

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

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

6

7

8

January 28, 2013
6:00 P.M.

9

10

11 BEFORE:

12 DAVID NYCE - MAYOR

13 GEORGE HUBBARD, JR. - TRUSTEE

14 DAVID MURRAY - TRUSTEE

15 MARY BESS PHILLIPS - TRUSTEE

16 CHRISTINA KEMPNER - TRUSTEE (EXCUSED)

17

18 SYLVIA PIRILLO - CLERK

19 JOSEPH PROKOP - VILLAGE ATTORNEY

20

21

22

23

24

25

1 MAYOR NYCE: I will call this Village
2 of Greenport Board of Trustees meeting to
3 order. Please stand for the Pledge of
4 Allegiance.

5 (Whereupon, all stood for the Pledge
6 of Allegiance, followed by a moment of
7 silence.)

8 MAYOR NYCE: We have quite a bit on
9 our agenda this evening. I will try and
10 keep things moving along. We have some
11 announcements. The Greenport Fire
12 Department Annual Washington's Birthday
13 Parade and Celebration will be held on
14 Saturday, February 16th. The New York
15 Conference of Mayors revised Calendar of
16 Dates is available on the Village website.
17 That is for the upcoming elections in
18 March. They were posted incorrectly due to
19 a holiday fall and those new dates are now
20 posted. There will be two Village Voter
21 Registration Days, on March 7th from 8:30
22 a.m. to 5:00 p.m. and on March 9th from
23 11:00 a.m. to 5:00 p.m. Anyone wishing to
24 vote may do so at that time at Village Hall

25 on those dates. The annual tax sale will

January 28, 2013

3

1 be held on March 12th at 10:00 a.m. at
2 Village Hall. With both of those, if you
3 are with any type of special needs and can
4 not go upstairs for voter registration
5 days, it will be held upstairs at Village,
6 arrangements will be made for you. The
7 upcoming Village election will be for two
8 Board of Trustees seats and will held on
9 March 19, 2013 from 9:00 a.m. to 9:00 p.m.

10 It is important to create a Fire
11 Safety Program for your family. Please be
12 sure to check the batteries in your smoke
13 and CO detectors in your house. Also,
14 please be sure that your house is properly
15 numbered outside, so that emergency
16 personnel can easily locate your home, if
17 needed.

18 There has been a Liquor license
19 application. That has been for Lucharitos.

20 With that, we have two public
21 hearings this evening. The first public
22 hearing is amending our Local Code Chapter
23 136, Water Code of the Village of
24 Greenport. This public hearing was

25 properly noticed by the Clerk, and anyone

January 28, 2013

4

1 wishing to speak to this may do so at this
2 time. Your comments will be taken down for
3 the record. I will give a brief overview.
4 This is a portion of our code that has been
5 in existence for quite some time. We are
6 updating the language to bring it up to
7 date. We're updating our code at this time.
8 There are some things that are necessary to
9 say that are in compliance to Suffolk
10 County Water Authority requires. This is
11 mostly dealing with Backflow Prevention in
12 our water services primarily for commercial
13 properties, are the ones that are required.
14 There are some residential applications,
15 those being properties that are with
16 separate sprinkler systems. This amendment
17 came from the Director of Utilities through
18 the Code Committee. The Code Committee is
19 recommending this be brought to the Board,
20 which we will do so now. We will ask if
21 there is anyone from the public that wishes
22 to comment on this, you may do so now.

23 (No Response.)

24 MAYOR NYCE: If not, I will close the
25 public hearing.

January 28, 2013

5

1 TRUSTEE MURRAY: Second.

2 MAYOR NYCE: Actually you make a
3 motion to close the hearing.

4 TRUSTEE MURRAY: I will make a motion
5 to close the public hearing.

6 TRUSTEE PHILLIPS: I'll second it.

7 MAYOR NYCE: All those in favor?

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 That public hearing is closed. I will
16 ask the Clerk to put that on our agenda for
17 the work session in February for the Board
18 to discuss.

19 Our next public hearing is a public
20 hearing amending Chapter 132 of the
21 Greenport Village Code and adding Sections
22 132-23A(C), 132-23B(C) and 132-37C,
23 regarding penalties for nonpayment of

24 parking fines. This is a public hearing
25 that was properly noticed by the Village

January 28, 2013

6

1 Clerk. Anyone wishing to comment on this
2 may do so at this time. Your comments will
3 be taken down for the record. Again, just a
4 brief overview, this was presented to the
5 Code Committee by the Village Attorney. The
6 Code Committee immediately passed it back
7 to the Village Board for consideration. The
8 attorney brought to our attention while we
9 have fines affiliated with parking
10 violations, one's most often prosecuted by
11 us are parking illegally in a handicap spot
12 or parking in front of a hydrant and he had
13 suggested that there be an escalator on
14 those fines. And that people were basically
15 skipping out on because there was no real
16 way for us to give back to that, and wasn't
17 worth our money and time to go find the
18 fine. So he suggested this wording. He was
19 asked by someone on the Board, I forget
20 who, about collection of these fines. I did
21 have the Clerk contact Southold Town and
22 we're in contact with the organization who

23 does collect these fines for the Town of
24 Southold. So it would not be a stress on
25 any of the staff.

January 28, 2013

7

1 I will ask if anyone wants to comment
2 on this, they may do so at this time.

3 (No Response.)

4 MAYOR NYCE: If not, I will entertain
5 a motion to close this public hearing as
6 well?

7 TRUSTEE HUBBARD: So moved.

8 MAYOR NYCE: Is there a second?

9 TRUSTEE PHILLIPS: Second.

10 MAYOR NYCE: All those in favor?

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 public hearing is
18 also closed. I will ask that the Clerk put
19 that on the agenda for the work session in
20 February as well.

21 Our next agenda item is a
22 presentation from the principals of Peconic

23 Jitney. Thank you for coming out in such a
24 snotty evening. We thank you for the
25 information in advance and I will turn it

January 28, 2013

8

1 over to you.

2 PECONIC JITNEY: Thanks for having me.

3 I really just wanted the opportunity to
4 give a brief summary of the Peconic Water
5 Jitney Pilot Program that we ran this past
6 summer. We ran the ferry on the vessel
7 John Keith from June 28th through September
8 30th, and during that period, we carried,
9 16,650 passengers. Those are one-way fares
10 and not roundtrip. The split oddly enough
11 was between, demographically speaking, it
12 was just about 50/50. I think it was
13 literally, I think we were just two
14 passengers off between Greenport and Sag
15 Harbor organizations, but it was really
16 split right down the middle as far as who
17 was actually riding this. The average
18 passenger account was about 125 a day,
19 which generated approximately \$160,000 in
20 gross revenue. Not as miche as we had hoped
21 for and this is really the bottom line. We

22 had hoped -- we were looking for about
23 \$250,000.00 in gross revenues. That was
24 sort of the magic number for us that said
25 that we were going to continue this on our

January 28, 2013

9

1 own. We didn't quite get that. We were
2 pretty impressed with the number of
3 passengers, particularly toward the end in
4 August and September. It was beautiful
5 weather, if you were remember. There were
6 actually some trips that we had to turn
7 some people away because the boat was full.
8 Anecdotally, and certainly through the
9 surveys, that we submitted to the Village
10 of Sag Harbor, the service was a hit. There
11 was a lot of positive feedback. I got a lot
12 of nice comments on the service. Overall,
13 it was a positive experience. Something not
14 just for the day trippers and not just for
15 the tourists, but for local residents. They
16 really took advantage of it. I spoke to a
17 lot of people who came to Greenport from
18 Sag Harbor for lunch and vice versa. So we
19 were really encouraged by that as well.
20 There was very little negative feedback on
21 our service. A few things about the vessel

22 but some of the other problems in terms of
23 traffic and parking, really did
24 materialize. Financially for us, the report
25 doesn't have the total numbers, but we

January 28, 2013

10

1 spent over a half million on this pilot
2 program. So for us on our own to continue
3 it by ourselves. So we do not have plans
4 for 2013 as far as service and operation of
5 the vessel. The vessel is still available
6 that we used this last summer. It's still
7 at New York Harbor. What we're really
8 trying to do right now is see if we can
9 raise some money for capital expenditures.
10 So we can have a vessel and maybe two
11 vessels on a longer term basis, as well as
12 some expenditures for terminals to house
13 these vessels. If we have that upfront,
14 public or private partnership -- I am not
15 exactly sure which route it is going to
16 take, but that would give us the ability to
17 operate the service on a two to three year
18 basis and obtain the ridership that it
19 needs to sustain itself. We really think
20 that there is an opportunity here to open

21 up to other destinations on Peconic Bay as
22 well, but really need some outside help.
23 Those have been our endeavors as well as
24 myself and my brother Andrew. I have been
25 in touch with Tim Bishop and Fred Thiele

January 28, 2013

11

1 has taken these meetings. I went to there
2 to see if there was something possibly. We
3 have the passenger experience as a data to
4 submit and apply for some of these grants.
5 I am optimistic that something will take
6 off but as of right now, there is nothing
7 for the 2013 season. I did want to publicly
8 thank a few people in particular, the Board
9 and the Village for letting us operate this
10 service. Certainly, if we didn't get
11 through the two Village Boards none of this
12 would have happened. Also here in
13 Greenport, we have great support and
14 locals. Steve basically let us house the
15 vessel basically for free. Costello Marine,
16 they did a lot of work to have the docks
17 set up to make this happen. Bridge Hunt, of
18 course, from Shelter Island. He helped us
19 our quite a bit. Overall I was really happy
20 to see the support. Certainly, one of the

21 things that we achieved is opened
22 everybody's mind to this service and
23 possibility. So I am hoping that people
24 have realized that this type of water
25 transportation can only enhance on our

January 28, 2013

12

1 transportation on the east end and I think
2 the positives would certainly outweigh the
3 negatives. So thank you very much.

4 Any questions, I can answer them?

5 MAYOR NYCE: Quick comment. I
6 attended our Business Improvement Meeting
7 this past Thursday and they were very
8 optimistic about the way that they felt
9 the service has done for the Business
10 District this summer. And they offered up
11 letters of support and I would certainly be
12 willing to draft one, letters from this
13 Board, as you are going out looking for
14 additional funding. I think it is a
15 wonderful addition for downtown this
16 summer. I would also like to take the time
17 and applaud you. You took a huge risk. I am
18 sorry that you didn't make money.

19 PECONIC JITNEY: We knew that it

20 wasn't going to make money. We were hoping
21 for that certain threshold number that
22 would say "let's do this." We are a for
23 profit organization and we do have a Board
24 to answer to. We can keep funding that
25 loss. I do believe that with the right

January 28, 2013

13

1 capital expenditures, we can make this
2 happen.

3 MAYOR NYCE: I agree. We all talked
4 about this for a long time.

5 PECONIC JITNEY: Thank you very much.

6 MAYOR NYCE: Thank you.

7 The next portion on our agenda is the
8 public portion. I will ask if there is any
9 one from the public that wishes to address
10 the Board?

11 MS. ALEXANDER: My name is Margerie
12 Alexander, 510 Cross Way in East Marion. I
13 believe there are some people out there who
14 are unaware of the real news in Greenport.
15 They need to know an excellent public forum
16 that is available to them. It is a blog
17 that has been operating for more than a
18 year. This is the address:
19 Greenportnews.blogspot.com. Type that into

20 your computer and become informed. You
21 won't see this written in the newspapers,
22 because one paper doesn't put anything at
23 all, only what it wants you to hear. Thank
24 you.

25 MAYOR NYCE: Is there any one else

January 28, 2013

14

1 that wishes to address the Board?

2 (No Response.)

3 MAYOR NYCE: If not, we will move
4 into our Regular Agenda. I will say that I
5 do have two items. There are some items
6 that came in to be added to the abstract.
7 They are items that have to do with
8 taxation. So if everyone is okay from
9 experience, I will offer a RESOLUTION to
10 amend RESOLUTION #29 when we get there. We
11 will put that in for the record.

12 The other one was discussed at the
13 work session. Our Director of Utilities was
14 mentioning that he was looking for
15 information and pricing and he is
16 submitting a work order to add for a
17 transformer #6 for the light plant and add
18 that to the scope of work to that upgrade.

19 He got the information over the weekend and
20 we got it today. We can add that as a
21 potential RESOLUTION #30 and the RESOLUTION
22 to adjourn would be #31. If the Board is
23 comfortable on voting that. The other
24 option would be to have a RESOLUTION saying
25 an additional special meeting for at least

January 28, 2013

15

1 72 hours from now, which would be Friday.

2 TRUSTEE PHILLIPS: Mayor, you know my
3 feelings on that. I would rather that
4 Special Meeting. This came in late. I just
5 feel that I would like time to digest this.

6 MAYOR NYCE: Absolutely. Does anyone
7 else feel differently?

8 (No Response.)

9 MAYOR NYCE: Then we will meet on
10 Friday midday, it will not take very long.
11 So I will add a RESOLUTION #30. We will set
12 a special meeting for the Friday that would
13 be February 1st at 12:00 noon.

14 I will also add that Trustee Kempner
15 is excused this evening. She could not find
16 a babysitter. So she could not make the
17 meeting.

18 I will offer RESOLUTION #1-2013-1,

19 RESOLUTION adopting the January, 2013
20 agenda as just amended.

21 TRUSTEE PHILLIPS: Second.

22 MAYOR NYCE: All those in favor?

23 TRUSTEE HUBBARD: Aye.

24 TRUSTEE MURRAY: Aye.

25 TRUSTEE PHILLIPS: Aye.

January 28, 2013

16

1 MAYOR NYCE: Aye.

2 Any opposed or abstentions?

3 (No Response.)

4 MAYOR NYCE: That motion carries.

5 I will ask Trustee Hubbard to read
6 Item #2, please.

7 TRUSTEE HUBBARD: RESOLUTION

8 #1-2013-2, RESOLUTION ratifying the

9 following, as approved at the

10 January 22, 2013 work session meeting of

11 the Board of Trustees:

12 RESOLUTION ratifying the

13 authorization to execute the temporary

14 agreement between the Village of Greenport

15 and the Fireboat FIREFIGHTER Museum. So

16 moved.

17 TRUSTEE PHILLIPS: Second.

18

19 MAYOR NYCE: All those in favor.

20 TRUSTEE HUBBARD: Aye.

21 TRUSTEE MURRAY: Aye.

22 TRUSTEE PHILLIPS: Aye.

23 MAYOR NYCE: Aye.

24 Any opposed or abstentions?

25 (No Response.)

January 28, 2013

17

1 MAYOR NYCE: That motion carries.

2 RESOLUTION #1-2013-3, RESOLUTION

3 accepting the monthly reports of the

4 Greenport Fire Department, Village Clerk,

5 Village Treasurer, Village Administrator,

6 Director of Utilities, Village Attorney,

7 Mayor and the Board of Trustees. So moved.

8 TRUSTEE MURRAY: Second.

9 MAYOR NYCE: All those in favor?

10 TRUSTEE HUBBARD: Aye.

11 TRUSTEE MURRAY: Aye.

12 TRUSTEE PHILLIPS: Aye.

13 MAYOR NYCE: Aye.

14 Any opposed or abstentions?

15 (No Response.)

16 MAYOR NYCE: That motion carries.

17 TRUSTEE MURRAY: RESOLUTION #1-2013-4,

18 RESOLUTION authorizing Treasurer Kagel to
19 perform the attached budget adjustments and
20 modifications. So moved.

21 TRUSTEE PHILLIPS: Second.

22 MAYOR NYCE: All those in favor?

23 TRUSTEE HUBBARD: Aye.

24 TRUSTEE MURRAY: Aye.

25 TRUSTEE PHILLIPS: Aye.

January 28, 2013

18

1 MAYOR NYCE: Aye.

2 Any opposed or abstentions?

3 (No Response.)

4 MAYOR NYCE: That motion carries.

5 TRUSTEE PHILLIPS: RESOLUTION

6 #1-2013-5, RESOLUTION declaring that the
7 Board of Trustees of the Village of
8 Greenport hereby adopts lead agency status
9 for purposes of SEQRA with regard to
10 actions regarding the proposed construction
11 of water quality improvements, including
12 the issuance of a bond, award of a grant
13 and construction of the water quality
14 improvements, determining that the project
15 us an unlisted action for purposes of
16 SEQRA, further determining that the action

17 will not have a significant negative impact
18 on one or more aspects of the environment,
19 and adopting a negative declaration for
20 purposes of SEQRA. So moved.

21 TRUSTEE HUBBARD: Second.

22 MAYOR NYCE: All those in favor?

23 TRUSTEE HUBBARD: Aye.

24 TRUSTEE MURRAY: Aye.

25 TRUSTEE PHILLIPS: Aye.

January 28, 2013

19

1 MAYOR NYCE: Aye.

2 Any opposed or abstentions?

3 (No Response.)

4 MAYOR NYCE: That motion carries.

5 TRUSTEE HUBBARD: RESOLUTION

6 #1-2013-6, RESOLUTION adopting the attached
7 bond resolution authorizing the Village of
8 Greenport to incur indebtedness in a
9 maximum amount of \$319,779.00 for the
10 construction of water quality improvements,
11 with the expectation that some of these
12 costs will be paid via grant funds from the
13 State of New York. So moved.

14 MAYOR NYCE: Second.

15 I will ask that the Clerk call a roll
16 call vote as this is a bonding resolution

17 and to make sure that we are all clear on
18 that.

19 TRUSTEE PHILLIPS: I just have a
20 question before you call the vote. These
21 are the grants that was borrowed --

22 MAYOR NYCE: This is the 20 --

23 TRUSTEE PHILLIPS: Okay.

24 MAYOR NYCE: What we have to do is
25 incur the debt of the entire amount and

January 28, 2013

20

1 then the rest will be given --

2 TRUSTEE PHILLIPS: That is what I
3 wanted to make sure.

4 MAYOR NYCE: Clerk, please call the
5 vote?

6 CLERK PIRILLO: Trustee Hubbard?

7 TRUSTEE HUBBARD: Aye.

8 CLERK PIRILLO: Trustee Murray?

9 TRUSTEE MURRAY: Yes.

10 CLERK PIRILLO: Trustee Phillips?

11 TRUSTEE PHILLIPS: Yes.

12 CLERK PIRILLO: Mayor Nyce?

13 MAYOR NYCE: Yes.

14 CLERK PIRILLO: Thank you.

15 MAYOR NYCE: RESOLUTION #1-2013-7,

16 RESOLUTION declaring that the Board of
17 Trustees of the Village of Greenport hereby
18 adopts lead agency status for purposes of
19 SEQRA with regard to the proposed
20 preparation of preliminary plans and
21 specifications in connection with the
22 proposed bulkhead replacement at the
23 Mitchell Park and Marina, including the
24 issuance of a bond and awarding of a grant,
25 and preparation of preliminary plans and

January 28, 2013

21

1 specifications is an unlisted action for
2 purposes of SEQRA, and determining that the
3 project, incurring of indebtedness,
4 awarding of a grant and preparation of
5 preliminary specifications and plans will
6 not have a significant negative impact on
7 one or more aspects of the environment and
8 adopting a negative declaration for
9 purposes of SEQRA. So moved.

10 TRUSTEE PHILLIPS: Second.

11 MAYOR NYCE: All those in favor?

12 TRUSTEE HUBBARD: Aye.

13 TRUSTEE MURRAY: Aye.

14 TRUSTEE PHILLIPS: Aye.

15 MAYOR NYCE: Aye.

16 Any opposed or abstentions?

17 (No Response.)

18 MAYOR NYCE: That motion carries.

19 TRUSTEE MURRAY: RESOLUTION #1-2013-8,

20 RESOLUTION adopting the attached bond

21 resolution authorizing the Village to incur

22 indebtedness in the amount of up to

23 \$185,268.00 for the preparation of

24 preliminary plans and specifications in

25 connection with the proposed bulkhead

January 28, 2013

22

1 replacement at Mitchell Park and Marina,

2 with the expectation that some of these

3 costs will be paid via grant funds from the

4 State of New York. So moved.

5 TRUSTEE HUBBARD: Second.

6 MAYOR NYCE: With the same caveat.

7 TRUSTEE PHILLIPS: This is 90/10.

8 MAYOR NYCE: Absolutely. I will

9 again, ask the Clerk to call the roll.

10 CLERK PIRILLO: Trustee Hubbard?

11 TRUSTEE HUBBARD: Yes.

12 CLERK PIRILLO: Trustee Murray?

13 TRUSTEE MURRAY: Yes.

14 CLERK PIRILLO: Trustee Phillips?

15 TRUSTEE PHILLIPS: Yes.
16 CLERK PIRILLO: Mayor Nyce?
17 MAYOR NYCE: Yes.
18 CLERK PIRILLO: Thank you.
19 MAYOR NYCE: That motion carries.
20 TRUSTEE PHILLIPS: RESOLUTION
21 #1-2013-9, RESOLUTION declaring that the
22 Board of Trustees of the Village of
23 Greenport hereby adopts lead agency status
24 for purposes of SEQRA regarding the
25 proposed project of awarding a grant for

January 28, 2013

23

1 the Eastern and Western Greenport Sewer
2 Extension Feasibility Studies in the
3 Village of Greenport and the completion of
4 the study, determining that the project
5 including the awarding of the grant and
6 completion of the study is an unlisted
7 action for purposes of SEQRA, and
8 determining that the project, including the
9 awarding of the grant and completion of the
10 study will not have a significant negative
11 impact on one ore more aspects of the
12 environment and adopting a negative
13 declaration for purposes of SEQRA. So
14 moved.

15 TRUSTEE MURRAY: Second.
16 MAYOR NYCE: All those in favor?
17 TRUSTEE HUBBARD: Aye.
18 TRUSTEE MURRAY: Aye.
19 TRUSTEE PHILLIPS: Aye.
20 MAYOR NYCE: Aye.
21 Any opposed or abstentions?
22 (No Response.)
23 MAYOR NYCE: That motion carries.
24 TRUSTEE HUBBARD: RESOLUTION
25 #1-2013-10, RESOLUTION authorizing

January 28, 2013

24

1 Treasurer Kagel to create line items
2 funding the Eastern and Western Greenport
3 Sewer Extension Feasibility Studies grants
4 in the total amount of \$48,000.00, to
5 include a 20 percent municipality match,
6 with the \$48,000.00 to be funded from the
7 Sewer Fund balance until such time as a
8 reimbursement is received from the granting
9 agency. So moved.

10 TRUSTEE PHILLIPS: Second.
11 MAYOR NYCE: I will again ask for a
12 roll call vote.
13 CLERK PIRILLO: Trustee Hubbard?

14 TRUSTEE HUBBARD: Yes.
15 CLERK PIRILLO: Trustee Murray?
16 TRUSTEE MURRAY: Yes.
17 CLERK PIRILLO: Trustee Phillips?
18 TRUSTEE PHILLIPS: Yes.
19 CLERK PIRILLO: Mayor Nyce?
20 MAYOR NYCE: Yes.
21 CLERK PIRILLO: Thank you.
22 MAYOR NYCE: That motion carries.
23 RESOLUTION #1-2013-11, RESOLUTION
24 declaring that the Board of Trustees of the
25 Village of Greenport hereby adopts lead

January 28, 2013

25

1 agency status for purposes of SEQRA
2 regarding the awarding of an Economic
3 Development grant, determining that the
4 awarding of the grant is an unlisted action
5 for purposes of SEQRA and determining that
6 the awarding of the grant will not have a
7 significant negative impact on one ore more
8 aspects of the environment and adopting a
9 negative declaration for purposes of SEQRA.
10 So moved.

11 TRUSTEE PHILLIPS: Second.
12 MAYOR NYCE: All those in favor?
13 TRUSTEE HUBBARD: Aye.

14 TRUSTEE MURRAY: Aye.

15 TRUSTEE PHILLIPS: Aye.

16 MAYOR NYCE: Aye.

17 Any opposed or abstentions?

18 (No Response.)

19 MAYOR NYCE: That motion carries.

20 TRUSTEE MURRAY: RESOLUTION

21 #1-2013-12, RESOLUTION authorizing

22 Treasurer Kagel to create line items

23 funding the approved Economic Development

24 Grant in the amount of \$90,000.00 total, to

25 be funded from the General Fund Balance

January 28, 2013

26

1 until such time as a reimbursement of
2 \$45,000.00 is received from the granting
3 agency. So moved.

4 TRUSTEE PHILLIPS: Second.

5 MAYOR NYCE: By way of discussion.

6 It's a \$90,000.00 total grant. It's a 50/50

7 match to granting monies. So we will be

8 funding \$45,000.00 of this, as discussed in

9 the work session. There are several

10 opportunities, that the BID has done and

11 the Board has done. If there is no further

12 discussion, I will ask the Clerk to please

13 call the roll?
14 CLERK PIRILLO: Trustee Hubbard?
15 TRUSTEE HUBBARD: Yes.
16 CLERK PIRILLO: Trustee Murray?
17 TRUSTEE MURRAY: Yes.
18 CLERK PIRILLO: Trustee Phillips?
19 TRUSTEE PHILLIPS: Yes.
20 CLERK PIRILLO: Mayor Nyce?
21 MAYOR NYCE: Yes.
22 CLERK PIRILLO: Thank you.
23 MAYOR NYCE: Motion carries.
24 TRUSTEE PHILLIPS: RESOLUTION
25 #1-2013-13, RESOLUTION declaring that the

January 28, 2013

27

1 Board of Trustees of the Village of
2 Greenport hereby adopts lead agency status
3 for purposes of SEQRA regarding the
4 awarding of a grant to the Village of
5 Greenport Carousel, to be use for
6 improvements to the Carousel, determining
7 that he awarding of the grant is an
8 unlisted action for the purposes of SEQRA
9 and determining that the awarding of the
10 grant and completion of the project will
11 not have a significant negative impact on
12 one ore more aspects of the environment and

13 adopting a negative declaration for
14 purposes of SEQRA. So moved.

15 TRUSTEE HUBBARD: Second.

16 MAYOR NYCE: All those in favor?

17 TRUSTEE HUBBARD: Aye.

18 TRUSTEE MURRAY: Aye.

19 TRUSTEE PHILLIPS: Aye.

20 MAYOR NYCE: Aye.

21 Any opposed or abstentions?

22 (No Response.)

23 MAYOR NYCE: That motion carries.

24 TRUSTEE HUBBARD: RESOLUTION

25 #1-2013-14, RESOLUTION authorizing

January 28, 2013

28

1 Treasurer Kagel to create line items in the
2 amount of \$21,000.00 to account for a grant
3 from the Friends of Mitchell Park to the
4 Village of Greenport Carousel, to be used
5 orf improvements to the carousel. So moved.

6 TRUSTEE PHILLIPS: Second.

7 MAYOR NYCE: By way of explanation,
8 there is absolutely zero match to this. The
9 entire \$21,000.00 is a grant. There will be
10 no repayment. Friends of Mitchell Park
11 requested this money to the Carousel

12 Committee for the upgrades to be done
13 there, and we thank them for their
14 contribution.

15 TRUSTEE PHILLIPS: I would also like
16 to say that the Carousel Committee has
17 worked very hard and it's on a volunteer
18 basis, and dealing with the upgrade of the
19 electric, which was a big project and that
20 the drive for the passion for the carousel
21 has been --

22 MAYOR NYCE: Absolutely. This is a
23 big help. I will ask the Clerk to please
24 call the roll.

25 CLERK PIRILLO: Trustee Hubbard?

January 28, 2013

29

1 TRUSTEE HUBBARD: Yes.

2 CLERK PIRILLO: Trustee Murray?

3 TRUSTEE MURRAY: Yes.

4 CLERK PIRILLO: Trustee Phillips?

5 TRUSTEE PHILLIPS: Yes.

6 CLERK PIRILLO: Mayor Nyce?

7 MAYOR NYCE: Yes.

8 CLERK PIRILLO: Thank you.

9 MAYOR NYCE: That motion carries.

10 RESOLUTION #1-2013-15, RESOLUTION

11 authorizing Clerk Pirillo to sign the

12 agreement with the FedEx for a drop box, to
13 be located on the Village-owned sidewalk
14 apron at 224 South Street. There is no
15 charge associated with either the
16 installation or maintenance of the drop
17 box. So moved.

18 TRUSTEE PHILLIPS: Second.

19 MAYOR NYCE: All those in favor?

20 TRUSTEE HUBBARD: Aye.

21 TRUSTEE MURRAY: Aye.

22 TRUSTEE PHILLIPS: Aye.

23 MAYOR NYCE: Aye.

24 Any opposed or abstentions?

25 (No Response.)

January 28, 2013

30

1 MAYOR NYCE: That motion carries.

2 TRUSTEE MURRAY: RESOLUTION

3 #1-2013-16, RESOLUTION allowing Clerk
4 Pirillo and Deputy Treasurer Brandt to
5 attend the New York State Government
6 Finance Officer's Association "Fundamentals
7 of Budgeting in the Public Sector" workshop
8 on January 29, 2013 in Port Washington. New
9 York at a cost of \$95.00 per person plus
10 any applicable travel expenses, to be

11 expensed from line item #A.1410.400, Clerk
12 Contractural Expense for Clerk Pirillo and
13 line item #A.1325.200 Treasurer Equipment,
14 for Deputy Treasurer Brandt. So moved.

15 MAYOR NYCE: I will second that.

16 All those in favor?

17 TRUSTEE HUBBARD: Aye.

18 TRUSTEE MURRAY: Aye.

19 TRUSTEE PHILLIPS: Aye.

20 MAYOR NYCE: Aye.

21 Any opposed or abstentions?

22 (No Response.)

23 MAYOR NYCE: That motion carries.

24 TRUSTEE PHILLIPS: RESOLUTION

25 #1-2013-17, RESOLUTION authorizing Mayor

January 28, 2013

31

1 Nyce to attend the Tall Ships annual
2 conference on February 4th, 5th and 6th in
3 Erie, Pennsylvania. The conference cost is
4 \$650.00, and the hotel cost is \$99.00 per
5 night plus applicable hotel room fees. The
6 conference and hotel costs along with any
7 corresponding travel charges, are to be
8 expensed from line item #A.1210.400, Mayor
9 Contractural Expense. So moved.

10 TRUSTEE HUBBARD: Second.

11 MAYOR NYCE: All those in favor?

12 TRUSTEE HUBBARD: Aye.

13 TRUSTEE MURRAY: Aye.

14 TRUSTEE PHILLIPS: Aye.

15 MAYOR NYCE: Aye.

16 Any opposed or abstentions?

17 (No Response.)

18 MAYOR NYCE: That motion carries.

19 TRUSTEE HUBBARD: RESOLUTION

20 #1-2013-18, RESOLUTION authorizing Mayor
21 Nyce to attend the New York Conference of
22 Mayors Winter Legislative Program on
23 February 9th through February 11th, 2013,
24 om Albany, New York. The registration fee
25 is \$258.00, including diner on Sunday

January 28, 2013

32

1 evening, and the hotel cost is \$185.00 per
2 night plus applicable hotel room fees. The
3 conference and hotel costs along with any
4 corresponding travel charges, are to be
5 expensed from line item #A.1210.400, Mayor
6 Contractural Expense. So moved.

7 TRUSTEE MURRAY: Second.

8 MAYOR NYCE: All those in favor?

9 TRUSTEE HUBBARD: Aye.

10 TRUSTEE MURRAY: Aye.
11 TRUSTEE PHILLIPS: Aye.
12 MAYOR NYCE: Aye.
13 Any opposed or abstentions?
14 (No Response.)
15 MAYOR NYCE: That motion carries.
16 I will offer a RESOLUTION
17 #1-2013-19, RESOLUTION approving the
18 abandonment and cancellation of the Beebe
19 subdivision, a prior existing filed
20 subdivision of a certain tract of land in
21 the Village of Greenport owned by Thomas
22 Monsell, identified as SCTM# 1001.4.2.34
23 and further authorizing Mayor Nyce to sign
24 the corresponding Certificate of
25 Abandonment on behalf of the Village of

January 28, 2013

33

1 Greenport. So moved.
2 TRUSTEE MURRAY: Second.
3 MAYOR NYCE: All those in favor?
4 TRUSTEE HUBBARD: Aye.
5 TRUSTEE MURRAY: Aye.
6 TRUSTEE PHILLIPS: Aye.
7 MAYOR NYCE: Aye.
8 Any opposed or abstentions?
9 (No Response.)

10 MAYOR NYCE: That motion carries.

11 TRUSTEE PHILLIPS: RESOLUTION

12 #1-2013-20, RESOLUTION approving the
13 request by Peconic Landing to hang a banner
14 on Front Street, at a location to be
15 selected by the Village of Greenport, to
16 publicize the May Mile/5K Race to be held
17 on May 11, 2013, benefitting the Village of
18 Greenport Fire Department.

19 TRUSTEE PHILLIPS: Second.

20 MAYOR NYCE: All those in favor?

21 TRUSTEE HUBBARD: Aye.

22 TRUSTEE MURRAY: Aye.

23 TRUSTEE PHILLIPS: Aye.

24 MAYOR NYCE: Aye.

25 Any opposed or abstentions?

January 28, 2013

34

1 (No Response.)

2 MAYOR NYCE: That motion carries.

3 TRUSTEE PHILLIPS: RESOLUTION

4 #1-2013-21, RESOLUTION approving the Public
5 Assembly Permit as submitted by the Peconic
6 Public Broadcasting for the use of Mitchell
7 Park on June 8, 2013 from 11:00 a.m. to
8 5:00 p.m. for the Fourth Annual Art Show.

9 So moved.

10 TRUSTEE HUBBARD: Second.

11 TRUSTEE PHILLIPS: I just have a
12 question. There are no conflicts on this
13 date?

14 CLERK PIRILLO: No.

15 MAYOR NYCE: All those in favor?

16 TRUSTEE HUBBARD: Aye.

17 TRUSTEE PHILLIPS: Aye.

18 MAYOR NYCE: Aye.

19 Any opposed or abstentions?

20 TRUSTEE MURRAY: Aye.

21 MAYOR NYCE: That motion carries 3
22 votes to 1.

23 TRUSTEE HUBBARD: RESOLUTION
24 #1-2013-22, RESOLUTION approving a one-time
25 payment of \$1,063.18, consisting of 53

January 28, 2013

35

1 additional work hours at \$20.06 per hour,
2 to Deputy Clerk Jeanmarie Oddon for
3 undertaking and fulfilling additional
4 duties and responsibilities during the
5 temporary void created by the absence for
6 health reasons of an administrative Village
7 employee outside of the Clerk's Department.
8 So moved.

9 TRUSTEE MURRAY: Second.
10 MAYOR NYCE: Any discussion on this
11 topic?
12 (No Response.)
13 MAYOR NYCE: All those in favor?
14 TRUSTEE HUBBARD: Aye.
15 TRUSTEE MURRAY: Aye.
16 TRUSTEE PHILLIPS: Aye.
17 MAYOR NYCE: Aye.
18 Any opposed or abstentions?
19 (No Response.)
20 MAYOR NYCE: That motion carries.
21 RESOLUTION #1-2013-23, RESOLUTION
22 hiring Robert E. Walden, Jr., effective
23 February 6, 2013 as a part-time meter
24 reader at a pay rate of \$14.50 per hour,
25 not to exceed twenty hours per week. So

January 28, 2013

36

1 moved.
2 TRUSTEE HUBBARD: Second.
3 MAYOR NYCE: All those in favor?
4 TRUSTEE HUBBARD: Aye.
5 TRUSTEE MURRAY: Aye.
6 TRUSTEE PHILLIPS: Aye.
7 MAYOR NYCE: Aye.

8 Any opposed or abstentions?

9 (No Response.)

10 MAYOR NYCE: That motion carries.

11 TRUSTEE MURRAY: RESOLUTION

12 #1-2013-24, RESOLUTION authorizing Mayor

13 Nyce to sign the agreement between the

14 Village of Greenport and the New York

15 Independent System Operator, providing an

16 extension of long-term electric power

17 transmission rights and further authorizing

18 the payment from the electric fund balance

19 of \$166,810.60, which equates to the first

20 25 percent installment due upon execution

21 of the agreement.

22 TRUSTEE PHILLIPS: Second.

23 MAYOR NYCE: By way of discussion, I

24 did speak with Terry Bush, who is our

25 attorney and he did corroborate what the

January 28, 2013

37

1 Director of Utilities said. His

2 recommendation was that we enter into this

3 agreement. It is a short term in his

4 opinion. And he said that as Director

5 Naylor said before, as an insurance policy,

6 at any point when we stop paying, the

7 agreement is deemed void. So in other words

8 if transmission costs drop below, there are
9 a lot people scratching their heads as to
10 how to move forward and recommended that
11 this is a good thing to go with.

12 TRUSTEE PHILLIPS: I asked during the
13 work session that the Director of Utilities
14 update us as to that conversation.

15 MAYOR NYCE: Yes.

16 TRUSTEE PHILLIPS: I don't want to see
17 it go the five months and not be brought up
18 --

19 TRUSTEE PHILLIPS: So I will be
20 looking for something.

21 MAYOR NYCE: Absolutely. If there is
22 no further discussion, I will call a vote.

23 All those in favor?

24 TRUSTEE HUBBARD: Aye.

25 TRUSTEE MURRAY: Aye.

January 28, 2013

38

1 TRUSTEE PHILLIPS: Aye.

2 MAYOR NYCE: Aye.

3 Any opposed or abstentions?

4 (No Response.)

5 MAYOR NYCE: That motion carries.

6 TRUSTEE PHILLIPS: RESOLUTION

7 #1-2013-24, RESOLUTION declaring that the
8 1996 Elgin Pelican street sweeper and the
9 1983 Chevrolet C70 sand truck known as
10 "G-9" are no longer suitable or necessary
11 for municipal purposes and are therefore
12 declared to be surplus vehicles. So moved.

13 MAYOR NYCE: I will second that.

14 All those in favor?

15 TRUSTEE HUBBARD: Aye.

16 TRUSTEE MURRAY: Aye.

17 TRUSTEE PHILLIPS: Aye.

18 MAYOR NYCE: Aye.

19 Any opposed or abstentions?

20 (No Response.)

21 MAYOR NYCE: That motion carries.

22 TRUSTEE HUBBARD: RESOLUTION
23 #1-2013-26, RESOLUTION approving the
24 installation of Cablevision Systems
25 Corporation at the Washington Avenue

January 28, 2013

39

1 telecommunications antenna site for
2 Cablevision to service its broadband
3 customer at that site, and authorizing
4 Mayor Nyce to execute and agreement between
5 the Village of Greenport and Cablevision
6 Systems Corporation for this installation.

7 So moved.

8 TRUSTEE MURRAY: I'll second that.

9 MAYOR NYCE: All those in favor?

10 TRUSTEE HUBBARD: Aye.

11 TRUSTEE MURRAY: Aye.

12 TRUSTEE PHILLIPS: Aye.

13 MAYOR NYCE: Aye.

14 Any opposed or abstentions?

15 (No Response.)

16 MAYOR NYCE: That motion carries.

17 RESOLUTION #1-2013-27, RESOLUTION

18 appointing Roselle Borelli to the Historic

19 Preservation Commission, to full the

20 balance of the term of Meghan Mills, which

21 expires on April 1, 2015. So moved.

22 TRUSTEE HUBBARD: Second.

23 MAYOR NYCE: Welcome aboard, Roselle

24 Borelli and thank you for stepping up.

25 TRUSTEE MURRAY: RESOLUTION

January 28, 2013

40

1 #1-2013-28, RESOLUTION appointing Caroline

2 Waloski to the Business Improvement

3 District as the Treasurer's appointee, for

4 a term to expire on April 3, 2013. So

5 moved.

6 TRUSTEE PHILLIPS: Second.

7 MAYOR NYCE: By way of explanation,
8 there was some eliminations at the BID at
9 their meeting this past Thursday. Ms.
10 Waloski's name was recommended by that
11 Board. And the terms are annual with our
12 annual meeting. Assuming that she is
13 willing to do it at our annual meeting and
14 thanking her for stepping up and
15 volunteering.

16 All those in favor?

17 TRUSTEE HUBBARD: Aye.

18 TRUSTEE MURRAY: Aye.

19 TRUSTEE PHILLIPS: Aye.

20 MAYOR NYCE: Aye.

21 Any opposed or abstentions?

22 (No Response.)

23 MAYOR NYCE: That motion carries.

24 I will offer a motion to amend
25 RESOLUTION #1-2013-29 as printed. The

January 28, 2013

41

1 amendment would be to change the total to
2 \$2,343,317.06. Regular checks, \$491,753.27.
3 Prepaid checks in the amount of \$61,034.32,
4 and all wire transfers in the amount of
5 \$1,790,029.27, would be the amended

6 RESOLUTION.

7 TRUSTEE PHILLIPS: Second.

8 MAYOR NYCE: Any discussion? I
9 apologize and will try to make this
10 seamless if this comes along again.

11 I will call a vote on the amendment.

12 All those in favor?

13 TRUSTEE HUBBARD: Aye.

14 TRUSTEE MURRAY: Aye.

15 TRUSTEE PHILLIPS: Aye.

16 MAYOR NYCE: Aye.

17 Any opposed or abstentions?

18 (No Response.)

19 MAYOR NYCE: That motion carries.

20 We do now need to take a vote on
21 RESOLUTION #1-2013-29 as a whole as
22 amended. I will offer a RESOLUTION to adopt
23 as amended. So moved.

24 TRUSTEE HUBBARD: So moved.

25 MAYOR NYCE: All those in favor?

January 28, 2013

42

1 TRUSTEE HUBBARD: Aye.

2 TRUSTEE MURRAY: Aye.

3 TRUSTEE PHILLIPS: Aye.

4 MAYOR NYCE: Aye.

5 Any opposed or abstentions?

6 (No Response.)

7 MAYOR NYCE: That motion is amended.

8 I will offer RESOLUTION #1-2013-30,
9 RESOLUTION directing the clerk to authorize
10 a special meeting for the Board of Trustees
11 for Friday, February 1, 2013 at 12:00 noon
12 at Village Hall for purposes of which to
13 take consideration of a change order for
14 purpose of a transformer for the electrical
15 power upgrade. So moved.

16 TRUSTEE PHILLIPS: Second.

17 MAYOR NYCE: All those in favor?

18 TRUSTEE HUBBARD: Aye.

19 TRUSTEE MURRAY: Aye.

20 TRUSTEE PHILLIPS: Aye.

21 MAYOR NYCE: Aye.

22 Any opposed or abstentions?

23 (No Response.)

24 MAYOR NYCE: That motion carries.

25 With that, I will offer a RESOLUTION

January 28, 2013

43

1 to adjourn the meeting.

2 TRUSTEE HUBBARD: Second.

3 MAYOR NYCE: All those in favor?

4 TRUSTEE HUBBARD: Aye.

5 TRUSTEE MURRAY: Aye.
6 TRUSTEE PHILLIPS: Aye.
7 MAYOR NYCE: Aye.
8 Any opposed or abstentions?
9 (No Response.)
10 MAYOR NYCE: That motion carries.
11 We're adjourned.
12
13 (Whereupon, the meeting concluded.)
14
15
16
17
18
19
20
21
22
23
24
25

January 28, 2013

44

1 C E R T I F I C A T I O N
2
3

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

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

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

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

18 IN WITNESS WHEREOF, I have hereunto
19 set my hand this day, February 10, 2013.

20

21 -----

22 (Jessica DiLallo)

23

24

25

* * * *