

1 STATE OF NEW YORK
VILLAGE OF GREENPORT
2 ----- X

3 BOARD OF TRUSTEES
4 REGULAR MEETING
5 ----- X

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8

November 26, 2012
6:00 P.M.

9

10

11 BEFORE:

12 DAVID NYCE - MAYOR

13 GEORGE HUBBARD, JR. - TRUSTEE

14 CHRISTINA KEMPNER - TRUSTEE

15 DAVID MURRAY - TRUSTEE

16 MARY BESS PHILLIPS - TRUSTEE

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18 SYLVIA PIRILLO - CLERK

19 JOSEPH PROKOP - VILLAGE ATTORNEY

20 DAVID ABATELLI - VILLAGE ADMINISTRATOR

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1 MAYOR NYCE: Being six o'clock, I
2 will call this November meeting of the
3 Board of Trustees open. Please rise for
4 the Pledge of Allegiance.

5 (Whereupon, all rose for the Pledge
6 of Allegiance followed by a Moment of
7 Silence for Theodore Charles Henkel,
8 William J. Kart, Carol B.)

9 MAYOR NYCE: A couple of
10 announcements. The Christmas Parade will
11 be held on December 9th, beginning at
12 1:00 P.M. Starts at the school and goes
13 to Main to Center and back down to IGA,
14 South Street and back up to the
15 firehouse. That is the route that kids
16 can all meet Santa here at the firehouse.

17 Village Hall will be closed on
18 Christmas and New Year's days, and will
19 be open for half-day's on Christmas Eve
20 and New Year's Eve.

21 The December regular meeting of the
22 Board of Trustees will be held on
23 December 26, 2012 here at the Third
24 Street Firehouse.

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The Village of Greenport is seeking

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1 seasonal, part-time help at the ice rink.
2 If anyone is interested, please call the
3 main number at Village Hall, #477-0248,
4 and ask for the Village Administrator's
5 Office. They will be doing the hiring.

6 As our monthly reminders, please
7 create a Fire Safety Program for your
8 family. Please be sure to check the
9 batteries in your smoke and CO detectors.
10 Now people with these closed up houses,
11 it's important to make sure that those
12 batteries are checked and are in the
13 right places and working order. We would
14 also like to express our condolences to
15 the Bounty crew members, family members,
16 the organization. And we are planning --
17 very loosely at this point, a memorial
18 service of some sort to be held for the
19 Bounty. Probably this summer. With
20 their back offices and crew members and
21 other ship captains that have sailed with
22 the Bounty, to try and create something
23 for some sort of memorial here in the
24 Village, as we were their home port and

25 show our respects to the crew and the

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1 captain that were lost. We will keep you
2 posted and that happens.

3 I would like to ask the Walden
4 Family to join me up here at the podium.
5 I have to say, that I am sorry that this
6 is happening posthumously, but it came to
7 my attention that your husband was never
8 recognized by the Village for his years
9 of service as the Chief of Police here in
10 the Village of Greenport. I have a
11 proclamation from the Village Board, that
12 I would like to read.

13 Whereas, the Village of Greenport
14 wishes to recognize outstanding
15 participation for the better of our
16 community, and further, to commend
17 members of our Village that give back to
18 their community for their expertise,
19 time, effort and energy, and further,
20 thank said people for their selfless and
21 community minded spirit and, WHEREAS,
22 Robert Walden, who was for 31 years the
23 Chief of Village of Greenport Police

24 Department, and who was for three years a
25 member of the Greenport Fire Department,

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1 as well as serving in other numerous
2 volunteer capacities, in this
3 selflessness community minded spirit.

4 THEREFORE BE IT RESOLVED, the
5 Village of Greenport Board of Trustees
6 wishes to offer this proclamation and
7 accomodation to the family of Robert
8 Walden for his service to our village
9 with our deepest gratitude.

10 MRS. WALDEN: Thank you.

11 MAYOR NYCE: Also, as you are all
12 well aware, we did just come through some
13 substantial storms. And I thought that
14 it would be fitting to recognize the
15 groups that got us through it. It's a
16 lot of planning. The management did an
17 absolutely fantastic job in the planning
18 and preparation, but at that point, you
19 just deal with what the storm gives you
20 and clean-up afterwards. And I would
21 like to at this point, recognize, our
22 Village crews. I see some members of the
23 Light Department. If you guys could

24 stand and if you could join me up here.
25 Jim, do you want to come up, I have

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1 a proclamation for you guys. You guys
2 went above and beyond. Anybody that sees
3 these guys, give them a waive or a
4 thanks. It's amazing.

5 WHEREAS, the Village of Greenport
6 Board of Trustees wishes to recognize
7 outstanding effort on behalf of our
8 community.

9 And WHEREAS, actions taken to help
10 the safety and welfare of our residents
11 is of primary importance.

12 FURTHER, that these actions,
13 although they may be part or in the
14 course of daily living, or course of
15 work, it should be held in the highest
16 regard, and,

17 FURTHER, when under the extreme
18 conditions, extra effort is required and
19 applied, and,

20 WHEREAS, the beginning of the 27th
21 of October, 2012, Hurricane Sandy hit our
22 area causing severe damage and the

23 potential for disaster.

24 WHEREAS, the actions taken by the
25 Village of Greenport Electrical

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1 Department personnel did with immediate
2 and efficient response to mitigate
3 damage, nullify the potential of personal
4 harm and limit the hazardous preparation
5 for during the course of and after the
6 storm.

7 THEREFORE BE IT RESOLVED, that the
8 Village of Greenport Mayor and members of
9 the Board of Trustees wishes to confer
10 upon the staff of the Village of
11 Greenport Electrical Department, this
12 proclamation of accomodation on behalf of
13 the entire community, for their actions
14 above and beyond the call, with our
15 sincerest thanks and respect.

16 This is our newest lineman, Doug
17 Jacobs. I do have some for our sewer.
18 They are not here. So I will not read
19 those. They all read pretty much the
20 same.

21 Chief, it's pretty much the same
22 thing. Our sincerest thanks to the

23 police department for all their planning
24 and preparation that goes on. You worked
25 very closely with the Village of

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1 Greenport and while I was not able,
2 because I was sick, during the
3 preparation, the best way to prepare
4 talking on the phone and talking your
5 brains out. I was on the phone with the
6 Chief constantly who was updating us
7 constantly on what was going on. So me
8 and the supervisor were there, and
9 through the entire event there was
10 constant communication. We knew they had
11 our back and vice versa. And we have a
12 proclamation for you as well, for the
13 Southold Town Police Department with our
14 sincerest thanks.

15 I also have for our fire departments
16 and rescue squads. I don't see the Chief
17 here. So I will give that to them later.

18 We have one more. As I said, I
19 thanked our management. They did an
20 outstanding job. Jack, the Director of
21 Utilities. Dave Abatelli as the Village

22 Administrator, Charlene -- Charlene
23 called me in the middle of the storm and
24 said, "I think I can make sure that
25 payroll gets out on time." Which was the

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1 last thing that I was thinking of. And
2 Sylvia as well. They all worked
3 tirelessly through it, as I expect them
4 to. They're paid very well. They did
5 job. They did their job extremely well.
6 For that, I am really proud and thankful.
7 This is proclamation is for the Village
8 Clerk, because above and beyond that, she
9 and Trustee Hubbard made sure that the
10 shelter was fine. It was one of those
11 things that we do, but if someone doesn't
12 pick it up and do it, it will go to the
13 waist side and doesn't get done. I spoke
14 to somebody today, who went on about what
15 a wonderful experience it was to be in
16 that shelter. They felt safe. They felt
17 secure. It was quiet, organized, and so
18 Sylvia, if you could join me up here. I
19 would like to present this proclamation
20 to you, for your actions above and beyond
21 the Village calling.

22 Deputy Mayor George Hubbard is the
23 other management officer, and it was a
24 heck of a couple of days, and without his
25 help in doing that and picking up the

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1 stuff that I couldn't do, we would not
2 have gotten through as we did. And I
3 want to thank you, as well as the rest of
4 the Board for all the support. I got
5 calls from all the Board members, texts,
6 calls, throughout the entire event. It
7 really was a cohesive effort. So thank
8 you very much.

9 Our next agenda item is presentation
10 on financial's. The audit that was done
11 by Bollam, Sheedy & Torani, and I will
12 turn the podium over Mr. Freitag.

13 MR. FREITAG: I thought those
14 proclamations were a very nice thing. My
15 presentation will not be as nice. Again,
16 I am Bill; Freitag, I am a partner with
17 the firm, BST in New York, and with
18 offices also in New York City. This
19 presentation will be a brief overview of
20 the audit of the fiscal year ending May

21 31, 2012. We were at the Village during
22 the month of July to perform the Electric
23 Fund Audit. And again in the early part
24 of August, we came down again to perform
25 the rest of the audit for the Village

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1 funds, as well as prepare a sync audit.
2 During the August time period through
3 October, we worked diligently with the
4 Treasurer's Office to wrap up some of the
5 older items that were from the last one
6 in August. And I have to say, that we
7 issued the finance reports, that are in
8 front of you, on November 5, 2012 after
9 your review and approval of the drafts.
10 And I am believe that is the only issue
11 that was over the last six or seven
12 years. One of the other things that I
13 wanted to point out was the Power
14 Authority report, that report was filed
15 on time by August 31st, also for the
16 first time in several years. The audit
17 went very well. We appreciate all the
18 efforts from the Treasurer's Office and
19 the rest of the Village staff who
20 afforded us great hospitality and

21 insight.

22 Just going to give you a general
23 summary of the audit. Going to jump
24 around. We do a compliance audit, which
25 shows how they administrate, specifically

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1 under the Section VIII housing. As a we
2 complete the audit, we issue what is
3 called a well qualified opinion on the
4 highest level of assurance you can get
5 from CPA firm. So your financial
6 statements for the year ending May 2012,
7 are materially correct as set forth by
8 your guidelines. As we have done most
9 audits, we do basic adjustments. When we
10 get here, we present with the accounting
11 records. We do a verify and checking
12 function and a propose adjustments with a
13 concurrence of the Treasurer's
14 department, and the Board. Our checking
15 function increases the fund balance of
16 about \$400,000.00. As with most
17 audits, we come across some
18 observations and basic recommendations
19 and suggestions. There are about four or

20 five of what we consider minor
21 recommendations. Just to get tightener
22 control with the funds. If you go to
23 Page 9 first, which is the Electric
24 Fund income statement. The Electric
25 Fund had another very strong year. From

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1 what was put into four years ago, it
2 allows the Electric Fund to increase.
3 There as \$300,000.00 of gross revenue.
4 So last year, it was around \$500,000.00.
5 The revenues were down 5%, as well as
6 kilowatt unsafe by customers. This
7 reduction was brought in by the net
8 reduction in household income. As a
9 result, operational balances increased
10 about \$300,000.00. When you look at the
11 cash balances, it represents about five
12 months worth of cash balances of fund
13 operational costs. If you go to Page 6,
14 the water fund has no long term debt as
15 of May 31st. So those cash balances are
16 not marked for debt services. You do
17 still have a long term receivable from
18 the electric fund which was outstanding
19 for about ten years now. When the

20 electric fund was having struggles, they
21 borrowed money for the electric fund.
22 There is an position that you are paying
23 back \$10,000.00 every year plus interest.
24 And you are sitting at \$125,000.00. That
25 has come down significant over the last

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1 couple of years. The sewer fund is
2 \$31,000.00 net income. The sewer fund
3 has a lot of depreciation expenses. It's
4 a non-cash item. If you strip out
5 \$174,000.00 you would really be sitting
6 on a cash balance of about \$24,000.00.
7 Operating cash balances is about
8 \$600,000.00 which is about a \$50,000.00
9 increase. Recreation fund reported a
10 \$213,000.00 net loss for the year.
11 However, a big chunk of that was related
12 to the big depreciation expense of
13 \$158,000.00. So going on the whole cash
14 basis of a net loss, you are sitting on
15 about a \$55,000.00. Why is that greater
16 than the prior year? Gross revenue was
17 down, which was primarily made of the
18 marina, carousel. Marina increased about

19 \$60,000.00 over the year. Recreation
20 fund, one of the expenses is debt
21 services and that is because of the
22 transfer from the General Fund.

23 MAYOR NYCE: I just have a question
24 on that General Fund. Those expenses,
25 year by year, we have a bunch of people

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1 pre-pay. There has been a fluctuation of
2 the past, because we had the pre-pays.
3 Is it possible that we are a little low
4 because of the pre-pays for the same
5 reason?

6 MR. FREITAG: Yes. So I think that
7 you are dealing with true apples to
8 apples. I am not exactly sure. The
9 General Fund operated on a surplus of
10 about \$314,000.00. Most of what that
11 comes from, you budgeted one number and
12 when those results came, in this case,
13 about \$200,000.00 above. So you have
14 favorable variances going on in the
15 positive side, which is a plus. As of
16 May 31, 2012, the General Fund continues
17 to have bonds. The General Fund has
18 about \$750,000.00 worth of bonds

19 outstanding. Not taking into
20 consideration the recreational debt. The
21 General Fund is sitting on \$2.9 million.
22 Also, there were no deposits that sit out
23 there that were potential to risks. The
24 total debt of the Village sits on about
25 \$9 million dollars. About \$3 million in

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1 bands, \$5 1/2 million in bonds and
2 \$100,000.00 in State funds related to the
3 sewer project. The refinancing was
4 probably one of the most beneficial
5 things the Village could have done to
6 correct itself. That was extremely
7 beneficial. I think the Village had a
8 very positive year. I think you also
9 have a positive outlook for the future.
10 Especially the electrical department, has
11 a positive outlook. That's really it.
12 Any questions?

13 (No Response.)

14 MR. FREITAG: Thank you very much.
15 I do hope everyone has a very Happy
16 Holidays.

17 MAYOR NYCE: Thank you.

18 The next portion of our agenda is
19 the Public Portion. I will say, there is
20 a resolution that has been passed to the
21 Trustees that has been brought to my
22 attention today that we adopted a
23 resolution in August placing a moratorium
24 on subdivision and subdivision
25 applications, which expires the end of

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1 this month. The attorney has provided
2 the Board with a resolution that will
3 amend that and extend it till March 31,
4 2013. The reason for March 31st is that
5 you will see on the agenda, we have a
6 public hearing. So this will be to add
7 to our code. Other than that, the agenda
8 is pretty much the way that it is.

9 So I will ask if there is anyone
10 that wishes to address the Board?

11 MR. SWISKEY: My name is William
12 Swiskey 184 Fifth Street. This has to do
13 with a couple of items about the Tall
14 Ships Festival and the revenues. For
15 months and months, I was told no such
16 document existed. That I even appealed
17 to the honorable attorney there and on

18 October 11th he sent me a letter,
19 basically there are no records in Village
20 Offices for this. So being the
21 persistent type, I put in a FOIL for the
22 Treasurer's Office and long and behold,
23 this document that the Board or Mr.
24 Prokop said didn't exist, suddenly
25 existed. Maybe incompetence or maybe I

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1 was lied to. So I would like to know,
2 how this document, because I was told by
3 two public officials who are sworn to
4 uphold the law when you take the oath,
5 and one of them is an attorney, and is
6 telling me that no record exist in the
7 office, and then we have this record.
8 But we also have all these redaction and
9 some of them for expenses. So you can't
10 -- when you spend money, you can't keep
11 it from the public. You can't redact it.
12 So I would like to know -- you can sit
13 there all you want, Mr. Mayor, but this
14 is a document that for many months I was
15 told did not exist. I would like --

16 TRUSTEE PHILLIPS: Can I answer him?

17 MR. SWISKEY: Yes, go ahead.

18 TRUSTEE PHILLIPS: Bill in all
19 honesty, after Mr. Freedman's
20 presentation, there was an e-mail that
21 was sent to the Village Treasurer and
22 Village Board, requesting the document
23 you have in your hand now. Up until that
24 date, there was no such report.

25 MR. SWISKEY: I find that hard to

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1 believe.

2 TRUSTEE PHILLIPS: Well, I would be
3 more than happy to send you a copy of the
4 e-mail.

5 MR. SWISKEY: I just don't believe
6 -- Mr. Prokop said that no such document
7 exist. I mean, your Treasurer's Office
8 had no documents. No nothing. I mean,
9 it's boggles my mind. If you choose to
10 take that path, then it's your privilege.
11 Another thing here, another mistake that
12 was made by the Mayor of this Board about
13 the plant being operational. Clearly,
14 it's not. It's been down since they took
15 the deed out of it. That is way back in
16 the end of May. When they tried to

17 restart it out, and I guess they blew a
18 transformer or something. So without
19 that engine, that can't be operational.
20 How do I get a reasonable answer on how I
21 was lied to, because I was lied too?

22 MAYOR NYCE: Does someone else wish
23 to address the Board?

24 MS. PASARELLI: My name is Cynthia
25 Pasarelli. I would really like to

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1 address this question to Mr. Hubbard.

2 Mr. Hubbard, do you mind?

3 TRUSTEE HUBBARD: Go ahead.

4 MS. PASARELLI: I have only been
5 here eight years and I have been here
6 full-time. Since I have been there, I
7 have tried to understand the logic of the
8 problems of a street. I was here last
9 month and raised some issues. I am only
10 going to address one tonight. I would
11 like you to explain to me, what is the
12 process -- this has no reflection on the
13 Village of Greenport, but Main Street and
14 First --I had to trim my hedges because I
15 am painting my house. I am getting such

16 a view of this. People are constantly
17 driving the wrong way. I know it's a lot
18 to ask for a police car to sit there. I
19 do see them around the Village. It's a
20 tiny Village. I know every street is
21 important. I know every person is
22 important. I pay taxes. I appreciate my
23 community very, very much. But I am
24 frustrated how this is being done so
25 slow. I am not used to that. I own my

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1 own business. If there is a problem, it
2 gets addressed and we move along. I
3 don't understand how people are being
4 allowed -- but I find it extraordinary,
5 the individuals not behaving to the rules
6 and regulations and ethics. So I am
7 just hear to ask, can somebody just give
8 me an answer. I don't want anyone to get
9 hurt. It implores me, I follow the
10 rules. I have not been given a ticket in
11 a really, really long time. Not since I
12 was a teenager when I was going too fast
13 on 95. There are some things that are
14 wrong and that they are overlooked. So
15 Mr. Hubbard, at some point, can you meet

16 with me and let me know what is going to
17 take place?

18 TRUSTEE HUBBARD: Sure. I can give
19 you a brief answer right now. I was
20 there yesterday. Every time I leave my
21 house, somebody comes out the wrong way.
22 I go like this. The reason we always
23 change this, is because the reason what
24 we are talking about. People trying to
25 cut all the way across. At the same

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1 time, they go so far out. They can't get
2 it. I was going to my moms house to get
3 coffee in the morning, and I had to slam
4 on the brakes and stop. Put my hands up
5 and they look at me, like what did I do.
6 They go the wrong way. How do you
7 control peoples driving ethics? I don't
8 know. If there is no signs at the
9 cemetery --

10 MS. PASARELLI: There are two signs
11 there that say, Do Not Enter. There was
12 a very significant sign, that said "One
13 Way". That was removed.

14 MAYOR NYCE: We will get those signs

15 replaced.

16 MS. PASARELLI: It just boggles my
17 mind.

18 TRUSTEE HUBBARD: A lot of people
19 don't pay --

20 MS. PASARELLI: But I do think it's
21 incumbent upon us, because we are a small
22 community and we need to get this
23 resolved.

24 TRUSTEE HUBBARD: I will go down and
25 check it in the morning.

23

1 MS. PASARELLI: You know where I
2 live.

3 TRUSTEE HUBBARD: Yes, I do.

4 MS. PASARELLI: Thank you very much.

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

7 MR. SALADINO: I wasn't going to
8 comment this evening because the Mayor
9 was nice about the resolution. In the
10 interest of full disclosure, I just
11 looked at that document that Bill has,
12 and Mr. Freedman was here in October. I
13 was at the meeting. Trustee Phillips just
14 said that was form was generated after --

15 TRUSTEE PHILLIPS: That was the
16 report that I generated by e-mail the
17 next day because Mr. Swiskey was upset
18 that he had not received that document.
19 So I asked for a copy. I asked for it to
20 be generated. That is the report that I
21 received.

22 MR. SALADINO: The report is dated
23 August 31st.

24 TRUSTEE KEMPNER: Yeah. I actually
25 have a copy of that report.

24

1 MAYOR NYCE: I will give the same
2 explanation that I gave to the paper last
3 week.

4 MR. SALADINO: I do attend the
5 meetings. Since there was a little bit of
6 confusion about when this report was
7 generated, I thought I would address the
8 Board.

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

11 If not, that will conclude the
12 public portion. As to the power plant
13 transformer, I believe you are drawing

14 your own picture there, Mr. Swiskey.
15 Generating engines for functioning, they
16 are doing work up there. They had a
17 tie-in that they were using. What
18 happened prior to Sandy, in preparing for
19 the storm, they were cranking up the
20 engines and that transformer gave out. In
21 the meantime, we started to get a
22 transformer to replace that transformer.
23 No, as I stated before, the generating
24 engines, function and ready to function,
25 if we needed them. Minus that small

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1 engine.
2 As to the Tall Ships report, we
3 started that event -- we started
4 fundraising for that event, seems like
5 two years ago. As we did that, I went
6 back and looked at all the folders with
7 similar events to it that the Village
8 had. Most of what it contained, was
9 flipping through newspapers. There was
10 no financial's. There was no anything.
11 As I said to this Board when we were
12 doing it, that I would like to make sure
13 that we give some sort of record at the

14 end, as to whether it makes money or
15 doesn't make money. And to the extent
16 that it does not harm anybody, we will
17 make that information as open as
18 possible. We also determined that --
19 wanted to determine if this was going to
20 make money or not make money. Which
21 meant, asking companies to discount their
22 work or to just flat out give money. I
23 had several businesses say to me, that
24 they would love to contribute but that it
25 would be detrimental to do so. And I

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1 further, asked the attorney if I could
2 keep this information confidential, and
3 the answer was yes. The other thing that
4 we were doing, we were also under the
5 impression that a draft document of
6 confidential nature, and after Mr.
7 Freedman's presentation, a document is a
8 document, is a document. So that
9 document was released and redacted and
10 redacted the names. I had a subsequent
11 conversation with Mr. Freedman, that had
12 we adopted the amounts, that document

13 might have been acceptable. Nothing
14 changes in the bottom line. The
15 individuals name is kept off. The amount
16 of money that we made is the amount of
17 money that we made. That is the amount
18 of monies that we spent. The document
19 that was given is the same thing. At the
20 end of the day, it's the same thing. It
21 was a highly successful event that made
22 somewhere's in the amount of \$25,000.00.
23 In the end result, some of the businesses
24 that contributed, may be damaged with
25 that information. They may also not wish

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1 to contribute the next time and that is
2 what we were trying to avoid. The end
3 result is, started off going in one
4 direction and doing the right thing for
5 everybody, and now we have a document out
6 there and that makes no difference in the
7 summary. It proves that the event did
8 make money. And that is the full
9 explanation that I gave -- I am actually
10 going to ask Jill Gunderson from the
11 paper who is here -- No, she is shaking
12 her hand.

13 In hindsight, everything came
14 together and we all made money in the
15 event. I don't see how that is a bad
16 thing.

17 MR. SWISKEY: So I will ask for the
18 document --

19 MAYOR NYCE: You can please be quiet
20 now. The bottom line is, the Village
21 made money. We wanted to make sure --
22 that is why we --

23 MR. SALADINO: Could you expand, Mr.
24 Mayor --

25 MAYOR NYCE: Could you please keep

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1 quiet --

2 MR. SALADINO: The people --

3 MAYOR NYCE: Mr. Saladino, you are
4 out of order.

5 MR. SALADINO: If you are going to
6 give an explanation, give an explanation
7 --

8 MAYOR NYCE: Mr. Saladino, you are
9 still out of order.

10 MR. SALADINO: Do you understand how
11 you look now? Do you understand that

12 people are asking --

13 MAYOR NYCE: John, you are gone.

14 Please leave.

15 MR. SWISKEY: Bye, because I won't

16 listen to any more lies, Mr. Mayor.

17 MAYOR NYCE: They are not lies.

18 The truth is what you wanted it to

19 be.

20 MR. SALADINO: That kind of answer

21 is okay with you?

22 MAYOR NYCE: With the additional

23 resolution that you have all seen, if you

24 are comfortable with that, I will offer a

25 RESOLUTION #11-2012-1, RESOLUTION

29

1 adopting the November, 2012 agenda as

2 printed with the addition of what would

3 be RESOLUTION #11 -- 2012-19. Making

4 RESOLUTION #20, the RESOLUTION to

5 adjourn. So moved.

6 TRUSTEE HUBBARD: Second.

7 MAYOR NYCE: All those in favor?

8 TRUSTEE KEMPNER: Aye.

9 TRUSTEE HUBBARD: Aye.

10 TRUSTEE MURRAY: Aye.

11 TRUSTEE PHILLIPS: Aye.

12 MAYOR NYCE: Any opposed or
13 abstentions?

14 (No Response.)

15 MAYOR NYCE: That motion carries.

16 TRUSTEE KEMPNER: RESOLUTION
17 #11-2012-2, RESOLUTION ratifying the
18 following, as approved at the
19 November 19, 2012 work session meeting of
20 the Board of Trustees:

21 Motion to authorize the attendance
22 of the Director of Utilities at the NYAPP
23 December business meeting with costs of
24 \$140.00 for lodging, and associated
25 travel(tolls and ferry costs estimated

30

1 at \$130.00, mileage costs of \$180.00,
2 with the \$450.00 estimated expense to be
3 drawn from line item number E.0781.100
4 (Executive Department.) So moved.

5 TRUSTEE HUBBARD: Second.

6 MAYOR NYCE: All those in favor?

7 TRUSTEE KEMPNER: Aye.

8 TRUSTEE HUBBARD: Aye.

9 TRUSTEE MURRAY: Aye.

10 TRUSTEE PHILLIPS: Aye.

11 MAYOR NYCE: Any opposed or
12 abstentions?

13 (No Response.)

14 MAYOR NYCE: That motion carries.

15 TRUSTEE HUBBARD: RESOLUTION
16 #11-2012-3, RESOLUTION accepting the
17 monthly reports of the Greenport Fire
18 Department, Village Clerk, Village
19 Treasurer, Village Administrator,
20 Director of Utilities, Village Attorney,
21 Mayor and the Board of Trustees. So
22 moved.

23 TRUSTEE PHILLIPS: Second.

24 MAYOR NYCE: All those in favor?

25 TRUSTEE KEMPNER: Aye.

31

1 TRUSTEE HUBBARD: Aye.

2 TRUSTEE MURRAY: Aye.

3 TRUSTEE PHILLIPS: Aye.

4 MAYOR NYCE: Any opposed or
5 abstentions?

6 (No Response.)

7 MAYOR NYCE: That motion carries.

8 TRUSTEE MURRAY: RESOLUTION
9 #11-2012-4, RESOLUTION approving the
10 transfer of Scott Corwin from Star Hose

11 Company #3 of the Greenport Fire
12 Department, as approved by the Greenport
13 Fire Department Board of Wardens on
14 October 17, 2012. So moved.

15 TRUSTEE PHILLIPS: Second.

16 MAYOR NYCE: All those in favor?

17 TRUSTEE KEMPNER: Aye.

18 TRUSTEE HUBBARD: Aye.

19 TRUSTEE MURRAY: Aye.

20 TRUSTEE PHILLIPS: Aye.

21 MAYOR NYCE: Any opposed or

22 abstentions?

23 (No Response.)

24 MAYOR NYCE: Motion carries.

25 TRUSTEE PHILLIPS: RESOLUTION

32

1 #11-2012-5, RESOLUTION, determining at
2 the request of the Greenport Fire
3 Department that the 1993 Homen boat
4 trailer with identification #FF679588 is
5 no longer necessary or suitable for the
6 Village of the Fire Department purposes
7 and is hereby declared to be surplus. So
8 moved.

9 TRUSTEE HUBBARD: Second.

10 MAYOR NYCE: All those in favor?

11 TRUSTEE KEMPNER: Aye.

12 TRUSTEE HUBBARD: Aye.

13 TRUSTEE MURRAY: Aye.

14 TRUSTEE PHILLIPS: Aye.

15 MAYOR NYCE: Any opposed or

16 abstentions?

17 (No Response.)

18 MAYOR NYCE: That motion carries.

19 TRUSTEE KEMPNER: RESOLUTION

20 #11-2012-6, RESOLUTION, removing the

21 names of James Meehan and Adam Hubbard

22 from the active membership rolls of the

23 Greenport Fire Department. So moved.

24 TRUSTEE MURRAY: Second.

25 MAYOR NYCE: All those in favor?

33

1 TRUSTEE KEMPNER: Aye.

2 TRUSTEE HUBBARD: Aye.

3 TRUSTEE MURRAY: Aye.

4 TRUSTEE PHILLIPS: Aye.

5 MAYOR NYCE: Any opposed or

6 abstentions?

7 (No Response.)

8 MAYOR NYCE: That motion carries.

9 TRUSTEE HUBBARD: RESOLUTION

10 #11-2012-7, RESOLUTION, approving the
11 request of the Greenport Fire Department
12 to host the annual Washington's Day
13 Parade and Celebration on February 16,
14 2013 beginning at 1:00 p.m. and including
15 the usual corresponding Village street
16 closures. So moved.

17 TRUSTEE PHILLIPS: Second.

18 TRUSTEE HUBBARD: One quick
19 discussion on that. The wardens had a
20 meeting. They discuss changing the route
21 and doing it the Santa route and not
22 tying it up on Manor and Atlantic, like
23 they have done in the past.

24 MAYOR NYCE: Okay.

25 TRUSTEE HUBBARD: So they will go

34

1 down like the Christmas parade route. So
2 just where it says the usual course
3 route, it's going to be a different. We
4 will be informed on what is going on with
5 that.

6 MAYOR NYCE: I will ask the Village
7 Attorney, do we need to change the
8 RESOLUTION?

9 MR. PROKOP: I will amend it to
10 include the, it should not say as usual,
11 it should say as requested by the --
12 whereas recommended by the Board of
13 Wardens.

14 MAYOR NYCE: Okay. I will offer a
15 motion to amend.

16 TRUSTEE HUBBARD: Second.

17 MAYOR NYCE: The amendment will be
18 striking the word "usual" and adding, "as
19 recommended by the Board of Wardens of
20 the Greenport Fire Department.

21 All those in favor of that
22 amendment?

23 TRUSTEE KEMPNER: Aye.

24 TRUSTEE HUBBARD: Aye.

25 TRUSTEE MURRAY: Aye.

35

1 TRUSTEE PHILLIPS: Aye.

2 MAYOR NYCE: Any opposed or
3 abstentions?

4 (No Response.)

5 MAYOR NYCE: That motion carries.

6 I will offer a RESOLUTION to adopt
7 the amended resolution. So moved.

8 TRUSTEE MURRAY: Second.

9 MAYOR NYCE: All those in favor?

10 TRUSTEE KEMPNER: Aye.

11 TRUSTEE HUBBARD: Aye.

12 TRUSTEE MURRAY: Aye.

13 TRUSTEE PHILLIPS: Aye.

14 MAYOR NYCE: Any opposed or

15 abstentions?

16 (No Response.)

17 MAYOR NYCE: That motion carries.

18 TRUSTEE MURRAY: RESOLUTION

19 #11-2012-8, RESOLUTION, accepting the

20 current Length of Service Award Program

21 qualification parameters as adopted by

22 the Greenport Fire Department for the

23 2012 year-end service award points. So

24 moved.

25 TRUSTEE PHILLIPS: Second.

1 MAYOR NYCE: All those in favor?

2 TRUSTEE KEMPNER: Aye.

3 TRUSTEE HUBBARD: Aye.

4 TRUSTEE MURRAY: Aye.

5 TRUSTEE PHILLIPS: Aye.

6 MAYOR NYCE: Any opposed or

7 abstentions?

8 (No Response.)

9 MAYOR NYCE: That motion carries.

10 TRUSTEE PHILLIPS: RESOLUTION
11 #11-2012-9, RESOLUTION authorizing the
12 payment of \$720.00 to Bollam, Sheedy,
13 Torani for the preparation of the Fixed
14 Assets Year-End Summary Report for the
15 year ended May 31, 2012. So moved.

16 TRUSTEE MURRAY: Second.

17 MAYOR NYCE: Just a brief
18 explanation as from the work session.
19 The Treasurer's Office had expected to do
20 that in-house. We were unable to do that
21 this year. This number does represent a
22 50% discount off of what they ordinarily
23 budgeted, because of the amount of work
24 that had been done by the Treasurer's
25 Department.

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1 All those in favor?

2 TRUSTEE KEMPNER: Aye.

3 TRUSTEE HUBBARD: Aye.

4 TRUSTEE MURRAY: Aye.

5 TRUSTEE PHILLIPS: Aye.

6 MAYOR NYCE: Any opposed or

7 abstentions?

8 (No Response.)
9 MAYOR NYCE: That motion carries.
10 TRUSTEE KEMPNER: RESOLUTION
11 #11-2012-10, RESOLUTION allowing Clerk
12 Pirillo, Deputy Treasurer Brandt and any
13 interested Board members, to attend the
14 New York State Government Finance Offers
15 Association Long Island Region Holiday
16 Seminar, on December 6, 2012 from 1:00
17 p.m. - 6:00 p.m. in Hauppauge, New York
18 at a cost of \$75.00 per person, to be
19 expensed for Clerk Pirillo from Line Item
20 Number A.1410.400 Clerk Contractual
21 Expense and for Deputy Treasurer Brandt
22 from Line Item Number A.1325.400,
23 Treasurer Contractual Expense. So moved.
24 TRUSTEE HUBBARD: Second.
25 MAYOR NYCE: All those in favor?

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1 TRUSTEE KEMPNER: Aye.
2 TRUSTEE HUBBARD: Aye.
3 TRUSTEE MURRAY: Aye.
4 TRUSTEE PHILLIPS: Aye.
5 MAYOR NYCE: Any opposed or
6 abstentions?

7 (No Response.)
8 MAYOR NYCE: That motion carries.
9 TRUSTEE HUBBARD: RESOLUTION
10 #11-2012-11, RESOLUTION amending the
11 Resolution #8-2012-2 from the August 27,
12 2012 regular meeting of the Board of
13 Trustees, to set the hire date of Doug
14 Jacobs as September 1, 2012. So
15 moved.
16 TRUSTEE KEMPNER: Second.
17 MAYOR NYCE: All those in favor?
18 TRUSTEE KEMPNER: Aye.
19 TRUSTEE HUBBARD: Aye.
20 TRUSTEE MURRAY: Aye.
21 TRUSTEE PHILLIPS: Aye.
22 MAYOR NYCE: Any opposed or
23 abstentions?
24 (No Response.)
25 MAYOR NYCE: That motion carries.

1 TRUSTEE MURRAY: RESOLUTION
2 #11-2012-12, RESOLUTION authorizing
3 Eileen Wingate to attend Code Enforcement
4 Train inh from February 18-20, 2013 in
5 New York, New York as sponsored by the
6 Association of Towns; at a cost not to

7 exceed \$950.00 total, to be expensed from
8 Line Item Number A.3620.400 Safety
9 Inspector Contractual Expense. So moved.

10 TRUSTEE HUBBARD: Second.

11 MAYOR NYCE: All those in favor?

12 TRUSTEE KEMPNER: Aye.

13 TRUSTEE HUBBARD: Aye.

14 TRUSTEE MURRAY: Aye.

15 TRUSTEE PHILLIPS: Aye.

16 MAYOR NYCE: Any opposed or
17 abstentions?

18 (No Response.)

19 MAYOR NYCE: That motion carries.

20 TRUSTEE PHILLIPS: RESOLUTION
21 #11-2012-13, RESOLUTION waiving Building
22 Department fees and directing the
23 Building Department to fast-track
24 building permits for repair and in-kind
25 replacement work that is a result of

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1 Super Storm Sandy or the
2 November 6, 2012 noreaster. So moved.

3 TRUSTEE HUBBARD: Second.

4 MAYOR NYCE: By way of discussion, I
5 also had a discussion with the Regional

6 DEC Offices regarding any water and any
7 wetlands. I think we are all in
8 agreement that we want to fast-track this
9 from what the storm did. We want to get
10 this done as quickly as possible.

11 All those in favor?

12 TRUSTEE KEMPNER: Aye.

13 TRUSTEE HUBBARD: Aye.

14 TRUSTEE MURRAY: Aye.

15 TRUSTEE PHILLIPS: Aye.

16 MAYOR NYCE: Any opposed or
17 abstentions?

18 (No Response.)

19 MAYOR NYCE: That motion carries.

20 TRUSTEE KEMPNER: RESOLUTION
21 #11-2012-14, RESOLUTION scheduling a
22 public hearing on January 22, 2013 at
23 6:00 p.m. at the Third Street Firehouse
24 regarding a proposal local law amending
25 Chapter 136 "Water" of the Greenport

41

1 Village Code, a proposed local law
2 adopting regulations for Cross Connection
3 and Backflow Prevention, and directing
4 Clerk Pirillo to notice the public
5 hearing accordingly. So moved.

6 TRUSTEE HUBBARD: Second.

7 MAYOR NYCE: All those in favor?

8 TRUSTEE KEMPNER: Aye.

9 TRUSTEE HUBBARD: Aye.

10 TRUSTEE MURRAY: Aye.

11 TRUSTEE PHILLIPS: Aye.

12 MAYOR NYCE: Any opposed or

13 abstentions?

14 (No Response.)

15 MAYOR NYCE: That motion carries.

16 TRUSTEE HUBBARD: RESOLUTION

17 #11-2012-15, RESOLUTION scheduling a

18 public hearing on February 25, 2013 at

19 6:00 p.m. at the Third Street Firehouse

20 regarding a proposed local law creating

21 Chapter 118 "Subdivision and Merger of

22 Land" of the Greenport Village Code, and

23 directing Clerk Pirillo to notice the

24 public hearing accordingly. So moved.

25 TRUSTEE MURRAY: Second.

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1 MAYOR NYCE: All those in favor?

2 TRUSTEE KEMPNER: Aye.

3 TRUSTEE HUBBARD: Aye.

4 TRUSTEE MURRAY: Aye.

5 TRUSTEE PHILLIPS: Aye.

6 MAYOR NYCE: Any opposed or
7 abstentions?

8 (No Response.)

9 MAYOR NYCE: That motion carries.

10 TRUSTEE MURRAY: RESOLUTION
11 #11-2012-16, RESOLUTION scheduling a
12 public hearing on March 25, 2013 at 6:00
13 p.m. at the Third Street Firehouse
14 regarding a proposed local law amending
15 Chapter 115 "Streets and Sidewalks" of
16 the Greenport Village Code, and directing
17 Clerk Pirillo to notice the public
18 hearing accordingly. So moved.

19 TRUSTEE PHILLIPS: Second.

20 MAYOR NYCE: All those in favor?

21 TRUSTEE KEMPNER: Aye.

22 TRUSTEE HUBBARD: Aye.

23 TRUSTEE MURRAY: Aye.

24 TRUSTEE PHILLIPS: Aye.

25 MAYOR NYCE: Any opposed or

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1 abstentions?

2 (No Response.)

3 MAYOR NYCE: That motion carries.

4 TRUSTEE PHILLIPS: RESOLUTION

5 #11-2012-17, RESOLUTION approving an
6 agreement dated November 26, 2012 between
7 the Village of Greenport and the Civil
8 Service Employees Association, Inc.,
9 Local 1000. So moved.

10 TRUSTEE KEMPNER: Second.

11 MAYOR NYCE: All those in favor?

12 TRUSTEE KEMPNER: Aye.

13 TRUSTEE HUBBARD: Aye.

14 TRUSTEE MURRAY: Aye.

15 TRUSTEE PHILLIPS: Aye.

16 MAYOR NYCE: Any opposed or
17 abstentions?

18 (No Response.)

19 MAYOR NYCE: That motion carries.

20 TRUSTEE KEMPNER: RESOLUTION

21 #11-2012-18, RESOLUTION approving all
22 checks per the Voucher Summary Report
23 dated November 20, 2012; in the total
24 amount of \$859,846.73 consisting of:

25 All regular checks in the amount of

1 \$606,426.49, all prepaid checks in the
2 amount of \$78,999.54, all wire transfers
3 in the amount of \$161,901.53, and all

4 Greenport Fire Department regular checks
5 in the amount of \$12,519.17. So moved.

6 TRUSTEE HUBBARD: Second.

7 MAYOR NYCE: All those in favor?

8 TRUSTEE KEMPNER: Aye.

9 TRUSTEE HUBBARD: Aye.

10 TRUSTEE MURRAY: Aye.

11 TRUSTEE PHILLIPS: Aye.

12 MAYOR NYCE: Any opposed or
13 abstentions?

14 (No Response.)

15 MAYOR NYCE: That motion carries.

16 RESOLUTION #11-2012-19, RESOLUTION
17 amending RESOLUTION #8-2012-29, as
18 approved during the August 27, 2012
19 Regular Meeting of the Board of Trustees
20 to extend the moratorium on all
21 subdivision and subdivision applications
22 and approvals effective August 27, 2012
23 until March 31, 2013, or such later date
24 that may be set by the Board of Trustees
25 pending Board of Trustees review of

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1 proposed subdivision regulations. So
2 moved.

3 TRUSTEE PHILLIPS: Second.

4 MAYOR NYCE: All those in favor?

5 TRUSTEE KEMPNER: Aye.

6 TRUSTEE HUBBARD: Aye.

7 TRUSTEE MURRAY: Aye.

8 TRUSTEE PHILLIPS: Aye.

9 MAYOR NYCE: Any opposed or

10 abstentions?

11 (No Response.)

12 MAYOR NYCE: That motion carries.

13 I will offer a RESOLUTION to

14 adjourn.

15 TRUSTEE HUBBARD: Second.

16 MAYOR NYCE: All those in favor?

17 TRUSTEE KEMPNER: Aye.

18 TRUSTEE HUBBARD: Aye.

19 TRUSTEE MURRAY: Aye.

20 TRUSTEE PHILLIPS: Aye.

21 MAYOR NYCE: Any opposed or

22 abstentions?

23 (No Response.)

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1 MAYOR NYCE: That motion carries.

2 Thank you very much.

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(Whereupon, the meeting concluded.)

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C E R T I F I C A T I O N

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I, Jessica DiLallo, a Notary Public for and
within the State of New York, do hereby certify:

THAT, the witness(es) whose testimony is
herein before set forth, was duly sworn by me, and

THAT the within transcript is a true record of
the testimony given by said witness(es).

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

IN WITNESS WHEREOF, I have hereunto set my
hand this day, December 9, 2012.

(Jessica DiLallo)

* * * *