



236 THIRD STREET
GREENPORT, NY
11944

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villageofgreenport.org

MAYOR
KEVIN STUESSI
EXT 215

TRUSTEES
MARY BESS PHILLIPS
DEPUTY MAYOR

PATRICK BRENNAN

LILY DOUGHERTY-
JOHNSON

JULIA ROBINS

TREASURER
ADAM BRAUTIGAM
EXT 217

VILLAGE CLERK
CANDACE HALL
EXT 214

March 28, 2024 at 6:00 PM

Mayor and Board of Trustees – Regular Meeting

Third Street Firehouse

Greenport, NY 11944

AMENDED 3/28/2024 3:15 PM

MOTION TO OPEN THE REGULAR SESSION MEETING

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

Ryan Thomas Farrand
Mary Gajek
Richard Lesser
Dorothy W. Faucon
Elvis Abad

ANNOUNCEMENTS

- Village Hall will be closing at 12:00pm on Friday March 29th, 2024 in observance of Good Friday.
- The water machine at the power plant is temporarily out of service. Village staff is working to repair the machines however, new machines have been ordered and are expected to arrive in the coming weeks.
- Village Brush Pick Up begins on April 9th, 2024; the bi-weekly schedule has been posted on the Village of Greenport website.
- The Village of Greenport Tentative Budget Public Hearing meeting will be held at 6:00pm on April 11, 2024, at the Red Schoolhouse.
- BID Annual Egg Roll will be held on Saturday March 30th, 2024, from 10am-noon; Friends of Mitchell Park is sponsoring FREE carousel rides between for 2-hours after the event.

PUBLIC HEARING

- Public hearing regarding the proposed local law 2 for the maximum speed limit in non-school zones throughout the Village to 25 miles per hour; public hearing remained open from the March 21st, 2024, Work Session.
- Public hearing to discuss and possibly take action amending and restating Chapter 88, entitled "Noise" of the Greenport Village code; public hearing remained open from the March 21st, 2024, Work Session.
- Public hearing amending Chapter 44, entitled "Assemblies" and Chapter 101 entitled "Recreation Areas and Beaches" of the Greenport Village code; public hearing remained open from the March 21st, 2024, Work Session.

PUBLIC TO ADDRESS THE BOARD – regarding Public Hearings

PUBLIC TO ADDRESS THE BOARD

RESOLUTIONS**RESOLUTION # 03-2024-1**

RESOLUTION adopting the March, 2024 agenda as printed.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Lily Dougherty-Johnson, Trustee
SECONDER:	Julia Robins, Trustee
AYES:	Brennan, Dougherty-Johnson, Phillips, Robins, Stuessi

RESOLUTION # 03-2024-2

RESOLUTION accepting the monthly reports of the Greenport Fire Department, Village Administrator, Village Deputy Treasurer, Village Clerk, Village Attorney, Mayor and Board of Trustees.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Julia Robins, Trustee
SECONDER:	Patrick Brennan, Trustee
AYES:	Brennan, Dougherty-Johnson, Phillips, Robins, Stuessi

FIRE DEPARTMENT**RESOLUTION # 03-2024-3**

RESOLUTION approving the application of Jon Versheck for membership to the Phenix Hook and Ladder Company 1, of the Greenport Fire Department, as approved by the Village of Greenport Fire Department Board of Wardens on March 20, 2024.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Patrick Brennan, Trustee
SECONDER:	Mary Bess Phillips, Trustee
AYES:	Brennan, Dougherty-Johnson, Phillips, Robins, Stuessi

VILLAGE TREASURER**RESOLUTION # 03-2024-4**

RESOLUTION authorizing the attendance of Village Deputy Treasurer, Adam Brautigam at the NYAPP Business Meeting in Saratoga Springs, New York from April 16, 2024 through April 18, 2024 at a conference fee of \$375.00 per person and a room rate not to exceed \$160.00 per night, plus all applicable travel and meal costs in accordance with the Village of Greenport Travel Policy to be expensed from account number A.1325.400 (Treasurer Contractual Expense).

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Mary Bess Phillips, Trustee
SECONDER: Lily Dougherty-Johnson, Trustee
AYES: Brennan, Dougherty-Johnson, Phillips, Robins, Stuessi

RESOLUTION # 03-2024-5

RESOLUTION authorizing Deputy Treasurer Brautigam to approve agreement with Robert Haft Talent Experts, and authorizing Deputy Treasurer Brautigam to sign agreement between the Village of Greenport and Robert Haft Talent Experts for part time treasury assistance, not to exceed \$25,000.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Lily Dougherty-Johnson, Trustee
SECONDER: Julia Robins, Trustee
AYES: Brennan, Dougherty-Johnson, Phillips, Robins, Stuessi

RESOLUTION # 03-2024-6

RESOLUTION authorizing Deputy Treasurer Brautigam to perform attached budget Amendment #5583 to appropriate sewer fund reserves to partially fund J.R.H. Consulting Infrastructure Review and directing that Budget Amendment #5583 be included as part of the formal meeting minutes of the March 28th Regular Meeting of the Board of Trustees.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Julia Robins, Trustee
SECONDER: Patrick Brennan, Trustee
AYES: Brennan, Dougherty-Johnson, Phillips, Robins, Stuessi

RESOLUTION # 03-2024-7

RESOLUTION authorizing Deputy Treasurer Brautigam to perform attached budget Amendment #5594, to appropriate light fund reserves to fund the purchase of secondary current transformers for CT rated electric services and directing that Budget amendment #5594 be included as part of the formal meeting minutes of the March 28th Regular Meeting of the Board of Trustees.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Patrick Brennan, Trustee
SECONDER:	Mary Bess Phillips, Trustee
AYES:	Brennan, Dougherty-Johnson, Phillips, Robins, Stuessi

RESOLUTION # 03-2024-8

RESOLUTION authorizing Deputy Treasurer Brautigam to perform attached budget Amendment #5595 to appropriate light fund reserves to fund emergency repairs to truck G-16 -bucket truck and directing that Budget Amendment #5595 be included as part of the formal meeting minutes of the March 28th Regular Meeting of the Board of Trustees.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Mary Bess Phillips, Trustee
SECONDER:	Lily Dougherty-Johnson, Trustee
AYES:	Brennan, Dougherty-Johnson, Phillips, Robins, Stuessi

RESOLUTION # 03-2024-9

RESOLUTION authorizing Deputy Treasurer Brautigam to perform attached budget Amendment #5596 to appropriate light fund reserves to close out the Microgrid Project and directing that Budget Amendment #5596 be included as part of the formal meeting minutes of the March 28th Regular Meeting of the Board of Trustees.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Lily Dougherty-Johnson, Trustee
SECONDER:	Julia Robins, Trustee
AYES:	Brennan, Dougherty-Johnson, Phillips, Robins, Stuessi

RESOLUTION # 03-2024-10

RESOLUTION authorizing Deputy Treasurer Brautigam to perform attached budget Amendment #5597 to transfer funds from MCCANNS park refuse and grounds to MCCANNS park expense to fund improvements at campground and directing that Budget Amendment #5597 be included as part of the formal meeting minutes of the March 28th Regular Meeting of the Board of Trustees.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Julia Robins, Trustee
SECONDER:	Patrick Brennan, Trustee
AYES:	Brennan, Dougherty-Johnson, Phillips, Robins, Stuessi

RESOLUTION # 03-2024-11

RESOLUTION authorizing Deputy Treasurer Brautigam to perform attached budget Amendment #5640 to appropriate funds from general reserves to fund the removal of trees and stumps along village owned streets and directing that Budget Amendment #5640 be included as part of the formal meeting minutes of the March 28th Regular Meeting of the Board of Trustees.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Patrick Brennan, Trustee
SECONDER:	Mary Bess Phillips, Trustee
AYES:	Brennan, Dougherty-Johnson, Phillips, Robins, Stuessi

VILLAGE CLERK**RESOLUTION # 03-2024-12**

RESOLUTION amending RESOLUTION 10-2023-8 approving amended Supplemental Agreement Number 1 between the Village of the Greenport and the New York Department of Transportation and Authorizing Mayor Stuessi to sign Supplemental Agreement Number 1.

WHEREAS, a Project for the Village of Greenport to reconstruct existing North Ferry Terminal, P.I.N. 0761.79 (the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, the Village of Greenport desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of \$686,584.

NOW, THEREFORE, the Board of Trustees of the Village of Greenport, duly convened does hereby

RESOLVE, that the Board of Trustees of the Village of Greenport hereby approves the above-subject project; and it is hereby further

RESOLVED, that the Board of Trustees of the Village of Greenport hereby authorizes the Treasurer of the Village of Greenport to pay in the first instance 100% of the federal and non-federal share of the construction cost

of \$2,682,917.00 work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$2,682,917.00 is hereby appropriated pursuant to a Bond Resolution and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Board of Trustees of the Village of Greenport shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Village Mayor thereof, and it is further

RESOLVED, that the Mayor of the Village of Greenport be and is hereby authorized to execute Supplemental Agreement No. 1

RESOLVED, that the Village Mayor of the Village of Greenport be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Village of Greenport with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project. and it is further

RESOLVED, this Resolution shall take effect immediately

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Mary Bess Phillips, Trustee
SECONDER:	Lily Dougherty-Johnson, Trustee
AYES:	Brennan, Dougherty-Johnson, Phillips, Robins, Stuessi

RESOLUTION # 03-2024-13

RESOLUTION ratifying the hiring of William Frances Cunningham as a part-time, seasonal pump-out boat operator for Mitchell Park Marina at an hourly wage of \$30.00 per hour, effective May 1, 2024.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Lily Dougherty-Johnson, Trustee
SECONDER:	Julia Robins, Trustee
AYES:	Brennan, Dougherty-Johnson, Phillips, Robins, Stuessi

RESOLUTION # 03-2024-14

Resolution awarding the contract for the Mitchell Park Public Restrooms 2024 from bid dated February 26, 2024 to Robert Bohn LLC, the lowest bidder, at a bid price of Eighty Two Thousand Five Hundred dollars (\$82,500.00) and authorizing Mayor Stuessi to sign the contract between the Village of Greenport and Robert Bohn, LLC.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Julia Robins, Trustee
SECONDER:	Patrick Brennan, Trustee
AYES:	Brennan, Dougherty-Johnson, Phillips, Robins, Stuessi

RESOLUTION # 03-2024-15

[PLACEHOLDER] <<<<SEQRA RESOLUTION FOR WETLANDS PERMIT >>>>

RESULT:	TABLED [UNANIMOUS]
MOVER:	Kevin Stuessi, Mayor
SECONDER:	Lily Dougherty-Johnson, Trustee
AYES:	Brennan, Dougherty-Johnson, Phillips, Robins, Stuessi

RESOLUTION # 03-2024-16

RESOLUTION approving the Wetlands Permit Application submitted by Costello Marine Contracting Corp., as Agent for the property located at 2050 Manhasset Avenue, Greenport, New York, 11944 SCTM# 1001-3-1-2 to perform the following work: Construct a 112' low profile retaining wall. Install three rows of 12" coir-logs, 16' in length. Plant Cape America Beach Grass 12" o.c.

RESULT:	TABLED [UNANIMOUS]
MOVER:	Kevin Stuessi, Mayor
SECONDER:	Lily Dougherty-Johnson, Trustee
AYES:	Brennan, Dougherty-Johnson, Phillips, Robins, Stuessi

RESOLUTION # 03-2024-17

RESOLUTION approving the Public Assembly Permit Application submitted by Robert Vitelli on behalf of the New York LGBT Network Festival for use of specified Village streets and Mitchell Park from 12:00 noon through 5:00 pm on June 22, 2024; road closures to include the closure of Main Street from Front Street to the South end of Main Street and Front Street, from Main Street to Third Street to begin at the end of the LGBT Network scheduled parade and Festival activities to end at 5PM. Parade route street closure from Broad Street down Main Street, Front Street to Third from 10:00 AM to 2:00 PM.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Patrick Brennan, Trustee
SECONDER:	Mary Bess Phillips, Trustee
AYES:	Brennan, Dougherty-Johnson, Phillips, Robins, Stuessi

RESOLUTION # 03-2024-18

RESOLUTION authorizing the suspension of the open container law of the Village of Greenport, per Section 35-3B and 35-3C of the Greenport Village Code, within the parameters approved on the public assembly application of the New York LGBT Network Festival, from 12:00 PM through 5:00 PM on June 22, 2024.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Mary Bess Phillips, Trustee
SECONDER:	Lily Dougherty-Johnson, Trustee
AYES:	Brennan, Dougherty-Johnson, Phillips, Robins, Stuessi

RESOLUTION # 03-2024-19

RESOLUTION approving the Public Assembly Permit Application submitted by Agro Council / Greenport Business Improvement District for the 3rd Annual Cherry Blossom 5K fundraiser starting and ending from corner of Center Street and Third Street and includes the use of specified Village streets from 8:00 AM through 12:00 PM on April 20, 2024.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Lily Dougherty-Johnson, Trustee
SECONDER: Julia Robins, Trustee
AYES: Brennan, Dougherty-Johnson, Phillips, Robins, Stuessi

RESOLUTION # 03-2024-20

RESOLUTION approving the Public Assembly Permit Application submitted by Denise Gillies on behalf of The Friends of Mitchell Park, for the use of a portion of Mitchell Park from 9:00 a.m. through 10:00 a.m. every Saturday from May 5, 2024 through October 25, 2024 for Tai Chi instruction, which will be offered at no cost to the public.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Julia Robins, Trustee
SECONDER: Patrick Brennan, Trustee
AYES: Brennan, Dougherty-Johnson, Phillips, Robins, Stuessi

RESOLUTION # 03-2024-21

WHEREAS, application has been made for a farmers market to be operated by this Summer Season from May 17, 2024 through October 11, 2024 at Mitchell Park; NOW, THEREFORE, BE IT RESOLVED, that the Board conditionally approves a Public Assembly Permit to authorize the non-exclusive use of Mitchell Park from 3pm to 6:30pm on Fridays from May 17, 2024 through October 11, 2024 for Farmers Market subject to the following conditions all of which shall be completed prior to the Board's April 18, 2024 meeting:

1. The Applicant shall provide the name of the entity operating the Market;
2. Applicant shall apply for tax-exempt status as a 501-c entity;
3. Applicant shall provide to the Board site details and proposed market logistics to include, at a minimum, the number of vendors, vendors set-up and clean-up details, including time of set-up and clean-up, vendor loading details, proposed vendor vehicle parking, location and access for customers, proposed details regarding the liquor and beer tasting, and enforcement of any State Liquor Authority or Village requirements concerning sale or distribution of alcohol;
4. Applicant shall provide the Village with insurance and indemnification in a form and amount as determined by the Village;
5. Applicant shall provide the Village with proof of the Agriculture and Markets approvals and/or certifications for the proposed use and shall certify that they will comply with such approvals; and

6. Any other documentation or information determined by the Board to be necessary.

BE IT FURTHER RESOLVED, that upon receipt and review of the aforesaid information, the Board may adopt conditions applicable to the operation of the market.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Patrick Brennan, Trustee
SECONDER:	Mary Bess Phillips, Trustee
AYES:	Brennan, Dougherty-Johnson, Phillips, Robins, Stuessi

RESOLUTION # 03-2024-22

RESOLUTION accepting the resignation of Paul E. Parks III as a full-time Wastewater Treatment Plant Helper for the Village of Greenport, effective April 2, 2024.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Mary Bess Phillips, Trustee
SECONDER:	Lily Dougherty-Johnson, Trustee
AYES:	Brennan, Dougherty-Johnson, Phillips, Robins, Stuessi

RESOLUTION # 03-2024-23

RESOLUTION approving the attached Agreement from JP McHale pest management, LLC, Tick Mosquito and Deer Repellent Service Agreement in the total amount of \$2,375.00 for treatments from April 2024 through August 2024 for the Tick Management for McCann Campground and authorizing Mayor Stuessi to sign the agreement.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Lily Dougherty-Johnson, Trustee
SECONDER:	Julia Robins, Trustee
AYES:	Brennan, Dougherty-Johnson, Phillips, Robins, Stuessi

RESOLUTION # 03-2024-24

RESOLUTION accepting the report of the Greenport Fire Department for member year-end points for the calendar year 2023, for the Greenport Fire Department Length of Service Awards Program.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Julia Robins, Trustee
SECONDER:	Patrick Brennan, Trustee
AYES:	Brennan, Dougherty-Johnson, Phillips, Robins, Stuessi

RESOLUTION # 03-2024-25

RESOLUTION accepting the bid submitted by Will Reid Hansen (Southampton Ice Rink) in the amount of \$10,100.00 for the purchase of the Ice Rink, per the Surplus Bid opening on March 22, 2024.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Patrick Brennan, Trustee
SECONDER:	Mary Bess Phillips, Trustee
AYES:	Brennan, Dougherty-Johnson, Phillips, Robins, Stuessi

RESOLUTION # 03-2024-26

RESOLUTION accepting the attached proposal as submitted by J.R. Holzmacher P.E., LLC dated March 19, 2024 to prepare the required Annual MS-4 Report; and to submit the Annual MS-4 Report to the New York State Department of Environmental Conservation, at a total cost of \$ 1,500;, and authorizing Mayor Stuessi to sign the agreement between the Village of Greenport and J.R. Holzmacher P.E., LLC.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Mary Bess Phillips, Trustee
SECONDER:	Lily Dougherty-Johnson, Trustee
AYES:	Brennan, Dougherty-Johnson, Phillips, Robins, Stuessi

RESOLUTION # 03-2024-27

Negative Declaration Pursuant to New York State Environmental Quality Review Act WHEREAS, the New York State Environmental Conservation Law and the regulations of the Department of Environmental Conservation as contained in 6 NYCRR Part 617 require review of the possible environmental consequences of various actions under consideration by the Board of Trustees, and

WHEREAS, the Board of Trustees is considering the adoption of Bill 01B of 2024, a proposed local law to amend and restate Chapter 88 of the Code of the Village of Greenport, to amend regulations relating to noise and enforcement of noise regulations in the Village; and

WHEREAS, the Board of Trustees has considered the nature and impact of the proposed action; and

WHEREAS, the Board of Trustees has reviewed a Short Environmental Assessment Form prepared with respect to the proposed law,

NOW, THEREFORE, IT IS

RESOLVED, that the Board hereby finds and concludes that the Board of Trustees is the Lead Agency with respect to environmental impact review of proposed Bill 01B of 2024 (to be adopted as Local Law 1 of 2024) as defined in the State Environmental Quality Review Act and its regulations (SEQRA), and

- A. the proposed adoption of Bill 01B of 2024 is an Unlisted Action under SEQRA;
- B. the Board has considered the adoption of Bill 01B of 2024, a local law to amend the Code of the Village of Greenport in relation to the imposition of fees by Board of Trustees resolution;
- C. the Board has thoroughly reviewed the Short Environmental Assessment Form and the supplemental description of the proposed action;
- D. the Board also has considered the following factors and made the following conclusions in respect to its review of the environmental impacts of the proposed action:
 - i. the proposed action would not result in any substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels, nor any substantial increase in solid waste production, nor create a substantial increase in the potential for erosion, flooding, leaching or drainage problems;
 - ii. the proposed action would not result in the removal or destruction of large quantities of vegetation or fauna, substantial interference with the movement of any resident or migratory fish or wildlife species, impacts on a significant habitat area, substantial adverse impacts on a threatened or endangered species of animal or plant, or the habitat of such a species, or other significant adverse impacts to natural resources;
 - iii. the proposed action would not impair the environmental characteristics of any Critical Environmental Area;

- iv. the proposed action would not conflict with the community's current plans or goals as official approved or adopted;
- v. the proposed action would not impair the character or quality of important historical, archeological, architectural or aesthetic resources or of existing community or neighborhood character;
- vi. the proposed action would not result in a major change in the use of either the quantity or type of energy;
- vii. the proposed action would not create a hazard to human health;
- viii. the proposed action would not create a substantial change in the use, or intensity of use, of land, including agricultural, open space or recreational resources, or in its capacity to support existing uses;
- ix. the proposed action would not encourage or attract large numbers of persons to any place for more than a few days, compared to the number who would come to such place without such action;
- x. the proposed action would not create changes in two or more elements of the environment, no one of which would have a significant impact on the environment, but when taken considered together would result in a substantial adverse impact on the environment;
- xi. the proposed action would not create substantial adverse impacts when considered cumulatively with any other actions, proposed or in process;
- xii. the proposed action would not result in substantial adverse impact with respect to any relevant environmental consideration, including noise, aesthetics, traffic, air quality, water quality or adequacy of water supply, drainage, soil conditions, or quality of life in the community in general and the immediate neighborhood in particular;
- xiii. the proposed action would enhance the protection of the environment in the Village, in

that it would preserve and maintain the existing character of the Village;

E. the proposed action would not have a significant adverse environmental impact;

F. no further environmental review is required with respect to the proposed action, and

G. the Mayor, or his designee, is authorized to execute the Short EAF in a manner consistent with the foregoing findings concluding that the proposed action will not result in a significant adverse environmental impact.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Lily Dougherty-Johnson, Trustee
SECONDER:	Julia Robins, Trustee
AYES:	Brennan, Dougherty-Johnson, Phillips, Robins, Stuessi

RESOLUTION # 03-2024-28

Chapter 88 Noise Law Adoption Resolution WHEREAS, the Board of Trustees has been considering the adoption of a local law that amends and restates Chapter 88 of the Code of the Village of Greenport, to amend regulations relating to noise and enforcement of noise regulations in the Village (Bill VOG01B-2024), and WHEREAS, the law is not a zoning law subject to referral to the Suffolk County Planning Commission, and WHEREAS, the Board has determined that the proposed law is an Unlisted action under the State Environmental Quality Review Act and will not result in a significant adverse environmental impact, and WHEREAS, the Board held published and posted legal notice of a scheduled public hearing on the proposed law, and

WHEREAS, the Board held a public hearing on the proposed local law on [set forth dates], and NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of the Village of Greenport hereby adopts the proposed law (VOG 01B-24) as Local Law 1 of 2024, a local law amending and restating Chapter 88 of the Code of the Village of Greenport, to amend regulations relating to noise and enforcement of noise regulations in the Village, and BE IT FURTHER RESOLVED, that the Board directs the Village Clerk to file the law with the New York Secretary of State and take other actions as may be required upon adoption of a local law.

RESULT:	ADOPTED [4 TO 1]
MOVER:	Kevin Stuessi, Mayor
SECONDER:	Patrick Brennan, Trustee
AYES:	Brennan, Dougherty-Johnson, Phillips, Stuessi
NAYS:	Robins

MAYOR

RESOLUTION # 03-2024-29

Resolution Authorizing Agreement with ParkMobile, LLC

WHEREAS, Board has adopted a local law establishing a paid parking program to regulate parking in areas to be determined by the Board, and

WHEREAS, in accordance with the adopted local law, upon approval by resolution of the Board of Trustees, the Village is authorized to procure software programs and other equipment and services determined necessary to implement and manage the paid parking program, and

WHEREAS, consistent with the Village procurement policy, the Village Mayor has researched various companies providing a mobile paid parking application that would be appropriate for use in the Village, and

WHEREAS, ParkMobile, LLC operates such programs in numerous East End municipalities, and

WHEREAS, ParkMobile, LLC has submitted to the Village a proposal to provide a mobile parking program accessible by vehicle owners as an application via a personal electronic/mobile device, and

WHEREAS, the Village has determined that the proposal would be fair and in the best interests of the Village and the ParkMobile program is adequate and reliable to manage and support the Village’s paid parking program,

NOW, THEREFORE, subject to review by the Village Attorney of the form of the agreement, the Board authorizes the Mayor to execute the proposal from ParkMobile, LLC to provide for a paid parking management system via a mobile application accessible by vehicle owners, for an initial management period running through December 31, 2024 mat a cost as set forth in the proposal.

RESULT:	ADOPTED [4 TO 0]
MOVER:	Kevin Stuessi, Mayor
SECONDER:	Lily Dougherty-Johnson, Trustee
AYES:	Dougherty-Johnson, Phillips, Robins, Stuessi
ABSTAIN:	Brennan

RESOLUTION # 03-2024-30

Resolution Authorizing Agreement with McBride Consulting & Business Development Group

WHEREAS, the Board has received a March 27, 2024 proposal from McBride Consulting & Business Development Group to professional services including grant writing and advisory services, and

WHEREAS, the provision of such services constitutes professional services, and

WHEREAS, the Board has determined that the proposal would be fair and in the best interests of the Village,

NOW, THEREFORE, subject to review by the Village Attorney of the form of the agreement, the Board authorizes the Mayor to execute the proposal from McBride Consulting & Business Development Group to provide for grant writing and advisory services as provided in the proposal for a one year period at a cost as set forth in the proposal.

RESULT:	ADOPTED [4 TO 0]
MOVER:	Mary Bess Phillips, Trustee
SECONDER:	Lily Dougherty-Johnson, Trustee
AYES:	Dougherty-Johnson, Phillips, Robins, Stuessi
ABSTAIN:	Brennan

VOUCHER SUMMARY

RESOLUTION # 03-2024-31

RESOLUTION approving all checks per the Voucher Summary Report dated March 28, 2024, in the total amount of \$1,165,487.07 consisting of:

- o All regular checks in the amount of \$971,490.47, and
- o All prepaid checks (including wire transfers) in the amount of \$193,996.60.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Lily Dougherty-Johnson, Trustee
SECONDER:	Julia Robins, Trustee
AYES:	Brennan, Dougherty-Johnson, Phillips, Robins, Stuessi

RESOLUTION # 03-2024-32

RESOLUTION TEMPORARILY SUSPENDING REQUIREMENTS FOR UNDERLYING FINAL SITE PLAN APPROVAL FOR ENTERTAINMENT PERMIT APPLICATIONS

WHEREAS, in October 2023, the Board adopted Local Law 3 of 2023 ("Local Law"), which Local Law incorporates significant amendments to the Zoning Code, and

WHEREAS, the Local Law includes various predicate approvals and application steps for businesses, including restaurants, that propose catering and/or entertainment as part of their operation, and

WHEREAS, existing businesses that seek to cater and/or entertain are required to obtain an entertainment permit from the Planning Board by filing an application and taking other required statutory steps as now outlined in Village Code §150-51, and

WHEREAS, as a condition of any such entertainment permit issuance, the approval of the entertainment permit is necessarily predicated on the business operation (including the entertainment/catering aspect) being in

compliance with an approved site plan that includes the proposed/approved entertainment/catering ("Site Plan Approval"), and

WHEREAS, in accordance with the Local Law, a predicate step for Site Plan Approval may involve a pre-submission conference process, and

WHEREAS, the pre-submission conference procedure provides for a thorough and helpful guideline for a site plan application, but the process, when combined with each of the required statutory steps, including a final site plan application, may take a period of time, and

WHEREAS, as a consequence of the various procedures, it has become apparent that existing businesses may not be able to complete the entire site plan application process in time for their proposed entertainment operation during the upcoming peak summer season, and

WHEREAS, the Planning Board has recently approved certain initial entertainment permit applications for existing businesses conditioned on Site Plan Approval being completed and additional entertainment permit applications will be considered in the forthcoming weeks, and

WHEREAS, the Board recognizes the time involved in obtaining Site Plan Approval may render the entertainment permit issuance moot and impact business operations during the peak 2024 summer season,

NOW, THEREFORE, BE IT RESOLVED that the Board hereby suspends for a period through July 31, 2024, any requirement for an existing business issued an entertainment permit to obtain a Site Plan Approval, subject to the following conditions:

- (a) No later than April 19, 2024, the business has filed a pre-submission conference application, where a pre-submission conference is required, and where no such conference is required, has filed a site plan application;
- (b) The existing business is pursuing Site Plan Approval diligently. To be considered diligent, the business must timely submit all required and requested information to the Planning Board, and attend and present testimony and/or responses to questions at a Planning Board meeting or as a follow up, within five (5) business days to inquiries made during the hearing;
- (c) The business must post and/or mail required hearing/conference notices in a timely manner;
- (d) The business must respond to all requirements of the Planning Board and Building Department in a timely manner.
- (e) The business shall be in compliance with Chapter 88 (Noise) of the Village Code and shall have no new violations issued by the Building Department in connection with Chapter 88 and any other Zoning Code provision applicable to the business operation (sans the Site Plan Approval requirement).

BE IT FURTHER RESOLVED, that upon the expiration of this temporary suspension or any further Board approved suspensions, all businesses

requiring Site Plan Approval as a condition of an entertainment permit must have received Site Plan Approval or the entertainment permit may be deemed to be invalid on account of a failure to comply with the permit approval conditions and the Village may take such other action, including enforcement action, as permitted by law, and

BE IT FURTHER RESOLVED, that this suspension does not waive or otherwise suspend any other requirements or laws and only applies in the manner provided in this resolution.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Kevin Stuessi, Mayor
SECONDER:	Lily Dougherty-Johnson, Trustee
AYES:	Brennan, Dougherty-Johnson, Phillips, Robins, Stuessi

RESOLUTION # 03-2024-33

RESOLUTION to reschedule the Annual Organizational Meeting for Thursday, April 25, 2024 at 6 pm same time as the Regular Meeting.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Kevin Stuessi, Mayor
SECONDER:	Lily Dougherty-Johnson, Trustee
AYES:	Brennan, Dougherty-Johnson, Phillips, Robins, Stuessi

VILLAGE OF GREENPORT

Budget Adjustment Form

Year: 2024 Period: 3 Trans Type: B2 - Amend Status: Batch
 Trans No: 5640 Trans Date: 03/15/2024 User Ref: ADAM
 Requested: W. SCHULZ Approved: Created by: ADAM 03/15/2024
 Description: TO APPROPRIATE GENERAL FUND RESERVES TO FUND THE REMOVAL OF Account # Order: No
 TREES AND STUMPS ALONG VILLAGE OWNED STREETS Print Parent Account: No

Account No.	Account Description	Amount
A.5990	APPROPRIATED FUND BALANCE	15,775.66
A.8510.400	TREE COMMITTEE EXP	15,775.66
Total Amount:		<u>31,551.32</u>