position.

8 I wouldn't serve on either one of
9 them damn boards to tell you the truth,
10 you got to be out of your mind, they
11 take the abuse and everything else.

12 One of the problems with the ZBA
13 is, and I go to a couple of the
14 meetings, I go to a few of the
15 meetings; they meet once a month, and
16 if they don't finish business,
17 everything is jamming, jamming. This
18 ZBA with as much business as it got
19 right needs to meet twice a month.
20 Now, I don't know how you institute
21 that. I mean even the Planning Board
22 has a work session a lot of times, and
23 then they have the regular meeting.
24 The ZBA meets once a month, and if
25 somebody comes in with an application
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1 say from this month, you forgot to
2 cross this T, come back next month,
3 that's not fair to the applicant,
4 that's not fair to anybody. That's how
5 things stack up, and you are stacked up
6 right now on your ZBA. I don't know if
7 you been to a meeting recently, but in
8 my opinion, it's really stacked up.

9
10 Who would tell the ZBA to meet
11 twice a month, George?

12 MAYOR HUBBARD: They have always
13 met once a month, Bill. I have no
14 idea. We have to check State law to
15 see if we can tell them to meet twice a
16 month. I really don't know, I don't
17 have an answer for that.

18 TRUSTEE PHILLIPS: Mayor Hubbard,
19 can I answer that since I've been the
20 chairman for ZBA in the past?

21 MAYOR HUBBARD: Yes.

22 TRUSTEE PHILLIPS: It is up to the
23 ZBA chairman to request if desired of
24 the members to have additional
25 meetings. We did have additional

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1 meetings when I was ZBA chair. We had
2 123 Stirling, we had a couple of big
3 major projects, but it is the chairman
4 can request it; and to be honest with
5 you, I'm very surprised given the
6 amount of workload that they have had,
7 that that wasn't either suggested or
8 put onto the table.

9
10 As I said, it's up to the chairman
11 who can request, and the Board does
12 have to agree to it, the ZBA Board.
13 That's the procedure that's always been
14 followed in the past.

15 MR. SWISKEY: I understand that.
16 You don't have to stick with twice a
17 month once the workload goes away, but
18 right now, it should be twice a month.
19 That's just a layman's opinion. Like I
20 say, I wouldn't serve on either one of
21 those Boards.

22 TRUSTEE PHILLIPS: The ZBA is
23 allowed to have work sessions, the same
24 as the Planning Board; but once again,
25 it comes from the chairman, speaking to
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1
2 his Board and them coming up with a
3 decision to have another date to be
4 noticed.

5 MR. SWISKEY: Thank you.

6 The next topic is, Mr. Prokop,
7 you're going to be contacting the State
8 on the ferry fee or ferry tax or
9 whatever we could do this month, I
10 assume if the Board approves the
11 resolution?

12 ATTORNEY PROKOP: Yes.

13 MR. SWISKEY: Would that be
14 something, the letter you write to the
15 State, would that be something that
16 would be FOILable since it's not a
17 contract negotiation?

18 ATTORNEY PROKOP: I think, you
19 know, I think it is, I'm not -- to be
20 honest with you, I'm not sure, I think
21 it is, but I'm not sure.

22 I think it eventually becomes a
23 public document. It may not be a
24 public document while it's being
25 reviewed, but I'll look into that for
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1
2 you.

3 MR. SWISKEY: I appreciate it
4 because I'd like to keep -- I think
5 that could be a great source of income
6 for this Village. We could fix a road
7 a year with that money and after a
8 while, every road would be fixed. I
9 mean we are really inconvenienced by
10 the -- who here is not inconvenienced
11 by the ferry? I mean it's a --

12 (Whereupon, many audience members
13 spoke simultaneously.)

14 MR. SWISKEY: He lives in the
15 other part of town anyway.

16 Anyway, I appreciate the Board
17 taking that action. I've been urging
18 that for a while.

19 Couple of other things I wanted to
20 do here.

21 First of all, the PSE&G cable, we
22 met with the people there Tuesday
23 morning and we met with -- or
24 afternoon, with the engineer. The
25 engineer had a lot of information

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1 because I had 14 questions for him.

2
3 As far as traffic, you have to
4 remember that even though Route 25 is
5 in the Village and the Town, it's a
6 State highway, and if they do this job
7 and I spoke to the engineer, and if
8 they do it on -- they have to file two
9 separate traffic plans. One with the
10 Village for Fifth Street; what are you
11 gonna do, how is the road, temporary,
12 the whole nine -- it's gonna be a
13 document and I would insist that they
14 give it to you. I would also insist on
15 a copy of the one that they're gonna
16 give the State for their plan because
17 that's gonna be in front of the school,
18 it's gonna be in front of the bus
19 company, it's gonna be in the Village.
20 I would have those documents in hand
21 before I signed any contract. They
22 would be part of my negotiations. I
23 would say, well, you can't be in front
24 of the school at 12 o'clock, 3 o'clock
25 on a Tuesday, can you schedule this

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1 work for the weekends because you don't
2 want to schedule it for night because
3 basically up 'til past Driftwood Cove,
4 you've got residential areas, after
5 that it's -- there's no houses; so this
6 is something that this Board wants to
7 keep in mind. In other words, what you
8 really have to do is you have to write
9 down what you want; that's what I do.
10 Maybe there's 15, maybe there's 20
11 issues, and these are what you present
12 to PSE&G and say these are givens,
13 these need to be addressed, forget the
14 money issue, forget the other issues.
15 I spoke to him, the impression was that
16 this second cable that they're gonna
17 put in for us is gonna give us
18 automatic redundancy, it's not. It's
19 gonna be a cable, an extra conduit they
20 put in from Chapel Lane to our metering
21 station, all right. Now, I'm not quite
22 sure, but I believe he indicated that
23 we're getting a second spot in their
24 substation. I don't know if they have
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1
2 enough space there or not, so I would
3 make sure that we're getting that
4 second space; but on our end, we are
5 getting nothing, you're getting a
6 cable. The switch gear necessary to do
7 what you want to have automatic
8 redundancy is gonna be quite expensive,
9 probably well over a half a million
10 dollars. In other words, you're gonna
11 have both cables live here feeding one
12 cable, when this circuit trips, what
13 has to happen, it not only opens on
14 Chapel Lane, it opens at Silvermere and
15 after it tries to re-close once or
16 twice, then it tells the other cable
17 that this cable is open, to close,
18 that's how you get redundancy, but I
19 think you're gonna have to bring a
20 professional in when you deal with
21 items like that. It's not something
22 that any board member here can deal
23 with.

24 You want to know what you're
25 asking for and you want to make --
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1 because they flat out told me that's
2 all you're getting on your end is a
3 cable; so you're not getting this great
4 instant reduction; what you might get
5 is a pole with a cable termination and
6 a set of open air switches that
7 somebody will have to go up there and
8 open one set and close the other set,
9 so you do not want to have these cables
10 tied together all the time because if
11 one falls, then it's gonna take the
12 other one down on the same fault. It's
13 a complicated issue, and from what I
14 saw, nobody in the Village has an idea
15 of what's needed. That was scary
16 because I was talking -- this guy is a
17 professional, this Manny from PSE&G, so
18 I asked him quite a few questions and I
19 learned a lot. For one thing, we were
20 all under the impression it was a
21 36-inch bore with three conduits
22 inside; what it is, it's a
23 three-eighth-inch conduit, three
24 separate bores. Now that's -- that can
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1
2 work, and it's not gonna make a lot of
3 noise, it's gonna be -- it's not gonna
4 be silent, it's gonna be a sloppy
5 operation, but it will work and it's
6 not gonna be what they had at Island
7 View Inn, it's -- there are so many
8 things that you need to write down
9 before you negotiate with these people,
10 you can negotiate with them, but these
11 are what we want. In other words,
12 these are what I call the works, all
13 right, the road repaving, the cable,
14 the porous pavement.

15 And there was another thing that
16 surprised me because when I asked at
17 the meeting, and I asked before in the
18 afternoon, does the Village get all
19 this stuff even if the bore fails, and
20 unless you get it written in the
21 contract, you don't. The guy told me
22 you got to tell your Village to
23 negotiate a good deal because if you
24 leave that out and the bore fails, all
25 you get is the end of the street

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1 repaved.

2
3 It's tricky and I think there
4 needs to be more than one trustee on
5 this negotiating committee or not just
6 the mayor; but another trustee and I
7 don't care which one you take, but two
8 heads are better than one.

9 And then what I would also have
10 during these contract negotiations, I'd
11 call the Board into executive session
12 to say this is what we got, does
13 anybody have any idea, you don't have
14 to allow the public because it's
15 contract -- right, Mr. Prokop, you're
16 talking about?

17 ATTORNEY PROKOP: Yes, sir.

18 MR. SWISKEY: And you can spread
19 the information to the other Board
20 members who might have input because
21 you are dealing with real a
22 professional here, believe me, I talked
23 to him. The one guy, the spokesman,
24 you know, the guy (inaudible) he's
25 actually on the Board of Directors. I
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1 don't know if anybody was aware of
2 that, so you're dealing with some of
3 the top management, the top people, and
4 it's no time for amateur night.
5

6 Anyway, good luck to you, and I
7 think the project is worth a minimum,
8 not only the works but \$5 million,
9 maybe two-and-a-half now and three over
10 ten years or twenty years, but it could
11 be worth more, but that would be the
12 minimum price that I would start with,
13 just as my suggestion and take it or
14 leave.

15 AUDIENCE SPEAKER: (Inaudible.)

16 MR. SWISKEY: Five million dollars
17 plus the works.

18 AUDIENCE SPEAKER: Ten.

19 MR. SWISKEY: All right, you want
20 ten.

21 MAYOR HUBBARD: All right.

22 Let's not holler, please, one at a
23 time. Everybody has a chance to talk.

24 MR. SWISKEY: Anyway, that's my
25 input on that now, and I think you have
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1 to be proactive in these negotiations.
2
3 In other words, not wait for them to
4 call, call them and say, hey, we'd like
5 to set up the meeting, we'd like to
6 keep this going, you know, it's like
7 when -- in other words, keep it going,
8 keep, you know, work 'em up.

9 That's enough on that.

10 Now I'll get back to the TCO.

11 When are we gonna start enforcing time
12 parking? I can't park in the IGA
13 parking lot on the weekend; I have to
14 go to Southold or Cutchogue. Those
15 cars are there all day in the 20-minute
16 zone. The ones by the drugstore, I
17 can't get to the drugstore, that's a
18 15-minute zone. Those are the places
19 where the TCO is really needed, not out
20 in the Husing's writing some poor slob
21 a ticket because he was a month late
22 getting his car inspected. To me
23 that's just money gouging. Why not
24 pass a law that he could look at tires
25 too or windshield wipers, if your

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1
2 windshield wipers are cracked, that's a
3 defective piece on your vehicle. Hell,
4 we can make it a \$40 fine for a
5 windshield wiper.

6 The TCO, all the talk over the
7 years, and I went to most of those
8 meetings with the traffic and
9 everything was timed parking
10 enforcement, we're not doing it, and
11 I'd like a commitment from this Board
12 that we will start doing that next
13 summer at least.

14 Mary Bess, do you think it's a
15 good idea?

16 TRUSTEE PHILLIPS: I think that's
17 part of the goal. I think that was
18 started out for the safety issues
19 first, and I believe that probably when
20 we start getting into discussions of
21 the budget next year, that's gonna be
22 one of the things. I'm not disagreeing
23 with you, Bill.

24 MR. SWISKEY: Are we talking about
25 hiring a second TCO?

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TRUSTEE PHILLIPS: That's something that I can't answer and I don't think any of us could answer at this point, until the budget discussions and the mayor puts his plan together.

MR. SWISKEY: Jack, are you in agreement with timed parking enforcement?

TRUSTEE MARTILOTTA: Of course. I love the cars to move in and out, but like Trustee Phillips said, we all kind of said, you know, safety is going to be the first thing and I think as far as that goes, he's done a good job. I do. Is there room for improvement? Absolutely.

MR. SWISKEY: Trustee Roberts -- no, Robbins. Ladies before gentleman, Doug.

TRUSTEE ROBBINS: I like what was done this summer. I think that we still need to improve on our signage and stuff like that, but I'm not sure
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1 if I want to start timed parking. I
2 think moving cars is not gonna
3 necessarily make more parking spaces;
4 it's going to, you know, move cars
5 only. That's not --

6 MR. SWISKEY: Mr. Roberts, Trustee
7 Roberts, what do you think?

8 TRUSTEE ROBERTS: I refer back to
9 the '09 parking study where it said
10 that moving cars around is good for
11 your businesses and good for their
12 revenue --

13 MR. SWISKEY: Of course it's good
14 for businesses. The guy in the IGA is
15 losing tens of thousands of dollars
16 every weekend. I see all locals in
17 either Southold or Cutchogue, that
18 money is going out of town.

19 TRUSTEE ROBERTS: Meanwhile, he
20 still contributes so generously to
21 everything in this community.

22 MR. SWISKEY: I know he does.
23 He's one of the givers in this town.

24 Anyway, thank you.

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2 Oh, and there's one other thing.

3 Number 4 engine is back online,
4 right?

5 MR. PALLAS: Right.

6 MR. SWISKEY: What was all that
7 white smoke coming out of it constantly
8 while it was running?

9 MR. PALLAS: Well, when it first
10 restarted, there was smoke, and it had
11 cleared up after it ran for a little
12 while.

13 MR. SWISKEY: How long?

14 MR. PALLAS: I don't -- I would
15 have to look at the record to --

16 MR. SWISKEY: Hey, I watched over
17 half hour or more, and it was white
18 smoke, Paul. That's an indication, I'm
19 just gonna tell you that you got water
20 in your engine someplace. You either
21 got a cracked block or a bad head, and
22 if you ignore it, that water is gonna
23 get into the oil and one of these days
24 when you're running it at low, you're
25 gonna seize a Bering and something's

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1
2 gonna come out the side, so whoever
3 fixed it didn't do the job quite right
4 because I've fixed engines before, big
5 ones also, they shouldn't smoke for
6 more than five minutes. That should
7 clear up instantly as soon as the
8 engine reaches temperature. That one,
9 as it got hot, it got worse. I mean, I
10 never saw that much water smoke coming
11 out of an engine. You know what that
12 does, don't you, George, you're a
13 mechanic?

14 MAYOR HUBBARD: Um-hum.

15 MR. SWISKEY: Maybe you should ask
16 him to test run it for 20 minutes and
17 see if it really has cleared up.

18 Thank you.

19 MAYOR HUBBARD: Anybody else want
20 to address the Board?

21 MR. MOORE: Bob Moore, 139 Fifth
22 Street, Greenport.

23 I'm troubled by a statement that
24 the Zoning Board of Appeals chairman
25 made when he said that he feels like
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1
2 some members of the Board see only
3 black or white, and that wasn't the
4 words he used, but it's kind of what he
5 said.

6 I mean I feel like I've had an
7 issue that went before the Zoning Board
8 of Appeals that I lost, okay; so I'm
9 not happy about that and I'm trying to
10 resolve that, but when somebody states
11 that they're on the Zoning Board of
12 Appeals and they're not willing to bend
13 a little bit, it's either this way, the
14 law or not the law, they shouldn't be
15 on the Board of Appeals in my opinion.
16 That's the object of the Board of
17 Appeals. And I feel like Bob is
18 somebody that would look at things that
19 way. I don't know anything about
20 Mr. Reardon, I just know that Bob is a
21 sensible guy and he would make an
22 excellent member for the Board of
23 Appeals.

24 Okay.

25 MAYOR HUBBARD: Okay.

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2 MR. McSHEA: Christian McShea, 149
3 Fifth Street, Greenport. Against the
4 advice of my counsel and wife, I have
5 approached the podium tonight.

6 As many of you may know, I have a
7 problem with the entire PSE&G project.
8 I just had a few questions. I met with
9 Mr. Winkler, Mr. Swiskey, and
10 Mr. Chris, I believe his name is Brian
11 Maler (phonetic), we're all residents
12 of Fifth Street, with PSE&G yesterday,
13 sorry, Tuesday afternoon; and it was, I
14 guess, two guys from the public
15 relations side of things, they were on
16 the high end, it was Chris who gave the
17 speech, the presentation on Tuesday
18 night; and the head engineer Manny who
19 was, as Mr. Swiskey said, he seems to
20 be a very brilliant, brilliant guy, you
21 know, he has, you know, knowledge of
22 every aspect of construction, whether
23 it be the drilling, the electric
24 housing, how many feet every
25 transformer would be. You know, he

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1 answered every question. He has only
2 come on board in the last two months
3 though. He previously was working in
4 Europe taking apart reactors. I
5 believe he was retained obviously for a
6 reason, he's got to be a talented guy,
7 by PSE&G to come over here; but we did
8 ask him a lot of questions, and whether
9 it was a good idea or bad idea. He
10 provided a lot of information to us
11 that maybe he shouldn't have shared,
12 and it became very knowing that there
13 was not really much research put into
14 this entire project.

15
16 The reason I said to them, you
17 know, why are we here, why are we doing
18 this project here, we're a park, we're
19 running down a busy street with
20 probably the most full-time resident in
21 Greenport, down the stretch of Fifth
22 Street than anywhere else in the town?
23 Why are we doing this here and the
24 response was, it's the easiest, closest
25 route for us to do this, and I thought,
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1 wait, that's not right, you're at a
2 park here, you're at a beach, there's
3 an osprey's nest here, this is where
4 you have a camp in the summer for 50
5 kids eight hours a day, they go there
6 for two months straight, five days a
7 week. It's the busiest hub in
8 Greenport besides downtown for six
9 months of the year. It's a focal
10 point, people go there, they use it as
11 a destination to ride their bicycles,
12 and we're going to run this electric
13 line which everyone is gonna say is
14 safe and doesn't have much voltage and
15 whatnot, but it's going to light up all
16 Shelter Island pretty much or whatever
17 it's going to do. Why are they doing
18 this? I mean it's a lot of voltage and
19 it's going down my block, I live right
20 down the end of the beach, two-year-old
21 and a five-year-old. You look up
22 online cancer and electricity, I'm
23 sorry, childhood cancers and
24 electricity, there's a little bit of

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1
2 research on that that indicates that
3 there could be a connection. Okay. I
4 don't need the risk of it running down
5 my block.

6 We found another location with
7 this engineer on Fourth Street, we took
8 him over there, and the man was amazed,
9 and I may be losing a bit of a resource
10 here by throwing this guy under the
11 bus, but he said I can't believe we
12 didn't come here before, we never
13 looked at this spot. The location on
14 Fourth Street is so desolate that it's
15 like there's no one there, you're not
16 disturbing anyone, no one really would
17 go there in the summer, it's at a point
18 where it's in between an intersection
19 of beaches, only at like the extreme
20 low tide could you really come through
21 it, there's plenty of space for
22 equipment. There is really no housing
23 near it, the only residents there are
24 part-time in the summer. I know them
25 personally. I don't know if -- okay,
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1 that's not true?

2 AUDIENCE SPEAKER: (Inaudible.)

3 MAYOR HUBBARD: Let him finish.

4 MR. McSHEA: All right.

5 Anyhow, there is an easy way to --
6 I said, where else have you looked? He
7 said they didn't look anywhere. Why
8 didn't they look anywhere else?
9 Because this is the easiest point.

10 Why are we putting these cables in
11 a park, the most cherished portion of
12 Greenport? I just don't understand it,
13 and then again, the value you're
14 getting is gross, Maritza already
15 covered that, so please look into
16 getting some type of an assessor to get
17 the real value of what you're getting,
18 I mean, it's really -- I'm sorry, is it
19 true that you're the only negotiator,
20 Mr. Hubbard?

21 MAYOR HUBBARD: We talked about,
22 that whole Board has talked about that
23 in executive session.

24 MR. McSHEA: I'm sorry, that's not
25 Flynn Stenography & Transcription Service
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1
2 the answer to my question. Are you the
3 only negotiator on this project, yes or
4 no?

5 MAYOR HUBBARD: No.

6 MR. McSHEA: No.

7 Who else is negotiating?

8 MAYOR HUBBARD: The whole Board
9 has talked about that in executive
10 session --

11 MR. McSHEA: Okay, because
12 somebody just said you were the primary
13 or the only negotiator, the only
14 negotiator on the project; is that
15 true?

16 MAYOR HUBBARD: No, it is not.

17 MR. McSHEA: Mr. Roberts seems to
18 disagree. Do you have any comment, Mr.
19 Roberts?

20 TRUSTEE ROBERTS: The mayor is the
21 chief executive of the Village. The
22 mayor should be the person interfacing
23 initially with any potential, someone
24 to make a contract with and other
25 members of this Board to the best of my

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1
2 knowledge were only introduced to PSE&G
3 last week; so, you know, it's, the
4 process is just beginning.

5 MR. McSHEA: Okay.

6 My stake in this is a bit selfish,
7 I'm ashamed that nobody else really has
8 come forward. I have children, there's
9 not many children in the neighborhood,
10 I believe, you know, Mr. Martilotta and
11 Mr. Roberts may have some, you know, at
12 least on Fifth Street and where I live,
13 there's other kids there, but -- that's
14 not true either? Whatever. I guess I
15 live on Mars, I guess, I don't know.

16 Anyhow, I wish more people did
17 come forward because if it was on
18 Fourth Street, if it were on Sixth
19 Street, it would work. There would be
20 more people complaining.

21 Anyway, at the meeting, Mr. Dave
22 Kapell said, if you're gonna run, if
23 you want to run down Fourth Street,
24 you're gonna give me a new street, I'll
25 take it, and PSE&G didn't want to

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1
2 consider this, they didn't want to even
3 go back and look. I mean, have they
4 even said they were gonna go back and
5 look, has there been --

6 (Whereupon, several members of the
7 audience spoke simultaneously.)

8 MR. McSHEA: It was a very
9 reluctant --

10 MAYOR HUBBARD: Okay, let's --

11 MR. McSHEA: -- and I don't
12 believe that, has anybody been
13 contacted about that? Do I have the
14 right to reach out to PSE&G and speak
15 to these gentlemen about the
16 prospective other sites or do I need to
17 leave you in charge of that
18 negotiation?

19 MAYOR HUBBARD: I believe he gave
20 out his business card the other night,
21 if he gave his business card, he said
22 you could call him then you can call
23 him.

24 MR. McSHEA: Okay.

25 MAYOR HUBBARD: You're

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1 representing yourself, getting
2 information for yourself; you're not
3 representing the Village Board, you
4 want to get questions for him, ask him.
5

6 MR. McSHEA: Look, I know it's a
7 lot of money, I think that it was very
8 premature to select a site, I don't
9 think there was enough research put
10 into it. I believe basically, they
11 came up with a plan and, you know, it
12 seemed like a good deal, you're looking
13 to put more (inaudible) and the site
14 needs to be relocated. It's near the
15 park and it just doesn't need to be
16 there, and I don't want it down my
17 block; I feel like my constitutional
18 rights are being infringed upon. I'll
19 take the deal if you guys are getting
20 way underpaid, I'll do it for what's
21 right. This is money that's being
22 talked about is, it's a joke and if
23 they're gonna make revenue for 60 years
24 doming through the pipe and they're
25 gonna put more energy through it, it's
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1 just nuts.

2
3 Anyhow, I really do hope that we
4 could find a new location for this.
5 I'm going to do everything I can not to
6 allow it, so it would be in everyone's
7 best interest, I think, if we could try
8 to find a new location. If anybody is
9 against it, I don't know, but I just
10 wish we could.

11 Anyway, one other issue. The
12 drilling, they can't do it on Shelter
13 Island and they said they can't do it
14 anywhere else because they need this
15 angle that if they do it somewhere
16 else, it may not work. It seemed like
17 it was such a lay-up that this thing
18 was no problem, they were gonna nail
19 this thing, bing, bing, bing, they said
20 the other night, repeatedly said, they
21 weren't sure if it was gonna work.
22 They weren't sure if it was gonna work;
23 and I just want to know, how did it go
24 from this thing is like bam to not
25 going to work, it's not gonna work, we
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1 don't know, but this is the best option
2 we got; and it's just really tainted
3 and the whole, the whole show those
4 guys put on was despicable. I mean,
5 the one guy was chanting like we're
6 gonna get it done, we're gonna get it
7 done, we're gonna get it done, like he
8 was a football coach, it was like, it
9 was crazy, like we need to be cheered
10 on to agree with these guys, like, I
11 mean, it was nuts. If we do this for
12 under like, like Bill said \$5 million,
13 he says \$5 million, you know what, I
14 think that might be a fair number, but
15 you know what, start higher, negotiate,
16 don't just take what they offer you. I
17 mean, it's silly, I mean, this is the
18 shot to change this place, you really
19 want to make a difference, get what's
20 for you, a million bucks is gonna go
21 like that. All right, I mean, it's
22 just, it's just silly, they got nowhere
23 else to go, they even said it.

24 Thank you.

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2 MAYOR HUBBARD: Are you going on
3 this same topic again or are you --

4 MS. ALLEN: Just to clarify two
5 things he said.

6 MAYOR HUBBARD: Okay. Well, we're
7 not gonna add, there's other people
8 here, everybody else wants to talk, so
9 make it brief. I can't have everybody
10 coming back and forth.

11 MS. ALLEN: That's why I was
12 waiting to see if anyone else was
13 getting up.

14 MAYOR HUBBARD: Go right ahead,
15 Chatty.

16 MS. ALLEN: Some of the things he
17 is saying, they're not true. Fourth
18 Street, I grew up on Fifth Street,
19 that's my old stomping grounds. There
20 are a lot of children on that road
21 because I pick them up. Fourth Street,
22 growing up, we called it Little Fourth
23 because when Fifth and Sixth Street,
24 there were too many people there, the
25 locals knew, we went over to Little

1 Proceedings - 9-22-16

2 Fourth, so the beaches are still used
3 there, not as much as the other one.

4 But the main point is, a lot of
5 stuff he's saying, I'm sorry, Trustee
6 Roberts has been putting out there and
7 stirring the pot with misinformation.
8 That's what needs to stop. Okay. I
9 don't like you being called out, Mayor,
10 saying that you're the only one doing
11 things and nobody knows what's going on
12 because that's not the truth.

13 TRUSTEE ROBERTS: It is the truth.

14 Did anybody dispute what I just
15 said? We met the PSE&G guys last week,
16 I think that's fact.

17 MS. ALLEN: Because it's
18 information you're putting out. I
19 just -- the way you're going about it,
20 I don't think is right, and you're
21 stirring people up and information is
22 coming out. That's all I need to say
23 on that.

24 MAYOR HUBBARD: Anybody else wants
25 to address the Board?

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2 MR. MOORE: Doug Moore again.

3 Very briefly on the PSE&G thing.

4 I haven't been involved in meetings.

5 I've been at other places doing other

6 things, but I have been kind of

7 watching what's going on, and just one

8 of the points I think is aside from

9 nobody from Shelter Island is here, I

10 hope, tonight, them not looking out for

11 their own security by refusing a

12 substation which even with a reliable

13 cable would make sense to me; but it

14 seems inevitable that they need power

15 to run the island nation of Shelter

16 Island. It's inevitable, and they seem

17 to run out of welcome with Southold

18 Town, and it is unique though that I

19 don't believe that any public utility

20 lines run through the borders of the

21 Village serving other areas, it's only

22 the feeds we get for our own purposes;

23 so we have a stake in their interest,

24 in Shelter Island's interest and I

25 fully agree that we should get ample

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1 remuneration for the inconvenience and
2 the repairs, but I think there is a
3 theme coming out that we don't quite
4 know how this may impact us in the
5 future, so the suggestion I, it might
6 have been Bill that said it first, the
7 future perhaps should be also part of
8 the financial deal, that an easement or
9 a lease should be the gift that keeps
10 on going and negotiable after whatever
11 number of years because with ten years
12 of experience, you may realize that
13 your costs, as was indicated for
14 repairs or damage that was done that's
15 not obvious in the beginning, then you
16 can renegotiate the continuing easement
17 and you may be able to cover your
18 costs.

19
20 Also the benefit of this extra
21 line, if it incurs to the Village extra
22 cost, you would have to spend a large
23 amount of money to make the system
24 work, maybe that's not really a
25 benefit; so I'm just saying think about
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1
2 the present, the future.

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

5 (No response).

6 Nobody else wants to address the
7 board?

8 Okay.

9 MR. SWISKEY: One thing was the
10 sewer lines and this is what you have
11 to look into; they gonna claim that
12 they're gonna have two foot of cover on
13 this top of the bank of conduits.

14 Well, this bank of conduits is gonna go
15 down another two or three, four feet.

16 Well, I know that the depth of my sewer
17 and they're gonna have to go quite deep
18 to get these conduit banks under these
19 sewers because I don't think there's
20 enough room between most of the sewers
21 where I live on my side of the street,
22 Paul can check in the book and see what
23 the depth of it is, not the mains, but
24 the laterals that come out of the
25 houses, some of those are only like 36

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1 inches below the curb where they enter
2 the road, so the Village needs to look
3 into that carefully.
4

5 What I'm urging is, write down --
6 what you do is make a list, write down
7 every aspect of this, what might be
8 affected and research it.

9 Thank you.

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

12 (No response.)

13 Okay. We'll move on to the
14 regular agenda.

15 I'm sorry, I didn't see your hand.

16 MS. TAYLOR: I'll make it very
17 brief.

18 I've been very encouraged --

19 MAYOR HUBBARD: Your name?

20 MS. TAYLOR: I'm sorry, Teresa
21 Taylor, 126 Stirling Avenue here in
22 Greenport.

23 I was really heartened to hear how
24 many people had interesting and very
25 valuable ideas to give to you.

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1
2 This lady with the striped shirt
3 and some others who said you have to
4 look out for yourself, you have to do
5 this, do that. I think what's really
6 important is they're telling you that
7 if you do this the right way, it will
8 be so beneficial for us. This is not
9 just about Fourth Street or Fifth
10 Street, this is about the Village; and
11 if it can be done well and if you can
12 get a reasonable benefit package from
13 them, I think that there are a lot of
14 people who will continue to support it.

15 I also, I don't believe in that,
16 you know, not my backyard stuff. We
17 all live through a mess once in a
18 while. Did you ever try to renovate
19 the house, you're in a mess and then
20 it's done and it's good. I've lived
21 for a year-and-a-half now with a house
22 next to me being built, it was a mess
23 at the beginning, but there's a house
24 there now and I can breathe easy; but
25 it wasn't fun for the first year.

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1
2 I think we have to recognize that
3 not everything is going this easy, but
4 that there will be, I hope, a result
5 that will make it really worth it.

6 Thank you.

7 MAYOR HUBBARD: Thank you.

8 Anybody else wish to address the
9 Board?

10 (No response.)

11 Move to the regular agenda.

12 I'll offer Resolution 09-2016-1.
13 Resolution adopting the September 2016
14 agenda as printed.

15 So moved.

16 TRUSTEE ROBERTS: Second.

17 MAYOR HUBBARD: All in favor?

18 TRUSTEE ROBERTS: Aye.

19 TRUSTEE ROBBINS: Aye.

20 TRUSTEE MARTILOTTA: Aye.

21 TRUSTEE PHILLIPS: Aye.

22 MAYOR HUBBARD: Opposed?

23 (No response.)

24 Motion carries.

25 TRUSTEE ROBERTS: Resolution

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09-2016-2.

Resolution accepting the monthly reports of the Greenport Fire Department, Village Administrator, Village Treasurer, Village Clerk, Village Attorney, Mayor and Board of 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 carries.

TRUSTEE ROBBINS: Resolution

09-2016-3.

Resolution authorizing Mayor Hubbard to sign the Letter of Support for the Stage Two New York Microgrid Prize Program.

So moved.

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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 carries.

TRUSTEE MARTILOTTA: Resolution

09-2016-4.

Resolution authorizing Village

Administrator Paul Pallas and Trustee

Julia Robbins to attend the NYAPP

Annual Fall meeting on October 19th and

20th, 2016 in Albany, New York at a

conference fee of \$245 per person and a

room rate of \$159 per night per person,

plus all applicable travel costs. To

be expensed from account number

E.0782.000, Management Services.

So moved.

TRUSTEE PHILLIPS: Second.

MAYOR HUBBARD: 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 carries.

TRUSTEE PHILLIPS: Resolution

09-2016-5.

Resolution authorizing and further directing Clerk Pirillo to notice a solicitation for bids for the repairs of specified curbs and sidewalks prior to the undertaking of paving specific streets.

So moved.

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBBINS: Aye.

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR HUBBARD: Opposed?

(No response.)

Motion carries.

TRUSTEE ROBERTS: Resolution

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09-2016-6.

Resolution amending Resolution number 07-2016-15 from the July 28, 2016 regular meeting of the Board of Trustees to specify that the increase in the hourly wage rate of Donna Angevine is retroactive to July 20, 2016.

So moved.

TRUSTEE ROBBINS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBBINS: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE MARTILOTTA: Aye.

MAYOR HUBBARD: Opposed?

(No response.)

Motion carries.

TRUSTEE ROBBINS: Resolution 09-2016-7.

Resolution approving an increase in the hourly wage rate of Douglas Jacobs, from \$37.22 per hour to \$39.08 per hour, effective September 28, 2016; Flynn Stenography & Transcription Service (631) 727-1107

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1 pursuant to Article VII, Salaries and
2 Compensation, Section 9 (a) - Merit
3 Clause - of the current collective
4 bargaining agreement enforced between
5 the Village of Greenport and CSEA Local
6 1000; and further upgrading the Village
7 of Greenport title of Douglas Jacobs to
8 Electric Department Supervisor.
9

10 So moved.

11 TRUSTEE MARTILOTTA: Second.

12 MAYOR HUBBARD: All in favor?

13 TRUSTEE ROBERTS: Aye.

14 TRUSTEE ROBBINS: Aye.

15 TRUSTEE PHILLIPS: Aye.

16 TRUSTEE MARTILOTTA: Aye.

17 MAYOR HUBBARD: Opposed?

18 (No response.)

19 Motion carries.

20 TRUSTEE MARTILOTTA: Resolution
21 09-2016-8.

22 Resolution authorizing Treasurer
23 Brandt to perform attached Budget
24 Amendment number 3517, to fund the
25 Traffic Control Officer full-time
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1 position, and directing that Budget
2 Amendment number 3517 be included as
3 part of the formal meeting minutes of
4 the September 22, 2016 regular meeting
5 of the Board of Trustees.
6

7 So moved.

8 TRUSTEE PHILLIPS: Second.

9 MAYOR HUBBARD: All in favor?

10 TRUSTEE ROBERTS: Aye.

11 TRUSTEE ROBBINS: Aye.

12 TRUSTEE PHILLIPS: Aye.

13 TRUSTEE MARTILOTTA: Aye.

14 MAYOR HUBBARD: Opposed?

15 (No response.)

16 Motion carries.

17 TRUSTEE PHILLIPS: Resolution

18 09-2016-9.

19 Resolution approving the
20 attendance of Clerk Pirillo and
21 Treasurer Brandt at the New York State
22 Retirement System Employer Education
23 Seminar on October 6, 2016 in
24 Hauppauge, New York. There is no cost
25 for this seminar, and all standard
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travel and mileage reimbursements
apply.

So moved.

TRUSTEE ROBERTS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBBINS: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE MARTILOTTA: Aye.

MAYOR HUBBARD: Opposed?

(No response.)

Motion carries.

TRUSTEE ROBERTS: Resolution

09-2016-10.

Resolution authorizing the Village
of Greenport to provide one gratis
carousel ride to each Halloween Parade
participant from 11:15 a.m. through
12:00 noon on October 29, 2016.

So moved.

TRUSTEE ROBBINS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBBINS: Aye.

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Proceedings - 9-22-16

TRUSTEE PHILLIPS: Aye.

TRUSTEE MARTILOTTA: Aye.

MAYOR HUBBARD: Opposed?

(No response.)

Motion carries.

TRUSTEE ROBBINS: Resolution

09-2016-11.

Resolution approving the closing
of Front Street from the carousel to
First Street, and First Street from
Front Street to the Floyd Memorial
Library, from 12:00 noon through 1:30
p.m. on October 29, 2016 for the
Village sponsored Halloween Parade.

So moved.

TRUSTEE MARTILOTTA: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBBINS: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE MARTILOTTA: Aye.

MAYOR HUBBARD: Opposed?

(No response.)

Motion carries.

1 Proceedings - 9-22-16

2 TRUSTEE MARTILOTTA: Resolution
3 09-2016-12.

4 Resolution approving the
5 attendance of Code Enforcement Officer
6 Morris at the New York State Department
7 of State Code Enforcement Officer
8 classes 9A, Introduction to Code
9 Enforcement Practices Part 1; 9B,
10 Introduction to Code Enforcement
11 Practices, Part 2; and 9C, Inspection
12 Procedures for Existing Buildings, in
13 Yaphank, New York. Class 9A will be
14 held from 8:00 a.m. through 4:00 p.m.
15 from October 18, 2016 through October
16 20, 2016. Class 9B will be held from
17 8:00 a.m. through 4:00 p.m. from
18 November 15, 2016 through November 17,
19 2016. Class 9C will be held from 8:00
20 a.m. through 4:00 p.m. from December 6,
21 2016 through December 8, 2016. There
22 is no charge for these classes, and the
23 standard mileage reimbursement applies.

24 So moved.

25 TRUSTEE PHILLIPS: Second.

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Proceedings - 9-22-16

1 MAYOR HUBBARD: All in favor?

2 TRUSTEE ROBERTS: Aye.

3 TRUSTEE ROBBINS: Aye.

4 TRUSTEE PHILLIPS: Aye.

5 TRUSTEE MARTILOTTA: Aye.

6 MAYOR HUBBARD: Opposed?

7 (No response.)

8 Motion carries.

9 TRUSTEE PHILLIPS: Resolution

10 09-2016-13.

11 Resolution authorizing a Request
12 for Proposals for the towing and
13 impounding of vehicles in violation of
14 and as provided in, New York State
15 Traffic Law or Village of Greenport
16 Code, with proposal specifications to
17 be provided by Village Administrator
18 Pallas.
19

20 So moved.

21 TRUSTEE ROBERTS: Second.

22 MAYOR HUBBARD: All in favor?

23 TRUSTEE ROBERTS: Aye.

24 TRUSTEE ROBBINS: Aye.

25 TRUSTEE PHILLIPS: Aye.

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Proceedings - 9-22-16

TRUSTEE MARTILOTTA: Aye.

MAYOR HUBBARD: Opposed?

(No response.)

Motion carries.

TRUSTEE ROBERTS: Resolution

09-2016-14.

Resolution authorizing the Village of Greenport to conduct a lottery for permission to hunt deer, by bow and arrow only, as per New York State hunting regulations, in the western portion of Moore's Woods, beginning October 1, 2016; with not more than five people at one time hunting in the western portion of Moore's Woods.

So moved.

TRUSTEE ROBBINS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBBINS: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE MARTILOTTA: Aye.

MAYOR HUBBARD: Opposed?

(No response.)

Proceedings - 9-22-16

Motion carries.

TRUSTEE ROBBINS: Resolution
09-2016-15.

Resolution approving the
attendance of Clerk Pirillo, Deputy
Clerk Odden and any other interested
staff member or Trustee at the Suffolk
County Village Officials Association
Municipal Training Seminar from 5:30
p.m. through 9:30 p.m. on October 13,
2016 in Melville, New York. The cost
for the seminar is \$65 per person, to
be expensed from the corresponding
account. Standard mileage
reimbursements will be also be expensed
from the corresponding account.

So moved.

TRUSTEE MARTILOTTA: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBBINS: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE MARTILOTTA: Aye.

MAYOR HUBBARD: Opposed?

1 Proceedings - 9-22-16

2 (No response.)

3 Motion carries.

4 TRUSTEE MARTILOTTA: Resolution
5 09-2016-16.

6 Resolution authorizing and
7 directing the Village Attorney to draft
8 a letter to be reviewed and then sent
9 to the New York State Attorney General
10 requesting a formal opinion as to
11 whether or not the Village of Greenport
12 can charge a fee to the North Ferry on
13 a per-person, per-vehicle or other
14 basis.

15 So moved.

16 TRUSTEE ROBERTS: Discussion.

17 TRUSTEE PHILLIPS: Second.

18 I'm sorry.

19 MAYOR HUBBARD: All in favor?

20 TRUSTEE ROBERTS: Can we discuss
21 for a second?

22 MAYOR HUBBARD: Okay.

23 TRUSTEE ROBERTS: I'm for it.

24 I think this is important, I'd
25 like the Board to be able to review it

Proceedings - 9-22-16

1 before it's sent. I'd also like it to
2 include not just -- I don't want a
3 one-shot deal. These are complex
4 issues, I'd like to request a meeting
5 with someone from the AG's office. I'm
6 sure we won't get the AG himself, but
7 anyway, before it just to make sure we
8 do it right.
9

10 TRUSTEE MARTILOTTA: Are you
11 saying you want to amend the language
12 in this or are you saying you want to
13 look at it -- because I'd like to see
14 it as well.

15 TRUSTEE ROBERTS: It says reviewed
16 in the language, so I'm good, I just,
17 I'm just getting it out there since
18 we're all here.

19 MAYOR HUBBARD: Any other
20 discussion?

21 ATTORNEY PROKOP: There
22 shouldn't -- if we're going to vote on
23 this as it is, that's satisfactory,
24 that would be recommended by me; but
25 there is no procedure to meet with the
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Proceedings - 9-22-16

1 Attorney General, this is a formal
2 procedure where a letter is written to
3 the Attorney General requesting an
4 opinion. We could, there is no
5 available procedure that I know of, but
6 we could request that, if that's what
7 the Board wanted to do. I don't want
8 to say it can't be done, but would
9 recommend that it's not in the
10 resolution. If the Board wants that, I
11 will see if it's possible.
12

13 Is that a response to your
14 question, Trustee Roberts?

15 TRUSTEE ROBERTS: Yes, thanks.

16 MAYOR HUBBARD: I believe if they
17 decide that it is, if we are able to do
18 it, we can decide how we want to go
19 about doing it at a further point.
20 We're really just asking if it can be
21 done, if they say it can, we can impose
22 whatever we want.

23 TRUSTEE ROBERTS: Sure.

24 It's just the language of how we
25 ask will determine the response we get
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(631) 727-1107

1 Proceedings - 9-22-16

2 because if we use certain words, they
3 may say no, if we use other words, they
4 may say maybe. We should just, I think
5 it behooves the Board to review this,
6 this is an important issue and could be
7 a significant revenue event for us.

8 TRUSTEE PHILLIPS: I believe we
9 normally do get an opportunity to
10 review this type of a letter before it
11 goes out; and I think that's what will
12 happen; and we'll have the opportunity
13 to make comments on it, Doug, so that's
14 Trustee Roberts, so I'm hoping that
15 that's proposed soon.

16 MAYOR HUBBARD: Any other
17 discussion? Are we voting on this as
18 it's read or are we gonna modify it?

19 TRUSTEE ROBERTS: I'm not
20 proposing amendment.

21 MAYOR HUBBARD: Any more
22 discussion?

23 (No response.)

24 All in favor.

25 TRUSTEE ROBERTS: Aye.

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Proceedings - 9-22-16

TRUSTEE ROBBINS: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE MARTILOTTA: Aye.

MAYOR HUBBARD: Opposed?

(No response.)

Motion carries.

TRUSTEE PHILLIPS: Resolution

09-2016-17.

Resolution authorizing and directing the Village Attorney to commence collection actions for outstanding sewer arrears against two outside-the-Village sewer customers.

So moved.

TRUSTEE ROBERTS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBBINS: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE MARTILOTTA: Aye.

MAYOR HUBBARD: Opposed?

(No response.)

Motion carries.

TRUSTEE ROBERTS: Resolution

Proceedings - 9-22-16

09-2016-18.

Resolution appointing John Reardon to the Zoning Board of Appeals, effective October 1, 2016 to fill the unexpired portion of the term of member Douglas Moore, which expires on April 6, 2020.

So moved.

TRUSTEE ROBBINS: I'd like to have a little discussion on it.

MAYOR HUBBARD: You have to second it first.

TRUSTEE ROBERTS: Second.

MAYOR HUBBARD: Discussion.

TRUSTEE ROBBINS: I would like to say that I have known Bob Kiehl for many years, he is an associate of mine in the building trades, and he certainly is a qualified applicant. I understand the mayor moving forward simply because it's my understanding you only submitted your application to him yesterday or this morning that you're interested in the position; but Flynn Stenography & Transcription Service
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1 Proceedings - 9-22-16

2 I certainly, you know, would like the
3 mayor to have the opportunity to speak
4 with you about the position, so I'd
5 like to delay my vote on this tonight
6 until he has that opportunity.

7 I didn't know that there was going
8 to be the opportunity for other people
9 to apply, but I certainly would like
10 you to have the opportunity to be a
11 consideration.

12 TRUSTEE PHILLIPS: Trustee
13 Roberts, are you asking to table the
14 resolution; is that what you want to
15 do?

16 TRUSTEE ROBBINS: If that's the
17 appropriate way, yeah, to table it. I
18 think that would be a good decision to
19 make at this time.

20 MAYOR HUBBARD: We have a motion
21 to table; is there a second?

22 TRUSTEE PHILLIPS: I'll second it.

23 MAYOR HUBBARD: Okay. There's a
24 motion to table Resolution 09-2016-18;
25 any other discussion?

Proceedings - 9-22-16

1 TRUSTEE ROBERTS: Yes, please.

2 TRUSTEE PHILLIPS: Yes.

3 TRUSTEE ROBERTS: Go ahead,
4 Trustee Phillips.

5 TRUSTEE PHILLIPS: I just have a
6 question because I know that in the
7 past the mayor has asked Bob Kiehl and
8 I do respect the fact that he stated
9 that he didn't have time. We've all
10 done that. I do have one question
11 though that he does realize that
12 sometimes on some of the applications
13 that come before ZBA, some of the
14 current ones, Bob, you may have to
15 recuse yourself on the vote. Are you
16 aware of that? I mean I know part of
17 the emphasis is to understand that the
18 Village needs to come to a much more
19 even balanced decision on stuff, so
20 then we're really gonna fall into a
21 problem of not having an alternate to
22 take -- because that's what the code
23 does say is that, you know, if there's
24 a conflict, then an alternate is able

Proceedings - 9-22-16

1 to be appointed; so I agree with
2 Trustee Robbins in that I think we need
3 to table this until we could get that
4 type of a discussion with the mayor and
5 the applicants that are -- I know Jack
6 Reardon, he was on the Planning Board,
7 I dealt with him when he was on the
8 Planning Board, so there are some very
9 good, you know, this is a very good
10 applicant at the moment, but I think
11 that given the amount of activity
12 that's on ZBA and after observing them
13 for the last year, I think we should
14 just take a step back and have the
15 mayor have the opportunity to interview
16 both Bob and, and, and get a handle on
17 some of the stuff that's coming up.

18 That's all.

19 TRUSTEE ROBERTS: I want to thank
20 Mr. Kiehl for stepping up. We have a
21 really nice problem. We have more
22 people than seats who want to do this,
23 that's great.

24 To be honest, I didn't know this
25 Flynn Stenography & Transcription Service
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Proceedings - 9-22-16

1
2 was coming up unless it was one of our
3 late meetings, but I just saw it on the
4 agenda and thought, oh, I'm so glad we
5 found someone to do this because it's
6 so hard to find people. And knowing
7 that someone else is interested, I
8 agree, let's table this and do it
9 right.

10 I would like us to give credence
11 to outgoing Chairman Moore's ideas. If
12 we think we have this much interest, we
13 can certainly investigate the alternate
14 option. I think his suggestion of
15 alternates, we do have people who come
16 here and leave for parts of the year;
17 and so that's one way to get more
18 volunteers involved. I'd like us to
19 discuss that at the next work session.
20 We can also change the code, I know a
21 change of code requires a process, but
22 we can also change the code to put
23 seven people on the Board and then
24 everybody and -- maybe I'm wrong --
25 Okay.

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1 Proceedings - 9-22-16

2 Anyway, why don't we all do some
3 research and let's talk about it next
4 month when we've done some homework.

5 Thanks for stepping up.

6 MAYOR HUBBARD: Any other
7 discussion?

8 (No response.)

9 I'll have the Clerk call the roll
10 on the vote, please.

11 TRUSTEE ROBERTS: Point of
12 clarification, we're voting to table?

13 MAYOR HUBBARD: We're voting to
14 table my appointment.

15 TRUSTEE ROBERTS: A yes vote would
16 table it, and it would not happen now.

17 CLERK PIRILLO: Yes would table
18 it.

19 MAYOR HUBBARD: Yes would table
20 it.

21 TRUSTEE ROBERTS: Thank you.
22 Okay.

23 CLERK PIRILLO: Trustee Roberts.

24 TRUSTEE ROBERTS: Aye.

25 CLERK PIRILLO: Trustee Robbins.

Proceedings - 9-22-16

TRUSTEE ROBBINS: Aye.

CLERK PIRILLO: Trustee

Martilotta.

TRUSTEE MARTILOTTA: Aye.

CLERK PIRILLO: Trustee Phillips.

TRUSTEE PHILLIPS: Aye.

CLERK PIRILLO: Mayor Hubbard.

MAYOR HUBBARD: I'm voting no just

because I reached out to this

gentleman, I talked to him as man to

man, and I feel really bad to have to

make the phone call to him tomorrow

morning to say that it's not happening

at this point, so I'm gonna vote no

just because it was my appointment and

I feel, I had an honest conversation

with him, he had an interest and that's

the way I'm voting.

CLERK PIRILLO: Thank you.

MAYOR HUBBARD: Motion is tabled.

TRUSTEE ROBBINS: Resolution

09-2016-19.

Resolution appointing John

Saladino as Chairman of the Zoning

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1 Proceedings - 9-22-16

2 Board of Appeals effective October 1,
3 2016 to fill the unexpired portion of
4 the term as Chairman of Douglas Moore,
5 which term expires on April 1, 2017.

6 So moved.

7 TRUSTEE MARTILOTTA: Second.

8 TRUSTEE ROBERTS: Discussion.

9 MAYOR HUBBARD: Discussion.

10 TRUSTEE ROBERTS: This one was
11 also a surprise; but can you just -- my
12 only question is that John is the least
13 tenured member of the ZBA, so can you
14 just tell us a little bit about --

15 MAYOR HUBBARD: Yes, when Chairman
16 Moore was away for the winter, the
17 other member of the Zoning Board did
18 not feel comfortable with being
19 chairman, and I, a mayor, asked
20 Mr. Saladino to step in and take the
21 role for the four months when Chairman
22 Moore was gone. I think he did a good
23 job and that's why I asked him if he
24 would move on and take it over now
25 because the other Board members did not

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Proceedings - 9-22-16

1
2 feel comfortable with running a
3 meeting.

4 TRUSTEE ROBERTS: Okay. Thanks.

5 MAYOR HUBBARD: Any other
6 discussion?

7 (No response.)

8 All in favor?

9 TRUSTEE ROBERTS: Aye.

10 TRUSTEE ROBBINS: Aye.

11 TRUSTEE MARTILOTTA: Aye.

12 TRUSTEE PHILLIPS: Aye.

13 MAYOR HUBBARD: Motion carries.

14 TRUSTEE MARTILOTTA: Resolution
15 09-2016-20.

16 Resolution allowing the second
17 Annual Greenport Turkey Trot to begin
18 in Mitchell Park on Thanksgiving
19 morning, November 24, 2016 at 7:30 a.m.
20 with the 5K race course to proceed
21 through the streets of the Village of
22 Greenport and end in the Sterlington
23 Commons Shopping Plaza by 10:30 a.m.

24 So moved.

25 TRUSTEE PHILLIPS: Second.

Proceedings - 9-22-16

1 MAYOR HUBBARD: All in favor?

2 TRUSTEE ROBERTS: Aye.

3 TRUSTEE ROBBINS: Aye.

4 TRUSTEE PHILLIPS: Aye.

5 TRUSTEE MARTILOTTA: Aye.

6 MAYOR HUBBARD: Opposed?

7 (No response.)

8 Motion carries.

9 TRUSTEE PHILLIPS: Resolution

10 09-2016-21.

11 Resolution approving all checks
12 per the Voucher Summary Report dated
13 September 19, 2016 in the total amount
14 of \$723,086.12 consisting of all
15 regular checks in the amount of
16 \$628,331.13, and all prepaid checks,
17 including wire transfers, in the amount
18 of \$94,754.99.

19 So moved.

20 TRUSTEE ROBERTS: Second.

21 MAYOR HUBBARD: All in favor?

22 TRUSTEE ROBERTS: Aye.

23 TRUSTEE ROBBINS: Aye.

24 TRUSTEE PHILLIPS: Aye.

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Proceedings - 9-22-16

TRUSTEE MARTILOTTA: Aye.

MAYOR HUBBARD: Opposed?

(No response.)

Motion carries.

TRUSTEE ROBERTS: I put the motion out for executive session to consult with legal counsel.

MAYOR HUBBARD: Okay. We have a motion for executive session.

TRUSTEE ROBERTS: To consult with legal counsel.

MAYOR HUBBARD: To discuss with legal counsel.

TRUSTEE PHILLIPS: I'll second it.

MAYOR HUBBARD: We have motion to second.

All in favor?

TRUSTEE PHILLIPS: Aye.

TRUSTEE MARTILOTTA: Yes.

TRUSTEE ROBERTS: Yes.

TRUSTEE ROBBINS: No.

MAYOR HUBBARD: Opposed?

I'm opposed. Two opposed, three in favor.

Proceedings - 9-22-16

Let's have an executive session.

(Whereupon, the meeting was
adjourned for executive session at 9:04
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 is a true and accurate transcript of the proceedings taken on September 22, 2016.

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 this 22nd day of September, 2016.

STEPHANIE O'KEEFFE

ATTORNEY PROKOP: [10] 42/16 44/8 44/11 46/11 47/4 47/9 75/11 75/17 82/16 123/20
AUDIENCE SPEAKER: [5] 13/15 19/8 83/14 83/17 95/2
CLERK PIRILLO: [7] 132/16 132/22 132/24 133/2 133/5 133/7 133/19
MAYOR HUBBARD: [125] 2/3 2/11 4/5 6/11 6/22 7/14 8/15 8/24 13/16 14/14 15/16 15/23 16/3 16/18 16/23 20/5 20/19 20/24 22/12 22/22 26/17 27/7 28/2 28/9 28/12 29/5 30/15 31/15 32/7 32/10 33/3 35/2 37/3 38/22 39/4 39/16 40/5 41/23 42/5 42/21 56/20 58/12 58/18 68/13 73/11 73/20 83/20 89/13 89/18 90/24 95/3 95/21 96/4 96/7 96/15 98/9 98/18 98/24 101/25 102/5 102/13 103/23 106/2 107/9 107/18 109/6 109/16 109/21 110/10 110/15 111/2 111/7 111/24 112/5 112/21 113/11 113/16 114/11 114/16 115/8 115/13 116/5 116/10 116/22 117/3 117/17 117/22 118/25 119/6 119/21 120/2 120/18 120/23 121/19 121/24 122/18 122/21 123/18 124/15 125/15 125/20 126/4 126/16 126/21 127/11 127/14 128/19 128/22 132/5 132/12 132/18 133/8 133/20 134/8 134/14 135/4 135/12 135/25 136/6 136/21 137/2 137/8 137/12 137/15 137/22
MR. FEGER: [1] 30/17
MR. HOLLID: [10] 31/16 32/8 32/12 33/5 36/25 37/4 38/25 39/9 39/23 40/6
MR. KIEHL: [1] 21/6
MR. McSHEA: [11] 90/25 95/4 95/24 96/5 96/10 96/16 97/4 98/7 98/10 98/23 99/5
MR. MOORE: [7] 6/14 6/23 17/21 19/9 47/14 89/20 103/25
MR. PALLAS: [4] 4/4 88/4 88/8 88/13
MR. SALADINO: [4] 8/21 9/2 13/18 14/8
MR. SWISKEY: [26] 4/11 5/19 14/5 14/10 14/16 70/25 74/14 75/4 75/12 76/2 76/13 82/17 83/15 83/18 83/23 85/23 86/7 86/18 87/6 87/13 87/22 88/5 88/12 88/15 89/14 106/8
MS. ALLEN: [5] 58/20 102/3 102/10 102/15 103/16
MS. GORDON: [1] 65/22
MS. McENTEE: [3] 22/13 23/2 68/14
MS. MILLER: [8] 26/18 27/15 28/8 28/11 28/25 29/10 56/21 58/16
MS. TAYLOR: [2] 107/15 107/19
MS. WINKLER: [13] 40/7 42/4 42/7 43/7 43/9 43/20 43/25 44/10 46/8 46/25 47/5 47/12 50/15
TRUSTEE MARTILOTTA: [36] 16/22 20/22 86/10 109/19 110/13 110/25 111/5 111/10 112/3 112/19 113/15 114/10 114/15 114/19 115/12 116/9 117/2 117/16 117/21 117/25 119/5 119/25 120/22 121/18 121/23 122/3 123/9 126/3 126/20 133/4 134/6 135/10 135/13 136/5 136/25 137/19
TRUSTEE PHILLIPS: [48] 5/17 16/17 16/21 20/16 20/23 73/17 73/21 74/21 85/15 85/25 109/20 110/14 111/6 111/23 112/4 112/8 112/20 113/14 114/14 115/7 115/11 115/16 116/8 116/25 117/20 118/24 119/4 119/9 119/24 120/21 121/22 122/16 125/7 126/2 126/7 126/19 128/11 128/21 129/2 129/5 133/6 135/11 135/24 136/4 136/9 136/24 137/14 137/18
TRUSTEE ROBBINS: [41] 7/21 15/19 15/24 16/13 16/20 20/21 86/21 109/18 110/9 110/12 110/18 111/4 112/2 112/18 113/10 113/13 113/19 114/13 115/10 116/7 116/21 116/24 117/6 117/19 119/3 119/23 120/17 120/20 121/2 121/21 125/25 126/18 127/9 127/15 128/15 132/25 133/21 135/9 136/3 136/23 137/21
TRUSTEE ROBERTS: [64] 16/15 16/19 20/18 20/20 42/18 42/22 43/8 43/12 43/21

87/8 87/19 96/19 103/12 109/15 109/17 109/24 110/11 111/3 111/25 112/17 112/24 113/12 114/12 115/9 116/4 116/6 116/13 116/23 117/18 119/2 119/20 119/22 120/5 120/19 121/20 122/15 122/19 122/22 123/14 124/14 124/22 125/18 125/24 126/15 126/17 126/24 127/13 128/25 129/3 130/19 132/10 132/14 132/20 132/23 134/7 134/9 135/3 135/8 136/2 136/20 136/22 137/5 137/10 137/20
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\$300,000 [1] 54/19
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\$40 [1] 85/4
\$5 [3] 83/8 101/13 101/14
\$628,331.13 [1] 136/17
\$65 [1] 121/13
\$723,086.12 [1] 136/15
\$94,754.99 [1] 136/19
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