

VILLAGE OF GREENPORT

VILLAGE BOARD

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BOARD OF TRUSTEES - REGULAR MEETING

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236 Third Street
Greenport, NY 11944

May 29, 2012

6:00 p.m.

Appearances:

David Nyce - Mayor.

George Hubbard, Jr., - Deputy
Mayor

Chris Kempner.

David Murray.

Mary Bess Phillips.

Sylvia Pirillo - Village Clerk.

Dave Abatelli - Village Admin.

Joe Prokop - Village Attorney --

Not present.



ORIGINAL

1 MAYOR NYCE: Today is May 29, 2012. Mr.
2 Prokop is not with us tonight. It being now
3 just after six p.m. and I will call this
4 meeting to order. Please stand and join us in
5 the Pledge of Allegiance.

6 (Whereupon the Board and Public stood for
7 the Pledge of Allegiance and a moment of
8 silence.)

9 Thank you. You may be seated.

10 So before we get into the two public
11 hearings, a continuation and a public hearing,
12 I have a couple of announcements. First, is
13 that the Relay for Life will be held this
14 coming weekend. June 2 overnight into June 3
15 at Jean Cochran Park. They raise money for
16 cancer research and it's a wonderful cause. If
17 you can and have the time it's a great event so
18 go and participate. The Village will be a
19 co-hosting a fishing tournament June 15 through
20 the 17. Co-hosted with the American Legion
21 Hall. I should just let you do this. What are
22 they fishing for?

23 MR. MURRAY: It's going to be a tournament
24 based on fishing for Stripers, Bluefish and
25 there is going to be three categories; fly rod,

1 light tackle and heavy weight, and we are going
2 to be working with the American Legion Hall.
3 We are also going to have the dinner Saturday
4 night at the Hanffs Boatyard where the
5 Costello's are putting on the fish fry's and we
6 will have some conversation about that. It's
7 going to be an all weekend, Friday, Saturday
8 and Sunday tournament.

9 MAYOR NYCE: Sounds like a wonderful event.
10 Good luck with that.

11 MR. MURRAY: Thanks.

12 MAYOR NYCE: Another announcement. May is
13 building safety month. Please ensure your
14 smoke and CO detectors in your house are in
15 proper working order. It would be a good time
16 to check the batteries and change them out
17 around your house and keep them updated for
18 safety. We suggest you take care of.

19 The next few are a couple updates for the
20 Board. Osprey Zoned Wetlands Permit
21 Application was going to have their public
22 hearing tonight sent a letter requesting a
23 postponement. If the Board has not objection
24 I'm going to add a resolution to the agenda at
25 the front of the agenda to notice, have the

1 clerk notice the public hearing for the 25 of
2 June at six p.m. Does anyone have an objection
3 to that being done? No, okay.

4 The next one is the group that has
5 purchased the old Chowder Pot Pub called, "The
6 Blue Canoe," has asked as they are getting
7 their business open and ready for the season if
8 the Board would consider waving the thirty day
9 notification required by the State Liquor
10 Authority for a new liquor license application.
11 We can discuss this under announcements and if
12 the public wanted to weigh in they could as
13 well. My feeling is if we can get another
14 business up and running in the Village it would
15 be a privilege. I understand we have rules and
16 procedures with the State Liquor Authority for
17 notification. We also know that that premises
18 there had their liquor license already, as it's
19 a new bar but not really it's sort of a re-up.
20 Does the Board have any comment or any problems
21 with the offering to the resident to waive that
22 thirty day notification period?

23 None? Then I will offer that resolution
24 before we get started on the regular meeting.

25 The last announcement is concerning this

1 past weekend and the Tall Ships event that
2 transpired. First of all I am very tired.
3 There aren't enough thanks around to thank
4 particularly the volunteers. One of them is
5 sitting there. John worked tirelessly all
6 weekend long for no money directing people
7 through ships. It was a massive event and I
8 think the sponsors did a fantastic job. The
9 management staff worked all weekend. The
10 people that we hired to do the event did a
11 spectacular job as well. I think the event
12 came together fairly well and the event a
13 success. There will be a full accounting at
14 the next monthly meeting as we did not have
15 time to get all of the materials calculated all
16 the revenues counted but I'm fairly confident
17 in saying we at least broke even. So far we
18 are trying to figure out the net overages but
19 we are confident that we at least broke even
20 and what additional revenues from the sponsors
21 that were acknowledged, and we are also waiting
22 for bills to come in that were not on the
23 agenda. The clerks office is doing their best
24 to make sure that everything is being done as
25 well as for support. We will get through this.

1 I am proud of our Village. I am very proud of
2 everybody. Everybody stepped up and the people
3 who came here want us to do this every year. I
4 said, no. But it was a spectacular event
5 overall and thanks to all who participated.

6 With that we have two public hearings.
7 First is the continuation of the Exxon-Mobil
8 conservation easement hearing. Prior to
9 reopening that I will say that Trustee Kempner
10 and I have had an opportunity to meet
11 Exxon-Mobil one additional time to discuss the
12 cleanup of the property there and I would like
13 to basically reframe the discussion before we
14 open it up for public comment. Really all we
15 are looking for is whether this Board wants to
16 participate in this conversation. We know that
17 the property owner has the right to transfer
18 his property and create a conservation easement
19 for the property in the town of Southold
20 without there say so. We discussed and they
21 heard our request about to loss of tax revenue
22 on the property. We again are not -- there is
23 nothing we can do to maintain that tax revenue.
24 The property owner has the right to do with
25 that property what they are proposing to do

1 within the law. With that I will open it up to
2 the public. Is there anyone from the public
3 that wishes to address the Board and their
4 comments will be taken down for the public
5 record at this time?

6 MR. SWISKEY: William Swiskey. 184 Fifth
7 Street. Trustee Kempner had asked the DEC for
8 a review of the file, well after she did that I
9 talked and I actually e-mailed the DEC to see
10 the file under the Freedom of Information Act
11 but they still haven't responded which is
12 strange, they should have responded by now. I
13 would be a little cautious in making something
14 going on. As soon as I get a response Chris,
15 I'll let you know.

16 MAYOR NYCE: Is there anyone else that
17 wishes to address the Board on this?

18 If not I'll entertain a motion to close
19 this public hearing.

20 MR. MURRAY: I'll make a motion to close
21 this public hearing.

22 MAYOR NYCE: Is there a second?

23 MR. HUBBARD: Second.

24 MAYOR NYCE: All in favor?

25 THE BOARD: Aye.

1 MR. NYCE: Any opposed or abstentions?

2 That hearing is closed, and again time wise
3 they are going to do what they are going to do.
4 They will allow us to participate in this
5 conservation if we choose to. Do we want to
6 discuss that at our next work session?

7 MS. PHILLIPS: Yes.

8 MAYOR NYCE: So we will put it on next
9 months agenda. I don't think it will change
10 the time frame for them to move ahead one way
11 or the other by June but we should be okay.
12 All right. We will make sure it's on the next
13 work session.

14 The next public hearing is on the proposed
15 local law amending Chapter 105 of the Sewer
16 Code for the Village of Greenport. This is an
17 updating of the code that we already have for
18 cross connection, backflow prevention in the
19 Village of Greenport. It pertains to
20 commercial properties as I understand it.
21 Primarily this is to prevent anyone from having
22 any backflow go into the public water supply
23 from this common source. This public hearing
24 has been properly noticed. Anyone wishing to
25 make a comment can do so at this time and they

1 will be taken down for the record. Is there
2 any correspondence?

3 THE CLERK: No, sir.

4 MAYOR NYCE: Is there anyone here at this
5 public hearing who wishes to address the Board
6 on this local law?

7 MR. MOORE: Doug Moore. 145 Sterling
8 Street. I'm a member of the Zoning Board of
9 Appeals as Chair. And in that position now am
10 a member of the Code Committee. I think this
11 translation passed through before I became a
12 member as far as discussion. Normally I would
13 come in after it was directed back to Code
14 Committee but I think there are a few
15 suggestions for the legislation. First of all
16 I'm not familiar with what section of the code
17 that actually already exists and sits in
18 whether or not it's in Section 105 or not. I
19 looked on line in the E360 but I didn't find
20 it. 105 refers to sewers that is actually
21 potable water so perhaps it should be with the
22 water section within the Village Code, just as
23 a suggestion. Or rename the sewer section of
24 the code to include potable water because of
25 this cross connection with the water supply.

1 One issue that I think is missing is on the
2 second page, "New Commercial Buildings." I
3 think we should also have some version in there
4 that should include marina property. That is
5 one very important cross connection in support
6 of Greenport marina. There is a reference for
7 residential accounts and was requiring check
8 variances, I believe and I have to question why
9 check variances are installed in residential
10 properties when there is no attic. Doesn't
11 seem to make much sense especially when there
12 are no such variances for commercial property
13 and they may be excused from having cross flow
14 protection.

15 MAYOR NYCE: I had asked them to start
16 doing this in stages. There is already code
17 wording that is used for commercial property
18 and did not include residential. That's what
19 this is about.

20 MR. MOORE: And then it mentions the RPZ
21 devices for much of the heating enclosure for
22 above the ground, I don't know if that is the
23 right syntax, an above ground heater as opposed
24 to one beneath the ground.

25 MAYOR NYCE: Above ground vault.

1 MR. MOORE: Yes, I don't know where that
2 heater would be. But just on Page (4) there is
3 a typo at the top of test score. The main
4 point that I would make is that I think that
5 you should have specific versions including
6 residential as it is in the code to improve
7 operations.

8 MAYOR NYCE: That is an important issue.
9 Thank you.

10 Is there anyone else that wishes to address
11 the Board on this?

12 MR. SWISKEY: Somebody pointed out to me
13 about 105-42,D, Residential accounts with no
14 degree of hazard will be required to have dual
15 checks done. So what are you talking about
16 every house in the Village.

17 MAYOR NYCE: The question has been asked
18 and answered and I would ask that you please
19 move on.

20 MR. SWISKEY: I didn't get an answer.

21 MAYOR NYCE: Yes, you did. Residential is
22 not supposed to be in this code.

23 MR. SWISKEY: So then --

24 MAYOR NYCE: I will be asking for that
25 portion to be removed before we take action.

1 MR. SWISKEY: All right. Thank you.

2 MAYOR NYCE: Anyone else wishing to address
3 the board?

4 MR. MUNN: John Munn (Phonetic), Greenport,
5 New York. Last year I had a sprinkler system
6 and I had to back it off the regular system.
7 They put in on a separate meter and I don't
8 understand the accounting. Like it might be
9 after the season was over I requested can I
10 take the meter out for the time I am not using
11 it, So I don't get a multiple service fee for
12 the extra meter being that I don't use it for
13 nine months. I know there might be fees for
14 the Village to come in and take it out and then
15 put it back in or whatever but it might be
16 cheaper to do that than just leave it there for
17 nine months and not use it. So again I don't
18 know if this is even part of that but I have
19 been looking for an answer on that.

20 MAYOR NYCE: I will see that you get an
21 answer on that particular. I think we had a
22 couple of other people ask about that on Sandy
23 Beach etc, etc. I am working with the water
24 department to come up with an answer for you as
25 to whether there is a fee or whether there is

1 no fee, and what that would be and it might
2 make more sense for those customers to have us
3 remove and reinstall that meter at the end and
4 beginning of the season less the monthly
5 license. Thank you.

6 Is there anyone that wishes to address the
7 Board on this item?

8 If not the Board at this time will discuss
9 whether to close this public hearing or have it
10 remain open. We may have to redo it but change
11 the wording.

12 MS. PHILLIPS: That's what I was thinking.

13 MAYOR NYCE: Why don't we close it and send
14 it back to the Code Committee for discussion
15 and the Village Attorney can make a
16 recommendation.

17 MS. PHILLIPS: Can I make recommendation
18 that the Village Attorney be here when we redo
19 the hearing.

20 MAYOR NYCE: Absolutely. I will entertain
21 a motion to close the public hearing.

22 MS. PHILLIPS: I make a motion to close the
23 public hearing.

24 MR. HUBBARD: Second.

25 MAYOR NYCE: Motion has been made and

1 seconded. All in favor?

2 THE BOARD: Aye.

3 MAYOR NYCE: Any opposed or abstentions?

4 That motion carries.

5 Point of clarification presently Mike and
6 Michelle Bendik request a postponement. I am
7 assuming they are still planning to do the
8 Skate Park Festival again this year. I don't
9 imagine there will be a change in their
10 program. We have supported it in years past.
11 I think they want to come and submit their
12 proposal in writing to the Board and when I do
13 get that submission I will circulate it to the
14 Board and we can official act on it at next
15 months meeting. I believe they are probably
16 setting it for July. July again this year?

17 THE CLERK: They think so.

18 MAYOR NYCE: When they submit their
19 proposal we will take official action on it.

20 Next will be the public portion of the
21 meeting. Is there anyone from the public that
22 wishes to address the Board on any topic you
23 want at this time?

24 MR. SWISKEY: William Swiskey. 184 Fifth
25 Street. A few days ago I got my hands on basic

1 Bond provisions about four pages. I was leafing
2 through it and I remember exactly the answers
3 after everybody had asked their questions at
4 the budget hearing and it was residential and
5 no fire department bonds involved in this
6 refinancing. Don't quote me on that but I
7 asked people what they said. But if we
8 refinance the fire department bonds from three
9 hundred and thirty some thousand dollars I mean
10 some of this equipment may be worn out before
11 these twelve year extension on these bonds are
12 paid for. And also I notice the bonding is for
13 4,190,000 and the final payout is well over
14 five million there is not much achieving and
15 some of the interest rates well above 3.0 that
16 I noticed. I would urge that the Board sit
17 down with the treasurer and Munistat and get
18 the full facts because full facts actually
19 weren't present at that meeting.

20 MAYOR NYCE: Anyone else wishing to address
21 the Board?

22 MR. MUNN: I was down at the Fifth Street
23 Park last week and I noticed somebody actually,
24 I think it was copper cables that were cut all
25 along and a braided metal cover that was around

1 those cables and whoever stole the wire left
2 all this mesh that they took off the cables on
3 the beach. It's sharp and I know that that
4 beach is getting used this summer with kids. I
5 think it's a concern and when Verizon came in
6 to do whatever they had to do they left these
7 two big junction boxes right on the beach with
8 the cable hanging out laying there, they didn't
9 cut them up or anything, they didn't cover them
10 up. It's really a mess. The wires are all
11 over and just hanging there and somebody could
12 get poked in the eye with it. So I think we
13 should contact Verizon.

14 MAYOR NYCE: We did and they didn't do
15 anything so maybe they need another call or
16 something. We know there is a problem. Right.
17 Thank you.

18 Is there anyone else that wishes to address
19 the Board? If not, we will move to our regular
20 agenda. Before I do that Residence 24, when we
21 get to it I am going to offer a motion to
22 rescind. Sigrid Burton would like to serve on
23 the Planning Board but at the moment
24 unfortunately her mother is ill and lives in
25 California. She is not sure of what amount of

1 time she will be able to spend so would like
2 additional time. So I'm frantically looking
3 for members for this Planning Board. At this
4 point I don't know if we have enough for a
5 quorum. It's desperate. If Anybody sees they
6 have time for the meetings please let me know
7 if you are interested.

8 There are two resolutions that I would like
9 to offered prior to getting into the regular
10 agenda. One is an offer of a motion to
11 authorize the Clerk to notice the public
12 hearings of the Wetlands Permit Applications as
13 we did the Osprey Zone for June 25, 2012 at six
14 p.m. So moved.

15 MS. PHILLIPS: Second.

16 MAYOR NYCE: Seconded by Trustee Phillips.
17 All those in favor?

18 THE BOARD: Aye.

19 MAYOR NYCE: Any opposed or abstentions?

20 That motion carries.

21 I will offer a resolution at this point and
22 make a motion that the Board waive the thirty
23 day notification for the State Liquor Authority
24 application for The Blue Canoe at the site of
25 the old Chowder Pot Pub in order for them to

1 open for the coming season.

2 MS. KEMPNER: Second.

3 MS. PHILLIPS: The only comment I have to
4 make as Mr. Murray has not looked at the site,
5 is that at the building inspector has
6 questioned the CO situation in dealing with the
7 liquor license and I know that some other
8 people who have renewals have questioned why
9 they need to go through the process. I think
10 we should just know that. I understand that
11 wanting to get the business up and running but
12 I just want to make sure everyone is aware of
13 the facts that that is the reason that we are
14 doing this and there is a process that we are
15 going to let go to get them up and running.

16 MAYOR NYCE: Absolutely. Any other
17 discussion on this motion?

18 I will call a vote then. All of those in
19 favor?

20 THE BOARD: Aye.

21 MAYOR NYCE: Any opposed or abstentions?

22 That motion carries.

23 I will offer a resolution to adopt the May
24 2012 agenda as printed.

25 MS. KEMPNER: Second.

1 MAYOR NYCE: All in favor?

2 THE BOARD: Aye.

3 MAYOR NYCE: Any opposed or abstentions?

4 That motion carries.

5 MS. KEMPNER: Resolution #5-2012-2,
6 Resolution accepting the monthly reports of the
7 Greenport Fire Department, Village Clerk,
8 Village Treasurer, Village Administrator,
9 Director or Utilities, Village Attorney, Mayor
10 and the Board of Trustees. So moved.

11 MS. PHILLIPS: Second.

12 MAYOR NYCE: All in favor?

13 THE BOARD: Aye.

14 MAYOR NYCE: Any opposed or abstentions?

15 That motion carries.

16 MR. HUBBARD: Resolution # 5-2012-3,
17 Resolution ratifying the resolution previously
18 approved by the Board of Trustees during the
19 work session meeting held on May 21, 2012;
20 authorizing Mayor Nyce to sign the
21 Inter-Municipal Agreement with the Town of
22 Southold and KVS for access to Southold Town
23 Data and Information for Village of Greenport
24 Tax Bill. So moved.

25 MR. MURRAY: Second.

1 MAYOR NYCE: All in favor?

2 THE BOARD: Aye.

3 MAYOR NYCE: Any opposed or abstentions?

4 That motion carries.

5 MAYOR NYCE: Resolution # 5-2012-4,
6 Resolution approving the application for
7 membership of William A. Thum to the Relief
8 Hose Company of the Greenport Fire Department,
9 as previously approved by the Greenport Fire
10 Department Board of Wardens on May 16, 2012.
11 So moved.

12 MS. PHILLIPS: Second.

13 MAYOR NYCE: All of those in favor?

14 THE BOARD: Aye.

15 MAYOR NYCE: Any opposed or abstentions?

16 That motion carries.

17 MS. PHILLIPS: Resolution # 5-2012-5,
18 Resolution approving the application for
19 membership of Thomas Costas to the Relief Hose
20 Company of the Greenport Fire Department, as
21 previously approved by the Greenport Fire
22 Department Board of Wardens on May 16, 2012.

23 MR. HUBBARD: Second.

24 MAYOR NYCE: All in favor?

25 THE BOARD: Aye.

1 MAYOR NYCE: Any opposed or abstentions?

2 That motion carries.

3 MS. KEMPNER: Resolution # 5-2012-6,
4 Resolution approving the Public Assembly Permit
5 Application as submitted by the Standard Hose
6 Company of the Greenport Fire Department for
7 the use of the grounds at the Station One
8 Firehouse on August 18, 2012 from 7 a.m. to 9
9 p.m. for the annual chicken barbecue. So
10 moved.

11 MR. MURRAY: Second.

12 MAYOR NYCE: All in favor?

13 THE BOARD: Aye.

14 MAYOR NYCE: Any opposed or abstentions?

15 That motion carries.

16 MR. HUBBARD: Resolution # 5-2012-7,
17 Resolution authorizing the Greenport Fire
18 Department to solicit bids for the purchase of
19 ten complete sets of turn-out gear, and further
20 to direct Clerk Pirillo to notice the bid
21 accordingly. So moved.

22 MR. MURRAY: Second.

23 MAYOR NYCE: Just for clarification we
24 discussed this at the work session, the bid
25 came back higher than anticipated so the bid

1 they need was actually bid for this years
2 budget and we are trying to get their voucher
3 to do that so that come next year it's in the
4 budget. Trying to work that out of the budget.

5 (At which time a discussion was had by Ms.
6 Phillips, Mayor Nyce and Mr. Hubbard not on the
7 record.)

8 MAYOR NYCE: Any further discussion? All
9 in favor?

10 THE BOARD: Aye.

11 MAYOR NYCE: Any opposed or abstentions?

12 That motion carries.

13 MR. MURRAY: Resolution # 5-2012-8,
14 Resolution authorizing Treasurer Kagel to
15 perform the attached budget modifications for
16 the following departments: Fire, General,
17 Road, Electric, Sewer, and Water. So moved.

18 MS. PHILLIPS: Second.

19 MAYOR NYCE: I have an explanation there
20 were certain numbers we couldn't get into the
21 computer for the budget modifications and it as
22 confirmed with the Village Attorney to make
23 sure that they could be funded this way without
24 having to go through each individual budget
25 modification for a vote. We wanted to list

1 which funds and which portion of the funds so
2 you can research the attachment.

3 All in favor?

4 THE BOARD: Aye.

5 MAYOR NYCE: Any opposed or abstentions?

6 That motion carries.

7 MS. PHILLIPS: Resolution # 5-2012-9,
8 Resolution adjusting salary and hours for the
9 current Treasurer and Deputy Treasurer as
10 follows: Treasurer Kagel - from 20 hours per
11 week to seven hours per week, with an annual
12 salary reduced from \$59,000 to \$20,000 and
13 Deputy Treasurer Brandt - from 15 hours per
14 week to 32 hours per week with an annual salary
15 increase from \$27,000 to \$49,000. So moved.

16 MS. KEMPNER: Second.

17 MAYOR NYCE: As discussed at the work
18 session we are going to have the work done by
19 the person most capable of doing it and allow
20 for people to come up through the ranks within
21 their department. Deputy Treasurer Brandt will
22 also now be eligible for health benefits.
23 That's basically a net gain for the Village.
24 There is slightly less money being spent on
25 salaries even with the health benefits included

1 with the shift. They had asks that as we
2 discussed in the work session that we bring up
3 each worker there is the potential for a
4 part-timer or someone else for the clerks
5 office. We basically know that that change in
6 salary works in favor of the Village Clerk with
7 shift hours and is allowing us to separately
8 address the bigger picture and things that we
9 hired her to do. If there no further
10 discussion? All in favor?

11 THE BOARD: Aye.

12 MAYOR NYCE: Any opposed or abstentions?

13 That motion carries.

14 MS. KEMPNER: Resolution # 5-2012-10,
15 Resolution approving the use of the Old
16 Schoolhouse by Bob Jester from 9 a.m. to 10
17 a.m. on the following days: June 4, 2012, June
18 5, 2012 and June 6, 2012; and on weekdays from
19 July 1, 2012 through August 3, 2012; for the
20 purpose of conducting a marine science class
21 for the children of Greenport community. So
22 moved.

23 MR. HUBBARD: Second.

24 It's a wonderful thing that schoolhouse
25 being used for education again. That's really

1 cool. I would like to thank Mr. Jester and his
2 partner in crime Mr. David Bursten from the
3 electric launch Glory. They do a combination
4 of a classroom on then on the water and
5 waterside education. It is a very cool
6 program. They are very sensitive of the
7 Greenport area and being in Greenport there
8 will be a lot of Greenport kids although Mr.
9 Jester has some Riverhead students that will
10 participate as well. It includes both town
11 Riverhead and Greenport. I would to thank both
12 of them for the record.

13 All in favor?

14 THE BOARD: Aye.

15 MAYOR NYCE: Any opposed or abstentions?

16 That motion carries.

17 MR. HUBBARD: Resolution # 5-2012-11,
18 Resolution accepting with regret the
19 resignation of Marjorie Alexander as an
20 employee of the Village of Greenport, effective
21 May 3, 2012. So moved.

22 MR. MURRAY: Second.

23 MAYOR NYCE: All of those in favor?

24 THE BOARD: Aye.

25 MAYOR NYCE: Any opposed or abstentions?

1 That motion carries.

2 MR. MURRAY: Resolution # 5-2012-12,
3 Resolution adopting the proposed Local Law of
4 2012 regarding notification procedures for the
5 Zoning Board of Appeals and Village Planning
6 Board. So moved.

7 MS. PHILLIPS: Second.

8 MAYOR NYCE: I just want to remind everyone
9 this is for the Planning Board applications get
10 noticed and Zoning Board applications get
11 noticed with a placard so that the public
12 notification includes a placard as well as a
13 certified letter to the neighbors to inform
14 them there is an action on the property all
15 together.

16 All in favor?

17 THE BOARD: Aye.

18 MAYOR NYCE: Any opposed or abstentions?

19 Motion carries.

20 MS. PHILLIPS: Resolution # 5-2012-13,
21 Resolution approving the memorandum of
22 Agreement dated May 9, 2012 which resolves a
23 grievance between the Village of Greenport and
24 an employee. So moved.

25 MR. HUBBARD: Second.

1 MAYOR NYCE: All in favor?

2 THE BOARD: Aye.

3 MAYOR NYCE: Any opposed or abstentions?

4 Motion carries.

5 MS. KEMPNER: Resolution # 5-2012-14,
6 Resolution authorizing Clerk Pirillo to begin
7 the process of hiring a full-time Clerk Typist
8 from the Suffolk County Civil Service list to
9 fill an existing open position in the Clerk's
10 Office. So moved.

11 MR. MURRAY: Second.

12 MAYOR NYCE: As clarification we discussed
13 this at the work session and this is the
14 beginning stages of it the call list and the
15 start looking at what is available and finding
16 one that is sufficient for the position and
17 will be in the Clerk's office and working with
18 the Treasurer's office and see if we can
19 combine in some way the needs of both
20 departments.

21 If there is no further discussion. All in
22 favor?

23 THE BOARD: Aye.

24 MAYOR NYCE: Any opposed or abstentions?

25 That motion carries.

1 MR. HUBBARD: Resolution # 5-2012-15,
2 Resolution authorizing Director of Utilities
3 Naylor to attend the New York State
4 Environmental Facilities Corporation Planning
5 Grants Presentation at Farmingdale University
6 on June 5, 2012 from 2 p.m. to 4:30 p.m., with
7 the mileage charge of \$43.55 to be expensed
8 from line item number G.8110.405, Executive
9 Department. So moved.

10 MS. KEMPNER: Second.

11 MAYOR NYCE: All in favor?

12 THE BOARD: Aye.

13 MAYOR NYCE: Any opposed or abstention?

14 That motion carries.

15 MR. MURRAY: Resolution # 5-2012-16,
16 Resolution to ratify the part-time, seasonal
17 hiring of Kurt Schmalz at eight per hour and
18 Tyler LaMorte at seven twenty-five per hour as
19 marina park attendants, effective April 20,
20 2012. So moved.

21 MS. PHILLIPS: Second.

22 MAYOR NYCE: All in favor.

23 THE BOARD: Aye.

24 MAYOR NYCE: Any opposed or abstentions?

25 Motion carries.

1 MS. PHILLIPS: Resolution # 5-2012-17,
2 Resolution to ratify the part-time seasonal
3 hiring of, Noel Neagle, Karrah Rust, Melissa
4 Bondachuk, Ciara Wilson, Barbara Schneider,
5 Yvonne Moore and Kelly Peragallo at nine per
6 hour as Marina Cashiers, effective April 16,
7 2012.

8 MS. KEMPNER: Second.

9 MAYOR NYCE: Ciara Wilson and this group
10 having been just hired just last weekend for
11 the Tall Ships event did a bang up job.

12 All of those in favor?

13 THE BOARD: Aye.

14 MAYOR NYCE: Any opposed or abstentions?

15 That motion carries.

16 MS. KEMPNER: Resolution # 5-2012-18,
17 Resolution approving the revised contract
18 between the Village of Greenport and Kathleen
19 McDowell for campground management services.
20 The original contract having been previously
21 approved per Resolution #3-2012-18 at the March
22 26, 2012 regular meeting of the Board of
23 Trustees of the Village of Greenport and
24 authorizing Village Administrator David
25 Abatelli to execute the revised contract. So

1 moved.

2 MR. HUBBARD: Second.

3 MAYOR NYCE: All of those in favor?

4 THE BOARD: Aye.

5 MAYOR NYCE: Any opposed or abstentions?

6 That motion carries.

7 MR. HUBBARD: Resolution # 5-2012-19,

8 Resolution allowing the Village Administrator

9 Abatelli to attend the free Consolidated

10 Funding Application Workshop at Stony Brook

11 University on June 20, 2012. So moved.

12 MR. MURRAY: Second.

13 MAYOR NYCE: All of those in favor?

14 THE BOARD: Aye.

15 MAYOR NYCE: Any opposed or abstentions?

16 That motion carries.

17 MR. MURRAY: Resolution # 5-2012-20,

18 Resolution authorizing Mayor Nyce to sign the

19 letter of engagement between the Village of

20 Greenport and Mark Cuthbertson, Esq., as

21 recommended by Village Attorney Prokop, to

22 assist the Village with the condemnation of

23 Amer property.

24 MS. PHILLIPS: Second.

25 MAYOR NYCE: All of those in favor?

1 THE BOARD: Aye.

2 MAYOR NYCE: Any opposed or abstentions?

3 That motion carries.

4 MS. PHILLIPS: Resolution # 5-2012-21,
5 Resolution accepting the proposal as submitted
6 by Thomas Conoscenti & Associates, Inc., as the
7 sole responder to the Request for Proposals for
8 Economic Development, per the opening on April
9 12, 2012. The acceptance is contingent upon
10 the Village obtaining funding from and outside
11 source to fund the work. So Moved.

12 MS. KEMPNER: Second.

13 MAYOR NYCE: All in favor?

14 THE BOARD: Aye.

15 MAYOR NYCE: Any opposed or abstentions?

16 That motion carries.

17 MS. KEMPNER: Resolution # 5-2012-22,
18 Resolution authorizing Trustee Chris Kempner to
19 begin the process of applying for a grant to
20 fund the Economic Development proposal as put
21 forth by Thomas Conoscenti & Associates, Inc.,
22 at the bid opening on April 12, 2012, and which
23 was accepted by the Board of Trustees on May
24 29, 2012, contingent upon the Village obtaining
25 funding from an outside source to fund work.

1 MS. PHILLIPS: Second.

2 MAYOR NYCE: All of those in favor?

3 THE BOARD: Aye.

4 MAYOR NYCE: Any opposed or abstentions?

5 That motion carries.

6 MR. HUBBARD: Resolution # 5-2012-23,
7 Resolution approving the Public Assembly Permit
8 Application as submitted by the American Legion
9 Hall Burton Potter Post #185, for the use of a
10 portion of the Mitchell Park Marina for the
11 Fishing Tournament to be held from June 15,
12 2012, through June 17, 2012. So moved.

13 MS. PHILLIPS: Second.

14 MAYOR NYCE: All of those in favor?

15 THE BOARD: Aye.

16 MAYOR NYCE: Any opposed or abstentions?

17 That motion carries.

18 MAYOR NYCE: I am going to offer a motion
19 to rescind Resolution #5-2012-24 as submitted.

20 MS. KEMPNER: Second.

21 MAYOR NYCE: All in favor?

22 THE BOARD: Aye.

23 MAYOR NYCE: Any opposed or abstentions?

24 That motion carries.

25 MR. MURRAY: Resolution # 5-2012-25,

1 Resolution authorizing Village Attorney Prokop
2 to file an appeal on a portion of the decision
3 of the Supreme Court in the Manning Plumbing
4 litigation. So moved.

5 MS. PHILLIPS: Second.

6 MAYOR NYCE: All of those in favor?

7 THE BOARD: Aye.

8 MAYOR NYCE: Any opposed or abstentions?

9 That motion carries.

10 MS. PHILLIPS: Resolution # 5-2012-26,
11 Resolution approving all checks per the Voucher
12 Summary Report dated May 22, 2012, in the total
13 amount of \$1,543,375 and sixty-five cents
14 consisting of, all regular checks in the amount
15 of \$1,221,834.89, all prepaid checks in the
16 amount of \$131,287.28 and all wire transfers in
17 the amount of \$190,253.48. So moved.

18 MR. HUBBARD: Second.

19 MAYOR NYCE: All of those in favor?

20 THE BOARD: Aye.

21 MAYOR NYCE: Any opposed or abstentions?

22 Motion carries.

23 At this point I will offer a motion to
24 adjourn.

25 MS. PHILLIPS: Second.

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MAYOR NYCE: All in favor.

THE BOARD: Aye.

MAYOR NYCE: The meeting is adjourned.

Thank you very much.

(Time noted: 6:40 p.m.)

I, Gloria Rosante, A Notary Public for and within the State of New York, do hereby certify that the above is a correct transcription of my stenographic notes.



Gloria Rosante

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