VILLAGE OF GREENPORT
COUNTY OF SUFFOLK STATE OF NEW YORK

BOARD OF TRUSTEES
REGULAR SESSION

Third Street Firehouse
Greenport, New York

February 23, 2015
6:00 P.M.

BEFORE:
DAVID NYCE - MAYOR
GEORGE HUBBARD, JR. - TRUSTEE
DAVID MURRAY - TRUSTEE
MARY BESS PHILLIPS - TRUSTEE
JULIA ROBINS - TRUSTEE

JOSEPH PROKOP - VILLAGE ATTORNEY
JEANMARIE ODDON - VILLAGE DEPUTY CLERK
PAUL PALLAS - VILLAGE ADMINISTRATOR

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pleased to present this report of its activities in 2014, a year for which the Village received its 11th Tree City Award.

Main Mission: Removal of hazardous Village trees is part of our first mission, safety. There have been more than 170 trees removed since the reestablishment of the Tree Committee in 2007, including 24 removals in 2014. The Road Crew removed several trees on Sixth Street, Front Street, Main Street, and Mitchell Park and Third Street. We have contracted a stump removal of all the removed trees, so approximately 160 stumps have been ground out, a necessary step in replanting the site.

Diversification of Species: Since 2007, we have vigorously upgraded and diversified the public trees we planted in the Village, having overseen the planting of over 382 trees, including 32 trees in 2014. Our tree census work continued as we charted new gains and losses of street trees.

Maintenance and Pruning: To maintain proper pruning and care for the existing trees that grace our Village is a huge task. By supporting judicious pruning, we can help
preserve our existing tree canopy. Again in 2014, dozens of street trees were pruned by the Village Road Crew, with Doug Peterson continuing to apply the 10-foot rule along Village streets. The Road Crew made good use of our watering truck from May to December by following a committee-devised map for weekly filling of gator bags, increasing the prospect of success with the new plantings. Committee volunteers worked on fertilizing and mulching.

Community Support and Collaboration:
Greenport Tree Day/Arbor Day 2014 ceremonies were held to recognize the volunteer efforts of May Watson, a longtime tree advocate and a skilled quilter, who made two beautiful quilts for the Tree Committee to raffle of.

The retiring Village Administrator, David Abatelli, was also recognized for his long-term support and encouragement of our "Greening of Greenport" efforts. The Old Schoolhouse was the site of our celebration on May 22nd.

The committee helped the Class of 2014 plant its senior tree at Greenport High School, and deliver tree saplings and information to the school.
The Village Tree Committee expects to receive its $12,000 matching grant shortly from New York State DEC.

Dena Zemsky, a Sixth Street resident, has continued her practice of donating to the Tree Committee whenever her company, On the Mark Locations, uses a Village location for a photo shoot.

The Committee wishes to thank Mayor Nyce and the Board of Trustees for their continued support. Respectfully submitted this February 10th, 2015, John Quinlan, Village Tree Committee Chair, Polly Dixon, Jack Weiskott, Jane Ratsey Williams and George Hubbard.

Just a note. Coming up, please join us at the 2015 Greenport Tree Day/Arbor Day Community Celebration Thursday, May 21st, at 10 a.m., at the Larry Tuthill Park at the Visitors Dock, with a guest to be determined. Thank you very much.

I want to just thank the Tree Committee for all the work and stuff they've done in the past year.

MAYOR NYCE: Absolutely. A very active committee, and, yeah, congratulations on the 11th Tree City. It's eight, and then were three
TRUSTEE HUBBARD: Three prior, yes. For the past eight years we've gotten it.

MAYOR NYCE: That's terrific. A couple of more announcements. The annual Village tax lien sale will be held on March 10th, at 10 a.m., in Village Hall. That is generally upstairs in the conference room. Anybody that cannot make the stairs, please see someone downstairs in the office. We'll make arrangements for the people holding the tax sale to come down to you.

Also, many of you are aware that there was a fire this past weekend and a local resident has lost their house entirely. Collections are being taken. Monetary donations can be made through CAST, Community Action for Southold Town. You can either go to their website and you can do those by check, cash or PayPal. In the memo section, please write "Greenport Fire". Donations of goods and clothing can be made at Village Hall Monday through Friday, 8:30 to 4:30. And, I'm sorry, the hours for CAST are 9 to 11 and 1 to 5, Monday through Friday. And our thoughts are with the family that lost their house.
A Village election will be held on March 18th, 2015 to fill the positions of Mayor and two Trustees. There will be two Village Voter Registration Days, March 5th, from 8:30 a.m. to 5 p.m., and March 7th, from 11 a.m. to 5 p.m. Same thing applies. Those are usually upstairs. If the stairs are an issue, please see someone downstairs and we'll make arrangements.

The Clerk's Office is accepting absentee ballot applications for the March 18th, 2015 election. Kindly note that the applications are returnable to the Clerk's Office and not the Board of Elections.

Under Public Interest, there is a liquor license application for Deep Water Bar and Grill at 47 Front Street.

A note on the agenda. It says continuation of public comment period, and that will be lumped into the public interest -- the public to address the Board section. Just make a note, if you're making a comment about Airbnb or short-term rentals, those comments will be taken down and given to the Code Committee, but we're going to lump them into the public portion, rather than have a separate portion for that, which brings us
First up is a Wetlands Permit Application from the Brewer Yacht Yard. I will state that this public hearing was properly noticed. People that wish to comment can do so at this time, and their comments will be taken down for the record.

Generally, what we do is we open it up first to the applicant to let them give an overview, and then open it up for public comment, reserving the right of the applicant to come back to address questions, if there some raised. If you're going to comment, please, when you come to the podium, state your name and address for the record. And, at this point, we'll turn it over. I'm going to assume you are representing the applicant.

MR. COLLINS: Good evening. My name is Zachary Collins. I'm with the firm of High Point Engineering, with offices at 521 Conklin Street in Farmingdale, New York. I'm here on behalf of Brewer Stirling Harbor Marina at Greenport for the application of replacement of approximately 200 linear feet of existing bulkhead that has shown signs of stress and disrepair to prevent any potential damage to persons and property.
The application also includes replacement of the fixed dock that is attached to the bulkhead that ranges from between three feet to eight feet in width. No change to the existing width. The dock will be replaced in kind. The floating docks attached to the bulkhead will remain in place.

Also included in the application is the demolition and replacement of a restroom and laundry building that needs to be demolished in order to facilitate the installation of the new bulkhead and the repair work that is proposed. No change is proposed to the building coverage, footprint or floor area on the existing building.

And it is noted we do have all applicable other agency approvals in place, other than the Village of Greenport, the Town of Southold, Board of Trustees, Building Department, DEC, as applicable.

So that concludes my brief introduction of the -- of the application, and I'm open to ask any -- answer any questions you may have.

It is noted that -- I'm sure the Board members are aware that the applicant did start work under the belief that an old wetlands permit
was still active. As soon as they did receive
notice from the Village that that was not the
case, they immediately stopped work in order to
pursue the proper approvals from the Village.

MAYOR NYCE: Terrific. Before I open it up
to Board Members for questions, is there anybody
from the public that wishes to address the Board
on this wetlands application? In the back.

MR. ANDRIANAS: You want comments in
support of the application at this time or after
the --

MAYOR NYCE: We'll take comments of any
sort, as long as they're polite. Please, come to
the podium and state your name and address for
the record, please.

MR. ANDRIANAS: There's a copy, a written
copy of that.

MAYOR NYCE: Terrific. Thank you very
much.

MR. ANDRIANAS: My name is Nicholas
Andrianas. I live at 1 Sound Breeze Drive in
Miller Place. I've been coming out to Greenport
and East Marion since I was very young, and have
spent a lot of time here, I still spend time
here. And for the last 15 years, almost 20
years, I've been coming to Townsend Marina and to Brewer's Marina. And I'm offering the following comments on -- as provided in support for the permit application on behalf of a number of people, and the list of people that support the project is attached to the letter I provided to you. I'll just read the letter, then, for the record.

"On behalf of the attached list of supporters, we kindly request that the Village of Greenport approve the Wetlands Permit Application for the proposed project at Brewer's Greenport Stirling Harbor Marina, so that Brewer Yacht Yard can complete the work by April 15th for the benefit of the Village, marina patrons and Village tourists.

We support the project based on the following items:

Number one, Brewer's Stirling Harbor and Brewer Yacht Yard Marinas provide seasonal accommodations between April and November for approximately 400 boats and nearly 2000 people. Brewer has significantly invested in the Stirling Harbor and Brewer Yacht Yard Marinas, including replacement of aged and damaged bulkheads and
buildings, beautiful landscaping, and immaculate service facilities.

Number 3, the marinas provide park-like settings, customer lounges, two restaurants, swimming pools, picnic areas for patrons, guests, visitors, many of whom come from the Village of Greenport and surrounding neighborhoods.

Number 4, the Brewer Greenport Marinas have become mariner destinations and tourist attractions to the Village of Greenport for mariners and friends throughout New Jersey, Maryland, New York, Connecticut and the New England area.

Number 5, the facility improvements completed by Brewer aesthetically stand out to visitors to the Village of Greenport and Stirling Harbor in light of many of the aged, rundown areas, vessels, and other structures visible to tourists and local residents as they approach the Village waterfront.

Number 6, Brewer Marina is a rendezvous destination for large groups of boaters, similar to the accommodations provided by Village of Greenport.

Number 7, the Village of Greenport is a --
excuse me, is a tourist area that benefits from visitors.

Number 8, the marina patrons and visitors patronize local businesses during the boating season and off-season periods.

Number 9, the marinas employ as many as 40 full-time and part-time people.

Number 10, the restrooms, showers and laundry facilities that will be constructed in the replacement building at the marina are necessary for the nearly 1,000 marina patrons, restaurant patrons and employees at Stirling Harbor Marina.

Number 11, reconstruction of restrooms and laundry facilities is necessary in a timely manner to minimize the demand on the Village of Greenport sewage pumpout boat, and to minimize the possibility that wastewater holding tanks and vessels in our local waterways will be overloaded.

Number 12, the bulkhead repairs at Stirling Harbor are required to maintain the facility docks and grounds.

Number 13, there is no increase in the number of slips resulting from the bulkhead
repair.

Number 14, the demolition of the building housing the restrooms and showers was required to facilitate construction of the replacement bulkhead.

Number 15, the new bulkhead to be constructed to replace the previous restroom/shower building will have the same footprint and the same number of heads and showers as the previous building.

Number 16, we understand that the permits required under the other regulatory programs have been obtained, and that bulkhead repairs and construction have been completed at the marina under Village of Greenport permit, with Village approval, over the last several years, according to the Village records.

In summary, the project mutually benefits boaters and the Village. The boat owners, their friends and guests help support the Village and the Village shops, restaurants and various businesses.

We appreciate your prompt review and approval of the application, and look forward to completion of the project by Brewer expeditiously.
for the benefit of all the parties."
And it's signed by the list of supporters
I've provided to you. Thank you.

MAYOR NYCE: Thank you. Is there anyone
else who wishes to address the Board on this
Wetlands Permit Application? If not --

TRUSTEE ROBINS: David.

MAYOR NYCE: I'm sorry, in the back.

MR. CORWIN: My name is David Corwin, and I
put my head down on the pillow every night in the
Village of Greenport, as David Smith would say.

I'd like to give you just a brief history
of the LWRP, Local Waterfront Revitalization
Program. The LWRP was adopted in February of
1987. George Hubbard, Sr. was the Mayor at the
time. The LWRP is a planning tool. It came down
from the Federal Government to the states, and
from the states to the local governments. I
believe the Village of Greenport was one of the
first LWRPs, if not the first LWRP, in the State
of New York.

I note that Stirling Basin is listed as an
impaired water body by New York State Department
of Environmental Conservation. The creek is
listed as impaired because of coliform bacteria,
bacteria associated with fecal matter from humans and wildlife. I would bet that a good portion of the coliform bacteria detected in Stirling Basin originates with humans, specifically waste from toilet facilities and boats.

Policy 34 of the LWRP, which -- 1987, said that in three years, every marina had to have a pumpout.

I'm sorry, I didn't say one thing. I'm a member of the Conservation Advisory Committee. I should have said that.

The Village of Greenport, on their website and in the office, has a little handout, "Boaters Guide, No Discharge Zones and Pumpout Facilities." It's on the website. You have to look for it, but it's there.

And I want to note that enforcement of Policy 34 has been difficult, because the Village has little leverage to enforce it, other than to take marina owners to court who aren't following the law. Going to cause an expense of an often unsure endeavor.

I don't know the status of Stirling Cove Condominiums' pumpout, which we discussed two or three months or so ago. Mr. Saladino said he
inquired of the Building Inspector -- he's a member of the CAC -- and got a non-answer.

The Osprey Marina, which is on the west side of Stirling Basin, has not installed a pumpout, as required and agreed to by the applicant's marine contractor, permit administrator and attorney. I asked the Planning Board not to accept an application for building construction at the Osprey Marina until the pumpout was installed. That's the only leverage the Village has. The Planning Board accepted the building application nonetheless.

I endorse Resolution 02-2015-18, as printed on the agenda, and commend the Village Board for attempting to get compliance with the LWRP.

At the Conservation Advisory Council meeting, one of the Brewer's Managers said they would do a pumpout, if they had to. They would get a tanker to pump, put them on wheels and hide it. In light of the failure of the applicant to follow proper procedures in doing bulkhead replacement, dock replacement and restroom replacement, I submit that the only way you can get compliance with Resolution 02-2015-18 is to get a performance bond or a certified check to
hold in escrow until the project is completed.

Thank you.

MAYOR NYCE: Thank you. In the front here.

I guess John beat you to it.

MR. SALADINO: John Saladino, Sixth Street.

I wasn't going to speak. Oh, also, in the
interest of full disclosure, I'm also a member of
the CAC, and also a customer at Brewer's.

I wasn't going to speak to this tonight,
but I thought David did a great job, and I also
am in favor. And I think you guys did the right
thing with Resolution 18. But I, too, because of
the last two applicants -- the last two
applications that came before the Board for
marinas, it was mandated by resolution that they
install pumpouts and they haven't.

There's no doubt in my mind that Brewer's
will probably do the right thing, but I would ask
that as part of the resolution, that you make it
that the pumpout is installed and operational at
the completion of the project, so not that -- you
know, it's hard for me to say.

We all know what kind of happens. You
know, the applicant gets -- previous applicants
have gotten the approval, gotten their wetlands
permit, promised to put the pumpouts in and they never did.

I'm not sure about a bond, I'm not sure about -- but I would like something that, with a time limit, that if the project is going to be done by May 1st, April 1st, January 1st, whatever first, that the pumpout will be installed and operational on that date.

So thank you. Thanks for listening.

MAYOR NYCE: Thank you. In the front, Mr. Acebo.

MR. SWISKEY: Oh, go ahead Mike.

MR. ACEBO: My name is Mike Acebo. I'm the General Manager of Brewer Yacht Yard at Greenport and Brewer Stirling Harbor Marina. I'm a member of the CAC. Two folks have spoken as fellow members. I worked with the Village, with George Hubbard's father, to help write the Harbor Management Plan with the DEC, with the representative from the State. I probably am one of the people that placed into that plan that pumpout facilities be installed in marinas, and I strongly believe in that. I have the only private pumpout facility in the Town of Southold and Greenport that is operational every year.
It's been -- we installed it.

We couldn't get a permit from the Health Department at Brewer Yacht Yard at Greenport because of the septic system. The system that we have, it wouldn't support a pumpout facility. So, instead of getting a State Federal grant for a pumpout facility at Brewer Greenport, I paid for it, I put it in. It's been operational for 20 years. It's used by the public. We use it when we haul every boat out. Our customers use it, and anybody who wants to come in and use it, it's available. It's right in between our two lift rails and it's free. I could charge anything I want to for a pumpout, but mine happens to be free. If it was a State-run program, it would be $5 a pop. Again, it runs into our septic system and causes distress on our septic system.

The DEC has a program called Best Management Practices for existing marinas. There's a publication you can print, it's a PDF, and it's from the New York State DEC. It was published in 2002 and it's updated, and it talks about the way that existing marinas should operate. It covers stormwater runoff, it covers...
the runoff from washing bottoms, etcetera, etcetera. It has a section on sewage.

And I'll just read you some of the suggestions for Best Management Practices by the New York State DEC.

It says, "Provide adequate toilet facilities for marina patrons." We've done that at both yards. We're attempting to do that again at Stirling Harbor. We understand that restrooms need to be clean, they need to be air conditioned, and they need to work. We have clean, working, air conditioned restrooms. Our men's room at Brewer Yacht Yard at Greenport is open 24/7. The Southold Town Police Department come in and use it at night because it's available. When there's a hurricane and the power goes out in the Town of Southold, thankfully, Greenport gets the power back up. Loads of people use our air conditioned restrooms after hurricane events because they're operational. We maintain our restrooms, they're clean. We have customers come in and say that our restrooms are better than their ones at home. We take pride in it.

It says, "Install a dump station for

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mariners to empty portable heads." We use our restrooms for that.

It does say, number three, "Install a pumpout facility to encourage the discharge of holding tanks shoreside." Then it says, "A Clean Vessel Act Pumpout Grant Program, administered by the New York State DEC and the Fish and Wildlife, can provide up to 75% reimbursement of the cost in upgrading a pumpout or dump station. Program is funded through 1998." They still are funding it, so you can get some help with that.

"Inspect your sanitary facilities on a regular basis to ensure they are properly maintained." Ours are cleaned every hour on the hour.

The next item, it says a radio dispatch pumpout vessel is another option. It eliminates the need to use a pumpout at dock. And since it is mobile, it could serve more than one marina, okay? That's in the DEC suggestions. I personally suggested that to the CAC members. My suggestion was refuted, as that's not acceptable. The DEC says it's a very good option, okay? I agree with the DEC. Our customers don't want to drive their boats to a fuel dock to pump it out.
You know that they want the Village pumpout boat to come to their boats. The majority of the Village pumpout work with the Village pumpout boat is to Stirling Harbor Marina, and even Brewer Greenport, where I have a pumpout, but they don't want to move their boats. They don't want to move their boats to go to Block Island, okay? They just want to sit on them, okay? So having a mobile pumpout is the best method to handle the situation.

We have offered to turn a 17-foot Mako that we have sitting in the yard into a mobile pumpout boat. The offer is on the table, it was given to the CAC. I don't know if they advised the Board about that offer; it's there.

"Where disposal of holding tank waste into a municipal sewer system is not possible, dispose of waste in a properly designed onsite septic system." "Properly designed onsite septic system." The septic system at Stirling Harbor Marina is basically surrounded on all four sides by bay and wetlands. If that's a properly designed septic system that happens to be grandfathered into that property, I would dispute that all day long. If anybody here wants to call
the DEC or the Health Department and ask them if that's a properly designed, in today's standards, septic system, please do, give them a holler. They're going to say, "That's grandfathered in."

We replaced the grease trap for the restaurant after we bought the property from the Laceys, and the Health Department came down, looked at the grease trap and said, "Don't apply for a permit, please just do it, you're doing the right thing." Terry Latham did that for us and it works. Enough said on that.

"Do not discharge boat waste into a septic system unless it has been designed for it."

"Into a septic system." Nowhere does the Best Management Practices say to put a tank in the air, to have a pumpout facility pump into a tank in the air, and then have it collected by a truck, okay? They don't suggest doing that at all. They suggest having a pumpout boat, if you don't have the proper sewage septic system. That's what we're offering. That's what we would like to offer the Village, is another pumpout boat.

I count along the Village border that has sewage system in Stirling Basin probably about
six facilities that do not have pumpout stations
that are hooked to a municipal sewer, yet nobody
has ever done anything to try to get these
facilities to hook up to a sewer. They're all
there. They run the whole length of Stirling
Basin on the west side, all the way from
Preston's, all the way from Claudio's. I'll
correct myself, all the way up to Kearn's Point.
They're all potentially hooked to a sewer, they
operate on a sewer system. None of them have
pumpout stations. They're commercial operations,
yet we're focusing on Stirling Harbor Marina to
put something into a septic system that's
surrounded by water. We've got wetlands on the
other side of Manhanset, we've got water on both
sides of the peninsula that that property sits on.
We have numerous -- I've spent years, I've
spent 30 years talking to Mayors and Village of
Greenport Board Members trying to get a sewer
line run down Manhanset Avenue to help control
the sewage issues that may be present down at --
off of Beach Road, in that neck of the woods, to
handle the sewage issues that exist at Stirling
Harbor and going back into Greenport. We have
two restaurants. We have begged to have a sewer
line run down that road. We have been told that
the DEC has at times informed the Village that
they have -- they don't -- aren't using the
capacity of their sewage system to its full
benefit. We've been told that by operators of
the sewage plant, by Trustees and by Mayors.
We've been told that the Village thought about
going to Shelter Island and helping Shelter
Island with their sewage situations.

Folks, we're taxpayers in the Village of
Greenport. We'd love a sewer line so we could
hook up to it. We want to take the restaurants
off of the septic systems, and we want to take
the public facilities that we have.

I've got right here action taken by the
Village Board of Trustees, September 28th, 2000.
At a special meeting of the Village of Greenport
Board of Trustees, held on September 28th, 2000,
a motion was made by Trustee Gail Horton,
seconded by Trustee George W. Hubbard, to approve
the wetlands application of the Stirling Harbor
Shipyard and Marina for a maintenance dredging
and dock and bulkhead permit that will run
concurrent with the already obtained DEC permit,
and conditioned on Stirling Harbor Marina
installing a permanent pumpout facility at such 
time as the marina becomes connected to public 
sewer. Okay? This is signed by Bradley Burns, 
Gail Horton, George Hubbard, William Mills, and 
David Kapell. Here it is right here.

This is the -- this is the undated, 
unexpired wetlands permit in the Village of 
Greenport. There's no expiration date on this. 
This was obtained by Howard Wexler so that he and 
Donna could sell the property down the line with 
an unexpired permit for maintenance for bulkheads 
and docks, because the place was falling apart. 
But, at that time, they realized they needed to 
upgrade the septic system, and requested that the 
Village run a proper sewer line down Manhanset. 
We're still asking for that.

Larry Tuthill worked with me. Merle Wiggin 
worked with me. I can't name all of the Mayors 
who have worked with me. Again, 31 years here, 
folks, I've been over there, running a quiet, 
clean, neat business, trying to get a sewage line 
down that road; I'm still trying. I don't think 
that we should be forced into causing more 
distress to the environment by putting in a 
pumpout station at the fuel dock to overfill a
grandfathered in septic system while we wait for a sewer line that we've been requesting since well before this was signed by the Board and the Mayor, that they would look at putting in a sewer line.

"The existing septic system for the restaurant marina facilities at Brewer's Stirling Harbor Marina is aged and only marginally sufficient. While the system was constructed to conform to the Suffolk County Health Department standards at the time, it would be slightly less than adequate for the current standards. The system cannot be expanded, as it is on a peninsula, and expansion would encroach on the wetlands buffer in all directions.

Based on the above information, I don't recommend adding an additional sanitary flow to the septic system. John D. Hocker, P.E." That was signed February 23rd, 2015.

TRUSTEE MURRAY: Today.

MR. ACEBO: Thank you

TRUSTEE MURRAY: That was signed today?

MR. ACEBO: Yeah,

TRUSTEE MURRAY: Okay.

MR. ACEBO: Yeah. And John and Terry...
Latham have worked on that septic system, have
dug out all the rings and replaced the sand
around the rings. We've spent a huge amount of
money trying to keep that working. It is
marginal at best, it's grandfathered in. There
is no more area to put more rings. We cannot add
to it. We can't add to it. We're begging you
for a sewer line, that's what we're begging for.

We have offered considerable amounts of
money to the Village to help run a sewer line.
We understand that there's a pumping situation.
We know all of this, and we're ready to pitch in.
We're ready to pitch in. It would be a wonderful
thing, you know, we'd love to see it.

MAYOR NYCE: And your assistance is
appreciated. And I've been speaking with you and
prior, Jesse Gaffga. We do have a Feasibility
Study. We're going through those steps to make
it easier for us to acquire State and Federal
monies when we -- assuming we go forward with the
project, but understanding that Brewer's Stirling
had at all times offered up to partner with us,
and that is appreciated.

MR. ACEBO: Suffolk -- I mean, Newsday
today, "Septic System Funds Sought." All right?
It says here, "A letter was sent by the East End Supervisors and Mayors Association representing East Hampton, Southampton, Riverhead, Southold, Shelter Island and the Villages within them." I hope we've been involved in that.

MAYOR NYCE: Yeah, absolutely.

MR. ACEBO: Funding is being looked at, and that would be a wonderful thing if funding became available.

MAYOR NYCE: Absolutely.

MR. ACEBO: That's Newsday today.

MAYOR NYCE: Absolutely.

MR. ACEBO: A timely little piece of information.

MAYOR NYCE: Thank you, Mike.

TRUSTEE ROBINS: Happy to see that this morning. Thank you very much.

MR. ACEBO: Well, now you have a copy.

TRUSTEE ROBINS: That's even better.

MR. ACEBO: I made it for you.

TRUSTEE ROBINS: Thank you very much.

MAYOR NYCE: Next.

MR. SWISKEY: William Swiskey, 184 Fifth Street.

Listening to Mr. Corwin, well, this permit
is going to entail a certain amount of fees to the Village, right? Is it in the thousands?

    MAYOR NYCE: Yeah, there are fees associated with the --

    MR. SWISKEY: How much? How much are they?

Are they significant?

    MAYOR NYCE: I don't know off the top of my head.

    MR. SWISKEY: Paul, do you know?

    MR. PALLAS: I don't know.

    MR. SWISKEY: I believe it would be in the thousands, knowing the Village Code, yet, as Mr. Corwin mentioned, these people at Stirling Harbor had done several projects without permits. Are we going to try to recover those fees before we give them this permit, because we should. Maybe I'm a little greedy here, but I think about the Village first, all right, and the Village taxpayer and the Village Sewer Department could use those fees, because -- and I'm also going to tell you something else that I wasn't going to mention, but now that he talks about -- it would cost about a million-and-a-half dollars to bring a sewer from Stirling Harbor basically into the Village. You'd have to construct a larger pump
station, or another pump station by the -- so
that's basically a pipe dream.

And, Trustee Murray, you're a builder,
right? The basic thing now is when you build a
house, you put in a septic tank and two sets of
pools. You also have to have room for more pools
in case you put in more bathrooms, the County
requires that.

TRUSTEE MURRAY: More bedrooms, not
bathrooms.

MR. SWISKEY: More bedrooms. Well,
whatever it is, yeah, sorry. Now, they're --
Stirling Harbor is saying, "Well, our septic
system" -- well, get somebody to redesign the
damn system, because, believe it or not, in this
day and age, you can make it work. But to just
give it away, and for them to say that they can't
put in a pump station, well, that's slapping in
the face of our LWRP.

And I agree with Mr. Corwin and
Mr. Saladino, don't issue this permit unless they
agree to put that pumpout station in. Thank you.

MAYOR NYCE: Is there anyone else who
wishes to address the Board on this wetlands
permit application?
MAYOR NYCE: I'll open it to the Board. I have a question. I did not see the full CAC report. I do appreciate that the resolution includes their recommendation for a pumpout facility or a boat.

As a question, we have an arrangement with Southold, that also has a pumpout boat funded by the State, whereby we charge a discounted rate per gallon to discharge into our sewer for their mobile facility. Would Brewer's be interested in a similar agreement if you -- you said you have a boat that you rig as a pumpout, as a mobile pumpout facility.

MR. ACEBO: Yes.

MAYOR NYCE: Is that an arrangement that we could --

MR. ACEBO: Absolutely.

MAYOR NYCE: That we could work towards, okay. So maybe that's an alternative, you know, added on to this resolution, that as they -- as they equip a boat, we can work on a -- I mean, because we're more concerned about making sure that the facilities are used and that people are not discharging overboard. We don't -- we charge
the $5, is what we get by the State mandate for
our pumpout boat, and then Southold does the same
thing. We charge a minimal amount for them to
discharge into our sewer system.

MR. ACEBO: We would hope and expect to
have a boat that could use the Mitchell Park
Marina pumpout facility.

MAYOR NYCE: Right.

MR. ACEBO: Because, again, it should go to
a sewer.

MAYOR NYCE: Right, exactly.

MR. ACEBO: So we would be -- we would make
it so the boat would travel from Stirling Harbor
and Brewer Greenport, and probably the mooring
field --

MAYOR NYCE: Right.

MR. ACEBO: -- because they're going to see
us, and the discharge would be at Mitchell Park
Marina, because that makes since.

MAYOR NYCE: And having two boats, the
Village boat and your boat --

MR. ACEBO: Thank you.

MAYOR NYCE: -- having two boats is that
much better.

Does anyone have an objection if we were to
add that into this resolution as a
recommendation, or just leave it as a
sub-agreement? I mean, we can do it. It does
mention the availability of a pumpout boat. They
have mentioned that they have one, and we could
enter into an agreement. Yes, Paul?

MR. PALLAS: I'm sorry. I just want to
point out the -- on the approval from the CAC, it
wasn't "or", it was "in addition to" pumpout
boat.

MAYOR NYCE: Okay.

MR. PALLAS: Just to clarify.

MAYOR NYCE: To finalize it, when they have
that pumpout facility, that we would then --
rather than having them have to discharge into
their septic system, we could have them discharge
into the sewer, until such time as there is a
sewer line running down Manhanset Avenue in 30
more years. I hope not, I hope it's much sooner
than that. But if that's agreeable, that at
least eliminates that hurdle.

As far as -- I know that there was a --
because work was done prior, there was a
violation issued. I'm assuming there's a fine
involved in that. That would not go, by the way,
to the Sewer Department, Mr. Swiskey, that would
stay in the General Fund. Fines and fees for the
Building Department are done that way.

Does anyone else from the Board have any
comment or suggestions on this?

TRUSTEE ROBINS: I'm in support of your
project. The two things that did bother me were
that you did that demolition prior to being
issued a permit. And I know -- I mean, this
permit is from 2000? You're saying that that's
an open-ended permit?

MR. ACEBO: The question is what's the
date, expiration date on that permit?

TRUSTEE ROBINS: Well, there is -- I mean,
I don't know.

MR. PROKOP: Well, I think under the
code --

TRUSTEE ROBINS: Talk to the Attorney.

MR. PROKOP: I believe under the code,
there's expiration dates for permits. I'll have
to check that.

TRUSTEE ROBINS: I've never heard of an
open-ended permit.

MR. PROKOP: And we'll get -- we will --
the Building Inspector or Building Department
will contact you about that.

MAYOR NYCE: I know we did -- when you guys did a project, was it last spring or the spring before, they're all running together, and Jesse pulled out the same thing. There had been agreements for maintenance of docks and dredging, etcetera, between the Village and Brewer's Stirling --

MR. ACEBO: Right.

MAYOR NYCE: -- in years past.

MR. ACEBO: Right.

MAYOR NYCE: And we just updated that. You were just doing -- you were replacing in kind at that point as well, and we went through this very same process, as I recall.

MR. ACEBO: Which is what we did now.

MAYOR NYCE: Right, exactly, exactly.

TRUSTEE ROBINS: I found your presentation to be very educational. I appreciate it, Mr. Acebo.

MR. ACEBO: What's that?

TRUSTEE ROBINS: I found your presentation --

MR. ACEBO: Thank you.

TRUSTEE ROBINS: -- to be -- clarified a
number of things for me.

The other question is on our wetlands permit application, okay, at the bottom, Number 10, proposed starting date is 1/14/14, and completion date is 3/1/14? That's last year, so --

MR. ACEBO: I think that's a mistake.

MAYOR NYCE: Well, we'll changed it to the -- the year is '15.

TRUSTEE ROBINS: Yeah, it's a mistake, but it has to be corrected.

MR. ACEBO: It has to be dated properly.

TRUSTEE ROBINS: When you submit it, it has to be corrected, okay, please? It's a scrivener's error, but it needs to be corrected.

MR. ACEBO: On the notice, I think there's a street and address modification that needs to be made in the -- the Village is calling that road Manhasset Avenue. It's got an "N" in it.

MAYOR NYCE: It's Manhanset.

TRUSTEE ROBINS: It's Manhanset, yeah.

MR. ACEBO: And the address is 1410.

MAYOR NYCE: That's correct. But it does say Manhasset, not Manhanset. We will make those corrections.
Any other comments from the Board?

MR. PROKOP: I just had a question about the language that you wanted, you'd like to add in regarding the Mitchell Park facility. Is that going to be added in tonight?

MAYOR NYCE: I'm fine with it being an arrangement that we make with them. I mean, we're requiring them to get a pumpout boat. We can make the arrangement for them to use our pumpout facility at a later date. It's going to be to their benefit, because they don't want to use their septic system, which I perfectly understand. I wouldn't want you to use an under-engineered septic system for that anyhow. It seems like a win/win situation, although we need to have it in the wording in the resolution, unless other Board Members disagree.

TRUSTEE MURRAY: The only reason I want to keep -- or put the wording in is if they ever sell. I mean, I'm not worried about Mike not taking care of the discharge, but a future, a future purchaser may want to -- we may need to have the rules set with them.

MAYOR NYCE: Well, it does. It says that they have to have a pumpout station or -- and a
pumpout boat.

   TRUSTEE MURRAY: Right.

   MAYOR NYCE: It's just for the arrangement of how they discharge of it on their -- oh, I see what you're saying. You don't want them to discharge it on their property, period.

   TRUSTEE MURRAY: Correct. Mike's recommendation is correct, they should take it to our marina and pump it out into the sewer.

   MAYOR NYCE: Okay. So why don't we put -- after "availability of a pumpout boat," "with further arrangements".

   TRUSTEE MURRAY: Discharge facilities at Mitchell Park Marina.

   MAYOR NYCE: Right. "Made for discharge at Village sewer facility."

   MR. PROKOP: The only thing is if -- is there a charge to other people to use that facility?

   MAYOR NYCE: It's a minimal charge that the State allows, and that's what we do with Southold Town.

   MR. PROKOP: We can't gift it.

   MAYOR NYCE: No, we're not.

   MR. PROKOP: Okay.
MAYOR NYCE: But we would be charging the same that we charged Southold Town --

MR. PROKOP: Charge the same?

MAYOR NYCE: -- and we charge everybody else. It's the maximum the State allows us to do it. It's $5 per pumpout, and there's a -- it breaks down to -- we do it as a per-gallon with Southold Town and they break it out in some -- in some way.

MR. ACEBO: Right.

MR. PROKOP: Okay.

TRUSTEE ROBINS: So how are we -- what's the wording, Mr. Chairman?

MAYOR NYCE: So if -- what I have is after the word "availability of a pumpout boat," "with further arrangements made for discharge at Village sewer facility at Mitchell Park Marina, per the recommendation of the Village of Greenport Conservation Advisory Council."

TRUSTEE ROBINS: Okay.

MR. PROKOP: So that language is also in -- oh, we're carrying that forward. Okay. So that's in 18, that's fine.

MAYOR NYCE: Is that all right?

MR. PROKOP: Yes.
TRUSTEE HUBBARD: So you're leaving the
first sentence in there of that?

MAYOR NYCE: Approval is contingent upon
installation of a permanent pumpout station, yes.

TRUSTEE HUBBARD: Okay.

MAYOR NYCE: Because that's as recommended
by our LWRP.

TRUSTEE MURRAY: Right.

MAYOR NYCE: And in order to be consistent,
we need to -- we need to leave that --

TRUSTEE HUBBARD: That was putting the
second boat in and everything, but that part is
still staying in there?

MAYOR NYCE: Yup.

TRUSTEE HUBBARD: Okay.

MAYOR NYCE: And in addition to the
availability of a pumpout boat, right. Is
everyone fine with that?

TRUSTEE ROBINS: Yes.

MAYOR NYCE: So, with that, we could close
the public hearing.

TRUSTEE HUBBARD: Mr. Corwin is back up.

MR. CORWIN: May I speak again before you
close? You changed the resolution.

MAYOR NYCE: Sure.
MR. CORWIN: One thing I want to note, Mr. Acebo has a motion from the Year 2000. Mr. Hubbard and Ms. Horton both voted for the LWRP, so I don't know how you can vote for the LWRP and then say it doesn't matter. What the Village Board can do is change the LWRP, if they so choose.

Marina pumpout waste used to have formaldehyde in it. I don't think it has that so much anymore. Needless to say, the formaldehyde would upset a septic system. My understanding is the stuff you add to hold down the odor for the waste in the holding tank on the boat is no longer formaldehyde.

Just so you know, the CAC asked for -- was shown the original Health Department approval plan for Stirling Harbor Marina and we couldn't make heads or tails of it in the time we had. They were going to supply the information of everything that was approved and how big the septic system was. That never came forth, so that is why -- because we were perfectly willing to accommodate Stirling Harbor Marina. If the Health Department said, "No, you got to rebuild your whole system," we weren't going to say, "You..."
have to have a stationary pumpout facility," because we didn't want to cause that burden of rebuilding the whole system.

And, finally, as far as I know, there's a discharge directly to the Greenport sewer system at the end of Sterling Avenue. I don't know whether the Village pumpout boat uses it or not, but I believe one was installed there.

MAYOR NYCE: I don't think that's still operational. I think that was -- when they redid that bulkhead, I think that was -- that was discontinued for two reasons. One, that that interface, it's very narrow anyhow. So having a boat parked there to discharge didn't make sense, and it was just as easy to go to Mitchell Park facility.

MR. CORWIN: Well, it could be fixed. If there was no pump there, it was just a line right into the sewer. Thank you.

MAYOR NYCE: Thank you. That would conclude this public hearing. I will entertain a motion to close the public hearing.

MS. HELLER: No.

MAYOR NYCE: I'm sorry?

MS. HELLER: I have something to say.
MAYOR NYCE: I'm sorry, I didn't see your hand.

MS. HELLER: Just on that topic?

MAYOR NYCE: Just on this topic.

Is there a motion to close this public hearing?

TRUSTEE HUBBARD: I'll make a motion we close the public hearing.

TRUSTEE MURRAY: I'll second that.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No response.)

MAYOR NYCE: That public is hearing is closed.

Our next public hearing is on a proposed Local Law regarding the creation of Chapter 63 - Filming - the Village of Greenport Code. This public hearing was properly noticed. Anyone wishing to speak can do so now for the public record. We will open that up.
A notice was made available to the public. The purpose -- I will read the purpose of this Local Law, prior to us getting into the public comment.

"The purpose and subject of the proposed Local Law is to provide for the safety and wellbeing of the residents and/or visitors of the Village of Greenport, and the proper and orderly use, public and private" -- private -- wow. "And the proper and orderly use of public and private property in the Village of Greenport for filming to the Village of Greenport Code."

Anyone wishing to commenting on this can do so now at this time. Please, same as last time, come to the podium, state your name and address for the record, and your comments will be taken down. Yes, in the back.

MR. BERSON: Hi. I'm David Berson. I run Glory down at Preston's Dock since 1999. I do want to make a comment about this film business. Last year, some group that represents a show called "Girls", I don't know if anybody has ever heard of it, certainly I never did, except David Mamet's daughter was working with it, descended on the Village of Greenport in a way
that I can only describe as a Biblical plague.

The good thing was that Bob Hamilton, who we know and like very much, once again reaped the rewards of having a fishing boat, which was great.

I did speak to a number of the extras who were brought in from Sheepshead Bay in Brooklyn wearing fishing boots and beards, and looking kind of gnarly, in other words, the way I look all the time, who were brought in as extras to add, what do they call it, character or flavor to the whole shooting. There was also a bunch of college kids who were spending their parents' money way too unwisely, wandering around in the Village looking very important. I've heard lately these people are called PAs, and I'm not exactly sure what that means.

Anyway, so I'm running a business. These people gather on the dock, and I ask them to leave, they're interfering with my business. Now I know that there's a big hue and cry in this Village about, well, we need to be nice to everybody, we have to attract attention, because if we make it too hard for them, they will not come. And we all know, any of us who have lived here long enough to see the transition, that they
always will come.

I don't know if any of you watched the Oscars last night and saw this multimillion dollar extravaganza, and the idea that we can't take these people and charge them as much as we could possibly get away with, to me, is absolutely ridiculous, because they've got the dough, nobody else in America has it, we certainly don't have it, and they should be flattered that we give them the opportunity to come here. The argument that we need them to come here and we can't charge them is totally specious. This is the only group in America that has any wealth at all.

Anyway, to get back to the group last year, so they all descended on the dock, they were interfering with business, and I did the best thing that I could, growing up in the Bronx, I tried to extort them. It didn't work. I did try, though. I did try. I asked for $200 as a donation to my charity, and they were only willing to give me 100, and we just couldn't come to terms. And I will tell you right now, honestly, I asked them to get off the dock and they did, and I created a great deal of
disruption. I was very apologetic afterward, but now I kind of feel proud, because they brought in extras from Sheepshead Bay. That's it.

    So my feeling is, folks, charge whatever we could get, they will pay it.

MAYOR NYCE: Thank you, David. Is there anyone else? It's going to be a tough act to follow, but is there anyone else who wish to address the Board on this item?

    (No response.)

MAYOR NYCE: Okay. For comment from the Code Committee, Dave, we looked at fees all over the place. As we normally do, we try to keep our fees in line with what everyone else is charging. You will note that in the Local Law, there are escalators for larger productions if there's more use of police, traffic control, etcetera, etcetera.

    Does the Board have any comment?

TRUSTEE MURRAY: And to add to what Dave was saying, you know, and I'm on the Code Committee as well with this, is we did this so that we can control where they're filming.

MAYOR NYCE: Yes.

TRUSTEE MURRAY: So that they won't go to

Flynn Stenography & Transcription Service
(631) 727-1107
your dock and fill it up. As part of this code
is that we'll know where they're going to be
filming.

    MAYOR NYCE: And we promise, they won't
look like you next time as the extras.
    MR. BERSON: Thank you.
    MAYOR NYCE: Absolutely. I don't know that
anyone could even approach Mr. Berson's status
anyhow, but -- so then I will entertain a motion
to close that public hearing.
    TRUSTEE ROBINS: I second that.
    MAYOR NYCE: Is there -- that would be the
motion?
    TRUSTEE ROBINS: Yeah.
    MAYOR NYCE: You make a motion?
    TRUSTEE ROBINS: I make a motion to close
the public hearing.
    MAYOR NYCE: Is there a second?
    TRUSTEE HUBBARD: I'll second it.
    MAYOR NYCE: All those in favor?
    TRUSTEE HUBBARD: Aye.
    TRUSTEE MURRAY: Aye.
    TRUSTEE PHILLIPS: Aye.
    TRUSTEE ROBINS: Aye.
    MAYOR NYCE: Aye.
Any opposed or abstentions?

(No response.)

MAYOR NYCE: That motion is closed. I will ask the Deputy Clerk to put that on for the work session for Board discussion for potential action at the March meeting.

The next portion of our agenda is the Public Portion. This would be open to any topic or subject. There’s been a little bit of lull Mr. Berson’s thing, so feel free. Anyone wishing to address the Board can do so now. And we appreciate the same method, name and address for the record.

MS. HELLER: Ann Heller, Third Street. I have two questions. One, there’s an upcoming Mayoral and Trustee election. I called the Suffolk Times this morning to see if there was going to be any kind of public forum debate. They said they weren’t sponsoring one. And I’m curious about any of the Trustees or Mayoral candidates who have information about any public forum that’s going to, you know --

TRUSTEE HUBBARD: Southold Local posted one today.

MS. FINN: Next Tuesday from 6 to 8, Ford

 Flynn Stenography & Transcription Service
 (631) 727-1107
Memorial Library, Southold Local.

MS. HELLER: Well, I mean, where is this information posted --

MS. FINN: On Southold Local.

MS. HELLER: -- so that people could know?

MAYOR NYCE: On Southold Local.

TRUSTEE ROBINS: You can get it online.

MAYOR NYCE: Unfortunately, we do not, as a governmental body, set up public forums for our elections. They're done privately, and so she has information for you.

MS. FINN: Yes, please come.

MAYOR NYCE: I would check local -- other local sources. Southold Local is having one. I know the Chamber of Commerce may be doing something. But as silly as it sounds, ask around. When we hear of them, we will post them on our website.

MS. HELLER: Okay.

MAYOR NYCE: Okay. So if you could get --

MS. FINN: I spoke to Sylvia today and she said she would.

MAYOR NYCE: Perfect. As they -- as they bubble up, we will make sure that they're on our website as well with the information that we
have.

MS. HELLER: Good. My second question is I notice that the Village is going to take over the lease for the Railroad Dock directly with the MTA. Is that going to cause any higher taxes?

MAYOR NYCE: No.

MS. HELLER: For residents?

MAYOR NYCE: No.

MS. HELLER: Will it cost more than the dollar that --

MAYOR NYCE: No.

MS. HELLER: -- you know, you paid the County before?

MAYOR NYCE: It's actually a dollar less than we used to pay.

MS. HELLER: Okay.

MAYOR NYCE: Is there anyone else that wishes to address the Board?

MR. RUDDER: Is this the time to talk about the Airbnb issue?

MAYOR NYCE: Yes. Queue up.

MR. ROBERTS: Good evening. Doug Roberts, 133 Sixth Street.

I'm here to ask you to reconsider the Peconic Landing deal for the sewer. I know
you're going to ratify it tonight.

The sewer is one of the things here that has great upside, great potential. None of us really know. I mean, I think the people who had that oyster processing plant over on Sterling Street, whenever that was, 50, 60 years ago, probably never envisioned it would be some empty lot some day that is just sort of sitting there vacant. We don't know -- Claudio's, we don't know what's going to happen with Claudio's. If they sell that place, what could that turn into? What could the future of this Village be, we don't exactly know. We know that we need more jobs here. We know that we need more industry here. So, potentially, some day somebody's going to want to go create a great company that can employ a bunch of people locally that's going to require a lot of sewer runoff. And our sewer now has untapped potential, and we're about to give away a bunch of it to Peconic Landing.

Peconic Landing is a wonderful organization. We want to work with them. We want to partners here in the Town of Southold, but we have no obligation by law or any other obligation to give them access to our sewer.
And while I disagree with the number that you put out there, I know where Mr. Pallas came up with it and I understood the math all checks out, if one assumes that we should look at the average of sewer hookup fees around Suffolk County. But last time we charged 50,000 per -- I'm sorry, 15,000 per unit. There's no reason why we should drop our price, because the property values here are not going down, they are going up, so -- but let's take that issue off the table just for a second.

This is about the future of Greenport, and this Village, our sewer plant is one of the great things here that we can use to develop in the future to create jobs around here. And I don't want to see us give away a big chunk of our capacity to folks who are not going to be paying taxes in our Village. That -- the people -- those units that get built, those are going to be Town of Southold taxpayers. We need to protect our assets here, we need to protect the future of the Village. And I really want you to reconsider, before we give away another 100 units, or 80 units, or however many they're building up there.
Have you asked Peconic Landing to consider other options? Have you asked them to consider building their own sewer? And what's the rush? We heard about this at the work session last week and we're rushing to a vote, and there's been very little public information about this. I would urge you to take your time, negotiate carefully, negotiate on behalf of all these people out here and the people watching on T.V., and the people who can't be here tonight. But this is a really important issue. Let's not rush into a deal just because Peconic Landing is pushing us. This is really important.

So, please, rethink this. Let the public comment a little bit. Listen to what everybody thinks about this before you make a quick decision.

I want to shift gears to short-term rentals. I think it's really important that our short-term -- that we remember that we have R-2 zoning in this Village, so we have the ability for people to have two units within their homes. So as long as people are following the law, following the zoning, we should not get in the way of owner-occupied short-term rentals. This
is how folks who live here earn revenue, pay
bills. It's a way to capitalize, if you will, on
the tourist economy that is booming here, and we
can't take that away from anybody.

Moreover, we do have -- I've heard from
some of the bed and breakfast folks that there is
sort of a competition that's coming about,
because we have a lot of people coming here. We
have no shortage of people who want to rent rooms
around here. The hotels in the summer are pretty
packed, our B&Bs are packed. I think we can --
we can handle the demands, and the supply is
growing. Maybe we have to think about throwing a
bone to the bed and breakfast people.

We have a restriction right now, you can
only have three rooms in a B&B. Maybe we should
rethink that. Maybe the bed and breakfast folks
would feel a little better if we have four or
five rooms that they're able to rent. But I
don't think we have a shortage of people who want
to rent room here, and people who live in their
homes and rent to folks should be allowed to do
so. And I don't want us to overregulate, get
into a compliance problem, a code enforcement
problem, we have enough of those already.
I also think we need to -- before we take a lot of action and take up a lot of resources and time on this, let's see what the State does. The State's going to rule on this. We know the County is taking it up, we know the Town is taking it up, so let's wait and listen. And we may -- we could go write regulations and then have the State tell us, "Sorry, this is the way we're doing it."

So I'd like to see us take our time on this, do a good job of listening to the public, and, most importantly, make sure that folks who own homes, who want to rent it out to folks who come out here for short-term rentals are able to do so. Thank you.

MAYOR NYCE: Thanks.

MR. RUDDER: Well, I'm going to talk about Airbnb, too. My name is Patt Rudder. I live at 639 Second Street. My wife and I have been coming out here for 40 years and we finally bought a house last June on Second Street, and we live across the street from a house that's listed on VRBO. I don't know if you are familiar with all these acronyms they use, but, nevertheless, there are a lot of those sites out there that
rent these properties. And I did a little research online just looking at their advertisements, and it looks like in the Village itself, there are around 31 houses listed for rent here in the Village of Greenport. I think there's around 61 houses available, available in the area here, but 31 in Greenport itself. And all of these properties, with the exception of one or two, advertise that the entire house is for rent. In other words, the house is not owner-occupied, like a Rose Cottage is owner-occupied. So you know, in my book, that's perfect. I mean, that's a good way to go.

But when you rent the entire house to up to 11 people, and the house across the street -- well, I'm not going to get into the particulars, but there's a house on Second Street that advertises on their site that it sleeps 11 people. There's another house on Main Street that lists that it sleeps 10 people.

We had an experience last summer, I won't go into the details, but it was not a comfortable situation. And I think there are enough available properties out here so we could restrict the Village, those properties available
in the Village, without impacting the tourist
trade, because if you look at that website, the
VRBO website, I mean, there are these little
green dots all over the North Fork, all over
Greenport and Southold.

So I just wanted to -- I think you probably
have a copy of what I sent Sylvia earlier in the
week, and I just wanted to bring that to your
attention. Thank you.

MAYOR NYCE: Thank you very much.

TRUSTEE ROBINS: Thank you very much.

MS. WILHELM: Hi. Rena Wilhelm, 129 Sterling Avenue. I wanted to just mention two
subjects, the Airbnb.

I think I'm a little bit unique in that my
in-laws own one of the bed and breakfasts here in
Greenport. They've been here for 10 years. They
work really, really, really hard. At the same
time, I own my own business in the Village, and
certainly depend on local patronage, as well as I
depend on tourist traffic. So, while I
understand that -- I mean, you can't even get a
room at the Morning Glory like all summer, so
there -- I think it's good that people can offer
their homes. The only thing that I ask is that,
like Pat had mentioned, like just some sort of accordance as far as how many people are actually sleeping per bedroom. And the bed and breakfast and hospitality businesses here in town are paying, I don't know, I think it's 12% hospitality tax that's going back into the Village. I know it's over 10%.

TRUSTEE MURRAY: Yeah.

MS. WILHELM: And there's insurances and licenses, and those kinds of things. And that if people are going to rent their homes, I would at least hope and/or expect that they would give something back to the Village. On the other hand, they may say like, "Well, hey, we're bringing in people who are going to spend money in town," and that's all well and good, but I just think there needs to be a little bit of a balance of them giving back to the actual Village, and the fact that we can also take advantage of who they're renting it to.

The other thing I wanted to talk about real quick was Mitchell Park. Is that still like open?

TRUSTEE MURRAY: (Nodded yes.)

MS. WILHELM: I think having a policy. As
far as the use. Is not easy, but I think that
there is probably some criteria that could
probably start the list, whether or not it's
relevant to our own Village, whether it has any
historical significance. I know that the
installation of the "Eyes On Greenport," I think
just coming -- showcasing like the Horton Family
I think is actually really interesting. The only
thing that I sort of encourage is that when it
comes to art, while that one has relevance to our
history, I don't know if you're setting a
precedent by saying like, "Okay, well, art is
allowed," and then who defines what art is?
Someone slinging mud on a canvas and they're
going to complain like, "Why was my art like not
accepted?" So that's just one thing, if it's
historically relevant, if it does something to
enhance our Village, if it's culturally apropos.

And then the other thing is I wasn't around
when the Greenport Farmers Market public meeting
went berserk, as far as whether or not the
Farmers Market could use Mitchell Park or not. I
heard that meeting was --

TRUSTEE MURRAY: It was classic.

MAYOR NYCE: It was special.
MS. WILHELM: Yeah, special.

MAYOR NYCE: It was a special meeting.

MS. WILHELM: But with -- when you take someone like Holly Browder of Browder's Birds, who single-handedly put Riverhead's -- Riverhead Farmers Market on the map, and all the attention she received for it, being winner of North Forker Person of the Year, I just wanted to mention that when you're considering things for Mitchell Park, that a Farmers Market really just isn't about the person and selling their goods, there's children involved, they're learning about where their food is coming from, there's local chefs from our own Village who go there and do guest appearances and teaching people how to cook. And it's a community, an opportunity for the community to socialize and educate themselves. So I just wanted that to be maybe reconsidered when you do that policy thing.

MAYOR NYCE: Thank you.

MS. WILHELM: Okay. So that's it.

MAYOR NYCE: Is there anyone else who wishes --

MR. SALADINO: John Saladino, Sixth Street.

I would just like to echo what Rena said about ...
the park. Is it the Board's opinion that you
have set a precedence by -- you know, how do you
say no to the next artist? Is -- you know, I
would ask --

MAYOR NYCE: If it's culturally and
historically significant to the Village, which
was part of the reason it was even considered in
the first place, that it had to do with families
that were born and raised in the Village, and it
was culturally and historically significant to
the Village, which was why it was considered.

MR. SALADINO: I don't remember that being
part of the resolution.

MAYOR NYCE: It was part of the
presentation, which is why it was considered in
the first place, which is what I said.

MR. SALADINO: I don't remember that being
part of the resolution, which is -- which is the
actual law. So, if it's not mentioned in the
law, I don't know how it -- you know, what
happened before the law is relevant. But, in my
opinion, it just set the Village up for -- and
not that I'm opposed to the project, you know, I
think it's kind of okay. But, like Rena said,
how do you say no to the next person that says,
"Well, you allowed this"? There's no mention of it in the statute, in the resolution that this is allowed because -- and, as a matter of fact, the project was rejected at first, and then it was brought back, for whatever reason.

So I stand here on many nights and then hear how society is litigious, and yet you can't do things because of that and stuff, and here it seems like you're kind of setting a precedence -- precedent by allowing individual artworks to be displayed in Mitchell Park. And again, like Rena said, the Supreme Court doesn't know what art is, they don't know what form is, they don't know what art is, so -- and not to disrespect this Board, but if the Supreme Court doesn't know, you know. So I would just like to say that.

The other thing -- no, I'm know not going to say. Thank you. Thank you for listening.

MAYOR NYCE: Thanks.

MS. ALLEN: Hi. I'm Chatty Allen, I'm from Fifth Avenue. Back to the business with these Airbnbs, which I never heard of before until recently. A lot of people are talking about the amount of people that will be living in a home, and you're talking maybe for the weekend, maybe
for a week, okay? I'm not against people renting their homes out. My brother and sister-in-law rented one on Fifth Street over the summer, beautiful place. There's got to be some kind of definition, though, because if you're talking -- okay, you can't rent your house out to 11 people for a week, yet the house next to you can have 20 people living in it year-round. That -- to me, that's more of a problem.

I live in an apartment complex. I've gone home. All I want to do is go home and have dinner and go to bed, while people in the complex, we each have a slot, one slot per apartment. My slot's gone. This time of year, I can't park out on the street.

So you're talking -- you know, you got to really be careful how you're going to define how many people can live, and maybe look closer at how many people are already living year-round like that.

And the parking brings me to the other huge pet peeve of mine, and it has been for years. I grew up here, was born, raised here. Back when we had a Police Department, I believe it was November 1st until April 30th, because back then
we got snow well into April, you were not allowed
to park overnight. It didn't matter if it was 70
degrees out in the middle of January. I, myself,
fell when I lived on Second Street. I had the
flu, had to wait for any neighbor downstairs to
come home to put my car in, because she worked
nights, I worked days. I fell asleep. I'd wake
up in the morning to go to work, there's a
ticket, okay? Once our Police Department
disbanded, I think that kind of just like
disappeared.

MAYOR NYCE: They actually changed the
Local Law at that point.

MS. ALLEN: Okay. Last winter, I was
living at my mom's on Fifth Street. I'm a school
bus driver, so I'm off in between. My car is
parked on Brown Street. I go out to go to do my
afternoon run, and said, "What the?" There's
a -- there's a thing on my car, it's going to
snow. You cannot get your car off the road,
basically, or you will be ticketed and/or your
car will be towed, okay?

This past storm, I'll just use this one as
the example. Like I said, I drive that big old
bus. You got cars on the road, they've been
plowed around. You're taking a road that's already this big and you're making it this big and trying to put a big bus through it. I hear -- and it's not just Greenport, I hear the other drivers as well, "I can't get down this road, I'm stuck."

MAYOR NYCE: Right.

MS. ALLEN: Yeah. I think that should be looked into to enforce it. Now I don't want anyone's car towed, but maybe you tow one or two cars, they're going to get off the road, and then these roads can be cleared, so now you can have two cars parked on the road, and the trucks and the buses can get passed them.

I mean, this is a very dangerous -- you know, I'm talking from a school bus driver's point of view. It's a very dangerous situation when you have snow, ice and limited space. You tow a couple of them, they have to pay the fine, they have to pay the towing fee and pay to get their car back. That goes back into the Village. You know, everyone's like, "Oh, it will cost money to tow." They have to pay for it, you know, and that puts money back in.

You start enforcing -- I don't know if any
of these fines have been enforced. I know through my bus route, because I do Fourth, Fifth and Sixth, and then I do further, I've noticed things on houses. Now, I live here. I know they don't live here, they're summer people. And I know that the notices on there are for not shoveling their walks, you know? They don't shovel it, for each amount that they don't shovel, then they should keep getting, you know, fined for that. Just another way, like I said, to bring money back into the Village as well, and to get people to realize, hey, this isn't all about you, get your car off the road.

I mean, I lived on Sterling Street for years, I didn't have a driveway. I used to park my car at my mother's on Fifth Street. So when I wanted to go somewhere, I had to dig out of my house and then walk across town to get my car. There's places where you can put them. Thank you.

MAYOR NYCE: Thank you.
TRUSTEE ROBINS: Thank you.

(Applause)
MAYOR NYCE: Is there anyone else that wishes to address the Board?
MS. SWISKEY: William Swiskey, 184 Fifth Street.

Before I get into the first item, has the moratorium on the use of Mitchell Park, has that been lifted?

TRUSTEE HUBBARD: No, it has not.

MR. SWISKEY: Because we have two resolutions on the agenda here approving Mass Public Assembly Permits. Basically, neither one of them is really a Village function. Granted, Northeast Stage, that's an independent outfit, and so is the Maritime Museum. There is no financial or other type of connection to the Village, so you can't really call them Village functions. Dancing in the Park is a Village function, these two aren't. And I know that, basically, Relay For Life, they couldn't get a straight answer, so they had to move their thing back to Southold, which is a shame.

But I don't see how you can even vote on Resolutions Number 8 and Number 9 with a moratorium in place. Can somebody explain that to me?

MAYOR NYCE: We'll see how that discussion goes when we get to those resolution items.
MR. SWISKEY: It's usual the way this Board operates here.

The next thing that I want to talk about is the Peconic Landing upfront fees. Now, where did the 300 gallons per unit come from? None of these units is what you call a residential housing unit. You've got your nursing home units, which the County, and I gave you all a piece of this literature, the County considers those assisted living units to use 110 gallons a day. Basically, that should have been the standard. And the nursing home beds are 150 gallons per day, and the apartments are like 225. And so if you did an average of those and divided into that, it would be a lot more than 720,000, except the Village uses and historically used a standard of 130.

The County has -- no. To put this straight, and I'm going to tell you right now, because you can call the County if you'd like to, the County doesn't care how you set your rates or how you set your fee structure. The only thing they care about your Sewer Department is that it meet the SPDES permit, and the equipment on it is maintained and up to date. They don't care about
anything else.

   So I don't understand how Mr. Pallas
brought this 300 gallons a day, which the County
says goes to a house, into our equation, because
it cost us a lot of money, because you're dealing
with what's called units here. If you took
our -- which we did the last time, it's historic,
and it's built in basically into our minimum
charge. Your minimum charge for a sewer for a
house is you get 4,000 gallons for the 35 bucks,
or whatever it is. That equates to 130 a day,
130 gallons a day, that's our standard. If you
divide 130 gallons into 14,500, that's 111 units
times 15,000, we should have gotten 1,665,000.
And you can talk about logic all you want,
Mr. Mayor, this was the people's money and it was
given away.

   So forget all about sewage flow. You had
78 basic units, 16 nursing home units, 16
assisted living units and 46 apartments. That
came to 78 units. Multiply the 78 units by
15,000, it still comes out to 1,170,000, and
that's the cheapest way you could do it. So that
if you take the 720, we lost, even at the least
calculating count, $420,000. And I think an
explanation, and not shaking your head,
Mr. Mayor, because the County had no part in this
decision.

And I'd like to know why Mr. Pallas used
that 300. I FOILed for the information on how he
did the calculation and why he used it, I haven't
got it yet, probably never going to get it. But
that cost the Village, these people here, a lot
of money. And you can snicker all you want.

MAYOR NYCE: I'm not snickering.

MR. SWISKEY: No, not much. It's like when
you said in the -- "Again, Mr. Swiskey's logic is
wrong." No, Mr. Pallas' and the Village Board's
logic is wrong. Thank you for screwing us out of
$780,000 people.

MAYOR NYCE: Is there anyone else that
wishes to address the Board?

(No response.)

MAYOR NYCE: That with will conclude the
Public Portion.

The calculation for Peconic Landing, first
of all, the agreement has been in negotiation for
well over a year, a year-and-a-half. The Board's
been discussing it with Peconic Landing for that
length of time. We've been waiting for them to
submit their final plans.

There were preliminary calculations done actually seven years ago, when they were going to do the upgrade; they changed their upgrade. That calculation is based on the agreed-upon standard flows for a certain size -- certain size rooms, if you will. Hospital beds take a certain flow. Continuing care rooms, the County regulates this, says comes to a certain flow, all right? The calculation for Peconic Landing's hookup fee, and you cannot confuse hookup fee with monthly fees, they're not the same. They will still pay their monthly fee. There's a one-time hookup fee, which is calculated by the capacity that they will be taking up. The capacity that they're taking up in the 78 units was -- Paul, what's the number of total gallons?

MR. PALLAS: I think it was 14,510.

MAYOR NYCE: 14,510 gallons, okay, was the amount of capacity that they are putting in up there, regardless of how they continue figure it. They have a certain number of hospital beds, certain number of continuing care, certain number of apartments. Those standard flows added up to a certain number of gallons of capacity that
we're charging them for. Then you divide it out by the standard unit that we sell in the Village for a hookup fee is a residential 300-gallon-per-day house.

MR. SWISKEY: It's not in your code. Where is that in your code?

MAYOR NYCE: Please, do not interrupt.

MR. SWISKEY: No. You're making things up as you go.

MAYOR NYCE: Please, do not interrupt.

MR. SWISKEY: No, you got to explain.

MAYOR NYCE: Please, do not --

MR. SWISKEY: I've got the Sewer Code here, if you'd like to look at it.

MAYOR NYCE: You're out of order.

MR. SWISKEY: Yeah, we're always out of order when we're discussing --

MAYOR NYCE: No. You're out of order when you interrupt me.

MR. SWISKEY: Well, you're --

MAYOR NYCE: Mr. Swiskey, shut up.

MR. SWISKEY: David Neese (phonetic), you're bullshitting.

MAYOR NYCE: It's David Nyce, and you can leave now.
MR. SWISKEY: I'm not leaving, I haven't done anything wrong.

MAYOR NYCE: Quit interrupting. Thank you.

The standard residential hookup for 300 gallons, and divides into the 15,000, whatever it is, which gives you the total number of hookups. Multiply that by the 15,000 per hookup is where you get to the $720,000. The $15,000 comes from a study done by engineering firms as we finished our upgrade at the final treatment station. What you do is you assess the worth of the sewer system, all of the pump stations, the pipes in the ground, the final station, etcetera, etcetera. That comes to one large figure as to what the capital worth of the sewer system is. That's divided out by the number of people hooked up to that system, which equates to your capital buy-in if you want to hook up to the sewer system.

Sewer hookups are free to Village residents. There's a fee for outside sewer hookups. That number, divided out, comes to $15,000 per hookup, per 300 gallons of flow. There is a separate fee if you are a commercial hookup and the flow is higher.
That is the negotiations. It's what the negotiations always have been. If you go back and look at the Peconic Landing agreement, that way predates me, you can do the math several hundred different ways, it still comes down to $15,000 per 300 gallons of flow. That's what it comes out to, it's what it always has come out to, and that's what it's going to continue to come out to.

MR. SWISKEY: That's not in the agreement, because I have the old agreement.

MAYOR NYCE: And you're interrupting again, sir. If you interrupt again, sir --

MR. SWISKEY: Well, then don't make stuff up for the public.

MAYOR NYCE: Bill, we're not in kindergarten anymore.

MR. SWISKEY: No, you're not.

MAYOR NYCE: Just because you want to say it doesn't mean you say it. You had your chance to speak.

MR. SWISKEY: Doesn't mean you stand there and lie. I can't -- you know, you're just -- you're not making this stuff up?

MAYOR NYCE: No, sir. You are making stuff up.
MR. SWISKEY: I have a copy of the old agreement. Do you want to see it?

MAYOR NYCE: I've seen the old agreement.

MR. SWISKEY: I'll give it to you, each one of you.

MAYOR NYCE: I've seen the old agreement. It's okay --

MR. SWISKEY: Yeah, and it didn't say what you said.

MAYOR NYCE: Bill, it's okay for you to be wrong, it's okay.

So that negotiation has been done, it's been done over a long period of time. The amount of capacity that it takes up is negligible to the amount of capacity that the sewer system still has.

To your point, Mr. Roberts, yes, the sewer system and the electric system here are absolutely vital to the growth of the Village and the long-term sustainability of the Village. This small amount of capacity being sold to Peconic Landing does not adversely affect our ability to grow into the future. At the point where the Village reaches its capacity of its sewer system, we can apply for additional
capacity and increase our station. As that
happens, as the Village grows into the future, I
would suggest that future Boards would address
that at that time. But your point is well taken.

We have done -- when Mr. Corwin was on the
Board seven or eight years ago, we did a flow
chart that showed what our capacity was, and if
building went at a certain rate, where we had
places, and we’re still well within our capacity
and have plenty for the Village itself.

On the Airbnb, no one should mistake that
we are moving quickly on this. We started the
conversation very early, but, yes, we are, in
fact, waiting to see what the State decides.
We’re waiting -- we are looking into what other
states have decided. But what our State Attorney
General decides, and primarily that conversation
is going to happen in New York City, that’s the
crucible for most of this, we’re going to be
looking at that, as I said, at the work session.
We’re also working with Southold Town. They’re
looking -- we’re all looking at it at the same --
at the same time and in the same way. Very much
appreciate the public conversation, because there
are a lot of working parts to this.
To your point, ma'am, I'm sorry, I forgot your name, as far as overcrowding, we have just started implementing our Rental Permit Law, which should alleviate some of that. I'm not -- no law is perfect, and nor is code enforcement ever perfect, but it should help alleviate it. And as that rolls out, if you have complaints, please, make them known to us and we can address them.

To the ticketing of cars, we've started that as well, and we've started more code enforcement with removal of snow on sidewalks and the ticketing of cars. Towing is difficult. We have not been able to find a company that will tow for us. Yes, we could pass the fee on. The last person that did it, I believe, was Orient Service Station. Most of them say during a snow event, or just prior to a snow event, they don't have the time, and they're mostly small companies. So, if you have somebody, please, email me later, but --

MS. ALLEN: I don't have someone, but I'm not talking during the snowstorm, I'm talking after.

MAYOR NYCE: I understand, and after. We have tried getting people to tow afterwards.
It's been very difficult for us to find someone. We continue to look for a towing company, it's just we have not been able to find one. But we are -- we had people before the last snow event. I was away, thankfully, but we had our Code Enforcement Officer and our Building Inspector out telling people in advance of the snowstorm and to get their cars out, and then after the snowstorm, there were tickets being given out. I'm sorry, it's not a question and answer, I'm just responding to some of the things you said.

MS. ALLEN: I'm sorry.

MAYOR NYCE: So, again, code enforcement is never going to be perfect, it's getting slightly better. And any comments that you have in the future that will help us out, I'd greatly appreciate.

TRUSTEE HUBBARD: Okay. Just one --

TRUSTEE PHILLIPS: Mr. Mayor, before you continue, I am hearing chatter over here that we did end up towing two cars.

TRUSTEE HUBBARD: Yes, we towed two cars, one from First Street and one from Park Street. After the big storm, they were towed.

MAYOR NYCE: Right.
TRUSTEE HUBBARD: Orient Service Station did tell them they were impounded, and they did come down to pay the fine and got their vehicles back. It was -- the one next to the drug store was very hazardous, because it took up three parking spots and it was plowed in. That one was towed, and there was one on Park Street next to Peter Clarke's place. The trucks could not get down there. Those two were towed. It was a start. During the storm they weren't available, but Billy Hanse did come out after he finished plowing and two of them were towed.

MAYOR NYCE: Cool.

TRUSTEE MURRAY: And people knew that we were doing it, we were serious about it, and they were taken care of.

MAYOR NYCE: The problem has been the consistency of finding a private tower that's available all the time. So it's sort of on a hit-and-miss basis. In this case, we were able to find it, so that's good news.

On one other note, I neglected to mention, when I said that there collections being taken up for the fire victims, I wanted to thank Trustee Murray for -- he was very instrumental in getting
that set up. He called me the next morning and said, "We have to do something," and we discussed it, and discussed that CAST would be the most logical place to funnel that stuff. But I wanted to publicly thank you for stepping up with that.

With that, we will move into our regular agenda item -- regular agenda items.

MR. ANDERSON: Can I ask a question?

MAYOR NYCE: I'm sorry, the portion is over.

MR. ANDERSON: I know the public thing is closed and all that.

MAYOR NYCE: The public portion, sir, is over.

MR. ANDERSON: It's a simple question.

MAYOR NYCE: I understand, they're all simple questions.

MR. ANDERSON: This whole Peconic Landing thing, it's a tremendous amount of money and nobody knew anything about it until last week.

MAYOR NYCE: Wrong, incorrect. Incorrect.

MR. ANDERSON: Could you correct me, then, please, Mr. Mayor?

MAYOR NYCE: I already did. You weren't listening when I said it before. We've been
negotiating for well over a year-and-a-half.

We're going into the public --

MR. ANDERSON: Yeah, I know, but it wasn't --

MAYOR NYCE: Now you're out of order.

Mr. Anderson --

MR. ANDERSON: You're closing two parking spaces and there's a public hearing. So this is, you know, very simple.

MAYOR NYCE: You're out of order. Sir, you're out of order.

MR. ANDERSON: You have a public hearing for two parking spaces. Some people --

MAYOR NYCE: You're out of order.

MR. ANDERSON: I know I'm out of order.

Then call the police, have me arrested. Gavel me, I don't care.

MAYOR NYCE: I understand.

MR. ANDERSON: I really don't care.

MAYOR NYCE: I know.

MR. ANDERSON: I never heard anything about this.

MAYOR NYCE: This is the way you behave, sir.

MR. ANDERSON: And I'm a big -- excuse me?

MAYOR NYCE: This is apparently the way you
MR. ANDERSON: No, it's not the way I behave, it's the way you behave.

MAYOR NYCE: But it's what you do, isn't it?

MR. ANDERSON: You gavel everybody. I'm asking you in a simple tone, can you please answer one simple question? You have a public hearing for two parking spaces, whether you're going to take them away or whether you're going to add them to the list, something that's from 720,000 to a million-and-a-half dollars, depending on who's listening.

MAYOR NYCE: Depending on whose math you want to use.

MR. ANDERSON: Okay, fine, I agree with that. Depending on whose math you want to use, the public -- there's no public hearing.

MAYOR NYCE: No.

MR. ANDERSON: You voted on this at your private -- last week at your meeting.

MAYOR NYCE: It's not a private meeting.

MR. ANDERSON: At the work session. It is a -- it is a private meeting --

MAYOR NYCE: It's not a private meeting.

MR. ANDERSON: -- because nobody can speak.
MAYOR NYCE: It's not a private meeting, it's a public meeting.

MR. ANDERSON: Mr. Mayor, nobody can speak.

At the work session, nobody can speak.

MAYOR NYCE: Mr. Anderson, there is no guarantee at this meeting that the public can speak. Open Meetings Law does not guarantee the public speaks at a public meeting. The only time the public by law --

MR. ANDERSON: Now you're going into something else.

MAYOR NYCE: Mr. Anderson, now -- no. Now I'm educating you on what open public meetings are.

MR. ANDERSON: You're going to educate me?

You're going to educate me?

MAYOR NYCE: Yes, I'm going to educate you on open public meetings, yes, sir.

MR. ANDERSON: Please, do that.

MAYOR NYCE: The only time the public is guaranteed a voice is at a public hearing, not a public meeting.

MR. ANDERSON: I know. You just shut it down and I'm out of order.

MAYOR NYCE: I did not, sir.

MR. ANDERSON: You did.
MAYOR NYCE: So we will go into our regular meeting now.

MR. ANDERSON: That's what I'm just saying, that I can't --

MAYOR NYCE: Please.

MR. ANDERSON: David, I can't believe this.

I am, I'm on my way out.

MAYOR NYCE: Thank you.

MR. ANDERSON: I'm leaving.

MAYOR NYCE: Thank you.

MR. ANDERSON: Really?

MAYOR NYCE: Yes.

MR. ANDERSON: That's how you're going to treat your public?

MAYOR NYCE: That's how I'm going to treat you, sir.

MR. ANDERSON: And I deserve this? And I deserve this treatment?

MAYOR NYCE: By the way you're acting, sir, yes.

MR. ANDERSON: You know what, I'm not leaving.

MAYOR NYCE: Okay.

MR. ANDERSON: I'm going to sit around and listen to your nonsense.

MAYOR NYCE: Thank you.
MR. ANDERSON: And you still didn't answer my question.

MAYOR NYCE: Sir, you are still out of order.

MR. ANDERSON: Call the police. You still didn't answer my question.

MAYOR NYCE: All right. So call the police and have Mr. Anderson removed from the building, please.

MR. ANDERSON: Do that.

MAYOR NYCE: Yes, sir. We're back in junior high.

MR. ANDERSON: A very simple question, too. It really wasn't that difficult. It might be to you, but I think a lot of people here don't look at it as a difficult question. You know what, don't call the police, just save the trouble. I'm out of here. It's absolutely ridiculous.

MAYOR NYCE: I was going to suggest that we take Resolution 17 and 18 out of order, but the people from Brewer's did not stick around. They'll deal with the information later.

I will offer RESOLUTION #2-2015-1, accepting the monthly reports of the Greenport Fire Department -- I'm sorry. Resolution
number -- prior to Resolution #1, there should be
a -- they're out of order, my fault.
    Offer RESOLUTION #02-2015-2, adopting the
    February 2015 agenda as printed. So moved.
    TRUSTEE MURRAY: Second.
    TRUSTEE PHILLIPS: Second.
    MAYOR NYCE: All those in favor?
    TRUSTEE HUBBARD: Aye.
    TRUSTEE MURRAY: Aye.
    TRUSTEE PHILLIPS: Aye.
    TRUSTEE ROBINS: Aye.
    MAYOR NYCE: Aye.
    Any opposed or abstention?
    (No response.)
    MAYOR NYCE: That motion carries.
    I'll ask Trustee Murray to read Resolution 1.
    TRUSTEE MURRAY: RESOLUTION #02-2015-1,
    RESOLUTION accepting the monthly reports from the
    Greenport Fire Department, Village Administrator,
    Village Treasurer, Village Clerk, Village
    Attorney, Mayor and Board of Trustees. So moved.
    TRUSTEE HUBBARD: Second.
    MAYOR NYCE: All those in favor?
    TRUSTEE HUBBARD: Aye.
    TRUSTEE MURRAY: Aye.

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TRUSTEE PHILLIPS: Aye.
TRUSTEE ROBINS: Aye.
MAYOR NYCE: Aye.

Any opposed or abstentions?
(No response.)

MAYOR NYCE: The motion carries.

TRUSTEE HUBBARD: RESOLUTION #02-2015-3, RESOLUTION ratifying the following two resolutions as approved by the Village of Greenport Board of Trustees at the work session meeting held on February 17, 2015, concerning the Sanitary Sewer Agreement between the Village of Greenport and Peconic Landing:

RESOLUTION 1, RESOLUTION adopting Lead Agency status for the Village of Greenport, typing the action as an unlisted action, and determining that the approval of the agreement will not have a significant negative impact on one or more aspects of the environment, and

RESOLUTION #2, RESOLUTION authorizing the execution of the agreement between Peconic Landing and the Village of Greenport for the sewer hookups, as per the agreement drawn up by the Village Attorney and Peconic Landing's Attorney.

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So moved.

TRUSTEE ROBINS: Second.

MAYOR NYCE: Is there any discussion on the motion?

TRUSTEE HUBBARD: Yeah. I'd like to just say, I mean, we've negotiated this, we've talked about this for a long time.

Going back to the 2000 agreement that Mr. Swiskey was quoting, Bill, you know, in there it says 253 units they pay for. That's what's in the agreement. If you look at the dollar figure on that, it comes to 91 -- $9,194 per unit. It's in the agreement. This agreement was higher than what that was. I've got the list of what the units were, the beds, and everything else.

MR. SWISKEY: George, you're --

TRUSTEE ROBINS: No. Bill, don't.

MAYOR NYCE: Please, don't interrupt, Bill.

TRUSTEE ROBINS: Bill, don't.

MR. SWISKEY: Well, he's talking to me.

MAYOR NYCE: No. He just -- he happened to mention your name, sir.

MR. SWISKEY: No, he's talking directly to me; I'm going to directly talk back.

TRUSTEE HUBBARD: Bill, let me finish what
I'm saying, and then I'll let you talk back to me, okay?

So that agreement was for 253 units. This -- what we have it down now is 48 units. The money that's being collected, the $720,000 is a fifth -- it's a quarter of what they paid last time for a fifth of the amount of units. It is. If you look at the amount of units for what they paid for, compared to what they're paying for now and what their addition is.

You heard that figure when you talked about this, when you were on the Board in 2008, and that figure has changed, because they cut the size of their expansion down almost in half. So you had 150 -- 1,500,000 you had quoted when you were on the Board, you said was what we should get. They cut the unit in half, what they did, their expansion, so now we're right down to half of where it should be. And we actually got more per unit now than we did in 2000. That's in the agreement, Bill. You have a copy, the numbers are right there. I'm just repeating what you quoted before.

MR. SWISKEY: Can I speak now, George?

TRUSTEE HUBBARD: Go ahead, explain your
side of it.

MR. SWISKEY: Sewer hookups outside the Village will be $15,000 per hookup. Forget, you know, because -- you know, what I'm saying is 15,000 times -- and I'm going to keep it simple, I'm not going to even get into that other argument with you --

TRUSTEE HUBBARD: Okay.

MR. SWISKEY: -- because I know you're wrong. Seventy-eight times 15,000 comes to 1,170,000. That's a simple math, you can do that on your calculator.

MAYOR NYCE: It's not 78 hookups.

MR. SWISKEY: How did we get -- how did we get that to 720,000?

MAYOR NYCE: It's not 78 hookups, that's why.

TRUSTEE PHILLIPS: It's not separate hookups.

MAYOR NYCE: It's not 78 hookups, that's why.

MR. SWISKEY: It's units.

MAYOR NYCE: It's not units.

MR. SWISKEY: And that's how Mr. Pallas considered it when he put -- Mr. Pallas --

MAYOR NYCE: It's not, it's not units. The units are the number of gallons divided out by

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300, that's the number of units.

MR. SWISKEY: The number of units divided out by -- by Peconic -- by your own -- by his own -- all right. Southold Local, okay, in the article in Southold Local, Mr. Pallas --

MAYOR NYCE: Southold Local is now the authority on sewer?

MR. SWISKEY: No, but you haven't provided the information which I asked for. But you're talking 78 units, and I'll read you what it says here. Excuse me, one second while I find it. It's 70 -- good night, Nicky.

MAYOR NYCE: It's not 78 units.

MR. SWISKEY: Seventy-eight units is what it says, and that should come to 1,170,000.

MAYOR NYCE: It's not 78 units.

MR. SWISKEY: That's right.

MAYOR NYCE: It's not 78 units. It's not 78 hookups. There may be 78 --

MR. SWISKEY: So now we're changing units to hookups? What's going on here? I'm confused, David.

MAYOR NYCE: Just following your logic, Bill.

TRUSTEE HUBBARD: Mr. Swiskey, can I add
one other thing to you?

    MR. CORWIN: Hey, Bill, don't do this in
the meeting and argue about this in the bar or
something.

    MR. SWISKEY: Not the bar. How about this,
David? You like losing $780,000? I'm sure that
other people don't.

    MAYOR NYCE: You're not listening.

    TRUSTEE HUBBARD: Mr. Swiskey, one other
thing I can take -- in ongoing negotiations, the
reason this was held up for several months is
Peconic Landing's attorney were using the old
agreement, came back to us and asked for -- to
pay less money, because according to their
calculations, per the 2000 agreement, they said
they should pay less than what they were.

    MR. SWISKEY: And what did your attorney do?

    TRUSTEE HUBBARD: Let me -- and we said no.
We have 720 by our calculations and that's what
we're sticking with. Their offer was several
hundred thousand dollars less, and we said, "No,
we can't do that." I'm just -- this is what went
on in negotiations. It wasn't -- it's private
negotiations, so, no, the whole public isn't
involved in it, but that's what happened, and
they were demanding to pay a couple of hundred thousand dollars less, we said no. Okay?

So that's where the number came up to. We stuck to the 720. That's what our calculations figure out. If you look at what they had before to what they added on now, they're paying more now than they did in 2000. That's how I rationalize this and that's where it came from.

MR. SWISKEY: Well, you're rationalizing wrong. I'm not going to argue with anyone.

TRUSTEE HUBBARD: Okay. Well, that's your opinion, that's fine. I'm just telling you where I came up with the numbers and the figures and it's right there.

MR. SWISKEY: $780,000 is a lot of money to give away to a multi-million dollar corporation.

MAYOR NYCE: We're not giving it away.

TRUSTEE HUBBARD: Okay.

MAYOR NYCE: We're not giving it away.

MR. SWISKEY: Not giving it away, no, but --

MAYOR NYCE: I'm going to call the vote.

TRUSTEE HUBBARD: That's all my comments on it.

TRUSTEE PHILLIPS: That's enough. That's enough.
MAYOR NYCE: I'm going to call the vote.
All those in favor?

TRUSTEE HUBBARD: Aye.
TRUSTEE MURRAY: Aye.
TRUSTEE PHILLIPS: Aye.
TRUSTEE ROBINS: Aye.
MAYOR NYCE: Aye.

Any opposed or abstentions?
(No response.)

MAYOR NYCE: That motion carries unanimously. I'll ask Trustee Robins to read
Resolution 4.

TRUSTEE ROBINS: RESOLUTION #02-2015-4,
RESOLUTION authorizing the Village of Greenport Fire Department to temporarily store a 40-foot
container at the Village of Greenport property on Moore's Lane known as Malarkey Lodge, with no
charge to the Village. So moved.

TRUSTEE PHILLIPS: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.
TRUSTEE MURRAY: Aye.
TRUSTEE PHILLIPS: Aye.
TRUSTEE ROBINS: Aye.
MAYOR NYCE: Aye.

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Any opposed or abstentions?
(No response.)
MAYOR NYCE: That motion carries.
TRUSTEE PHILLIPS: RESOLUTION #02-2015-5,
RESOLUTION amending Resolution #01-2015-5 as approved at the January 26, 2015 regular meeting of the Board of Trustees, to correct the effective date of the hourly rate increase for Adam Hubbard to be retroactive to January 28, 2015, instead of February 28, 2015. So moved.
TRUSTEE MURRAY: Second.
MAYOR NYCE: All those in favor?
TRUSTEE HUBBARD: Aye.
TRUSTEE MURRAY: Aye.
TRUSTEE PHILLIPS: Aye.
TRUSTEE ROBINS: Aye.
MAYOR NYCE: Aye.
Any opposed or abstentions?
(No response.)
MAYOR NYCE: That's motion carries.
TRUSTEE MURRAY: RESOLUTION #02-2015-6,
RESOLUTION authorizing Village Administrator Pallas to attend the NYAPP Annual Lobby Day Event from February 25th, 2015 through February 26th, 2015. There is no cost for participation in this event.
event. The lodging cost not to exceed $200.00, and all corresponding meal and travel costs will be expensed from account E.0784.000 (Regulatory Commission Expense). So moved.

TRUSTEE HUBBARD: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No response.)

MAYOR NYCE: That motion carries.

TRUSTEE HUBBARD: RESOLUTION #02-2015-7, RESOLUTION authorizing Treasurer Brandt to execute the contractual agreement between Munistat Services Inc. and the Village of Greenport with respect to the Annual Information Statement as required by the U.S. Security and Exchange Commission. So moved.

TRUSTEE ROBINS: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.
TRUSTEE PHILLIPS: Aye.
TRUSTEE ROBINS: Aye.
MAYOR NYCE: Aye.

Any opposed or abstentions?
(No response.)
MAYOR NYCE: The motion carries.

TRUSTEE ROBINS: RESOLUTION #02-2015-8, RESOLUTION approving the Public Assembly Permit Application as submitted by Northeast Stage for the use of a portion of Mitchell Park for the annual "Shakespeare in the Park" performance, beginning at 5 p.m., from August 7th, 2015 through August 9th, 2015, with setup on August 4th, 2015 and rehearsal on either August 5th, 2015 or August 6th, 2015. So moved.

TRUSTEE PHILLIPS: Second. I'll be honest with you, I do have a question, because we still have the moratorium going on. I would rather see this resolution tabled. Perhaps we could hold the dates for them in a different way, or adjust the resolution to hold the dates for them. But I believe that we put the moratorium on. We've had other organizations that weren't given an answer soon enough. As I said, I think we need to either table it or change the wording so that
it's allowing them to hold that spot, and further resolution once we settle the moratorium issue.

TRUSTEE MURRAY: That could take a year.

TRUSTEE HUBBARD: Well, we do have a public hearing scheduled for next month on this topic, so I would be in favor of going along with Trustee Phillips in tabling this, and we'll vote on it, have the public hearing, get the input on it, and we could vote on it at that point, or rescind the moratorium, you know. But we said we'd have comments before we rescind it, so I say --

TRUSTEE PHILLIPS: I see no reason --

TRUSTEE HUBBARD: -- we hold the dates and we --

TRUSTEE PHILLIPS: Hold the dates for them.

TRUSTEE HUBBARD: And see what happens after the public hearing next month.

MAYOR NYCE: So we have a motion by Trustee Phillips to table and --

TRUSTEE HUBBARD: I'll second it.

MAYOR NYCE: You're seconding? All those favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.
TRUSTEE PHILLIPS: Aye.
TRUSTEE ROBINS: Aye.
MAYOR NYCE: Aye.

And I will direct the Deputy Clerk to hold the dates for them, pending the outcome of March's meeting.

TRUSTEE MURRAY: I apologize, that's me.

RESOLUTION #02-2015-9, RESOLUTION approving the Public Assembly Permit Application as submitted by the East End Seaport Museum for the use of various Village streets and facilities, including Mitchell Park, from 9:00 a.m. through 5:00 p.m. from September 25th, 2015 through September 27th, 2015 for the annual Maritime Festival. So moved.

TRUSTEE HUBBARD: Second.

MAYOR NYCE: I would posit that this one is different than the other one in that this is a Village-wide event --

TRUSTEE HUBBARD: Yes.

MAYOR NYCE: -- that uses the park, but is a Village-wide event, and would not necessarily fall in the same category as a moratorium on events in Mitchell Park. I don't know if the rest of the Board agrees with me with that, but I think it's --
TRUSTEE HUBBARD: I would say this is the same as the Dances in the Park. I believe this is a Village thing, that we are --

TRUSTEE PHILLIPS: This is a Village function, because we cooperate with --

TRUSTEE HUBBARD: And I hope we settle this and do the other, because it's a very good thing, the Shakespeare.

MAYOR NYCE: Absolutely.

TRUSTEE HUBBARD: Procedure-wise, I think we just wait one month on that.

MAYOR NYCE: Okay. So I'll call the vote, then. All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No response.)

MAYOR NYCE: That motion carries.

TRUSTEE HUBBARD: RESOLUTION #02-2015-10, RESOLUTION authorizing the suspension of the Open Container Law of the Village of Greenport, per Sections 35-3B and 35-3C of the Greenport Village
Code, for the Festival parameters of the East End Seaport Museum Maritime Festival, from 9:00 a.m. to 5:00 p.m. on September 26, 2015 and September 27, 2015, per the Public Assembly Permit Application as submitted. So moved.

TRUSTEE ROBINS: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No response.)

MAYOR NYCE: That motion carries.

TRUSTEE ROBINS: RESOLUTION #02-2015-11, RESOLUTION scheduling a public hearing for March 23rd, 2015 at 6:00 p.m. at the Third Street Firehouse, and directing Clerk Pirillo to notice accordingly, the Wetlands Permit Application as submitted by En-Consultants on behalf of Oyster Point Condominium, 160 Fifth Street, Greenport, New York, 11944;

To construct: Approximately 339 linear feet of fiberglass jetty in place of existing
timber jetty; construct approximately 106 linear feet of vinyl bulkhead in place of (and 6" higher than) existing timber bulkhead; construct approximately 264 linear feet of vinyl bulkhead within 18" of (and 6" higher than) existing timber bulkhead; and incidentally dredge specified area within 10' of bulkhead to a maximum depth of -4' MLLW, using approximately 15 cy of resultant sand/silt spoil as backfill together with any recovered material incidentally lost to basin sides (i.e., north and west sides) of jetty during jetty replacement and up to 100' cy of clean sand to be trucked in from an approved upland source, all as depicted on the project plan prepared by En-Consultants, dated October 21st, 2014. So moved.

TRUSTEE PHILLIPS: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No response.)
MAYOR NYCE: That motion carries.

TRUSTEE PHILLIPS: RESOLUTION #02-2015-12, RESOLUTION directing the Conservation Advisory Council to review the Wetlands Permit Application submitted by En-Consultants on behalf of Oyster Point Condominiums, and to prepare the corresponding report on same to the Village of Greenport Board of Trustees by March 9th, 2015.

So moved.

TRUSTEE MURRAY: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No response.)

MAYOR NYCE: The motion carries.

TRUSTEE MURRAY: RESOLUTION #02-2015-13, RESOLUTION approving the use of the Polo Grounds at Moores Lane from 4 p.m. through 10 p.m. on August 6th, 2015 and August 7th, 2015 for the annual Circus Fundraiser benefiting the Fire Safety and Fire Police divisions of the Greenport
TRUSTEE HUBBARD: Second.
MAYOR NYCE: All those in favor?
TRUSTEE HUBBARD: Aye.
TRUSTEE MURRAY: Aye.
TRUSTEE PHILLIPS: Aye.
TRUSTEE ROBINS: Aye.
MAYOR NYCE: Aye.
Any opposed or abstentions?
(No response.)
MAYOR NYCE: The motion carries.
TRUSTEE HUBBARD: RESOLUTION #02-2015-15, RESOLUTION scheduling a public hearing for March 23rd, 2015 at 6:00 p.m. at the Third Street Firehouse, and directing Clerk Pirillo to notice accordingly, for proposed rules and regulations concerning Public Assembly Permits in Mitchell Park. So moved.
TRUSTEE ROBINS: Second.
MAYOR NYCE: All those in favor?
TRUSTEE HUBBARD: Aye.
TRUSTEE MURRAY: Aye.
TRUSTEE PHILLIPS: Aye.
TRUSTEE ROBINS: Aye.
MAYOR NYCE: Aye.
Any opposed or abstentions?
(No response.)

MAYOR NYCE: That motion carries.

TRUSTEE PHILLIPS: Mr. Mayor, if you wouldn't mind, on Resolution #17, I'll be recusing myself, so could I switch with --

MAYOR NYCE: Sure.

TRUSTEE PHILLIPS: -- Trustee Roberts and read 16 instead?

MAYOR NYCE: Robins, yeah.

TRUSTEE PHILLIPS: Robins. Did I say? Roberts? I'm sorry.

RESOLUTION #02-2015-16, RESOLUTION approving the attendance of Trustee Robins at the NYAPP Annual Conference in Saratoga Springs, New York from April 7th, 2015 through April 9th, 2015, at a conference cost of $225.00 and a room rate, inclusive of meals, of $375.00 total. Conference fees, lodging costs and all applicable travel costs are to be expensed from account E.0785.210 (Employee Training). So moved.

TRUSTEE HUBBARD: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.
TRUSTEE PHILLIPS: Aye.
TRUSTEE ROBINS: Aye.
MAYOR NYCE: Aye.

Any opposed or abstentions?
(No response.)

MAYOR NYCE: That motion carries.
I'll ask Trustee Robins to read Resolution 17.

TRUSTEE ROBINS: RESOLUTION #02-2015-17,
RESOLUTION adopting the attached SEQRA resolution
adopting Lead Agency status and determining that
the approval of the wetlands permit application
of Brewer Yacht Yard at Greenport, Inc., 140
Manhanset Avenue, Greenport, New York, 11944, is
an unlisted action for purposes of SEQRA, and
further determining that the approval of the
wetlands permit application will not have a
significant negative impact on one or more
aspects of the environment, and adopting a
conditional negative declaration for purposes of
SEQRA, as stated in the attached SEQRA
resolution. So moved.

MR. PROKOP: Is that the right address?
TRUSTEE MURRAY: Second.
MR. PROKOP: It's 1410?
MAYOR NYCE: It's 1410 Manhanset. Let the
record show that the address is 1410 Manhanset Avenue, Greenport, New York, 11944.

   TRUSTEE MURRAY: I seconded that.
   MAYOR NYCE: All those in favor?
   TRUSTEE HUBBARD: Aye.
   TRUSTEE MURRAY: Aye.
   TRUSTEE PHILLIPS: Aye.
   TRUSTEE ROBINS: Aye.
   MAYOR NYCE: Aye.

   Any opposed or abstentions?
   (No response.)
   MAYOR NYCE: That motion carries.
   I'll read Resolution 18. I have the written-in changed wording.

   Resolution #02-2015-18, approving the Wetlands Permit Application as submitted by Brewer Yacht Yard at 1410 Manhanset Avenue, Greenport, New York, 11944, for the replacement of +/- 205 linear feet of timber bulkhead with vinyl bulkhead raised +/- 18" to match the existing adjacent bulkhead grade, and to demolish the existing restroom building to facilitate bulkhead installation and reconstruct with no change to floor area, with roof runoff to be diverted to the proposed drywell, and for the
replacement of the existing 205 linear feet of
the 3'-8' fixed dock along the bulkhead in kind,
and noting that all lumber will be untreated, per
the public hearings held on February 23rd, 2015.
Approval of this Wetlands Permit Application is
contingent upon the installation of a permanent
pumpout station, in addition to the availability
of a pumpout boat, with further arrangements to
be made for discharge at Village sewer facility
at Mitchell Park Marina, per the recommendation
of the Village of Greenport Conservation Advisory
Council. So moved.

TRUSTEE MURRAY: Second.
MAYOR NYCE: All those in favor?
TRUSTEE HUBBARD: Aye.
TRUSTEE MURRAY: Aye.
TRUSTEE ROBINS: Aye.
MAYOR NYCE: Aye.
Any opposed or abstentions?
TRUSTEE PHILLIPS: Mr. Mayor.
MAYOR NYCE: That motion carries. And
Trustee --
TRUSTEE PHILLIPS: Just make sure that the
vote --
MAYOR NYCE: Trustee Phillips has
abstained.

TRUSTEE PHILLIPS: No.

MAYOR NYCE: Recused. I'm sorry, recused herself from both Resolution 17 and 18, let the record show.

TRUSTEE MURRAY: RESOLUTION #02-2015-19, RESOLUTION approving all checks per the Voucher Summary Report dated February 20th, 2015, in the total amount of $476,980.22, consisting of:

- All regular checks in the amount of $379,174.89, and
- All prepaid checks (including wire transfers) in the amount of $97,805.33.

So moved.

TRUSTEE HUBBARD: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No response.)

MAYOR NYCE: That motion carries.

That concludes the business for this Board.
At 7:59, I will offer a motion to adjourn.

TRUSTEE ROBINS: Second.

TRUSTEE HUBBARD: Second.

MAYOR NYCE: Seconded by Trustee Robins.

All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No response.)

MAYOR NYCE: That motion carries.

(Whereupon, the meeting was adjourned at 7:59 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 February 23, 2015.

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 8th day of March, 2015.

________________________
Lucia Braaten

Flynn Stenography & Transcription Service
(631) 727-1107
BOARD OF TRUSTEES
VILLAGE OF GREENPORT

SEQRA RESOLUTION REGARDING WETLANDS PERMIT APPLICATION
OF BREWER YACHT YARD

WHEREAS an application for a wetlands permit approval was filed by Brewer Yacht Yard an application with the Board of Trustees of the Village of Greenport; and

WHEREAS the Board of Trustees of the Village of Greenport has duly considered the obligations of the Village of Greenport with respect to the wetlands permit application and the Board of Trustees of the Village of Greenport with regard to SEQRA, and completed a short form EAF for purposes of SEQRA, it is therefore;

RESOLVED that the Board of Trustees adopts Lead Agency status for purposes of SEQRA with regard to the consideration and approval of the wetlands permit application and it is further

RESOLVED that the Board of Trustees hereby determines that the approval of the wetlands permit application is an Unlisted Action for purposes of SEQRA; it is further;

RESOLVED that the Board of Trustees of the Village of Greenport hereby determines that the approval of the wetlands permit application;

Will not have a significant negative impact on the environment in the action, and;

Will not result in a substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels, substantial increase in solid waste production, a substantial increase in potential for erosion, flooding, leaching or drainage problems, and;

Will not result in the removal or destruction of large quantities of vegetation or fauna, substantial interference with the movement of any resident or migratory fish or wildlife species, impacts on habitats, or other significant adverse impact on natural resources, impairment of a critical environmental area and;

Will not result in the creation of a material conflict with a community’s current plans or goals, and;

Will not result in the creation of a hazard to human health, and;

Will not result in a substantial change in land use, and;

Will not encourage or attract an additional large number of people to a place for more than a few days, and;
Will not result in the creation of a material demand for other actors, and;
Will not result in changes in two or more elements of the environment, each of which is not significant but when reviewed together are significant; two or more related actions each of which is not significant but when reviewed together are significant; all of the above provided that certain conditions are met as follows:
The applicant must install a permanent pump-out station, in addition to the availability of a pump-out boat.
RESOLVED that a conditional Negative Declaration is hereby adopted for purposes of SEQRA.

Upon motion by Trustee
Seconded by Trustee
this resolution is carried as follows:

Dated: February 23, 2015