VILLAGE OF GREENPORT
COUNTY OF SUFFOLK STATE OF NEW YORK

BOARD OF TRUSTEES
REGULAR SESSION

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

MAYOR HUBBARD: Call the meeting to order.

Let's pledge to the flag.

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

(There was a moment of silence for Arlette Yvonne Brisson and Donald E. Ritter.)

MAYOR HUBBARD: Okay.

I got a couple of announcements. Are we ready?

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

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

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

That's all the announcements we have.
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We have a public hearing scheduled.

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

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

Basically the CAC recommends approval of this permit with the following conditions: On the east side of the east wall only, natural plantings will be permitted that require no maintenance; along the west side of the east wall, a grass buffer shall be planted that requires no fertilizer; during construction, all the spoils shall remain covered. It recommended that something proximity [sic] to water, no fertilizer should be used on any areas on the lawn; in addition, any new lighting must be shielded to minimize impact on.
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neighboring properties.

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

MR. PALLAS: (Inaudible.)

MAYOR HUBBARD: Okay.

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

You name and address for the record.

MR. SWISKEY: William Swiskey, 184 Fifth Street.

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

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

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

TRUSTEE PHILLIPS: I've seen it several times.

MR. SWISKEY: It was a mess, so I think maybe we should let our technical people look at this before we give them approval. They started this without coming for a permit anyway, it's half done. I mean they were so far in
violation of Village Code, it was ridiculous, so I think it's time to say stop, we really want to study this because that's a lot of water that's gonna go overboard on your road end, and you're responsible for handling it. I think they should be made to handle that water, not us because it's gonna cost a lot of money.

Thank you.

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

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

I think you're talking about the hospital wall.

MAYOR HUBBARD: Yes.

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

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

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

Thank you.

MAYOR HUBBARD: Thank you.

Anybody else wish to comment on this public hearing?

(No response.)

Okay.

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

TRUSTEE ROBBINS: We had some discussions on this runoff situation the last time we discussed it; and there were some concerns about where
that water was going to go.

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

MAYOR HUBBARD: We can close the public hearing.

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

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

MAYOR HUBBARD: Sure.
Go right ahead.

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

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

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

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

The rest of the project to us was kind of like a nonissue because the wall is going to hug the building. The west driveway, the south end of the
building, the parking lot is not gonna be affected by the wall; the wall is gonna be next to the building.

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

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

The wall, again, in my opinion, having seen the wall, I'm not -- I don't know everything there is to know about walls as far as where the rebar was spaced or base that the wall is on, that's on the plan, they had a professional engineer draw it, we were content, we were satisfied with his estimation, opinion of the project.
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But as far as the runoff, what the CAC was concerned with, it was our opinion that there would probably be less runoff into Stirling Creek with the way this is configured now and less runoff into the street the way it's configured now as opposed to the way it was.

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

The road is crowned, as I said.

There's two driveways, one in front of the emergency room that slopes down to a 12-inch drain, and there is one in front of, I think it's a construction area just before the end of the.
building, and that slopes down also, so that has a 12-inch drain.

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

AUDIENCE SPEAKER: (Inaudible.)

MAYOR HUBBARD: John has the podium.

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

Thank you.

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

MR. SALADINO: I'm not an official.

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

MAYOR HUBBARD: Go right ahead, Bill.

MR. SWISKEY: Thank you.

For one thing, six inches of permeable isn't gonna absorb that amount of water, 18 inches, whatever it is; and the holes in the bulkhead, well, they're not supposed to be there because right now -- before the water could run overboard, they were grandfathered, they changed the whole
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dynamic, they can't let that water go
in the creek.

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

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

Thank you.

MAYOR HUBBARD: Anybody else wish
to address?

Board members have anything now?

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

MAYOR HUBBARD: Okay.

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

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

TRUSTEE ROBBINS: I'm fine with
that.

TRUSTEE ROBERTS: Motion to close
the public hearing.

TRUSTEE PHILLIPS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBBINS: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE MARTILOTTA: Aye.

MAYOR HUBBARD: Public hearing is
closed.

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We will talk about that next month.

Thank you.

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

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

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

Anybody like to speak?

Mr. Moore.

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

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

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

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

AUDIENCE SPEAKER: Case.

MR. MOORE: Case, thank you.

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

I go there, that's my daily route downtown, it's never a problem. The problem is that people do park on the west side of the street. The signage is variable, it goes from no parking this side to no parking anytime to no parking. It should say no parking this side, and the sign should be new enough that you can actually read the letters, and then you should enforce no parking.
on that side of the street and with the restrictions I mentioned, I think we would have a workable situation.

    Thanks.

    MAYOR HUBBARD: Thank you.

    Anybody else wish to address the Board on this subject?

    (No response.)

    Okay.

    Any Board input?

    (No response.)

    Okay.

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

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

    TRUSTEE ROBERTS: Second.

    MAYOR HUBBARD: All in favor?

    TRUSTEE ROBERTS: Aye.

    TRUSTEE ROBBINS: Aye.

    TRUSTEE MARTILLOTA: Aye.

    TRUSTEE PHILLIPS: Aye.

    MAYOR HUBBARD: Motion carries.
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
the Village and has a reputation to prove it rather than someone who never participates with the ZBA before?

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

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

Thank you.

MAYOR HUBBARD: Okay.

MS. McENTEE: Joann McEntee, 242 Fifth Avenue.

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

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

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

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

"Mayor George Hubbard, I just found out that there is going to be a vacancy for a position on the ZBA Board of Trustees. I also heard that you were looking to appoint John Reardon. While I personally don't know John Reardon, I have heard about him. I would like it if you would consider another name that I personally consider more than qualified for the position, Robert or Bob Kiehl."
I've known Bob for more than 40 years, and he would be a great asset to have on this Board. His knowledge of the code and his years as a professional builder goes without question.

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

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

Thank you for your time.
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Michael Goldsmith, 231 Fifth Avenue, Greenport."

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

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

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

On the personal level, he has been a welcoming friend, a neighbor to us, and find him to care deeply about our community and our Village, Greenport.
Village. He is compassionate, fair, friendly, and is a hands-on person. We strongly recommend him for this position.

Thank you for your consideration.

Carlos and Nicole Seraberta (phonetic), 502 Front Street, Greenport."

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

I appreciate your consideration.

Thank you.

MAYOR HUBBARD: Thank you.

MS. MILLER: Carol Miller, 239 Fourth Avenue.

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

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

MS. MILLER: Okay.

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

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in the Town of Greenport?

MAYOR HUBBARD: Okay.

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

MS. MILLER: I'm asking.

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

MS. MILLER: Okay.

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

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

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

MS. MILLER: Okay.

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

Thank you very much.

MAYOR HUBBARD: Okay. You're
welcome.

MR. FEGER: Bob Feger, 126
Stirling Avenue.

I don't know either of the
gentlemen who are applying for this
position, and I think it does behoove
the Board to think about this a little
bit. I know the history of the
district and having difficulty filling

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positions, but the ZBA is the keeper of the gate as I see it. They're the ones who protect us from lowering the bar, and I think those positions are really critical that you people who have experience in that field, and I don't know the experience of either person, but I think that rather than run this through, I think you have heard enough commentary that many people feel like you might want to reconsider this and at least interview the people who are involved.

That's it.

MAYOR HUBBARD: Thank you.

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

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

MAYOR HUBBARD: What's that?

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

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

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

Mr. Mayor, is that right?

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

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

If he so wishes to try to be appointed for this and is willing to get into this for his -- not only his, he feels totally obligated to the Village. He has the true meaning that he feels like I do, this Village needs representation in the foremost, and he is the man that is considered to be the top guy. I've know him here for four years as a close friend, and he totally is right in line with everything going on in this Village. He knows everything, aspects of the Village, the codes, the building codes, everything that has to do with building, zoning, you name it, this man is totally qualified and I submit approval for
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this man totally.

MAYOR HUBBARD: Thank you.

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

I'm just giving a clarification, nothing against Bob or anything, I told him today, I go I'm glad he's volunteering that he wants to do that, and I wish everybody would get more involved, so that's where I came from. I did not even call him up again because he told me six months ago he didn't have time to do the other position. That's all.
MR. HOLLID: I got that, Mr. Mayor

--

MAYOR HUBBARD: Okay.

MR. HOLLID: -- and I understand

that totally, and I'm agreeing with you

as far as the Planing Board. We're

talking about the Zoning Board now, the

deal is different, maybe he is not --

wasn't obligated to do anything at that

point with the Planning Board, but now

he sees that the Village needs somebody

that can be a representative for them;

and Mr. Kiehl would be that total and

complete representative for the Zoning

Board, and I understand you are just

trying to get, squeeze somebody in,

maybe that's your prerogative to do

that and maybe you can do that on your

own; but you got to give the Village a

chance to speak somehow or other to

give other people that maybe want to be

involved with this to have a chance to

speak also, and be in line to be able

to vie with this person that you have
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gotten to know, maybe, I don't know
him, I don't know this man, I don't
know what his credentials are, what he
feels that he can do for the Village,
but we need a little, you know, we need
people to -- we need some more
involvement in this instead of just
saying you're going to do this for this
man. If other people are needing to or
wanting to be involved and wanting to
do this, then I think you should take
that into consideration also at this
point; if not, you got to let me know,
let the Town people know what's going
on as far as that goes.

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

MAYOR HUBBARD: The mayor makes
the appointment and it's ratified by
the Board; that is State law.
MR. HOLLID: So it goes to you only as far as the people that are involved?

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

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

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

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

MAYOR HUBBARD: Okay.

MR. HOLLID: Thank you.

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

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

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

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

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

MS. WINKLER: Okay.

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

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

ATTORNEY PROKOP: Who said informal?

TRUSTEE ROBERTS: Trustee Roberts did.

And so what I was -- may I?

MAYOR HUBBARD: Go ahead.

TRUSTEE ROBERTS: What I was trying to say is the numbers that we put out at the work session, I may
have, I maybe should not have used the words informal agreement. I was trying to -- we told everybody in public, these are the numbers that we have right now, right, so those are the same numbers that everyone knows about.

MS. WINKLER: Okay.

TRUSTEE ROBERTS: So that's --

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

TRUSTEE ROBERTS: Sure. Okay.

My apologies. There has been -- my apologies to everyone up here. There has been a discussion, we put out the numbers that had been discussed at the work session so people could consider, people have been sounding off.

MS. WINKLER: Okay. I get it.

TRUSTEE ROBERTS: To your question, I would say that we are in a negotiation phase and can't really discuss it.
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MS. WINKLER: Can you help me with whether we are going to proceed with securing an environmental engineer or some support for an electric utility appraiser to help us with the contract and the fair value, excuse me, the fair value question of the street.

ATTORNEY PROKOP: Do you want me to answer that?

MS. WINKLER: Please.

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

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

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

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

MS. WINKLER: Okay.

Any comment regarding the
appraiser?

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

One other point, was there a
comment at the meeting that it's now in
the hands of the attorney or the
attorneys are discussing it?
MS. WINKLER: Yes, that you
started negotiating or started talking
--

ATTORNEY PROKOP: Pardon me?

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

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

MS. WINKLER: Okay.

Thank you very much.

MR. MOORE: Doug Moore again.

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

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

I think it's important though, and
the responsibility of the mayor is to
seek balance on the Boards. I kind of
view some of our members as
disciplinarians as far as the code, and
I see other members as more relaxed and
interpretive as far as allowing
variances which the Zoning Board of
Appeals actually does. We have the
authority to accept the code but we
also have the responsibility to support
it.

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

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

Thanks.

MS. WINKLER: John Winkler, 175 Fifth Street.

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

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

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

My second comment, I guess, I
don't know if any of the Board members
had a chance to review the video from
the meeting we had Tuesday and there
was a lot of interesting comments. I
also met with PSE&G that morning with
Bill and two other gentlemen, Chris,
two Chrises, I can't remember their
last names but whatever, McShae
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(phonetic) and Noose (phonetic), I think; and we had a very interesting conversation and we got a lot of information from them.

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

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

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

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

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

Would it be enough? I have no idea, but what if something happens after they leave, say they go, they do the project, everything is honky dory, and then all of a sudden somebody's sewer line starts leaking or somebody's water line starts leaking; what's the exposure to the resident after they leave? How long is their exposure to the resident after they leave?

These are all things that, me, as a layman, I would think about; so just -- I think it's a good idea to get an appraiser. That's my opinion, and I think it should be the most important thing to do.

Thank you again for the sand, appreciate it.

MAYOR HUBBARD: Thank you.

MS. MILLER: Carol Miller, 239 Fourth Avenue.

I know you said before that you had asked Bob previously and he said he

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

In my opinion, I respect him for saying no, I can't do the job that should be done at this time because I've been, I've already committed to something else. At that point when he could commit, he did come to you and he did show an interest, as I said, you're still -- you're not -- you have Mr. Moore leaving in December, he had shown an interest and is willing to commit to it. I respect somebody who says no because they can't give the attention to a certain job that they feel is needed for that job; but when they come and say, I can give you the attention and they're trying to make a difference, not because they got time to spare but because they think it's important for the Town of Greenport in the way we're going with the housing and the variancing and the overcrowding at some of the housing, I think it
should be looked at more than just, I'm the mayor and this is what I said and we're all gonna vote on it. If people come to you, even if it is at the 11th hour or whatever the saying is, if there is that much concern behind it, I think there should be concern on your part to maybe take a second, look and put it on the back burner for a month 'til the next meeting.

Thank you very much.

MAYOR HUBBARD: Okay.

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

MS. MILLER: I thought it said December.

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

MS. ALLEN: Chatty Allen, Fifth Avenue.

I wasn't able to attend the PSE&G meeting because I felt I need to come to the ZBA meeting. There is a lot of
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stuff going on. Haven't been able to
get a computer to actually watch it, so
I don't know a lot of what was said at
that.

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

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

Okay.

I'm switching topics totally.

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

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

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

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

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

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

Okay, my other issue is, and my computer is not working well, so I did not have time to go through the codes.
and everything, but I know at one of the ZBA meetings, it was stated that the Village is trying to cut back on nonconforming lots. Right now, there are two projects on, well, three if you count the hotel, where the variances are unreal. They want to take one lot and there is no problem, if you have enough space to cut your lot in half and you have two conforming lots, there shouldn't be a problem with that; but when you start cutting these lots and you're making the lot sizes even smaller, I know somewhere in the code is that -- like I said, I didn't have a chance to try and find it, you need to make that, I don't know if it's code, whatever, that you have to stop with these nonconforming lots. People chopping up lots and cramming stuff. There's not enough room, and then I almost fell over after the two projects on Fifth Avenue or the public hearings, they go to the regular agenda and
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someone has a proposal to be accepted, there is a house already on the property, they want to subdivide it, put another house on, and the first variance I read, they need a 70 percent area variance. That stuff should be told no right from the get-go. You drive around just the Village, not Greenport, all of Greenport, the amount of vacant lots, abandoned houses that are boarded up and the houses for sale, these people want more income building these houses, there's plenty of other places to go than saturating neighborhoods and putting -- the people that live there, you're ruining their quality of life. One of the projects is going, will bring down the property value of their home that they have been in for how many years because of one of these projects.

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

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

Thank you.

MS. GORDON: Linda Gordon, 218 Fifth Street.

I want to talk about PSE&G and
what the gentleman was saying is something that I agree with in terms of how much is it really worth.

I know you said there's a reduction in property taxes, but it works out to like $35; that's not worth it.

I'd also like to know what kind of list you got to get on to get invited to these meetings. I live on Fifth Street, didn't hear a word until I saw it in the newspaper, the impromptu meeting at the end of the street; and then this week in the newspaper, there was a meeting in the schoolhouse. If you live on Fifth Street or Fourth Street or Sixth Street, you would think that everyone would have notification about something like that.

When the Village knows there is a snowstorm, they certainly get out and put little cards in your door, your car, to get your car off the street; so I think this is a highly important
endeavor that you look like you're heading towards that people need to be notified and be able to show up. This woman had a lot of information. I got nothing.

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

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

I think that's it.

Thank you.

MAYOR HUBBARD: Thank you.

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

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

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

Thank you."

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

He was also the contractor of a significant renovation we undertook in 2013, and I cannot say enough good things about the professionalism he displayed. Particularly requiring us to do everything to code even when it might not fit exactly with the design aesthetics or budget. He was a true professional, a rarity in the field.
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We have only gone on to appreciate his work as time has passed, and we have given our -- have taken on other projects.

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

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

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

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

Thank you.

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MR. SWISKEY: William Swiskey, Fifth Street.

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

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

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

One of the problems with the ZBA
is, and I go to a couple of the
meetings, I go to a few of the
meetings; they meet once a month, and
if they don't finish business,
everything is jamming, jamming. This
ZBA with as much business as it got
right needs to meet twice a month.

Now, I don't know how you institute
that. I mean even the Planning Board
has a work session a lot of times, and
then they have the regular meeting.
The ZBA meets once a month, and if
somebody comes in with an application
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say from this month, you forgot to
cross this T, come back next month,
that's not fair to the applicant,
that's not fair to anybody. That's how
things stack up, and you are stacked up
right now on your ZBA. I don't know if
you been to a meeting recently, but in
my opinion, it's really stacked up.

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

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

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

MAYOR HUBBARD: Yes.

TRUSTEE PHILLIPS: It is up to the
ZBA chairman to request if desired of
the members to have additional
meetings. We did have additional
meetings when I was ZBA chair. We had 123 Stirling, we had a couple of big major projects, but it is the chairman can request it; and to be honest with you, I'm very surprised given the amount of workload that they have had, that that wasn't either suggested or put onto the table.

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

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

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

MR. SWISKEY: Thank you.

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

ATTORNEY PROKOP: Yes.

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

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

I think it eventually becomes a
public document. It may not be a
public document while it's being
reviewed, but I'll look into that for.
MR. SWISKEY: I appreciate it because I'd like to keep -- I think that could be a great source of income for this Village. We could fix a road a year with that money and after a while, every road would be fixed. I mean we are really inconvenienced by the -- who here is not inconvenienced by the ferry? I mean it's a --

(Whereupon, many audience members spoke simultaneously.)

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

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

Couple of other things I wanted to do here.

First of all, the PSE&G cable, we met with the people there Tuesday morning and we met with -- or afternoon, with the engineer. The engineer had a lot of information.
because I had 14 questions for him.

As far as traffic, you have to remember that even though Route 25 is in the Village and the Town, it's a State highway, and if they do this job and I spoke to the engineer, and if they do it on -- they have to file two separate traffic plans. One with the Village for Fifth Street; what are you gonna do, how is the road, temporary, the whole nine -- it's gonna be a document and I would insist that they give it to you. I would also insist on a copy of the one that they're gonna give the State for their plan because that's gonna be in front of the school, it's gonna be in front of the bus company, it's gonna be in the Village. I would have those documents in hand before I signed any contract. They would be part of my negotiations. I would say, well, you can't be in front of the school at 12 o'clock, 3 o'clock on a Tuesday, can you schedule this
work for the weekends because you don't want to schedule it for night because basically up 'til past Driftwood Cove, you've got residential areas, after that it's -- there's no houses; so this is something that this Board wants to keep in mind. In other words, what you really have to do is you have to write down what you want; that's what I do. Maybe there's 15, maybe there's 20 issues, and these are what you present to PSE&G and say these are givens, these need to be addressed, forget the money issue, forget the other issues. I spoke to him, the impression was that this second cable that they're gonna put in for us is gonna give us automatic redundancy, it's not. It's gonna be a cable, an extra conduit they put in from Chapel Lane to our metering station, all right. Now, I'm not quite sure, but I believe he indicated that we're getting a second spot in their substation. I don't know if they have
enough space there or not, so I would make sure that we're getting that second space; but on our end, we are getting nothing, you're getting a cable. The switch gear necessary to do what you want to have automatic redundancy is gonna be quite expensive, probably well over a half a million dollars. In other words, you're gonna have both cables live here feeding one cable, when this circuit trips, what has to happen, it not only opens on Chapel Lane, it opens at Silvermere and after it tries to re-close once or twice, then it tells the other cable that this cable is open, to close, that's how you get redundancy, but I think you're gonna have to bring a professional in when you deal with items like that. It's not something that any board member here can deal with.

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

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

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

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

ATTORNEY PROKOP: Yes, sir.

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

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

AUDIENCE SPEAKER: (Inaudible.)

MR. SWISKEY: Five million dollars
plus the works.

AUDIENCE SPEAKER: Ten.

MR. SWISKEY: All right, you want
ten.

MAYOR HUBBARD: All right.

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

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

That's enough on that.

Now I'll get back to the TCO.

When are we gonna start enforcing time parking? I can't park in the IGA parking lot on the weekend; I have to go to Southold or Cutchogue. Those cars are there all day in the 20-minute zone. The ones by the drugstore, I can't get to the drugstore, that's a 15-minute zone. Those are the places where the TCO is really needed, not out in the Husing's writing some poor slob a ticket because he was a month late getting his car inspected. To me that's just money gouging. Why not pass a law that he could look at tires too or windshield wipers, if your
windshield wipers are cracked, that's a defective piece on your vehicle. Hell, we can make it a $40 fine for a windshield wiper.

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

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

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

MR. SWISKEY: Are we talking about hiring a second TCO?
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
if I want to start timed parking. I think moving cars is not gonna necessarily make more parking spaces; it's going to, you know, move cars only. That's not --

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

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

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

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

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

Anyway, thank you.
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Oh, and there's one other thing.

Number 4 engine is back online, right?

MR. PALLAS: Right.

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

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

MR. SWISKEY: How long?

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

MR. SWISKEY: Hey, I watched over half hour or more, and it was white smoke, Paul. That's an indication, I'm just gonna tell you that you got water in your engine someplace. You either got a cracked block or a bad head, and if you ignore it, that water is gonna get into the oil and one of these days when you're running it at low, you're gonna seize a Bering and something's
gonna come out the side, so whoever fixed it didn't do the job quite right because I've fixed engines before, big ones also, they shouldn't smoke for more than five minutes. That should clear up instantly as soon as the engine reaches temperature. That one, as it got hot, it got worse. I mean, I never saw that much water smoke coming out of an engine. You know what that does, don't you, George, you're a mechanic?

MAYOR HUBBARD: Um-hum.

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

Thank you.

MAYOR HUBBARD: Anybody else want to address the Board?

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

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

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

Okay.

MAYOR HUBBARD:  Okay.
MR. McSHEA: Christian McShea, 149 Fifth Street, Greenport. Against the advice of my counsel and wife, I have approached the podium tonight.

As many of you may know, I have a problem with the entire PSE&G project. I just had a few questions. I met with Mr. Winkler, Mr. Swiskey, and Mr. Chris, I believe his name is Brian Maler (phonetic), we're all residents of Fifth Street, with PSE&G yesterday, sorry, Tuesday afternoon; and it was, I guess, two guys from the public relations side of things, they were on the high end, it was Chris who gave the speech, the presentation on Tuesday night; and the head engineer Manny who was, as Mr. Swiskey said, he seems to be a very brilliant, brilliant guy, you know, he has, you know, knowledge of every aspect of construction, whether it be the drilling, the electric housing, how many feet every transformer would be. You know, he
answered every question. He has only come on board in the last two months though. He previously was working in Europe taking apart reactors. I believe he was retained obviously for a reason, he's got to be a talented guy, by PSE&G to come over here; but we did ask him a lot of questions, and whether it was a good idea or bad idea. He provided a lot of information to us that maybe he shouldn't have shared, and it became very knowing that there was not really much research put into this entire project.

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

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

AUDIENCE SPEAKER: (Inaudible.)

MAYOR HUBBARD: Let him finish.

MR. McSHEA: All right.

Anyhow, there is an easy way to --

I said, where else have you looked? He said they didn't look anywhere. Why didn't they look anywhere else?

Because this is the easiest point.

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

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

MR. McSHEA: I'm sorry, that's not
the answer to my question. Are you the
only negotiator on this project, yes or
no?

MAYOR HUBBARD: No.

MR. McSHEA: No.

Who else is negotiating?

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

MR. McSHEA: Okay, because

somebody just said you were the primary
or the only negotiator, the only
negotiator on the project; is that
true?

MAYOR HUBBARD: No, it is not.

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

TRUSTEE ROBERTS: The mayor is the
chief executive of the Village. The
mayor should be the person interfacing
initially with any potential, someone
to make a contract with and other
members of this Board to the best of my
knowledge were only introduced to PSE&G
last week; so, you know, it's, the
process is just beginning.

MR. McSHEA: Okay.

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

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

Anyway, at the meeting, Mr. Dave Kapell said, if you're gonna run, if you want to run down Fourth Street, you're gonna give me a new street, I'll take it, and PSE&G didn't want to.
consider this, they didn't want to even
go back and look. I mean, have they
even said they were gonna go back and
look, has there been --

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

MR. McSHEA: It was a very
reluctant --

MAYOR HUBBARD: Okay, let's --

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

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

MR. McSHEA: Okay.

MAYOR HUBBARD: You're
representing yourself, getting information for yourself; you're not representing the Village Board, you want to get questions for him, ask him.

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

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

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

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

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

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

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

MAYOR HUBBARD: Go right ahead, Chatty.

MS. ALLEN: Some of the things he is saying, they're not true. Fourth Street, I grew up on Fifth Street, that's my old stomping grounds. There are a lot of children on that road because I pick them up. Fourth Street, growing up, we called it Little Fourth because when Fifth and Sixth Street, there were too many people there, the locals knew, we went over to Little
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Fourth, so the beaches are still used there, not as much as the other one.

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

TRUSTEE ROBERTS: It is the truth.

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

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

MAYOR HUBBARD: Anybody else wants to address the Board?
MR. MOORE: Doug Moore again.

Very briefly on the PSE&G thing.
I haven't been involved in meetings.
I've been at other places doing other things, but I have been kind of watching what's going on, and just one of the points I think is aside from nobody from Shelter Island is here, I hope, tonight, them not looking out for their own security by refusing a substation which even with a reliable cable would make sense to me; but it seems inevitable that they need power to run the island nation of Shelter Island. It's inevitable, and they seem to run out of welcome with Southold Town, and it is unique though that I don't believe that any public utility lines run through the borders of the Village serving other areas, it's only the feeds we get for our own purposes; so we have a stake in their interest, in Shelter Island's interest and I fully agree that we should get ample
remuneration for the inconvenience and
the repairs, but I think there is a
theme coming out that we don't quite
know how this may impact us in the
future, so the suggestion I, it might
have been Bill that said it first, the
future perhaps should be also part of
the financial deal, that an easement or
a lease should be the gift that keeps
on going and negotiable after whatever
number of years because with ten years
of experience, you may realize that
your costs, as was indicated for
repairs or damage that was done that's
not obvious in the beginning, then you
can renegotiate the continuing easement
and you may be able to cover your
costs.

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

MAYOR HUBBARD: Anybody else wish to address the Board?

(No response).

Nobody else wants to address the board?

Okay.

MR. SWISKEY: One thing was the sewer lines and this is what you have to look into; they gonna claim that they're gonna have two foot of cover on this top of the bank of conduits. Well, this bank of conduits is gonna go down another two or three, four feet. Well, I know that the depth of my sewer and they're gonna have to go quite deep to get these conduit banks under these sewers because I don't think there's enough room between most of the sewers where I live on my side of the street, Paul can check in the book and see what the depth of it is, not the mains, but the laterals that come out of the houses, some of those are only like 36
inches below the curb where they enter
the road, so the Village needs to look
into that carefully.

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

Thank you.

MAYOR HUBBARD: Anybody else wish
to address the Board?

(No response.)

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

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

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

I've been very encouraged --

MAYOR HUBBARD: Your name?

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

I was really heartened to hear how
many people had interesting and very
valuable ideas to give to you.
This lady with the striped shirt and some others who said you have to look out for yourself, you have to do this, do that. I think what's really important is they're telling you that if you do this the right way, it will be so beneficial for us. This is not just about Fourth Street or Fifth Street, this is about the Village; and if it can be done well and if you can get a reasonable benefit package from them, I think that there are a lot of people who will continue to support it.

I also, I don't believe in that, you know, not my backyard stuff. We all live through a mess once in a while. Did you ever try to renovate the house, you're in a mess and then it's done and it's good. I've lived for a year-and-a-half now with a house next to me being built, it was a mess at the beginning, but there's a house there now and I can breathe easy; but it wasn't fun for the first year.
I think we have to recognize that not everything is going this easy, but that there will be, I hope, a result that will make it really worth it.

Thank you.

MAYOR HUBBARD: Thank you.

Anybody else wish to address the Board?

(No response.)

Move to the regular agenda.

I'll offer Resolution 09-2016-1.

Resolution adopting the September 2016 agenda as printed.

So moved.

TRUSTEE ROBERTS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBBINS: Aye.

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR HUBBARD: Opposed?

(No response.)

Motion carries.

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.

Flynn Stenography & Transcription Service
(631) 727-1107
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?
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;

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

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.

TRUSTEE MARTILOTTA: Resolution 09-2016-8.

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

So moved.

TRUSTEE PHILLIPS: 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 PHILLIPS: Resolution 09-2016-9.

Resolution approving the attendance of Clerk Pirillo and Treasurer Brandt at the New York State Retirement System Employer Education Seminar on October 6, 2016 in Hauppauge, New York. There is no cost for this seminar, and all standard Flynn Stenography & Transcription Service (631) 727-1107
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.
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.
TRUSTEE MARTILOTTA: Resolution 09-2016-12.

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

So moved.

TRUSTEE PHILLIPS: Second.

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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 PHILLIPS: Resolution 09-2016-13.

Resolution authorizing a Request for Proposals for the towing and impounding of vehicles in violation of and as provided in, New York State Traffic Law or Village of Greenport Code, with proposal specifications to be provided by Village Administrator Pallas.

So moved.

TRUSTEE ROBERTS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Aye.
TRUSTEE ROBBINS: Aye.
TRUSTEE PHILLIPS: Aye.
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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.)
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Motion carries.

TRUSTEE ROBBINS: Resolution 09-2016-15.

Resolution approving the attendance of Clerk Pirillo, Deputy Clerk Oddon 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?
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(No response.)

Motion carries.

TRUSTEE MARTILOTTA: Resolution 09-2016-16.

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

So moved.

TRUSTEE ROBERTS: Discussion.

TRUSTEE PHILLIPS: Second.

I'm sorry.

MAYOR HUBBARD: All in favor?

TRUSTEE ROBERTS: Can we discuss for a second?

MAYOR HUBBARD: Okay.

TRUSTEE ROBERTS: I'm for it.

I think this is important, I'd like the Board to be able to review it.
before it's sent. I'd also like it to include not just -- I don't want a one-shot deal. These are complex issues, I'd like to request a meeting with someone from the AG's office. I'm sure we won't get the AG himself, but anyway, before it just to make sure we do it right.

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

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

MAYOR HUBBARD: Any other discussion?

ATTORNEY PROKOP: There shouldn't -- if we're going to vote on this as it is, that's satisfactory, that would be recommended by me; but there is no procedure to meet with the Flynn Stenography & Transcription Service (631) 727-1107
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Attorney General, this is a formal procedure where a letter is written to the Attorney General requesting an opinion. We could, there is no available procedure that I know of, but we could request that, if that's what the Board wanted to do. I don't want to say it can't be done, but would recommend that it's not in the resolution. If the Board wants that, I will see if it's possible.

Is that a response to your question, Trustee Roberts?

TRUSTEE ROBERTS: Yes, thanks.

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

TRUSTEE ROBERTS: Sure.

It's just the language of how we ask will determine the response we get.
because if we use certain words, they
may say no, if we use other words, they
may say maybe. We should just, I think
it behooves the Board to review this,
this is an important issue and could be
a significant revenue event for us.

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

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

TRUSTEE ROBERTS: I'm not
proposing amendment.

MAYOR HUBBARD: Any more
discussion?

(No response.)

All in favor.

TRUSTEE ROBERTS: Aye.
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
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
I certainly, you know, would like the mayor to have the opportunity to speak with you about the position, so I'd like to delay my vote on this tonight until he has that opportunity.

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

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

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

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

TRUSTEE PHILLIPS: I'll second it.

MAYOR HUBBARD: Okay. There's a motion to table Resolution 09-2016-18; any other discussion?
TRUSTEE ROBERTS: Yes, please.

TRUSTEE PHILLIPS: Yes.

TRUSTEE ROBERTS: Go ahead, Trustee Phillips.

TRUSTEE PHILLIPS: I just have a question because I know that in the past the mayor has asked Bob Kiehl and I do respect the fact that he stated that he didn't have time. We've all done that. I do have one question though that he does realize that sometimes on some of the applications that come before ZBA, some of the current ones, Bob, you may have to recuse yourself on the vote. Are you aware of that? I mean I know part of the emphasis is to understand that the Village needs to come to a much more even balanced decision on stuff, so then we're really gonna fall into a problem of not having an alternate to take -- because that's what the code does say is that, you know, if there's a conflict, then an alternate is able.
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to be appointed; so I agree with
Trustee Robbins in that I think we need
to table this until we could get that
type of a discussion with the mayor and
the applicants that are -- I know Jack
Reardon, he was on the Planning Board,
I dealt with him when he was on the
Planning Board, so there are some very
good, you know, this is a very good
applicant at the moment, but I think
that given the amount of activity
that's on ZBA and after observing them
for the last year, I think we should
just take a step back and have the
mayor have the opportunity to interview
both Bob and, and, and get a handle on
some of the stuff that's coming up.

That's all.

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

To be honest, I didn't know this
was coming up unless it was one of our
late meetings, but I just saw it on the
agenda and thought, oh, I'm so glad we
found someone to do this because it's
so hard to find people. And knowing
that someone else is interested, I
agree, let's table this and do it
right.

I would like us to give credence
to outgoing Chairman Moore's ideas. If
we think we have this much interest, we
can certainly investigate the alternate
option. I think his suggestion of
 alternates, we do have people who come
here and leave for parts of the year;
and so that's one way to get more
volunteers involved. I'd like us to
discuss that at the next work session.
We can also change the code, I know a
change of code requires a process, but
we can also change the code to put
seven people on the Board and then
everybody and -- maybe I'm wrong --
Okay.
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Anyway, why don't we all do some research and let's talk about it next month when we've done some homework.

Thanks for stepping up.

MAYOR HUBBARD: Any other discussion?

(No response.)

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

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

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

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

CLERK PIRILLO: Yes would table it.

MAYOR HUBBARD: Yes would table it.

TRUSTEE ROBERTS: Thank you.

Okay.

CLERK PIRILLO: Trustee Roberts.

TRUSTEE ROBERTS: Aye.

CLERK PIRILLO: Trustee Robbins.

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

So moved.

TRUSTEE MARTILOTTA: Second.

TRUSTEE ROBERTS: Discussion.

MAYOR HUBBARD: Discussion.

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

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

TRUSTEE ROBERTS: Okay. Thanks.

MAYOR HUBBARD: Any other discussion?

(No response.)

All in favor?

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBBINS: Aye.

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR HUBBARD: Motion carries.

TRUSTEE MARTILOTTA: Resolution 09-2016-20.

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

So moved.

TRUSTEE PHILLIPS: 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 PHILLIPS: Resolution 09-2016-21.

Resolution approving all checks per the Voucher Summary Report dated September 19, 2016 in the total amount of $723,086.12 consisting of all regular checks in the amount of $628,331.13, and all prepaid checks, including wire transfers, in the amount of $94,754.99.

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: 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.
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Let's have an executive session.

(Whereupon, the meeting was adjourned for executive session at 9:04 p.m.)
CERTIFICATE

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