VILLAGE OF GREENPORT  
COUNTY OF SUFFOLK, STATE OF NEW YORK

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BOARD OF TRUSTEES  
REGULAR SESSION

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Third Street Firehouse  
Greenport, New York  
August 27, 2015  
7:00 p.m.

BEFORE:  
GEORGE HUBBARD, JR. - Mayor  
JACK MARTILOTTA - Deputy Mayor  
MARY BESS PHILLIPS - Trustee  
DOUGLAS W. ROBERTS - Trustee  
JULIA ROBINS - Trustee  
JOSEPH PROKOP - Village Attorney  
SYLVIA PIRILLO - Village Clerk  
PAUL PALLAS - Village Administrator
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MAYOR HUBBARD: I call the meeting to order.

Pledge to the flag.

(Whereupon, all stood for the Pledge Of Allegiance.)


(Whereupon, all remained standing for a moment of silence.)

MAYOR HUBBARD: Okay.

I've got couple of announcements first.

Village Hall will be closed on September 7 in observance of Labor Day.

The annual East End Seaport Museum Maritime Festival will be held on September 26 and 27.

The October meetings of the audit and co-committees will be held on October 5, 2015 because Columbus Day is the day we normally have it, so we're doing it a week earlier, if anybody is interested.

Also, on Friday, September 11, from

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8:00 to 10:00 p.m. the Custer Institute will be celebrating John Dobson's birthday by having two or three medium size Dobsonian mounted telescopes in Mitchell Park.

Custer Institute staff will be there explaining the night sky.

There will be no charge to the public for telescope use.

Trustee Roberts would like to make an announcement.

TRUSTEE ROBERTS: Thank you, Mr. Mayor.

I'm hosting an informal casual conversation amongst neighbors about rentals at the Loft.

Perry Angelson has offered to let us use his space above Harbourfront Deli Saturday morning, 9 o'clock.

All are welcome to join. We're just talking, no podiums, we're talking about rentals.

Thank you.

MAYOR HUBBARD: Okay. We have a liquor License Application, Carolyn Rusin as applicant for 314-316 Main Street.
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Then we'll move to presentation, we have Tony Hill of Penflex with Dave Rogers from RBC. They are the people that are in charge of the LOSAP program for the fire department and they're going to do a --

I'll let them explain.

MR. HILL: Hello.

So I'm Tony Hill, I'm from Penflex.

Dave is from RBC.

My firm -- You guys might remember Ed Houlihan, for those of you who have been Trustees maybe for a while. He started Penflex, and we are the actuary and also assist the Village in the administration of the program.

All right, so the Village hires us to do all the actuarial calculations similar to what the State Retirement System does it for all of your employees and tells you what to contribute. We do the same thing, except for the volunteer firefighter service award program.

I understand that there are some trustees that are new, so on your, in front
of you, you should have what every volunteer firefighter gets, as for the summery of the plan. So this goes through --

I'm sorry, I guess to be distributed.

I'm not gonna really -- I'm not gonna spend a lot of time on it. You can read through it. What this is meant to be is a plain-English definition and explanation of the benefits that are provided by the program.

But to really bullet point it, the volunteer firefighters, there's a point system. All right, so this sort of like a pension, but there's not salary. Most pensions are based on salary, so instead of it be based on salary, it's based on points.

For every call, drill, meeting, training things that a volunteer goes to, they earn points. The magical number is fifty. If they earn fifty points in a year, they get credit for the pension for the year. That pension is $20 lifetime monthly benefit payable at age sixty-five.

So a volunteer firefighter that joins
at age forty, volunteers for twenty years,
at age sixty-five, he or she can get $400 a
month for the rest of his or her life.

Payment is guaranteed to be made for
ten years, so if they die before age
seventy-five, payment will continue to a
beneficiary that they name; otherwise, it's
payable for the rest of their life.

All right. The maximum benefit that
can be earned in this plan is $600 for
thirty years.

Several years ago, maybe five, six,
seven years ago, the max was twenty and the
Village had a referendum to increase that to
thirty, so in the next couple years,
firefighters will be hitting that thirty
year, this year is the twenty-seventh
year -- Well, the plan, originally there
was buyback, the Village bought back five
years of service, so it's not actually the
twenty-seventh year, it's the twenty-third
year, but with the five year buyback, this
is the twenty-seventh year, so there will be
a point in the future where firefighters
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will hit that cap again, and not be able the
crue any more benefit in the plan, so
that's something -- that's really something
mainly to keep aware of because of the cost
of the program.

I'm going through this really quick
because if you have questions, I can
certainly answer them.

The contribution that the Village makes
in 2016 for this plan is roughly 233,000
about, okay, so that is done by evaluation
based an assumed rate of return. We're
assuming five-and-a-half percent rate return
based on a life expectancy assumption and
the volunteer population.

Okay.

You are -- the plan right now is
roughly seventy-five percent funded. There
was some, I don't know, we can go into all
that if you want to, but there has been --
the Village has changed vendors over the
years. We were brought in to try to help
get back on track, so in order to keep costs
manageable, it would be great for you to be
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putting in $400,000 a year and get caught up quicker, but, you know, that's not reality, there are property tax caps and things like that we have manage through these things, and so we are on a slow path of getting this fund built back up.

Okay.

So it's going to be -- down the road is when the firefighters reach this cap, it will help in cost savings, unless you decide to extent it out, but that's something for down the road.

So, again, the annual contribution right now is somewhere around two hundred thirty-five. Dave will present about how the investments go. It's certainly a lot of the cost. The main driver of the cost is the return the assets, so we all have seen what's happening in the Market, you're not a hundred percent the SMP, so you're not seeing that volatility, but certainly it's impacting you, so if we continue to have years that are, you don't return the five-and-a-half, the idea is that over a
long period of time, it's going to counterbalance, but right now we're in a more difficult challenging situation.

So, again, our job, we do the actuary work, tell you how much to contribute. We also assist with the administration, when a firefighter wants to change the beneficiary, when a firefighter dies, contact the beneficiary, do all that kind of stuff for the Village.

Any questions about that? I know I'm trying to go really quickly.

I know there are some new trustees that are new to it, are there questions about it at all?

TRUSTEE ROBERTS: Not immediately, no.

MR. HILL: If things come up, I can certainly answer, but I want to give Dave an opportunity to speak too.

TRUSTEE ROBERTS: It would be great if we could get your contact info and digest it --

MR. HILL: Sure.

TRUSTEE ROBERTS: -- ask some question.
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MR. HILL: Sure.

MR. ROGERS: Hello, everybody. My name is Dave Rogers I'm the senior vice president portfolio manager with RBC Wealth Management. We work in Albany.

Those big blue folders in front of you is what I brought down. There is a lot of information there. I won't expect anybody to, you know, study it today.

We have been -- we're approaching our tenth anniversary together. We have been working with you guys since November 2005.

When we became involved with you, we put an investment policy in place that puts constraints on we can do with the assets, it's conservative, it's roughly thirty-percent stock, seventy-percent fixed income.

We set that because if you do the math and what market returns tend to be over time, you get to a six-percent rate of return, which is what we're trying to do every year and help you achieve your actuarial assumptions.
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That being said, we're struggling with earnings right now. You know, we didn't put these in place when -- nobody envisioned interest rates going to zero, and still a lot of our assets are in fixed income; and we get the question a lot, you know: Should we be more aggressive? Should we get more involved in the Stock Market? We're not sure that's a good idea either. You know, the Stock Market is at all-time highs.

So we're kind of in a difficult position right now where, unfortunately, I'm the one that has to tell you that I think we're going struggle to earn five-and-a-half percent for a while; and the trade off, again, is do we take more risk and then maybe have that backfire on us, or do we just recognize that these cycles happen, you know, rates will go up again some day. I truly believe that really to get to that five-and-a-half, six percent number, we need rates to go up and the Stock Market to correct, and that may be a ways off.

Right in our investment policy

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statement, it does say that our actuarial assumption could be irrelevant for long periods of time, and unfortunately this the one of those. Again, largely, you know what you're getting in the banks these days, and if there is nothing else out there with a guarantee on it that's got any kind of yield either.

So we are struggling to get you earning at right now. I think we'll get through this. We got through '08 together quite well, you know, and we're just going to have these times, I think, where we're just not going to be able to meet your actuarial assumption, and I'd be thinking that in your planning and budgets at this stage of the game.

Our long term record is fine, but, you know, now when you have 2008 wrapped in here, there is nothing -- unless we were completely in the Stock Market, there's really -- our benchmarks are averaging about five percent now over the last ten years.

There is no time period now that we're
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going six. Again, largely it's driven
where interest rates are, and, you know,
there is nothing we can really do about
that.

So there is a lot of different things
we can do. We're happy to have the
discussions about what else is out there.
Do we increase risk? Do we change our
investment policy? But our advice, at least
at this stage, is to kind of keep things the
way they are.

If you have questions or concerns,
certainly let us know what they are and
we'll engage those with you. You do get a
monthly statements. We can give you
quarterly performance reports. They are
distributed around. You know what's going
on. We encourage questions. Our cards are
in those folders, so all our contact
information is there. I know Sylvia knows
how to find us.

We're happy to, you know, entertain any
questions, comments or concerns that you
have.
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So that's a short-and-sweet presentation tonight.

Are there any questions I can answer for anybody?

MAYOR HUBBARD: Anybody of the Board have any questions?

TRUSTEE ROBERTS: Got do read it.

It may be in here and if I haven't seen it yet, but the executive summary, the one-pager of proposed changes from old to new would be helpful or just a little e-mail.

MR. ROGERS: For the investment policy?

TRUSTEE ROBERTS: Yes.

MR. ROGERS: I actually have an old copy in there. I think it says copy on it.

TRUSTEE ROBERTS: If there is anything you wanted to highlight, some sort of an outline bullet.

MR. ROGERS: So what I'll do is, I'll send e-mails out tomorrow.

TRUSTEE ROBERTS: Yeah. Like read this section carefully. I mean, I'll read the whole thing but --
MR. ROGERS: There's actually only a few changes. It's really on the second page where the asset classes are listed.

We needed to add some asset classes for things that are going on today that weren't going on five or six years ago.

An example unconstrained bonds, you know, these are managements that can short interest rates. We never needed that when the Bond Market was -- Well, it's in the bold market for thirty years, and we think that's changed now, so there are some asset classes we just need to add to and we expanded some of the upper and lower ranges a little bit to produce a bit of flexibility around what is going on with the markets right now.

But that's it, everything else is pretty much the same, so I'll highlight that for you and send it down to Sylvia. Give me a couple of days on that, but I will do it.

TRUSTEE ROBERTS: Thank you.

MR. HILL: I'm going to add one thing. Dave kind of looked to me when you
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mentioned the Executive Summary.

Back in June, at the June meeting, did everyone get like a manila folder with
information from us with a special
commentary and a fact sheet; does that sound familiar at all?

TRUSTEE ROBERTS: Yes.

MR. HILL: Okay. So that's our way of communicating to the Village Board outside
of a meeting like this, where we just don't have as much time about what you really need
to know about what's going on with the program.

One of the things we changed is that we now project out two years for our cost, so that 35,000, the Village always knows exactly -- the Village always, has always had an advantage in a different fiscal year because this plan runs on calendar year -- I'm assuming you run on a June 1 fiscal year -- but what we're doing now is you always, like that thirty-five, you know exactly what to budget, and so we recognize two years ago that we're in just a different

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time as far as volatility and different things, so we need to at least come up with ways to let our customers know in advance on how to react to the budgets. You'll always know exactly what you need to budget, no surprises where, like at the end of the year, the Market goes down by fifteen percent and all of a sudden you're stuck and your budget is already set.

Also just a little bit about us, I should have mentioned, we work the 350 villages, fire districts, I'm sorry 300 here in New York State, villages, fire districts, towns on these service award programs.

This is all we do. We don't do any qualified plans, we don't do any 401(k) or private pension plans, just these service award programs is what we do, so we have a little bit of a niche expertise.

I passed my cards out to Sylvia; if you have any questions, please let me know.

MAYOR HUBBARD: Thank you very much for coming down.

Nice to meet you.

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MR. HILL: Thank you for having us.

MR. ROGERS: Thank you.

MAYOR HUBBARD: Next we have the public hearing Turret and Leighton Wetlands Permit Application for 746 Main Street.

That has been noticed for the public hearing. We have the CAC Report here, so I'll open it up to anybody from the public that would like to address the Turret and Leighton Wetlands Permit Application.

Okay.

Nobody from the public wants to comment on that one.

I'll make a motion that we'll close the public hearing, and we'll discuss that at our work session.

TRUSTEE PHILLIPS: Second.

MAYOR HUBBARD: All in favor?

(All Said Aye.)

MAYOR HUBBARD: Opposed?

Motion carried.

That public hearing is closed.

The second public hearing we have is Costello Marine Wetlands Permit Application,
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210 Carpenter Street, the Greenport Shipyard.

Again, that public hearing has been noticed and we have a copy of the CAC Report here, so I'll open it up to the public if anybody would like to comment on the Greenport Shipyard Application.

Your name and address for the record.

Thank you.

MR. OSINSKI: My name Michael Osinski, 307 Flint Street in the Village. I own the Widow's Hole Oyster Farm in the Village. We have been growing oysters for fourteen years.

I just got a copy of this CAC recommendation about the mitigation. They want to test, they want to hire an outside tester, environmental, full environmental assessment conducted, and somewhere in here it says they want to make sure the pollutants aren't seeping into the water.

We are the canary in the minefield. Oysters are a very delicate animal, and if there was any pollution, we're the first
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people to be effected.

I've been growing oysters for fourteen years in the Village, and it's been a real pleasure.

I also have to make a caveat. Steve is my neighbor, and it's an honor for me to call him my friend. When I moved here, I really, you know, I looked up to men like Steve, and I still do. I'm sure, George, you grew up him. Steve is a respected member of this community, but we're all neighbors here. What are we, three blocks from any point from each other?

Anyway, the point I wanted to make is I've been going oysters for fourteen years. In the fourteen years, I've been notified of every closing in Long Island. The State notifies me. The DEC notifies me.

I've been closed twice, Hurricane Irene and Hurricane Sandy; and those closings were all the rainfall rushing out and polluting the bay, all kinds of contaminants wash in. Mostly sewer systems backed up, cesspools backed up, and they closed us down, I was
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closed for three weeks after the Sandy, but those are the only times I have been closed and the State -- matter of fact, Monday the State is coming over to check, they're going to pull oysters, they're going to do water-quality sampling at my dock, and they do this, they've been doing this for fourteen years.

The point I'm trying to make is, there is no pollution from the shipyard that's affecting the most delicate of creatures in Greenport Harbor. There is no such thing, and I don't think it's -- I think common sense should prevail here with the Board.

What we don't need is to go out and spend taxpayers' money, to go out the hire outside consultants to look for something, to go out and start digging in somebody's backyard and looking for things. There is no pollution.

If there was pollution, I would be the first person to be notified. Everybody in Long Island would be told, you know, Greenport Harbor is closed because --
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everybody in my business would be notified
and told Greenport Harbor will be closed
because of pollution from the shipyard.

There is no such thing and there never
has been as long as I've in this harbor
growing oysters for fourteen years.

I don't think that this a real problem.
I think that spending taxpayers' money and
forcing an honest, hardworking
taxpaying citizen to cover these expenses to
go out and look for something that doesn't
exist is an overreach, and I hope common
sense prevails on this Board.

That bulkhead, the sooner that -- if
there was any problem there, the bulkhead is
the solution, get it done, get it done as
fast as possible, get people on the water,
get them working.

This is, the shipyard is the heart and
soul of Greenport. It's been there since
whaling days. You may find -- if you go
dig, you may find whale oil. This is an
important feature of what Greenport truly
is. It's not bars and restaurants.

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Greenport is the working waterfront.
Get these guys working as soon as possible.

Thank you very much.

MS. ROBINS: Thank you.

MAYOR HUBBARD: Thank you.

Anybody else want to address the Board?

MR. OSINSKI: Oh. One other point I wanted to raise. I'm sorry, George, I forgot. Sorry, I beg your pardon.

The body, the governmental body that oversees pollution is the DEC. It's my understanding they have okayed this work. The Village of Greenport doesn't have --

When I get shut down for polluted water, it's not the Village that comes and shuts me down, it's the DEC. It's their job to look for pollution and find it. They okayed this work, put them to work.

TRUSTEE PHILLIPS: Thank you, Mike.

MR. OSINSKI: Thank you.

MR COSTELLO: My name is John Costello. I'm with Costello Marine Contracting, and we are performing the bulkhead repairs at Steve
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Clarke Shipyard, Greenport Yacht; and I'm aware of what the DEC, I'm aware about the marine contracting business since before the DEC was formed.

I can tell you that the DEC came with a determination that this a Type II action. There is no more environmental regulations that have to be followed. There is no wetlands on this property. There should never even been a Wetlands Application made for this event. Bulkheads are not -- behind the, the dirt behind the bulkhead is not wetlands. We are not going out in front. We're building a dock.

Eileen Wingate asked that the permit application, Wetlands Permit Application be made for this. My daughter told her, I don't believe it should be. The DEC says it should not be; but, as asked, we made the application for Wetlands Permit at the guidance of Eileen Wingate in order to calm things down, we made the application.

We made the application. The DEC had it declared several things about this.
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application. It has three or four permits from the DEC. When they make a determination that SEQRA is closed, that there is no environmental Type II done, the environmental review was done.

We have a Water Quality Permit from the DEC. They have a -- the wetlands regulation that if you're doing dredging, we're not doing dredging; and we have the -- all the DEC, there's five different reviews at the DEC on the environmental regulations. If there is any contamination of any soil, if, they want I it retained behind the bulkhead.

What I'm going to do is, I'm going to submit to the Board a few drawings of the amount of fill that was excavated there.

You will see the fill, most of it is beautifully clean sand, a lot of debris was taken and taken to the dumps. It was all taken out of there.

What we did, we were short a few hundred yards of fill, and I can tell you not only will I give you a sample of the fill, it was dredged overboard in New
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Suffolk. Some of it was purchased from East Coast Mines. There is no contamination on either one, so the additional fill needed to fill some of the voids, bulkhead was falling over, we put it in straight, half the boards are gone, but it did require some fill, it was brought in, and if you take the -- I'll give you the sample of the material that put in behind the bulkhead (handing), and the DEC, should there be any contamination whatsoever, there is contamination in a lot of yards, I can tell you, you probably have more in the Village than anywhere, at the Village Highway Department and a few others; but still keep it inland, keep it off the roads.

Road runoff is another big problem in the Village of Greenport, as you all well know. It's going overboard, water runs downhill. The material being placed at Steve Clarke's Greenport Yacht is permeable, it will go -- the water, the rain will go into the ground.

Clean sand is a filter. It is one of
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the best filters of swimming pools. It will
filter any of the rainwater, and it will
contain the contaminants behind the bulkhead
where they belong, if there is any. I'll
just give you a couple of -- look at some of
the photos (handing), and I think you should
pass them because I could tell you, it's a
little bit -- that's the material that we
placed in from out of town, East Coast Mine
in New Suffolk.

As you can see, as the excavation, you
can see in all the photographs, you can see
the type of fill that we have escalated out
of there. That's the fill, the original
fill. That shot was taken from the
Greenport Ferry. We got a void we had to
fill, so I think if you take a look at some
of the photographs, you will see the types
of fill and whatnot.

If anybody has any questions I will
certainly try to answer any of them.

TRUSTEE ROBERTS: I do, if I may.

Do you have documentation from the DEC
that this is a type II?
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MR COSTELLO: Yes we do, and it was sent to the Village, so you probably have it too.

TRUSTEE ROBERTS: I feel like we asked the last time this came up, and maybe not produced.

MR的成本洛：好吧，事实上，我可能——好吧，我有这里，但是我告诉你什么——

MAYOR HUBBARD: Is it in there?

MR COSTELLO: I have it, and pass it down the line, you can all take a look at it (handing).

TRUSTEE ROBERTS: Maybe I can read this.

MAYOR HUBBARD: Sure, go right ahead.

TRUSTEE ROBERTS: "This is not a permit. New York State Department of Environmental Conservation notice of complete application." Dated July 9, 2015.

The shipyard -- I'll skip to the good part.

"This is to advise you that this is your application for the permits listed

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above is complete. It does not signify approval of your application for permit. Additional information may be requested from you at a future date as it is needed to reach a decision on your application. It has been determined that your application is a minor project. A decision is due to you within forty-five days of the date of this notice." It's dated July 9.

"SEQRA, State Environmental Quality Review determination, project is not subject to SEQRA because it is a Type II action."

MR COSTELLO: If you don't have a copy of that, I'll get you all the copies you need.

MAYOR HUBBARD: It may be in the folder. There's a hundred pages in there, I didn't have time to look through them all.

MS. PIRILLO: It's right here.

TRUSTEE ROBERTS: I just went to be clear, is this the folder that we had last month or is this new information?

MAYOR HUBBARD: These folders came from the Clerk's Office or is this from the
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Building Department?

MS. PIRILLO: The Clerk's Office.

MAYOR HUBBARD: It was put together for the meeting tonight.

TRUSTEE MARTILOTTA: It's the same file, the information -- the only thing that has changed was the actual application document, not the DEC paperwork, that was all original. It was all in there from the beginning.

MAYOR HUBBARD: Okay.

MR. CLARKE: Mr. Mayor, that piece of paper --

MAYOR HUBBARD: Come on up to the podium, please.

MR. CLARKE: My name is Steve Clarke. I spoke at the last meeting, and I gave each of you a copy of the letter which I read, and stapled to that was a copy of the letter that was sent to me which Trustee Roberts, you just read.

It doesn't make for fun reading, and I wouldn't blame anyone for not having looked at it, but it's been around for a while, and...
it was -- that, actually that letter was
sent to John and myself and, I believe, to
the Village Clerk, I'm not sure, but I think
the Village Clerk, before the actual permit
was issued two days later. It was separate
from the permit.

It was to tell us, tell all of us not
that we were getting a permit, but that the
determination had already been made that
State Environmental Quality Review Act made
it clear that this was a Type II action, and
there would be no, on the part of the DEC,
there would be no environmental review
required. That doesn't mean that the DEC
did not review the environment as we go
along.

If you look the DEC permit, a list of
requirements that have to be met as the
project proceeds, that list the
mind-boggling, and I believe that we have
complied with everything that is on that
list.

But the single piece of paper that you
have now looked at, all that does is make it
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clear to all of us, before the permit, where they stood with regard to this State Environmental Quality Review Act.

TRUSTEE PHILLIPS: Excuse me, John. I just have to ask a question, John.

In this file, we have what is called a permit, Under the Environmental Conservation Law, permittee and facility information. This is the one that goes through and explains all the requirements that Steve just mentioned, but then you get down to this last page here where they actually issued you a permit number, which is the number that you go by whenever you're referencing this with the DEC, correct?

There is a document here that says, "Notice, the Department of Environmental Conservation, DEC, has issued permits pursuant to the Environmental Conservation Law for work being conducted at the site.

Now, isn't that what you're talking about as far as being issue a permit from the DEC?

MR COSTELLO: The permit is not that
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one-page issue.

TRUSTEE PHILLIPS: No, I know it's not a one-page issue, but that's just one part of the process, right?

MR COSTELLO: That is one part of the process.

TRUSTEE PHILLIPS: Thank you.

MR COSTELLO: The other part of the process is for the Village of Greenport.

Nowhere in the Village's code that we could find anything that determines that a bulkhead and the material behind the bulkhead in place is a wetlands application; and I'll tell you that some of the repairs that we have done for the Village on bulkheads, we have done extensive repairs on bulkheads for the Village, the Railroad Dock, we've done Mitchell Park. We're continuing, we are not expanding out into the water where you're required to have a Wetlands Permit, docks require Wetlands Permits.

The other there in the Village Code, one of the Village Codes is like the Bible,
it has been for years, is the LWRP.
Waterfront dependent commercial uses need
it. We put the LWRP in because several
properties were being developed and devoured
with condominium properties, a working
waterfront.

Let me tell you about Greenport
Shipyard that you already know. The number
of people that are employed down at
Greenport Yacht, the shipyard -- well, I
have Costello Marine Contracting working
down there, and I have about twenty-four
people, that's only one of them. Steve has
a group of men working down there. Norfolk
Welding works there. Bob Hamilton fishes
out of there, and Ted Bucci is running an
oyster business out the there now.

The number of people on a working
waterfront in the LWRP requires -- Andy
Laugenthal is down, there's North Ferry,
South Ferry, I mean these are crucial
businesses for a working waterfront.

Your LWRP, that's one thing you have to
maintain for a working waterfront, and I
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hope this Board and everybody else is for a working waterfront in Greenport.

Thank you.

Any question I'll do my best the answer them.

MAYOR HUBBARD: Thank you.

MR COSTELLO: If you could give me that sand. I don't know if that's -- that's running around the floor any more than I --

MAYOR HUBBARD: You can have it back.

MR COSTELLO: Because you may need it this winter when it starts snowing.

Can I take these photographs, I'll get a copy of these, I'll give them to you?

MAYOR HUBBARD: Just send a copy to the Clerk, that way we have them in our folder and everybody can review it.

MR COSTELLO: Okay.

I'll give them to her for your record.

Thank you.

MAYOR HUBBARD: Thank you.

Anybody else wish to address the Board?

MR. MOORE: Good evening. I'm Douglas Moore, 145 Sterling Street.
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Just a matter of disclosure, I've chaired the Zoning Board of Appeals, but I'm not speaking about a zoning issues.

It's really not necessary to give personal testimonials about Steve Clarke, everybody knows his contribution to the Village and the importance of the property.

I also don't think that anyone would dispute that the work being completed is not what's needed for that property. I think that's the big benefit, just stabilizing the areas that have already been done.

What I want to comment on is the process, and I don't deny that the Board of Trustees should take an interest in any waterfront protect. I think their jurisdiction should be their interest, and if the waterfront, there is a possibility of disturbance of the water, there may be other issues, I certainly would encourage you to look into them.

I think the problem in the process that's occurred is in the code, I'm not sure there are any strict penalties that are
applied, or at least in the past when these
issues have come up seeking forgiveness
rather than permission in advance, is that
there really haven't been any consequences,
and if there are some methods to push
pressure that these things get done upfront,
I would really encourage that to be done,
but I think you'll all agree that this is an
issue that is already in the past tense.

This is a beneficial project, and it's
a matter of time to gather the necessary
things that you feel should additionally be
discussed, and I'd encourage you to do that.

Thanks.

MAYOR HUBBARD: Thank you.

MR. BRUDEN: Yes. My name is Howard
Burden, I currently live at 24-02 Bockman
Path in the Villages in Florida.

A little background. I was born in
Orient, lived in Greenport most of my adult
life until we had a medical emergency, and I
was forced to go to Florida and take care of
my parents who have subsequently both passed
on.
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We owned East End Supply Company. We were at 203 Front Street many years. We sold at 203 Front Street because of the congestion and we could not expand the business on Front Street, so we purchased property in Greenport, not in the Village, but at 230 Corwin Street.

There we ran the wholesale marine distribution business until 1988, when we sold so Lewis Marine Supply of Fort Lauderdale Florida.

One to one concerns when we sold was keeping people, Greenport residents that have worked for my family for an excess of thirty years employed in the Village of Greenport.

Unfortunately this past year, Lewis Marine, the people that bought our business twenty-seven years ago, due to financial constraints in the economy were forced to close down the operation and put many people out of work in the Village of Greenport.

Presently, I have my real estate people looking for a residence. My wife and I will
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be returning to the Village of Greenport as
soon as we can accommodate it.

I have been asked by many in the marine
industry if we would consider going back
into the marine supply business, and I would
definitely -- although the building over on
Corwin Street is not available right now for
what we would like to do, we would certainly
consider the eastern end of Long Island and
Greenport is my home. I'm a graduate of
Greenport High School.

That being said, when I heard about
this project and what was going on, having
worked with Steve and John for many years,
Mary Bess and her family, I came up to
Greenport to look at what was going on, to
look at some real estate, and I walked
around the project, and like every project
that the DEC is involved with, there are
many rules and regulations that must be
followed.

When I walked the job site, I could see
the care of which Mr. Costello and his
people use in not disturbing the
environment, putting in the bulkhead, due to the fact that, yes it needed repair.

The Department of Environmental conservation of New York has come up with rules and regulations so that when a boat is hauled out of the water and it's pressure washed, all the sediments that is washed off the bottom of the vessel goes into containment basin. Then it is tested to see that the toxins that are in paint that the designed to kill marine algae and things do not go into the water and are thus not harmful to marine environment.

That is basically what Mr. Costello has done for Mr. Clarke down here is protect the environment.

That being said, there are a lot of regulation you have to go through permitting process DEC, Army Corp or Engineers, so forth and so on. Those criteria were met. The job, it's not my property, but people can go down there, ask Mr. Clarke, he will show you what has been done, why it's been done, and the care that has been taken in
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completing this job.

    When you're dealing with the resource
of the water quality in the Village of
Greenport, it is of the utmost importance.
That's why many years ago, they came out
with the holding tank containment laws.
Many years ago, people went to the bathroom
and it went out through the hull and into
the marine environment, and thus you have
nitrogen increases and you have a lot of
problem, you have bacteria, you have fish
kills, less oxygen, on and on and on.

    Having made my living around the water
and being from Greenport, it makes you think
that Greenport is not only a special place,
but they want to keep it a special place.

    Now, politics aside, when you go
through the DEC, and you go through the Army
Corp of Engineers processes, you then come
up against the local government, which has
the right to determine what is going on and
to protect their quality of waterfront
properties to the best of their ability.

    Now I hear that they've got a
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Conservation Advisory Committee that is a bunch of appointed people, they're not elected people, may I use the word tree huggers to an extent because they're against anything that deals with the environment. They're very cautious, and they should be, but they don't have degrees in Marine Science, there's a lot of things that they're not familiar with, they simply want to have a voice.

That being said, I would just like the Board to consider how much weight their recommendations pro or con actually carry because if you impede any business owner's ability to make a living and increase costs, especially today's economy, you could be looking at some costly litigation for the Village of Greenport or any municipality for that matter.

Thank you.

MAYOR HUBBARD: Thank you.

MR. SALADINO: John soladino, 6th Street.

In the interest of full disclosure, I'm
a member of the CAC. I'm not the tree hugger. My qualifications, I have a degree is Conservation Biology. I don't know if that counts.

There is few things that I would like to just mention. This public hearing is about a permit process. It's about a permit process that wasn't followed. It's about a contractor and a business owner that took it upon themselves not to follow the permit process and the law of Greenport.

Regardless what we hear today, and I have a few things to say, but regardless what else we hear today, Chapter 142 of our code mandates that you follow that process.

You can make any excuse you want, that the DEC decided this, the DEC decided that, we didn't think it was necessary, I dispute. Not me personally, the contractor disputes that a bulkhead is not part of the wetlands.

The first thing I would like to say is the DEC doesn't speak where it's impossible for them to make a mistake, for them to decide that this is a Type II process.
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without any testing.

Just let me say the DEC's own reports online, there is a thousand of them. The DEC, the EPA and the United States Navy in shipyard remediation, anything done in a shipyard, anything done in a shipyard has a high potential of toxic waste, anything, digging, excavating, bulkhead replacement. Six or seven heavy metals are always found, asbestos, PVCs, pesticides and fuel.

For the Village to ask for the CAC to recommend and ask that soil test is done, as experienced as John Costello is and as much experience as Steve Clarke has, they can't look at a piece of property and say there is nothing wrong that with. They don't have that ability.

By the owner's own statement, when the CAC made their inspection of the property, after the process was over without permits, we asked about another piece of property, a portion of the property they had done prior to that without a permit, and the owner's own statement was "Oh yeah, that piece was a
nightmare." When they excavated there, they dug up tanks, they dug up motors, they dug up equipment.

A reasonable person would say, "Well, if there is toxic inclusion there, why wouldn't it be forty feet away here?"

To suggest that we're trying the kill the working waterfront, that we're trying to inhibit people from making a living, to suggest that Mike's Oysters should be the benchmark of what happens in Greenport is ludicrous at best.

This project was a month ago. I don't know what's leaching into the water, not being an oyster man, I have no idea if one month is enough time for any toxicity to show up downstream, a half mile away where Mike's oyster beds are, I don't know, and that shouldn't even be the issue. That shouldn't even be the issue.

The process is the issue, and the process is, you apply for a permit, you get an inspection, you get a recommendation from the CAC, which by the way is mandated by the
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LWRP. In 1977, they mandated that CAC be created and oversee these projects and make the recommendation to the Village Board. If you don't think those people are qualified, if you don't think myself and the rest of the people on that committee are qualified, by all means, change it; but this the all part of the process. It's not a bunch to tree huggers. It's about people that care about Greenport, about revitalizing the oyster factories and the oyster business here by preventing pollution and toxicity from entering the water. None of the recommendations were outrageous.

Three of yous were on this board for a while and two newcomers and yous have to kind of recollect the recommendations that were made and none of them, unlike other municipalities, were over the top.

I would like to remind you also about the LWRP. The LWRP says that we should promote a working waterfront. Sometimes people that work on the water, and I'm not saying it's Mr. Clarke, but sometimes people
that work on the waterfront look at the waterfront as a toolbox. They don't look at it as an asset, they look at it as a toolbox to promote their business and provide a profit.

That's the reason we have places like Love Canal and the Gowanus Canal and years ago the Hudson River and the rivers in Pennsylvania that spontaneously combusted into fire, it's because the people that work on that waterfront cared more about doing their job on the waterfront than preserving the waterfront. That's one of the reasons the LWRP addresses that with the CAC and with the Village Board.

There is a law in New York State that if you're in an environmentally sensitive area, you take the shovelful of dirt out a hole, one shovelful of dirt out of a hole, regardless what you hear here or what you heard before, this is law and it's undisputable, if you take a shovelful of earth out of a wetlands area, before you put the shovelful back, it has to be
characterized, and that means it has to be
determined if it's toxic or if it's not. If
it's not, you're allowed to put it back. If
it is, then it opens up another bullet.
What do you do with it? Where do you get
rid of it? Who do you get in touch with to
provide the fill to put that back?

To come here with a sample of sand and
say this is clean fill, with all due respect
to John, he's been in this business a
million years, he doesn't know that. He
doesn't know that at all.

For two people that were on this
Village Board, one as a mayor, one as a
deputy mayor, both of them as trustees to
say they didn't know they needed a Village
Wetlands Permit to do that is disingenuous
at best. I find that hard to believe.

This project was done by stealth, no
one was notified. Steve Clarke's statement
was, he didn't believe you needed a permit.
He also stated for the record that he was
positive John Costello didn't know that he
needed a Wetlands Permit to do this. Again,
that's disingenuous. That not true.

As a member of the CAC, I've been on three other projects where John was the contractor, all of them he had applied for permits, Wetland Permits from the Village. Chapter 142 of the Village's code is black and white, it's as plain as day for everyone to read. You need a Wetlands Permit. The DEC can make recommendations. I don't believe the Army Corp of Engineer issued a permit for this project, so to exclude them. The DEC, the permit was applied for on the 6th of July, the completed application was received on the 9th of July and the permit was issued on the 10th of July. In my experience, seven years on the CAC, here and in other municipalities, that's unheard of.

To declare this a Type II action, I also dispute. By their own records and there is a thousand of them online about shipyard remediation, none of them, none of them, the DEC, EPA and US Navy would agree that this is a Type II action.

We can debate it, you can debate
opinion, you can't debate facts. Those are the fact, and they're undisputed.

The things that are normally -- for a shipyard that has been in existence since 1935, 1938, whatever the date.

MR. CLARKE: 1830s.

MR. SALADINO: Mr. Clarke is making my point even better. For a shipyard that's been in existence since the 1800s, to assume that there's not toxicity here is ludicrous. Heavy metals, lead, cadmium, nickel, copper trace elements, it stays with you forever.

To suggest that doesn't happen there is not realistic. To suggest there is no fuel there, there's no asbestos there are also unrealistic.

These are not reports written by the friends the snail gardens or two headed frogs or tree huggers; these are reports written by the United States Navy, by the Environmental Protection Agency, and by the Department of Environmental Conservation in New York State; so we can go on speculation or we can read what we know are facts.
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This permit is wrong on all levels, on
all --

AUDIENCE MEMBER: Can you speak up? I
can't hear you.

MR. SALADINO: This permit is wrong on
all levels. To legitimize this action is
wrong. To codify this is wrong. To say
that you can do this and not have to worry
about repercussions is equally wrong.

There was a Stop-Work Order issued.
The Stop-Work Order said, "Stop all work
until application is made." That was wrong.
There was no mention of compliance. All
Stop-Work Orders talk about compliance, stop
work until you comply.

For some reason, this project didn't
have to come into compliance, all it had to
do was make an application. The Village
Board's explanation was we wanted to
preserve the upland portion of the project
because we wanted to get the bulkhead in.

The bulkhead was already in disrepair.
The bulkhead was already leaching the upland
portion into the Harbor. To suggest --
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Also this project had no containment which is also required by the DEC. I don't know why that wasn't addressed.

We just had a -- The CAC just had a wetlands application eighty feet from the watercourse, the previous, the previous public hearing, the building is going up eighty feet from the high-water mark, eleven feet above the elevation of the watercourse, eighty feet from watercourse, and the DEC's is recommendation was containment when you build a building. Yet for some reason there was no recommendation for containment here.

My point is that the DEC has different issues than the Village. The Village doesn't rubber-stamp the DEC recommendations, they never have. George, you've been on the Board for eight years, we've never done that. We have only made an independent assessment and made our own recommendations.

In my experience, I don't think of any of them have been unreasonable, I don't think this one is unreasonable. To ask for
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soil samples from the excavated portion.

We just had an application for a building permit, for a demolition permit because there was -- they had to go through an asbestos abatement process because it might have been suspect that there might have been asbestos there.

New York State says that you don't have to do that. If the asbestos is encapsulated and contained either in shingles or around a pipe, it's not a hazard. If this soil is toxic and it's undisturbed, we leave it alone, but once you aerate, once you remediate it, once you excise it, once you excavate it, now it's a different story, now you're required to do environmental testing.

I just don't understand why the pushback on this. It's not like anybody's looking to hurt Steve, it's not like anybody is looking to hurt John.

Is there an added expense involved? Perhaps yes. I'm not sure what it would be.

But to suggest that a shipyard that has been in existence for well over a hundred
years that there is no toxicity there and
that it's just too expensive to decide if
there is, and the fact that -- my
calculations, I might be wrong, but I went
by the permit, and it was 300 something feet
of primary bulkhead and then 250 feet, but
if we only use 400 feet because they stopped
when it made the turn 50 feet around the
bend, that was just using a mathematical
equation, that comes out to 2,300 cubic
yards, 2,300 cubic yards of excised
material, 3,300 tons of material that we
have no clue what's in it, that a simple
soil test and an environmental consultant
could tell us exactly. If we find out that
it's toxic, we move from there. If we find
it's fine, it's not a problem.

I just don't understand the pushback on
that.

Mr. Costello, the contactor, said that
this is a minor project. The owner's
statement to us when we made the inspection
was that it was the largest civil
engineering project in the Village of

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Greenport, excluding perhaps Mitchell Park.
I can think of a few others, but I'll take him for his word.

The largest civil engineering project in the Village of Greenport, you don't think there should be some kind of an environmental oversight on that, you don't think there should be some kind any oversight in that. You think somebody should be able to do the largest civil engineering project in Greenport on their own, without this Board's, CAC's, somebody's oversight. I think that's ridiculous to suggest.

We can't be hypocrites about the environment. We can't be hypocrites about go green, go solar, do this do this, do that, then let a project like this go on without oversight.

It's contrary to what the LWRP says. People talk about the LWRP all the time, perhaps we should read it. I have. Perhaps the people that promote it should read it. It's there. Does it say promote the working
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waterfront? Of course it does, and it should, but does it say that the working waterfront should have free reign and do what they please to be able to do business, not even close, not even close.

Again, not speaking for the CAC, only speaking for myself, it's hard to separate the two because I have the information, a lot of the information because of my position on the CAC, but I would recommend that this Board reject this permit, go through with the recommendations about soil testing and stuff like that, not codify an illegal act.

There has been four or five other illegal projects at that site, and you and the contractor and the owner of the property work it out among yourselves, but don't legalize an illegal act after the fact just because you're worried that somebody down the road is going to say, "well, he didn't have to do it, I don't have to do it." You can address that by punitive damage, fine, whatever you decide, but don't codify this
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and make it legal after the fact before you
even know what harm has been done.

Thank you.

MAYOR HUBBARD: Thank you.

MR. SWISKEY: William Swiskey, 184 5th
Street.

Now, we all know that Steve is going to
have to finish his bulkheads, okay, you
can't leave them in that condition.

That aside, this whole process in the
Village is, it's almost like it's out of
control. In other words --

I have to ask the attorney a question.

All right. Does the Village consider a
bulkhead replacement coming under the
jurisdiction the CAC?

MR. PROKOP: Yes.

MR. SWISKEY: So this bulkhead then
legally came under the CAC's jurisdiction,
well, review, I guess you could say, the
Village review?

MR. PROKOP: Yes, I think that is
correct.

MR. SWISKEY: So then that puts an end
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to anything --

I'm surprised that John would make that statement that he didn't know.

But what you're gonna basically have to do here is you're going to get somebody like Environmental Management because you can't stop the bulkhead, that would be crazy.

Because we did at the light plant, we did this at Mitchell Park. I've been involved in a few of these projects. One of them, a sitting mayor actually turned us in at the light plant or thought he was turning us in, it cost a fortune and even the guys from the DEC were laughing.

But you got to put in inch and a quarter wells down to water. Probably on that spot, you probably went ten to fifteen, they're probably gonna cost you a hundred bucks a piece. Then take the core and they're going to analyze it, and there is anything bad there, then you reach a whole new process.

The bulkhead can be in and then you can either, they'll tell you either to cover it
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and you can't build houses there, but you have to stop it from getting into the -- but that's a process, and this Board just can't ignore the process, and Steve, I'm sorry because I like you, okay, but the process here was just -- it was, it was mashed up.

Okay.

MAYOR HUBBARD: Okay. Anyone else want to speak?

MS. SMITH: I'll be quick, I promise.

Liz Smith, 309 South Street.

While we've lost our person who was calling us out as tree huggers, just for the record, my masters is Conservation Policy and my PhD is in Environmental and Natural Resource Economics, so I may be a little bit qualified.

I just want to address a few points as follow up of the last few weeks. I am a CAC member, I've been exposed to it regarding the Wetlands Permits.

The first is a comment specific to process and incentives. I know you're going to hear some repeat, but I have to, sort of,
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have the moment.

I have a suggestion. Can we please ask the Board to review the policies and procedures that govern that when rules are not followed. I heard Trustee Martilotta say more than once, "Rules with no enforcement are merely suggestions." Well said and quite applicable.

I'd like to add when the penalty is less costly than following the rules, the incentives are pretty clear, do what you want. The Village can change this, so I urge you to review at a minimum the fines assessed to those who break Village rules and laws and think about incentives that are set up as part of these rules.

Specific to the shipyard and no disrespect to Mr. Clarke or Mr. Costello, I don't know either of you very well. I won't pretend to know your intentions. I do know that very blatantly the law, the Village Law of Greenport was not followed as it pertains to the Wetlands Permit.

I have spoken to several of you about

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to review an issue of this magnitude basically after the fact, borderline ridiculous, incredibly time consuming. We handed off the recs in short for everybody.

They require standard testing to insure that public health and environmental safety standards are met.

In my personal and professional opinion, these are a lower bound threshold.

I also want to make a comment, and it was brought up tonight, regarding: Hey, listen the DEC has weighed in, why does the Village care, why do we have to take time doing this?

I'm hoping that everyone in this room can agree that when it comes to the best interest of the Village of Greenport, those who live and work here probably care more about the health and safety than anyone,
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which is precisely why the Village of Greenport is the last permit to be issued. No permit, no work. It should be that simple.

And here is my plea as a conservationist, as an economist, as a CAC Member, and as a Village of Greenport homeowner, I've been really upset the last few weeks with the state of affairs as it relates to this project; and we have heard tonight, and I think you folks would agree that the working waterfront is the heart and soul of Greenport, historically and today; but let's be honest, if we pollute our waters, we don't need a working waterfront because our fish will die, our kids can't swim, people aren't going to want to come here and spend money, we won't have to worry about jobs because no one will want to live here.

I recognize that I'm taking this to the umpteenth level, but let's think about it, folks, this isn't going to happen overnight, environmental degradation almost never does;
but that said, once it does, the impacts are long lasting. Once we degrade an ecosystem for anyone in here with an Environmental Science background who works on the waterfront, who lives by the waterfront, it's not easy or cheap to fix.

How serious is the condition at the shipyard, so many people have had the question to me, I don't know. We haven't gone, we haven't been able to test anything, the protocols weren't followed.

I would argue that you don't need to be an expert, and I know you've heard this tonight, I don't think you need to be an expert to realize that work done at the shipyard that is 185 years old warrants some environmental review Heavy metals, toxins, carcinogens, I don't know about you guys, but I'm don't want that in my water, and I'm not saying it's there, but I'm saying we have to check.

I know everyone has to -- we're trying to weed through, but we have to protect our water for us, our kids, our grandkids and
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for our legacy. Do we want to be the --
here's my question, do we want to be the
people at the helm of the boat that allows
environmental pollution which could impact
generations of Greenporters.

I'm urging the Village Board to think
beyond short-term gains and profits, think
about what is at stake long term and let
that guide you in your decision making.

I'm thanking you for giving me the
opportunity to talk tonight.

MAYOR HUBBARD: Thank you.

Anyone else wish to address the
Wetlands Permit Application?

Okay.

I'll offer a motion to close the public
hearing on the Costello Wetlands Permit.

TRUSTEE PHILLIPS: I'll second it.

MR. PROKOP: Mayor, there were
documents that were presented to the Board
tonight by Mr. Costello and Mr. Clarke, the
pictures and the sand. They really should
become part of the record tonight and left
here, I mean, if we are going to close the
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hearing tonight. Otherwise, the alternative would be to leave it open, so they can be seen at some other time.

I recommend if you are going to close the hearing, that we accept them into the record tonight, please.

MR COSTELLO: Again, this is John Costello.

I will leave this sand. I can tell you that the sand has been tested at the laboratory for the dredging project in New Suffolk and that's where the majority of the sand was brought in was. It has been tested. The sand we brought in. All the sand that's there and all the material that was there, none of it has been tested, but whatever was brought in has been tested.

I'm going to give you a copy of the photographs, it's exactly what I put in so it's part of you record.

I don't like to be called disingenuous a couple of times. That's not something I personally like.

I've been investing in Greenport and I
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have, and you've seen anything I've done in Greenport has been an improvement for the Village of Greenport. When you take one shovelful of dirt and test it, it needs testing, you better start testing at Mitchell Park daily because they're digging there daily because their holes are happening to the bulkhead and you have to put a shovel in the ground.

Let me tell you, Mitchell Park some of the developments, same age as this shipyard was developed back in the colonial days and probably all of the upland and inland sources have a degree of pollution right down to Greenport, all the way from the ferry, the train station.

We did the largest project done in Greenport was building the Railroad Dock. I participated in that job. At that time, you could use creosote, we did, we took creosote out and put creosote in, that was probably one of the biggest jobs. Steve Clarke's little bulkhead is minor compared to that job, but we're supposed to support the train
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should we ever need it in the future, but there are plenty of jobs.

Thank you.

MAYOR HUBBARD: We're going to take the photos and the paperwork and add that into the record for the public hearing.

Any other discussion from the Board?

All in favor?

(All Said Aye.)

MAYOR HUBBARD: Opposed?

Motion carried.

We'll close the public hearing. We'll review it, discuss it and talk about it at the Work Session.

Okay.

Next we have Public to Address the Board.

We're going to open the Public to Address the Board.

MR. SWISKEY: Just as an afterthought of what John said, Mitchell Park we know is polluted, we tested it. We put -- you know, we removed as much as we can and basically it's got clean topsoil on it. You can never
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build a house on it, and it can probably be
the same down -- as far as the holes in the
bulkhead, you can patch, but when you go to
replace that bulkhead, you're probably going
to do environmental testing again to protect
that it doesn't get in the water.

Now, I'm not going to go into that, you
know, I don't -- But you going to require
some testing down there, inch and a quarter
bores and you got to put the bulkhead in no
matter what. You can't, you can't leave it
because that stuff is gonna wind up in the
bay, so you got to let him do the bulkhead,
but you got to make him do the testing to
find out exactly what's there, but that's
enough of that, let's get to the --

Well, a couple of the items here, I
went to the -- well this isn't really an
item.

William Swiskey, 184 5th Street, I
forgot to tell you, I'm sorry.

I went to a Planning Board meeting
tonight and I want to tell you I was like,
what's going on here.
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I asked about -- and I guess Mary Bess asked for a meeting of the Boards about this, so I had asked the building inspector the other day when I went in to get all the information, the CAC Report, so the building inspector was there, I says, "Well, what is this guy going to do about parking at the new restaurant, the new inn?" "Well, he doesn't need it because the building was existing."

The restaurant was existing, not the inn he's putting upstairs, and I don't know where they, where the chairman of the committee came out with an interpretation tonight, he said it was a very blank interpretation, but you got a building upstairs, you got apartments going in, you've got, you know, it's a totally different entity than the restaurant downstairs, you can't categorize it under that little, whatever it is.

Do you remember the Biagio Hotel down the street? We made that man put in parking, we made him put in parking across
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the street, yet this restaurant doesn't --
there's something wrong on -- there's
something wrong in your Building Department,
they can't be handing out opinions like
that.

Another thing I noticed was your
planner was advising one of the applicants,
well if you do this, maybe the Planning
Board will -- she can't do that either, and
she can't give them legal advice, only Mr.
Prokop can do that; and believe it or not,
not one member of that Board asked Mr.
Prokop whether this place had to meet the
parking requirements or not.

I agree with Mary Bess, this Board had
better start looking into what's going on
around them. It's like, it's like --

You want to turn into the mess at the
power plant because you've already had three
or four projects in the last year, and Steve
Clarke's is one of them, it's just, it's out
of control. You got to get a hand back on
it or it's just going to go.

One other thing, I stopped by Moores
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Lane today and they were digging -- they're going to put a force main in, I guess sewer station, small sewer station for the power plant and the -- and I'm looking and they're putting in a two-inch pipe.

That's crazy. I don't know what engineer recommended that and why -- it's got to be a minimum of four inches, especially if you're thinking of taking in sewer customers in West Greenport, you better make the infrastructure big enough to handle, a two-inch pipe is ridiculous.

I would advise you to go up there tomorrow before they get too far and ask what's going on here, because that pipe should be a minimum of four inches, maybe even a six inch, depending on how much flow you expect in the future.

Anyway, one of the main items I got up this morning was, I don't want the Maritime Museum putting up a hundred, eighty- or a hundred-foot tent in Fifth Street Park and having a party, it just doesn't belong in a residential neighborhood.
You know, I don't care what they said, they can put it up in Mitchell Park, but they don't want to go behind the -- What is it the marina office where they're allowed to have tents?

Well, they put in the park policy that says it can't be any other place in the park, so they either take that or they go someplace else, but they can't go to Fifth Street just because the view is nice there, that's ridiculous.

You know, these people are making money off of the Maritime Festival, these merchants, don't kid yourself. You know what I mean? It's all about money, and just keep it out residential neighborhoods. If you want to take the downtown away from me, so I go shopping in Southold or Cutchogue for two days, do it; but don't bring a hundred cars into my neighborhood with a tent that's going to be there all weekend.

I mean, there are other places they can put this tent up. They can put it up in the parking lot right off of Wiggins Street.
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abuts the railroad property or they could,
you know --

No is no, they have to learn that
sometimes you have to take no for an answer,
and I would appreciate the Board, you know,
just basically --

And you can't really grant them an
exemption which they may ask you for because
you just put this park policy in place. To
just trash it now would be crazy. If you
want to change the policy, then have a
public hearing and change the local law and
the policy, but it's like John claiming he
didn't know that he needed a wetlands
permit. I like John, but I find it
laughable, okay.

The only thing I wanted to ask is has
there been any more progress at the light
plant; have we even started on the report
because that's sort of a serious mess up
there?

MAYOR HUBBARD: We're working on a
report for corrective action, we should have
that for the work session.
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MR. SWISKEY: All right.

Because I got the e-mails and the reports from A & F Testing and whatnot, and I want to tell you, that's -- to take that long to get to a conclusion that a cable terminal burned off, that's a good thing it wasn't military action, we'd all be dead.

MAYOR HUBBARD: Thank you.

MR. LUDACER: Ken Ludacer, 133 1/2 6th Street. I have two pretty dispirit questions.

The first one was relative to the rental situation and the month minimum that has been proposed. I'm assuming that the idea generated on the Board, and I was just curious who specifically had the idea.

MAYOR HUBBARD: What was the question again, I didn't --

TRUSTEE PHILLIPS: What minimum are you talking about?

MR. LUDACER: I'm talking about -- well, there has been discussion, you know, that the Board was considering a one-month minimum for short term rentals.
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TRUSTEE PHILLIPS: That was the discussion in the committee of ideas that were thrown out, but there was -- George left the meeting, that was not what the consensus of the code committee was.

I don't know where you, you know, that was an article that was in the newspaper where the reporter kind of misunderstood what was being discussed at the code committee meeting.

MR. LUDACER: So the month-long minimum for rentals is not being considered by the Board?

TRUSTEE PHILLIPS: That's not what the code members were discussing, no.

They were discussing reviewing, to be honest with you, the code committee at our next meeting, the members were asked to review our current B&B Law and our current Renter Law, which excludes currently exempts rentals of less than twenty-nine days, so those are the two things they're reviewing at the code meeting in reference to short-term rentals at the moment, but the
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idea of the thirty-day, that was just ideas
that were thrown out, there was nothing in
concrete on that.

MAYOR HUBBARD: That was a discussion
that talked about non-owner occupied town
rentals, short term, it would have to be a
minimum of thirty days.

MR. LUDACER: Yes, that's --

MAYOR HUBBARD: That was not a
recommendation that was made, that was just
a discussion at the meeting.

The reporter heard that being discussed
by people on the code committed, she heard
that and that's what got printed, but that
is not the recommendation that has come to
the Board to be voted on at this point.
That was discussions that went on during an
hour-and-a-half meeting.

MR. LUDACER: Okay.

So that's not at this point the
benchmark for --

MAYOR HUBBARD: Code committee, when
they meet September -- I forget the date.
After the code committee meets, hopefully
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they'll be making a recommendation to the Village Board of what they're saying that they're coming back with and then we're going to discuss it. The Village Board will be discussing that.

It's the second Monday of the month. It's an open meeting. You're welcome to come and listen to it at 5 o'clock at Village Hall, second Monday of the month, I don't have a calendar.

MS. PIRILLO: 14th.

MAYOR HUBBARD: 14th will be the next code Committee meeting at 4 o'clock in Village Hall. You're welcome to come and listen in on what's being discussed.

MR. LUDACER: Okay, great.

My second question, I'm doing some new construction down at the end of 6th Street, and I had been really, you know, kind of excited about the idea of perhaps having solar panels on it, and it was only until I delved into it a bit that I realized that because, if I understand correctly, maybe I got the information wrong, but because
Greenport Utility does not have the, I guess, the capacity or the facility to buy back, you know, generated solar electricity that me, and I guess every other citizen of Greenport is sort of, you know, hamstrung in terms of availing themselves with a lot of, you know, government and State incentives for, you know, for getting something up and running.

If that is the case, I would like to encourage the Board to look into updating the electric or, you know, somehow making it possible so that Greenport citizens can, you know, avail themselves of a lot of the incentive programs that the available for solar power.

MAYOR HUBBARD: I believe it's for -- Go ahead, you want to say it, Paul.

MR. PALLAS: I believe it would require a tariff change or our tariff. We would have to petition the power authority for that change. I can look into that, what the process is.

MAYOR HUBBARD: In the past, the cost
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of our electric was to a point where it wasn't economical as opposed to people who had PSE&G, the buyback on it and the cost, you wouldn't really save much money. It would take a long time to recoup your money because our rates are much lower than the others and that's why it's something that was not available.

MR. LUDACER: I mean, none the less, it would still be an environmental advantage to everybody?

MAYOR HUBBARD: Yes.

Okay. Thank you.

Anybody else want to address the Board?

MR. SALADINO: John Saladino, 6th Street.

I would just like to address Ken's concern. Greenport doesn't have net metering, so we don't buy back electric, but there is no regulation, there's no law, there's no code that says, you can't install it --

MAYOR HUBBARD: Correct.

MR. SALADINO: -- for your own use.
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So if it's for your own use, it's just -- and the incentives are still in effect, you can still get incentives from the installer, but you just can't sell it back to Greenport.

My second question is, is there any walk-off agendas, items that you have tonight?

MAYOR HUBBARD: There was one minor change of a date, but I don't believe so.

MR. SALADINO: Is there going to be an executive session?

MAYOR HUBBARD: No. I don't intend on having one.

MR. SALADINO: Do I have pole the Board?

TRUSTEE ROBERTS: Can I ask, we're going to vote on resolution twenty-one, is it; we're going to vote on that as --

MAYOR HUBBARD: We're going to have discussion, we'll modify that when we get to it.

TRUSTEE ROBERTS: You're not proposing a change at this point.
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MAYOR HUBBARD: At this point not right now, no. We'll have a discussion when we get to that item, yes.

MR. SALADINO: The last thing, well, the second to last thing.

I had asked you guys at the Work Session about the moorings in the harbor, there's a couple of moorings in the harbor that aren't permitted, have we reached a consensus on that, is that allowed, is it not allowed?

MAYOR HUBBARD: I did not follow up on it, I don't know. Since last week, I have not done anything on it, so.

MR. SALADINO: And the last thing is, there is a resolution about a -- I think William spoke about it, about.

We have always asked for a Mass Public Assembly Permit, is there a reason that this require a Mass Public Assembly Permit, the Seaport Museum's request for the park?

Not that I'm against it, I'm just wondering about the permit.

MAYOR HUBBARD: We voted on their Mass
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Public Assembly Permit on February, I think it February 24, we approve it and it was for the three days, it was starting Friday night through Sunday for what they were doing.

Really, they're just -- they lost their location, but it's part of what they had already applied for and we had already approved back in February.

The Mass Public Assembly Permit was voted on February 24, and that was for --

MR. SALADINO: For a different location, they don't have to apply again?

MAYOR HUBBARD: It was in general for the stuff they were doing for the weekend. It didn't say in that, per se, where it was, where the Land and Sea Galla was going to be, it was that they were going to have one starting on Friday night through Sunday afternoon.

I'd have to go back and look at exactly what's written on it, John, but it always says Friday, I believe it's 6 o'clock on Friday --

MR. SALADINO: But there is always a
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MAYOR HUBBARD: I don't know if it's listed on it or not, John, I'm not sure.

TRUSTEE PHILLIPS: It's not listed on it it's just the Village of Greenport, Mitchell Park.

MR. SALADINO: So if it's not in Mitchell Park, there would have to be another application.

TRUSTEE PHILLIPS: I think that's just, I think that when we get to that resolution --

MAYOR HUBBARD: I think we're just -- when they did it behind their museum, it wasn't in Mitchell Park, it was done in the Village, so when they did it there, it was part of their overall application of everything they were doing through the weekend, so that's why it was included in there.

TRUSTEE ROBERTS: Would it be helpful if we read it?

MR. SALADINO: The reason people ask now is because once you close the public

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portion and then start your discussion, there is not more input by the public, so stuff that you might say in that discussion might not or may sit well, might not sit well with the public.

You know, that's why it's good to kind of know in case somebody else wants to comment that maybe they do need one or maybe they don't need one. I personally don't care.

MAYOR HUBBARD: Well, let's everybody make their comments and then we'll see where we go with that.

If we have to, we'll open it up for more comment if we need to.

MR. SALADINO: Thank you.

MAYOR HUBBARD: You're welcome.

TRUSTEE ROBERTS: Would it be helpful if I read this resolution so everyone can hear?

MAYOR HUBBARD: That's the one from --

TRUSTEE ROBERTS: Yeah.

MAYOR HUBBARD: All right. 02-2015-9.

Resolution approving the Public Assembly
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Permit Application as submitted by the East End Seaport Museum for the use of various Village streets and facilities including Mitchell Park from 9 a.m. through 5 p.m. from September 25, 2015 to September 27, 2015 for the Annual Maritime Festival.

Friday is the 25th; am I correct?

MAYOR HUBBARD: Yes.

So that kind of included wherever, whatever they're doing, it kind of included it all.

TRUSTEE ROBERTS: Village facilities.

MS. ALLEN: Chatty Allen, 5th Avenue.

My question, it go round and round with this, what is the actual policy, code, whatever for open alcohol in Mitchell Park; does it get lifted for one event but not another event?

Specifically Dances in the Park, it always used to be, you weren't supposed to, people used to hide it, and in the past two years, people literally now come, they set up their table, their wine glasses, they pop the wine, and yet someone locally was...
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walking through the park and had a can of beer, and the cops were harassing them.

Is it lifted for Dances in the Park, the open alcohol?

MAYOR HUBBARD: No.

It's supposed to be with desecration and everything else. It's not strictly enforced as with all the parks, but it's only lifted when we have a special event, like the Maritime Festival or the Tall Ships by Board resolutions, besides that, everybody supposed to be discrete. If somebody has something in a clear cup, it's not supposed to be flaunted, but it's not something that's been widely and strictly enforced.

MS. ALLEN: Because people, I think, are now especially this season, were under the impression it was lifted just by the way people were behaving and the fact that the police did absolutely nothing.

I mean, there walking through the park, they see people with open alcohol and nothing is being said, so people, I think,
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kind of thought --

MAYOR HUBBARD: We may have to address that in the future. You don't want people to be abusing it, but it used to be if you wanted to sit down have your sandwich and a pizza, listen to music and have a glass of wine or something, as long as you were discreet, it was -- we didn't say yes, but we didn't say no.

MS. ALLEN: Okay.

That's why it keeps going in circles; is it allowed, isn't it allowed.

On that note, myself, personally, I found it was very out of line that any Village Board Member or employee would say to the crowd at Dances in the Park, free round of drinks at one of the places was sponsoring Dances in the Park.

TRUSTEE ROBERTS: What I said was, Chatty, was that Trustee Martilotta and I bought a gift for the volunteer coordinator, and she could use it for a free round of drinks at our sponsor, Millers. I was trying to give Millers a plug because they
have been very generous with us, so that's what I said.

MS. ALLEN: Okay. Well, people that were there heard it differently, that you said to the crowd, first round of drinks on Millers.

TRUSTEE ROBERTS: That would be an expensive bar bill.

MS. ALLEN: Yeah, I mean, people said he had to have been joking, but even as a joke, that's not something --

I mean, you're trying to advocate for a taxi stand where people not driving. There's a lot of people that go to this Dances in the Park -- I basically walk because as you can tell, I can't sit for long periods of time -- and you're seeing families, both parents are drinking. Who's driving home?

So to advocate alcohol at all, even in a joking manner, you know, that's, to me is not appropriate at all especially from someone on the Village Board.

TRUSTEE ROBERTS: I'm sorry you were
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offended. I was trying to do something nice for a volunteer who has been, I would say poorly treated by this Board.

MS. ALLEN: I have to disagree with you on that, Doug. She was not poorly treated by anyone.

TRUSTEE ROBERTS: We can agree to disagree. I was just trying to do something nice for somebody who does a lot for this village, and I'm sorry I offended you.

MS. ALLEN: Well, there's people who have done things for fifty, sixty years for this village year round.

My other thing is, I know you did this policy with tents. The Maritime Festival has been going on, what is this the twenty --

AUDIENCE MEMBER: Twenty-six.

MS. ALLEN: Oh, I thought twenty-seven, okay. I'm dating myself.

I've been here since the very first one. I personally feel it's for a couple of hours. To let them put the tent up with the stipulation it is down by a certain time
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Saturday morning before everyone starts coming in, and if not, they will get fined; but I really feel they have been put in a bind, it's part of the Maritime Festival, the festival is held in the park. To shuttle them here there or someplace else, I know this was just set up because you don't want tents all the time in Mitchell Park. I personally feel you can have a little leeway this one time. That's my personal feeling.

And I also don't want hundreds of car down at 5th and 6th either.

Thank you.

MAYOR HUBBARD: Thank you.

MS. PHILLIPS: Good evening. I'm Sarah Phillips, I'm here on behalf of the East End Seaport Museum Foundation. I'm also a resident of Greenport, 315 Main Street, and I'm a business owner.

I just wanted to clear up a couple of things. I checked my Mass Assembly Policy today. I took the suggestion 5th Street Park from members of our Board. I knew it would upset a couple of residents. I
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addressed that at the suggested, at the
suggestion of using that park.

I have no intention of offending
neighbors or creating more work for anyone,
and I do want to clear up the misguided
belief that this event wasn't being
supported by the local Village as well as
the community over this last week.

There has been a lot people expressing
concern. The event was going to go on, no
matter what location, and everyone was
trying very hard to find a different
location to host it, and we appreciate that
greatly.

We have to look at the policy for the
future, and in this last week, we've been
offered a lot of private locations to host
the event, which we will going with; so we
won't need vote on that resolution tonight,
we won't need to break any policies. We
will be able to take the year to look at
this and see how we can use Mitchell Park in
a way that is fair to all parties,
residents, people looking to fund raise, our
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firehouse, our school district. It's a public space, it should be used that way. There was no intention of disrespect for anyone, and that was from the very beginning.

We will be hosting the event at the best location which was offered to us, which is going to be Greenport Yacht. Steve Clarke has come to us and offered the property for the evening and allowed us to not only utilize the property but keep the event within the Business District, keep the party on the waterfront, and he's had a lot to do with Bug Light, its beginning, its building launches, and he also used to throw fundraisers for first night, so there is a lot of cohesive history there and we're going to move forward with that and take this off the Board for the evening.

Thank you.

MAYOR HUBBARD: Thank you very much.

Anybody else want the address the Board?

Okay.
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That being it, we'll move to the Regular Agenda.

All resolution number 08-2015-1, resolution adopting the August 2015 agenda as printed.

So moved.

TRUSTEE MARTILLOTTA: Second.

MAYOR HUBBARD: All in favor?

(All said Aye.)

MAYOR HUBBARD: Opposed?

Motion carried.

TRUSTEE ROBERTS: Resolution number 08-2015-2. 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.

MS. ROBINS: Second.

MAYOR HUBBARD: All in favor?

(All Said Aye.)

MAYOR HUBBARD: Opposed?

Motion carried.

TRUSTEE ROBBINS: Resolution 08-2015-3.
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Resolution ratifying the following
resolutions previously approved by the Board
of Trustees at the Trustees' work session
meeting held on August 20, 2015.

Resolution authorizing Village
Administrator Paul J. Pallas to solicit bids
for a used payloader vehicle for the Road
Department, and directing Clerk Pirillo to
notice the bid request accordingly.

Resolution authorizing Village
Administrator Paul J. Pallas to solicit bids
for a used 4-wheel drive, 1 1/2 ton, pick-up
truck for the Sewer Department, and
directing Clerk Pirillo to notice the bid
request accordingly.

Resolution directing Village
Administrator Paul J. Pallas to write a
responding letter to the New York State
Liquor Authority regarding Codes and
covenants for the liquor license application
dated August 7, 2015, submitted by applicant
Carolyn Rusin or corporation to be formed,
for the property at 314-316 Main Street,
Greenport, NY 11944.
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Resolution authorizing the Village of Greenport Board of Trustees to draft comments regarding the Coordinated Review for the property at 300-308 Main Street, and directing that the comments be provided to the statutory boards of the Village of Greenport.

Resolution approving the attached Option Agreement dated August 12, 2015 between the Village of Greenport and Global Common, LLC for the lease of a specified parcel of property owned by the Village of Greenport, for the purpose of developing a peaking electric power plant, and authorizing Mayor George W. Hubbard, Jr. to sign and execute the attached Option Agreement between the Village of Greenport and Global Common, LLC. As stated in the Option Agreement this Option Agreement and the proposed Lease are subject to the completion of a proper SEQRA review.

So moved.

TRUSTEE MARTILOTTA: Second.

MAYOR HUBBARD: All in favor?
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(All Said Aye.)

MAYOR HUBBARD: Opposed?

Motion carried.

TRUSTEE MARTILOTTA: Resolution 08-2015-4. Resolution approving the proposal dated July 30, 2015 in the amount of $6,808.50 as submitted by J.R. Holzmacher, P.E., LLC, for engineering services required to complete the Stirling Creek Retrofit Plan, assist Village staff in preparation of responses to the NYSDEC MS4 Audit, and assist in finalization of the Stormwater Management Plan, as required by the New York State Department of Environmental Conservation.

So moved.

TRUSTEE PHILLIPS: Second.

MAYOR HUBBARD: All in favor?

(All said Aye.)

MAYOR HUBBARD: Opposed?

Motion carried.

TRUSTEE PHILLIPS: Resolution 08-2015-5. Resolution authorizing Village Administrator Paul Pallas to attend the
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NYAPP Annual Fall meeting on September 23 and 24, 2015 in Albany, New York, at a conference fee of $225.00 and a room rate of $149.00 per night, plus all applicable travel costs, to be expensed from account number E.0781.100 Executive Department.

So moved.

TRUSTEE ROBERTS: Second.

MAYOR HUBBARD: All in favor?

(All Said Aye.)

MAYOR HUBBARD: Opposed?

Motion carried.

TRUSTEE ROBERTS: Resolution 08-2015-6.

Resolution amending Resolution 01-2015-5 as attached, to amend the hourly wage rate of Adam Hubbard to be $28.00 after July 27, 2015.

So moved.

MAYOR HUBBARD: All in favor?

(All Said Aye.)

MAYOR HUBBARD: Opposed?

Motion carried.


Resolution authorizing Treasurer Brandt to
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perform attached Budget Amendment 2247, to amend the Dances in the Park budget lines, and directing that Budget Amendment 2247 be included as part of the formal meeting minutes for the August 27, 2015 regular meeting of the Board of Trustees.

So moved.

TRUSTEE MARTILOTTA: Second.

MAYOR HUBBARD: All in favor?

(All Said Aye.)

MAYOR HUBBARD: Opposed?

Motion Carried.

TRUSTEE MARTILOTTA: Resolution 08-2015-8. Resolution authorizing Treasurer Brandt to perform attached Budget Amendment 2250, to fund final expenses for the Tall Ships 2015 event, and directing that Budget Amendment number 2250 be included as part of the formal meeting minutes for the August 27, 2015 regular meeting of the Board of Trustees.

So moved.

TRUSTEE PHILLIPS: Second.

MAYOR HUBBARD: All in favor?
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(All Said Aye.)

MAYOR HUBBARD: Opposed?

Motion Carried.

TRUSTEE PHILLIPS: Resolution

08-2015-9. Resolution approving the use of cleaning services for Village Hall at 236 Third Street, as provided by Lila's Cleaning Service, directing Attorney Prokop to create a contract between the Village of Greenport and Lila's Cleaning for said cleaning services, and authorizing Mayor Hubbard to sign the contract between the Village of Greenport and Lila's Cleaning Services.

So moved.

TRUSTEE ROBERTS: Second.

TRUSTEE PHILLIPS: I have a question.

MAYOR HUBBARD: Go ahead.

TRUSTEE PHILLIPS: The length of the contract is going to be year-by-year?

MR. PROKOP: If it's not authorized otherwise, I will make it for one year, one-year-renewable, notice provision where we can vote to not renew.

That would be standard, otherwise it
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MAYOR HUBBARD: So it's a one-year contract.

MR. PROKOP: Typically, I'm sorry, typically it would be one year.

TRUSTEE PHILLIPS: Okay.

That's all I want to know.

MAYOR HUBBARD: Any other discussion?

All in favor?

(All Said Aye.)

MAYOR HUBBARD: Opposed?

Motion Carried.

TRUSTEE ROBERTS: Resolution 08-2015-10, Resolution authorizing the Village of Greenport to provide one gratis Carousel ride to each Halloween Parade participant from 9:00 a.m. through 9:45 a.m. on October 31, 2015.

So moved.

TRUSTEE ROBBINS: Second.

MAYOR HUBBARD: All in favor?

(All Said Aye.)

MAYOR HUBBARD: Opposed?

Motion Carried.
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TRUSTEE ROBBINS: Resolution

08-2015-11. Resolution approving the closing of Front Street from the Carousel to First Street, and First Street to the Floyd Memorial Library, from 9:30 a.m. through 11 a.m. on October 31, 2015 for the Village-sponsored Halloween Parade.

So moved.

TRUSTEE MARTILOTTA: Second.

MAYOR HUBBARD: All in favor?

(All Said Aye.)

MAYOR HUBBARD: Opposed?

Motion Carried.

TRUSTEE MARTILOTTA: Resolution

08-2015-12. Resolution rescinding Resolution 6-2015-29, as attached, on the recommendation of the Village of Greenport Carousel Committee, rejecting all responses as received to the Request for Proposals for the Carousel Rounding Boards, per the RFP opening on April 13, 2015, and directing Clerk Pirillo to notice a Request for Proposals for the Carousel Rounding Boards with new details and specifications to be
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provided by the Village of Greenport
Carousel Committee.
So moved.

TRUSTEE PHILLIPS: Second.

MAYOR HUBBARD: All in favor?
(All Said Aye.)

MAYOR HUBBARD: Opposed?

Motion Carried.

We need to change the dates on this one, Mary Bess.

TRUSTEE PHILLIPS: We do? Okay.

MAYOR HUBBARD: Yes, they had a conflict with the date, so it's going to be October 3 to October 4; instead of September 19, it will be October 3, instead of September 20, it will be October 4.

TRUSTEE PHILLIPS: Okay.

MAYOR HUBBARD: They had a family conflict and they couldn't do those dates, so that requested a change.

TRUSTEE PHILLIPS: Resolution 08-2015-13, as the stated change of dates, Resolution approving the Public Assembly Permit Application submitted by Chris.
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Hamilton for use of the Sixth Street Park

from 8 a.m. through 8 p.m. on October 3, 2015 - with a rain date of October 4, 2015 - for the annual Jeremy Hamilton Scholarship fundraiser.

So moved.

TRUSTEE ROBERTS: Second.

MAYOR HUBBARD: All in favor?

(All Said Aye.)

MAYOR HUBBARD: Opposed?

Motion Carried.


So moved.

TRUSTEE ROBBINS: Second.

MAYOR HUBBARD: All in favor?

(All Said Aye.)

MAYOR HUBBARD: Opposed?

Motion Carried.

TRUSTEE ROBBINS: Resolution 08-2015-15. Resolution approving the
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request of St. Agnes Church to close Sixth Street to vehicular traffic between Front and Wiggins Streets, from noon through 4 p.m. on August 29, 2015 for the Annual Family Picnic/Barbecue.

So moved.

TRUSTEE MARTIOLTA: Second.

TRUSTEE ROBERTS: Just a brief discussion.

MAYOR HUBBARD: Sure.

TRUSTEE ROBERTS: I'm just worried about ferry traffic. I want the church to have their -- I mean do we need temporary signage so people use 6th street, I'm sorry, 5th Street.

MAYOR HUBBARD: It hasn't had a problem in the past with the barricade there, but on the barricade, I'm sure there is a sign on it directing them down one block.

Usually on Saturday afternoon at that time, it's usually not that crowded with the ferry, usually it's Friday afternoon. We haven't had a problem in the past. I think this is the sixth or seventh year, but we'll
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put a sign on the barricade directing them
down one block.

TRUSTEE ROBERTS: Thank you.

MAYOR HUBBARD: Any other discussion?
All in favor?
(All Said Aye.)

MAYOR HUBBARD: Opposed?

Motion Carried.

TRUSTEE MARTILOTTA: Resolution

08-2015-16. Resolution amending Resolution
05-2015-41, to extend the date of the
Greenport Farmers Market through October 10,
2015 and excluding operation of the
Greenport Farmer's Market on September 26,
2015.

So moved.

TRUSTEE PHILLIPS: I'll second, but I
do have one question.

When we passed the original resolution
on this, we had a monetary figure about for
the dates that were stated, are we just
going to leave that all for those couple of
weekends?

MAYOR HUBBARD: It's a few extra
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weekends, my feeling is, they paid the rent for the year.

TRUSTEE PHILLIPS: Just asking because --

MAYOR HUBBARD: I'm all for leaving it the same instead of going back and -- it's working out well, I think we just --

TRUSTEE PHILLIPS: Okay.

MAYOR HUBBARD: If everybody's fine with that, there's no additional rent, we'll just give them some extra days to do it.

TRUSTEE PHILLIPS: Okay.

I just wanted to make sure it was on the record, that's all.

MAYOR HUBBARD: Yep.

Any other discussion?

All in favor?

(All Said Aye.)

MAYOR HUBBARD: Opposed?

Motion Carried.

TRUSTEE ROBERTS: Resolution 08-2015-17. Resolution rejecting the lease termination notice received from Metro PCS, and authorizing Village Attorney Prokop to...
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draft a corresponding letter advising Metro PCS of the rejection of proposed lease termination and to take action necessary to continue the lease and/or protect the interests of the Village.

So moved.

TRUSTEE ROBERTS: Second.

MAYOR HUBBARD: All in favor?

(All Said Aye.)

MAYOR HUBBARD: Opposed?

Motion Carried.

TRUSTEE ROBERTS: Resolution 08-2015-18. Resolution adopting the attached SEQRA resolution whereby the Board of Trustees adopts lead agency status for purposes of SEQRA, determines that the approval of an agreement with the North Ferry Company regarding the use of the west face of the West Pier of Mitchell Park Marina for mooring vessels is an unlisted action for purposes of SEQRA, and that the agreement will not have a significant negative impact on any aspect of the environment, and that therefore a negative
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declaration is adopted for purposes of SEQRA.

So moved.

TRUSTEE ROBBINS: Second.

MAYOR HUBBARD: All in favor?

(All Said Aye.)

MAYOR HUBBARD: Opposed?

Motion Carried.

TRUSTEE ROBERTS: Resolution 08-2015-19. Resolution approving a long-term agreement with the North Ferry Company regarding the mooring of vessels along the western face of the western pier of Mitchell Park Marina, with four, five-year terms and a ninety-day cancellation provision.

So moved.

TRUSTEE MARTILOTTA: Second.

MAYOR HUBBARD: All in favor?

(All Said Aye.)

MAYOR HUBBARD: Opposed?

Motion Carried.

TRUSTEE MARTILOTTA: Resolution 08-2015-20. Resolution requesting that the
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Village of Greenport Code Committee provide a draft of revisions to the Bed and Breakfast regulations incorporating the recommendations as suggested by the Village of Greenport Planning Board, with the draft submitted to the Village of Greenport Board of Trustees by September 17, 2015.

So moved.

TRUSTEE PHILLIPS: Second.

MAYOR HUBBARD: All in favor?

(All Said Aye.)

MAYOR HUBBARD: Opposed?

Motion Carried.

TRUSTEE PHILLIPS: What am I doing with 21?

MAYOR HUBBARD: Joe, can we just not read that or do we have to table it or can we just reject it.

MR. PROKOP: Make a motion to remove it from the agenda.

TRUSTEE PHILLIPS: So I'll make a motion to remove resolution 08-2015-21.

Do I need to read it into the record?

MR. PROKOP: No. It's at the request
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of the museum.

TRUSTEE PHILLIPS:  Okay.

At the request of the museum.

So moved.

TRUSTEE ROBERTS:  Second.

MAYOR HUBBARD:  All in favor?

(All Said Aye.)

MAYOR HUBBARD:  Opposed?

Motion Carried.

TRUSTEE ROBERTS:  Resolution 08-2015-22.  Resolution authorizing the Village of Greenport Board of Trustees to review the current existing agreement between the Village of Greenport and the East End Seaport Museum.

So moved.

TRUSTEE ROBBINS:  Second.

TRUSTEE PHILLIPS:  Can I just make a comment on this?

I would like, and I'm not sure whether Joe would go over advice or we need to amend the resolution, but I've been asking for this document to be reviewed since 2009. I feel that the communication needs to be...
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between the Seaport Board of Directors and
our Trustees, so here I'm reading that this
is just asking us to review the current
existing agreement. Is this going to take
us to reach out to them to review it with
them as well and come up with a new
agreement?

MAYOR HUBBARD: The Village Clerk.

MS. PIRILLO: As a matter of fact,
Sarah Phillips on behalf of the museum came
in to me late today, early this evening --

TRUSTEE PHILLIPS: I talking to her
yesterday. Okay. Go ahead. I'm sorry.

MS. PIRILLO: -- with copies for each
of the Board members of the agreement and
also all the corresponding amendments on
behalf of the museum as a show of good faith
towards the Board.

TRUSTEE PHILLIPS: Okay.

MAYOR HUBBARD: Any other discussion?

Did we have a second on that?

MS. PIRILLO: Yes.

MAYOR HUBBARD: All in favor?

(All Said Aye.)

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MAYOR HUBBARD: Opposed?

Motion Carried.

TRUSTEE ROBBINS: Resolution 08-2015-23. Resolution approving the use of a portion of Mitchell Park for an a cappella student "Sing-Off" from 2:00 p.m. through 5:00 pm on May 7, 2016 with a rain date of May 8, 2016. There will be no charge for attendance at this concert.

TRUSTEE MARTILOTTA: Second.

TRUSTEE ROBERTS: I have a question. A little more detail. Who are these people?

MS. ROBINS: So the answer is that I don't know exactly who they are.

So this is something that I've kicked around with members of the BID, kicked around with people in the Friends of Mitchell Park.

The concept is to invite high school singing groups from around Long Island or elsewhere to come and perform in our space, just like we invite Monday Night Dances, except they're high school kids, so they're
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going to come for the experience. There's a
strong network of high school music
educators and middle school music educators
around Long Island and elsewhere, so we're
going to invite kids to come and sing.

The goal here is to get the resolution,
get the event approved, so then I can go
start raising funds, reaching out to -- this
is the time of year to go reach out to high
school educators because they're getting
back to school in a couple of weeks, so
they'll be ready to hear this message, and
we can go, kind of recruit the groups and if
I can raise some money, we can actually hire
a headliner group like we do with Monday
Night Dances so it could be --

And I would add as well, I would try to
recruit headliner singing groups that are
either from colleges, excuse me colleges
that have a lot of alumni on the island or
who have, professional groups that have a
following, typically a cappella groups are
easy to set up, all you need is a couple of
mics.
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So this would bring all kinds of folks out in the early season to come shop in Greenport, and it's a great cultural event for the Village in our amazing public performance space.

TRUSTEE ROBBINS: I'm a little confused here because even though we do advocate, you know, free cultural events in the park, I was under the impression that our policy was for local, you know, community, Greenport, Southold, you know, not from outside of our area.

TRUSTEE ROBERTS: So if you look at the Monday Night Dance bands from, one band is from, I think the Caribbean, Jean Casey is local. We've had, there's precedent for people outside --

Frankly, I'm absolutely going to prioritize our local high schools from, you know, even the south side, you know, Shelter Island, Mattituck, Greenport, but the idea is also to bring people from up the island out here at time period when there are no pumpkins to pick, it can be sort of a lower
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time for our businesses, so I'm trying to
get folks out here when the weather is
halfway decent.

TRUSTEE PHILLIPS: And, Doug, this is a
cultural event, correct?

TRUSTEE ROBERTS: I'm sorry?

TRUSTEE PHILLIPS: This is classified
as a cultural event, which is part of the
other reason that we encourage events in
Mitchell Park similar to this?

TRUSTEE ROBERTS: Yes. It's kids
singing.

TRUSTEE PHILLIPS: Okay. That's what I
wanted to know.

MAYOR HUBBARD: Any other discussion?

All in favor?

(All Said Aye.)

MAYOR HUBBARD: Opposed?

Motion carried.

TRUSTEE MARTILOTTA: Resolution

08-2015-24. Resolution approving all checks
per the Voucher Summary Report dated August
20, 2015, in the total amount of

$1,229,243.37 consisting of all regular
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checks in the amount of $644,618.70, and all
prepaid checks, including wire transfers, in
the amount of $584,624.67.
So moved.

TRUSTEE PHILLIPS: Second.

MAYOR HUBBARD: All in favor?
(All said Aye.)

MAYOR HUBBARD: Opposed?
Motion carried.

I offer a motion to adjourn at 8:57.

TRUSTEE PHILLIPS: Second.

MAYOR HUBBARD: All in favor?
(All Said Aye.)

MAYOR HUBBARD: Thank you all for
coming.

We are adjourned.

(Time noted: 8:57 p.m.)
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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 proceedings is a true and accurate record of the stenographic notes taken by me.

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

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

____________________________

STEPHANIE O'KEEFFE