VILLAGE OF GREENPORT
COUNTY OF SUFFOLK STATE OF NEW YORK

BOARD OF TRUSTEES
REGULAR SESSION

Third Street Firehouse
Greenport, New York

January 26, 2017
7:00 P.M.

BEFORE:
GEORGE HUBBARD, JR. - MAYOR
JACK MARTIOTTA - 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
(Whereupon, the meeting was called to order at 7:00 p.m.)

MAYOR HUBBARD: Okay. I call the meeting to order. Pledge to the Flag.

(Whereupon all stood and recited the Pledge of Allegiance.)


(Whereupon, all remain standing for a Moment of Silence.)

MAYOR HUBBARD: Thank you. You may be seated.

Okay. We've got a couple of announcements. Noah Thomas has been appointed to the Planning Board to fill the balance of the term of Peter Jauquet, which expires on April 3rd, 2018.

We have three liquor license applications. New application for 314-316 Main Street. New application for Olive Branch Cafe of 120 Front Street. And a new application for Port 104, Inc., 104 Third Street.

Any comments on that can be directed to the State Liquor Authority, and this is part of our...
legal obligation to announce that.

Now we're going to have a presentation from Bill Freitag from BST, our Village Auditors that did the audit. And come on up, Bill, and let us know how we're doing.

MR. FREITAG: Okay. Hi, everybody. Again, my name is Bill Freitag. I'm a partner with BST. Tonight's presentation of your audited financial statements, we're certainly not going to go over the document, because your financial statements actually hit 50 pages this year, so I'm not going to bore you with that. That's all the accounting regulation and requirements that are out there.

Anyway, BST, our firm, was at the Village during July to perform the Electric Funds audit, and during September, to finish up the rest of the Village's audit, plus what's called the single audit, which is related to your Federal compliance for your Housing Authority. And the reason why we do this in two different aspects, we do the Electric first, is because you have a regulatory requirement with the Power Authority to get some -- the New York Power Authority Annual Report to them by August 31st. So we complete the Electric Funds audit so that we can get that
filing done with the Power Authority on time.

During September and October, we worked with
the Treasurer's Office to wrap up various items
that were still pending while we were here. We
issued the financial statements in draft format on
October 31st, which is about the same time as we
did last year and the year before. After the
review and approval by the Village, the financial statements were issued on December 6th, so about a
month-and-a-half ago that these were issued. And the financial statements have been filed with the regulatory agencies and the Federal Government on your behalf. The issue date of December 6th was almost identical to last year.

As I said, the New York Power Authority Annual Report, which is your regulatory filing for the electric utility, was filed on time. That due date was August 31st. It has already been reviewed by the Power Authority. In addition, as part of the 2007 rate increase that went into effect, the Power Authority put some reporting requirements on the Village where you had to report to them your financial information on a six-month -- every six-month basis. That has ceased as of May 31st, 2016. So you've met the
requirements. The Power Authority is all happy
with that. And the last thing that they want to
do now is just monitor how the capital improvement
plan related to that rate case is closing up. But
we're in the end game with the 2007 rate increase.
Okay?

General summary of the audit: We performed
both a financial audit, which is the numbers part
of your -- of all the various funds of the
Village, and we also did a compliance audit
related to the Village's internal controls and its
compliance with its Federal programs, which is the
Section 8 Housing Program issued by HUD.

The financial statements for the year ended
May 31st, 2016 contain what's called an
Unqualified Opinion. This is a -- it's also known
as a Clean Opinion, and it's the highest level of
assurance that you can get from a CPA firm that
says that your financial statements are presented
in accordance with general accepted accounting
principles. Okay?

As with most audits, the adjustments that
were made to the accounting records, they've been
coming down every year in terms of what
adjustments that we make to your accounting

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records that are originally presented to us. It's a normal scenario when you do an audit, you're going to have -- most likely have adjustments. The adjustments that we made during the -- during the audit basically took your fund balances down by about $85,000, that's Village-wide. That's probably the lowest dollar amount of effect of journal entries that we've made in probably the last six or seven years. So I certainly applaud what's going on in the Treasurer's Office and the Accounting Department here at the Village.

As a result of our audit of the financial statements and our audit of the Village's compliance with the Federal -- with its Federal programs, we did not identify any what's called significant deficiencies or material weaknesses in the Village's internal control. So, basically, what that says is that the internal controls that underlie your accounting systems are working well. You have some good safe strongholds on your assets and safeguards, and that we did not come up with anything that was significant or material in relation to that.

However, with most audits, certain observations were made that are basically
presented to you to help you better operate the Village. We've been through those with the -- with Robert Brandt, the Village Treasurer. We had three items this past year that we've already spoken to Robert about and they're already being put into place. One of the items was proper recording at the end of the year of the Village's accounts payable. There was a little bit of a cutoff issue on when things were booked and when things were not booked. So we talked to Robert about that and that has been corrected.

One of the other things that we observed this year was that the HUD programs, that the Village has made various loans over the years to folks, and we just felt that the monitoring of those loans, in terms of balances and payments coming in from the loans, should be a little bit better monitored. No real serious issues there, just a little bit better monitoring of that particular program.

And the last thing that we found was -- is that some of your fund balances in your various funds are restricted for use. And we just felt that while the restriction and the fund balance and the reserves that you have set up is certainly
appropriate, proper, and conservative, you may want to document a little bit better why those restrictions are in place. Okay? And you can do that through Board minutes or Board policy and things of that nature. But whenever you restrict part of your fund balance, you should document why those restrictions are there, and if they -- and what will make them lapse.

Okay. One thing that happened in 2016, and this affected the Village of Greenport, but it affected every local government in New York State which has employees that are in the New York State Retirement System, and I don't know if your Treasurer's Office has told you about this, but there's an accounting pronouncement called GASB 68, and GASB 68 basically said that because the New York State Retirement System is partially underfunded, and basically what that means is if everybody wanted all their money today, there would not be enough money there to pay all the retirees.

New York State is actually in a very good place. As of May 31st, 2016, the New York State Retirement System was only 3% underfunded. However, that underfunding, when you look across
the entire New York State Retirement System, it's a tremendous dollar amount. What the Governmental Accountant Standards Board, known as GASB, what they wanted the local governments to do was to pick up their pro rata share of this liability on their books, okay? It's not a check that you're going to cut, it's just a liability that sits on your books. It's kind of a paper entry. But the dollar amount that was Greenport's pro rata share of the underfunding was about a million dollars. Okay. What does that mean? Nobody's going to be asking you to write a million dollar check tomorrow or any time soon. But my guess is, is that as of December 31st, that 3% underfunded status has now risen to 10%. So the New York State Retirement System as a whole is 10% underfunded as we sit here today. It might have changed a little bit with the recent market activity, but that is starting to be a very large number.

My guess is what this will mean to the Village of Greenport and any other local government is probably next December's retirement contribution, the cash outlay for Greenport and any other local government, is probably going to
be quite a bit higher than it was this past December. Nobody's given you any percentages or things like that, but because the underfunded status has grown, my guess is they'll probably try to fund that a little bit in true cash coming from the local government.

So that's the biggest accounting change that happened in 2016 for Greenport and all local governments in the country. And New York State actually is one of the best states in terms of the funded status. There are places in the middle of the country that are actually close to 50% underfunded on their retirement system.

So, anyway, okay. I'm just going to go through the four operating funds really quick on your financial statements. And, as I said, your financial statement is a 50-page document. The document that's in front of you is called Financial Report May 31st, 2016. I'm only going to refer to a couple of pages in here. And the first fund I'm going to talk about is the Electric Utility, and primarily I'm going to start on Page 18 of that report, and I'm also going to go down to Page 17 as part of the Electric Fund discussion.
The Electric Fund in 2016 had a strong year. It appears that the rates that were put in place nine years ago, effective in 2008, have allowed the Electric Fund to stabilize from an operational perspective, invest in its plant, which originally had a $5 1/2 million capital improvement plan, and was also able to make it -- have ability to pay down debt.

The Electric Utility produced a net income of $463,000 this past year, on $3.6 million of revenue. When you take this net income -- and one of the statistics that the Power Authority looks at to see if your rates are reasonable for you is a ratio called the rate of return. It's your net income divided out by the value of your plant, the depreciated value of your plant.

You're currently sitting on 8% rate of return, which is a little bit lower than last year. You had a 9% rate of return last year, but it's within the range that the Power Authority is comfortable with for municipal electric utilities, which is 7 to 10% rate of return. So, basically, what that says is that you're doing well and do not need an increase in your base rates at this time. Okay?
Revenues were down 9%, primarily due to the much warmer winter period in 2015-2016. Actually, you were down 11% in consumption in the residential rate class last year. On average, your customers paid one cent less per kilowatt-hour in 2016 than they did in 2015. So in 2015, the average kilowatt-hour price was 14 cents. In 2016's fiscal year, it was 13 cents per kilowatt-hour, which is certainly much less than the investor-owned utilities that surround the area.

Total cash balances, which is on Page 17, this is your balance sheet, total cash balance of the Electric Fund sit at $4.1 million. As of May 31st, 2016, to carve that $4.1 million, 1.9 of that sits in a Depreciation Reserve Fund for future capital improvements. 750,000 of that is unused bond proceeds, which was related to the Capital Improvement Plan. $400,000 of that number sits in a reserve for the future payment of transmission congestion charges, and approximately $650,000 of that is operating cash, which equals about three months of operational costs, which is where the Power Authority would like you to be. So the $650,000 of operational cash is right where
you need to be, and certainly is not sending any
red flags up for the Power Authority.

During 2016, the Electric Fund also invested
$550,000 in its plant during the year. Most of
that was done to the substation and related
equipment, and most of that $550,000 was financed
by bond proceeds that you issued back in January
of 2014.

The Electric Fund surplus, which is also
known as your fund balance, after a contribution
from the electric to the General Fund of $88,000,
totals $5.3 million as of May 31st, 2016. Most of
that fund balance is -- basically, is the dollars
that are invested in your plant. So you don't
have a lot of unrestricted fund balance there, becauset most of it's in the hard assets of the
utility.

And, lastly, with the Electric Fund, when
we're talking about statistics and ratios, the
Electric Fund's debt to asset ratio is at 25%,
which reflects a decrease for the fifth
consecutive year. As part of the 2007 rate
increase, at that time, the debt to asset ratio
for the Village of Greenport's Electric Utility
was 40%. And as part of the rate case, one of the
demands was to reduce that to something in the 20% range. You sit at 25% as of May 31st, 2016, so you've met all those demands as it relates to the requirements of the rate case back in 2007.

So that's the Electric Fund. Any questions on that?

(No Response)

MR. FREITAG: The rest of the -- the rest of the funds will certainly go a little bit more quicker. They're not as complex and tedious as the Electric.

On Page 18 is the Water Fund. The Water Fund generated a net income of $18,000 on $430,000 of gross revenues. The revenue line item is a little bit down from last year by $20,000. Your operating cash, as a result of the net income generated and the add-back in depreciation expense, operating cash actually increased $83,000 from the prior year, and it stands at $745,000 at May 31st. This is on Page 17.

The balance, that particular balance of the cash is approximately, if you were to take all your expenses on an annual basis, that balance of cash represents about 20 months of cash reserves to fund operations. Okay?
The Water Fund has no long-term debt. No bonds are issued outstanding as of May 31st, 2016 for the Water Fund.

One of the old things that are on the Water Funds book is -- and this is being paid down over 10 years, several years ago the Water Fund made a loan to the Electric Utility, and that was prior to the 2007 Electric Fund increase. That balance is paid off, Electric to the Water Fund, at a clip of $10,000 a year, plus interest, and that balance remains at $84,000 as of May 31st, 2016. So that's the Electric Fund owing the Water Fund.

The fund balance at May 31st in the Water Fund, at May 31st, 2016, is $1.5 million, of which 770,000 of that is unrestricted. The remaining balance of $730,000 is invested in your Water Fund's infrastructure, and, therefore, it is not available for future budgets. But, in general, the Water Fund had a pretty good year.

Coming into the Sewer Fund, the Sewer Fund reported a $257,000 net loss for 2016. And this is going back to your Page 18, the third column over. However, when you look at the loss, you have to -- you have to do one thing there to make this -- make you feel a little bit better, is that
you had $323,000 of depreciation expense, which is really a noncash expense, but a true expense, because it's a devaluation of your system. But if you add back the depreciation expense, the Sewer Fund has -- had a small profit of $66,000 for the year from a cash basis perspective.

What the last four or five years has presented to us, as we see your books at the end of every year, is that the current rate structure for the Sewer Fund is struggling a bit, okay? Not so much to meet your operational costs, but what's happening in the Sewer Fund, it's not allowing you to start developing cash reserves to pay off future capital improvements, which could be costly, or certainly significant repair items.

So I do know that the Village has started to do some analysis work on whether or not the Sewer Fund's rates are adequate, and that it's kind of still in its infancy stages. But the operating -- the rates seem, certainly seem to be covering you from a day-to-day operational standpoint. But in terms of future capital improvements, the reserves are not quite there. So there's going to be some further analysis done in that regard.

Fund balance at May 31st, 2016, totaling
$7.9 million, 6.8 is related to your investment in the plant, and the Sewer Fund has an unrestricted fund balance of $886,000 at May 31st.

Any questions on Water or Sewer?

(No Response)

MR. FREITAG: Okay. I'm going to go to Page 15, which is the General Fund. It's your last large operating fund, and the last fund we'll talk about here.

The General Fund, which also includes the operations of the former Recreation Fund. The Recreation Fund was folded into the General Fund in Fiscal Year 2015. So this is the second year that the Recreation Fund is operating under the umbrella of the General Fund.

You had a -- the General Fund actually operated at a deficit for 2016 of $117,000, as compared to last year's surplus of about $42,000. For the most part, though, the deficit was anticipated by the Village, the Village Board, management, because in your budget, what you did was to balance the budget last year, is you used an appropriated fund balance of $300,000, thinking that you were going to use prior year earnings, prior year cash balances to help fund the current
year. Well, at the end of the day, you did not need that $300,000, you only needed $117,000 of that. So your budget ended up having favorable variance from what you originally adopted, and, as a result, your fund balance came down a little bit from the prior year, which was -- which was actually a good thing. And I think it was one of the reasons why you did appropriate fund balance in the past year, was because the fund balances in the General Fund over the last five or six years was growing to become a size where somewhere down the road you might have been questioned by the State, the State Comptroller's Office. But what you've done in the last two years is you've brought down those fund balances to what the State Comptroller's Office would call adequate and appropriate.

Also, going on in the -- in 2016 in the General Fund is that the General Fund transferred $684,000 to the Capital Projects Fund, and that was used for certain street paving and sidewalk projects that were done in Fiscal 2016.

Cash balances in regards to the General Fund totaled 3.1 million at May 31st, 2016, of which 1.7 million of that was unrestricted. 1.4 million
is restricted for two things, the payment of future debt, and also the purchase of certain fire equipment.

At May 31st, 2016, the General Fund has $2.8 million of outstanding bonds. Those are payable -- part of those bonds were the original Recreation Fund bonds from the Marina upgrades and construction. Those bonds have expiration dates between 2020 and 2042.

Fund balance at May 31st, 2016 totaled $2.4 million, of which 1.5 million is restricted or earmarked for future debt payments and capital improvements, and $900,000 is unrestricted and can be used for future budgets.

That's basically the overview of the General Fund.

A couple of other things that I wanted to bring to your attention. As of May 31st, 2016, all your cash deposits -- in accordance with the General Municipal Law, all your cash deposits are supposed to be fully collateralized at all times on a daily basis. And I will tell you that as of May 31st, 2016, and for that year, all your deposits were fully collateralized by your banks. So your deposits on hand at the bank were always
safeguarded during the course of the year.

Total debt of the Village stands at $11.3 million. It was 11.6 million in the prior year, and it's made up of the following items:

Bonds are 6.4 million. You have an EFC State loan for the sewer treatment plant of $1.6 million.

And you have a $3.3 million liability for something that's called OPEB. That's post employment health benefits that are promised to your employees. That dollar amount is actuarially determined every year, and it sits on the Village's books as of May 31st at $3.3 million.

And that's a -- obviously a long-term liability. It's -- everybody who works for the Village earns that right as they work. And then, obviously, there are some retirees that have those benefits.

But that's a fairly large number, and it has a lot to do with health cost trends, and has a lot to do with demographics of who works for the Village, ages and mortality rates, and things of that nature.

Major capital asset additions by the entire Village in 2016 total $2.2 million -- $2.2 million, and included the purchase of certain Fire Department equipment, including the pumper truck,
quite a bit of road and sidewalk repair, the
continued upgrade of the Marina and Mitchell Park,
and continued capital improvements related to the
Electric Department's distribution system.

The Village also received about $1.1 million
in Federal Aid related to its Section 8 housing
program in May 2016's year-end. You also received
another $153,000 in Federal Aid related to the
Hurricane Sandy disaster costs. My guess is that
those dollars are now probably done at this point.

And, lastly, in terms of debt, is one of the
things that I chatted with you about earlier, was
the GASB 68, which is the net pension liability
for the underfunded status. It sits at a
$1,050,000 for the Village of Greenport, of which
the General Fund's piece of that is 470,000. And
the three utilities, Electric, Water, Sewer, their
liability is about $580,000 on that. But then
again, as I said, you know, nobody's sending you a
bill for that, you're not writing a check. It's
just a liability that has to be recognized,
because if something catastrophic happened to the
New York State Retirement System, the money would
have to come from the local governments that are
in the system. So it's just kind of a reporting
mechanism, nothing to get too concerned about.

And, as I said, your financial statements are now 50 pages long. And in the front of the financial statements is a very good document called Management Discussion and Analysis. It has some really interesting things in there, in that Discussion and Analysis, which we will not go over. But if you ever needed additional, more detailed information related to this presentation, I suggest you peruse that. And there's some good information in there, and it's kind of put in a nice narrative form, and there's some schedules in there that will help you understand the Village's financial position a little bit better.

Other than that, that is the overview of the audit. And we appreciate the opportunity to get in front of you. And I think the Village had a nice year. There's a couple of things that you have to think about. The sewer fund item is something that's on your radar, and I think it should be. But, certainly, the other funds are doing quite well. Okay? Any questions?

MAYOR HUBBARD: Thank you very much, Bill. Anyone from the Board have any questions?

(No Response)
MAYOR HUBBARD: Thank you.

TRUSTEE ROBERTS: Could I just say quickly, Mr. Mayor, thank you to our Treasurer, Robert Brandt, as well. It sounds like we had a good year. He's the guy who's in charge of the day-to-day. So thank you, Robert.

MR. BRANDT: Thank you.

MAYOR HUBBARD: Okay. Moving on, we had a Public Hearing that was cancelled for Brewer's Yacht Yard. They withdrew their application at this time, so that will be rescheduled at a future date.

All right. Next, we're going to have a project update on the PSE&G project. I'd like to just give a little input on a couple of things that are added to the agenda, so everybody has some information on this.

We, as a Board, along with the Village Administrator and the Attorney, we met yesterday, went over the proposed contract with PSE&G line for line, spent several hours on it. I believe we've incorporated everybody's comments, requests, concerns over the past year that we've been talking about this. We tried to go and make sure everything that is in there that's being proposed
to PSE&G, that we covered it all. I believe we have.

The Village Attorney is going to put that, all our discussions, along with changes from the Trustees and myself, together with the document that he told us we'd have on Monday, so that we can review it, and then we'll go from there.

There are two additional resolutions added to today's agenda dealing with what we discussed last night. One addition is going to be Resolution 33, of the hiring of Cashin Associates to work on the SEQRA review for us as an outside consultant. That will be Resolution 33.

The second one is to retain Jonathan Sinnreich. He's an attorney. He used to be on the LIPA Board as Legal Counsel, to assist our Village Attorney with any questions, anything that might come up on the contract on it. People had said, "You know, let's get a second opinion." We all agree, we're going to get a second opinion. We're going to -- Joe's going to work with them. Any questions our Village Attorney has will be run by this gentleman also, who has expertise from being on the LIPA Board, just to answer all questions, make sure we're covered with
everything.

So those are two additional resolutions that we will be adding tonight. They're not on the regular agenda, but I believe they're on the side sheet there.

I think that pretty much covers where we're at with it at this point. So I'll ask if anybody from the public would like to address the PSE&G topic. We're going to do just this topic, and then we'll open up to other topics after that. Anybody who wants to speak on the PSE&G?

MR. EDWARDS: Sure.

MAYOR HUBBARD: Sure. Come up. Just state your name and address for the record.

MR. EDWARDS: Ralph Edwards, 163 Fifth Street.

I'm a little puzzled by what does "go from there" mean exactly. I think that some of the residents on Fifth Street would like to know specifically what the proposed timeline and process for the contract is.

We really haven't seen project specifics or detailed plans. It's hard to edit a contract when we don't have all the information yet. So the residents on Fifth Street would love to see more
information. And as I said in the first question, we would love to know what the timeline means.

When we first started these meetings, sort of at the late end of the Summer, early in the Fall, the residents of Fifth Street thought we were getting a little ahead of ourselves, and we just want to make sure that we have a good idea as to what the timeline really is.

We'd like to know when comments and feedback from residents will be allowed, and how those will be collected and evaluated. We believe that input from the residents is going to be important, and we are going to need a window of time with which to review and provide input for the Board's consideration and for the Mayor's consideration.

So when you consider "we'll go from there," I think that's an important element. The window of time is going to be very important, and I think it will add to the residents' comfort with whatever is done if there is a dialogue process that's put in place.

Many people know that there's been email chains that have been going back and forth, which have fleshed out some significant ideas and significant comments, but isn't necessarily
productive at this point in the process. Something that could be a little bit more formal, something that really could coalesce people's ideas and comments and suggestions would really be welcomed by the residents.

We all believe, I think, that hiring an attorney is a great idea. That was one of the questions that I was going to ask, and that's a fantastic idea. I think that's just something that you should be applauded for.

And, again, I think there's a significant part of the community, both on Fifth and Sixth and Fourth Street, that would encourage some of the funds that are going to be garnered from this project be used for ongoing park maintenance, which is a true asset to this Village. Park maintenance and repair, maintaining that beach area, both for the residents and for the wider public, I think is going to be something that everybody could applaud.

So I think that as you look for feedback and examples of productive feedback, that would be a place that I think you're going to hear a lot of talk about.

So thank you very much, and we look forward
MAYOR HUBBARD: Okay. Thank you. Have a good night. Thank you.

MR. FREITAG: Thank you very much.

MR. SWISKEY: William Swiskey, 184 Fifth Street.

George, did I just hear -- maybe I heard wrong, but did you just say that you're finalizing the contract, or something, I believe.

MAYOR HUBBARD: We have -- we had a proposed contract that was sent around to the Board. The Board had questions, comments, input on different areas of the contract. We sat together as a group yesterday and went over line for line the whole contract. That's all being incorporated into one readable document for us to review again, and then we'll be moving forward with that part of it.

We're not signing it or anything yet. We haven't even proposed our contract to PSE&G, or to the public, or anybody else. We need to have that we're all on the same page with everything that we've heard from the public so we have a document that we could actually propose.

MR. SWISKEY: So -- all right. Now -- so what you're telling me is, and maybe I'm not...
hearing it right, the Village Board is going to
come up with a document and present it to PSE&G
and say this is what we want?

MAYOR HUBBARD: Correct.

MR. SWISKEY: All right. This is not a
product of negotiations between our negotiating
team and PSE&G, this is something that the Board
is putting together independent.

MAYOR HUBBARD: This is strictly from us.
PSE&G has not gotten anything from us yet. We
wanted to be comfortable with the Board of what we
want to propose to them with everybody's concerns,
our concerns, and the public's on Fifth Street
from Manor Place, from all over the Village. Any
concerns, anything we had, we tried to incorporate
every comment we had into this contract, and this
is our demands to them of what we say we want to
have done.

MR. SWISKEY: So you're directing your
negotiating team to tell PSE&G this is what we
want, because the impression I got at the last
meeting, what was discussed, is they came back to
you with something that wasn't quite what we
expected it to be.

MAYOR HUBBARD: They have not proposed a
contract at all. This is something that we're
working on ourselves.

MR. SWISKEY: Well, at the last meeting,
and, you know, because it gets confusing
sometimes, there was a document presented from
your negotiating team, your lawyer, to the Board,
right, for consideration?

TRUSTEE ROBERTS: Yes.

MAYOR HUBBARD: Yes.

MR. SWISKEY: At least that's the impression
that I got. And I guess some people read it and
weren't very happy with it. In other words, it
wasn't what we really wanted. So you got together
with the Board, and now the Board has a solid
proposal that it's telling its negotiating team
this is what we want and play hardball?

MAYOR HUBBARD: Correct.

MR. SWISKEY: That's the way it should work.

Thank you.

MAYOR HUBBARD: Okay. You're welcome.

MS. ZEMSKY: Hello. Dena Zemsky, 153 Fifth
Street.

I have a question for you. In front of my
house there's all kinds of blue marks that PSE&G
is obviously doing, and all the marks are on the
west side of the street. Some of it on Village property, but also on my property. They, you know, put blue lines onto my lawn, and excavated something that must be public, something I never noticed. Did you authorize that?

MAYOR HUBBARD: Yes, we did. We want to get a working --

MS. ZEMSKY: You authorized them to go on my property?

MAYOR HUBBARD: We -- no. We authorized them to go on Village property. I did not know anybody was on your private property. I mean, they --

MS. ZEMSKY: So the last time I was here, you said you didn't know which side of the street this was going to go on or anything. All the marks are on the west side of the street, so they're already parsing out where they're putting this. So everybody thinks this is a done deal; is that what -- is that what I should assume?

TRUSTEE ROBINS: I think they're locating -- they're locating things that are underground right now. I think that's what those marks indicate.

MS. ZEMSKY: So they're spending money to proceed with a project that's not been approved?
MR. PROKOP: No.

MAYOR HUBBARD: Correct.

TRUSTEE ROBINS: Yes.

MS. ZEMSKY: And you're -- and you're fine with that.

MAYOR HUBBARD: Well, we want to get a working document, if everybody wants to see design plans of what they're going to be doing. Without them doing the soundings to see what's underneath the ground of where they're going to put it, I could not tell you if it's on the east side, west side, I could not tell you where it was, so --

MS. ZEMSKY: Well, I can tell you it's on the west side.

MAYOR HUBBARD: Okay. Well, when they came back in and started that on January 16th, we authorized them to go and do the surveying, so they could put together a draft or a working document of what they're going to do.

MS. ZEMSKY: Okay, I got it. Understood, understood.

MAYOR HUBBARD: That's all.

MS. ZEMSKY: My problem with this is that I think it sends a signal that this is a done deal already, and especially if they're, you know,
going on my property, and they feel they have the
right to go on private property. I'm not fine
with that.

    MAYOR HUBBARD: No, I am not either.
    TRUSTEE ROBERTS: I'm no either.
    MAYOR HUBBARD: They're not supposed to be
on private property. They're supposed to be doing
it in the Village right-of-way, on the road, is
what they're -- that's what they have
authorization to do. I don't know why they would
have gone on your property. We can ask about
that. I don't know. I do not know.

    MS. ZEMSKY: I mean, it's not like they
made -- you know, went up my front steps, but
still, I've got blue lines up my lawn. You know,
it's like --
    MAYOR HUBBARD: Okay.
    MS. ZEMSKY: I don't think that's right.
And I also -- really, I agree totally with
Ralph, that we have to have more input from the
community, and we have to see all this. And PSE&G
has to know that the community wants this time.
It can't just be like we have a date and you don't
give us time to be part of that. That's a big
request I think from almost all of us, that they,
that PSE&G knows that there has to be some segment
of time elapsed that we have time to review
everything, and not just feel that we're being
railroaded and this is a done deal without the
community being involved.

MAYOR HUBBARD: No. I could tell you, as a
Board, we totally agree with you. That's why we
asked them for a plan, even if it's just a draft
plan of where their machinery is going to be at
the end of the road, where the fences are going to be.

MS. ZEMSKY: Understood.

MAYOR HUBBARD: All they're doing -- we said
you have to get that to us more sooner than later.
It's January, but September could get here soon
enough and we need to have the information now.

MS. ZEMSKY: And the one other thing I had
last time I was here, I requested that we have an
escrow fund. Is that in your plans?

MAYOR HUBBARD: No, it is not. There is
an --

MS. ZEMSKY: Well, I still think it's very
important. Here we go. So here these guys put a
blue line up my lawn for some pipe that I've never
seen before, that they obviously are on some
municipal plans, right? I also have a sprinkler
system on that lawn. So, you know, here they are coming through. They could sever my lines, right? And I don't want to have to go through insurance to get reimbursed.

I really feel very strongly that we should have some kind of security escrow fund from PSE&G if this goes forward, okay?

MAYOR HUBBARD: Okay. I could just tell you, there is wording in there to cover the Village and every homeowner along the route for any damage, anything that is done, that they are responsible.

MS. ZEMSKY: Well, see what happened with Sandy, and people who said that they were covered, they're still trying to get money.

MAYOR HUBBARD: Okay.

MS. ZEMSKY: So an escrow fund, a security deposit, something that, you know, they get interest, whatever the normal thing is in banking. I still feel that's really important for the homeowners on the street, so that they don't have to go through two years of litigation to get reimbursed, or you don't, if they screw up something in the Village. So I still feel very strongly that should be included.
MAYOR HUBBARD: Okay. Thank you.

TRUSTEE ROBERTS: If I may. Paul, the blue lines, that's them marking where our water lines are, right?

MR. PALLAS: That's correct. In the street is the water main. The lines that traverse to the property are the water services and the water valve, is actually the customer's water service is what they were marking in this case.

TRUSTEE ROBERTS: So just so everyone's good, they're showing us where the stuff under the street is, sewer lines, water lines, electric lines. And they're using that because we've demanded a detailed schematic of what they plan to do. So they can't -- it's a chicken-egg problem. They can't give us a drawing of where and, you know, which side and all that without putting those lines. And that's why we're letting them in, so then we can review their drawing and decide if it's going to work. Fair?

MAYOR HUBBARD: Okay. Go ahead.

MS. EDWARDS: Sarah Edwards, 163 Fifth Street.

S I'd like to just hear a little bit more about what you're hoping this proposed timeline is
going to be. So, Mayor, you said, you know, we --
we're going to go from there. But I'd like to
hear, in a perfect world, some concrete dates
around, well, we hope the first week in February
we're going to get the schematics, and we hope to
be able to have three weeks. I'd like to hear a
little bit more about what you're hoping this
timeline is going to look like, rather than just
we're going go from there.

MAYOR HUBBARD: Okay. What we discussed
last night was trying to finish up our document to
have it ready, so our Board is comfortable with
it, to have something that we could go and review
at our work session in February, that we could
review back from them, because I don't know what
their people, what PSE&G is going to say in what
we submit to them.

MS. EDWARDS: So you're hoping you're going
to have feedback in time for the work session the
third Thursday in February?

MAYOR HUBBARD: That's what we're hoping
for.

MS. EDWARDS: That's the best case scenario?

MAYOR HUBBARD: Yeah. And then we would
like to have the feedback from the public,
everybody else look at that. We wouldn't be
taking a vote before the March meeting or the
April meeting, okay?

But the proposed timeline of the work down
there is September 16th to May 15th. So we want
to get -- we're trying to push to get this working
now, so we can go through this and get everybody's
comments, give everybody enough time so nobody
says we're rushing into a contract. We want to
vet it out completely beforehand.

MS. EDWARDS: Okay.

MAYOR HUBBARD: So that's --

MS. EDWARDS: I think that that's great,
and that's what I wanted to hear. I think it's
really important, and Dena touched upon it and
Ralph touched upon it, and a lot of people have
talked about in informal conversations, that we
have enough time as individual homeowners and as a
neighborhood to assess what's in that contract.
And you said you think you have incorporated all
of the comments that you've heard, but there's
been a lot of commentary since our last public
meeting about things that we really need to think
about in that -- in that contract, so.

MAYOR HUBBARD: No, that is true. We get
emails weekly, and we just try to, you know, take
everybody's concerns. And when you see, when we
get it public to everybody, hopefully, everybody
will agree with it, but we'll have more feedback
and more comments on it, I'm sure.

MS. EDWARDS: And if we can come up with a
way, also, to publicize this. There are a lot of
people who live in Greenport and in that
particular neighborhood who are not in residence
at the moment, but, you know -- and informal email
chains are great, but somebody always gets left
off. So it's important that we have some kind of
mechanism with a door-to-door flier, or an ad in
the Suffolk Times, you know, an announcement, a
press release in the Suffolk Times, and we have
three weeks for comments, etcetera, etcetera. I
think we have to broaden it beyond just informal
communications and people that know enough to come
to these meetings, okay?

MAYOR HUBBARD: Okay.

MS. EDWARDS: Thank you.

MAYOR HUBBARD: Thank you.

MR. MC SHEA: Excuse me. Hi. Chris McShea,
149 Fifth Street.

I just quickly wanted to say a couple of
times I spoke out of line last week and I apologize. That was inappropriate. It won't happen again. I appreciate you not making a big deal out of it.

Yesterday, I went to the LIPA Board of Trustees meeting in Uniondale. I spoke in front of the Board there. You're given about -- you're given three minutes. You're on a buzzer there. I think I read somewhere that Doug may have -- actually, the idea probably would be a good idea in my case.

TRUSTEE ROBERTS: I did not.

MR. MC SHEA: I thought I read somewhere that somebody had -- one of the Trustees tried to suggest there was a three-minute rule here, which I hope doesn't happen, obviously. But, anyhow, they actually gave me extra time. They were very accommodating, extremely nice people.

I didn't go into my usual rant. Basically, I just requested, you know, some information on why this needed to be at the location it's at, some backup information as to why we can't use any other locations in the Village, why that hasn't been provided, why this isn't more of a Shelter Island issue, why they're not putting pressure on
Shelter Island to take care of the problem themselves, instead of making it our issue. You know, just kept it calm.

   Anyhow, following -- I was, you know, finished speaking. The PSE&G and LIPA VPs of Contracting, I believe Jim O'Connell, or John O'Connell, from PSE&G, he's the head of -- the Vice President of Contracting, of all contract projects, and Jim Mostel from LIPA, he's the Head Contractor, VP of Contracting. Paul, Jim Mostel?

   MR. PALLAS: I'm not familiar with the name.

   MR. MC SHEA: Okay. He's the VP of Contracting. He's pretty much second, second or third in command at LIPA. They came over to me. Mr. Mostel came right over to me immediately. Actually, the first person that came to me, I just want to bring up, was a public advocate, Beth Fiteni. She works for the Department of Public Works, State of New York, and she apologized. She said, "You know, Greenport's the only village on Long Island that I cannot help you out or represent you with or work on your case." I thought that was -- you know, obviously, it was disheartening.

   I was curious as to if you knew anything
about why they wouldn't be allowed to assist, a public advocate, a service from the State wouldn't be able to assist the Village or the residents in this instance; do you know?

MAYOR HUBBARD: I believe just because we're not in their service territory. So we have franchise rights through --

MR. MC SHEA: Because we have the public --
MAYOR HUBBARD: -- the New York Power Authority for the Village.

MR. MC SHEA: Okay. So I was overwhelmed with the response I got. I actually didn't feel I was just being, you know, pushed out the door and they were just trying to appease me. These gentlemen, they took the time, they spoke with me. One of them spoke with me for probably 45 minutes. Took me into his office following the meeting, sat down, went over a lot of stuff, a lot of different aspects of the project. This is Mr. O'Connell from PSE&G, we discussed a lot of things.

He obviously read a lot of this correspondence, you know, watching the meetings, and he was aware of a lot of the issues. He had some questions for me, and everything he had said to me, you know, "Have you been told about this,
had this been done?" I said, "None of this has
been done. No one is really discussing anything,
no one's showing us any plans, we don't have
anything in front of us. This is getting
extremely frustrating."

We had a pretty in-depth conversation and he
listened to me. And, you know, it really -- it
made a world of difference. If, you know, the
guy, you know, rode off in the sunset tomorrow and
they blew up my block, I'd still be happy, because
the guy at least listened to me. And it's
something that I don't feel that I ever got here
for one minute. It was just like this was getting
done, you weren't going to listen, and you just --
you just didn't care, you didn't listen to any of
these concerns, and you just went -- you know, you
just -- you just -- you were just set on it.

So Mr. O'Connell, I'm going to be in contact
with him again later this week, but he's actually
organizing a visit out here. He may want to -- he
wants to do another -- a Town Hall meeting type of
situation. He didn't think that, from what I had
described, which was not inaccurate, that we were
prepared, really, or that the Village needed some
more reassurance here, and I believe that that's
I don't -- I don't think we're getting what we deserve as far as the feedback and the reports on the site locations, the reasoning for it, the reasoning, you know, against it. You know, we're marking up this block, Fifth Street now, but basically it had been reported that, or it seemed that it was already done, that you guys had already approved some type of drawings, or there was some type of preliminary stuff, and it seems that, no, they're out there now doing that stuff.

So we still have a chance here. I mean, I'm sorry for people on Fourth Street, but I still -- I spoke to Mr. O'Connell, and he -- I, you know, requested that he please go to Fourth Street and take a look over there, and at least please give me some solid information why we cannot use that block, or why we can't use anywhere else in the Village, why we need to have it where it is.

I presented some questions. I don't know if you're allowed to discuss it, but there were a few residents, including myself, had retained an attorney, Christopher Murray, and we -- our attorney cited many things about that site that made it, you know, pretty much inapplicable for a
job like this, environmental reasons and public concern reasons, the proximity to the park, the osprey's nest, a federally protected species can't be disturbed, and these are just being ignored, no one really thought about it.

So I think this whole thing really needs to slow down even more, because every week it seems like, you know, we're taking it slow, and then the next week we're ready to sign the contract, the contract's going to be signed. And we keep telling -- everybody keeps getting told they're going to see something, but we haven't seen anything, and you're not really sharing with us. I just feel there's just been a lot of like -- I wouldn't say deceptiveness, but just not very forthcoming with a lot of the information to the residents.

And, you know, even, you know, one of the executives there said, "Look, you know, just like surgery, you know, it's minor unless it's you having surgery." And right now, it's me having surgery, and I've had surgery, and surgery sucks. This probably is going to be worse, worse than surgery.

I just, again, don't know why everybody is
so bent on having it done in this location, near
the public park, near all the wildlife. I'm going
to go through it again, I'm going to go through it
for the rest of my life if I have to. It just
doesn't make any sense.

They came to you with the location and you
just said, "Okay," bam. And you didn't say,
"Maybe we could put it here, maybe we could put it
here. Hey, Jimmy, what do you think about this?"
You know, just bounce ideas off of each other. We
didn't even -- you know, like nobody -- you know,
there wasn't really due diligence, due process,
whatever it may be. Mr. Prokop could correct me
on my law terminology, but I just don't think we
really got a fair shake of what an American
deserves in this whole situation.

And I would -- I don't know. Have any of
you been in contact with Mr. O'Connell? Has he
contacted any of you?

MAYOR HUBBARD: Not yet, no.

MR. MC SHEA: Okay. I believe he or
Mr. Mostel will be.

MAYOR HUBBARD: Okay.

MR. MC SHEA: So that's good. I believe
he's going to come out, and basically, you know,
he's interested in just making us happy, because I described it, you know, this can be a PR nightmare for a lot of people.

There was, you know, a gentleman there from the newspapers at the meeting yesterday. They wanted to talk a lot about it, they knew a lot of different things about the project. Some people had a lot of things to share about why they may want that location on Third Street -- on Fifth Street, I mean.

I question now why in the beginning there was just one location, and why we couldn't have done this two years ago, or you guys couldn't have done this two years ago. Common sense, that's all it is, just common sense; park, kids, osprey's nest. Why? Why there?

So, anyhow, before we get any further, I just wanted to give you a heads-up on that. I mean, I hope you don't try to rush the contract through now. But I think, with the commitment I feel that I did receive from the executives yesterday, this may take a little bit of a different turn. And I hope some of you residents, I mean, I know a lot of you just are concerned about your homes not getting damaged, and things
like that, which is a very relevant and important
issue. But I don't see why we can't relocate it
to a less obtrusive or intrusive place. It
doesn't need to be in the middle of, you know, a
very busy residential block next to the park.
It's just -- and the public beach. Like why --
like, I mean, doesn't anybody have an inkling of
question to where the location is, or no? No?
None, nobody?

MAYOR HUBBARD: Looking at that -- looking
at a map, it's a street location from point A to
point B, and that's why they picked that location.
That was the shortest, easiest distance. They had
looked at Fourth Street, from what I was told, and
there wasn't enough room in that narrow dead-end
to put their machinery and everything else without
going on people's property. And that was the
answer that I had gotten. That's, you know -- but
I look forward to speaking to these two gentlemen.
Hopefully, they will call me and I will talk to
them, and we'll set up a meeting and meet with
them.

MR. MC SHEA: All right. Well, all right.
Thank you for your time.
I did have one other issue to address.
Sorry, everybody, I know you have lives. I have a life too, I did.

The puddles, the flooding that occurred on Tuesday was -- I mean, you saw it. It was a river down your block. The location where I guess there's -- Mr. Winkler had proposed, or, you know, he had pointed out to me in the blueprints where there's a manhole with all the switch gears proposed to be. This is all saltwater that came over the beach. It was absolutely overwhelming saltwater. Over time saltwater is going to deteriorate this equipment. And I just think we have a responsibility to the future not to put someone in harm's way. You know, it may not be in our lifetime, it may not, you know, but it's just going to be there, and I really -- I just think it's very irresponsible for us to carry through with that.

And the other question, is this line going to zigzag? Do we have any idea? Is it always on -- is it going to be on the east side for sure? I mean, do we have any -- like we don't even know that? Like --

MAYOR HUBBARD: We have gotten no plans from them yet. They were doing the surveying, marking
out, and that was part of our meeting last night. We said they need to give us some drawings so we could start showing, we could look at it ourselves. We told them perimeter where fences have to go, property they can't go near, stuff they can't touch. That's all what we're telling them, and we need them to give us some drawings. We have not received any yet.

MR. MC SHEA: Okay.

MAYOR HUBBARD: But we're anxiously waiting for them so we could share it with the public.

MR. MC SHEA: All right, great. And on your behalf, there was plenty, I believe plenty of notice, and you did give out very good notice about the contractor showing up, and I appreciate, you know, that happening. And I don't know why you didn't get included, Dena, I'm sorry about that, but they all -- they all -- you know, they were very professional people that were out there.

MAYOR HUBBARD: Okay.

MR. MC SHEA: There was -- you know, I work out of the house, look out the window and I see, you know, there -- you know, it was a very professional situation. So that's favorable, in my opinion. But just all together, you know how I
MAYOR HUBBARD: Okay.

MR. MC SHEA: Sorry for taking up so much time. Thanks again, everybody.

MAYOR HUBBARD: Thank you. Okay. Anybody else wish to address the Board on the PSE&G topic?

(No Response)

MAYOR HUBBARD: Okay. Just so everybody knows, we plan on having that as the beginning part of topic each month, so you don't have to wait through all the other topics. We'll have that. Trustee Roberts brought that up. We put that in, so that will be up for the foreseeable future during this project to have those comments first, and then we'll get into our regular comments, just so the people know that.

All right. Now we'll open up the Board to -- the public to address the Board on any topic.

MR. SWISKEY: William Swiskey, 184 Fifth Street. Did we get a contract back yet from Cashin Associates on the Sandy Beach sewer?

MR. PROKOP: Yes, we did.

MAYOR HUBBARD: No.

MR. PROKOP: It was emailed to us. Yeah, I
think it was. I believe that it just came in by email. I believe that we just -- if I'm not mistaken, I believe that something came in by email, like just, you know, a few -- not a few moments ago, but just very recently.

MR. SWISKEY: Because in order to apply for these grants, it needs to be reviewed, it needs to be signed by both sides. Otherwise, like Trustee Roberts said, we're going to wind up in April and we're not going -- you got a chance to get money, let's see if it works or not. I mean, let's push it. I mean, let's -- I think it's -- you should -- maybe the Board could have a special meeting, when the Attorney approves it, to authorize the Mayor to sign, instead of waiting until next month. I mean, 30 days is critical.

MR. PROKOP: No, it will be signed right away. It will be --

CLERK PIRILLO: We did that. We did that already.

TRUSTEE PHILLIPS: We did that already.

MAYOR HUBBARD: Okay.

MR. SWISKEY: Well, it would still take a Board resolution to authorize George to sign it.

MAYOR HUBBARD: Yes.
MR. SWISKEY: So maybe you could pass that resolution tonight, add it on, and per approval of the Village Attorney, and let the Mayor sign it right away and get it in the mail.

CLERK PIRILLO: We did it already.

TRUSTEE PHILLIPS: I think we did it already,

TRUSTEE ROBERTS: I think we did it already.

TRUSTEE PHILLIPS: That was part of the resolution when we authorized the Mayor to sign it.

MR. SWISKEY: Oh, all right. That's just -- I would hate to lose out on a grant. Maybe we won't get anything or maybe we will. You know, if we get half a million dollars, it's a big chunk to get that project done.

MAYOR HUBBARD: Without a doubt, yes.

TRUSTEE MARTILOTTA: That would work.

MR. SWISKEY: Plus it gets you back in the grant game again, which we've been out of for a while.

The next thing, Mr. Village Attorney, have we gotten anymore feedback on the ferry fee yet from the State Comptroller?

MR. PROKOP: From the Comptroller, no, but it could come at any time.
MR. SWISKEY: He promised us an expediated decision?

MR. PROKOP: No. We're in the window that it's normally issued in, so it could come at any time.

MR. SWISKEY: Because there's a chance there to raise money.

Anyway, there's only one other thing here. Trustee Roberts, I guess, I don't know, I guess he put out this flier on health care. The price of a family plan is about 22,000, 25,000, right?

MAYOR HUBBARD: It's 22,000, I believe.

MR. SWISKEY: Twenty-two thousand. Now, at the last budget hearing, there were three people that were going to take the -- did you decline the hospitalization, George?

MAYOR HUBBARD: Yes, I have not had it, Bill.

MR. SWISKEY: You have not had it. And, Trustee Roberts, you haven't had it either, then, I guess.

TRUSTEE ROBERTS: Robins or Roberts?

TRUSTEE ROBINS: Roberts or Robins?

MR. SWISKEY: Robins, Robins.
TRUSTEE ROBINS: I'm not taking health insurance anymore as of November.

MR. SWISKEY: All right. So that leaves only one person on then, that's all I wanted to know. Because it was a big issue in the last campaign, and I think that if you're going to give the Mayor 30,000, we don't need to give him 22,000 in hospitalization benefits. Just, you know, it's -- like it or not, it's a volunteer job that you're running for, which it's not -- you know, it's not supposed to be -- I mean, we took away Dave Kapell's lifetime hospitalization payments. I mean, give him the raise, but not the hospitalization. Thank you.

MAYOR HUBBARD: Thank you. Anybody else wish to address the Board?

MR. WILE: Hi. I'll be brief. Ian Wile, 234 Fifth Avenue. I just wanted to thank you for your time.

Ahead of the last -- this last storm, this nor'easter, and this feels particularly I think relevant with the audit tonight, clearly, we have a -- some sewage -- sewer and drainage problems in the Village. But ahead of this nor'easter -- I do have a business downtown, and I inquired as to,
with the Board Members and a number of employees, as to if there's any sort of emergency management or anything we can do to get ahead of this repeated flooding down in the center of Front Street between the park and sort of east of Frisky and Whiskey Wind.

And I was a little bit surprised to hear that a number of people weren't aware that there's flooding in that particular area. I feel like that's been, I think -- I thought it was sort of common knowledge. We had, this summer alone, we had a number of flash floods, emergency crews having to close roads and things like that. I figured that would trigger it. So I partially wanted to appear here today to put it on the public record that there is, in fact, a repeated flooding issue on Front Street.

It has -- it's been sort of my observation as a non -- I'm not a utilities guy, but that we're having an increasing problem, and that certainly we've had standing water at the end of Fifth. I'm on Fifth Avenue, so at that Front and Fifth intersection, we've had standing water I think now going on a month. I don't think we've completely drained essentially for the last month.
There are a number of larger areas with standing water, right behind Industry Standard at the base of First Street, and the Front Street drains have been full to the top since that nor'easter.

We did, in fact, have a flash flood that comes. What happens is they build up enough so they meet that First Street exit and the Bootleg Alley exit. And we drain Front Street pretty fast. It takes about 15 minutes from crest over the sidewalk, so it rushes down Bootleg Alley and flows into the bay. If we're had high tide, we go over, we can't -- it won't drain into the bay and it comes into our shop.

We're in a flood zone. I think all of the businesses down there know it, nobody complains about it. Frisky, I think, replaced their floor twice this Fall, we replaced it twice this Fall. All those just sweeps out the back -- like we all sort of put up with it over and over, but it does feel like we're not draining enough.

And so one of the questions I have, and I know we don't need an answer now, but whether or not there is -- I know Mr. Pallas let me know that it's a State road and the State has to maintain it. Is there something we can do to trigger
investigating whether or not those drains are now
impacted with leaves and debris, and maybe they
could be cleaned, just to facilitate a little more
volume?

We didn't really have much of a rain out of
that last nor'easter, we really dodged a bullet,
and my concern is for another major event. We had
this -- late this summer, we had an
inch-and-a-quarter of rain, and it was
devastating. It shot through the back of Noah's
kitchen, and was really an extreme version of I
think what we've seen.

We've seen some flooding on Front Street
enough times to know it doesn't take much to get
there. And, in addition, it's just sort of a
canary for me when I start to see the water build
up on these other intersections. And we know that
the plumbing main on Fifth Avenue has backed up as
far as South Street a number of times in the last
month with multiple houses impacted and not being
able to utilize their household plumbing.

So I second the audit. I didn't know that
the audit was going to come out with this report,
but I do second that I think we need to spend some
time on and focus on sewage infrastructure, and
figure out how we're draining stuff away, before it all goes into the bay, before it all, you know, rushes in and pollutes our waters. But, specifically, I wanted to make sure I got it on the record for those who didn't know that Front Street does have some water incursion that I think most of us knew, actually. Thank you for your time.

MAYOR HUBBARD: Okay. Thank you.

TRUSTEE PHILLIPS: Thank you, Ian.

MR. SWISKEY: Hey, George, can I say something? That sewer main on Fifth Street he's talking about, you need to hire somebody to bore it out. Periodically, we used to bore it out, and, you know, to its full eight-inch length. I assume it could be down to a four-inch pipe now with the growth inside of it. So we should have a firm look at it and maybe even relieve that problem for a while.

MAYOR HUBBARD: Well, we could try. We had a complaint about that about a month-and-a-half ago. They we went down and looked at it and everything was moving through, because somebody at the beginning, right up near Front Street, had a complaint on it. They did go down and check it,
but we will go back and review it and --

MR. PALLAS: In addition, we're also looking
into having the line TV'd, you know, video as
well.

MAYOR HUBBARD: The video to tape, to go
down and look at it and see.

MR. PALLAS: Looking at it, yup.

MAYOR HUBBARD: All right. It could be in
one specific spot that's causing it, or whatever,
we're not sure. But they did go down and look at
it. Everything was flowing at that point, but
we'll take another look at it and see what we can
do for that block.

MR. WILE: Standing at the corner.

MAYOR HUBBARD: Okay.

MR. SWISKEY: And you can get a cutter to
put on your machine.

MAYOR HUBBARD: Right.

MR. SWISKEY: It will clean that pipe full
bore.

MAYOR HUBBARD: Okay. Okay, Mr. Tasker.

MR. TASKER: Good evening. Arthur Tasker,
Beach Street in Greenport.

Excuse me. Mr. Swiskey stepped on my lines.
He was about 20 minutes ahead of me. I was going
to ask the same questions as what the status was as to the contract.

There's one thing that concerns me that I hope I might be able to see in the documents to make sure that the question was alleviated. The drawing that was provided with the RFQ did not show the sewer extending to include all of the Village properties. And I want -- and Mr. Pallas told me at the time that that would be incorporated into the final document and final plans. But I wonder if there's some way that I might be able to see that and assure myself and the other residents that everybody is going to be included. Is there some way that that could be done?

MR. PALLAS: Well --

MAYOR HUBBARD: Go ahead.

MR. PALLAS: They haven't done the plans yet, so, certainly, once the plans were done, everybody --

MR. TASKER: Well, but I need to know if the scope included all the properties.

MR. PALLAS: I have spoken with Cashin about that already.

MR. TASKER: Because, as I said, the first
map did not.

MR. PALLAS: I have spoken with Cashin about that.

MR. TASKER: Okay.

MAYOR HUBBARD: When we get the contract back from them, then we will review that and make sure.

MR. TASKER: Okay. Thank you very much.

MAYOR HUBBARD: Okay, you're welcome. Thank you. Anybody else wish to address the Board?

MR. MC SHEA: I will keep it brief. Just a couple of issues.

The revenue situation, obviously, I know where such -- that $9 million dollars. Now I can understand why you may have taken a jump at the PSE&G issue. Has there been any progress or any presentations put together for the parking proposals, or is that something that we look to go forward? I know there was some advocacy and there was -- you know, Mr. Roberts was not really for it, Ms. Phillips was for it.

MAYOR HUBBARD: Well, a letter went out to the IDA for the parking study down on Third Street. And the Village Attorney is working on a maintenance agreement to talk to the Hampton
Jitney on the parking area on the other side of the tracks.

MR. MC SHEA: I'm sorry, I didn't want to speak for you, Doug, please.

TRUSTEE ROBERTS: Yeah. And we're scheduling a public hearing to talk about parking in the MTA lot.

TRUSTEE PHILLIPS: To make it 24 hours.

TRUSTEE ROBERTS: Yeah, the 24-hour parking at MTA lot. And then Trustee Phillips talked about a sort of research expedition to look at how Port Jeff does it.

MR. MC SHEA: Yeah.

TRUSTEE ROBERTS: And I'm not aware that I am opposed to anything on that list.

MR. MC SHEA: Oh. Last week you had brought in a long report from a professor from UCLA who basically denounced charging for public parking and how it excluded certain --

TRUSTEE ROBERTS: Oh. I'm asking this Board to read some research about the -- about our Zoning Code and the planning of future construction, not do -- that has nothing do with sort of people coming to visit and park.

MR. MC SHEA: But it was a parking, it was
parking stuff.

TRUSTEE ROBERTS: It was about looking at the -- our current Zoning Code requires parking to go with new structures. And so I was just asking everybody to read this research that shows that that might actually be counterproductive and might be killing jobs, etcetera.

MR. MC SHEA: Okay. All right. I do think that Ms. Phillips had a great idea, and, you know, I commend you for it. I hope you could follow through with that and make that happen. That's a good way for revenue, a good way to make revenue.

The MTA parking lots, I was formerly in the outdoor advertising business. I did work with the MTA. You know, depending on the jurisdiction, you could split the revenue with them or you could just keep everything for your own, for your property. Is that something? I mean, we could probably get, I don't know, probably about 500 bucks for like a four-by-six movie poster on the railroad tracks. It doesn't need to be anything crazy, just do movies every month. Is that something that -- you know, I don't think it really destroys the quality of life having like three movie posters up there for six months out of
the year, or whatever, you know, peak season is.
You know, and that's a low -- I'm low-ending it.
I mean, I think there's -- you know, there's some
opportunity there.
Again, I didn't realize it was such a deep
debt. I'm just trying to propose things. And,
also, perhaps at the next -- the next proposal --
work session, I guess, perhaps a board, a
volunteer board could be organized for -- to help
try find more revenue sources for the town.
I just -- I think that there are other ways,
alternate sources that we still -- you know, we're
just leaving out there, specifically when we have
crowds in the Village, even sticking a bucket out
saying, "Give back to the town that, you know,
gives to you," or something like that.
The audit, did that -- when we had that
cracked cylinder head, did that go on -- that
comes out of that same budget, that 750 grand, or
approximately 750 grand to repair that?
MAYOR HUBBARD: That came out of fund
balance, I believe.
MR. PALLAS: Yeah.
MAYOR HUBBARD: Yeah, that came out of the
reserve fund that we have for capital.
improvements.

TRUSTEE ROBERTS: Which is the depreciation fund.

MAYOR HUBBARD: Right. So it's not out of the actual operating cash on it, it's out of the -- when he said fund balance, the reserve account, that's where the money came from.

MR. MC SHEA: Okay. And that just gets replenished with funds that come from --

MAYOR HUBBARD: Excess funds, you know, that hopefully your rates bring in enough revenue, so that at the end of the day, you have a profit and the profit gets rolled over into the fund balance. Or if you budget for something and you don't need to use it, the excess money rolls into the fund balance, which is like a savings account.

MR. MC SHEA: Okay. All right. And is this debt -- I'm sorry, I apologize for not knowing. How long has it been above even $5 million? Does this go back 10, 15 years, or is it just incrementally going up $2 million a year? Is this something that we can reverse? Anybody feel that they can, or anybody see a pattern?

TRUSTEE PHILLIPS: That debt was for the capital improvements that have been -- that's for

Flynn Stenography & Transcription Service
(631) 727-1107
the -- that bonding that he was talking about, the
5 million, was for the capital improvement project
that's been going on for the last couple of years
that we're now getting down to the bottom of.

MR. MC SHEA: Okay.

TRUSTEE PHILLIPS: In 2007, when we were --
we were awarded that rate increase, that was part
of -- that rate increase was for us to do the
capital improvements to the property, so then it
was out and bonded in 2014.

MR. MC SHEA: Okay. So we should get some
relief eventually, you feel, or --

TRUSTEE PHILLIPS: It will pay, yeah.

MR. MC SHEA: Eventually it's --

MAYOR HUBBARD: Once we finish the
repairs --

TRUSTEE PHILLIPS: Repairs.

MAYOR HUBBARD: -- then we won't need to
have money for that anymore.

MR. MC SHEA: Okay.

MAYOR HUBBARD: The cooling towers is the
last part of that project that we're out to bid
now. We're designing the cooling towers now.

MR. MC SHEA: All right.

MAYOR HUBBARD: And that should be the last
part of the capital repair.

MR. MC SHEA: All right, great. And the last thing, I think we lost only one pole, fortunately, or there was one issue on Fifth Street during the storm. And the Public Works crew, they -- bang, they were there. It was faster than like 911. They took care of it, it was a great job. I believe they were speaking to Mr. Pallas on the radio. I'm not sure of the chief electrician's or supervisor's name, but very -- they did a great job. And, you know, I want to commend Mr. Pallas. He was, you know, an excellent manager in the situation, and thank you very much.

MAYOR HUBBARD: All right. Thank you.

TRUSTEE PHILLIPS: Thank you.

MAYOR HUBBARD: Anybody else wish to address the Board?

(No Response)

MAYOR HUBBARD: Okay. We'll move to the regular agenda. I'll read in the last two resolutions at the end, all right, just so everybody knows where that comes from. All right.

RESOLUTION #01-2017-1, RESOLUTION adopting the January 2017 agenda as printed. So moved.
TRUSTEE ROBERTS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye. Opposed?

(No Response)

MAYOR HUBBARD: Motion carried.

TRUSTEE ROBERTS: RESOLUTION #01-2017-2,

RESOLUTION accepting the monthly reports of the
Greenport Fire Department, Village Administrator,
Village Treasurer, Village Clerk, Village
Attorney, Mayor and Board of Trustees. So moved.

TRUSTEE ROBINS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye. Opposed?

(No Response)

MAYOR HUBBARD: Motion carried.

TRUSTEE ROBINS: RESOLUTION #01-2017-3,

RESOLUTION ratifying the following resolutions
previously approved by the Board of Trustees at
the Trustees' work session meeting held on January
19th, 2017:

RESOLUTION approving the professional
services contract between J.R. Holzmacher, LLC and
the Village of Greenport authorizing J.R.
Holzmacher, LLC to develop a plan to rectify water
intrusion issues at the Village of Greenport Waste
Water Treatment Plant, at a cost not to exceed
$5000.00. So moved.

TRUSTEE MARTILOTTA: Second.
MAYOR HUBBARD: All in favor?
TRUSTEE MARTILOTTA: Aye.
TRUSTEE PHILLIPS: Aye.
TRUSTEE ROBERTS: Aye.
TRUSTEE ROBINS: Aye.
MAYOR HUBBARD: Aye. Opposed?
(No Response)
MAYOR HUBBARD: Motion carried.
TRUSTEE MARTILOTTA: RESOLUTION #1-2017-4,
RESOLUTION removing the following from the
membership rolls of the Village of Greenport Fire
Department: Kelly Hydell, Thomas LaMothe and Hope
Laurie-Reade. So moved.

TRUSTEE PHILLIPS: Second.
MAYOR HUBBARD: All in favor?
TRUSTEE MARTILOTTA: Aye.
TRUSTEE PHILLIPS: Aye.
TRUSTEE ROBERTS: Aye.
TRUSTEE ROBINS: Aye.
MAYOR HUBBARD: Aye. Opposed?
(No Response)
MAYOR HUBBARD: Motion carried.
TRUSTEE PHILLIPS: RESOLUTION #01-2017-5,
RESOLUTION ratifying the re-hiring of Everett
Nichols as a seasonal, part-time employee at the
Village of Greenport Mitchell Park Marina at a pay
rate of $10.00 per hour, effective December 27th,
2016. So moved.
TRUSTEE ROBERTS: Second.
MAYOR HUBBARD: All in favor?
TRUSTEE MARTILOTTA: Aye.
TRUSTEE PHILLIPS: Aye.
TRUSTEE ROBERTS: Aye.
TRUSTEE ROBINS: Aye.
MAYOR HUBBARD: Aye. Opposed?
(No Response)
MAYOR HUBBARD: Motion carried.
TRUSTEE ROBERTS: RESOLUTION #01-2017-6,
RESOLUTION authorizing the attendance of Trustee

Flynn Stenography & Transcription Service
(631) 727-1107
Julia Robins and Village Administrator Pallas at the APPA Legislative Rally in Washington, D.C. from February 27th, 2017 through March 1st, 2017; with lodging, travel and conference costs not to exceed $1,100.00 per person, plus all applicable meal costs, to be expensed from account E.0781.100 (Executive Department). So moved.

TRUSTEE ROBINS: Second.
MAYOR HUBBARD: All in favor?
TRUSTEE MARTILOTTA: Aye.
TRUSTEE PHILLIPS: Aye.
TRUSTEE ROBERTS: Aye.
TRUSTEE ROBINS: Aye.
MAYOR HUBBARD: Aye. Opposed?
(No Response)
MAYOR HUBBARD: Motion carried.
TRUSTEE ROBINS: RESOLUTION #01-2017-7
RESOLUTION authorizing the attendance of Douglas Rocco at NEPPA's 2017 Apprentice Program for Apprentice I Training at Northwest Lineman College in Littleton, Massachusetts. Training will be completed in four sessions to be held on February 7th - 10th, April 4th - 7th, and August 29th - Sept 1st, and October 31st - November 3rd, at a cost of: $3,200.00 for the training classes, a
room rate of $121.75 per night, reimbursable meal expenses not to exceed $35 per day, applicable travel -- transportation costs, and standard mileage reimbursements; to be expensed from account E.0785.210 (Employee Training). So moved.

TRUSTEE MARTILOTTA: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye. Opposed?

(No Response)

MAYOR HUBBARD: Motion carried.

TRUSTEE MARTILOTTA: RESOLUTION #01-2017-8, RESOLUTION approving the attached Inter-Municipal Agreement between the Village of Greenport and the Town of Southold for the provision of qualified, certified lifeguards at the Village of Greenport Fifth Street Beach for the 2017 Summer season, and ratifying the attached Inter-Municipal Agreement for the 2016 Summer season. So moved.

TRUSTEE PHILLIPS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE MARTILOTTA: Aye.
TRUSTEE PHILLIPS: Aye.
TRUSTEE ROBERTS: Aye.
TRUSTEE ROBINS: Aye.
MAYOR HUBBARD: Aye. Opposed?
  (No Response)
MAYOR HUBBARD: Motion carried.
TRUSTEE PHILLIPS: RESOLUTION #01-2017-9,
RESOLUTION approving an increase in the rates of
stay for the Village of Greenport McCann
Campground, per the attached. So moved.
TRUSTEE ROBERTS: Second.
MAYOR HUBBARD: All in favor?
TRUSTEE MARTIOLTA: Aye.
TRUSTEE PHILLIPS: Aye.
TRUSTEE ROBERTS: Aye.
TRUSTEE ROBINS: Aye.
MAYOR HUBBARD: Aye. Opposed?
  (No Response)
MAYOR HUBBARD: Motion carried.
TRUSTEE ROBERTS: RESOLUTION #01-2017-10,
RESOLUTION authorizing Treasurer Brandt to perform
attached Budget Transfer #3646, to transfer for
Road Department funds to fund additional road
signage, and directing that Budget Amendment #3646
be included as part of the formal meeting minutes
for the January 26, 2017 regular meeting of the Board of Trustees. So moved.

TRUSTEE ROBINS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye. Opposed?

(No Response)

MAYOR HUBBARD: Motion carried.

TRUSTEE ROBINS: RESOLUTION #01-2017-11,

RESOLUTION authorizing Treasurer Brandt to perform attached Budget Transfer #3647, to transfer funds for the purchase of additional medical supplies for the Fire Department, and directing that Budget Amendment #3647 be included as part of the formal meeting minutes for the January 26, 2017 regular meeting of the Board of Trustees. So moved.

TRUSTEE MARTILOTTA: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBINS: Aye.
MAYOR HUBBARD: Aye. Opposed?
(No Response)
MAYOR HUBBARD: Motion carried.

TRUSTEE MARTILOTTA: RESOLUTION #01-2017-12, RESOLUTION authorizing the Village of Greenport to add the outstanding water and sewer balances in arrear to the Village of Greenport 2017 tax bills for the respective property, per calculations to be completed by or on -- say again, by or on or before April 30th, 2017. So moved.

TRUSTEE PHILLIPS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye. Opposed?
(No Response)
MAYOR HUBBARD: Motion carried.

TRUSTEE PHILLIPS: RESOLUTION #01-2017-13, RESOLUTION accepting the bid of Demarest Holding Corporation, d/b/a Hands Fuel Company, the sole bidder, per the bid opening on January 18th, 2017 in the amount of $0.13 per gallon over the rack rate for the delivery of 87 octane gasoline, and
authorizing Mayor Hubbard to sign the contract between the Village of Greenport and Demarest Holding Company. So moved.

TRUSTEE ROBERTS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye. Opposed?

(No Response)

MAYOR HUBBARD: Motion carried.

TRUSTEE ROBERTS: RESOLUTION #01-2017-14, RESOLUTION accepting the bid of Demarest Holding Corporation, d/b/a Hands Fuel Company, the sole bidder, per the bid opening on January 18th, 2017 in the amount of $0.13 per gallon over the rack rate for the delivery of No. 2 heating oil, and authorizing Mayor Hubbard to sign the contract between the Village of Greenport and Demarest Holding Corporation. So moved.

TRUSTEE ROBINS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.
TRUSTEE ROBERTS: Aye.
TRUSTEE ROBINS: Aye.
MAYOR HUBBARD: Aye. Opposed?
(No Response)
MAYOR HUBBARD: Motion carried.
TRUSTEE ROBINS: RESOLUTION #01-2017-15,
RESOLUTION accepting the bid of Demarest Holding
Corporation, d/b/a Hands Fuel Company, the sole
bidder, per the bid opening on January 18th, 2017
in the amount of $0.13 per gallon over the rack
rate for the delivery of diesel fuel, and
authorizing Mayor Hubbard to sign the contract
between the Village of Greenport and Demarest
Holding Corporation. So moved.
TRUSTEE MARTILOTTA: Second.
MAYOR HUBBARD: All in favor?
TRUSTEE MARTILOTTA: Aye.
TRUSTEE PHILLIPS: Aye.
TRUSTEE ROBERTS: Aye.
TRUSTEE ROBINS: Aye.
MAYOR HUBBARD: Aye. Opposed?
(No Response)
MAYOR HUBBARD: Motion carried.
TRUSTEE MARTILOTTA: RESOLUTION #01-2017-16,
RESOLUTION authorizing the solicitation of the
annual sludge removal bid, and directing Clerk Pirillo to notice the bid accordingly. So moved.

   TRUSTEE PHILLIPS: Second.
   MAYOR HUBBARD: All in favor?
   TRUSTEE MARTILOTTA: Aye.
   TRUSTEE PHILLIPS: Aye.
   TRUSTEE ROBERTS: Aye.
   TRUSTEE ROBINS: Aye.
   MAYOR HUBBARD: Aye. Opposed?

   (No Response)
   MAYOR HUBBARD: Motion carried.
   TRUSTEE PHILLIPS: RESOLUTION #01-2017-17,
   RESOLUTION approving the attendance of any Trustee or management staff member of -- at the -- excuse me -- at the New York Conference of Mayors Winter Legislative Meeting, from February 12th, 2017 through February 14th, 2017 at the Albany Hilton in Albany, New York. The registration fee of $240 for the full program, or $190 for the one-day program, and the hotel cost of $163 per person per night, plus all applicable travel and meal costs, will be expensed from the corresponding account numbers. So moved.
   TRUSTEE ROBERTS: Second.
   MAYOR HUBBARD: All in favor?
TRUSTEE MARTILOTTA: Aye.
TRUSTEE PHILLIPS: Aye.
TRUSTEE ROBERTS: Aye.
TRUSTEE ROBINS: Aye.
MAYOR HUBBARD: Aye. Opposed?
(No Response)
MAYOR HUBBARD: Motion carried.
TRUSTEE ROBERTS: RESOLUTION #01-2017-18,
RESOLUTION authorizing Clerk Pirillo to attend the
Region I Annual Meeting, and the Pre-Meeting
Classes, of the International Institute of
Municipal Clerks, on March 15th, 2017 and March
16th, 2017 in Port Jefferson, New York, at a cost
of $120.00 plus the applicable standard mileage
reimbursement rate, to be expensed from account
A.1410.400 (Clerk Contractual Expense). So moved.
TRUSTEE ROBINS: Second.
MAYOR HUBBARD: All in favor?
TRUSTEE MARTILOTTA: Aye.
TRUSTEE PHILLIPS: Aye.
TRUSTEE ROBERTS: Aye.
TRUSTEE ROBINS: Aye.
MAYOR HUBBARD: Aye. Opposed?
(No Response)
MAYOR HUBBARD: Motion carried.
TRUSTEE ROBINS: RESOLUTION #01-2017-19,
RESOLUTION authorizing the attendance of Clerk
Pirillo and Treasurer Brandt at the Suffolk County
Downtown Revitalization Round 15 grant workshop on
January 31st, 2017 in Hauppauge, NY. There is no
cost for this training session, and the standard
mileage reimbursement rate applies. So moved.

TRUSTEE MARTILOTTA: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye. Opposed?

(No Response)

MAYOR HUBBARD: Motion carried.

TRUSTEE MARTILOTTA: RESOLUTION #01-2017-20,
RESOLUTION approving the Public Assembly Permit
(Application) submitted by Star Hose Company #3 of
the Greenport Fire Department for the use of the
Polo Grounds on Moores Lane from 5:00 p.m. through
11:00 p.m. on May 25th, 2017 through May 29th,
2017 for the annual Carnival Fundraiser.

Fireworks in conjunction with this event are
scheduled for May 27, 2017 with a rain date of May
28th, 2017. So moved.

TRUSTEE PHILLIPS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye. Opposed?

(No Response)

MAYOR HUBBARD: Motion carried.

TRUSTEE PHILLIPS: RESOLUTION #01-2017-21, RESOLUTION approving the payment of $335.00 to Broadcast Music, Inc. ("B.M.I.") pursuant to the music license for the local government entities between the Village of Greenport and B.M.I., for the 2017 Dances in the Park season. So moved

TRUSTEE ROBERTS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye. Opposed?

(No Response)

MAYOR HUBBARD: Motion carried.
TRUSTEE ROBERTS: RESOLUTION #01-2017-22,
RESOLUTION approving the license agreement for
local government entities between the Village of
Greenport and the American Society of Composers,
Authors and Publishers (A.S.C.A.P.) with a license
fee of $336.00 to -- for the 2017 Dances in the
Park season, and authorizing Mayor Hubbard to sign
the license agreement between the Village of
Greenport and A.S.C.A.P. So moved.

TRUSTEE ROBINS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye. Opposed?

(No Response)

MAYOR HUBBARD: Motion carried.

TRUSTEE ROBINS: RESOLUTION #01-2017-23,
RESOLUTION hiring Kristina A. Lingg as a full-time
Clerk Typist for the Village of Greenport, at a
pay rate of $15 per hour, effective February 13th,
2017. All health insurance and other full-time
employment benefit provisions specified in the
current contract between the Village of Greenport
and CSEA Local 1000 apply to this hiring, as does
the standard twenty-six week Suffolk County Civil
Service probationary period. So moved.

TRUSTEE MARTILOTTA: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye. Opposed?

(No Response)

MAYOR HUBBARD: Motion carried.

TRUSTEE MARTILOTTA: RESOLUTION #01-2017-24,
RESOLUTION scheduling a public hearing for
February 23rd, 2017 at 7:00 p.m. at the Third
Street Firehouse, Greenport, New York, 11944;
regarding a proposed amendment to Chapter 103
(Rental Properties) of the Village of Greenport
Code and directing Clerk Pirillo to notice the
public hearing accordingly. So moved.

TRUSTEE PHILLIPS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBERTS: Aye.
TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye. Opposed?

(No Response)

MAYOR HUBBARD: Motion carried.

TRUSTEE PHILLIPS: RESOLUTION #01-2017-25, RESOLUTION scheduling a public hearing for February 23rd, 2017 at 7:00 p.m. at the Third Street Firehouse, Greenport, New York, 11944; regarding a proposed amendment to Chapter 132 (Vehicles and Traffic), Section 18 (All-night parking) of the Village of Greenport Code and directing Clerk Pirillo to notice the public hearing accordingly. So moved.

TRUSTEE ROBERTS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye. Opposed?

(No Response)

MAYOR HUBBARD: Motion carried.

TRUSTEE ROBERTS: RESOLUTION #01-2017-26, RESOLUTION appointing four Election Inspectors, one of which will serve as Chairperson, for the
Village election on March 21st, 2017; as follows:

- Jerilyn B. Woodhouse, Chairperson
- Patrick Calkins
- Diana Whitsit, and
- Keith McCamy.

The Inspectors are to be paid $10 per hour and $11 per hour for the Chairperson of the Inspectors, and further authorizing the Inspectors to work on the two Village registration days, as well as the day of the election. This will be expensed from account A.1450.100 (Election Personnel Services). So moved.

TRUSTEE ROBINS: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye. Opposed?

(No Response)

MAYOR HUBBARD: Motion carried.

TRUSTEE ROBINS: RESOLUTION #01-2017-27,

RESOLUTION allowing the Clerk's Office to appoint three alternate Election Inspectors for the Village election on March 21st, 2017, as follows:
The alternate Election Inspectors are to be paid $10.00 per hour, to be expensed from account A.1450.100 (Election Personnel Services). So moved.

TRUSTEE MARTILOTTA: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye. Opposed?

(No Response)

MAYOR HUBBARD: Motion carried.

TRUSTEE MARTILOTTA: RESOLUTION #01-2017-28, RESOLUTION scheduling a public hearing for February 23rd, 2017 at 7:00 p.m. at the Third Street Firehouse, Greenport, New York, 11944; regarding the addition of $1,234.75 to the property tax bill for the property 221/223 Center Street, Greenport, New York, 11944, and further directing Clerk Pirillo to notice the public hearing accordingly. So moved.
TRUSTEE PHILLIPS: Second.
MAYOR HUBBARD: All in favor?
TRUSTEE MARTILOTTA: Aye.
TRUSTEE PHILLIPS: Aye.
TRUSTEE ROBERTS: Aye.
TRUSTEE ROBINS: Aye.
MAYOR HUBBARD: Aye. Opposed?
(No Response)
MAYOR HUBBARD: Motion carried.
TRUSTEE PHILLIPS: RESOLUTION #01-2017-29, RESOLUTION approving the request of One Greenport ("Somos Uno") to use a portion of Mitchell Park for a cultural festival on June 4th, 2017 from noon through 6:00 p.m., with a rain date of June 11th, 2017. This event will be considered a Village of Greenport sponsored event upon approval of the proposed use of Mitchell Park. So moved.
TRUSTEE ROBERTS: Second.
MAYOR HUBBARD: All in favor?
TRUSTEE MARTILOTTA: Aye.
TRUSTEE PHILLIPS: Aye.
TRUSTEE ROBERTS: Aye.
TRUSTEE ROBINS: Aye.
MAYOR HUBBARD: Aye. Opposed?
(No Response)
MAYOR HUBBARD: Motion carried.

TRUSTEE ROBERTS: RESOLUTION #01-2017-30,
RESOLUTION approving an increase in the annual
salary of the Mayor, from $18,000 per year to
$30,000 per year. So moved.

TRUSTEE ROBINS: I'm just going to have a
question --

MAYOR HUBBARD: Okay.

TRUSTEE ROBINS: -- about these next two
resolutions.

MAYOR HUBBARD: You need a second first.

CLERK PIRILLO: Somebody needs to second.

TRUSTEE ROBINS: Oh, second.

CLERK PIRILLO: Thank you.

MAYOR HUBBARD: Okay, second. Discussion?

TRUSTEE ROBINS: Yeah. I'm just going back
to the December meeting, when the Mayor came, and
we put a resolution on, asking for a pay increase
of -- to $24,000 a year. So I just want a little
explanation of how that was tabled, and how we
wound up with these two resolutions, if I could.
I think Trustee Roberts, I think it was your
suggestion, so could you explain it a little bit,
please?

TRUSTEE ROBERTS: The Mayor writes the

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agenda.

MAYOR HUBBARD: Yeah.

TRUSTEE ROBINS: Okay.

MAYOR HUBBARD: Right. If you remember, I had proposed 24,000, the Board voted to table that resolution. We had a discussion at the work session last week, and it was actually proposed for the salary to be higher than what it is. I took a compromise between the two figures. The one that was proposed at the work session was 36,000, mine was 24,000. I felt 36,000 was excessive, so I modified that and created it and put it down to 30,000.

TRUSTEE ROBINS: Okay.

MAYOR HUBBARD: That's where that number came from. Because at the work session, it was to propose 36,000, and I felt that, being fair to everybody, that 30 was an even number compared to what other people make in similar towns and everything else.

And, also, with the projects that we have coming up, the train, the movie theater and everything else, I've got a lot of meetings scheduled and all during the day, which I'm going to be away from work to take care of these
meetings, because these people can't meet at
night.

   TRUSTEE ROBINS: I have no --
   MAYOR HUBBARD: So I have additional -- no,
I'm just saying. I'm just explaining where some
of this came from. Additional responsibilities,
stuff I'm going to have to do during the day
instead of at night. Plus, there had not been a
raise in over 10 years to the Mayor's salary, and
that's where that came from.
   TRUSTEE ROBINS: No. I totally agree. I
wanted to support you in what you asked for
before. I just -- you know, it did change quite a
bit. I mean, between the salary and the benefits,
it's --
   MAYOR HUBBARD: Well, the benefits is a
separate resolution. We're just worrying about
the one.
   TRUSTEE ROBINS: Okay.
   MAYOR HUBBARD: We'll --
   TRUSTEE ROBINS: All right. So then a
second, and I vote yes.
   MAYOR HUBBARD: Well, we didn't come to a
vote yet. Any other discussion?
   TRUSTEE ROBERTS: If I may, I had that
handout for folks. I just want the -- it's touchy
when an elected board decides to increase one or
all of its members' compensation. I respect that,
and I just want people to understand some of the
history here.

When Mayor Hubbard became Mayor, and Trustee
Martilotta and I joined this Board -- or, I'm
sorry, before we joined this Board, the total
compensation for elected officials was 177,700.
And this -- in this year's budget, the actual
expenditure on elected official compensation is
$75,730. So we have reduced that spend by
$100,000, as most -- mostly by Resolution
11-2015-26 from a couple of years ago, where we
reduced the health care benefit from a full free
family plan for elected -- for part-time elected
officials to the single plan, and then three of us
deprecated that coverage.

So that's where we are right now. And I
think, as we've been discussing, you know, we are
going to make you work for it, Mr. Mayor.

MAYOR HUBBARD: I plan on it.

TRUSTEE ROBERTS: And, by the way, I might
need to borrow 20 bucks after this.

But the idea that our Chief Executive is --
has to kind of take an oath of poverty to be able
to run this Village when we have four funds, a
light plant, I'm hoping and expecting that now
we're going to see you involved more in the
day-to-day. We all have jobs that we have to deal
with and it's a tough thing.

But I'm also hoping that we're going to see
an increase in some of the responsiveness from
folks at Village Hall, increasing responsiveness
on emails from our Attorney. I'm hoping you're
going to be able to sort of put more kind of SOPs
in place as you're kind of embedded in the work
there. So I'm excited about it.

I think this Board has cleared a bunch of
money in the budget that we can now use for other
projects, whether it's, you know, hire -- maybe we
can find some money to hire out the movie theater
a few weekends a year. Great work by the Mayor on
that. Maybe we can use it to help fund the
railroad project, another great project being led
by the Mayor.

So -- or maybe we can use it -- you know,
we've got a -- I want to say to our employees,
too, who might be watching or who are here, we
hear you. We know we have to negotiate a new
contract. And so even though we're making a small bump in the Mayor's compensation tonight, there has been money taken out of the elected official compensation that I hope is going to be used for us to work with you. So that's my piece. I support this, and thank you.

TRUSTEE PHILLIPS: Mayor, I just have a question

MAYOR HUBBARD: Yes.

TRUSTEE PHILLIPS: And it's probably part of history. Back in 2007, when -- if I do remember correctly, when you came on with the previous administration, there was a decrease in the salaries for not only the Mayor, but the Trustees. The reasoning behind that was because of the budget crunch at the moment, or that the -- or what was the reasonings?

MAYOR HUBBARD: No, the Trustees' salaries was not changed.

TRUSTEE PHILLIPS: Oh, it wasn't? Okay.

MAYOR HUBBARD: The Mayor who got elected, he declined the additional raise that was given to the Mayor at the time.

TRUSTEE PHILLIPS: Okay.

MAYOR HUBBARD: The Mayor's salary at the
time was 19,600. Dave Nyce declined that and went back to the 18,000 that it was before the last contract was signed.

TRUSTEE PHILLIPS: Okay.

MAYOR HUBBARD: But the Trustees' salary stayed the same, and it's been the same since at the eleven-four.

TRUSTEE PHILLIPS: Okay. I thought in reading the minutes, it was a little -- a little hard to tell who -- with the conversation, because it was wrapped up with another topic on top of it, so --

MAYOR HUBBARD: Yeah. No, it's just --

TRUSTEE PHILLIPS: Okay.

MAYOR HUBBARD: Because, actually, I know at that point my mother received a check for my father, because he was on the Board when that contract was signed March 31st of 2007.

TRUSTEE PHILLIPS: Okay. All right.

MAYOR HUBBARD: And that was signed, and he got a retro check, because, at that point, whatever the union got as raises, the Village Board got at the same time.

TRUSTEE PHILLIPS: Okay.

MAYOR HUBBARD: So the Village -- the
Trustees have stayed flat since then. And the Mayor at the time, when he got elected, he rolled the salary back to a flat 18,000.

TRUSTEE PHILLIPS: Okay. So that was his own choice or he --

MAYOR HUBBARD: That was his own personal choice. It was not done by --

TRUSTEE PHILLIPS: Okay. It was nothing dealing with the budget?

MAYOR HUBBARD: No.

TRUSTEE PHILLIPS: The issues with the financial at the time?

MAYOR HUBBARD: He chose to do that and that's where it stayed since.

TRUSTEE PHILLIPS: Okay. Because, as I said, in going back and reading the minutes, it's a little confusing as to the discussion. It got pulled in ten different directions. And so it just had nothing to do with the financial conditions at the moment when that particular 2007 --

MAYOR HUBBARD: No. It was just -- it was a personal opinion by the Mayor at the time --

TRUSTEE PHILLIPS: Okay.

MAYOR HUBBARD: -- to reduce the salary.
TRUSTEE PHILLIPS: Okay.

TRUSTEE ROBINS: Yeah. Just to comment, to double-back again, George, I know you work very hard and I support your raise, absolutely. I kind of just wanted the public to hear the thought process of how we got here.

MAYOR HUBBARD: That's fine.

TRUSTEE ROBINS: Okay? Because it was a significant increase. But I do support both resolutions, okay? Thank you.

MAYOR HUBBARD: Okay. Any other discussion?

(No Response)

MAYOR HUBBARD: Okay. All in favor?

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye. Opposed?

(No Response)

MAYOR HUBBARD: Motion carried.

I would like to offer a resolution -- I would like to offer to table RESOLUTION #01-2017-31.

TRUSTEE ROBERTS: Second.

MAYOR HUBBARD: All in favor?
TRUSTEE MARTILOTTA: Aye.
TRUSTEE PHILLIPS: Aye.
TRUSTEE ROBERTS: Aye.
TRUSTEE ROBINS: Aye.
MAYOR HUBBARD: Aye. Opposed?
(No Response)
MAYOR HUBBARD: Passed to table.
TRUSTEE ROBINS: Should I go to 32?
MAYOR HUBBARD: Yes.
TRUSTEE ROBINS: RESOLUTION #01-2017-32, RESOLUTION approving all checks per the Voucher Summary Report dated January 19th, 2017, in the total amount of $665,972.48 consisting of:
   o All regular checks in the amount of $645,217.26, and
   o All prepaid checks (including wire transfers) in the amount of $20,755.22.
So moved.
TRUSTEE MARTILOTTA: Second.
MAYOR HUBBARD: All in favor?
TRUSTEE MARTILOTTA: Aye.
TRUSTEE PHILLIPS: Aye.
TRUSTEE ROBERTS: Aye.
TRUSTEE ROBINS: Aye.
MAYOR HUBBARD: Aye. Opposed?
MAYOR HUBBARD: Motion carried.

TRUSTEE MARTILOTTA: Did you say you want to do these two?

MAYOR HUBBARD: You want to go?

TRUSTEE MARTILOTTA: No. You -- I just --

MAYOR HUBBARD: Oh, I'll read it. I'll do these two.

RESOLUTION #01-2017-33, RESOLUTION approving the proposal of Cashin Associates for professional services for the review of, and comments on, the SEQRA review submitted by PSE&G regarding the proposed Southold sub-station to Shelter Island project, for the proposed amount of $2,500; to be expensed from account number A.1420.400 (Law Contractual expense), and further authorizing Mayor Hubbard to sign the agreement for professional services between Cashin Associates and the Village of Greenport. So moved.

TRUSTEE MARTILOTTA: Second.

MAYOR HUBBARD: All in favor?

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBINS: Aye.
MAYOR HUBBARD: Aye. Opposed?
(No Response)
MAYOR HUBBARD: Motion carried.
MAYOR HUBBARD: Second one, RESOLUTION #01-2017-34, RESOLUTION approving the retainer of Jonathan Sinnreich, Esq. and Sinnreich, Kosakoff and Messina, LLP to serve as "of counsel" to Village Attorney Joseph W. Prokop, Esq., related to the proposed agreements between PSE&G and the Village of Greenport, at an hourly rate of $225 per hour, to be expensed from account number A.1420.400 (Law Contractual Expense) and further authorizing Mayor Hubbard to sign the retainer agreement between Jonathan Sinnreich, Esq. and the Village of Greenport. So moved.
TRUSTEE MARTILOTTA: Second.
TRUSTEE PHILLIPS: Second.
TRUSTEE ROBERTS: I have discussion on that.
MAYOR HUBBARD: Discussion, yes.
TRUSTEE ROBERTS: I think it's very important that the Board maintain control of this process. Mr. Swiskey made this point earlier and actually praised all of us. Thank you, Mr. Swiskey, for being involved and having that Executive Session.
I'm not comfortable with this, that this is a heavy-hitter attorney who has a lot of experience in this space. I don't like the idea that Mr. Prokop is going to be placed between me, as his client, us, as his clients, and him. Now I know that we have -- we've discussed procedurally that we're going to have to filter everything through one source, through Paul and Joe, so that we don't -- so that I don't call this person up and, you know, chitchat about the weather and all of a sudden we get a big bill.

However, I'm not comfortable with -- because the magnitude of this project, I want Mr. Sinnreich reporting directly to this Board, and I'd like him to -- so I'd like to propose an amendment to strike the words, starting with -- after LLP, to strike "to serve as of counsel to Village Attorney Joseph W. Prokop, Esq.," and end the struck there. That's my proposed amendment.

MAYOR HUBBARD: Okay.

TRUSTEE ROBINS: I'm not sure what you want.

MAYOR HUBBARD: What part? You want to delete that part out?

TRUSTEE ROBERTS: Yeah. What? We can't discuss it until we second, someone seconds,
right?

TRUSTEE MARTILLOTTA: True.

TRUSTEE ROBINS: Second.

TRUSTEE ROBERTS: Okay. I'm proposing to basically just have Mr. Sinnreich, you know, report directly to the Board, not of counsel, but -- because that means that then Joe and Mr. Sinnreich go talk to each other and then we hear about it. I want to Mr. Sinnreich reporting to this Board.

MR. PROKOP: I don't know -- I don't have any idea what you're talking -- this was discussed and Mr. Sinnreich will report to whoever the Board decides he reports to. But the legal retainer, I believe, should be of counsel to me. It has nothing -- it has no way to do -- it has no bearing on who he reports to.

And with regard to your comment about him talking to me, he will be talking to me and I will be talking to him. That's why we're doing this to begin with, unless I'm misunderstanding your comment.

TRUSTEE ROBERTS: I am saying that if we're hiring somebody to be -- to counsel us about how to negotiate this contract, I want the person
who's going to be providing counsel to us to talk to us. Of course he'll talk to you. But I just -- if we're going to make this expense, I think it's important the Board needs to have access to our attorney. And I think we all have to agree, in terms of a cost management standpoint, we have to run all of our requests through one person, the Mayor, or whomever. But I just -- I don't want our communication with Mr. Sinnreich to get waylaid, I want the Board to work directly with the lawyer.

TRUSTEE ROBINS: I was under the -- I don't know if I can talk about this. I mean --

MAYOR HUBBARD: Yes. Well, we discussed it last night.

TRUSTEE ROBINS: We discussed this.

MAYOR HUBBARD: We discussed this last night.

TRUSTEE ROBINS: Yeah. I was under the impression that we were going to be basically asking Mr. Sinnreich to do a review of the contract after it was already -- you know, after we had a contract, you know, as a second -- a second pair of eyes, in other words, to give us his opinion on it. I mean, I didn't think that we
were going -- that we were going to be presenting
with every question that came up.

MAYOR HUBBARD: No. Any details of it, no,
we didn't have -- want him to go over line for
line what we discuss.

TRUSTEE ROBINS: Right.

MAYOR HUBBARD: But any emails, whatever
he's sending back is going to come back to the
Village Administrator and be sent back to the
Board. So the Board will be getting the
information firsthand. I believe that's what Doug
was trying to get at, so it's not filtered through
anybody else, that we're getting it directly.

TRUSTEE ROBERTS: Right.

MAYOR HUBBARD: And I believe that's what we
had talked about last night.

TRUSTEE ROBINS: Okay.

TRUSTEE ROBERTS: So the way this resolution
reads, it sounds that Sinnreich works for Prokop,
who works for us. So then we'll have a
situation -- and if I am wrong about this, correct
me. But what I was uncomfortable with, and I
won't get into the details of what we discussed in
our executive session, but I was told Sinnreich
said this, Sinnreich said that, and I would prefer
to hear directly from the primary source.

MR. PROKOP: That's no problem. With this relationship -- I'll express your concern to Mr. Sinnreich, because in the end it's up to him. This is --

TRUSTEE ROBERTS: No, he works for us.

MR. SWISKEY: Basically, yes.

TRUSTEE MARTILOTTA: Well, if he -- well, if he'll agree to that.

TRUSTEE PHILLIPS: If he'll agree to it.

TRUSTEE MARTILOTTA: I mean, we're assuming --

MR. PROKOP: Can I speak without you challenging? Could I just finish my --

TRUSTEE MARTILOTTA: I'm sorry.

MR. PROKOP: Excuse me. Excuse me for one second. This was what I discussed with him, this arrangement. It doesn't have to do -- it doesn't have anything to do with who's communicating with who. He'll communicate with whoever you'd like him to communicate with, directly, indirectly, whatever you want him to do. We're trying to have a constructive process here. We really didn't want to -- this is what I mentioned to the Board last night about trying to stay constructive with
this, and already we're off to a bad start.

We were trying -- I was trying to help out and bring somebody into this that could assist me and also assist the Board. I didn't really want to get into an argument right away about who he's going to communicate with. He'll communicate with whoever you'd like, whatever way you want to set it up. But this is the suggestion as far as the way to set up the retainer, which has nothing to do with the line of communication. I'm not going to -- I'm not going to obstruct his communication to you, if that's what you're referring to.

MAYOR HUBBARD: Okay. The term "of counsel" to Village Attorney, does that mean -- that's a legal term. So does that state that he's reporting to you, or it could be "of counsel" to the Village Board? It's a question, Joe.

MR. PROKOP: It's -- with "of counsel", it means the -- that I would still have primary legal responsibility, and he would be assisting me, which has nothing to do with who he communicates with.

MAYOR HUBBARD: Okay. That's --

MR. PROKOP: He'll communicate with -- and I offered him to communicate -- the sidebar of this
is last night I offered the Board to have the
communicate the direct -- the opportunity to
communicate to him directly from the meeting that
we had.

TRUSTEE ROBERTS: Right.

MR. PROKOP: So whatever, whatever you want
to work out. It doesn't --

TRUSTEE ROBERTS: In fairness, I saw the
wording of this resolution two minutes before this
meeting started, so I didn't have a chance to
verify how you're supposed to word this. But just
the commonsense sniff test to me says that this
person is reporting to Joe and not to us, and
Joe's paying him and we're not, yet the money is
going to be sort of in Joe's bill. So I didn't
expect this to be a big deal. I just figured the
attorney could report to the people who pay him.

MR. PROKOP: Yeah. I didn't set this --
and, again, I want to say that I'm the one that
proposed this to the Board. I'm trying to help
the situation along and stay constructive. If we
could propose -- if we could approve some version
of this and then work out -- work out the details
subsequently, I would appreciate it, just so we
could move this along. But I --
MAYOR HUBBARD: Okay. If I could just say something on this, then. So if we approve the resolution as originally written, when I go to sign the retainer agreement with him, that he'd be reporting back to the Village Board as part of the retainer?

MR. PROKOP: That's fine with me. I would like Trustee --

MAYOR HUBBARD: That way, it will be, you know, yes, he's -- you're going to discuss things on the contract, you're going to work out the details of what you need to do to do your job, but when he sends an email or sends back a recommendation or something, that the Village Board is getting that.

MR. PROKOP: He'll communicate directly to the Board. I mean, I'll state publicly tonight on the record that he'll -- the way that this will be arranged, he will communicate directly to the Board.

MAYOR HUBBARD: Okay.

MR. PROKOP: And, you know, provided we could set up some kind of constructive framework, the Board can communicate directly to him. I'm not trying to manage this. I just -- this just
has to do with legal language as far as the
retainer agreement, not how the communication will
be structured.

TRUSTEE ROBINS: So, Joe, just my
question --

MR. PROKOP: And I would like all -- excuse
me, I'm sorry. I would like all Trustees to be
comfortable with that, including Doug Roberts. I
didn't know that this was going to be an issue,
I'm sorry.

TRUSTEE ROBERTS: Well, I didn't know what
the thing said until we got here. I'm sorry. You
go ahead.

TRUSTEE ROBINS: Okay. No. My question,
basically, so the resolution as written, there's
nothing in this resolution that prohibits him from
talking directly to the Board?

MR. PROKOP: No.

TRUSTEE ROBINS: Okay. Then I'm fine with
the resolution as written. Are you okay with
that?

TRUSTEE ROBERTS: So --

TRUSTEE PHILLIPS: Sorry, I read it that
way, so.

TRUSTEE ROBERTS: I'm sorry?
TRUSTEE PHILLIPS: I'm sorry, Doug, I read it that way, especially after the discussions we had last night, that this gentleman was going to be part of our overall work towards the end goal for the contract with PSEG, with the best advice that Joe could help us provide with. So I'm fine with the way the resolution as written.

TRUSTEE ROBERTS: Okay. And I think, Joe, your comments make sense. But part of why this investment makes sense to this Trustee, and I think to members of the public, particularly people who have been emailing me from Fifth Street, is that this also provides a second opinion, provides a potential checks and balance, somebody who sat inside the beast at LIPA, now PSEG. So that's where the value is for me.

So if I'm assured from the Mayor and Joe and everyone else that the process will work such that that person can be that sort of second opinion, second pair of eyes reporting to us, I will withdraw my amendment.

MAYOR HUBBARD: I believe that's the way it will work. If he sees a glaring mistake in something that we have written that's put together, he's going to alert us to the fact of
that. And that's the discussion I have with -- I will have with him when we sign the retainer and make sure he reports back.

TRUSTEE ROBERTS: But directly to us, not via other --

MAYOR HUBBARD: Correct.

TRUSTEE ROBERTS: Okay.

MAYOR HUBBARD: Well, yeah. What we're trying to do is to minimize costs so he doesn't have to answer five questions all the time.

TRUSTEE ROBERTS: Right.

MAYOR HUBBARD: We're putting questions together, directing it through Joe to work with him on it. But it will be very clear to him that if he sees some glaring, if it's a difference of opinion between our Attorney and him, that he'll alert us that this is the way it should be taken care of. We'll just make sure that we get the best value to make sure this project moves forward correctly.

TRUSTEE ROBERTS: Okay. Then I withdraw my amendment.

MR. PROKOP: And, you know, going forward, if at any time any Trustee has any kind of comment as to the way this relationship develops, please
let me know as soon as possible and I'll straighten it out or adjust it, because -- so we can move ahead.

And when we decided this last night, I thanked the Board, and I'll thank you again if this is approved, because I think that this will be a great addition to the team.

TRUSTEE ROBINS: Yeah. The public, if you read his name and Google him, he has an impressive resume. I think he's excellent counsel for us, so we're well served.

MAYOR HUBBARD: Okay. Any other discussion? All right. You rescinded your amendment?

TRUSTEE ROBERTS: Amendment's gone.

MAYOR HUBBARD: Okay. So we'll vote on the amended as originally written. All in favor?

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye. Opposed?

(No Response)

MAYOR HUBBARD: Motion carried.

Okay. I'll offer a motion to adjourn at 8:50 -- no, 8:48. So moved.
TRUSTEE MARTILOTTA: Second.

MAYOR HUBBARD: Second. All in favor?

TRUSTEE MARTILOTTA: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBERTS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR HUBBARD: Aye. Opposed?

(No Response)

MAYOR HUBBARD: Motion carried. Thank you all for coming. We are adjourned.

(Whereupon, the meeting was adjourned at 8:48 p.m.)
CERTIFICATION

STATE OF NEW YORK )
) SS:
COUNTY OF SUFFOLK )

I, LUCIA BRAATEN, a Court Reporter and Notary Public for and within the State of New York, do hereby certify:

THAT, the above and foregoing contains a true and correct transcription of the proceedings taken on January 26, 2017.

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

IN WITNESS WHEREOF, I have hereunto set my hand this 4th day of February, 2017.

Lucia Braaten

Flynn Stenography & Transcription Service
(631) 727-1107
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