VILLAGE OF GREENPORT
COUNTY OF SUFFOLK STATE OF NEW YORK

BOARD OF TRUSTEES
REGULAR SESSION

Third Street Firehouse
Greenport, New York
June 23, 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
PAUL PALLAS – VILLAGE ADMINISTRATOR
(Whereupon, the meeting was called to order at 6:00 p.m.)

MAYOR NYCE: Good evening. I'll call this meeting to order. If you'll please rise and join me for the Pledge of Allegiance.

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

MAYOR NYCE: Please remain standing for a moment of silence for John Helinski and Marilu Remsberg.

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

MAYOR NYCE: Thank you. You may be seated. We have a few announcements before we get into our agenda.

The Relief Hose and Phenix Hook & Ladder Carnival will be held from July 1st through July
5th. The fireworks scheduled for the 1st and 4th of July --

TRUSTEE HUBBARD: Third and 4th.

MAYOR NYCE: Third. It's a typo. Okay, 3rd and 4th of July, that's a Friday and a Saturday night, commencing around 10 p.m.

TRUSTEE HUBBARD: Yes.

MAYOR NYCE: Village Offices will be closed on July 4th in celebration of Independence Day Friday.

The "Dances in the Park" program will begin on the 7th of July. That's the first Monday in July. And it starts with the band Wonderama, I believe. Yes, the band Wonderama. Those performances are from 7:30 to 9:30; is that correct, Dave?

TRUSTEE MURRAY: Yes.

MAYOR NYCE: 7:30 to 9:30 each Monday through the summer.

This year's "Shakespeare in the Park" performances will be held on July 25th, 26th and
27th. I believe those performances start at 7.

TRUSTEE ROBINS: P.M.

MAYOR NYCE: At 7 p.m. With any of those start times, you can check the Village website and the dates and times are listed there for you.

Under Public Interest, the next bus pickup is scheduled for tomorrow, June 24th. If you happen to miss next — if you happen to miss June 24th, the next one will be two weeks from then.

The Skate Park Family Day Event has been schedule for July 27th from noon to 5 p.m.

Trustee Hubbard just showed me the poster that will be going up around town. It should be a fun event. There's a tremendous amount of work that's being done to repave that park and get it ready for the event. I know that the kids helping to set it up are excited about it. It should be a fun day. I encourage everybody to come out and join us. You don't have to skate to join in the event.

We also strongly recommend that you create
a Fire Safety Program for your family, and be sure to check the batteries in your smoke and CO detectors.

We also, starting this time of year, encourage you to have a plan in place for major storms and major events, as we are getting into hurricane season. Please make sure that your family is aware of what the emergency procedures are, what your evacuation plans are, and that you have a ready kit set up to go.

There is a liquor license application for Gallery Hotel, LLC at 437–441 Main Street. That is for just public interest. Anybody interested in following up with that can either call the Clerk's Office or contact the State Liquor Authority.

Next, we have two public hearings. The first one is a rehearing. This rehearing is because of a clerical error that we are trying to rectify at this time. I would like the Village Attorney, actually, if he would, to give a brief
description of the process, and then I will open
the public hearing.

MR. PROKOP: Thank you, Mayor. The --
tonight is what we call the rehearing. It's
being held on my recommendation. The reason for
that is because there was a clerical error in the
initial notice and which carried forward to the
resolution that was adopted on -- in December of
2013.

What the clerical error had to do with was
the description of the work platform that's
attached to the dock. The -- it did not describe
that correctly. The correct description is that
the work platform is 26-feet-by-26-feet square,
it's a square work platform, and that description
is correctly stated in the notice of tonight's
hearing and also the resolution as proposed.

The rehearing is required, because without
the correct description, the Board really did not
have jurisdiction to act on the application, and

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that jurisdiction is given only by a correct
description in the public hearing, which is what we took care of here tonight.

MAYOR NYCE: Thank you. I would also like to state that at last month's meeting, it was made very clear that this Board is still in favor of this project moving forward. This is merely a technicality. But, as it is a public hearing, we have to go through the process.

So I will state that this public hearing has been properly noticed. Anybody wishing to comment can do so at this time and the comments will be taken down for the record.

Is there anyone that wishes to address the Board?

MS. PINCUS: Mr. Mayor, I do, Michelle Pincus.

Mr. Mayor, Members of the Board, I represent Mr. Osinski. I'm a partner in the Law Firm of Sahn, Ward, Coschignano & Baker, and I am here in support of Mr. Osinski's application for a wetlands permit before this Board.

Before I begin to present the application, I'd like to preserve the objection that I previously made before the Board, and note that
our participation in this hearing today does not serve as any waiver of the objection to, in fact, to what -- to us appearing before this Board. And we are here because the hearing was noticed. However, we indicate that this Board already approved this application, already had a hearing on this application, and has no jurisdiction to re-hear the application.

By decision dated December 23rd, 2013, the Board unanimously approved the wetland permit application of Mr. Osinski with an amendment that I'll discuss a bit later in my presentation.

In June of 2014, it is first rehearing this application on the grounds that the public notice has a nonmaterial error in that it described the work platform as a 26-square-foot platform, rather than a 26-foot-by-26-foot square.

I stood before this Board in May objecting to the rehearing, and I specifically incorporate that testimony into this hearing.

I submit that this error in notice is ministerial, nonmaterial. The plans on file show
the true size of the work platform. No one could
fathom that the work platform would be
5-feet-by-5-feet, and the size was not a concern

of the public based on their input at the earlier
hearing in November. In fact, the plans on file
show the correct size of the work platform to be
26-feet-by-26-feet. Additionally, the platform
was approved by the DEC, which approval was
submitted to the Village and referenced a
platform of 26-feet-by-26-feet.

There was absolutely no legal authority
allowing this Board to schedule and mandate a
rehearing. There are no grounds that allow this
Board to hold a hearing and divest the Court of
its jurisdiction in the Article 78 proceeding
that's pending before it challenging the
amendment that was added to the resolution.

The act of requiring a rehearing is at
great cost and expense to my client while he
tries to engage in an act of farming protected by
State Law. Any error in the notice was based on
the Village's own acts. The requirement of a new hearing is completely unreasonable.

As you are aware, Mr. Osinski is engaged in the cultivation of oysters on property that he owns on underwater land in Widow's Hole. All of the facilities currently in the water have permits from the DEC, the Army Corps of Engineers, and this Village. The current property is located within Agricultural District 1, and the aquaculture is protect by State Law under Section 305-a of the Agriculture and Markets Law.

In deference to the neighbors who don't like looking at the Osinskis and the hard work that they do, he applied to this Board for a wetlands permit in October to build a 140-foot dock with a 26-foot-by-26-foot work platform in Greenport Harbor. That hearing was held on November 25th, 2013, where residents were heard before this Board. Not a single resident spoke about any ill effect on the wetlands from the construction of this dock. Not a single resident
spoke about the size of the proposed dock or the work area.

I would ask this Board to specifically incorporate by reference the minutes of the hearing that was held back in November of 2013. The whole purpose of this application was to move the bulk of the oyster farming from Widow's Hole into Greenport Harbor. By refusing to issue a building permit and requiring this rehearing of the wetlands application, the Village has left my client with no choice but to continue his farming activities in the Widow's Hole area, and that's where he has been doing most of his work for this season.

Chapter 142 of the Village's Code regulates the wetlands. Mr. Osinski maintains the building of the dock and the activities that he will be conducting therein will not negatively impact the wetlands in any respect. The activity will actually preserve and protect the wetlands and the shellfish.
The DEC has already issued a wetlands permit allowing for the construction of this dock and work space. The Army Corps of Engineers has also approved it.

Just to go back for a moment, Mr. Osinski owns waterfront property with approximately 800 feet of shoreline located on the North Fork of Long Island adjacent to and partially under the Peconic Bay in this Village. The subject property is improved with a single-family dwelling, three floating docks, consists of approximately seven acres of land, four-and-a-half of which are located under portions of Peconic Bay. A portion of the underwater land is under Widow's Hole Creek, and another portion of the land is under Greenport Harbor.

Mr. Osinski purchased this property in or about July of 1999. Some time after his purchase, he learned that approximately four-and-a-half acres of the property were
located below the surface of the water in parts of Widow's Hole Creek and Greenport Harbor. He also learned that underwater land was an ideal location for the cultivation of oysters, and he began the process of filing for permits to obtain approvals for oyster farming, an aquaculture practice in which oysters are raised and sold to restaurants for human consumption and used by the family as well.

Mr. Osinski was well aware that Greenport had been considered by many in the past to be the oyster capital of New York, and by 1980, all of the canneries and oyster farms had disappeared. He went through an extensive process to allow for his farming of oysters, which include approvals by the United States Coast Guard, the Department of the Army, the New York District Court of Engineers, New York State Department of Environmental Conservation, and this Village.

Additionally, the use of his land has been acknowledged by the Department of State and the
As the first part of approval for farming oysters in 2003, Mr. Osinski obtained approval from the New York State Department of Environmental Conservation to place up to 200 floating and bottom-resting plastic and metal shellfish cages, baskets and purses at the bottom of Greenport Harbor and Widow's Hole. Also in 2003, Mr. Osinski applied to the United States Coast Guard and received a Private Aid to Navigation, known as a patent, which is a buoy light or day beacon that's owned and maintained by an individual to mark privately-owned marine obstructions or other similar hazards to navigation, or to assist their own navigation operations. The patent permit process is a method used by the Coast Guard to evaluate the navigational safety of any objects placed in the water, and determine whether they should be lighted or placed on the U.S. Coast Guard's charts.

In April 2003, Mr. Osinski applied to the Village of Greenport for the placement of up to
200 steel and plastic mesh shellfish cages on underwater land. On May 15th, 2003, the Village of Greenport Board of Trustees supported Mr. Osinski's application as submitted to the State and Federal agencies for the placement of these steel and plastic mesh shellfish cages.

I will assume that the Board already has a copy of their approval as part of the record. Mr. Prokop, is there any reason for me to resubmit that document?

TRUSTEE MURRAY: No, we've all seen it.

MR. PROKOP: It's up to you.

MS. PINCUS: Okay. I'll resubmit it as part of the record.

MR. PROKOP: Are you talking about the approval, the prior approval?

MS. PINCUS: I'm talking about the approval from 2003.

MR. PROKOP: I think it's in the Village records.

MS. PINCUS: Well, that's what I was asking, but since you aren't sure, I'm happy to submit that.
TRUSTEE MURRAY: We have it. We have it.

MR. PROKOP: No, no. I'm sure that it's in

the Village records. I said it was up to you if you wanted to submit it or not. I'm sure it's in the Village records.

MS. PINCUS: Okay. Well, I'll hold on to it, and I could give them all to the Clerk at the end of my presentation.

MR. PROKOP: You could incorporate it by reference, if that's easier for you.

MS. PINCUS: No, I'd rather submit it.

In 2003, Mr. Osinski applied to the Army Corps of Engineers for a permit to allow the placement of cages for the cultivation of oysters in Greenport Harbor and Widow's Hole. By a permit signed on May 17th 2004, the New York District Court of Engineers and the Department of the Army permitted Mr. Osinski to place the 200 floating and bottom-resting plastic and metal shellfish cages in Greenport Harbor and Widow's Hole at water depths greater than 15 feet below
the plain of mean low water over an acre -- over
an area of three acres. I have a copy of that
approval that I'd also like to submit to the
Board. Do you want me to give these to the Clerk
now?
(Whereupon, Ms. Pincus handed documents to

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the Village Clerk, Sylvia Pirillo.)

MS. PINCUS: Following the receipt of these
approvals, Mr. Osinski began cultivating oysters,
researching and improving his technique over the
years. Through trial and error, advice from
Greenporters who remembered the past trade in
oysters, and support from New York's finest
chefs, Mr. Osinski's oysters became sought after
by many. He began taking these oysters weekly
into Manhattan, as Widow's Hole Oysters became
one of the favorites, both locally and in New
York City.

In 2007, Mr. Osinski applied to the DEC and
received approval to install an upweller, which
is a floating dock and submerged pumping system
used to accelerate the flow of water to the oysters. This permit was approved by the Village in July of 2007.

In 2010, Mr. Osinski again applied to the DEC and the Village of Greenport to install a second upweller, which was approved by the DEC on June 5th of 2010 and the Village of Greenport in August of 2010.

Mr. Osinski has authorization to place 200 shellfish cages, baskets and purses under water.

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Mr. Osinski has never been convicted of a violation by the DEC, the Army Corps of Engineers, the Village of Greenport in connection with the running of his oyster farm.

In 2011, Mr. Osinski applied to the New York State Department of Environmental Conservation for a permit to construct a dock 26-feet-by-26-feet over-water platform, a splash guard, upweller piping, installation of the platform and ramp, and to repair an existing jetty. This permit was approved by the DEC on
June 19th, 2013. I submit a copy of this approval and ask that it be marked into the record.

In addition to the requiring of a wetlands permit from the DEC, the Village required the submission of an application for a wetlands permit within the Village. Mr. Osinski submitted a wetlands permit application to the Village of Greenport consistent with the DEC permit to build a dock 140 feet into Greenport Harbor with a 26-by-26 -- 26-foot-by-26-foot work platform, and to make minor repairs on existing structures in Widow's Hole Creek.

As I indicated previously, the public hearing on this application was originally held in November of 2013, and in December of 2013, the Board unanimously approved the application to build the dock. However, the decision approving a wetlands permit also contained an amendment, which stated as follows:

That the commercial activities would be
limited to that that is already permitted by the Village of Greenport, and that any alteration by the Army Corps of Engineers would result in the Village Board being allowed a further review of the application. This amendment gives no indication as to what is being amended. The Board's reference in the amendment to commercial activities is undefined, vague and ambiguous.

The subject property that we are speaking about today has been designated as agricultural land, and Mr. Osinski has been granted various approvals to operate an oyster farm. We know that farming is not a commercial activity under the Environmental Conservation Law.

On February 4th of 2014, following the prior hearing, the Army Corps of Engineers approved the application for the dock and work platform, and I submit a copy of this approval and ask that it also be marked as part of the record.

In light of the fact that this rehearing
has been called for today, we would request that
the Board once again grant to Mr. Osinski the
wetlands permit, but we respectfully request that
there not be any conditions or amendments
attached to it, as he has the absolute right to
build his 26-by-26-foot dock 140 feet out into
Greenport Harbor, and there should be no
limitations on any activities or on the wetlands,
which will not be harmed in any way by this
application.

I will reserve any comments, further
comments to after the other comments that are
made by the public.

MAYOR NYCE: Is there anyone else who wish
to address this Board on this public --

MR. MACALPIN: Yeah.

MAYOR NYCE: On this public hearing
regarding --

MR. MACALPIN: On this, I do.

MAYOR NYCE: Oh, fantastic.

MR. MACALPIN: You, sir, you, Mr. Mayor,
when you --
MAYOR NYCE: Name and address for the record, please.

MR. MACALPIN: Name is Kenneth MacAlpin, 415 Kaplan Avenue.

You, sir, promised me you would follow the code. You lied to me. You then admitted that it's been a long open secret, do what you're going to do and ask forgiveness later.

Now, I'm going to remind everybody about the Kaplan Motel, especially you, ma'am.

MAYOR NYCE: Mr. MacAlpin. Mr. MacAlpin, this is a public hearing regarding the Osinski wetlands permit.

MR. MACALPIN: Yes, and this has got exact pertinence, so please stop. You're not going to change the subject.

MAYOR NYCE: You've already changed the subject, sir.

MR. MACALPIN: The Kaplan Market was ordered closed by the Board of Health in 2004. It never was. David Abatelli even filed false paperwork and used a crayon --

MAYOR NYCE: You're going to have to explain to me how this --
MR. MACALPIN: Wait, no, no. We are going -- I'm going to get there.

MAYOR NYCE: You have --

MR. MACALPIN: You are not going to stop me.

MAYOR NYCE: You have no more leeway.

MR. MACALPIN: This is where we were, so now here we are today. You want to get stupid?

MAYOR NYCE: Please.

MR. MACALPIN: Here we are today, 10 years later. The Kaplan Market is now a two-family house with no parking --

MAYOR NYCE: Mr. MacAlpin, you're out of order.

MR. MACALPIN: -- and no place for the kids.

MAYOR NYCE: This is a public hearing.

MR. MACALPIN: And Mr. Olinkiewicz, Mr. Olinkiewicz, who was totally legal --

MAYOR NYCE: Please, call the police now.

MR. MACALPIN: Was totally legal, to shut down --
MAYOR NYCE: Ms. Richards, If would you like to remove him, you can, or the police will.

MR. MACALPIN: -- by this Board because if -- look.

MAYOR NYCE: You're out of order, sir.

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MR. MACALPIN: Messing with a man with a terminal disease is never a good idea, asshole.

MAYOR NYCE: Mr. MacAlpin, you are out of order.

MR. MACALPIN: Mr. Nyce, why don't you shut up and let a man speak?

MAYOR NYCE: All right. That's it, you're out.

MR. MACALPIN: This is a public hearing, is it not? We are talking about --

MAYOR NYCE: Regarding a wetlands permit application.

MR. MACALPIN: Exactly. And the reason it was denied is why I'm bringing the past up. You guys don't get a free slate. You don't get to restart every year you make a mistake. You have to answer for all the old ones, because the old
ones is what led to Mr. Olinkiewicz getting screwed by you people. Okay? He did everything right, everything right, but, no. Abatelli and Wingate, and because Mr. Olinkiewicz worked on this Board, and would not put up with Wingate's games, this is the only reason he has been jerked around, the only reason.

And I bring up Kaplan Market, because it was never settled. It is not vested. The

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1 complaint's been brought in.
2 MAYOR NYCE: I'm going to call for a motion to adjourn for ten minutes.
3 MR. MACALPIN: And I want to know why --
4 TRUSTEE ROBINS: Yeah.
5 MAYOR NYCE: Is there a second to the motion to adjourn?
6 MR. MACALPIN: -- nobody has answered --
7 TRUSTEE PHILLIPS: Second.
8 MR. MACALPIN: -- any of our complaints --
9 MAYOR NYCE: All in favor?
10 MR. MACALPIN: -- in writing.
We're adjourned for ten minutes.

(Whereupon, the meeting was adjourned at 6:30 p.m. and resumed at 6:41 p.m.)

MAYOR NYCE: The ten minutes being up, I will call this meeting back to order, and we'll try and pick up where we left off. We had left off with the presentation from -- please. We will pick up where we left off.

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We had just had the presentation from the Osinski's attorney, and I was asking if there was anyone else that wanted to address the Board on the wetlands permit application as submitted by the Osinskis. Their comments could be taken down for the record, if you wish to do so. Ms. Miller, please, name and address for the record.
MS. MILLER: Good evening. My name is Leueen Miller, and I'm here to represent the Miller Family. We have a property at 424 Fourth Street in Greenport. And my husband would like to have been here, but he's, unfortunately, not well. I am not here with legal representation, I just have my grandson with me.

Let me say that normally I like to think that I am on top of things that are going on in the Village, but the last year has not been a particularly good one for me. I lost a brother, I lost my mother, and my husband's health deteriorated. I was faced with quite a lot of repairs to our house from Sandy. So I only found out about this proposed dock and platform when it appeared in the Suffolk Times, and subsequently heard a little bit more about it watching the T.V. versions of the Village meetings.

Let me say at the outset that I'm certainly in favor of oyster farming, aquaculture. I was, I think, one of the early members of the SPAT
Program, and I have grown off and on oysters off
my property, obviously not for commercial
purposes. Even mine could -- mine could probably
not even qualify what I've been doing.

I'm here basically to get some information,
seek clarification. Obviously, I missed the
first meeting, not knowing that any of this was
being proposed. The applicant has mentioned
earlier that a number of neighbors were called
and which were -- his proposed -- their proposed
plans were discussed with them, but I would have
thought that being two properties away from his,
we would have qualified as neighbors. We used to
visit one another back and forth a few years ago.
But no one ever contacted us, neither on behalf
of the applicant, nor on behalf of the Village.

I'm also well aware about Greenport and its
working maritime marine interests, and needs, and
history, and I fully support -- fully support
that.

So my concerns this evening are twofold,
one, as it pertains to our property, and
secondly, I would like to seek clarification from
the Board on what the Village plans for what I
understand is one of the last remaining beautiful
costline areas in Greenport, which has remained
the way it is for well over 100 years. We've
been there for 45, and with the only addition of
a dock or so, it hasn't changed.

We bought our property for its view. Its
value lies in its view. Mr. Osinski, I'm sure,
invested in his business, but we have invested
tens of thousands of dollars in improving our
property, and I believe adding to the value of
all of our neighbors' properties.

So, based on a very quick, superficial, I
suppose, review of the applicant's request, I am
sort of a bit confused, because I've seen even
papers signed by the applicant where he talks
about a 26 -- 26-foot square, as opposed to a
26-by-26 platform. The maps, I'm not sure that I
-- on the application, everything north of Flint
Street appears not to even exist. And even
several of the maps, I don't know who drew them
up, but they are inaccurate. And the rest of the
application is so technical that you would need
to be an engineer to understand what's -- what's going to happen or what's going to be done.

My main concern is this is going to be a huge structure way out in Greenport Harbor, certainly will not add to the view that we have enjoyed and would like to continue to enjoy from our property. I would like some information on what kind of equipment is going to go on this platform. Nowhere in the application is this mentioned. What are the hours of operation? What kind of noise level we can expect to get. Those, all of those could infringe on the enjoyment of our property. So that's one concern.

My other concern is that -- is the Greenport Board willing to sacrifice this beautiful coastal area of Greenport? Since Mr. Osinski can put all this structure and commercial agriculture into the bay, then why can't my neighbors, why can't I? I think Greenport, if that is the case, our rights would
be as equal as his to do fisheries, oysters, God
knows what. As I understand it, there is an old
underwater deed that goes down pretty much the
whole side of Fourth Street under the water.

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So I would like some feedback from the
Board as to what your plans are. If I apply for
an expansion or the introduction of an oyster
farm, will I get it, too? Is that whole area,
are you going to change the whole nature of that
area? If that is the case, I think not only
should the property owners know, but probably I
would imagine there would be many people in
Greenport who would like to know if that whole
area of Greenport is going to be sacrificed for
the economic benefit of those who own property
along that area.

So I think those are the main points. I'm
here for information and feedback, clarification.
I have no personal vendetta on any of this, but I
don't want to see my property that I have
maintained and invested in undervalued. And I
find it a bit ironic that the neighbors who appear on all of this are the neighbors who were only too delighted to have the whole operation move out to the harbor. And those who might be affected, and there's only a couple burdened, myself, who have waterfront property, we are just being dismissed. Our properties don't even appear on the map. No docks appear on the map,

either the Village -- I mean, it is a very fudgey application, and I am surprised that in the Village, when it reviewed, didn't point out -- didn't find some of these irregularities or misrepresentations in terms of what is on that coastline.

Thank you very much.

MAYOR NYCE: Thank you. Is there anyone else that wishes to address the Board on this public hearing? Mr. Moore.

MR. MOORE: My name is Doug Moore, 145 Sterling Street. I should also mention I am Chair of the Zoning Board of Appeals, but I'm not
representing the Board, I'm representing my own opinions. Is there also a public comment period tonight for general comments?

MAYOR NYCE: (Nodded yes.)

MR. MOORE: Because I had a few issues about other issues on the agenda.

I would just like to say that I'm here in support of the application. I believe the very brief summary is that the efforts to approve this dock were to improve objections some of the neighbors had to this operation that is over the water, and as much as possible of the operation is heading out to the water.

I would like to make a suggestion to the Board on their approvals. One is, obviously, to try to avoid mistakes in the documents that carry all the way through. But you might also reference the application and its specifics in your approval, so that a few lines in a resolution don't carry the entire process. If there had been a reference to the plans as filed,
I think you could have corrected this problem through a simple resolution and it would have been a done deal.

So that's all I have to say, and I'll have a few comments about some other agenda items, but thank you.

MAYOR NYCE: Is there anyone else who wishes to address the Board on this public hearing?

MS. PINCUS: If not, then I just have a few closing remarks.

I would just like to address the Board and indicate that there were no comments heard that show any concern for any affect on the wetlands. I've had the opportunity to look through the proposed resolutions, and I see that the language in the proposed resolution on this matter is on the calendar. The language that is there is the same language that was previously approved, and I would certainly request that that language be modified.
When I was here last month, the Board indicated their willingness and desire to kind of put this matter to rest and allow Mr. Osinski to move ahead with his building permit. And I would implore this Board to take another look at that resolution and make modifications to it in a way that would clean this whole matter up and allow Mr. Osinski to proceed. Thank you.

MAYOR NYCE: Thank you. There being no other people wishing to comment, I would entertain a motion to close this public hearing.

TRUSTEE PHILLIPS: Second.

MAYOR NYCE: That would be the motion.

TRUSTEE PHILLIPS: Oh, I'm sorry.

MAYOR NYCE: Motion?

TRUSTEE PHILLIPS: I make the motion. I'm sorry, excuse me.


TRUSTEE PHILLIPS: My blood pressure is still a little high at the moment.
MAYOR NYCE: Motion made by Trustee Phillips to close the public hearing on the Osinski wetlands permit application. Is there a second?

TRUSTEE HUBBARD: Second.

MAYOR NYCE: Second by Trustee Hubbard.

That public hearing is closed.

We do not ordinarily take action on these the day of. In this case, we are going to make an exception, because it is a rehearing. We would like to move this forward.

I also, with the Board's permission, would like to take Resolution #28 out of order and open this up now.

This resolution has been written by the Village Attorney; was forwarded to the Trustees prior. I would ask Trustee Murray to read the resolution in, and once it's seconded, we can discuss it.

TRUSTEE MURRAY: RESOLUTION 06-2014-28, RESOLUTION to re-approve with corrected description the Wetlands Permit Application as submitted by Michael Osinski of 307 Flint Street, to construct a dock 140 feet into Greenport
Harbor with a 26' by 26' square work platform, and to make minor repairs on existing structures in Widows Hole, subject to the condition that the commercial activities will be limited to that which is already permitted by the Village of Greenport, per the public rehearing on June 23rd, 2014 of the December 23rd, 2013 hearing. So moved.

TRUSTEE HUBBARD: Second.

MAYOR NYCE: By way of discussion, the condition that everyone seems to recoil at merely allows the Osinskis to do what they're allowed to do as of right and what has already been permitted. The amendment to the resolution prior does nothing to limit any activities other than to what has already been approved and what they are allowed as of right. That's all there is to it. I would ask if anyone else from the Board has any comment before we pass a vote on this resolution?

TRUSTEE PHILLIPS: Well, the only thing
that I really want to say, and I think there just needs to be a clarification, that the aquaculture industry rides two sides of the line. One side is the actual farming of aquaculture oysters, the

other side is what's called the wholesaling or selling of the oysters. In that case, according to New York DEC, once a product is harvested and out of the water, it becomes under New York DEC regulations.

The commercial seafood industry has an umbrella statement that's an umbrella comment which covers finfish, shellfish, aquaculture, a great many different gear types within the industry. Once the oyster comes out of the water and it is sold, the DEC considers that a commercial enterprise.

Part of how I feel is that Mike is following all the rules. I'm assuming that he has the proper DEC permits to sell his oysters, but it does make him a commercial operation within a residential district. So by putting
that phrase into the amendment, or the amendment into that resolution, it covers him within the Village as to what he's currently doing right now.

MAYOR NYCE: Right.

TRUSTEE PHILLIPS: And that's how I see the amendment, and that's how I'm going to vote on it.

MAYOR NYCE: Okay. Ultimately, also, while

Ag and Markets creates that area, the Village still controls the zoning. And some of the comments that were made, we have to -- we discussed when we initially did the amendment to the resolution. We need to assure that we understand that there's a commercial venture in a residential area. If we're allowing that to happen, we need to do that with eyes wide open, and that again, based on Trustee Phillips' comments, that's the purpose of this, is to make sure that we understand what is going on, and that those approvals are in place. Are there any other --
TRUSTEE HUBBARD: Yeah, just one question.

Will the building permit be issued tomorrow --

MAYOR NYCE: Yes.

TRUSTEE HUBBARD: -- if this is approved this evening?

MAYOR NYCE: I was going to -- once we voted on this, I was going to ask that the Village Attorney, the Clerk and the Building Department work to make sure that this is put through as quickly as physically possible. I would imagine there's no reason why it could not be done tomorrow. The last time we wanted to

have a direct transcript, and that's what the -- that's what the couple-day delay was last time, but I don't see any reason why it couldn't be done within a day. Is there a reason that it couldn't be done within a day?

MR. PROKOP: No. I think it's ready to go, actually.

TRUSTEE MURRAY: Okay.

TRUSTEE PHILLIPS: There are no legal
reasons why we can't issue it?

MR. PROKOP: No.

MAYOR NYCE: Okay.

TRUSTEE HUBBARD: Okay.

MAYOR NYCE: Any other comment?

TRUSTEE HUBBARD: No.

MS. PINCUS: May I address the Board?

MAYOR NYCE: Then I will call the vote.

All of 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.

Our next item on the agenda is a public hearing on the En-Consultants wetlands permit application. This is -- and I apologize, I was
not at the work session. I do not have that
packet with me.

TRUSTEE HUBBARD: That's with the condos.

TRUSTEE MURRAY: That's the Stirling
Condos.

TRUSTEE HUBBARD: The bulkhead at the
condos.

MAYOR NYCE: And CAC reviewed this ahead of
time?

TRUSTEE HUBBARD: Yes, they had some --
they wanted a 10-foot buffer zone for plantings,
and only natural plantings to go around it. And
everything else was --

MAYOR NYCE: Fantastic.

TRUSTEE HUBBARD: -- clean fill to go
behind it, going out 18 inches, coming up six
inches, and backfilling clean sand.

MAYOR NYCE: Okay.

TRUSTEE HUBBARD: I believe it was 10 foot
on one side and 15 feet on the other as a buffer

with natural plantings.
MAYOR NYCE: Terrific. Okay. So I'm going to get ready to open this public hearing. I will state for the record that this public hearing has been properly noticed. Anyone wishing to comment can do so at this time, and the comments will be taken down for the public record.

MR. HERRMANN: Good evening.

MAYOR NYCE: And I'm assuming you are here for the applicant.

MR. HERRMANN: Yes.

MAYOR NYCE: And you're going to kick us off?

MR. HERRMANN: Yes.

MAYOR NYCE: All right, then.

MR. HERRMANN: Rob Herrmann of En-Consultants, 1319 North Sea Road in Southampton, on behalf of the applicants, Stirling Cove Condominiums. Ian Crowley, the contractor for the job, is also here. We are both here to answer any questions the Board may have.

This is a fairly routine application. It is to replace two stretches of bulkheading, both of which are in need of repair. One is
120-foot-long stretch where we propose to construct a new bulkhead within 18 inches of the existing, rather than in place, and that's just because of the proximity of the bulkhead to the building. And then another 28-foot section and an 18-foot section, totaling an additional 46 linear feet around the east corner of Building D, where we would be going in place, because the constraint of the building does not apply there. So, consistent with the typical New York State DEC policies, we would stay within the same location as that existing wall.

We are proposing to raise that outer wall by six inches, because it is quite low. And then the most outer section of that 120-foot-long stretch would also have to come up six inches, really, to match that same height. Once we get to that higher portion that's farther west, we don't need to change that height.

MAYOR NYCE: Okay.

MR. HERRMANN: That's really the extent of the application.
We had been contacted by Dave Abatelli with a couple of comments from the CAC. The one thing I would respond to is there was a request for a five-foot non-turf buffer along that 120-foot-long stretch, which would be acceptable, and then a request for an 18-foot non-turf buffer on the other side. We prefer if we could limit that to 10. The 18-foot section really takes -- eliminates that entire corner there, which is a nice place to kind of go down and stand on the corner of the end of the canal there. A 10-foot non-turf buffer would be pretty common. We would have a little more room there, and so we could go wider than the 5 foot on the other side. So we would only ask if the would Board consider us -- allowing us to go 5 and 10. That would be our only request on that note.

If you have any other questions, again, I'm here to answer them, and also, again, the contractor is here if you have any questions.

TRUSTEE PHILLIPS: I do have one question.
MAYOR NYCE: Okay.

TRUSTEE PHILLIPS: When I reviewed the application this morning, I noticed off on the notation on a -- temporarily remove and replace as needed a ramp and floating dock.

MR. HERRMANN: Right. Yeah, there's a ramp and -- there's basically a ramp and float there.

TRUSTEE PHILLIPS: Okay. I just wanted to get a clarification on that.

MR. HERRMANN: That's why we put it on there, because sometimes you get a situation where somebody sees something being touched, or handled, or maneuvered that wasn't in a written permit, and this way we try to keep everyone
covered and cover all the bases.

MAYOR NYCE: Terrific. We'll open it up to the public, if that's all right by you. And if there are questions that come up from them, we'll ask you to come back up and answer them.

MR. HERRMANN: Thank you.

MAYOR NYCE: Is there anyone from the public who wishes to address the Board on this particular wetlands permit application?

(No response.)

MAYOR NYCE: I'm going to take that as a no. Are there any other comments or questions from the Board for the applicant?

TRUSTEE HUBBARD: No.

MAYOR NYCE: Does anyone have -- are there any objections to the -- changing the 18 to the 10-feet no-turf buffer, or maybe we can --

TRUSTEE PHILLIPS: Discuss that at the work session?

MAYOR NYCE: Well, we could, yeah, discuss it at a work session at -- prior to that, put
that request back to the CAC.

TRUSTEE HUBBARD: Yeah.

MAYOR NYCE: So you could have the CAC

at -- if we could have that request made to the

CAC before our next work session, that would be
great.

There being no one to -- I would entertain

a motion to close that public hearing, then.

TRUSTEE HUBBARD: So moved.

TRUSTEE ROBINS: Second.

MAYOR NYCE: Moved by Trustee Hubbard to
close the hearing, second by Trustee Robins. All

those 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: That public hearing is closed.
I'll ask that the Clerk put that on the agenda for the work session for July, and that we have our response from the CAC on the 18-to-10-foot buffer.

MR. HERRMANN: Thank you for hearing us.

MAYOR NYCE: Absolutely. That concludes the public hearing portion. We have no presentations. The next -- I'll give this back to the Clerk.

That would bring us to the public portion of our agenda. I would ask if there's anyone from the public that wishes to address the Board? Mr. Moore.

TRUSTEE HUBBARD: He didn't see you.

MAYOR NYCE: Oh, yeah.

MR. MOORE: I wasn't sure who you were pointing at. Sorry. Again, Doug Moore, 145 Sterling Street.

I just -- regarding the MS4 issues for the

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public hearing, I think it's -- the resolution is 9 -- 19, 26 and 27. I'm just wondering if the
various documentation elements are going to be available, or are available, for review prior to the meeting. I'm not sure I'll be able to attend that particular date and I'd like to have the opportunity to make written comment.

MAYOR NYCE: They are generally available at least a week before. I'm assuming that they were prepared. We will have them out the beginning of the month.

MR. MOORE: That would be good. I think that's a very important issue, and I think the Village could be making some big steps forward, not knowing what's in them, perhaps it's already covered, regarding runoff, because in the past, there have been some construction projects which simply put back what was there before, and water runs from streets to the harbor or the bay untreated, essentially. So I think there could be some big important improvements.

The other one is very similarly the Resolution 29 for the public comment period about Mitchell Park use. I think it's an excellent opportunity to get public input, and I commend
you for making that opportunity available. It says public comment period, but do I assume that it's only that evening for the one comment? Because, again, for written comments, I hope you would make a 30-day period available for that.

MAYOR NYCE: It will likely be -- it will likely be longer than that.

MR. MOORE: Very good.

MAYOR NYCE: This is not going to be a quick over-and-done --

MR. MOORE: It wasn't clear from the resolution whether the period would be that evening or additional time. Again, I'd like to make written comment.

Just a technical issue and it's about the wetlands permits, not Mr. Osinski in particular, but it applies. There was a lot of discussion about building permits not being issued, and I believe you're referring to a wetlands permit. And I was able to see an example of one, and, unfortunately, the building permit form was used and it says "building permit." I might suggest that you have a different form, maybe a different
color, maybe blue for water, instead of green, that says "wetlands permit," because I think there was a lot of confusion during the first — the meeting last month about, you know, wetlands permits being approved, building permits not being issued. So that's just my suggestion in that regard. So thank you.

MAYOR NYCE: Thank you.

MR. KEHL: Hi. Bob Kehl, 242 Fifth Avenue. The last meeting you had the power plant presentation, and it kind of triggered off a few things, so I did a little research. And under the Energy Conservation Code of New York State, the insulation values around here, we were talking about the Building Inspector letting stuff fly, especially on Mr. Olinkiewicz' houses.

A standard house, the requirements for oil and gas heat are R-38 for the ceiling, R-15 in the walls, R-19 in the floors, and if you have a slab, it has to be two inches of foam insulation two feet down, or 10 feet horizontally across the
slab. Well, none of this is being done. But then Mr. Olinkiewicz, he puts electric heat in all his houses, but none of this is ever noticed by our Building Inspector. This changes entirely. It goes to R-49 in the ceilings, R-26 in the walls, R-30 in the floors, and the slab has to have three inches of foam either four feet down or 10 inches horizontally.

Because still -- you had the presentation here and the guy said Greenport Village is using far more electric than most normal villages do in the wintertime, because we have so much electric heat. Why are we allowing someone to put electric heat in these houses? And there's substandard insulation in the houses and it's just getting flown by.

You got the garage he built down here. It's on a slab, no insulation in the floor. It can't be any more than R-15 in the walls, if he put that in there. Kaplan Market, slab, no insulation on the floors. This goes on and on.
The house next to mine on 238 Fifth Avenue, he's going to put electric heat in that one. He's not going to use the chimney, so I don't have to worry about that. I was in there, there's no heat. So he's going to put electric in there and there's no insulation in the damn walls, none at all; single pane windows.

That house there was shut down. The people left because there was no heat, the plumbing was shot, the water was leaking through the ceiling.

There's basically no CO on that house. How does he get a building permit for just common repairs? To me, that's a total renovation when you come on that. It has to meet the new codes and he's not doing any of this.

I mean, this stuff is just going on and on and on. I mean, it's getting passed, just letting it go by. I mean, down here last week, last meeting, and you were talking about -- you talking about the shed, the shed he's got, a garage in the back, and the Mayor says, "Oh,
well, under the" -- you said it really quiet, "Under the cottage housing." How come you didn't come up and tell us about the cottage housing that you're trying to pass?

MR. KEHL: Oh, yeah. Don't give me this crap. This is --

MAYOR NYCE: It's cottage housing we're trying to pass?

MR. KEHL: They're trying to get this thing through for cottage housing. On substandard lots, they can put a house under 900 square feet. We'll find it, and we will read it back and find out all the stuff that's going on on it. So who's blowing smoke up whose butt?

You're telling me you're going to look into the R-2. You're trying to push through this other stuff for affordable housing for these substandard lots.

MAYOR NYCE: There is no -- in the LWRP amendment that we're working on, there is a recommendation that we address extra
MR. KEHL: Then why did you say it at the meeting that night? You said, well, they might be -- might be able to do that under the LWRP.

MAYOR NYCE: The prior Board, I believe, along with changing the R -- everything to R-2, also went and amended the code to allow for accessory apartments within R-1 and R-2. That's way prior to us. Okay? That's what I had referenced to him, that that may be an accessory apartment that was authorized by code prior.

MR. KEHL: So that's already in effect?

MAYOR NYCE: That is already in effect.

MR. KEHL: And when did this go through?

MAYOR NYCE: Years before me.

MR. KEHL: Have you discussed anything about going back on the R-2?

MAYOR NYCE: Yes, yes.

MR. KEHL: I hope so.

MAYOR NYCE: At our next Code Committee meeting, both that and the accessory apartment
requirements are going to be looked at.

MR. KEHL: I hope so, because this is just getting — the further and further we dig on this stuff, there is more and more crap that's being dug up. And I hope someone really starts looking into it, because it's not only affecting just whatever happens to his people, it's affecting the tax rate on everyone else, because you bring in affordable housing and you keep building more affordable housing into this town, and they put 15 people or 15 kids in a house, and most of the houses, the old housing in this town is like $2400 a year for taxes, 1200 for school taxes. So you take $1200 a year for school taxes, but you put 10 kids in the school at $18,000 a year per kid, how is $180,000, you squeeze that out of $1200 a year? It doesn't work. And who ends up paying for it? Everyone else in this district. People are getting real tired of it.

MAYOR NYCE: Okay.

MR. KEHL: Okay. That's all I got.

MAYOR NYCE: All right. Thank you. Anyone
else who wishes to address the Board?

MR. WINKLER: John Winkler, 175 Fifth. I have a couple of power plant questions.

A few months ago I had a question about hiring an independent contractor to double-check the work that Hawkeye and Genesys Engineering drew — designed for the power house, and my understanding is that it was like a $55,000 charge to have this guy come in and double-check the work that Hawkeye did, and whether the engineer did his work right, and the relays work.

My information was originally that we bought the transformer — the Village bought the transformer. I found out in the last couple of weeks that, no, Hawkeye bought this transformer, and with an upcharge, I'm sure. And there was a warranty issue that, thanks to Paul, somehow we managed to get a credit in some other way for a year of that warranty, because we were spending, I think, $66,000 for a three-year extension on that warranty.

What's confusing to me about this, and we hired Hawkeye in this contract to provide a transformer, wire the transformer, terminate the
transformer, why would you have a guy come in for $55,000 to double-check his work? It just makes no sense to me.

First of all, I'm an electrician for 30 years. Okay? When I put a transformer, I know this is larger than probably I've ever done, but I've done pretty large ones, and I've always high-potted, which means you send a high voltage through the wiring to make sure there's no grounds, no shorts, you put a load test on the transformer, that the transformer is not going to blow up under load. And guess who turns the switch on? Me. The contractor is responsible for that transformer working.

Now, none of the Board members even questioned this $55,000 for some guy who -- and I had it explained to me, it was like an underwriter, like an electrical inspector coming in to look at this and making sure that they terminate it correctly.

I guess my next question, did we pay this
guy already? Did he do this work? I know the transformer's not on. Has he done this work? And I think somebody should have second thoughts about paying this guy $55,000 to do that, and why it isn't the responsibility of Hawkeye and

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Genesys Engineering. That should have been figured in their cost to provide and install that transformer, and he's responsible. If that thing blows up, Hawkeye is responsible. Okay? So I hope we haven't paid this guy $55,000 or this company.

And who recommended to do that? Jack Naylor was gone. Paul said he wasn't here when that was done. The Board approved this 55 grand. Who suggested that we do that? Genesis, covering their own butt? I don't get it.

My second question, in the contract of Phase I was that there was supposed to be training done for a plant operator. Has that ever even been started? I read someplace the manuals haven't been written. How long have we
been doing this? Nobody's trained yet? Remember what it cost us years back to have somebody come here and run that -- those generators? $15,000. And Genesys has not -- and they're going into Phase II now and they haven't trained anybody on this power house to have somebody operate this plant, and when, if we need it, that we can change over to the generators?

I think -- you know, I understand you guys are busy, but this is a lot of money we're spending. Somebody should ask a question, somebody. It's just not -- you know, you just spent $55,000 without wondering why, you know. That's like you putting a roof on and then having somebody else come back and look at your roof to see if you did it right. Isn't that unbelievable?

So, please, I would ask that this Board, if you haven't spent the money -- have you spent the money already?

MAYOR NYCE: Yeah.
MR. WINKLER: I guess it's just amazing. It's amazing. Could I ask who suggested that we do that?

MAYOR NYCE: Do you want to handle this?

MR. PALLAS: John, you and I have talked about this a couple of times, and as I suggested to you, that I've built a few substations in my career, and typically, whether it's part of the original contract for the contractor or it's done independent of that, I've always had an independent party come in to review. It's not -- and I think there's a little bit of confusion here, and maybe it's my fault.

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It wasn't just a transformer, it was the entire package that was checked by this commissioning agent. It was from the high side of the switchgear that controls this transformer all the way out to where the capacitor banks have paralleled to this system to tie in to make sure that -- there was more than one contractor in there, to make sure that all the systems function
What I've done in the past when there was only one contractor, I've had a separate vendor come in. And it's not like an underwriter's inspection, it's not just an inspection, it's actually some functional testing as well that they do from the high side all the way to the end.

MR. WINKLER: I guess my question is why isn't Hawkeye or the engineer responsible for that? Why is that not in the cost that they charge you, when, okay, we take this job and we're going to have to have testing done? I mean --

MR. PALLAS: Typically, it wouldn't be the engineer. Typically, you can either do it one of two ways. Like I said, you can build it into the original construction contract, that's one way. You're still going to pay for it, because he's going to put -- he's going to hire a third party and you're going to pay that third party through
his contract, or you can hire independently. My
preference has always been to do it
independently.

MR. WINKLER: Do you think $55,000 is a
little bit exorbitant?

MR. PALLAS: Again, I don't even know what
the amount --

MAYOR NYCE: John, why I don't want is --
you guys can have this discussion on your own
time.

MR. WINKLER: Oh, okay. He's answering me,
I'm asking him.

MAYOR NYCE: I understand, but this a --
public to address the Board.

MR. WINKLER: Okay. Well, I --

MAYOR NYCE: He's answering -- he's
answering your comment.

MR. WINKLER: First of all, the transformer
was not on it. We spent this money and it's not
on it. What's holding that up?

Again, and also the training of the plant
engineer -- I mean, the operator. I'm like I
can't believe it, it's not being done. We're
looking for manuals to train somebody? You have
staff in that plant that are very intelligent and
very -- and good guys. I know all of them,
but -- and I know people want to step up and do
this, but, unfortunately, we're going to have to
pay them to do it.

So, please, this is something that's going
to be very important. That plant could come into
play in any storm, any hurricane. You know, we
need somebody over there that knows what the heck
is going on, and Genesys was supposed to train
somebody while this plant was being built, this
alteration was done.

So, again, I think the 55 was like way over
the top, and I guess it's too late. But at some
point, the Board has to question things, you
know. I mean, that's a lot of money for the
taxpayers to pay additional money. Why wasn't
that in the bid in the first place? Why is it
such a surprise all the time? I don't
understand.

I see hundreds of thousands of dollars
spent every meeting. Where's this money coming
from? Where is it coming from? Even to ask a
question, ask somebody. Why would you hire this
guy when Jack Naylor's leaving, Paul's coming in?
Why wouldn't you wait for Paul to get on board
and then do something like this? I don't know
who -- I'm flabbergasted, I really am. But you
have to have some regard for the taxpayers, and
it's just amazing, the money that we spend, it's
unbelievable.

Thank you for your time.

AUDIENCE MEMBER: Good evening, Mr. Mayor,
Board, concerned neighbors. I'm a newbie to the
Village. I've lived in Southold for many years
prior to moving to Greenport.

A lot of things have been going on and I
respect your work that you do for the Village. I
read the LWRP. Actually, I got -- my finger got
tired scanning down on the computer, it was so
long. But I think, whatever, the SWOT regarding
what's going on in the Village or what's not, and
the SWOT -- I just call it SWOT, even though, you
know, you can spell it either way, SWAT, S-W-A-T, but, anyway, it's strength, weakness, opportunities and threats.

My idea of strength of the village is the people in the Village, along with the administration, the people that are here and that are working to better the Village itself.

The weakness, unfortunately, lies with the lack of code enforcement, which is right there in the LWRP. Also, the selective -- selective code enforcement. I guess that's selective, meaning somehow things get passed by with a permit, or whatever. I don't know exactly how to understand selective code enforcement. Also, outdated zoning which requires regular updating. I'm sure that's part of your work, or the Zoning Board's work. I think the zoning is a big issue right now and that's part of the weakness.

Opportunities, aside from people that work here in the Village, the only opportunities are pretty much seasonal, and that's where it's at
right now. I'm retired, so I don't really concern myself with opportunities, other than I help when I can and who I can, and my neighbors, especially, I help.

The threats are the big thing that I'm concerned about in the Village. The threats I wrote down is zoning, zoning, zoning, along with illegals, illegals, illegals. I don't know what the consensus is on the illegals. I don't know how many there are, how they get funneled in and out of these houses. I'm concerned, because I see a lot and I've heard a lot. I don't believe a lot I hear unless I see it for myself and know what the status is of those things that are going on, and I see a lot.

A neighbor of mine that I just walk -- I walk the Village a lot, I walk three or four times, and I walk the whole Village all around from Sixth, all the way around Sixth, all around the docks. I love the Village. I think it has a lot of character. And I'm sorry, but -- I'm not
sorry. I hate that word sorry. I'm concerned because I don't want to lose what morality is left in the Village here. And morality, I mean by open spaces. I know there -- I know that a lot of properties are — there's not a lot of properties left, just like in Southold. I mean, I lived there and I had — I had a lot of property there. I don't have a lot of property now, but that's okay, because I don't want to do any — I'm tired of — I did my share of work through my life.

So I'm just — unfortunately, when I walked and saw this old gentleman, older gentleman I should say, he was concerned because he had seen — he was renting from, still is renting from, Mr. Olinkiewicz, and that's a word that I've come to hear a lot. And I went down and I talked to him. I just met him because I was walking past. I met he and his daughter who lives in Shelter Island, and he has people living behind him that are part of the, I guess, two-story — two-family
house that's there. But the fact is that he heard that there can't be a dog on the property, yet, lo and behold, as we're speaking, kids come out, three or four kids come out with a dog. Now, I don't know what the ruling is on that. I don't know how that -- why he said there wasn't supposed to be a dog. Now, whether that's his problem, perhaps.

Then we go to -- the property across the street from me is a State-controlled property. I don't mean to veer a little bit here and there, but I have to get in everything so I can make this as short as possible, but I want everyone to understand that I'm concerned.

Before I even moved in, when I was walking past the house, it was under a renovation, the

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1 house across from me, which is State. I guess it's State through HUD, or whatever the case may be. That house started off looking really nice, until I heard that they were going to take down the little -- they called it a chicken shack in
the back, where chickens actually were living in
this little decrepit house, and people were
living there, too. I didn't -- I didn't -- I saw
it, but I didn't really go back there to look at
it.

So, eventually, what happened was that the
Town, or whoever here is part of that, said that
it's okay to do a -- take the cottage down and
reconstruct it onto the existing two-family house
in front of it. It's a monstrosity. My neighbor
to the left, to that left, the left of that house
was almost going to resell her property, which
she loves that house. She's redoing it, and
redoing it very well, by the way. And she lost
any of kind of view that she could from the side
of her house, because this house takes up the
entire -- almost the entire lot.

I asked Eileen about it, because I didn't
know anybody in the Village. I still know a few
people, but I'm learning to get around. When I
asked her about this house, she said it had --
it's a State-rung thing, the State controls it. Now, there's been a trailer, a dumpster type trailer from the contractor on the site since I've owned the house now for about a year-and-a-half. And prior to that, I walked the Village before that and it's like two-and-a-half years that same trailer is there, and they put a porta-potty right in front of the house. And I asked her to have that removed, so that was done. But the house, they haven't done any work on this house in, I would say, a month, maybe two months now. The trailer is still there, the porta-potty is still there, there's no activity. Nothing's been completed.

They have a big sign, State sign that tells that they are doing the work, or whatever renovation is that's part of that whole deal. It's a huge sign, bigger than any sign in Greenport. I asked can't somebody take it down at some point, when is it going to be done? Nobody knows because the State controls it. Nothing can be done until they okay it. Nobody's in the house. The house -- both houses are there. Nothing's happening.
The concern I have right now is right behind me as part of the Fifth Avenue newly bought house that Mr. Olinkiewicz has purchased. My -- the back of my house abuts the side, the side back end of end of his house. Now, when I talked to Eileen about it, I said, "I'm concerned about this house. What's the deal with it?" She told me, and, God, I'm older, but I know what -- I know what I hear, and she said, "Oh, only her" -- "only his family is going to be living there." And I'm thinking this is a two-family house, plus it's got that old decrepit looking garage behind it and nothing's been done with that. It was overrun until he, Mr. Olinkiewicz, finally had the land cleared. So that made it look a lot better. It probably lessened a lot of whatever is going on there.

I found out that he -- there was a man that owned it prior to him that was from Southampton and nothing was done with that house. It's nice work, no doubt. And what he does with the property outside, outside wise, I don't know what
inside-wise he does, but the outside exteriors of
the property look okay to me, look good as far as
that goes. Again, how many people are living in

these houses? What is the consensus of illegals
in the Village? What's going on with that,
anybody have any idea?

Again, this garage behind the house, at the
last meeting, and it was the first meeting I came
to, Mr. Olinkiewicz says, "Oh, I don't know." At
the end of his statement almost, "I don't know
what I'm going to be doing with that garage. I
may tear it down and put a cottage up there."
Now that garage sits on the front end of the
divided line that said it's still -- it's still
one whole lot, so -- and also, where did he get
eight parking places anywhere with a two-family
house? That's been, I think, okay. What -- I
want to say what the hell is going on with that?

And the house down on Fifth, almost on the
corner that he has also, he's had -- allowed
seven parking places in that -- behind that
house. I don't understand the regulations. How can that be possible?

Now, if he takes that and puts a cottage up on it, I don't know where he can put it other than where it's at right now, or in that area, because the area behind it, I don't know how -- it's not -- I have a feeling that maybe he's going to be trying to get that a separate lot behind there.

But I went down to the Town, Town of Southold, because I -- I have second guessings dealing with Eileen Wingate, because I don't know if she is on the up and up all the time, or some of the time, or whatever. Now, that's another issue, one Building Inspector, nobody to check on these houses, nobody to find out how many people are living in these houses. It goes on and on. Just like Bob said, things go on and on and on.

Now, these are important questions for the Board to consider, because not knowing how many people are in these houses, it's also a safety
issue. Now, if he tears that down and puts up
and is able to have eight parking places, how
many people are going to be living in that house,
unless he has -- unless each family has two other
people besides a husband and wife that are sons
and daughters that are the age to drive and can
park. It's going to look like a parking lot
behind my house, even though it's a six-foot
fence that runs along the property that he
bought. And initially, when he did buy this --
when he -- he only saw me. He had his person,

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his worker come on my land and stick a metal post
in there, and then he saw me come out of the my
house. I didn't see him, I didn't even know he
was there, but he was with his workers, and he
told me, "Oh," he says, "this is the" -- "this is
my survey and it says I can move the fence over
about a foot-and-a-half," because it kind of juts
in from the one corner in the front to the back.
And he says, "Oh, this is the way it is."

Well, I have a fence business that is not
-- I don't work anymore, but I still have the
name registered in Riverhead. Now I think that
the -- I don't know for a fact, but I believe
that after a certain amount of time, any fence
that's constructed and is not viable as far as
being able to be moved, or whatever, now maybe it
has to do with the fact that he bought the house,
and it's able to be moved, but I think under the
rules, once that -- after five or 10 years, if
the fence isn't moved, you own it, kind of. You
don't -- I didn't have to let him do that. I
said let it go, because I didn't want any -- over
a foot, I think half a foot or foot-and-a-half,
I'm not going to really be concerned about it.
So that's the deal I have right now. I'm

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1 concerned about the zoning deal on his -- on that
2 house and how he's going to be able to get this
3 put in play where he's able to put eight -- I
4 definitely -- I'm definitely against this
5 wholeheartedly. I don't know where the rules --
6 if you have rules regarding the amount of parking
spaces, I'd like to see them. Do you?

MAYOR NYCE: I would suggest that you pick up the Village Code and read through it.

AUDIENCE MEMBER: Okay, I'll do that. I'll do that. So that's my issues.

MAYOR NYCE: Okay.

AUDIENCE MEMBER: I thank you for your time, and I'm glad to be here in the Village.

MS. MC ENTEE: Good afternoon -- good evening. Joanne McEntee, 242 Fifth Avenue. I don't have a speech today, honestly, I won't be reading.

I reiterate what Joe Holland (phonetic) had to say tonight. We are the property next door and that does affect us a great deal.

One of the things that Mr. Olinkiewicz has right now currently, and, Mr. Mayor, I apologize -- I don't apologize, actually. Your last meeting, you stated that he would secure his property. He has not secured his property. We had -- excuse me, not we. Mr. Olinkiewicz had
one of his workers go over on the weekend and he happened to hit a -- I'm going to say it's a two-by-six that held a large a piece of plywood against the back door that I said last meeting that he did not remove -- that he removed. He hit it and this plywood just fall -- fell. So, therefore, any person can go in there at any time, any given time. The house is not secured. So he has in there, you know, open floor beams. You tell me -- we are in a neighborhood with many, many children. I spoke to you about this before. It is a very dangerous home. You do not have -- it needs to be secured. No ifs, ands or buts, it needs to be secured. I don't know why it hasn't been secured. Don't know why Eileen Wingate hasn't, nor -- I forgive Paul. I mean, I know you're fairly new. Dave Abatelli knows it should be secured. It just falls down. Anybody can walk in that side door any given time of day. I wish that it would be addressed.

As far as Mr. Olinkiewicz' issues in his house, there are -- I reiterate with what Robert Kehl has to say tonight. All the energy codes he
is not complying with in most of his properties. And when I say most of his properties, when he does have the slabs, I agree with what happens. He is not complying with the code. Eileen just lets him get by with what he can buy.

First of all, Eileen has said on an agenda many years ago, most people don't know, but many years ago she said on an agenda to go through the Village and take out these homes -- pick these homes out and say, "These are the homes that we want to clean up and clean up our Village." I get that. But, you know what, she picked the wrong person to do this, because he does it in such a shoddy way.

The house next door does not have any insulation in it. It's got a lot of work to do. He wants to put $75,000 into it. I'm telling you what, Bob is a builder here. He will never put $75,000 into making it a house that it should be. I don't think that Julia Roberts (sic) would do it, honestly. I don't feel that $75,000 will make it what it is. No insulation, you got to pull down every piece of sheetrock. The floors,
the slabs that he has in there, absolutely, I would -- I'll tell you what. For the price that

he paid, $235,000 for that home, I'd buy that house right now, knock it down and build something that this entire Board here would love, and it would be amazing. You would absolutely see a brand new house built, and yet, she has come to this Board and decided that, okay, Mr. Olinkiewicz' -- because she had an agenda with Mr. Olinkiewicz and his investor -- s, excuse me, investors, and then has decided this is what we're going to do with all these homes. His investor, obviously, is a local person as well who has many homes within our Village who has done very similar odd things, to the point where it's sad to see that our community is going downhill. Our property values are going downhill. It doesn't make any sense. How do you actually take a property like that, that we have next door, which can be a beautiful home, not change the outside of the house, not change the
windows, and not put on -- put what needs to be
done to make it right, to make it up to code?
I'll tell you what, Bob would do that. It is
amazing to me.

I still feel, in my last response -- I
don't feel that she's up to code with what she

needs to know for our Village. I still feel, as
she is a landscape architect, that's her prior
position for this Village, she should be ousted,
or, if not, demoted, somewhere along the line,
and not to the Code Enforcer, because she doesn't
enforce any codes whatsoever, in my eyes.

Let's talk about the LWPR (sic). In that
338-page document that's on the website, it
states on there that these properties, we're not
going to take them from the normal size property
-- well, the small properties that we have,
50-by-100, we're going to make them smaller and
we're going to congest our community that much
smaller to 4,000 square feet. Now you tell me if
that makes any sense bringing in more people,
more congested of an area. You tell me where the
parking's going to be. It's all going to be on
the -- on Front Street, because there's going to
be waterfront residential property. Who's going
to build this? Guarantee that Mr. Olinkiewicz is
going to be building these properties. Now, I
don't agree with it, because he does substandard
work.

As far as the electrical, I agree with what
happens with the electrical. The electrical is

up in the winter months because he does put
everything in as -- in electrical. He converts
them for -- from oil to electrical. And when you
do that, of course our electric --
Mr. Olinkiewicz doesn't have to pay for it, it's
his tenants that have to pay for it. And if you
multiply that how many times tenants that he has,
it's going to go up. So why are we paying for
another -- more expenses on our electric power
plant when he is the -- part of the problem? It
doesn't make sense.
What I'm seeing is that our Board is lacking control. I'm seeing that eventually I would -- eventually, I hate to say this, but maybe not in my lifetime, but this Board will be gone. I would love to see Southold take over the entire Board, the ZBA, the Planning Board, and that would make this place a lot better, because they have it and they have it down where -- they have it down a little bit better than you do.

It is sad that I live here. Like I said, when I first came to these meetings -- my family has been here for many years. My great-grandfather was a tailor here. I hate to see what happened to my grandmother's house on South Street, 126 South Street. And also had the liquor store, when my grandfather passed away due to an accident, a car accident. My grandmother overtook that place. And let me tell you what, there's now someone living there today who reopened that place that had been closed for many years. Eileen should have never ever opened that
property ever again as a deli, because the other
side was what my grandmother had started, and it
doesn't -- she is not doing her job.

Paul, I hope you're hearing us today,
because you are now taking over everything. You
know -- you know, I give you a lot of credit
here, but what's happening here in our Village is
something that is out of control.

I love our Village. Like I say, I have
lived here for many years. I came back and I'm
living here again. These 4,000-square-foot
cottages on -- excuse me, not the cottages, the
lots are ridiculous. If that goes down, you're
going to have all these people come in, and for
what? Living on the water? You're not doing it
for commercial property owners, you're not doing
it for commercial property, you're doing it for
residential. I know you know all about this.

You know, the Board knows everything about this.

I still also believe that Mr. Olinkiewicz'
properties should still be revisited by every
single -- every single -- every permit should be revisited, every single zoning, and go through everything for him until today. And as of today, I still feel that Eileen needs to be dismissed.

Thank you. Do you have any comments, by the way? Does anybody have any comments?

(No response.)

MS. MC ENTEE: I didn't think so. That's sad to see, again, from our Board. This is what we love to hear. This is what our community needs to hear.

TRUSTEE MURRAY: I got a -- I got a question, Joanne. How long was that house for sale?

MS. MC ENTEE: Next door?

TRUSTEE MURRAY: Yeah.

MS. MC ENTEE: He had it on the market and then he took it off.

TRUSTEE MURRAY: How many times?

MS. MC ENTEE: A few times.

TRUSTEE MURRAY: Why didn't you buy it, then?
MS. MC ENTEE: He had it as a high price, 400 --

TRUSTEE MURRAY: You said you could have bought it. You said you could have bought it and redid it.

MS. MC ENTEE: Yeah, well I -- he wanted four-hundred-and-something-thousand.

TRUSTEE MURRAY: I know, I looked at it twice.

MS. MC ENTEE: He wanted four-hundred-and-something-thousand. Tell me that's an affordable and reasonable price at that time. No. It was gutted out.

TRUSTEE MURRAY: He bought it for 230.

MS. MC ENTEE: It still has no CO on the house.

TRUSTEE MURRAY: But what are you --

MS. MC ENTEE: You're a builder yourself.

TRUSTEE MURRAY: I know that.

MS. MC ENTEE: Why didn't you buy it?

TRUSTEE MURRAY: I couldn't afford it.

MS. MC ENTEE: There you go. Okay? I'll tell you, like I said --

TRUSTEE MURRAY: But don't give him a hard
time for buying properties and doing what --

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1       MS. MC ENTEE: I don't.
2       TRUSTEE MURRAY: -- so many people never
3       did.
4       MS. MC ENTEE: What I do give him a hard
5       time about is not doing the proper thing for our
6       community, making it safe for the people that
7       live in there, and that's what is important.
8       TRUSTEE MURRAY: He does make it safe.
9       MS. MC ENTEE: No, he doesn't.
10      TRUSTEE MURRAY: Have you been in his other
11      properties?
12      MS. MC ENTEE: Yes.
13      TRUSTEE MURRAY: You bash him like you've
14      seen every property.
15      MS. MC ENTEE: Yes, I have.
16      TRUSTEE MURRAY: You have? I have.
17      MS. MC ENTEE: Okay. DEC --
18      TRUSTEE MURRAY: I've personally seen --
19      I've personally seen all of --
20      MS. MC ENTEE: DEC has not been over here.
DEC has not been over on this Center Street property.

TRUSTEE MURRAY: Have you been there?

MS. MC ENTEE: Have I been on --

TRUSTEE MURRAY: Have you been there?

MS. MC ENTEE: I have -- I drove by those. I have been in --

TRUSTEE MURRAY: You drove by. You haven't been inside. You drove --

MS. MC ENTEE: I've been in --

TRUSTEE MURRAY: Hold on, wait a second. You've gone on long enough. It's time for me to say something. All right? You say he does substandard work, right? How do you know?

MS. MC ENTEE: Well, first of all --

TRUSTEE MURRAY: From what Bob says?

MS. MC ENTEE: Well, first of all, I've also -- I do read the code. I would go online, and I'm not a stupid person.

TRUSTEE MURRAY: I know you're not.

MS. MC ENTEE: I will sit here and read
what I can to see what this Board is doing. It is not right. I have gone into Kaplan Market.
And do I see the slabs? Has he met energy codes? No, he hasn't.

TRUSTEE MURRAY: All right. But Kaplan Market looks great.

MS. MC ENTEE: It may look fine, that's correct.

TRUSTEE MURRAY: Okay.

MS. MC ENTEE: But it doesn't mean that it is up to standard with our code. And that is not --

TRUSTEE MURRAY: Okay. Have you gone to this house that was boarded up across from Village Hall? All right? I inspected that three times.

MS. MC ENTEE: The one right across the street?

TRUSTEE MURRAY: I inspected that three times.

MS. MC ENTEE: Okay. Did he change it over
to electric? Did he --

TRUSTEE MURRAY: It's all electric.

MS. MC ENTEE: Okay. So --

TRUSTEE MURRAY: Did he change it over? I don't think so.

MS. MC ENTEE: Oh, so it's all oil?

TRUSTEE MURRAY: I think -- no.

MS. MC ENTEE: Okay. So --

TRUSTEE MURRAY: No, it's been all electric.

MS. MC ENTEE: It's been all electric all along?

TRUSTEE MURRAY: I believe so. I did not know there was furnaces, but

MS. MC ENTEE: So let's concur.

TRUSTEE MURRAY: But to --

MS. MC ENTEE: Let's -- I want to give a point.

TRUSTEE MURRAY: All right. Well --

MS. MC ENTEE: If he changes it from oil to electric, he has to meet the energy codes in
today's --

TRUSTEE MURRAY: I understand what you're saying there, but you're --

MS. MC ENTEE: And the house next door?

TRUSTEE MURRAY: You're telling everybody that he does substandard work and that is not right.

MS. MC ENTEE: He does.

TRUSTEE MURRAY: Do I agree with everything he does? No. But he's allowed to do that. All right? He's making these houses affordable and they're -- he's doing things that people --

MS. MC ENTEE: Just to make it pretty, because --

TRUSTEE MURRAY: Wait a second. Don't interrupt me.

MAYOR NYCE: Listen. Listen.

TRUSTEE MURRAY: I didn't interrupt you.

MAYOR NYCE: Listen.

TRUSTEE MURRAY: Okay? You've been bashing this guy and you don't know anything what he's
doing, so stop it. He's working on it next to you. You -- and I've got comments that you've said that I'd hate to repeat, all right, your racial comments, and I'm not going to bring those up. So stop with your bashing.

MS. MC ENTEE: Because I want to have --

TRUSTEE MURRAY: Let him finish. All right? If he does not go by codes -- I agree, the energy code is something new to me on the slabs. I don't know if he's got to comply with that, since they're already there, or not.

MAYOR NYCE: Not if it's an existing slab, no.

TRUSTEE MURRAY: It's existing thing. All right? So you can't bash him on that either. All right?

MS. MC ENTEE: Existing? I don't believe so.

TRUSTEE MURRAY: He's making it his business.

MS. MC ENTEE: I think you need to check into that.

TRUSTEE MURRAY: All right. But quit
bashing him when you don't know his work. I'm sorry, that's --

MS. MC ENTEE: All right. That's fine, Mr. Murray. You know, you can speak down to me, but I'll be damned. You didn't speak to me --

TRUSTEE MURRAY: I haven't spoken down to you, don't say that.

MS. MC ENTEE: No. First of all, you didn't -- tell me how much you had to say when you spoke to Bob, put it in words.

TRUSTEE MURRAY: When I spoke to Bob about what?

MS. MC ENTEE: Nothing. You said nothing to him when he came up here to say basically the same thing that I said to you.

TRUSTEE MURRAY: No. You've been going on for 20 minutes bashing him and it's time you stop.

MAYOR NYCE: I think it's time --

MS. MC ENTEE: It's not just me, it's other people.

MAYOR NYCE: I think it's time we move on, please.

MS. MC ENTEE: That's fine. I appreciate
you listening to me tonight. Thank you.

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1 MAYOR NYCE: Not a problem. Mr. Saladino,
2 you had your hand up.
3
4 MR. SALADINO: John Saladino, Sixth Street.
5 Pretty crazy here tonight.
6
7 MAYOR NYCE: Is it a full moon?
8 (Laughter)
9 MAYOR NYCE: Is it a double full moon?
10 MR. SALADINO: No, no. No, no, I think that was great. I think this is great. It's just -- it's not what we're normally used to. And George thought he skated at the work session for an hour, right?
11 I wasn't prepared to speak on the power plant, but something that Johnny Winkler said about training a guy. I think it's crazy that we don't train a guy. But Hurricane Irene, we brought Bob Braun here for $15,000 for one day. We brought the mechanic for the -- to help if the motor didn't run for 4500; $19,500 for one day's work.
MAYOR NYCE: And your electricity did not
go out during Irene. We generated through Irene.

MR. SALADINO: And then -- all right.

MAYOR NYCE: We generated through Irene.

MR. SALADINO: To expand on that, he was

here to stand by. Our electric didn't go out.

MAYOR NYCE: No. Our electric did go out. We generated during Irene.

MR. SALADINO: For the day that he was here?

MAYOR NYCE: Yes. For the day that he was here, yes. Yes, John, he did.

MR. SALADINO: No, I dispute that. I dispute it.

MAYOR NYCE: You can dispute it all you want. I was at the plant while we were generating.

MR. SALADINO: I dispute it.

MAYOR NYCE: Dispute it all you want. You can -- it's okay for you to be wrong, okay?

MR. SALADINO: David, coming from you --
MAYOR NYCE: John, I was at the plant.

MR. SALADINO: Coming from you, someone that's as wrong as I am --

MAYOR NYCE: I was at --

MR. SALADINO: -- on multiple occasions, I agree.

MAYOR NYCE: John, I was at the plant the entire time. I got there at noon and I spent until one in the morning until we got all the engines on line. We generated from nine o'clock that night. We were generating off and on with engines from seven o'clock that night, generated all four engines from about one in the morning, when I finally went home, through the night. We generated during Irene. Sandy, with did not have to; Irene, we did

MR. SALADINO: Then, perhaps, perhaps I got the date wrong with Genesys Engineering, because it was my recollection, from checking the financials, from being at every work session that you've been at, that he was here for 19,000 --
him and the other guy were here for $19,500 for one day and they didn't start the generators. So perhaps I have the day wrong, but I don't have the dollar figure wrong, and the job didn't look good.

Having said that, I would also like to respond to what the previous speaker said. I don't believe we should be -- should give up our autonomy. I kind of like being autonomous. I don't want to be part of Southold Town government. I think -- I think that perhaps, you know, statutory boards, and Code Enforcement, and Building Inspector, whoever they might be at any particular moment in time, perhaps we could -- perhaps we could, you know, look at that, and maybe that will make how the Village is a little better. But a lot of us live here because we are autonomous, and I do kind of like that, even though it costs us a few extra bucks.

I apologize. Are there any resolutions that -- could you share them with us, so perhaps
we could comment?

MAYOR NYCE: I'm going to offer a resolution that we impose a moratorium on mass public assembly permits for Mitchell Park starting tonight in advance of the public comment period that I guess the Board discussed at the work session, which would be starting July 28th. So, prior to that, rather than us getting a rush of mass public assembly permits, I'm going to offer that we place a moratorium on them as of tonight.

MR. SALADINO: Okay.

MAYOR NYCE: That's the only resolution in addition that I'm aware of.

MR. SALADINO: And the other thing is, is there going to be an Executive Session?

MAYOR NYCE: There will be to discuss the Board's potential legal action with the event that occurred at the beginning of the meeting.

MR. SALADINO: Okay. Thank you. There's two things that I would like to just comment on
that aren't on the agenda.

One, when we had a Harbor Master, we always had an agreement that the baymen would -- it was never in writing, but it was always understood that the baymen -- once the season started, once Memorial Day came, they wouldn't put any pots inside the speed buoys. You know, the last few years there's been a ton of pots there. They drop them in the fairway in front of Preston's, they drop -- I understand everybody's got to earn a living, but, you know, to grab a few bucks in conch, and, you know, to cause a guy a ton of damage, you know, it would just -- since Trustee Phillips perhaps is the liaison to the fishing industry, maybe we can talk to these guys and ask them to --

TRUSTEE PHILLIPS: John, I don't even know who's in there. That's the first I'm hearing of it.

MR. SALADINO: Well, I'm going to make you aware of it.

MAYOR NYCE: I'll talk to the Bay Constable
about making sure that there are no -- in navigable water, they're not dropping --

        MR. SALADINO: You know, as far as outside, we always lived with them outside the speed buoys. You know, they got them at the entrance to the Marina, they got them at the entrance to --

        MAYOR NYCE: Gotcha.

        MR. SALADINO: -- fairway, between Preston's and --

        MAYOR NYCE: I'll ask the Bay Constable about it.

        MR. SALADINO: And I'm sure you've seen it. And the other thing I would like to ask about is I was at the work session. Trustee Robins went to the BID meeting. She had gone to the -- being the liaison, she had gone to three prior BID meetings, and probably all, I don't know, before that. But it was brought up by one of the other Trustees, I'm not sure who, about the BID's contribution to the Tall Ship event.

        TRUSTEE PHILLIPS: It was me, John.

        MR. SALADINO: Okay. It was Trustee Phillips that brought it up.
TRUSTEE PHILLIPS: Thank you.

MR. SALADINO: And for the last three months, the same response when asked about it, was that they plan on discussing it. You know, at some point, they've got to fish or cut bait. At some point, they've got to make a commitment. At some point, you know, they've got to let the people know that this is what we're going to do, and then you, as the Board, have to decide is that enough, and either progress the event or whatever the alternative to that is. But, I mean, to sit back for three, four months -- I'm not sure. I don't really remember when it was first brought up, when we -- you first talked about the Tall Ship event. It's got to be five, six months ago. And to hem and haw about, you know, how much we're going to give, how much we're going to get, and not even have the discussion, how many meetings -- I would ask Trustee Robins, how many meetings do they have to have before they even bring it up for discussion?
TRUSTEE ROBINS: It's kind of preliminary, because we've only had one -- first of all, the Tall Ships Steering Committee is just beginning to form. Okay? We're planning on getting together this week. And until that Steering Committee is in place, we really don't have enough information to work with the BID to come to, you know, a number.

MR. SALADINO: The BID --

TRUSTEE ROBINS: I mean, if you're looking for a specific number of what they're going to contribute to us --

MR. SALADINO: Well, me, as a taxpayer, sure, I would like a number.

TRUSTEE ROBINS: Right, okay.

MR. SALADINO: But, you know, I'm not asking you for a number tonight. But I'm asking -- what I'm asking from the BID is a commitment.

MAYOR NYCE: The BID has committed to this project, John. The -- we've only, as of May, officially moved this forward. Okay? At the May
meeting is when the Village officially moved it forward. Okay?

MR. SALADINO: David, we've been talking about this a lot longer than May.

MAYOR NYCE: We've been talking about it. At the May meeting, we officially moved it forward and said we were going to progress. Okay? We've been talking about it since this Fall, absolutely.

MR. SALADINO: Okay.

MAYOR NYCE: Okay? And now we are in the process of doing the whole -- ultimately, the BID is going to commit as much money as it possibly can. It committed half of its budget last time. I assume it's going to be more than that this time. Please let me finish. I assume it's going to be considerably more than that this time. Ultimately, this Board is going to still have to contribute because the project is not going to happen without -- on the BID's budget. It's not going to happen on that budget.
MR. SALADINO: Agreed.

MAYOR NYCE: So -- and, ultimately, there is a benefit to the entire Village for the event anyhow. This event brings a great deal of people to the community. It brings a great deal of additional advertising for the community. It raises -- the tide raises all ships. It brings property rates up, it brings people to the Village. It's a good thing for everybody.

Now, that being said, what I said initially about this project is exactly what I intend to have happen. The BID will contribute more than it did last time. I'm not -- I can't give you a number because we have not had that meeting with the BID for them to set down and say this is the budgeted number they're going to put in. Ultimately, we know what our overall budget is. They're going to put in their amount. And ongoing, the idea is to make these events so that they are self-funding, and that's how we move forward.
MR. SALADINO: I got to respond to you. 

David, I got to respond to you.

First of all, they dispute that they committed half their budget. We all hear -- anybody that looks at the financials, anybody who knows their budget knows their budget is $45,000. According to your Tall Ship report, they committed to that $5800. My friend, Billy Swiskey, is not here. He --

MAYOR NYCE: Fifteen, they contributed 15.

MR. SALADINO: Your report said $5800. If there's some secret document out there --

MAYOR NYCE: In cash. In cash, 5800 in cash. They took from their own budget and they spent for the project monies that we did not have to spend, and the total was --

MR. SALADINO: I didn't see that on expenses.

MAYOR NYCE: Because it wasn't -- because it wasn't money out of our pockets, it was money out of their budget. It was money out of their
budget that they paid for that we did not have to pay for in the overall --

MR. SALADINO: Moving on. My friend Bill FOILEd for the cash that they did. There is no record of that. There is no check, there is no document. You know, you guys know that I do check the financials, I check the abstract, I check the voucher summaries. There is nothing from the BID for that money. So that 5800 is someplace. It's not in the -- it's not shown anyplace in any Village document, number one.

Number two, again, I hear this from the president of the BID that this is good, the business community drives the engine that drives the Village. And nobody wants vacant stores, that's true, and nobody wants to see anybody not make a living. But there's 1100 taxpayers and 200 BID members. You can't ask those 900 taxpayers that have nothing to do with the BID to subsidize an event, pass, fail, maybe, maybe it

won't, when you don't even have a firm commitment
from the guys that receive the overwhelming
benefit from it.

    MAYOR NYCE: They're paying twice. They're
paying on the BID tax and they're paying their
regular taxes. Those business owners are still
taxpayers, too, so they're paying. For their
business, they're paying taxes, and they're
paying a BID tax.

    MR. SALADINO: Does that mean I should
subsidize them?

    MAYOR NYCE: No.

    MR. SALADINO: I don't want to get into
this debate with you, number one.

    MAYOR NYCE: Okay.

    MR. SALADINO: Number two, you use that,
you use that like if they do well, if my friend
John does well, somehow, somewhere down the line
if he does well, my property will be enhanced.
And if I -- and when, perhaps in the future -- I
didn't think we should negotiate for the unborn,
but somewhere down the line my property will be
worth more because Dave Murray's delicatessen
sold more that weekend and there's more money.
That didn't work in 1980 when Ronald Regan
proposed the trickle-down economics, I mean, and it doesn't work -- even Republicans don't believe in that anymore.

So, I mean, to say that, to say the entire Village should subsidize the business community by funding an event -- is it a nice party? Who doesn't like a tall ship? I mean, who doesn't like a tall ship? But, you know, to let it go on for months, and months, and months without a commitment -- they should have been at the table with you, however members. To sit at three meetings and not demand an answer -- is the Steering Committee part of an official organization, or is it just people appointed by somebody to say this is what we're going to do on any given day? I would like to see, I would like to see a commitment. I would like to see a commitment. For them to say, "This is what we make every year," and the budget -- and their budget is disbursed, is it the same as ours, in June, the BID?

MAYOR NYCE: They get their --
MR. SALADINO: When is -- their fiscal year starts in June?

MAYOR NYCE: Their fiscal year starts --

TRUSTEE ROBINS: Fiscal year starts July 1st.

MAYOR NYCE: -- July 1st, and we collect the taxes starting -- our tax bills go out June 1st, so we -- their first disbursement goes out from us the end of July, beginning of August. Their second disbursement usually goes out around October.

MR. SALADINO: So it's a year prior to their fiscal year that their budget would come into effect. I mean, to say like, "Well, we don't know what" --

MAYOR NYCE: No, it's a year -- it's a year behind. We're funding their fiscal year that they're in with the monies that we're giving them in July. The start of this season they were spending last year's, what's left of last year's money, and then they're getting this year's money in July.
MR. SALADINO: So, I mean, for the event, it's not money that they already spent, it's money that they're getting, that's coming to them.

MAYOR NYCE: That's exactly right.

MR. SALADINO: So to sit -- so for 20 guys or 15 people, however many people were on the Board, to sit around and say, "Well, let's give them the 45,000, we're going to do great," I mean, they're going to bring 60,000 people into the Village, we did great last time, we're going to do great this time.

I'm kind of insulted when you say that, when you say, like, they have to do well so my property value goes up. I don't believe that. I don't think a lot of people in this room believe it. I think it's a poor excuse to subsidize somebody else's business. I think it's -- I think your obligation should be to everyone in the Village, to everyone in the Village. There's people in this Village that aren't BID members
that pay two tax bills also. You know, I'm sure there's a lot of them in this room.

MAYOR NYCE: But not on one property.

MR. SALADINO: I'm sorry?

MAYOR NYCE: But not on one property. They pay two tax bills, it's on two properties. Right?

MR. SALADINO: Okay, okay. So if there's 200 BID members and they pay two tax bills, that's 400. There's still 1100.

MAYOR NYCE: Gotcha.

MR. SALADINO: So, you know, if we do simple arithmetic, that's 700 people that you would overlook to subsidize that.

Thank you for listening.

MAYOR NYCE: Thanks.

MS. RICHARDS: Margaret Richards, 415 Kaplan Avenue.

I disagree with the people that don't like R-2 designation. I think it was well thought out. There's a lot of people that have a lot of house, but not much of anything else. If you
didn't have the R-2, you'd be gentrifying us, because we have all these large homes. If they had to be single-family residences, people couldn't afford them. However, the law was crafted very carefully, and it was given some very nice minimum standards for how big the property had to be, for how big the apartments had to be, for the setbacks and everything else. And there was a little exception put in there, so that people who already own a nonconforming home could also take advantage of putting in an apartment. And the exception stated that existing homes could waive almost all of the criteria, except for parking, parking being such an issue.

The reason that people are getting upset that we have too much going on is because the powers that be in the recent past have been allowing people to build without all this criteria on -- in a commercial building being turned into two apartments, and on vacant lots
being turned into two-family residences.

If you were unsure of what the law meant, everybody else in the real world goes and looks at Legislative intent. There should have been somewhere written down notes that what they meant when they made that exception was not that just anybody could cram two apartments on any property. It was only to allow people who already owned a home to be able to do that, not to start it from scratch on a substandard lot.

And we're going to hear the word "Olinkiewicz" again because he's got two there, two there, two in Kaplan Market. He wanted to put four down Fifth Avenue. And all of that -- and Madison. Madison was a vacant lot, and a two-family was built on it without the setbacks and the yardage needed.

His property across the street from the subdivision that now has four units on it somehow got an extension put on the back of it that violated all kinds of setbacks without any ZBA,
it was just allowed to happen.

If you're talking about that garage next door to Joanne and Bob, thinking he can rebuild there, pre-existing nonconforming disappears when it hasn't been used for over a year. So everybody thinking he could just rebuild it is wrong, except in Greenport, because stuff like that happens.

This corner lot of the subdivision right over here on Center Street and Third, I've written to Mr. Pallas almost the beginning, the very first day he was here, that I remember the approvals being given for that, one curb cut; it was built with two.

I have -- there's a stockade fence built around 410, 510 Madison inside out. Code says he's supposed to put the good side out for his neighbors; bad side's out to all his neighbors. Eileen has ignored it, everybody has ignored it. It's been brought to everyone's attention, nobody cares.

There was -- somebody tried to build a two-family, and it wasn't Mr. Olinkiewicz, up on
North Street. The neighbors weren't white trash like me, so that one was stopped. So this -- you know, you guys have to get on the stick about even-handed enforcement, not letting Eileen go after the people she doesn't like and allowing everybody else to do -- she actually -- years ago, there was a chimney coming out of the back of a garage over here right on the property line, and we told her that the prior owner, Mr. Gordon, had installed that, and she told us it's preexisting, it's rusty.

MAYOR NYCE: Anyone else who wishes to address the Board?

MR. REED: Good afternoon. Mike Read, 430 Front Street. Before you guys get heated, smile. You look like you're all going to a damn funeral.

TRUSTEE MURRAY: You should sit here.

MR. REED: You know, I'm here. You know, my brother-in-law's father was Mayor, Dave Augustine (phonetic), and George's father was Mayor. He would come around and he'd sit down and come to people's houses and stuff. You know what, you could go back to that policy.
I know it's hard for you guys, but you know what, sometimes you come down a little condescending to people. Remember, you were voted in for and by the people. If things get heated and they get twisted out, the conversation, take a breath. I mean, it's hard, I understand. You know what, but seriously, these people voted you in. Just do right by them. But things get twisted.

Dave, you guys are all tired. The only one smiling is Joe in the corner. That's scary when the Lawyer is smiling, you know you're in trouble.

MAYOR NYCE: He's getting paid.

MR. REED: Good point. That's it.

MAYOR NYCE: Anyone else who wishes to address the Board?

(No response.)

MAYOR NYCE: That will conclude the public portion.

With the exception of the additional
resolution that I intend to read in, there were no changes or amendments to this. So I will offer a resolution adopting the June 2014 agenda as printed. 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 motion carries.

I'd like to offer a resolution placing a moratorium on mass public assembly permits for Mitchell Park starting immediately prior to the public comment, the period which will commence July 28th, on use of Mitchell Park. So moved.

TRUSTEE PHILLIPS: Second.

MAYOR NYCE: Any discussion on that motion?
16 (No response.)
17 MAYOR NYCE: All those in favor?
18 TRUSTEE HUBBARD: Aye.
19 TRUSTEE MURRAY: Aye.
20 TRUSTEE PHILLIPS: Aye.
21 TRUSTEE ROBINS: Aye.
22 MAYOR NYCE: Aye.
23 Any opposed or abstentions?
24 (No response.)
25 MAYOR NYCE: The motion carries.

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1 I'll ask Trustee Murray to read Resolution 2.
2 TRUSTEE MURRAY: RESOLUTION #06-2014-2,
3 RESOLUTION accepting the monthly reports of the
4 Greenport Fire Department, Village Administrator,
5 Village Treasurer, Village Clerk, Community
6 Development Director, Village Attorney, Mayor and
7 Board of Trustees. So moved.
8 TRUSTEE HUBBARD: Second.
9 MAYOR NYCE: All those in favor?
10 TRUSTEE HUBBARD: Aye.
11 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 #06-2014-3, RESOLUTION approving the request of the Greenport Fire Department to use the Fifth Street Beach/Park on August 2, 2014 for the annual Fire Department Picnic. So moved.

TRUSTEE ROBINS: Second.

MAYOR NYCE: All those in favor?

TRUSTEE HUBBARD: Aye.

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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 #06-2014-4, RESOLUTION approving an increase in the hourly wage of John Thompson, from $8.00 per hour to $8.75 per hour, effective May 28, 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 #06-2014-5, RESOLUTION authorizing Treasurer Brandt to perform budget amendment #1108 as attached, to modify the 2013-2014 budget as follows, as Fire Department year-end housekeeping entries:

General Fund:
Increase Appropriations:

A.3410.200 (Fire Dept. Equipment) $39,003.00
A.3410.422 (Fire Office Expense) $3,740.00
A.3410.404 (Fire Fuel Oil) $2,273.00
A.3410.450 (Fire Misc. Expense) $630.00
A.3410.420 (Fire Water, Sewer & Electric) $2,240.00
A.3410.452 (Fire Secretary Serv. Expense) $643.00

Decrease Appropriations:

A.3410.462 (Fire Med. Insurance) $5,514.00
A.3410.430 (Fire Auto Insurance) $21,950.00
A.3410.449 (Fire FICA) $4,200.00
A.3410.451 (Fire Housekeeping Services) $14,951.00
A.3410.458 (Fire Medical Exams) $1,914.00.

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?
MAYOR NYCE: That motion carries.

TRUSTEE MURRAY: RESOLUTION #06-2014-6, RESOLUTION authorizing Treasurer Brandt to perform budget amendment #1118 as attached, to modify the 2014-2015 budget as follows, to fund the payment of accrued time to David Abatelli:

General Fund:

Increase Revenues:
A.5990.000 (Appropriated Fund Balance) $21,475.02

Increase Appropriations:
A.3620.100 (Safety Inspection Personnel) $5,651.32
A.5110.100 (Street Maintenance Personnel) $5,651.32
A.8010.100 (Zoning Personnel) $2,825.66
A.8020.100 (Planning Personnel) $2,825.66
A.8620.100 (Community Development Personnel) $4,521.06

Light Fund:

Increase Revenues:
E.5990 (Appropriated Fund Balance) $1,695.40

Increase Appropriations:
E.0998.000 (Supervisory Labor) $1,695.40

Water Fund:

Increase Revenues:
F.5990.000 (Appropriated Fund Balance) $282.57

Increase Appropriations:

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1. F.8310.100 (Administrative Labor) $282.57
2. Sewer Fund:
3. Increase Revenues:
4. G.5990 (Appropriated Fund Balance) $847.70
5. Increase Appropriations:
6. G.8110.100 (Administration labor) $847.70
7. Recreation Fund:
8. Increase Revenues:
9. R.5990.000 (Appropriated Fund Balance) $32,212.54
10. Increase Appropriations:
11. R.7110.100 (Parks Personnel) $32,212.54

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 #06-2014-7, RESOLUTION authorizing Treasurer Brandt to perform budget amendment #1119 as attached, to

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modify the 2014-2015 budget as follows, to fund the Hawkeye property tax grievance:

General Fund:

Increase Revenues:

A.5990.000 (Appropriated Fund Balance) $167,388.00

Increase Appropriations:

A.1930.400 (Judgment & Claims) $167,388.00.

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 #06-2014-8, RESOLUTION authorizing Treasurer Brandt to perform budget amendment #1120 as attached, to modify the 2013-2014 budget as follows for year-end housekeeping entries:

General Fund:
Increase Appropriations:

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1. A.3620.100 (Safety Inspection Personnel) $129.71
2. A.1210.400 (Mayor Contractual Expense) $9.89
3. A.1325.400 (Treasurer Contractual Expense) $172.72
4. A.4020.100 (Registrar Personnel) $0.12
5. A.8010.100 (Zoning Personnel) $30.29
6. Decrease Appropriations:
7. A.9010.800 (Employees State Retirement) $342.73
8. Light Fund:
9. Increase Appropriations:
10. E.0384.000 (Transportation Equipment) $374.31
11. Decrease Appropriations:
E.0366.000 (Overhead Services) $374.31

Water Fund:

Increase Appropriations:
F.8310.102 (Labor Outside) $406.34

Decrease Appropriations:
F.1680.400 (Computer Technology) $406.34

Recreation Fund:

Increase Appropriations:
R.7020.404 (Office Supplies) $299.90
R.7110.100 (Parks Personnel) $580.84
R.7120.100 (Recreation Center Personnel) $0.74

Decrease Appropriations:  R.1420.400 (Legal) $881.48

So moved.

TRUSTEE PHILLIPS:  Second.

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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?
MAYOR NYCE: That motion carries.

TRUSTEE PHILLIPS: RESOLUTION #06-2014-9, RESOLUTION authorizing Treasurer Brandt to move the following bank accounts from Capital One to Suffolk County National Bank:

NYSERDA, Sewer Wastewater, WWI and Memorial Trust. 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 #06-2014-10, RESOLUTION authorizing Treasurer Brandt to move the following bank accounts from Capital One to
JP Morgan Chase:

Light Consumer Deposit Savings, Light Consumer Deposit Checking, Retirement Savings and T & A Special Trust. 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 #06-2014-11, RESOLUTION authorizing Treasurer Brandt to move the following bank accounts from Capital One to Bridgehampton National Bank:

Light Depreciation Savings, Light Checking and Accounts Payable. 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 #06-2014-12, RESOLUTION approving the Public Assembly Permit Application as submitted by the Hellenic American Taxpayers and Civic Association of Southold Township (HASTCAST) for the use of a portion of Mitchell Park for a free concert, from 6:00 p.m. through 10:00 p.m. on August 23rd, 2014. So moved.
TRUSTEE PHILLIPS: I'll second it. Are we going to table this?
TRUSTEE MURRAY: No, we have to --
TRUSTEE PHILLIPS: We have to decline it.
TRUSTEE MURRAY: We have to decline it.
MAYOR NYCE: (Nodded yes.)
TRUSTEE MURRAY: Or should we strike it off the record -- strike it off the resolution?
MAYOR NYCE: I think at this point, because we have adopted the moratorium as of the beginning of this meeting, we can -- I'm going to ask the Village Attorney for an interpretation, because my brain's about done in.

MR. PROKOP: Well, the question -- I'd have to go back to the wording of the resolution. The question was -- the question being whether we -- the moratorium is on accepting or approving applications. I forget which it is. Was it a moratorium on further -- any further applications?

MAYOR NYCE: It was on further applications, yeah.

MR. PROKOP: Then I think that you should deny each of these applications. I don't think you have a choice.

TRUSTEE MURRAY: So we have to vote on it?

MR. PROKOP: Unless you -- no. You could amend the prior -- you can amend the prior resolution and accept these, or clarify the prior
TRUSTEE ROBINS: I was under the impression that requests that came in prior to the adopting of this resolution would be -- would have to be passed or, you know, considered, at least.

MR. PALLAS: Considered.

TRUSTEE ROBINS: Yeah, considered. And these did come in prior to this last meeting.

MAYOR NYCE: These would have to be considered.

TRUSTEE ROBINS: Yeah.

MAYOR NYCE: We can either table or vote them up or down. My resolution was on not accepting any further applications after tonight, is what my wording for the resolution was.

MR. PROKOP: Okay. Then why don't you vote on it?

MAYOR NYCE: So we've accepted these. We can either vote them through or vote them down. It would be my understanding. I just wanted to make sure that that was correct.
MR. PROKOP: No, I think that -- I think that's correct. That was the language and the intent of the resolution and that's fine. You can vote on any and all of these applications.

TRUSTEE HUBBARD: All right. So we're taking no new applications after tonight, but these were already in?

MAYOR NYCE: These were already in.

TRUSTEE HUBBARD: Yes.

MR. PROKOP: That's correct.

MAYOR NYCE: And as such, you know --

TRUSTEE HUBBARD: We can vote on it.

MAYOR NYCE: Same rules apply, we can vote them up or down.

Is there any further discussion on this one for Hellenic American Taxpayers and Civic Association?

(No response.)

MAYOR NYCE: If not, I'll call the vote.

All those in favor?

TRUSTEE HUBBARD: Aye.
RESOLUTION approving the Public Assembly Permit Application as submitted by Soldier Events for the use of a portion of Mitchell Park for the Annual 5K Walk/Ride, from 7:00 a.m. through 2:30 p.m. on September 13th, 2014. So moved.

TRUSTEE MURRAY: Second.

MAYOR NYCE: Is there any discussion on this motion?
TRUSTEE PHILLIPS: Whereabouts in Mitchell Park are they going to be?

MAYOR NYCE: Is this the same event that we typically had? It's usually right in front of the mechanical building, they put up a stage. They stage the bicycles, then they process out passed the public restrooms, through the mechanical building, down Texaco Alley and out.

TRUSTEE PHILLIPS: Okay. So this is something that we have approved -- I'm sorry. We have approved for the many years it's been --

MAYOR NYCE: This is -- yeah, this is the -- having the Soldier Ride.

TRUSTEE PHILLIPS: Okay.

MAYOR NYCE: And they've been four years, I want to say. Well, they missed one year.

TRUSTEE PHILLIPS: So it's not something new?

TRUSTEE MURRAY: No.

MAYOR NYCE: No.

TRUSTEE PHILLIPS: But it's something
that's been in existence for a while?

MAYOR NYCE: Yeah.

TRUSTEE PHILLIPS: Okay.

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

All those in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE PHILLIPS: Aye.

TRUSTEE ROBINS: Aye.

MAYOR NYCE: Aye.

Any opposed or abstentions?

MR. MURRAY: Aye.

MAYOR NYCE: The motion carries, four in the affirmative and one in the negative.

TRUSTEE MURRAY: RESOLUTION #06-2014-14, RESOLUTION approving the Public Assembly Permit Application as submitted by the Standard Hose Company of the Greenport Fire Department for the use of the grounds at the Station One Firehouse on Third Street, for the annual Chicken Barbecue fundraiser from 4:00 p.m. through 7:00 p.m. on
August 16th, 2014. So moved.

TRUSTEE HUBBARD: Second.

MAYOR NYCE: Any discussion on this motion?

(No response.)

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 #06-2014-15, RESOLUTION approving the request of the Floyd Memorial Library to install a bicycle rack on the cobblestone portion of the Village-owned sidewalk in front of the main library entrance, which is located on North Street. So moved.

TRUSTEE ROBINS: Second.

TRUSTEE PHILLIPS: My understanding is, and I went to the library to look at it today, is that the bike rack is going where they removed one of the large trees?

MAYOR NYCE: Yeah.
TRUSTEE PHILLIPS: Okay. All right.

MAYOR NYCE: Yeah, absolutely.

TRUSTEE PHILLIPS: And then my other question was, and this was -- is, since it's on Village property, if something happens to the person's bicycle, is it going to be well noted that the bike is there and that's their responsibility and we're not held at the Village for anything insurance-wise, correct? How do we handle the other bike racks around the Village that are on Village property if they're stolen? It's the bicycle --

MAYOR NYCE: It's the bicycle owner's responsibility.

TRUSTEE PHILLIPS: That's what I want --

TRUSTEE MURRAY: Free game.

TRUSTEE PHILLIPS: I just want to double-check.

MAYOR NYCE: Yeah, absolutely.

Okay. All those in favor?

TRUSTEE HUBBARD: Aye.
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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 #06-2014-16,
RESOLUTION approving the following performance
and payment schedule for the 2014 "Dances in the
Park" program:
7/07/14:  Wonderama/Steven Dupree – $1,200.00
7/14/14:  Kerry Kearney – $800.00
7/21/14:  Bobby Nathan Band – $700.00
7/28/14:  Boot Scoot Boogie/Shari Yeomans – $400.00
8/04/14:  Latinology/Diane Barrale-Schreck –
$800.00
8/11/14:  Southbound/Michael Deluca – $1,200.00
8/18/14:  Winston Irie/Winston Sumner – $1,200.00
8/25/14:  Lonesharks/Gene Casey – $1,000.00
9/01/14:  Danny Kean/Danny Kean Music Productions –
$600.00
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 #06\$2014-17, RESOLUTION approving the payment of $2,700.00 total to J.C. Productions, at $300.00 per night for technical and lighting support at all nine scheduled performances of the 2014 "Dances in the Park" program.  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 #06-2014\^18, RESOLUTION authorizing Mayor Nyce to sign the Revised PERMA Program Agreement dated May 29th, 2014 between the Village of Greenport and the Public Employers Risk Management Association. So moved.

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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?
Mayor Nyce: The motion carries.

Trustee Hubbard: Resolution #06-2014-19, Resolution scheduling a public hearing for Monday, July 28, 2014 at 6:00 p.m. at the Third Street Fire Station, Third and South Streets, Greenport, New York 11944, with regard to the annual MS4 report; and directing Clerk Pirillo to notice the public hearing accordingly. So moved.

Trustee Robins: Second.

Mayor Nyce: All those favor?

Trustee Hubbard: Aye.

Trustee Murray: Aye.

Trustee Phillips: Aye.

Trustee Robins: Aye.

Mayor Nyce: Aye.

Any opposed or abstentions?

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(No response.)

Mayor Nyce: That motion carries.

Trustee Robins: Resolution #06-2014-20, Resolution appointing Deborah Boyle as
Sub-Registrar of Vital Statistics, effective June 24, 2014 and increasing the hourly wage rate of Deborah Boyle by $1.25 per hour, from $15.53 per hour to $16.78 per hour, per Article VII (Salaries and Compensation), Section 9 (a) – Merit Clause – of the current collective bargaining agreement between the Village of Greenport and the CSEA. So moved.

TRUSTEE PHILLIPS: Second.

MAYOR NYCE: I know we're doing this so that we have additional coverage in the Clerk's Office for the Registrar. I'd like to thank Deborah for stepping up to take this position.

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 PHILLIPS: RESOLUTION #06-2014-21, RESOLUTION authorizing Clerk Pirillo to direct RBC Wealth Management to remit a one-time check made payable to Penflex, Inc. in the amount of $6,179.00 as payment for the 2013/2014 standard administration fees for the Village of Greenport Fire Department Length of Service Awards Program. 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 motion carries.

TRUSTEE MURRAY: RESOLUTION #06-2014-22, RESOLUTION ratifying the hiring of: Marcus Heyward, Vennessa Brooks, Pamela Reed, Brianna VanTuyl, Joann Fischer and Joanne Seeliger as seasonal, part-time employees at the Carousel at $8.50 per hour effective May 23rd, 2014. So
moved.

TRUSTEE HUBBARD: Second.

MAYOR NYCE: All those 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 #06-2014-23, RESOLUTION hiring Tomasz Filipkowski as a part-time, seasonal lifeguard at $12.50 per hour effective June 25th, 2014. 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.

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TRUSTEE ROBINS: RESOLUTION #06-2014-24,
RESOLUTION ratifying the hiring of Laura Rempel
as Counselor at the Recreation Center, at an
hourly rate of $9.00, effective June 13th, 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: Oh, is this mine?

MAYOR NYCE: Yes.
TRUSTEE PHILLIPS: I'm going to be -- I'm going to ask to be recused on this one.

MAYOR NYCE: I will read this one.

RESOLUTION #06-2014-25, RESOLUTION authorizing Attorney Prokop to draft a letter to the owner of the F/V Merit, as a thirty-day notice of lease termination for violation of the codified insurance requirements at the Village of Greenport Commercial Railroad Dock. So moved.

TRUSTEE MURRAY: I'll second that.

MAYOR NYCE: I am assuming you are going to abstain.

TRUSTEE PHILLIPS: Recuse myself, yes.

MAYOR NYCE: Yes, okay. For the record, I'd like to note that Trustee Phillips has recused herself from this resolution.

I'll call the vote. All in favor?

TRUSTEE HUBBARD: Aye.

TRUSTEE MURRAY: Aye.

TRUSTEE ROBINS: Aye.

MAYOR NYCE: Aye.
Any opposed or abstentions?

(No response.)

MAYOR NYCE: That motion carries with four in the affirmative, and one recused.

TRUSTEE PHILLIPS: I'll read the next one?

MAYOR NYCE: Trustee Phillips, yeah, if you'll take 26.

TRUSTEE PHILLIPS: Yes. RESOLUTION #06-2014-26, RESOLUTION scheduling a public hearing for July 28th, 2014 at 6 p.m. at the Third Street Firehouse regarding a proposed local law creating Chapter 114 of the Village of Greenport Code, adopting regulations regarding stormwater management, and amending Chapter 150 to contain language requiring that building projects in the Village comply with the stormwater regulations contained in Chapter 114, and directing Clerk Pirillo to notice the public hearing accordingly. 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 motion carries.

TRUSTEE MURRAY: RESOLUTION #06-2014-27, RESOLUTION scheduling a public hearing for July 28th, 2014 at 6 p.m. at the Third Street Firehouse regarding a proposed local law creating Chapter 114A of the Village of Greenport Code, adopting regulations providing for the enforcement of the stormwater management regulations, and directing Clerk Pirillo to

notice the public hearing accordingly. So moved.

TRUSTEE HUBBARD: Second.

MAYOR NYCE: All those 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.

Resolution 28 was taken care of at the beginning of the meeting.

TRUSTEE HUBBARD: RESOLUTION #06-2014-29, RESOLUTION scheduling a Public Comment Period to accept public input and comments regarding the Public Assembly Permit regulations as related to Mitchell Park, per Chapter 44 (Assemblies, Mass Public) of the Village of Greenport Code and directing Clerk Pirillo to notice the Public Comment Period accordingly. The Public Comment Period will commence at 6:00 p.m. on July 28th, 2014 at the Third Street Firehouse. So moved.

TRUSTEE ROBINS: Second.

TRUSTEE HUBBARD: I was just wondering if we were going to take verbal comments after that.
So, I mean, just -- it's got a starting date, no ending date, correct?

MAYOR NYCE: Right.

TRUSTEE HUBBARD: Okay.

MAYOR NYCE: So we'll start taking -- right. Public comment period will commence six p.m. on July 28th, 2014. So we're going to take public comment that night. And we've already got three public hearings that night.

TRUSTEE HUBBARD: Right.

MAYOR NYCE: Do we want to schedule it for the following month, start the written comment period July 28th, and take the public comment period at the next meeting?

TRUSTEE MURRAY: That one's going to be a long one.

MAYOR NYCE: I mean, we have three public hearings already.

TRUSTEE HUBBARD: Yeah. I mean, the other ones I think on the MS4, I don't think we're going to have a lot of comment on that. I'd rather -- I mean, we put the moratorium on there. I'd rather not wait on it. You know, if it goes on that long, we can reschedule a continuation on
MAYOR NYCE: We can carry it, yeah.

TRUSTEE HUBBARD: Yeah. The point was just to make sure that people, if you're not there, like Mr. Moore questioned, he can make written comments to it.

MAYOR NYCE: Perfect.

TRUSTEE MURRAY: That's all.

MAYOR NYCE: Okay, understood. Just opening it up for discussion.

TRUSTEE HUBBARD: Yeah.

MAYOR NYCE: All right. 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 #06-2014-30,
RESOLUTION approving all checks for Fiscal Year 2013/2014 per the Voucher Summary Report dated June 19th, 2014, in the total amount of $108,388.41 consisting of:

- All regular checks in the amount of $76,991.00, and
- All prepaid checks (including wire transfers) in the amount of $31,397.41. 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 #06-2014-31, RESOLUTION approving all checks for Fiscal Year
2014/2015 per the Voucher Summary Report dated June 19th, 2014, in the total amount of $368,083.57 consisting of:

- All regular checks in the amount of $328,767.67, and
- All prepaid checks (including wire transfers) in the amount of $39,315.90. So

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moved.

TRUSTEE HUBBARD: Second.

TRUSTEE MURRAY: I'm sorry.

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 before this Board. I would like to take -- I realize it's
been a long meeting. I would like to take a few minutes to express my personal thanks, and I believe I speak for the rest of the Board, to Mr. Abatelli.

This is Dave Abatelli's last meeting with us in his official capacity, although he has promised to be a regular visitor, and he's going to stay involved with some of the ad hoc committees and through the Tall Ships event, etcetera, etcetera.

It has been an honor for me, Dave, to work with you. You have truly been -- in the time that I've done work with the Village, you have been described as the heart of the Village; that in everything that you have done, you have looked to try to make sure that the right thing is being done, but that everyone comes out of it with something in a positive aspect. And it is -- it has really been -- it has been a great pleasure. I have learned a great deal from you, the wealth of knowledge in the 300-and-some years that I
think you've worked for the Village.

(Laughter)

MAYOR NYCE: You've acquired quite a bit
of -- you've amassed quite a bit of knowledge,
and have never been afraid of passing that on, in
all of its good things and bad things, like
things that work, things that don't. I want to
thank you for your service to the Village.

I think I could speak for the Board, but I
would open it up if anyone wishes to express
their thanks. But sincerely, from the bottom of
my heart, thank you very much for all that you've
done for the Village of Greenport. I'm
tongue-tied.

(Applause)

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MAYOR NYCE: I guess, in hindsight, I could
have done that at the beginning of the meeting
when the room was packed.

(Laughter)

MR. ABATELLI: It wouldn't have set the
right tone. I appreciate it.
(Laughter)

TRUSTEE PHILLIPS: David, I have to say that we had this discussion the other day, and I probably have known you, or one of the people that I've known the longest within the Village. And we lived through Planning Board, we lived through Zoning Board, we lived through 123 Sterling Art in '78, Kaplan's Market, we lived through the property on the corner of Third Street. And throughout all of that time, as controversial as everything got, you always presented a positive -- a positive spin on this, looking at all sides of the issue and not just one.

You're a fantastic Carousel master. That Carousel is your heart and soul, and you've made it the heart and soul of the city -- the Village as well.

So I just want to say, since 1977, my old friend, I hope to see you on the committees in the next month. Congratulations and thank you.
very much.

MAYOR NYCE: Julia?

TRUSTEE ROBINS: Yeah.

MR. ABATELLI: Thank you all. I mean, it really is a great privilege to have this job, which now has been basically my adult life. And it's really -- it's really great. And I really -- as I have said, really looking forward that the future of the Village is only going to get better and better. And we have a great group here, a great staff, and all the other Village staff. It's really been a great experience. Thank you.

MAYOR NYCE: Absolutely.

TRUSTEE ROBINS: I just wanted to say, you know, Dave, you and I kind of had parallel careers here in the Village. And I got to know you originally when I was a builder, doing projects here. And you might be surprised to know that at one point, Dave actually put a stop order, stop-work order on one of my jobs.

(Laughter)

TRUSTEE ROBINS: So I guess maybe, you
know, that was back in the days where enforcement was a little stricter.

But, anyhow, you know, we've served on committees together, we've been involved with the Carousel. You know, I was part of that original group that brought the Carousel here to town. And it's always been a pleasure. And, you know, you are Mr. Greenport, as far as I'm concerned. You're always out on the street, you're always -- you've always been that hands-on kind of person. I really feel that you know our Village intimately.

And I look forward to continuing a working and friendship relationship with you, you know, for many years to come. So thank you very much, Dave.

MR. ABATELLI: Thank you.

MAYOR NYCE: Anyone else?

TRUSTEE HUBBARD: Yeah, I'll just --

MR. ABATELLI: Your father hired me, so you're the --

(Laughter)

TRUSTEE HUBBARD: Exactly, and I'm
following up on that. Now, Dave, my father enjoyed working with you, a lot of stuff you did with him, all the other stuff, and I've enjoyed continuing on working with you. It's been a pleasure through these years, and I'm going to miss you. You know, a lot of the little projects, everything else, I needed something, I would just give you a phone call and you always took care of it. But enjoy your retirement. Thank you.

TRUSTEE MURRAY: If I talk too much, I'll start crying.

(Laughter)

TRUSTEE MURRAY: No, Dave. I really enjoyed it. Thank you for all your help, and that's all I'm going to say. I'll see you around.

MR. ABATELLI: Sorry I never got a chance to issue you a stop-work order.

(Laughter)

MAYOR NYCE: You don't -- do you have any
laying around? You've got 'til what, end of day tomorrow?

MR. ABATELLI: No, Monday.

TRUSTEE PHILLIPS: June.

MAYOR NYCE: Right. Oh, June. Oh, you've got time, you got all week.

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TRUSTEE MURRAY: Yeah, he's got a week.

TRUSTEE HUBBARD: He'll find you.

MAYOR NYCE: All right. So that officially concludes the business before the Board. I will offer a motion to adjourn to Executive Session to discuss a legal matter.

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?

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

(Whereupon, the meeting was adjourned at
8:49 p.m.)

CERTIFICATION

STATE OF NEW YORK

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 June 23, 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 8th day of July, 2014.

__________________________
Lucia Braaten