



236 Third Street
Greenport NY
11944

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MAYOR
DAVID NYCE
Ext. 215

TRUSTEES
GEORGE HUBBARD JR.
DEPUTY MAYOR

DAVID MURRAY

MARY BESS PHILLIPS

JULIA ROBINS

CLERK
SYLVIA LAZZARI PIRILLO,
RMC
Ext. 206

TREASURER
CHARLENE KAGEL, CPA
Ext. 217

VILLAGE
ADMINISTRATOR
DAVID ABATELLI
Ext. 209

UTILITIES DISTRICT
SUPERINTENDENT
JOHN W. NAYLOR, JR., P.E.
Ext. 202

February 24, 2014 at 6:00 PM
Board of Trustees—Regular Meeting
Third Street
Firehouse
Greenport, NY 11944

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

- o Helen Arlene Rutkowski

ANNOUNCEMENTS

- o The annual sale of tax certificates will be held on March 11, 2014 at 10:00 a.m. in the conference room at Village Hall.

PUBLIC INTEREST / COMMUNITY EVENTS

LIQUOR LICENSE APPLICATIONS

- o Renewal application from Triangle Yacht Club, 300 Atlantic Avenue.
- o New application from Brix and Rye, 300 Main Street

PUBLIC HEARINGS – None

PUBLIC TO ADDRESS THE BOARD

PRESENTATION – None

BOARD DISCUSSION – None

REGULAR AGENDA

CALL TO ORDER**RESOLUTIONS****RESOLUTION # 02-2014-1**

RESOLUTION adopting the February 2014 agenda as printed.

RESOLUTION # 02-2014-2

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

FIRE DEPARTMENT**RESOLUTION # 02-2014-3**

RESOLUTION accepting the application for membership of Harley Britt to the Standard Hose Company #4 of the Greenport Fire Department, as previously approved by the Greenport Fire Department Board of Wardens on February 19, 2014.

UTILITIES**RESOLUTION # 02-2014-4**

RESOLUTION approving the Preventive Maintenance Agreement with Commander Power Systems, to perform preventive maintenance on wastewater system generators, at a cost not to exceed \$ 4,075.00 and authorizing Mayor Nyce to execute the agreement between Commander Power Systems and the Village of Greenport.

RESOLUTION # 02-2014-5

RESOLUTION authorizing Adam Hubbard to attend the Grade Three Supervision and Technical Operations Course in Morrisville N.Y. from June 9, 2014 through June 13, 2014, at a cost of \$ 950 plus travel and mileage expenses, to be expensed from line item number G.8110.407 (Employee Training).

VILLAGE INTERIM TREASURER**RESOLUTION # 02-2014-6**

RESOLUTION announcing the open position of Village Deputy Treasurer, and requesting applications accordingly, and directing Village Clerk Pirillo to notice the open position.

RESOLUTION # 02-2014-7

RESOLUTION authorizing Stephen Gaffga and Linda Topalian to attend the three day Basic Accounting School sponsored by the New York State Office of the Comptroller at the Town of Brookhaven Hall on March 19 - 21, 2014 at a cost of \$ 100.00 per person, plus applicable mileage expenses, to be expensed from line item number A.1325.400 (Treasurer's Contractual Expense).

RESOLUTION # 02-2014-8

RESOLUTION authorizing the hiring of East End Accounting Services, Inc. to provide budget preparation and accounting consulting services at a rate of \$ 60.00 per hour, not to exceed 30 hours, to be expensed from line item number A.1325.100 (Treasurer's Personnel Services).

RESOLUTION # 02-2014-9

RESOLUTION authorizing Interim Treasurer Brandt to perform the attached budget amendment in the total amount of \$ 21,000.00, to amend the Fiscal Year 2013/2014 budget to cover an increase in appropriations for bond counsel and financial advisor accounts in the Recreation, Electric and general funds, per Budget Adjustment Form # 1021.

RESOLUTION # 02-2014-10

RESOLUTION authorizing Interim Treasurer Brandt to perform the attached budget transfer as follows:

- decreasing appropriations by \$ 600.00 for line item number A.1325.200 (Treasurer Equipment) and increasing appropriations by \$ 600.00 for line item number A.1325.400 (Treasurer Contractual Expense), per Budget Adjustment Form # 1019.

RESOLUTION # 02-2014-11

RESOLUTION authorizing Interim Treasurer Brandt to perform the attached budget transfer as follows:

- decreasing appropriations by \$ 5,000.00 for line item number A.3410.458 (Fire Medical exams) and increasing appropriations by \$ 5,000.00 for line item number A.3410.404 (Fire Fuel Oil), per Budget Adjustment Form #1020.

VILLAGE CLERK**RESOLUTION # 02-2014-12**

RESOLUTION accepting the updated Village of Greenport Service Award Program Plan Document and the updated Village of Greenport Service Award Program Trust Document for the Village of Greenport Fire Department Length of Service Awards Program, as prepared by Penflex, Inc.

RESOLUTION # 02-2014-13

RESOLUTION ratifying the attendance of Jeanmarie Oddon and Deborah Boyle at the New York Conference of Mayors 2014 Village Election Webinar from 10:00 a.m. to 11:00 a.m., on January 31, 2014, at a cost of \$ 15.00; to be expensed from line item number A.1410.400 (Clerk Contractual Expense).

RESOLUTION # 02-2014-14

RESOLUTION approving the Public Assembly Permit Application as submitted by the Greenport Fire Safety Education and Fire Police, for the use of the Polo Grounds at Moores Lane, for the annual circus fundraiser, from 4 p.m. through 10 p.m. on July 24, 2014 and July 25, 2014.

RESOLUTION # 02-2014-15

RESOLUTION adopting the attached SEQRA resolution regarding the proposed local law of 2014 creating Section 39-3(H) of the Village of Greenport Code regarding Animal Waste, adopting lead agency status, determining the adoption of the local law to be an unlisted action, determining that the adoption of the local law will not have a significant impact on one or more aspects of the environment and adopting a negative declaration for purposes of SEQRA, as stated in the attached resolution.

RESOLUTION # 02-2014-16

RESOLUTION adopting the proposed Local Law of 2014 as attached creating section 39-3(H) of the Village of Greenport Code regarding Animal Waste.

RESOLUTION # 02-2014-17

RESOLUTION authorizing the Town of Southold as lead agency and the Village of Greenport as participant, to execute a Local Government Records Management Information Fund Records System shared Services Grant for the 2014-2015 grant cycle, for an Electronic Content Management System (ECMS) to the New York State Education Department, New York State Archives and Records Administration.

VILLAGE ADMINISTRATOR**RESOLUTION # 02-2014-18**

RESOLUTION approving a transient mooring fee rate of \$ 2.00 per foot, and a maximum boat length of 40 feet for the use of any mooring.

RESOLUTION # 02-2014-19

RESOLUTION approving the following rates pertaining to stays at the Village of Greenport Mitchell Park Marina:

- a flat \$ 4.00 per foot per night dockage fee for boats of 75 feet or more in length

- an electric rate charge of \$ 75.00 per cord per night for 100 amp, 240 volt single phase usage, and
- an electric rate charge of \$ 150.00 per cord per night for 100amp, 480 volt three phase power.

RESOLUTION # 02-2014-20

RESOLUTION authorizing the attendance of Eileen Wingate at the Environmental Health and Safety Code Conference at Stony Brook University on March 18, March 19, and March 20, 2014 at a conference cost of \$ 200 plus applicable meal charges, to be expensed from line item number A.3620.400 (Safety Inspector Contractual Expense). This resolution rescinds Resolution # 01-2014-15, as attached.

RESOLUTION # 02-2014-21

RESOLUTION amending Resolution # 11-2013-20 from the November 25, 2013 regular meeting of the Board of Trustees as follows: Resolution awarding the contract for the removal of Village trees and stumps to Chris Mohr Lawncare & Landscaping, Inc. for a total price of \$ 3,400.00.

RESOLUTION # 02-2014-22

RESOLUTION ammending Resolution # 6-2011-36 awarding the contract for engineering services corresponding to the electrical upgrade of the Mitchell Park Marina to J.R.Holzmacher, P.E., LLC for a contract price not to exceed \$ 35,000.00 total.

VILLAGE ATTORNEY**RESOLUTION # 02-2014-23**

Resolution authorizing Village Attorney Joseph W. Prokop, Esq. to take such action as is necessary to maintain and protect the public right of way servicing the south easterly entrance to Mitchell Park, including filing a notice of claim or commencing an action as required to challenge the letters patent granted by the New York State Office of Governmental Services to Row on Front Street LLC, to the extent that the patent affects or limits the existing public right of way servicing the south easterly entrance to Mitchell Park.

VOUCHER SUMMARY REPORT**RESOLUTION # 02-2014-24**

RESOLUTION approving all checks per the Voucher Summary Report dated February 21,2014 in the total amount of \$ 2,594,634.85 consisting of:

- All regular checks in the amount of \$ 431,745.36 and
- All prepaid checks (including wire transfers) in the amount of \$ 2,162,889.49.

VILLAGE OF GREENPORT

Budget Adjustment Form

Year: 2014 Period: 2 Trans Type: B1 - Transfer Status: Batch
 Trans No: 1020 Trans Date: 02/12/2014 User Ref: ROBERT
 Requested: W. MANWARING Approved: Created by: ROBERT 02/12/2014
 Description: DECREASE APPROPRIATIONS IN ACCOUNT A.3410.458 (FIRE MEDICAL EXAMS) AND INCREASE APPROPRIATIONS IN A.3410.404 (FUEL OIL) Account # Order: No
 Print Parent Account: No

Account No.	Account Description	Amount
A.3410.458	FIRE.MEDICAL EXAMS..	-5,000.00
A.3410.404	FIRE.FUEL OIL..	5,000.00
Total Amount:		<u>0.00</u>

BOARD OF TRUSTEES

VILLAGE OF GREENPORT

SEQRA RESOLUTION REGARDING THE
ADOPTION OF A LOCAL LAW OF 2014
CREATING SECTION 39-3 (H) OF THE GREENPORT VILLAGE CODE
REGARDING ANIMAL WASTE

WHEREAS a local law of 2014 creating Section 39-3 (H) of the Greenport Village Code – Animal Waste - has been proposed; and

WHEREAS the Board of Trustees of the Village of Greenport has duly considered the obligations of the Village of Greenport and the Board of Trustees of the Village of Greenport with regard to SEQRA, and completed a short form EAF for purposes of SEQRA, it is therefore;

RESOLVED that the Board of Trustees adopts Lead Agency status for purposes of SEQRA with regard to the approval of the adoption of the local law and it is further

RESOLVED that the Board of Trustees hereby determines that this adoption of the local law is an Unlisted Action for purposes of SEQRA; it is further;

RESOLVED that the Board of Trustees of the Village Greenport hereby determines that the adoption of the local law;

Will not have a significant negative impact on the environment in the action, and;

Will not result in a substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels, substantial increase in solid waste production, a substantial increase in potential for erosion, flooding, leaching or drainage problems, and;

Will 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 habitats, or other significant adverse impact on natural resources, impairment of a critical environmental area and;

Will not result in the creation of a material conflict with a community's current plans or goals, and;

Will not result in the creation of a hazard to human health, and;

Will not result in a substantial change in land use, and;

Will not encourage or attract an additional large number of people to a place for more than a few days, and;

Will not result in the creation of a material demand for other actions, and;

Will not result in changes in two or more elements of the environment, each of which is not significant but when reviewed together are significant two ore more related actions each of which is not significant but when reviewed together are significant, and that it is therefore;

RESOLVED that a Negative Declaration is hereby adopted for purposes of SEQRA.

Upon motion by Trustee seconded by Trustee this resolution is carried upon roll call as follows:

Trustee Hubbard -

Adopted February 24, 2014

Trustee Murray -

Trustee Phillips -

Sylvia Lazzari Pirillo, RMC, Village Clerk

Trustee Robins -

Village Seal:

Mayor Nyce -

LOCAL LAW NO. OF THE YEAR 2014

CREATING SECTION 39-3(H) OF THE GREENPORT VILLAGE CODE
REGARDING ANIMAL WASTE

BE IT ENACTED BY THE BOARD OF TRUSTEES OF THE
INCORPORATED VILLAGE OF GREENPORT AS FOLLOWS:

Section 1.0 Enactment, Effective Date,
Purpose and Definitions.

1.1 Title of Local Law

1.2 Enactment.

1.3 Effective Date.

1.4 Purpose and Intent of Local Law.

2.0 General Provisions

2.1 Creation of Section 39-3(H)

3.0 Severability

1.1 Title.

This Local Law shall be entitled “Local Law of 2014 Creating Section 39-3(H)
of the Greenport Village Code Regarding Animal Waste”.

1.2. Enactment.

Pursuant to Section 10 of the Home Rule Law and the Village Law of the State
of New York, the Incorporated Village of Greenport, County of Suffolk and State of
New York, hereby enacts by this Local Law of 2014, a Local Law of the Village of
Greenport.

1.3. Effective Date.

This Local Law shall take effect on the filing of the approved Local Law with the

Secretary of State of New York, which shall be within twenty (20) days after its approval by the Board of Trustees of the Incorporated Village of Greenport.

1.4 Purpose and Intent of Local Law.

The purpose and intent of this Local Law is to protect the sanitary conditions of the Village of Greenport and the well-being of the residents of the Village.

2.0 General Provisions.

2.1 Section 39-3(H) is hereby created to read as follows:

“39-3(H) Any person attending a dog or other animal in any public place or street (including the beach, park, or playgrounds, shall take such action as is necessary to clean up after such dog or other animal in an appropriate manner when such dog or other animal discharges any substance in any public place or street (including the beach, park or playgrounds).”

3.0 Severability

In the event that any section or portion of this Local Law or Chapter shall be deemed void or not effective, the remaining provisions of this Local Law and Chapter shall remain in full force and effect.



VILLAGE OF GREENPORT
BOARD OF TRUSTEES
REGULAR MEETING
MONDAY, JANUARY 27, 2014 AT 6:00 PM
RESOLUTION OF THE BOARD OF TRUSTEES

At the Village of Greenport Board of Trustees Regular Meeting held on Monday, January 27, 2014; the Board adopted a

RESOLUTION authorizing Eileen Wingate to attend the Code Enforcement Training Class sponsored by the Association of Towns from February 17-19, 2014 in New York City at a total cost not to exceed \$ 1,000.00; to be expensed from line item number A.3620.400 (Safety Inspector Contractual Expense).


RESULT: ADOPTED [UNANIMOUS]
MOVER: George Hubbard, Deputy Mayor/Trustee
SECONDER: Julia Robins, Trustee
AYES: Hubbard, Murray, Phillips, Robins, Nyce

STATE OF NEW YORK
COUNTY OF SUFFOLK ss:

THIS IS TO CERTIFY THAT I, Sylvia Pirillo, Village Clerk of the Village of Greenport of the County of Suffolk, have compared the foregoing copy of the resolution now on file in this office, which was adopted by the Village of Greenport Board of Trustees on January 27, 2014 and that the same is a true and correct transcript of said resolution of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and the official seal of the Village of Greenport of the County of Suffolk.

Dated: January 27, 2014


Sylvia Lazzari Pirillo, RMC
Village Clerk