VILLAGE OF GREENPORT
COUNTY OF SUFFOLK STATE OF NEW YORK

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BOARD OF TRUSTEES

REGULAR SESSION

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Third Street Firehouse
Greenport, New York

February 24, 2014
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

SYLVIA LAZZARI PIRILLO - VILLAGE CLERK
MAYOR NYCE: All right. It being six o'clock, I will call this meeting to order.

I'll ask you to rise and please join me for the Pledge of Allegiance.

(Whereupon, all rose for the Pledge of Allegiance.)

MAYOR NYCE: I'll ask you to please remain standing for a moment of silence for Helen Arlene Rutkowski.

(Whereupon, a moment of silence was observed.)

MAYOR NYCE: Thank you. You may be seated.

Good evening. This is the February regular meeting of the Board of Trustees of the Village of Greenport. We have a couple of
announcements. They're not on the agenda that you have.

The first announcement is the annual tax -- sale of tax certificates will be held on March 11th, 2014 at 10 a.m. in the conference room at Village Hall.

Once again, if you are unable to use the stairs, the conference room is upstairs, please go to the front desk and they will make arrangements to facilitate your needs.

The second announcement is that there will be a special meeting of the Board of Trustees this coming --

(Scene phone sounded.)

MAYOR NYCE: That's our video guy, I just want everyone to know.

(Laughter)

MAYOR NYCE: Not to out you, Dave, but he's supposed to be doing the tech stuff.

There will be a special meeting of the Board of Trustees this coming Thursday at three
p.m. here. It will be between three and up to five o'clock. There's a Planning Board meeting at five o'clock, so we have two hours in this space Thursday.

The purpose of the special meeting is to have a presentation from a company, Global Commons, who is an energy -- they're an energy plant or an energy company. They have some affiliates that they're working with. They are responding to an RFP from PSE&G. They have already presented before the Town of Southold. They have inquired if there was any interest in the Village and if we had any property.

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This meeting will be nothing more than an information-gathering. We asked them to come and give information to the Board as just a very preliminary. The only action the Board may take would be to authorize them to use our name in their Letter of Intent, which does not -- which does not bind us in any way, it
just starts the information-gathering process. I will make that again clear on Thursday when we meet, but it is a presentation to the Board at that time.

The other announcement is that at the end of our working session last week, the Village Board went into an executive session to finalize -- out of executive session, adopted a resolution of an intent to hire Mr. Paul Pallas as the Village Administrator for the Village of Greenport. We are working on the contract, so I can't discuss the terms in their entirety, but I will say that the salary discussed for this position was up to $150,000.

And I will also say that one should take into account that the position is combining the Village Administrator position as it currently is now, with Mr. Abatelli retiring in June, and the Director of Utilities' position. Those two salaries combined are nearly $200,000, so we are well within our ability to pay. More than
that, until the contract has been finalized, I cannot discuss. There will likely be a special meeting some time early in March for us to finalize that contract, to execute the contract with Mr. Pallas.

This Board spent a considerable amount of time interviewing -- going through resumes, interviewing, trying to find someone appropriate for the position. We feel as if we found a very capable man to fill the position. And speaking for myself, and I guess the rest of the Board, happy to have him on board and can't wait until that's finalized.

Those are the announcements. There are liquor license applications out. There's a renewal application for the Triangle Yacht Club at 300 Atlantic Avenue. And there's a new application for Brix and Rye at 300 Main Street.

There are no public hearings, or presentations, or Board discussions this evening.
The public portion of the Board, public to address the Board, will be now. Is there anyone that wishes to address the Board?

MR. SWISKEY: I would.

MAYOR NYCE: It was a rhetorical question.

MR. SWISKEY: William Swiskey, 184 Fifth Street. I have a couple of questions on a couple of agenda items.

The first item is Resolution #8, 2014-8. Is the Village Board by this saying that with all the people we have in the Treasurer's Office and all the money we spend on these people, and salaries, and benefits, we can't even prepare our own budget? This is a little bit like -- that one is a little silly to me. I mean, we got to pay somebody, I guess. It's going to be $1800 to do something that's always been done inhouse? Even if you don't have a Treasurer, you have an interim Treasurer who's been here long enough, he should be able to
prepare this budget. The other -- rest of the
budget comes from the Departments. I mean, you
have a secretary or accounts clerk. You should
be able to put this budget together. Why do we

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have to hire this person? To me, that's a
little bit like -- it just is -- it boggles my
mind, if you must say.

Are you saying that after seven years,
you have no qualified people to prepare a
budget, Mr. Mayor? What's been going on for
seven years? Would anybody, any of the
Trustees care to respond, because I know the
Mayor won't. I think it's silly.

MAYOR NYCE: It's not question and
answer, Bill, it's public to address the Board.

MR. SWISKEY: Oh, we know that, it's
comment, Mr. Mayor. You only answer the
questions after nobody can respond, but that's
your privilege since you run the dais.

The next one is the Resolution 2014-22.

Now, I seem to remember this contract being for
$14,000, right? Am I right or wrong on that?

It was around $14,000, I think. And I don't remember in the two-year period the Village Board authorizing any change orders increasing this to almost $35,000. I mean, he gave us a price, it was $14,000, and now we're going to pay 35.

Mr. Murray, you were involved in this.

What are we paying for here? We had a design, we accepted this design for "X" amount of dollars, and we put it out to bid and we did the design. But where did he get --

TRUSTEE MURRAY: No. Actually, we didn't do his first design. The first design dealt with not only the West -- the East Pier, but the -- all the piers inside the marina. Now, the additional monies came from his future work in the East Pier. When we decided to upgrade the power for the mega-yachts, all right, all the additional monies came from that. He never
billed us for the first phase of his work, and
we completely changed the East Pier design to
handle the mega-yachts. So that’s where the
additional monies came, is basically from the
mega-yachts.

MR. SWISKEY: So --

TRUSTEE MURRAY: Am I correct?

MAYOR NYCE: Yeah.

TRUSTEE MURRAY: That is what --

MR. ABATELLI: It totally changed.

MAYOR NYCE: And we did change --

MR. ABATELLI: The contract changed from

the original job.

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TRUSTEE MURRAY: Yeah, we changed the --

MAYOR NYCE: And that was the change.

MR. SWISKEY: So someplace --

TRUSTEE MURRAY: So hold on, I’m going to
explain it. So I asked the same question. I
said, you know, "What happened with this?" I
did not know, because I think that was prior to
my term, that the 14,000 was all before the
East Pier project.

MAYOR NYCE: That was the boating and infrastructure, right.

TRUSTEE MURRAY: Right, that was the boating infrastructure monies that he finally billed us for.

MR. SWISKEY: I seem to remember, maybe I'm wrong, too, like you're saying, Mr. Murray, that I don't remember -- I remember 14,000, and I remember a plan coming for the East Pier. I remember seeing that plan.

TRUSTEE MURRAY: And you're correct in saying that, but it did not include really what we ended up doing.

MAYOR NYCE: Right.

TRUSTEE MURRAY: It was -- we completely changed the specs for the electrical, you know, for all the boxes, yeah.

MR. SWISKEY: But was there a Board resolution changing that, because I don't
recall a Board resolution.

TRUSTEE MURRAY: Well, we bonded for the

$400,000 for the --

MAYOR NYCE: It included -- right. And

that -- it included both.

TRUSTEE MURRAY: And that included that.

MR. SWISKEY: Yeah, but what I'm saying

here is there was a Board resolution

authorizing us to pay H -- well, Bob

Holzmacher, who's a good guy, so much money.

Now, suddenly, we're putting out that we spend

34,000. We're passing a resolution to cover

our butts.

Who was the Treasurer at the time that

let this happen? This kind of thing is not

supposed to happen. It should have came up at

a public meeting long ago, before we -- when we

switched to the East Pier. I'd say the

Treasurer, or whoever was in charge of that, or

in charge of the project, was not doing their

job. That's --

MAYOR NYCE: It did come up.
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Mr. Holzmacher did not submit his bill for the first portion of it for well over a year. He's now submitted a bill for the entire amount. We are bonded for --

MR. SWISKEY: I'm not talking about --
I'm not talking about bills. I'm talking about public discussion where the Board discussed --

MAYOR NYCE: Which happened, and I'm explaining to you that it did happen.

MR. SWISKEY: But he -- I come to every meeting.

MAYOR NYCE: What meeting?

MR. SWISKEY: You can shake your head all you want. I come to every meeting. I keep track of the minutes. This was never discussed.

MAYOR NYCE: I know you do, but you seem to have a completely different recollection than we do. So, that being --

MR. SWISKEY: Yeah. Like the $108,000 is a lot of money, yeah.

MAYOR NYCE: That being said, we're not
going to go in a back and forth. Mr. Murray has explained what this --

MR. SWISKEY: Well, you're making --

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you're making things up as you go. That makes me go back and forth, yeah.

MAYOR NYCE: Mr. Swiskey.

MR. SWISKEY: That really does make me --

MAYOR NYCE: Mr. Swiskey.

MR. SWISKEY: I have the --

MAYOR NYCE: Mr. Swiskey:

MR. SWISKEY: I have the floor, Mr. Mayor. You chose to answer. If you don't want to answer, don't answer, but I have the floor, and that's the way you're running these meetings.

MAYOR NYCE: You had the floor until you relinquished it to Mr. Murray.

MR. SWISKEY: As a courtesy, and you've been butting in.

MAYOR NYCE: No, sir, I did not.
MR. SWISKEY: Yes, you did.

MAYOR NYCE: Sir, as the person running the meeting, I don't butt in. Okay?

MR. SWISKEY: Well, you don't butt -- all right, Mr. Mayor.

MAYOR NYCE: So, that being said, the situation has been explained, certainly not to your satisfaction, but the situation has been explained. Can we please move on? Thank you.

MR. SWISKEY: All right. Well, I have something else that -- and I wasn't going to bring this up, but I will tonight.

MAYOR NYCE: I'm sure you will.

MR. SWISKEY: I sent an email to Trustee Phillips and the rest of the Board asking for a basic explanation on the $108,000 charge. I sent that way back -- I though I had it. No, I do have it with me, excuse me. It's stuck here in my ripped coat lining. Anyway, I asked for a basic explanation on the 108,000, because what we were getting out of the Village and the
public, it was just not much. Anyway, last
week, after two weeks of holding it, she turned
it over to you. I mean, I'm a citizen. I
asked a question, I asked a nice legitimate
question by email. Am I ever going to get an
answer or not?

MAYOR NYCE: Sure.

MR. SWISKEY: When?

MAYOR NYCE: This email?

MR. SWISKEY: Yeah.

MAYOR NYCE: I'll answer it in a little
while. How's that?

MR. SWISKEY: Well, you'll do what you
want anyway. But I have to read something,
since you're going to answer it, which is --
all right. This way -- goes way back to the
Suffolk Times, December 19th, 2013. Those
girls over there do a good job.

"There was an additional independent
service operator charge that happened this
month. This additional charge we're passing on, we're still working on it with the Power Authority. This has nothing to do with our congestion charges."

Basically, there was nothing ever explained in here until we got the emails from the Power Authority, which -- oh, by the way, I also FOILed the same emails from the Village, because I asked for them. I still haven't gotten those and it's past the 25-day limit. It's amazing, the Power Authority could do this in less than five days. In the Village, with their great obedience to the FOIL Law, can't even produce -- I'd like those emails, or at least an answer to tell me they doesn't exist or something, but that FOIL was out there.

MAYOR NYCE: Okay.

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MR. SWISKEY: And I'd like an answer to it. I mean, that explanation is the first many customers have heard. I mean, it's like the Village of Greenport is unable to explain, and
you still haven't explained to my satisfaction. Are we going to -- are we going to sue the engineer, because he was the one responsible. I mean, that's just -- to me, it's like, you know, I pay my light bills, I pay my taxes on time, I expect a little respect.

And I'll tell you something else, and I wasn't going to say it, but when I see a Village official who owes the Village $11,000 in taxes, that's -- and the Village has been carrying that since June, I find that a little like -- that's disgusting.

MAYOR NYCE: And that comment's a little out of line.

MR. SWISKEY: I find it disgusting. That's my personal opinion.

MAYOR NYCE: It's your personal opinion. Is there anyone else who wishes to address the Board?

MS. CAREY: Renee Carey, 311 4th Street,
Greenport.

The definition of a complaint is a dissatisfaction. And this is not a criticism. I'm talking about the condition of the streets during all of these snow storms. And I have praise for the men who are out night and day, but you have got to make this Village user friendly; it is not now.

I live on 4th Street. I use the park to walk through, and I'll just, like I did before, take you for a little walk. I did it in the summertime when everything was not in good condition.

You get to the railroad and you're supposed to walk from -- you get off the train and you go to a walkway. The walkway is so loaded with ice, there's no way to get out of that. People were trying to find out the other day -- Saturday, there was a lot of people coming here, and I said, "You can't go that way, you have to go down to the ferry and make your way out there."
MAYOR NYCE: I'm sorry, not to interrupt, Renee. I'm trying to figure out, you're coming across from the museum to that little -- where

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the beginning of the turnaround for the -- for the ferry line is? That bit of sidewalk by the parking lot is what you're talking about?

MS. CAREY: All right. Come off --

MAYOR NYCE: Just to the south of --

MS. CAREY: Come off the train.

MAYOR NYCE: Right.

MS. CAREY: Come off the train and go down the ramp.

MAYOR NYCE: Yup.

MS. CAREY: Make a left.

MAYOR NYCE: Yup.

MS. CAREY: And you should be able to go right to --

MAYOR NYCE: Go straight across.

MS. CAREY: Yeah.

TRUSTEE MURRAY: Up to the 4th.

MAYOR NYCE: Right.
MS. CAREY: And then there is a place --

MAYOR NYCE: And there's a crosswalk, right.

MS. CAREY: -- where you should be able to cross.

MAYOR NYCE: Okay.

MS. CAREY: It is so loaded with ice and snow, there's no way out of the there.

MAYOR NYCE: All right.

MS. CAREY: Okay? And the next thing is, when you get on the corner by the ferry, and it's that empty lot that must belong to somebody, completely covered with ice and snow. And another part I think should be taken care of is the boardwalk. When that boardwalk gets wet, it's just like walking on the ice rink.

MAYOR NYCE: Yeah.

MS. CAREY: If somebody would just take -- when they're doing the street, give one path
down there. A lot of the parents that bring
their children to the carousel and to the ice
rink, they use the parking lot over there
behind the Hampton Jitney area. And it would
be a lot of walking to go all the way down, but
that's never cleared. It's awful.

And then you get to the corner of 3rd and
Front and you try to get down there. I
complained about this. The movies, then Front,
completely covered. Now this guy could care
less that there's snow on his property.

And then another spot was the walkway

between Noah's and the next store. I tried to
get to the post office by parking in the back
parking lot. There was no way to get through
that alleyway. I went into the liquor store
and I said, "Do you know who owns this?" "No,
we don't. We have so many complaints about
this," she said, "that we would love to know
and we would love to see it cleaned out."

And then the next thing is, the next spot
that I think is very important, it's the pharmacy. They opened up a spot for people to come in, but the part that's not clear is the corner of South Street and 1st Street.

MAYOR NYCE: Yup.

MS. CAREY: I had to have John Williams help me over a mound of ice there last week, because a car had blocked and parked right where the drugstore had cleaned out.

You know, if the Village can't do this, why don't you get the Business Improvement District to get an interest in this and make this Village user friendly, people friendly, because look how many people were in Greenport over this past weekend. I'd just love them to come out here, sit on the benches, do this, and then we have to put up with this kind of stuff.

And the crews, yes, maybe they don't have enough time, but you got to buy a plow, and maybe you could even offer to the merchants who
don't live here and who don't open their shops
during this kind of weather, offer them a
program where you would plow their snow when
they're not here and send them a bill. And
there's got to be a solution, because it's
very -- ooh, I hate to think about it.
Everyone that I talk to feels the same way.

MAYOR NYCE: Understood. I'll go down
your list. Unfortunately, most of them, other
than boardwalk, are private pieces of property
that need to be taken care of by the property
owner.

MS. CAREY: All right.

MAYOR NYCE: I have suggested --

MS. CAREY: Who owns the one on -- where
it's all fenced in next to the Blue Canoe?

MAYOR NYCE: I'd have to go and talk to
the real estate agent that's holding it now.

MS. CAREY: The State doesn't own that?

MAYOR NYCE: No. No, that's -- that
property owner --
MS. CAREY: Okay. Okay.

MAYOR NYCE: That's the property owner and we've dealt with them in the past. I will say that we have gone out and given summonses to I think all of the places that you listed, and the -- between Noah's and that bodega is owned by those two property owners. I walk through there every day. No, it's not shoveled, but that is -- it's not -- it's not a Village right-of-way, it's actually private property. I'd love to see it taken care of as well.

I have suggested to the BID that they make that part of what they do as a service; they haven't. They have a very small budget. They've recoiled against doing that. I brought it up almost every year; I intend to bring it up again. They tend to not want to go that direction, and that's up to them. They're a separate Board, they raise separate tax monies.

I agree, I think it would be a nice -- a nice service for, you know, someone to do all of the district. It would be done more
thoroughly, and then they could cover it. They have not wanted to do that. So, at this point,

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1. it's being done by each individual property owner.

   We have stepped up issuing summonses to those that have not taken care of their properties, more this year than last year, more last year than the year before. We intend to keep increasing that pressure, because I agree, walking around -- this was also an inordinately difficult winter to try and gauge getting the snow out.

   **MS. CAREY:** Of course.

   **MAYOR NYCE:** Well, because, ordinarily, if there's a snowstorm of eight inches or more, we'll go downtown and we'll take everything out. We'll send the crews down there, because it's worth the taxpayer dollars to take the machinery and the men down there to do it. If it's less than that, it tends not to be worth
it, because it will tend to melt and everything else.

We got caught this year in that it had melted out a couple of times. Then we got a snow and it froze and it all froze right there. So this winter was tough, and we've had a bunch of differently storms.

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MS. CAREY: Definitely.

MAYOR NYCE: But I will say, most of the places that you're talking about, with the exception of the boardwalk, the boardwalk has its own degree of difficulty. Being somebody that works with wood and having built a bunch of decks, wood is notoriously horrible, a notoriously horrible surface in ice and snow. Once it gets -- even if it's wet, it's slick. So when you couple that with ice and/or snow, you can't salt it, because the salt -- if the salt affects the snow, it also affects the wood, it rots it away. It's a difficult surface to go on.
So what we've done is we send them --
when we do the park, we send the crew down to
clear a path. We suggest people go around,
unfortunately. It's just a -- it's a horrible
surface to work with. We're doing the best we
can with that boardwalk. I don't know what
else we're going to do because of the surface
itself, short of putting mats down at some
point, you know, which is -- you know, at some
point, maybe we'll have the budget to do that,
but, you know, then that has its own degree of
difficulty when you put the mats down, once it
snowed, or before it snowed, and have you deal
with a snowblower and all the rest of that.

So I understand and appreciate, and your
list is very similar to the list that we were
looking at. Trustee Robins went around. I had
a bunch --

TRUSTEE ROBINS: I got photos all over my
phone.
TRUSTEE ROBINS: You know, I've been around the Village. I've been stopping in to talk to businesses owners, encouraging them to shovel. Sylvia will tell, I go in all the time with my --

TRUSTEE ROBINS: -- latest photos, you know.

MS. CAREY: It's got to be more --

TRUSTEE ROBINS: So I've been trying; it's been difficult.

MS. CAREY: It's got to be more timely, though. I just don't want to come here next month and say the same thing and you say, "Well, we tried." If you don't do it -- you have to do it.

MS. CAREY: And with all this money that's floating around in my head tonight that I've listened to, take some of that money and
do that job. Send the people the bill. Add it to their taxes if they don't pay.

MAYOR NYCE: Understood. The other thing that I will say, we're in the budget cycle now. I have told this Board it is my intent to have money in this budget to hire a Code Enforcement Officer. That will be their job, is to go around and make sure people are clearing their walks, not just Business District, Residential District as well. The entire Village should be walkable, crosswalks should be passable, sidewalks should be passable.

Our code states that you have 24 hours after the end of the snowfall, I believe is the wording, to clear. So, after that point, we would then be sending people around, or a person that we hire, to take care of that. They would also be responsible for doing brush removal, you know, people to put their brush piles out early, and all of the rest of the
code enforcement stuff, that right now we have
our Building Department and our Village
Administrator doing.

I'm hoping that next year will be better,
because we will have somebody doing that as
their job, so we won't have the same
discussion.

MS. CAREY: Well, a young man that I know
got a ticket for leaving his -- it's a
container that he keeps equipment in on Center
Street, I believe it is. He got a ticket this
year. It wasn't in the Business District, it
wasn't --

MAYOR NYCE: Right.

MS. CAREY: -- blocking people walking,
or anything. But, you know, if he got a
ticket, there's got to be other tickets given
out.

MAYOR NYCE: Mr. Abatelli just informed
us, we talked about a Jeep that was parked
somewhere at our work session, it was towed
this week. We are -- again, with vehicles,
we're doing the same thing we're doing with
snow removal on sidewalks. Each year we're
getting it a little bit more -- we're enforcing

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it a little bit more. There was none seven
years ago. We just sort of -- very little was
being done. So each year we're getting a
little bit more forceful with it, and, I will
say, people are getting better about it.

On my street, when it snows now, people
actually don't park in the street, they go and
park in the municipal lot. I'm lucky I live
near a municipal lot. But I think
Village-wide, it's slowly getting a little bit
better. And keep letting us know where the
spots are.

MS. CAREY: All right. Speed it up a
little bit. Okay?
MAYOR NYCE: We will do it.
MS. CAREY: I mean that.
MAYOR NYCE: The wheels of government
spin very quickly.
MS. CAREY: I mean, I don't have enough
praise for the crews, because my husband worked
for this Village for over 30 years.

MAYOR NYCE: Absolutely.

MS. CAREY: And he had a pride in this
Village and I have a love for this Village.

It's my Village, and I hate people complaining
about it --

MAYOR NYCE: I agree.

MS. CAREY: -- that don't live around
here or just come for a weekend. And, anyway,
thank you very much.

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

MR. SALADINO: John Saladino, 6th Street.

I would also like to echo Mrs. Carey, what she
said. But to expand on it a little bit, to
take it out of the Business District, to go to
the residential areas, especially with a
snowstorm, you don't want -- we all live close
to shop and you don't want to take your car, so
you walk. Some of the sidewalks are shoveled, some aren't. Because of the way the plows work. Some people have curbs, some people don't, the streets are a whole lot narrower. So people, instead of walking through the snow, are walking on the cleared side. They just tend to walk in the street, making it dangerous.

MAYOR NYCE: Absolutely.

MR. SALADINO: I love that idea, that, you know, hire guys, hire snow shovelers and pay them whatever they want. Put it on their tax bills

MAYOR NYCE: There's a time with that. We have to give people notification. We have to give them the opportunity to comply with the law first, and that -- usually, in that amount of time, the snow's gone. That's the overall problem with that the first time I explored it. I'll look into it again with the Village Attorney. I agree, because I do the same
thing, I walk everywhere.

MR. SALADINO: You still have the same
thing. It snows two inches, I mean, you're not
going to expect a guy to schlepp from New York
City to come and shovel a sidewalk or pay
somebody to do it, but --

MAYOR NYCE: But he should. That's what
the code says.

MR. SALADINO: He should make
arrangements --

MAYOR NYCE: Yes.

MR. SALADINO: -- to get somebody to do
it. I mean, landscapers, they're either
growing grass or shoveling snow. I mean,
there's a million of these guys that would do
it. You came from the City, you kind of know.
I mean, the City used to hire guys at 15 bucks
an hour to shovel snow, shovel --

MAYOR NYCE: Never in front of my place,
oddly enough.
MR. SALADINO: What?

MAYOR NYCE: Never in front of my place, oddly enough.

MR. SALADINO: Well, that's because you didn't know how to ask. Short arms and deep pockets. You got to know how to ask these guys.

MAYOR NYCE: Yeah, I never had either of those.

MR. SALADINO: So, other than that, but, yeah, I think that's a great idea, put it on somebody's tax bill, because it was crazy. It was crazy, and in the Business District especially. You know, the residential areas, you say, "Well, you know, the guy's not around and stuff." But a guy, if he's open for business and the sidewalk is not shoveled, I mean, that's just -- that's just mean.

MAYOR NYCE: I agree.

MR. SALADINO: You know. I have two questions about agendas, but is there going to
be an executive session this evening?

MAYOR NYCE: No. Not one planned, no.

MR. SALADINO: Are there any -- are there any resolutions --

MAYOR NYCE: Nope.

MR. SALADINO: -- that are on the agenda?

I have a question about -- well, let me see -- let me do this one first while it's still fresh in my mind.

I don't want to get into with Holzmacher. I thought he did a great job and stuff. I remember at the work session, the bill that he presented for the $14,000 was from 2011, and I'm sure it's honest. My question is, isn't there some kind of time limit that a guy -- well, you get a check, if it's 90 days old, they don't honor it. If your insurance company -- if the hospital or a doctor sends a claim to your insurance company that's more than six months old, they don't honor it. This is 2014, you got the bill for 2011. At some point, you got to say it's too long, you know.

MAYOR NYCE: Except, by contract, we
agreed to pay, so.

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MR. SALADINO: I understand

MAYOR NYCE: And there's no sunset on

that contract if there's a --

MR. SALADINO: I understand that. So

perhaps in the future, so you don't get bills

from 2007, you know, or 2011, three years old,

only because -- only because you budget for

certain things. So, if you get a bill that you

thought you paid in 2011 and there's a

budget --

MAYOR NYCE: It's encumbered anyhow.

It's in its own separate category.

MR. SALADINO: Yeah, but then you're

going to spend it someplace else.

MAYOR NYCE: We have encumbered money for

that project, which is what Mr. Murray was

saying before. That money was allocated.

MR. SALADINO: The other question I have

is about Resolution 23. Is there an issue
between the Village and Front Row -- Front -- I don't have my glasses. Services to Row on Front Street, where there's a property dispute? Is there an easement being questioned or --

MAYOR NYCE: Yes. That is the bait shop. That property -- Joe.

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MR. PROKOP: Well, basically, there's --

MAYOR NYCE: You can interrupt me if I'm getting out of -- there was an action whereby White's Bait Shop was looking for the upland property from the bulkhead to be turned over to them from the State. It is State property. Okay? And the Village filed in that saying that we would like an easement across that so that there would walkability across the property.

MR. SALADINO: Wasn't that resolved?

MAYOR NYCE: It was not resolved. The State --

MR. SALADINO: That's still there, with the guy who wanted to open a restaurant there a
couple of years ago?

MAYOR NYCE: No. It went back to the Department of State, and my understanding is the State is looking to grant the property to the owners of White's Bait Shop. We are looking to make sure that we have that easement across that property.

MR. SALADINO: Okay. Do we got a shot? Are we going to keep it?

TRUSTEE HUBBARD: We hope so.

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MAYOR NYCE: We hope so, yeah.

MR. SALADINO: I thought you guys -- okay.

TRUSTEE MURRAY: I think they're giving us an easement and we're looking for a bigger one.

MAYOR NYCE: Right, we're looking for a larger one. By right, we're allowed an easement because of our LWRP, and all of the rest of that. There -- we're allowed a certain
easement. We're looking for a larger one, because we want to make sure that we can get emergency vehicles through, that there's plenty of room for people to pass, etcetera, etcetera. So we're looking -- that's what we're challenging. We would like the easement to be larger than the one that's given as of right.

MR. SALADINO: The only thing -- the only other thing --

TRUSTEE PHILLIPS: You're saying it was only six feet. I'm sorry.

MR. SALADINO: I'm sorry. The only other thing I would ask about that, I remember -- I remember when the last issue about that came up, it was before the Planning Board, there was a lot of stuff going on. There seemed to be someone else that was interested in the outcome of that. Are these the only two -- are you guys the only two parties involved, Front Row -- the Front Row --

MAYOR NYCE: As far as I know. I know
MR. SALADINO: Because I know a neighbor was concerned also.

MAYOR NYCE: Was very concerned. I don't think they -- I think they've been sort of eased out of the process. They don't have any right to the property, but I can't speak to that intelligently.

MR. SALADINO: And the last thing I would ask is the last time you and I spoke at a public meeting, we talked about the penalty. I know it's old news, but it's a lot of money. We talked about the penalty from the Power Authority for the power plant not working, and I had asked you -- you and I went back and forth about who should pay or what should pay. I felt somebody else should be responsible, other than the taxpayers. You made the good point that we got a bill, we got to pay it, and I agreed to that. But I also said that I
thought it was unfair that the taxpayers should be resolved without somebody going after these guys, and your response to me was, "What makes you think we aren't?" And I was distracted by another question, or maybe, so I would ask you now. Do we have intentions of trying to recoup that money for the taxpayers? Do we have any intentions of trying to get that money back from somebody, that I think everybody agrees is probably -- I think out of everyone involved, all the parties involved, whether it's contractor, engineer, Village, NYPA, resident taxpayer, ratepayer, that the resident, taxpayer or ratepayer is probably the guy least guilty in this. He's probably the guy least responsible for any of what went on, and he's the guy that's paying the bulk of the freight. So I understand we have to pay the bill, we can't be deadbeats. You maybe could have gotten the money from somebody else, but I don't know who. But we -- you and I, we talked about it and you were nice enough to respond, but I was sidetracked, or whatever, and you
said, "What makes you think we're not going" --

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so I would ask you now, do we have any
intentions of doing that? It's a lot of money
and it might happen again, you know, so --

MAYOR NYCE: It might happen again, yes.

If, in fact, the Village at some point in the
future does not pass it's DMNC test, yes, it
might happen again. It's --

MR. SALADINO: Okay. So let's forget the
future and let's talk about the money.

MAYOR NYCE: What happened. The reason I
did not come out in September and say this has
happened and why was because I was
investigating what our options were legally.

And what I -- when I said -- at the last
meeting, I don't know that I said we are going
to look into it, I said we have looked into it.
I have not been able to find a legal recourse,
other than we have to pay the bill. I could
not find -- working with our Counsel, I could
not find an ironclad legal method by which we
could recoup that money from anywhere else. Ultimately, what happens is there is -- there was responsibility. The Village is ultimately responsible for making sure that test gets run. And the fact that it didn't get run ends up falling to us, regardless of whether or not information from NYPA was misleading or not, regardless of whether or not the engineer that we hired to run the test was unable to run the test. The ultimate responsibility comes down to we had to run that test and we did not. We did not run and pass that test in the time that we were supposed to do so.

MR. SALADINO: And we were -- I certainly understand that. And we were ultimately charged, or fined, or --

MAYOR NYCE: Yes.

MR. SALADINO: -- we had to take a reduction that we didn't --

MAYOR NYCE: And I agree with you, that
the ratepayers, the person --

MR. SALADINO: My point is -- my point

is --

MAYOR NYCE: Yes.

MR. SALADINO: My point is, is that

there's other people involved that -- because

that test wasn't run. There was a supervisor

that was involved that the test wasn't run.

There's an engineer involved, that perhaps the

reason is the test wasn't run. We all --

David, we could -- you know, there's an 800

pound gorilla in the room. We know that the

wrong switch gear was built or designed and --

MAYOR NYCE: No, the wrong switch gear

was not designed.

MR. SALADINO: That's contrary to what --

all the other information that's out there. I

mean, even stuff we've all agreed on in the

past, now all of a sudden it's not true. He

gave you a three-year-old design for switch

gear that wasn't in production anymore. They
changed it. They put it in, they couldn't get it to work. The digital didn't talk to the analog. I mean, like you tell me often, "John, we've been through this already," and we have, we've been through this. This is -- this is -- these are the facts, and for most people they're undisputed, except here and now between you and I. All of a sudden, now it's different.

Whatever the reason, somebody other than the Village, somebody other than the ratepayer should have to bear the burden. You say you don't have an ironclad 100%. Nothing is guaranteed. Throw the dice. I mean --
We ran the test twice in September, a makeup and after that, with the same switch gear that still needed to be rebuilt. There was a replacement done by the contractor that didn't match with what the engineer did, it didn't function.

The problem in the spring was that the test was scheduled at the very last minute and something went wrong, so we didn't pass the test. Now, it was scheduled the very last minute because the person working for the Village thought we had more time than we did. That's where the information that I said got sketchy between our regulator and us. Okay?

That switch gear, as is, or as was, because it has not been rewired, passed the DMNC test twice after that. The problem was we missed the window, and we missed the window because it was scheduled improperly. It was

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scheduled improperly, not because the engineer screwed up, it wasn't scheduled improperly
because the contractor screwed up, it was
scheduled improperly because the Village didn't
schedule it properly. And I'm saying "the
Village" and nobody wants to hear me say who at
the Village, because, ultimately, nobody wants
to hear that. That's fine. But that comes
down to -- that is the problem. That is what
happened during that test. Okay? So the only
thing I had to go on, because the engineer's
not responsible. They could run the test;
we've proven that twice since. The
contractor's not responsible.

MR. SALADINO: But you ran the test in
September. The test was due in May.

MAYOR NYCE: We could have -- we could
have run it any time up until then. But by the
time --

MR. SALADINO: But I was privy to
every --

MAYOR NYCE: John, please let me finish.

By the time it was done and we missed, it
didn't matter anymore, so we could run it at
any point. So, at that point, it was going to
be sent out to be fixed, come back, we'd run the DMNC test. That also didn't happen because of a person that was in a position that didn't get that done either. So, at the point that the Fall came around, I decided that, regardless, we needed to run the two DMNC tests and they ran them.

In the meantime, again, the contractor was not responsible, the engineer was not responsible for scheduling that when they did. The only recourse that we might have had was that the information that our individual was working on might have been faulty from NYPA, so I was trying to negotiate with NYPA, would they accept some responsibility. We could not get that to happen. So there you have it.

MR. SALADINO: Mr. Mayor, we're talking -- we're talking that was then and this is now. I'm not talking one minute past the DMNC test in May. If you'll at least admit that I'm
privy to all these -- I've been to at least as
many meetings as you guys. I've been watching
this ongoing dispute between switch gear,
engineer, Director of Utilities, Jack -- and
I'm not afraid to mention his name -- Director

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of Utilities, Jack Naylor, Greenport Power and
Light. I've been watching that go on for a
year prior to this test being missed. One year
prior to that doesn't work, it doesn't work.
We're talking -- the computer doesn't talk to
this. We've got to bring more people in for
"X" amount of dollars more to write a new
program. So you're leaving out all that.
You're leaving out that there was a problem up
until the day that there was supposed to be
this test.

MAYOR NYCE: That test --

MR. SALADINO: There was a problem and we
missed the test.

MAYOR NYCE: And the problem was supposed
to have been solved. The problem was supposed
to have been solved. They had the new piece in. They had it installed in the switch gear. They were going to run the test and everything was going to work fine, except it didn't, and they waited until the very last minute to do it. Again, has nothing do with -- the contractor did what they were supposed to do.

MR. SALADINO: But you said it didn't.

It was supposed to work and it didn't.

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MAYOR NYCE: And it didn't. That's not the responsibility of the contractor, because --

MR. SWISKEY: Is it?

MAYOR NYCE: -- if we had had two more days, they could have found a way to bypass the switch gear and run the test anyhow, but they didn't, they had that day. That's the problem.

MR. SALADINO: Mr. Mayor, if you buy a car --

MR. SWISKEY: (Inaudible.)
MR. SALADINO: Billy.

MR. SWISKEY: Sorry.

MR. SALADINO: If you buy a car and it doesn't work, and you say, "Well, if you would have been here two days from now, it would have worked." I mean, you drive out of the showroom with a new car.

MAYOR NYCE: If you needed to drive off the lot, yes. If you didn't need to drive off the lot that day, it wouldn't have been a problem.

MR. SALADINO: Yeah, but a warranty --

MAYOR NYCE: The warranty is fine; the piece is being fixed. The fact of the matter is we have a window within which to run the test. We didn't get the test run.

I'm done with the conversation. We've gone over it. As you said, I've said, we've spoken to this to death. There is a window that we missed in that test and that's the end of it.
MR. SALADINO: And there's no one being held responsible except us?

MAYOR NYCE: At this point, that's exactly it.

MR. SALADINO: But if we would have did the test two days later, it's like the email said, like the Director of Utilities Naylor said, "Well, I thought I had until the 31st," and NYPA said, "No, you don't." So, if we would have listened to someone, or if you ran the test in -- you don't hear what you're saying. You ran the test in time and it didn't work.

MAYOR NYCE: Right.

MR. SALADINO: You ran the test within the proper time limit -- and excuse me for raising my voice. You ran the test during the proper time limit, within the time limit allowed, and it didn't work.

MAYOR NYCE: Right, which means we didn't
pass the test

MR. SALADINO: That's not this guy's fault. That's not my fault --

MAYOR NYCE: Didn't say it was.

MR. SALADINO: -- or the ratepayer.

MAYOR NYCE: Didn't say it was.

MR. SALADINO: It's the guy that turned the key that didn't do it right. The whole thing, it doesn't work.

MAYOR NYCE: And, John, conversely, when it does work, you're not responsible for it either. So when it does work, and we get --

MR. SALADINO: Really? Who's paying that bond, Mr. Mayor? Who's paying that bond if I'm not responsible for it working?

MAYOR NYCE: It's fine.

MR. SALADINO: Come on, Dave.

MAYOR NYCE: It's the way it goes, John. I'm sorry, that's the way it is.

MR. SALADINO: Thank you. Thank you.

MAYOR NYCE: Not a problem. Is there anyone else that wishes to address the Board?

MR. HELINSKI: Hi. My name is Steve
Helinski. I live and pay taxes at 625 2nd Street in Greenport.

I'd like to thank Mr. Saladino and the other people that spoke. I think there's a lot of issues in Greenport, one of which especially is this fiasco going on with the power plant.

I still don't understand how people are charged certain purchase power rates. Where does that -- where does that figure come from? Is it a percentage of that month? Is it --

MAYOR NYCE: Yeah, it's a function -- it's a function of --

MR. HELINSKI: Is it something that somebody decides they like one guy and they don't like another guy? I guess I'd like just to know how that figure is coming back.

MAYOR NYCE: The PPA is the Purchase Power Adjustment. Let me wait until the truck is in. No, we cannot bill randomly. There is a Purchase Power Adjustment fee on each bill that is figured each month based on the cost of
transmission to -- for the incremental power
and our purchased power to the customer.

MR. HELINSKI: So you're telling me --

MAYOR NYCE: And it's calculated each

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month.

MR. HELINSKI: So you're telling me that

MAYOR NYCE: You paid based on your

usage, yes.

MR. HELINSKI: So some people who close
during the winter don't pay any purchase power
like I paid?

MAYOR NYCE: They got a bill for the
September -- the September bill covers your
August usage, so they very -- they very much
got a big bill.
MR. HELINSKI: Yeah, but I got -- my big bill was like in November or December --

MAYOR NYCE: November's bill --

MR. HELINSKI: -- which is much later than September and August.

MAYOR NYCE: The November bill that you got was the billing from September, which was the use in August. There's a lag, and then there's a lag until you get your bill. Your

November bill was high because of the September bill. Okay?

The December bill, as I explained at last month's meeting, there was a misbilling. There will be a correction in the next bill coming.

MR. HELINSKI: Because there were restaurants that closed at Labor Day.

MAYOR NYCE: I understand.

MR. HELINSKI: So I'm paying their share?

MAYOR NYCE: No.


MAYOR NYCE: No, you're not, not for --
not for the one that we're discussing, no.

They were all open. That was for August's usage.

MR. HELINSKI: I don't feel that the Board is giving the Village a proper explanation of what's going on, and I don't necessarily feel that the Board is always giving the Village a good reasoning for some of the decisions they make.

And I thank some of the people that come to the meeting and stand up and question the Board. And I think it's the duty of the citizens of Greenport to try to make the meetings. And, unfortunately, we have to question the Board, because there's a lot of stuff that's going on unexplained, and unanswered, and unappreciated. You know, maybe if we had more information, we would appreciate it then. Thank you.

MAYOR NYCE: May I suggest that you visit
with our Billing Clerk, Stephen Gaffga, at some afternoon. He will explain your bill in its entirety with all the intricacies. He's very good at it. He will answer any question you have regarding your bill.

MR. HELINSKI: Great. Thank you

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

(No Response.)

MAYOR NYCE: If not, that will move us into our regular session.

And I will offer RESOLUTION adopting the February 2014 agenda as printed. So moved.

TRUSTEE ROBINS: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Any opposed or abstentions?

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

TRUSTEE MURRAY: RESOLUTION #02-2014-2,
RESOLUTION accepting the monthly reports of the Village Fire Department, Village Clerk, Village Treasurer, Village Administrator, Director of Utilities, Village Attorney, Mayor and the Board of Trustees. So moved.

TRUSTEE HUBBARD: Second.

MAYOR NYCE: All those in favor?

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

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: The motion carries.

TRUSTEE HUBBARD: RESOLUTION #02-2014-3,
RESOLUTION accepting the application for membership of Harley Britt to the Standard Hose Company #4 of the Greenport Fire Department, as previously approved by the Greenport Fire
Department Board of Wardens on February 19, 2014. So moved.

TRUSTEE ROBINS: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: That motion carries.

TRUSTEE ROBINS: RESOLUTION #02-2014-4, RESOLUTION approving the Preventive Maintenance Agreement with Commander Power Systems, to perform preventive maintenance on wastewater system generators, at a cost not to exceed $4,075.00, and authorizing Mayor Nyce to execute the agreement between Commander Power Systems and the Village of Greenport. So moved.
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TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: Motion carries.

TRUSTEE PHILLIPS: RESOLUTION #02-2014-5,

RESOLUTION authorizing Adam Hubbard to attend
the Grade Three Supervision and Technical
Operations Course in Morrisville, New York,
from June 9th, 2014 through June 13th, 2014, at
a cost of $950 plus travel and mileage
expenses, to be expensed from line item number

TRUSTEE MURRAY: Second.

MAYOR NYCE: Under discussion on this,
Sylvia, do you have the wording from Labor
Counsel? This Board is fully aware that when we do these educational things, that it leads to a merit clause within. This is a course of study, which is why there is no additional language on this resolution specifically. Once Mr. Hubbard has completed the course of study, he would be eligible for --

TRUSTEE HUBBARD: Yes.

MAYOR NYCE: -- the merit clause in the contract. Just we need to confirmed that with Labor Counsel. That's how we'll do them in the future, so that we are consistent. If it's an individual course that leads to an increase in duties, so be it, it would be on here. If it's a course of study, which this is, it's at the conclusion of the course of study.

TRUSTEE PHILLIPS: Do we know what the course of study times -- I mean, how many courses are involved in this?

MAYOR NYCE: I don't off the top of my
head. I think there's two or three, but I'm not positive. I know there's this, there's a lab, and I think there's another follow-up before the test, but I'm not absolutely positive. And the time frame is fairly open.

He takes it at his own pace.

TRUSTEE PHILLIPS: Okay. So he is aware that it's --

MAYOR NYCE: (Nodded yes.)

TRUSTEE PHILLIPS: So there is no confusion? It's not really written this way.

MAYOR NYCE: Understood. That's what the contract says --

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TRUSTEE PHILLIPS: Okay.

MAYOR NYCE: -- is course of study.

TRUSTEE HUBBARD: I had questioned this at the work session. We were talking with Lamb and Barnosky, Labor Counsel. To put the wording in there that we had suggested would be premature, because it hasn't happened yet, and you can't dictate the future. So Labor Counsel
told us to leave it out, and we'll deal with
that when it comes up in the future.

MAYOR NYCE: Right.

TRUSTEE HUBBARD: I just want to say, I'm
very thankful that Adam is going to get his 3A
license.

MAYOR NYCE: Me, too.

TRUSTEE HUBBARD: We'll have two on
staff. It's a progress that's going over
several years. And I want to really, you know,
commend him for taking the initiative and going
and taking these classes. He'll be away from
his family for the four days, but it's really
going to be a benefit to us.

MAYOR NYCE: Absolutely.

TRUSTEE HUBBARD: I think it's a really
good thing. And the wording, we will deal with

his raise when the time comes. But, at this
point, they said not -- it's not proper to put
anything in the wording of the resolution. And
so he's comfortable, we're comfortable with what it is. And when he gets his 3A license, then we'll deal with taking care of him.

TRUSTEE PHILLIPS: Right. Well, we had confusion of miscommunication between his previous supervisor and --

TRUSTEE HUBBARD: Yeah.

MAYOR NYCE: Well, not his previous --

not his supervisor.

TRUSTEE PHILLIPS: Well, his previous --

MAYOR NYCE: His supervisor's supervisor.

TRUSTEE PHILLIPS: Whatever we want to call him.

TRUSTEE HUBBARD: Right. No, it's a good move forward, and everything will be taken care of once he completes his 3A license.

MAYOR NYCE: Absolutely.

TRUSTEE PHILLIPS: Thanks.

MAYOR NYCE: If there's no further discussion, I'll call the vote.

All those in favor?

TRUSTEE HUBBARD: Aye.
TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: That motion carries.

TRUSTEE MURRAY: RESOLUTION #02-2014-6,

RESOLUTION announcing the open position of Village Deputy Treasurer, and requesting applications accordingly, and directing Village Clerk Pirillo to notice the public -- open position. So moved.

TRUSTEE HUBBARD: Second.

MAYOR NYCE: Also, by way of discussion, it should be noted that this is an exempt position in the Village. Deputy Treasurer is an exempt position in civil service.

All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.
TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

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(No Response.)

MAYOR NYCE: That motion carries.

TRUSTEE HUBBARD: RESOLUTION #02-2014-7,

RESOLUTION authorizing Stephen Gaffga and Linda Topalian to attend the three day Basic Accounting School sponsored by the New York State Office of the Comptroller at the Town of Brookhaven Hall on March 19th to 21st, 2014 at a cost of $100.00 per person, plus applicable mileage expenses, to be expensed from line item number A.1325.400 (Treasurer's Contractual Expenses). So moved.

TRUSTEE ROBINS: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.
TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: That motion carries.

TRUSTEE ROBINS: RESOLUTION #02-2014-8, RESOLUTION authorizing the hiring of East End Accounting Services, Inc. To provide budget preparation and accounting consulting services at a rate of $60.00 per hour, not to exceed 30 hours, to be expensed from line item A.1325.100 (Treasurer's Personnel Services). So moved.

TRUSTEE PHILLIPS: Second.

MAYOR NYCE: By way of explanation, we had Charlene Kagel as our Treasurer. She decided she wanted to retire a little early because she has a new grandbaby and wanted to spend more time with that grandbaby. Our arrangement with her through her retirement -- she was planning to retire at the end of this budget cycle, at year-end close this coming
year. She decided she wanted to retire early. I asked that she be available to us to help us through the budget cycle. While Treasurer Brandt is very capable, I wanted to make sure he had as much support as possible.

This will be a budget-neutral in that we will not be paying her salary to be here. So any monies that we're spending for the consulting services for her to help support Robert through this process will not be an additional budget item to the Village. We're not paying her salary when she is not here.

But in order for her to still do work for the Village, legally, we need to have a way to pay her. And so that is what this is in relation to.

TRUSTEE HUBBARD: Okay. Just one other thing. This is a one-shot deal.

MAYOR NYCE: Yes.

TRUSTEE HUBBARD: She is going to finish
the training with Robert with the budget. He's doing it, she's going to consult him on it.

MAYOR NYCE: Yes.

TRUSTEE HUBBARD: But it won't be -- in the future, it won't be. It's one shot and done.

I've always had an issue, when somebody retires or leaves, to hire them back after they've retired. And I just -- you know, I want to make sure this is just to help this one budget cycle and then it's done.

MAYOR NYCE: Yes.

TRUSTEE HUBBARD: Okay.

MAYOR NYCE: After that point, as we discussed at the work session, and with Charlene, when she was here at other work sessions, I want to make sure that whoever's in

the position has all the support that they can get.

TRUSTEE HUBBARD: Yeah.

MAYOR NYCE: We have other people that
can help Mr. Brandt as well. The idea was, again, that Charlene was going to be on payroll here through this cycle. It didn't happen that way. Mr. Brandt has Munistat to help, he has Bollam, Sheedy and Torani, who we already pay for that sort of help.

TRUSTEE HUBBARD: Right.

MAYOR NYCE: I would imagine he will use those services. If Mr. Brandt were to come to us in the future and say, "I need some additional consulting help I'd like to hire," that would be for us to decide at that point.

TRUSTEE HUBBARD: Okay.

MAYOR NYCE: And that's -- yeah, that's how we were all expecting this to move forward. This is just to get us through this budget cycle.

TRUSTEE HUBBARD: Okay.

TRUSTEE PHILLIPS: And this is not something that -- if I remember correctly, we've had it before when we had the change of
Treasurers --

MAYOR NYCE: Yes.

TRUSTEE PHILLIPS: -- because Susan Pisano was working for a little while when there was a transition --

MAYOR NYCE: Yes.

TRUSTEE PHILLIPS: -- between getting the budget done. So this is --

MAYOR NYCE: Yeah, Mr. Brautigam.

TRUSTEE PHILLIPS: Right. This has been done before. So it's just that I do believe that what we have here isn't saying that it's consulting. So most of the budget work I'm sure has been pretty much well started back in December, so there probably -- we're just fine tuning it at this point.

MAYOR NYCE: Absolutely.

TRUSTEE PHILLIPS: So I don't think exceeding -- I doubt it will exceed 30 hours or less.

MAYOR NYCE: Yeah, I don't imagine it will.
If there's no further discussion, I'll call the vote. All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: That motion carries.

TRUSTEE PHILLIPS: RESOLUTION #02-2014-9, RESOLUTION authorizing Interim Treasurer Brandt to perform the attached budget amendment in the total amount of $21,000.00, to amend the Fiscal Year 2013/2014 budget to cover an increase in the appropriations for bond counsel and financial advisor accounts in the Recreation, Electric and General Funds, per Budget Adjustment Form #1021. So moved.

TRUSTEE MURRAY: Second.

MAYOR NYCE: Again, by way of
explanation, this is a budget amendment, which
is why, when you go to the other page, there
are no minuses on it. But it is a $10,500
increase in one line, and we're taking it from
a revenue source, which is why there is not a
minus in front of the 8820 and the 420 adding
up to it.

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1 Anyhow, if no further discussion on that,
2 I'll call the vote. All those in favor?
3 TRUSTEE HUBBARD: Aye.
4 TRUSTEE MURRAY: Aye.
5 TRUSTEE ROBINS: Aye.
6 TRUSTEE PHILLIPS: Aye.
7 MAYOR NYCE: Aye.
8 Any opposed or abstentions?
9 (No Response.)
10 MAYOR NYCE: The motion carries.
11 TRUSTEE MURRAY: RESOLUTION #02-2014-10,
12 RESOLUTION authorizing Interim Treasurer Brandt
to perform the attached budget transfer as
follows:

- Decreasing appropriations by $600.00 for line item number A.1325.200 (Treasurer Equipment) and increasing appropriations by $600.00 for line item number A.1325.400 (Treasurer Contractual Expense), per Budget Adjustment Form #1019. So moved.

TRUSTEE HUBBARD: Second.

MAYOR NYCE: And this one, because it is inside -- within the budget itself that was already adopted, it's a minus on one side and a plus on the other.

All those in favor?

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

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: That motion carries.
TRUSTEE HUBBARD: RESOLUTION #02-2014-11, RESOLUTION authorizing Interim Treasurer Brandt to perform the attached budget transfer as follows:

- Decreasing appropriations by $5,000.00 for line item number A.3410.458 (Fire Medical exams) and increasing appropriations by $5,000.00 for line item number A.3410.404 (Fire Fuel Oil), per Budget Adjustment Form #1020.

So moved.

TRUSTEE ROBINS: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

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MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: That motion carries.
TRUSTEE ROBINS: RESOLUTION #02-2014-12, RESOLUTION accepting the updated Village of Greenport Service Award Program Plan Document and the updated Village of Greenport Service Award Program Trust Document for the Village of Greenport Fire Department Length of Service Awards Program, as prepared by Penflex, Inc. So moved.

TRUSTEE PHILLIPS: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: That motion carries.

TRUSTEE PHILLIPS: RESOLUTION #02-2014-13, RESOLUTION ratifying the attendance of Jeanmarie Oddon and Deborah Boyle
at the New York Conference of Mayors 2014

Village Election Webinar from 10:00 a.m. to
11:00 a.m., on January 31st, 2014, at a cost of
$15.00; to be expensed from line item
A.1410.400 (Clerk Contractual Expense). So
moved.

TRUSTEE MURRAY: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: That motion carries.

TRUSTEE MURRAY: RESOLUTION #02-2014-14,
RESOLUTION approving the Public Assembly Permit
Application as submitted by the Greenport Fire
Safety Education and Fire Police, for the use
of the Polo Grounds at Moores Lane, for the
annual circus fundraiser from 4 p.m. through
10 p.m. on July 24th, 2014 and July 25th, 2014.
So moved.

TRUSTEE HUBBARD: Second.

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MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: The motion carries.

TRUSTEE HUBBARD: RESOLUTION #02-2014-15,

RESOLUTION adopting the attached SEQRA resolution regarding the proposed local law of 2014 creating Section 39-3(H) of the Village of Greenport Code regarding Animal Waste, adopting lead agency status, determining the adoption of the local law to be an unlisted action, determining that the adoption of the local law will not have a significant impact on one or
more aspects of the environment and adopting a negative declaration for purposes of SEQRA, as stated in the attached resolution. So moved.

TRUSTEE ROBINS: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

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TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: That motion carries.


TRUSTEE PHILLIPS: Second.

MAYOR NYCE: Any discussion on this motion?
(No Response.)

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: That motion carries.

TRUSTEE PHILLIPS: RESOLUTION

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#02-2014-17, RESOLUTION authorizing the Town of Southold as lead agency and the Village of Greenport as participant, to execute a Local Government Records Management Information Fund Records System shared Services Grant for the 2014-2015 grant cycle, for an Electronic Content Management System (ECMS) to the New York State Education Department, New York State Archives and Records Administration. So moved.
TRUSTEE MURRAY: Second.

MAYOR NYCE: We did not discuss this at the work session, it came up after our work session. The Clerk emailed everybody. This is another one of the shared grants that we've taken some advantage of by working with the Town.

All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: That motion carries.

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TRUSTEE MURRAY: RESOLUTION #02-2014-18, RESOLUTION approving a transient mooring fee rate of $2.00 per foot, and a maximum boat length of 40 feet for the use of any mooring.

So moved.
TRUSTEE HUBBARD: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: That motion carries.

TRUSTEE HUBBARD: RESOLUTION #02-2014-19, RESOLUTION approving the following rates pertaining to stays at the Village of Greenport Mitchell Park Marina:

- A flat $4.00 per foot per night dockage fee for boats of 75 feet or more in length.

- An electric rate charge of $75.00 per cord per night for 100 amp, 240 volt single phase usage, and

- An electric rate charge of $150.00 per
cord per night for 100 amp, 480 volt three phase power. So moved.

TRUSTEE ROBINS: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: That motion carries.

TRUSTEE ROBINS: RESOLUTION #02-2014-20, RESOLUTION authorizing the attendance of Eileen Wingate at the Environmental Health and Safety Code Conference at Stony Brook University on March 18th, March 19th, and March 20th, 2014 at a conference cost of $200 plus applicable meal charges, to be expensed from line item number A.3620.400 (Safety Inspector Contractual Expense). This resolution rescinds Resolution #01-2014-15, as attached. So moved.

TRUSTEE PHILLIPS: Second.
MAYOR NYCE: By way of explanation, so everyone understands, we found another course that was better suited for less money. And we had already authorized Ms. Wingate to go, so we're rescinding the other one and authorizing this.

All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: That motion carries.

TRUSTEE PHILLIPS: (RESOLUTION)

#02-2014-21, RESOLUTION amending Resolution #11, 2013-20 from the November 25th, 2013 regular meeting of the Board of Trustees as follows:

Resolution awarding the contract for the
removal of Village trees and stumps to Chris Mohr Lawncare & Landscaping, Inc. for a total price of $3,400.00. So moved.

TRUSTEE MURRAY: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

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TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: That motion carries.

TRUSTEE MURRAY: RESOLUTION #02-2014-22,

RESOLUTION amending Resolution #6-2011-36

awarding the contract for engineering services corresponding to the electrical upgrade of the Mitchell Park Marina to J.R. Holzmacher, P.E., LLC for a contract price not to exceed $35,000.00 total. So moved.
TRUSTEE HUBBARD: Second.

MAYOR NYCE: Again, to be clear, the amount of this was foreseen by the Village. The overall bonding and funding for this project has not increased. We have -- we are still within our agreed-upon prices. It has to do with a project morphing into a second project and a bill not being submitted for well over a year, but it is not -- it's not -- it was not unexpected. The work has been performed and needs to be paid for.

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Is there any further discussion on that motion?

TRUSTEE MURRAY: No.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?
11
12         (No Response.)
13             MAYOR NYCE: The motion carries.
14             TRUSTEE HUBBARD: RESOLUTION #02-2014-23,
15             RESOLUTION authorizing Village Attorney Joseph
16             W. Prokop, Esq. to take such action as is
17             necessary to maintain and protect the public
18             right of way servicing the southeasterly
19             entrance to Mitchell Park, including filing a
20             notice of claim or commencing an action as
21             required to challenge the letters patent
22             granted by the New York State Office of
23             Governmental Services to Row on Front Street
24             LLC, to the extent that the patent affects or
25             limits the existing public right of way
26             servicing the southeasterly entrance to

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1             Mitchell Park. So moved.
2             TRUSTEE ROBINS: Second.
3             MAYOR NYCE: All those in favor?
4             TRUSTEE HUBBARD: Aye.
5             TRUSTEE MURRAY: Aye.
MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: That motion carries.

TRUSTEE ROBINS: RESOLUTION #02-2014-24,
RESOLUTION approving all checks per the Voucher Summary Report dated February 21st, 2014 in the total amount of $2,594,634.85 consisting of:
- All regular checks in the amount of $431,745.36, and
- All prepaid checks (including wire transfers) in the amount of $2,162,889.49. So moved.

TRUSTEE PHILLIPS: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.
MAYOR NYCE: Aye.

Any opposed or abstentions?

MAYOR NYCE: That motion carries.

At 7:08, having concluded business before the Board, I will offer a motion to adjourn.

TRUSTEE HUBBARD: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

TRUSTEE PHILLIPS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

(No Response.)

MAYOR NYCE: The motion carries.

(Whereupon, the meeting was adjourned at 7:08 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 24, 2014.

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 3rd day of March, 2014.
Lucia Braaten