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VILLAGE OF GREENPORT
COUNTY OF SUFFOLK STATE OF NEW YORK
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BOARD OF TRUSTEES
REGULAR SESSION

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Third Street Firehouse
Greenport, New York

MARCH 23, 2017
7:00 P.M.

B E F O R E:

GEORGE HUBBARD, JR. - MAYOR

JACK MARTILOTTA - DEPUTY MAYOR

MARY BESS PHILLIPS - TRUSTEE

DOUGLAS W. ROBERTS - TRUSTEE

JULIA ROBINS - TRUSTEE

JOSEPH PROKOP - VILLAGE ATTORNEY

SYLVIA PIRILLO - VILLAGE CLERK

PAUL PALLAS - VILLAGE ADMINISTRATOR

1 (The meeting was called to order at 7:00 p.m.)

2 MAYOR HUBBARD: I'll call the meeting to
3 order. Pledge to the flag.

4 (All stood for the Pledge of Allegiance.)

5 MAYOR HUBBARD: Please remain standing for
6 a moment of silence for John G. Shack, III, and
7 Paul F. Wook.

8 (All remained standing for a Moment of
9 Silence.)

10 MAYOR HUBBARD: Thank you. Okay. We've
11 got a few announcements.

12 The annual Organizational Meeting will be
13 held on April 6th, 2017 at 6 p.m. at the Old
14 Schoolhouse.

15 The hearing for the tentative budget for
16 the Fiscal Year 2017/2018 will be held on
17 April 11th, 2017 at 6 p.m. at the Old
18 Schoolhouse. That's available on the website
19 now? Sylvia.

20 CLERK PIRILLO: I'm sorry.

21 MAYOR HUBBARD: The budget is available
22 now?

23 CLERK PIRILLO: Yes, it is.

24 MAYOR HUBBARD: Okay. The budget is
25 available on the Village website. So anybody who

1 wants to look at it before the public hearing,
2 that's there.

3 Okay. The annual tax lien sale has been
4 rescheduled for April 12th, 2017, at 10 a.m. at
5 Village Hall.

6 Liquor license applications, we have three
7 of them, one for 19 Front Street, d/b/a The
8 Village Cheese Shop, one for Little Creek Oysters
9 Farm & Market, and one for 34-36 Front Street,
10 formerly Rhumbline, with the trade name "Andy's".

11 We were going to have a presentation for
12 Peconic Land Trust to give us an update on what's
13 going on, the old Mobile property at the end of
14 Fourth Street. They were not prepared yet to
15 give us a presentation, so we have cancelled
16 that. We'll have that at a future date, once
17 they get their information ready to go for us.

18 We have a public hearing that's scheduled
19 tonight for proposed Local Law amending Chapter
20 132, Vehicles and Traffic, section 43, Schedule V,
21 Stops and Intersections, to add a stop sign at
22 the following locations:

23 Madison Avenue at Fifth Avenue heading
24 east, West Street at Fifth Avenue heading west,
25 and at Fifth Avenue at South Street in both

1 directions, heading north and south. This is
2 basically for concerns from residents and
3 neighbors of cars going too fast in those
4 neighborhoods, so we're looking at adding the
5 four stop signs on there.

6 Public hearing has been properly noticed
7 and all, and at this time I'll open it up,
8 anybody who wishes to address the public hearing
9 on the stop signs. No public comment?

10 (No Response)

11 MAYOR HUBBARD: Okay. I'll offer a motion
12 to close the public hearing.

13 TRUSTEE MARTILOTTA: Second.

14 MAYOR HUBBARD: All in favor?

15 TRUSTEE MARTILOTTA: Aye.

16 TRUSTEE PHILLIPS: Aye.

17 TRUSTEE ROBERTS: Aye.

18 TRUSTEE ROBINS: Aye.

19 MAYOR HUBBARD: Aye.

20 Opposed?

21 (No Response)

22 MAYOR HUBBARD: Motion carried. We will
23 discuss that at our work session next month.

24 Okay. Now we're to PSEG Project public
25 comment period. We're going to open this up to

1 the public.

2 We had three or four different residents
3 submitted questions to us in advance. We have
4 got that as a printout of answers that the
5 Village group had put together. The Village
6 Attorney, Village Administrator worked through
7 this over the last couple of days to get the
8 answers out to the people. That will be part of
9 the public record. I know some people are here
10 that submitted questions, so we'll just open it
11 now for anybody who wishes to address the Board
12 on the PSE&G project.

13 Go ahead. Just name and address for the
14 record, please.

15 MR. SWISKEY: William Swiskey, 184 Fifth
16 Street.

17 First thing I noticed this morning when I
18 took a real look -- good look at the map is on
19 Front Street, they're going under the sidewalk,
20 aren't they?

21 MAYOR HUBBARD: I'm not sure on Front
22 Street, Bill, I don't know that.

23 MR. SWISKEY: Well, according to their
24 drawing --

25 MAYOR HUBBARD: Okay.

1 MR. SWISKEY: -- they are. All right. Now
2 what about all the trees and everything else?
3 You know, when you go under the sidewalk, it's
4 pretty destructive to people's property along the
5 right-of-way. Did -- Paul, they are going under
6 the sidewalk, aren't they?

7 MR. PALLAS: I have to confirm that, Bill.
8 I just don't recall. I've been focused on Fifth
9 Street.

10 MR. SWISKEY: Well, it would be better if
11 you focused a little bit more on Main Street,
12 because -- and, also, to me it looks like they're
13 putting in quite substantial manholes. One is
14 going to be on the corner of Fifth and Front.
15 And they don't really designate them as manholes
16 or size them out, but from the look of them,
17 they're quite big. They are manholes I'm looking
18 at, aren't they, Paul?

19 MR. PALLAS: If you're -- Bill, if you're
20 looking at the easement map, wherever the
21 easement gets slightly wider and then comes back
22 in, that's the easement area for the manhole,
23 yes.

24 MR. SWISKEY: Yeah, that's what I thought.
25 I just wanted to make sure, because some of these

1 things are going to wind up in front of some
2 people's houses, like my neighbor there on Clark
3 and Fifth Street. And the manholes are quite
4 large. Do you know the size of them?

5 MR. PALLAS: Offhand, Bill, I don't, I
6 don't have that information with me right now.

7 MR. SWISKEY: Well, it would be good,
8 because I don't think these people are aware of
9 what's going to be dug outside their house. It's
10 not -- it's not a trench that's two foot wide
11 that's going by, this is going to be a huge hole.
12 And I think we need a little bit of clarification
13 there.

14 Now, under the railroad, are they going to
15 jack, are there going to be jacking pits?

16 MR. PALLAS: I assume. I don't -- I
17 haven't gotten that detail from them yet.

18 MAYOR HUBBARD: Yeah. Those specs they'll
19 have to get from the Railroad, what the Railroad
20 allows them to do per their design and
21 everything. They have to do that. We can't
22 control that crossing right there. They're doing
23 whatever's required by the MTA.

24 MR. SWISKEY: Well, with my experience from
25 the MTA, they want steel sleeves.

1 MAYOR HUBBARD: Okay. Well, that's --

2 MR. SWISKEY: And they want "X" amount past
3 and "X" amount deep. And it's going to be quite
4 a jacking operation, unless the MTA allows them
5 to just put the HPVC under there. So I think you
6 need a little clarification there, because
7 they're going to be -- there are going to be
8 quite big holes there.

9 MAYOR HUBBARD: Oh, I'm sure it is, but, I
10 mean, that's really -- that's up to the MTA to
11 give them permission to go across their property.
12 So I'm sure they're going to do whatever the MTA
13 requires.

14 MR. SWISKEY: Oh, we -- that we assume,
15 yeah. It's just that the more and more that you
16 say that, this is more and more that's going to
17 have an affect on people on Fifth Street, which
18 is -- almost makes me see like I'd like to see
19 the actual construction plans. Do you know how
20 deep they're going to go, Paul?

21 MR. PALLAS: Again, Bill, I don't have that
22 detail with me.

23 MR. SWISKEY: Because those have --

24 MR. PALLAS: Typically, though, Bill, the
25 conduit run would be about three feet depth, the

1 typical conduit run.

2 MR. SWISKEY: For a high voltage conduit?

3 MR. PALLAS: Yes.

4 MR. SWISKEY: Oh, I guess it's come up from
5 four, what it used to be. I don't -- we
6 always -- we always wanted four foot of cover.
7 But I guess -- well, that's where I'd just like a
8 little bit more information.

9 Now, at the end of the street, they're
10 going to be jacking under the beach, they're not
11 going to be jacking on the old cable routes, are
12 they?

13 MR. PALLAS: I don't -- they're going under
14 the beach, yes.

15 MR. SWISKEY: They're going under the main
16 part of our beach just by the dock. Now do you
17 have any idea how deep they're going to be there?

18 MR. PALLAS: No. Bill, they're going
19 between the red building and the dock.

20 MAYOR HUBBARD: The dock.

21 MR. PALLAS: Here.

22 MR. SWISKEY: Well, according to their plan
23 here now -- all right. Hold on a minute, because
24 some of this stuff and my eyesight isn't that
25 great anymore. The actual jacking pit is just

1 about a little bit west than the dock, and then
2 they're going to jack. And from the look of
3 this, according to their thing, they'll be about
4 10 feet out from the red building. But all this
5 jacking is going to be under our beach. And
6 knowing how deep they're going to go is -- well,
7 I think it's a little bit critical. You don't
8 want this stuff to uncover. If they're going to
9 go down like this, when they start jacking down
10 to 20, 30 feet it's one thing. If they're going
11 to do this (indicating), I'm must not -- there's
12 just enough information here to make me curious.
13 And, like I said, this is -- this is their plan.
14 I guess you've all seen it on the line -- on the
15 site.

16 And another thing here is -- where is it?
17 Hold on.

18 TRUSTEE PHILLIPS: Bill, can I ask you a
19 question just to clarify something?

20 MR. SWISKEY: Yeah.

21 TRUSTEE PHILLIPS: On that particular
22 drawing that you showed before --

23 MR. SWISKEY: Yeah.

24 TRUSTEE PHILLIPS: -- on page 84 of the
25 original EAF that we received, that's been posted

1 on the we website for quite awhile, I believe an
2 EAF, if I -- and I can't remember, but it may
3 describe some of what you just asked in the
4 environmental. Do you remember reading that?

5 MR. SWISKEY: No. I didn't read the EAF,
6 no. I'm going by their plans.

7 TRUSTEE PHILLIPS: Okay. I'm just -- no.
8 I'm just asking you, because that picture, that
9 exhibit was in the EAF, that's why I'm asking.

10 MR. SWISKEY: Well, you know, I, you
11 know --

12 TRUSTEE PHILLIPS: Because I understand
13 where you're coming from. I just wanted -- I
14 just -- there was some description of it in the
15 Environmental Assessment Form, so -- but I don't
16 remember what it said.

17 MR. SWISKEY: Oh, all right. But, anyway,
18 and the fencing they're using here now, if I'm
19 comparing this, this fencing is at least twice as
20 long as it has to be. I take my kids to -- my
21 grandkids to this park. I do it quite
22 frequently, I'm not ashamed to admit it. They
23 like to run around. And you're taking away all
24 the parking on the Fifth Street side of the park.
25 In other words, you can't park on Johnson Place,

1 and you don't want to be parking on the left side
2 -- on the northbound side of the street, because
3 their fence, nobody would be able to get a car
4 by. In fact, I don't know if a garbage truck
5 will be able to negotiate that turn.

6 I see no reason, looking at where their
7 equipment is set up, that you couldn't make the
8 west -- the northerly bound of this fence at the
9 edge of the pool, if you look at the new
10 drawings. I would request that they shorten up
11 this fenced up area significantly. It's -- you
12 know, I don't know, it's hard to say.

13 MAYOR HUBBARD: Yeah, I know what you're
14 talking about, Bill.

15 MR. SWISKEY: Yeah, yeah.

16 MAYOR HUBBARD: The reason why the area was
17 done that way was to make an even transition at
18 the end of Johnson Place going down, and so all
19 their workers and other vehicles are not parked
20 in -- on the road in front of people's houses, so
21 they're all inside the designated area. That's
22 why we did that. We definitely -- when they
23 start staging their equipment, it could be
24 shortened up. We could ask for that. That's
25 something, as we looked at the maps and

1 everything else, we said let's just cut it off
2 there, leave access to the condo so they can get
3 in and out. People from condos questioned
4 whether the garbage truck can get in or out, and
5 we will make that determination at the time. But
6 we'll try to make sure that none of their workers
7 were parked on the road in front of people's
8 houses. So we said put everything in there.

9 MR. SWISKEY: Well, they could bus their
10 workers in, like some contractors do in a
11 sensitive site. You tell them their workers park
12 across from the light plant, they get on a bus.
13 I mean, you got to go with what the people --
14 what's best for the people on Fifth Street, not
15 what's best for this expensive contractor they're
16 hiring.

17 MAYOR HUBBARD: We were definitely trying
18 to make it easier for the people on Fifth Street.

19 MR. SWISKEY: If these guys don't want to
20 ride the bus, they could find somebody else to
21 work on the job. Believe me, there'll be plenty
22 of union guys that want to work on this job.

23 And I think that's basically all I have to
24 say. Thank you.

25 MAYOR HUBBARD: All right. Thank you.

1 TRUSTEE ROBERTS: If I can, before you go.

2 MR. SWISKEY: Yeah.

3 TRUSTEE ROBERTS: Sorry. If I can, before
4 you go, you mentioned something about the angle
5 of the drill. So, in other words, what you're
6 asking is for us to get a plan that includes --

7 MR. SWISKEY: Yeah.

8 TRUSTEE ROBERTS: -- specifics, like the
9 angle at which they're going to drill?

10 MR. SWISKEY: Yeah. In other words --
11 well, if you look --

12 TRUSTEE ROBERTS: Because that will change
13 things? I'm asking you.

14 MR. SWISKEY: Yeah, yeah. Basically, if
15 you look at the -- how deep are they going to be,
16 basically, when they reach the edge of the low
17 tide mark here? In other words, see where the
18 low tide mark is?

19 TRUSTEE ROBERTS: Uh-huh.

20 MR. SWISKEY: You're going to have to be --
21 you're going to have to go -- I would assume
22 they're going quite deep, but it doesn't say
23 that. If they just go three feet of cover --

24 TRUSTEE MARTILOTTA: Oh, no.

25 MR. SWISKEY: -- it could uncover in a bad

1 storm.

2 TRUSTEE MARTILOTTA: They're not drilling
3 three feet deep.

4 MR. SWISKEY: I mean, I'd like to see the
5 drilling specs. And I assume it's three --
6 they're three -- from what they told us in the
7 preliminary meetings and the preliminary plans,
8 it's three-eight inch conduit; so am I right or
9 wrong?

10 MR. PALLAS: Yes.

11 MR. SWISKEY: Yeah, all right. And do you
12 have any idea of the size of the switch pad?

13 MR. PALLAS: I -- again, I don't have that
14 detail with me. With all the documents that
15 we've gone through, I don't remember if they were
16 specific on the -- all of the manhole sizes. I'd
17 have to double-check.

18 MR. SWISKEY: Oh, there's -- that brings up
19 another thought just offhand, because we're going
20 to spend some of this money to put permeable
21 pavement at the end of that street. Now is it
22 going to be blocks, or is it going to be like a
23 sand -- there are several ways you can do it.
24 It's hard to describe. Have we picked out a
25 method?

1 MAYOR HUBBARD: Yes. We've designed it and
2 all. Our Highway Foreman has worked with Derryll
3 setting up a series of cesspool rings, similar to
4 what the Town has done on a lot of their road
5 ends. I believe it's 12 rings in series hooked
6 together, with drainage right at the end of the
7 road, everything running in there, and then
8 draining back.

9 MR. SWISKEY: Yeah, but that's -- that's
10 just a simple drain plan. I thought we were
11 going for permeable pavement, which is a big
12 difference. That means the whole end of the
13 road, starting at the condos -- have you ever
14 seen these blocks with holes in them --

15 TRUSTEE MARTILOTTA: Yeah.

16 MAYOR HUBBARD: Yes.

17 MR. SWISKEY: -- that they put in yards?
18 That's a type of permeable pavement. Beneath
19 that you put layer of sand and a layer of gravel.
20 All the water just instantly sinks in, or there
21 are other types of gravel.

22 You put a series of drains there, that's a
23 little bit disappointing, because I can tell you
24 what's going to happen right away on a bad
25 winter -- they're going to fill right up. That's

1 not permeable paving, which was the impression I
2 was given. You're talking, to put those rings in
3 there and pave, you're talking less than \$30,000.
4 I thought there was going to be 100 or 150,000
5 spent on the end of the street. That's a little
6 disappointing. Thank you.

7 MAYOR HUBBARD: You got to switch --

8 MS. GORDON: Good evening. Linda Gordon,
9 218 Fifth Street.

10 I was -- I read the PSE&G proposal and I
11 have a question, because they have the dates from
12 September to May. Is that all going to be on
13 Fifth Street, or is that for the whole project?

14 MAYOR HUBBARD: That's the overall project
15 that we're giving the right to be using the
16 property. The drilling portion they say should
17 take less than 30 days. And when they start
18 doing the trenching, they plan on doing 100 to
19 200 feet a day. So overall, it should go --
20 within three months they could be done,
21 hopefully. If everything goes according to plan,
22 that's what it is. That's for setting up,
23 bringing their equipment, and that's the time
24 that they have to be down there to work on it.

25 MS. GORDON: So that's for the whole job?

1 MAYOR HUBBARD: Yeah, the overall job, yes.

2 MS. GORDON: Okay. And then I read that in
3 Section 2, it says that there's a cable manhole.
4 They're going to put up a cable manhole to
5 accommodate the submersible gear to connect the
6 cables from Greenport to Shelter Island. And
7 then it says, in addition, a new manhole is going
8 to be created for the second submersible gear for
9 future cable. Is -- if that occurs, I mean,
10 they're setting it up for the future, but do they
11 just come in at any time that they want? Do they
12 have like -- you know, since they put that second
13 manhole in and they're not reusing it now for
14 work to be done, and they decide later on that
15 work's to be done, and because they have access
16 and easement and agreements, does that mean that
17 they can just come in at any time, or will we be
18 notified of them coming and doing additional
19 work?

20 MAYOR HUBBARD: They'll be coming back to
21 us to request additional work.

22 MS. GORDON: And then we would be --

23 MAYOR HUBBARD: They'll be running one
24 cable at a time. Somewhere in there it does say
25 one cable at a time. If something happens to

1 that, it gets damaged, or breaks, or whatever,
2 they're allowed to use the other one, but they
3 would have to notify us before they do the work.

4 MS. GORDON: So once this September to May
5 job is done, dates, whenever it's finished, then
6 anything after that they have to come to the
7 Village?

8 MAYOR HUBBARD: Correct.

9 MS. GORDON: Okay. So they don't have like
10 carte blanche?

11 MAYOR HUBBARD: No. They have the right to
12 have the cable underground. That's what the
13 easement is for the 50 years. But if they go to
14 change something or modify something, put another
15 cable in, or do whatever, they have to come back
16 to us and --

17 MS. GORDON: Well, yeah, because that's
18 what they're saying here. So they're preparing a
19 second manhole for future cables. So that's what
20 I wanted to know, is if they just have carte
21 blanche to go in and do that work.

22 MAYOR HUBBARD: No.

23 MS. GORDON: No, okay. And my other
24 concern is that my infrastructure, the sewage and
25 all that, is about -- will be about 67 years old.

1 It's never been updated, and I'm concerned that
2 something could go wrong. Is -- are there
3 provisions for that kind of thing? I mean, if
4 the pipes are damaged or broken, and there's
5 leaks, and, you know --

6 MAYOR HUBBARD: Yes, it's all -- it's all
7 in the contract.

8 MS. GORDON: Okay.

9 MAYOR HUBBARD: If they damage something,
10 they have to repair it, and that's all -- there
11 have been a lot of questions on that, how that
12 whole process works --

13 MS. GORDON: Right.

14 MAYOR HUBBARD: -- and everything else, but
15 if they break a water line, it's going to be
16 fixed immediately, or a sewer line, or whatever.
17 Nobody's going to be out, you know --

18 MS. GORDON: Okay. And then say it happens
19 a year down the road, there was a small crack,
20 and then a year down the road the whole thing
21 blows, is there any -- is it just for immediate
22 work, or there any buffer, Town buffer?

23 MR. PROKOP: So the company -- the
24 company's responsible for damage to private or
25 public property. If you -- you know, it would

1 have to be reasonably related to the --

2 MS. GORDON: Okay.

3 MR. PROKOP: To what -- you know, to the
4 project. There's no limitation as to -- there's
5 no limitation in the agreement as to when it's
6 discovered.

7 MS. GORDON: Okay.

8 MR. PROKOP: But, you know, you'd have to
9 establish -- at some point in the future you'd
10 have to establish that it was related to the
11 work.

12 MS. GORDON: Okay, great. Thank you.

13 MAYOR HUBBARD: Thank you. You're next.

14 MS. RATSEY WILLIAMS: Oh, I'm sorry.

15 MAYOR HUBBARD: No, no. You're Jane,
16 just --

17 MS. RATSEY WILLIAMS: Good evening. My
18 name is Jane Ratsey Williams, 229 Fifth Street.

19 I'm one of the people who e-mailed. And
20 I'd be happy to share my questions with anyone
21 who would like to see it.

22 And, Paul, thank you for your response
23 today. It was very organized, and I appreciate it.

24 One thing that I didn't ask about is the
25 drilling. I would think that before turning up

1 the streets, that maybe the drilling should be a
2 priority in case there's an issue with getting
3 over to Shelter Island somehow because of
4 something. I know when PSEG or LIPA did
5 something in Southold, they had terrible
6 problems, and I would like it to be considered.

7 I --

8 MAYOR HUBBARD: All right. Just to clarify
9 that, they plan on doing the drilling part first.

10 MS. RATSEY WILLIAMS: They are planning.

11 MAYOR HUBBARD: Yes.

12 MS. RATSEY WILLIAMS: Okay, good.

13 MAYOR HUBBARD: Because that's the crucial
14 part of it. That's the --

15 MS. RATSEY WILLIAMS: Exactly.

16 MAYOR HUBBARD: -- the hardest part of it.
17 That's what happened. When they were doing the
18 previous project on Bay Shore Road, they tried to
19 drill it. It didn't work, and they didn't tear
20 up any roads on either side.

21 MS. RATSEY WILLIAMS: Right, exactly.

22 MAYOR HUBBARD: So they're going to do the
23 drilling first. If that's successful, then they
24 would move on. But they're not going to tear up
25 Fifth Street putting something in. If they're

1 not successful at the end of the road, the
2 project just ends there.

3 MS. RATSEY WILLIAMS: Perfect. But I
4 didn't see that in any of -- in any of the
5 written materials, so I would ask for
6 clarification.

7 MAYOR HUBBARD: Okay.

8 MR. PROKOP: I think it was in the
9 response. I think you asked that as one of your
10 questions, didn't you, and didn't we respond to
11 that?

12 MS. RATSEY-WILLIAMS: Yes, you did. Oh,
13 no, I didn't ask about drilling, that was not I.

14 MAYOR HUBBARD: Okay. Well, the timeline,
15 when we get the timeline from them, the timeline
16 would include that, where they're starting and
17 how the process goes through their time frame of
18 what they're doing. And for everything I've been
19 told, all the talks and everything else, they're
20 doing the drilling first, because that's the
21 crucial part. That's the most expensive part.

22 MS. RATSEY WILLIAMS: No, yeah.

23 MAYOR HUBBARD: On their part, when they
24 get this drill that comes in from wherever, you
25 know, they want to come in, they want to do that.

1 If that's successful, then they move on. If they
2 can't, they hit whatever underneath the soil 70
3 feet down underwater and they can't do it, then
4 they can't do it, you know, and they would not
5 disturb the road at all.

6 MS. RATSEY WILLIAMS: Okay. Thank you.

7 And speaking of drilling, on this drawing,
8 the red line indicates where they're going to be
9 heading toward Shelter Island, but the fencing
10 doesn't -- there's no fencing, if you were
11 walking from the western side of the beach over
12 to the little house, for instance. And as Bill
13 said, that we don't know if the drill's going --
14 you know, how far down it is. But I think
15 additional fencing is indicate -- should be
16 indicated, because there's going to be some
17 activity at that point of the beach, and right
18 now it's wide open, it's not included in the
19 fencing.

20 MAYOR HUBBARD: Right. Okay. Something
21 from the dock going east.

22 MS. RATSEY WILLIAMS: Yeah, and this.

23 MAYOR HUBBARD: To block it off, right.

24 MS. RATSEY WILLIAMS: The red line, yeah.

25 MAYOR HUBBARD: Okay.

1 MS. RATSEY WILLIAMS: There's something --
2 something needs to be on the beach.

3 MAYOR HUBBARD: Right.

4 MS. RATSEY WILLIAMS: Okay?

5 MAYOR HUBBARD: Okay.

6 MS. RATSEY WILLIAMS: As one of my
7 concerns.

8 4.4 states it will restore an area affected
9 by the work to the condition in which it existed
10 before. As Linda pointed out, how does -- how
11 does someone know what her foundation looks like
12 if she claims halfway through the project that,
13 you know, she has damage from this project?

14 All right. Is PSEG photographing the
15 street and the trees and everything so they will
16 have a point of reference? I -- Mr. Pallas
17 answered there is no criteria in the agreement,
18 nor could there be for whatever damage is real or
19 not. I think that's something just to consider.
20 Thank you.

21 We were also told by PSE&G that there would
22 be no environmental hazards, and Mr. Pallas
23 answered the same thing, but the language, the
24 language doesn't say that. The language says it
25 will also clean up any environmental hazards. I

1 think the language has to state we understand
2 there will be no environmental hazards, rather
3 than they'll clean it up if there are any.

4 MR. PROKOP: So you asked that question.
5 That was a good question. I reviewed this with
6 Mr. Pallas.

7 MS. RATSEY WILLIAMS: Okay, thank you.

8 MR. PROKOP: And we put that in the
9 agreement, you know, sort of just in case.

10 MS. RATSEY WILLIAMS: Uh-huh.

11 MR. PROKOP: Not to presuppose that that's
12 a possibility -- you know, even a possibility.
13 But we will -- we will raise that comment that
14 you had with PSE&G.

15 MS. RATSEY WILLIAMS: Thank you.

16 MR. PROKOP: Thank you.

17 MS. RATSEY WILLIAMS: I just -- I think the
18 wording is just a little off.

19 MR. PROKOP: Yes.

20 MS. RATSEY WILLIAMS: And I agree, that
21 they would have to do that, but it should also
22 indicate that we're not expecting it.

23 MR. PROKOP: Yes. Thank you.

24 MS. RATSEY WILLIAMS: So thank you.

25 MR. PROKOP: No, we didn't put it in -- we

1 put it in as a protective measure, not to even
2 think that that would happen. Thank you.

3 MS. RATSEY WILLIAMS: Curbs and sidewalks.
4 I asked two different points. If the roads are
5 being torn up, then the sidewalks may have
6 issues, just from the sinking, and the curbing
7 will be affected, and I don't see much addressing
8 those.

9 MR. PALLAS: Any sidewalks or curbs that
10 are damaged by construction will be addressed by
11 PSE&G. That is -- there is language in there
12 somewhere, I don't remember the section, that
13 does talk about that.

14 MS. RATSEY WILLIAMS: Okay. If you could
15 find that and let me know where it is, I would
16 appreciate it.

17 MR. PALLAS: I thought I may have, but if I
18 didn't I will find it.

19 MS. RATSEY WILLIAMS: No. You said they'll
20 be -- just they'll be repaired.

21 MR. PALLAS: Yes.

22 MS. RATSEY WILLIAMS: But I don't -- I
23 didn't see anything there.

24 MR. PROKOP: Well, there is language that
25 says that any damage to Village -- public

1 property or infrastructure will be repaired, and
2 that's the liability -- that's the responsibility
3 of PSE&G. So that would include the curbs and
4 sidewalks.

5 MS. RATSEY WILLIAMS: So okay. So you
6 didn't feel you needed to be more specific?

7 MR. PROKOP: Not at the time, not when we
8 were discussing it. We'll raise the comment with
9 PSE&G.

10 MS. RATSEY WILLIAMS: Okay. Thank you.

11 And the hours, they made it very clear at
12 the schoolhouse that they would be working -- I'm
13 going to make this up -- from 7 to 6. And then
14 someone in the audience said, "Does this include
15 setup and cleanup?" And the gentleman from PSEG
16 said, "No. Actually, we need an hour on each
17 side." I don't think the language, as presented
18 so far, indicates whether this 7 to 6 includes
19 the hour cleanup before and the -- setup before
20 and the hour cleanup afterwards, and I think that
21 needs to be defined a little bit better, because
22 that's a big difference.

23 TRUSTEE MARTILOTTA: When we were
24 negotiating it -- if I may.

25 MAYOR HUBBARD: Yeah.

1 TRUSTEE MARTILOTTA: When we were
2 negotiating it, that was part of the agreement.
3 Work is just that, you know, setup and cleanup
4 counted as work.

5 MS. RATSEY WILLIAMS: Then I think the
6 legalese needs to say the work includes setup and
7 cleanup, because he was very specific about that.

8 TRUSTEE MARTILOTTA: Okay.

9 MS. RATSEY WILLIAMS: Okay?

10 TRUSTEE MARTILOTTA: That's fair.

11 MS. RATSEY WILLIAMS: Thank you. And my
12 last thing, when do you see the actual
13 construction plans? Then Mr. Pallas answered the
14 survey and plans are being completed and they're
15 being submitted. But they told the Village that
16 the detailed construction plans cannot be
17 released yet.

18 MR. PALLAS: They haven't given me a time
19 frame. I will question them as to find out when
20 we can see them and release them.

21 MS. RATSEY WILLIAMS: You wouldn't -- you
22 wouldn't sign a contract before seeing them,
23 correct?

24 MR. PALLAS: Well, I -- that's up to the
25 Board. I -- that's entirely up to them. I mean,

1 I --

2 MS. RATSEY WILLIAMS: I'm sorry, you
3 answered my email --

4 MR. PALLAS: Understood.

5 MS. RATSEY WILLIAMS: -- so that's why I'm
6 addressing it.

7 MR. PALLAS: Ultimately, the construction
8 is what it is. It's standard industry trenching
9 construction, conduits, manholes, that kind of
10 thing. You know, the specifics of it can get
11 quite detailed. You know, there's nothing
12 between the easement and a full blown
13 construction bid package, if you will, which can
14 be quite detailed, and would have so many things
15 in there that would not be relevant to the
16 decision-making process as to whether to allow it
17 or not. But, again, as soon as I can get a time
18 frame from them, I will let everybody know.

19 MS. RATSEY WILLIAMS: Well, I would like to
20 think that once you got it, that the Board would
21 see this and would be aware of this. So, I mean,
22 if I was to build a swimming pool in my backyard
23 and didn't have my construction plans, just said
24 it's going to be a lovely 40-foot pool, and 10
25 feet deep, and in the shallow end 4 feet, you

1 know what pools look like. You know, I think
2 they really need to see this in detail before
3 signing a contract.

4 Thank you very much.

5 MAYOR HUBBARD: Okay. Thank you.

6 MS. BENNETT: I'm sorry. I'm Pat Bennett,
7 182 Fifth Street. And I just wanted to follow up
8 on --

9 MAYOR HUBBARD: Okay. Just your name and
10 address for the --

11 MS. BENNETT: I'm sorry. Pat Bennett, 182
12 Fifth Street.

13 I just have a question about this 50 years
14 of access that they will have to do. My
15 understanding is that all that they have to do is
16 notify the Village of any future work that they
17 will do, in other words, and then there's a
18 30-day -- they have to give you a 30-day notice,
19 and then they can pretty much do whatever they
20 want to do.

21 MR. PROKOP: Well, that's -- they have the
22 right -- part of the easement is that they have
23 the right to maintain their work. I mean, that's
24 fairly standard for an easement like this. But
25 anything other than routine maintenance, they

1 would have to let us know about.

2 MS. BENNETT: Well, but when you say, "Let
3 us know," it's just to notify, because there is a
4 statement in there about increased load, if they
5 want to put in more lines.

6 MR. PROKOP: That's something else. If
7 they -- they're limited to the -- they're limited
8 to the lines and use that could be made of the
9 easement. If they want to change that, then it
10 would be a modification of the agreement and they
11 would have to -- they would have to let us know
12 that. And that would only be with -- it's not
13 just a notification, that would be with -- our
14 approval would be required, the Village approval
15 would be required.

16 MS. BENNETT: So in terms of routine
17 maintenance, things go wrong, they give you
18 30-day notice and then they do what they need to
19 do?

20 MR. PROKOP: Thirty -- I think routine
21 maintenance, if it was -- they would give us
22 notice. But if it was something that they had to
23 do right away, they might -- you know, it would
24 be normal road opening from a -- the normal
25 process of a road opening for a utility,

1 maintenance as compared to construction.

2 MS. BENNETT: And so if they're going to
3 put in more lines, they have to ask for the
4 Village's permission to do that?

5 MR. PROKOP: Yes, yes. It's limited. So
6 it's limited to 113 KB circuit. If they wanted
7 to increase that in any way or change that, they
8 would have to get our approval first. That would
9 be a modification of the agreement that would
10 require our approval.

11 MS. BENNETT: And how much notification
12 would the people that live on the street get for
13 this kind of thing?

14 MR. PROKOP: Right away. We would -- yeah,
15 whatever --

16 MR. PALLAS: Yeah. As soon as we knew,
17 that we would certainly notify the neighborhood,
18 yes.

19 MR. PROKOP: Of which --

20 MS. BENNETT: Because there is a statement
21 in there about 30 days notice, and I'm just
22 thinking, you know, if it's -- obviously, if it's
23 an emergency and they have to fix something,
24 then -- but if it's beyond that, I just think 30
25 days notice is not a lot of time for people, I

1 mean, so I --

2 TRUSTEE PHILLIPS: Pat, I'm sorry. Which
3 section are you in, so I can go back and review
4 it?

5 MS. BENNETT: I don't have it. I just took
6 a note as I was reading it. It's pretty early in
7 the document.

8 TRUSTEE ROBERTS: Which document?

9 MR. PROKOP: I'll take a look at that, but
10 it's 30 days notice.

11 MS. BENNETT: The utility easement area.

12 TRUSTEE ROBERTS: The easement?

13 TRUSTEE PHILLIPS: It's on the easement
14 agreement, probably.

15 MS. BENNETT: I' just think, you know,
16 obviously, if it's something they need to do to
17 fix it, that's different.

18 MR. PROKOP: We'll take a look at that.

19 MS. BENNETT: But if they're going to be
20 doing something, you know, to expand their power,
21 whatever, I really think that -- I'm glad to hear
22 that they need to get your permission, but I also
23 think that we should get a lot more than 30 days
24 notice, if that's going to happen again, to
25 prepare for what's going to happen.

1 MR. PROKOP: Yes. Thank you.

2 MAYOR HUBBARD: Thank you

3 MR. PROKOP: We did receive a letter.

4 Ms. Bennett, we did receive a letter with other
5 comments on it from somebody in your behalf.

6 MS. BENNETT: Right.

7 MR. PROKOP: And I just wanted to mention,
8 they're basically drafting comments about the
9 agreement. I just wanted to thank you, and we
10 will -- I will respond and discuss these comments
11 with PSE&G.

12 MS. BENNETT: Okay, thanks.

13 MR. PROKOP: It wasn't basically --

14 MS. BENNETT: This was not on -- I don't
15 think this was part of that.

16 MR. PROKOP: No, it was separate from that.
17 But I wanted to thank you and just assure you
18 that these will be responded to, also.

19 MS. BENNETT: Thank you.

20 MR. PROKOP: Thank you.

21 MS. NUSSE: Also on 182 Fifth Street,
22 Christine Nusse.

23 You said you're going to answer. That's
24 great, but I think that maybe some people would
25 like to hear at least one question that the

1 Lawyer thought was very important, is that in
2 regard to, I believe -- I don't know, there's so
3 many section, that the people, the residents
4 that had proposed work should be named as
5 additional insured. So I think that will be
6 something very important that people would be
7 interested to hear.

8 And, also, that the property owners, as it
9 stands right now, if we have damages, we have to
10 go to the Village, and then we have to expect the
11 Village to turn to PSEG in order for us to be --
12 to have our place fixed, which might bring a lot
13 of burden of lawsuits from you to PSEG. That
14 might be very difficult for the Village, and
15 maybe the Village might not even have the money
16 to do that, or the time, or the energy and the
17 manpower to do that. So in order to -- for us to
18 be better protected, he suggests that the
19 property owners have a separate right to enforce
20 the indemnification provision containing that
21 Section 7.9. So that I think is a very important
22 thing.

23 It doesn't look like anything, but let's
24 say we have a problem, and you have 10 -- 10
25 owners who are going to fall on you and say,

1 "Excuse me, could you please do something with
2 PSEG," what are you prepared to do? You have one
3 lawyer here. It's not going to be enough to sue
4 PSEG in order for us to be -- to have our home
5 repaired. So it would be much better if we had
6 the right to -- in the contract to -- you know,
7 those with that indemnification to enforce the
8 indemnification provision.

9 MR. PROKOP: Okay. So thank you for that
10 comment from your attorney, and I'll speak to him
11 directly about it also. But 7.9 actually says
12 that LIPA will defend and hold harm the owners of
13 property adjacent to the license area directly.
14 So you would have that direct indemnification
15 from --

16 MS. NUSSE: He didn't find the language
17 clear enough --

18 MR. PROKOP: Okay.

19 MS. NUSSE: -- to know that. So if you
20 state -- if he says so, I cannot trust that the
21 things that was a little bit -- things. But
22 thank you --

23 MR. PROKOP: I'll review that to him --
24 I'll review that with him, I'm happy to do that.

25 MS. NUSSE: Sure.

1 MR. PROKOP: And he did -- as I said to
2 Ms. Bennett, there were drafting comments,
3 basically, that he provided, which I will go over
4 with him and LIPA.

5 MS. NUSSE: Okay.

6 MR. PROKOP: And thank you for them.

7 MS. NUSSE: And will you make that public?

8 MR. PROKOP: Yes.

9 MS. NUSSE: The answers to these comments?

10 MR. PROKOP: Oh, yes, they will be made
11 public, yes. Thank you.

12 MS. NUSSE: That would be great, because I
13 think we would like to share that, too, with
14 everybody.

15 MR. PROKOP: Yes.

16 MS. NUSSE: Thank you very much.

17 MAYOR HUBBARD: Okay. Thank you.

18 MS. DUFFY EDWARDS: Sarah Duffy Edwards,
19 163 Fifth Street.

20 Mr. Pallas, thank you for answering my 18
21 questions that I e-mailed to you. I only had
22 about an hour to start to take a look at them,
23 because I received them this afternoon after
24 work. So forgive me if they're answered more
25 completely and I haven't had a chance to study

1 them.

2 I'm going to echo what Jane and Bill both
3 said. I'm concerned that we don't have a
4 construction plan, and there are still some very
5 vague answers or nonanswers about how the
6 construction process is going to happen.

7 Jane had a very good point. We can't build
8 a pool, we can't improve our homes, we can't do
9 anything without very specific drawings, plans,
10 reviews, etcetera. And I would advocate, as they
11 did, that we need some more detailed construction
12 plans to answer some of these questions before we
13 can move forward.

14 It is not enough, in my opinion, to say
15 PSE&G tells us. It's not the point of a
16 contract. The contract is to set forth what the
17 rules are, not just good faith. For example, one
18 of the sets of questions I asked was pertaining
19 to construction plans and the traffic noise. I
20 was at the meeting at the Schoolhouse in the
21 summer and somebody said, "Well, what are we
22 talking about with traffic noise? How big are
23 these trucks going to be that are going up and
24 down Fifth Street. How many trucks a day? How
25 large an opportunity will they have to go up and

1 down multiple times?" None of that has been
2 addressed. Are we talking about one truckload of
3 fill going up and down the street? How large a
4 truck? Are we talking about multiple trucks?

5 This is impactful not only from a quality
6 of life, but a lot of people work from home, and
7 our livelihoods are going to be impacted, as well
8 as our quality of life. So I would really
9 encourage some more specifics in this contract,
10 particularly as it pertains to the constructional
11 process.

12 Secondly, I think six days a week is
13 onerous. I think Monday through Saturday, 11
14 hours a day is a lot to ask of people. I
15 understand this project is moving forward, but to
16 have it Saturdays as well is really, I think,
17 over the top. And I would really advise you to
18 think about scaling this back to Monday to
19 Friday. And, as Jane said, making sure that
20 these hours that are stated include both setup
21 and takedown. If we're talking about an
22 additional hour on each end, that's also over the
23 top.

24 And I'm going to also kind of piggyback on
25 something that Jane Ratsey Williams said. I'm

1 really concerned there's nothing in here that
2 protects our beautiful historic street. Your
3 answer about trenching only being three feet and
4 not impacting trees, that's great. And I hope
5 that's -- I hope that's the case. And I'm not an
6 arborist, but we have beautiful lawns, trees,
7 plantings along that edge of the beach on Fifth
8 Street that are planted by the residents, many of
9 them, and maintained. There's no stipulation
10 that I could see in those contracts about making
11 sure that the landscape, quote, unquote,
12 landscape of our street is maintained.

13 I have lived through a major construction
14 project before I moved to Greenport that involved
15 drilling, and I know, because we lived through
16 it, photographers came in and photographed every
17 part of our house, our foundation, our walls,
18 everything, so that we had before and after
19 pictures. While we may not need something that
20 extensive for this project, I would certainly
21 encourage that we need that at a minimum for our
22 foundations, which, as Ms. Bennett said, some of
23 these houses are 120, 130 years old, and also for
24 our landscape. It's not enough to just say that
25 they'll replace a tree, because some of those

1 cherry trees are unbelievably beautiful, old, and
2 very well maintained.

3 So please be more specific in the contract.
4 Please get more specifics about this construction
5 process. I think it's important to answer a lot
6 of these questions about the quality of life that
7 people are going to experience for nine months,
8 from September 12th to May 15th. Thank you.

9 MAYOR HUBBARD: Thank you. Anybody else
10 wish to address the Board?

11 MR. KREILING: Paul Kreiling, 149 Sixth
12 Street.

13 Although I live on Sixth Street, I do think
14 that there will be a larger something to think
15 about. Our sea levels are rising, and they're
16 saying by 2020, we're going to be up six inches.
17 We are already up maybe 2, 2 1/2. That
18 automatically affects the drainage. The flooding
19 is more often, and often because of the pitch of
20 that pipe, it floods when it doesn't even rain.
21 We have an extremely high tide. It comes right
22 up the pipe and floods there.

23 I do not have a solution. I'm asking for
24 the Board, and possibly even LILCO, to look
25 into -- we're thinking of drainage easement at

1 the end of the park, putting in rings, putting in
2 permeable -- you know, permeable pavement. Any
3 of those all have to address a much larger issue
4 that is bigger than LILCO. Thank you.

5 TRUSTEE PHILLIPS: Paul.

6 MAYOR HUBBARD: Thank you.

7 TRUSTEE PHILLIPS: Can I just make mention
8 of something? Because, recently, and I'm sure
9 you saw it, the New York DEC has now come up with
10 a new comment dealing with the rising of tides.
11 And they're actually working, or they have
12 actually come up with a document that is a
13 planning document that will be presented to
14 anyone dealing with dock building or drainage, or
15 whatever.

16 So I'm assuming, and I was going to
17 recommend that we make sure that LIPA follows
18 that new law that's been established by the DEC,
19 which is dealing with the rising tides.

20 MR. KREILING: Yeah, that -- from the DEC
21 is the six inches by 2020.

22 TRUSTEE PHILLIPS: That's correct.

23 MR. KREILING: That's so -- pretty scary.
24 I might have waterfront.

25 (Laughter)

1 TRUSTEE ROBERTS: I'll be on an island.

2 (Laughter)

3 MR. KREILING: Houseboat.

4 MAYOR HUBBARD: Okay. Does anybody else
5 wish to address the PSEG?

6 MR. EDWARDS: Ralph Edwards, 163 Fifth
7 Street.

8 So I just want to add a little bit to this.
9 We have this gap between -- if we wanted to
10 improve our house, we'd have to submit detailed
11 plans, and then show that those plans met every
12 code that the Town and the County has. And PSE&G
13 is basically saying, "Well, we're going to put in
14 the pit, and that it will be this wide, and it
15 will be standard, and it will be everything that
16 you expect it to be, because we know what we're
17 doing and we've done it before." And that's
18 probably largely true. They've done it before,
19 they'll do it again, they know what they're
20 doing. But between the time we started this
21 process and the time we've gotten here, there
22 have been a lot of representations made to the
23 people of Fifth Street, and the people of Fifth
24 Street have spent a lot time and a lot of energy,
25 and, quite honestly, a lot of productive thought

1 as to how this could be done in a way that would
2 really preserve and protect us.

3 And so I think there's a gap that needs to
4 be met someplace in the middle. So we were told,
5 for example, in the summer at the Schoolhouse how
6 quiet everything was going to be. You know, the
7 big complaint in Southold was it was noisy, and
8 it went all night, and it was crazy, and it
9 failed. And we were told, "No, this is our
10 drilling procedure, it's quiet." And I see no
11 representation in the contract that this is going
12 to be a quieter, more pleasant experience for the
13 people of Fifth Street. That's the kind of
14 fundamental thing that I think would make all of
15 us feel happy. We were told that --

16 TRUSTEE ROBERTS: I'm sorry, Ralph, but it
17 is in there. They have to follow Village noise
18 code, which means -- I don't remember the exact
19 definition, but --

20 MR. EDWARDS: Okay.

21 TRUSTEE ROBERTS: You won't hear it at your
22 house if they're following Village noise code.
23 And if not, we can issue violations.

24 MR. EDWARDS: Okay. And then what
25 happens -- let me get to my second point, is what

1 happens if it doesn't work this way? What
2 happens if they do violate the hours in a
3 meaningful way? How do we, as residents on Fifth
4 Street, without lawsuits or anything else, how do
5 we really do that? We were told there would be a
6 person we'd contact. And I read this contract
7 and the contract says things like, "If we break
8 your sewer pipe, you mail us something, we
9 receive it in the mail, and then we get three
10 days to get back to you about how we're going to
11 immediately fix that." That to me sounds like
12 legalese, which doesn't really protect me and
13 doesn't honor the amount of time and energy and
14 effort that the people on Fifth Street put in.

15 So I think -- you know, my wife brought up
16 the truck issue. So the truck issue came up
17 specifically in that meeting because we have a
18 resident on our block who does work from home and
19 is in a very noise sensitive business. He asked
20 the question, and PSE&G raised their hands and
21 said, "No, no, no, no, no. This is going to be
22 three trucks at most going up and down the
23 street." And we all breathed a sigh of relief.

24 And I guess the question now becomes,
25 because we see language in this contract which we

1 really don't feel protects us all that well, as
2 far as the ombudsmen, what happens if things
3 aren't followed, just the sewer thing. The sewer
4 thing really drives me crazy, because it's
5 not immediate, it's not protecting our interest.
6 It's legalese that says, "We'll protect your
7 interest when we get around to it," and that
8 really -- that really, really bothers us.

9 So, you know, earlier in the summer they
10 said, "Eh, your park's going to look better than
11 it does now. There's only going to be three
12 trucks going up and down the block."

13 So I understand that we're probably not
14 going to see every small detail of the
15 construction document before you guys end up
16 signing on the dotted line. I see that's
17 happening, okay, but I think for the residents of
18 Fifth Street, there has to be something done to
19 this contract to pay respect to the fact that we
20 all worked on it. And we did get quite a few
21 promises from PSE&G and they're nowhere to be
22 found.

23 What I see in this contract is I see a
24 document that protects the Village, the corporate
25 Village, you guys, the government, the people who

1 we pay taxes to, but I don't see it really as
2 protecting the people of Fifth Street. I'm not
3 even sure it protects the rest of the Village in
4 the larger sense. But I sure didn't read it and
5 come away with the opinion that I felt protected.
6 And I thought there was going to be more meat to
7 that, I really did.

8 And, as I say, if there's one clause that
9 I'll keep coming back to again and again when you
10 say, "No, no, you're protected, you're
11 protected," it's the clause that says that we'll
12 send you a piece of mail, and then they'll take
13 three days, and they'll get back to us about my
14 broken sewer pipe, because I don't feel very
15 protected by that. And when I read that, I
16 started to believe, well, what happens when they
17 show up two hours before the scheduled starting
18 time, and they park their truck in front of my
19 house on a Saturday morning, and then my mind
20 starts to go crazy about all the scenarios that I
21 think. Okay, maybe that is crazy, but if I'm not
22 protected on the big stuff, how do I feel
23 protected on the small stuff?

24 And that's my opinion. I mean, thank you
25 very much.

1 MAYOR HUBBARD: Okay. Thank you.

2 MR. EDWARDS: Appreciate your time.

3 MAYOR HUBBARD: Yeah.

4 TRUSTEE ROBERTS: Mr. Mayor, is it worth
5 asking Joe, if they breach the contract, what's
6 the process?

7 MR. PROKOP: There's a -- the contract
8 contains a default and termination provision. So
9 the types of things that we -- the types of
10 issues that we just heard about from Mr. Edwards
11 would constitute breaches or defaults under the
12 agreement, and we would be able to notify PSE&G,
13 LIPA. And if the breach or default was not
14 cured, then we would be able to terminate the
15 contract.

16 TRUSTEE ROBERTS: Which means work stops,
17 they have to leave, we call the cops.

18 MR. PROKOP: Yes. And, as you mentioned,
19 which is correct, the Village Code would still be
20 enforced. The contract is subject to the Village
21 Code, and we would be able to issue violations,
22 take court action, other things that we would
23 normally do under Village Code violations.

24 MR. SWISKEY: You're not going to call the
25 cops, you know that. It's going to wind up in

1 court, so let's be realistic.

2 MAYOR HUBBARD: Okay. Go ahead.

3 MR. MC SHEA: Hi. Chris McShea, 149 Fifth
4 Street. Hi. Hello, everyone.

5 Obviously, I share many of the same
6 concerns of the other residents of Fifth Street,
7 and pretty much identically to everything they
8 said.

9 One thing that I think is imperative is
10 that we are -- everyone on Fifth Street are along
11 even, you know, the main road. Every property
12 adjacent or to it shouldn't just be listed as so
13 broad as adjacent to. I think every property
14 should be listed individually that is along that
15 route as additionally insured, with the address
16 and the property owner.

17 It's too broad. It doesn't -- it's too
18 vague to just say people along the route, you
19 know, anyone adjacent to it. I don't think it
20 really gives so much power to some individuals,
21 and I think Ralph made the point. I just wanted
22 to, you know, press that back.

23 I'm not sure what the total amount was
24 going to be. If there was, we had discussed it
25 and it was agreed that there was going to be an

1 escrow account put together. And a few months
2 ago you had said that was no longer in the plans.
3 I thought that it was important that we did
4 establish an escrow account, at least, if, you
5 know, an agreeance on minimum for the escrow
6 account to protect ourselves, and have the money
7 out of PSE&G's hands for an arbitrator or third
8 party to decide where that is placed.
9 Obviously, you can go back to them, it's just a
10 deposit they're laying down. What happened to
11 the discussion of that?

12 I believe Christine may have -- Christine
13 Nusse may have brought that up first a long time
14 ago, and we really didn't hear anything more on
15 that. Was there a total number given out, or
16 there is no escrow account?

17 MAYOR HUBBARD: There is no escrow account.
18 Basically, they said if you want to put an escrow
19 account, part of our payment that we get, we
20 could put that away in a savings account to cover
21 any damage for a couple of years for the people
22 on the road.

23 MR. MC SHEA: One million dollars?

24 MAYOR HUBBARD: Out of the \$1.32 million,
25 that if we wanted to, we could put that money

1 away ourselves as an escrow account, but they
2 don't to escrow accounts, per se, in any of their
3 projects.

4 MR. MC SHEA: Okay. Well, I mean, that
5 money for a project of this scale of 30-plus
6 million dollars, I believe they should have some
7 type of an insurance policy with the Village or
8 for the Village for, you know, anything that does
9 go wrong. This is a major project, major -- you
10 know, there's hundreds of properties involved
11 here. There's no insurance policy at all in
12 place for --

13 MAYOR HUBBARD: In the contract, anything
14 that they damage, anything that they destroy or
15 disrupt they have to repair to the way it was
16 before. That's what the contract says. So
17 there's no escrow account, but anything that
18 happens -- I know a lot of people have asked
19 about their sewer lines, but right now, if
20 something happens to your sewer lines, we have a
21 sewer staff and we take care of that immediately.
22 So if something did happen to your sewer line,
23 you would not wait three days to get it fixed.
24 Our guys, our Sewer Department would take care of
25 it immediately and then we would deal with that.

1 So nobody would be out -- without water,
2 sewer anymore than anything that happens on a
3 normal day. When something happens, the guys are
4 there immediately. If they work through the
5 night, they do it maybe until morning, when they
6 got other pipes to fix it. But we would take
7 care of that ourselves, because we have people on
8 staff that would be doing that and they're on
9 call 24/7.

10 So just so everybody knows, it's not put in
11 a letter, wait three days to get your toilet
12 back. We would not let that happen. Our own
13 people would take care of it, and then we would
14 deal with getting reimbursed for it, or whatever.
15 I just wanted to clear that up for everybody,
16 because everybody's got that same question.

17 MR. MC SHEA: Sure.

18 MAYOR HUBBARD: And it's an important
19 thing. But right now, if your sewer line breaks,
20 we call our guys out, they go down and fix it
21 right away. We'd do the same thing on this
22 project, just so you know.

23 MR. MC SHEA: Yeah. And just working with
24 a company for this long, signing a 50-year deal,
25 I think that there should be some comfort level

1 that you have with them and they have with you,
2 where you do agree to have -- have an escrow
3 account to just basically cover all damages, or
4 immediately, you know, respond to something, as
5 opposed to having to put in a claim for it and go
6 through bureaucracy of that whole, you know,
7 situation.

8 At this term, at this length, it just
9 doesn't seem like there's enough protection
10 there. I really think that it's just going to be
11 overlooked, and it's something that can be
12 ignored pretty much after the first year or two.
13 And it should be something that should be
14 substantially recognized, and evaluated, and
15 updated, and basically rated as we go along in
16 the process.

17 I know you have the penalties, and that's
18 great, that's excellent, and I just -- the
19 overall service -- and that's another issue of
20 mine, is the -- not just the preventative
21 maintenance or -- well, it's more -- it's both
22 the emergency and the preventative maintenance.
23 I understand they have to give the notice for the
24 preventative stuff, but, I mean, you know, there
25 could be -- you know, they could get a call and

1 they need to cut open the street and fix a short
2 somewhere, you know, in the middle of nowhere and
3 then they're there for six months again. You
4 know, it's just these are just things where, you
5 know, at the end of the day, people on Fifth
6 Street suffer and nobody else does. That's why
7 we're the ones here. And it's just, you know,
8 something that didn't need to really happen.

9 My other question was I guess everybody has
10 seen the article that there is -- there was a
11 report put out by PSE&G a few weeks ago that
12 there's actually going to be a surplus of
13 electricity on Long Island in the coming years.
14 It was a complete contradiction of the 2010
15 report put out by LIPA that there was going to be
16 a shortage of electricity and a deficit. And
17 they're actually talking about closing down
18 plants on Long Island. So there won't be such a,
19 you know, panic and need to do crazy projects
20 such as this. And my question here is why aren't
21 we taking that into effect and speaking to them
22 and saying, "Hey, you know what, maybe it's for a
23 greener planet, maybe it's for" -- what the hell,
24 we're giving up a million dollars. I want the
25 money, but I just think why we have to go this

1 way, digging the tunnel. There's cables there,
2 they can build a power station. Just do it. I
3 mean, it's just something else that maybe should
4 have been discussed and just not overlooked.

5 One quick question. If we did go through
6 that swale project from the government, would
7 this even be considered? Would this still be
8 even on the table or no? Because I'm kicking
9 myself in the ass. I should have just went along
10 with the swale, instead of having, you know, a
11 Roman candle up my, you know, whatsoever every
12 second of the day. What -- do you guys think it
13 would have been able to happen if we did the
14 swale thing?

15 TRUSTEE MARTILOTTA: Sure.

16 MAYOR HUBBARD: Yeah, because the swale was
17 going to be in the park. It was going to be over
18 where they're doing the work.

19 MR. MC SHEA: It wasn't going to make a
20 difference, it would have been a double whammy on
21 me?

22 MAYOR HUBBARD: Nah, we think it would
23 have --

24 MR. MC SHEA: Oh, well. The -- I don't
25 know if you guys are going to vote on it tonight.

1 I think one week is absolutely -- I don't know.

2 Have you said --

3 MAYOR HUBBARD: No, we're not voting on it.

4 MR. MC SHEA: Okay.

5 MAYOR HUBBARD: It's not on the agenda,
6 we're not voting on it tonight.

7 MR. MC SHEA: All right, great. The DEC
8 report, I was just wondering, you know, is there
9 usually a third party that would accompany the
10 people during the -- you know, the report of, you
11 know, the environmental review, or is this just
12 basically the DEC and PSE&G made up and they just
13 checked things off and made comments on their
14 own?

15 MAYOR HUBBARD: The actual process, Joe,
16 you can answer that.

17 MR. PROKOP: No. The project is often done
18 by the sponsor, which in this case is PSE&G. So
19 it's often done by the company that's actually
20 doing the project. Sometimes they hire a
21 consultant to -- an environmental consultant to
22 work on it for them. In this case, they have --
23 I'm sorry, I apologize. In this case, they
24 have -- PSE&G has inhouse staff, inhouse
25 environmental staff that are working on the -- on

1 the project, so the environmental study. So they
2 did not hire an outside consultant, so there is
3 no third party.

4 TRUSTEE PHILLIPS: Chris --

5 MR. MC SHEA: Oh, so there's no third
6 party. PSE&G on their own is making the
7 assessment if this is --

8 TRUSTEE PHILLIPS: Wait, wait, wait, Chris.
9 Are you ask -- let me get a clarification from
10 you.

11 MR. MC SHEA: Yeah, please.

12 TRUSTEE PHILLIPS: Are you asking who
13 created the Environmental Assessment Form, or are
14 you asking what the process is after the EAF has
15 been developed who now takes a look at that EAF?

16 MR. MC SHEA: Which parties were physically
17 involved in walking through and evaluating the
18 location for the environmental review? Was it
19 specifically --

20 MR. PROKOP: So the Village -- under the --
21 excuse me, I'm sorry. Thank you for correcting
22 me. So if your question is who -- if there's a
23 third party involved, third party, under the
24 SEQRA regulations, the Village of Greenport is
25 still an involved party. Even if we're not the

1 Lead Agency, we're still what's called an
2 involved party, an involved agency, and as an
3 involved agency, we get the chance to thoroughly
4 review and comment on the environmental -- any
5 environmental study that's done.

6 So when an amended environmental study is
7 done, which we expect at any time now, the
8 Village will be commenting on that as an --
9 what's called an involved agency, meaning we have
10 the right to comment and request changes.

11 MR. MC SHEA: Okay. And my question, is
12 there -- is there a third party or is there --

13 TRUSTEE ROBERTS: Yes.

14 MR. MC SHEA: -- someone that --

15 TRUSTEE PHILLIPS: Yes, that's right.

16 TRUSTEE ROBERTS: The New York State DEC
17 makes the decision.

18 MR. MC SHEA: Oh, no, no, no. They're part
19 of the two parties. I'm talking -- I'm talking
20 the DEC and LIPA/PSE&G as -- is there a third
21 party besides them who kind of --

22 TRUSTEE PHILLIPS: Well, there's other
23 regulatory --

24 MR. MC SHEA: -- as a watchdog watches the
25 two of those parties combined.

1 TRUSTEE PHILLIPS: Well, there's -- in the
2 SEQRA process, you have to understand, if I
3 remember correctly, you have -- the document was
4 sent to the State of New York, to the Department
5 of State. It was sent to the Army Corps, I
6 believe, was it not? Who else was it sent to?

7 MR. PROKOP: Yes. So it's basically the
8 Department of State. Because it's in a coastal
9 water, the -- because it has to go in through the
10 act that they're taking it, the whole project has
11 to be reviewed and approved by the New York State
12 Department of State, and that agency will
13 continue to monitor -- review the environmental
14 study that's done, and also monitor the project
15 for compliance.

16 MR. MC SHEA: Okay. And when -- what is
17 the rough idea when that environmental review
18 will be performed, or is that --

19 MR. PROKOP: A month ago. It could be at
20 any time that we get it. It should have been
21 done now, by now, so we could get it at any time.

22 MR. MC SHEA: Oh, so basically it's
23 happened and there wouldn't even be a chance for
24 a third party to --

25 MR. PROKOP: No, no, this is just -- this

1 is just the -- their study, and then we get the
2 chance to -- everybody comes in at that point and
3 weighs in with their comments and suggestions.

4 TRUSTEE ROBERTS: And we have retained an
5 environmental engineering firm to review their
6 EAF on our behalf.

7 MR. MC SHEA: Okay. All right. The -- as
8 far as the plans and the specifics, obviously,
9 for the most part, they are probably just going
10 to show up and wing it. I mean, they're cutting
11 up the street. They do it all the time. I mean,
12 I would hope that something could be available.
13 It seems like they're kind of winging most of the
14 thing, like the whole -- the whole thing is
15 really kind of just been like --

16 MR. PROKOP: They have to -- the company
17 has to give -- under Section 7.5 of the Temporary
18 Access Agreement, LIPA is required to give a --
19 to give the Village detailed construction plans,
20 not less than 60 days prior to the commencement
21 of construction.

22 The other thing about the construction
23 plans that will be provided is we were able to
24 get -- LIPA has done a full survey of all the
25 utilities on Fifth Street in order to plan this

1 out. And one of the things that the Village will
2 get from this is a full detailed survey and CAD
3 file drawings of all of the Village utilities for
4 future use by the Village.

5 MR. MC SHEA: Okay. Just do you -- at this
6 point, do you feel that you can go back and get
7 everybody listed on Fifth Street and 25 as
8 additionally insured onto the contract by
9 address?

10 MR. PROKOP: We're going to raise the
11 comment. You know, any of these comments we're
12 going to raise.

13 MR. MC SHEA: Yeah. Because, like
14 Christine said, it was very vague. I mean, you
15 know, like there'd be -- you know, you got people
16 on, you know, in some area, other area of town.

17 MR. PROKOP: I mean, there is, there is
18 insurance that's provided. There is an insurance
19 requirement, and there also is a direct
20 indemnification to the property owners in the
21 agreement. But we will -- I'm not sure what the
22 result will be, but we will ask that question.

23 MR. MC SHEA: Okay. The Verizon cables
24 that are down there now I didn't see in the
25 contract. Are they going to be cleaned up or

1 fixed up in any way, or are they just going to
2 remain in the middle of hell like they are?

3 MR. PALLAS: This contract with PSEG and --
4 I don't think there would be any way we could
5 incorporate another company's work to do that.

6 MR. MC SHEA: Okay. Chris Hahn
7 specifically said at the Town Hall meeting, you
8 know, Chris Hahn of PSE&G specifically said that
9 he was going to call up Verizon the next day and
10 have the cables resolved and fixed, and I think
11 that was probably eight months ago, so I haven't
12 heard much from that guy.

13 Anyway, just you know my deal. I think
14 we're making a big mistake. I'll leave it at
15 that. Just really, I mean, again, do we -- do we
16 really have to do it? It's just not worth it.
17 It's a beautiful place, beautiful town. Why do
18 we have to do it? Something's going to happen.
19 If it's not now, it's going to be in 12 years, 20
20 years. It's going to be just a bad deal having
21 all that electric around.

22 All right. Thank you. I appreciate it.

23 MAYOR HUBBARD: Thank you. Anybody else
24 wish to address the Board on the PSE&G?

25 MS. DUFFY EDWARDS: I have some follow-up

1 questions. Sarah Duffy Edwards, 163 Fifth
2 Street. Just a couple of follow-up questions as
3 a result of those additional comments.

4 So we've had a lot of conversation here
5 tonight. Help me understand what the process is
6 from here. When do you think we're going to have
7 a revised contract to take a look at, in your
8 best guess?

9 MR. PROKOP: A week. You know, by middle,
10 middle or end of next week.

11 MS. DUFFY EDWARDS: And that, too, will be
12 posted on the Village website?

13 MAYOR HUBBARD: Yes.

14 MS. DUFFY EDWARDS: Okay. And we'll get
15 notification that it's up, and we'll all get
16 another chance to take a look at it and spend
17 endless hours, like you all, going through it and
18 reading the --

19 MAYOR HUBBARD: Yes, they'll go back to it.
20 Everything that's being said tonight --

21 MS. DUFFY EDWARDS: Okay, great.

22 MAYOR HUBBARD: -- they'll go back to work
23 on that and get answers for you, and we'll put
24 that out and let you know.

25 MS. DUFFY EDWARDS: And we will be back

1 next month going over it again. Okay.

2 If I heard correctly, and correct -- I may
3 be wrong, but when Doug was talking about, you
4 know, if they break the contract, we'll just stop
5 work and we'll call the police, that whole
6 comment --

7 MR. PROKOP: No, there's -- just to
8 clarify, there's -- there are -- what we said was
9 that there are default and breach provisions in
10 the contract, as well as a termination provision.
11 So the kinds of things that we heard tonight, the
12 questions were --

13 MS. DUFFY EDWARDS: Right.

14 MR. PROKOP: -- definitely defaults and
15 breaches of the agreement, should they occur.
16 And then we would initiate that default or breach
17 provision, which, if it's not cured or corrected,
18 would lead to a termination, could possibly lead
19 to a termination of the agreement.

20 MS. DUFFY EDWARDS: And all I'm going to
21 say is and that's another hot mess all on its
22 own. So give some thought to if that were to
23 happen, God forbid, we have a ripped up street
24 and where it comes to a complete stop, then what
25 happens, that about that quality of life? So

1 think about, you know, what the back end of that
2 is for people as well.

3 MR. PROKOP: If there's -- if there's a
4 termination -- excuse me. I don't mean to
5 interrupt you, but I just want to explain.

6 MS. DUFFY EDWARDS: No, I'd love to have it
7 clarified. Thank you.

8 MR. PROKOP: The -- if there's a
9 termination or what's called an abandonment of
10 the project, then the property has to be
11 restored.

12 MS. DUFFY EDWARDS: By PSE&G?

13 MR. PROKOP: It has to be replaced by PSE&G
14 or LIPA. They're liable to --

15 MS. DUFFY EDWARDS: In what -- in what time
16 frame?

17 MR. PROKOP: I'm sorry, I forget, but
18 it's --

19 MS. DUFFY EDWARDS: That would be --

20 MR. PROKOP: And I'd have to review the
21 contract.

22 MS. DUFFY EDWARDS: Yeah.

23 MR. PROKOP: But it's a reasonable time.
24 It's a reasonable for us, for the Village time
25 frame -- for the -- I'm sorry, for the residents.

1 MS. DUFFY EDWARDS: What do you define as
2 reasonable? Just in your opinion, what's
3 reasonable? I mean, for some people reasonable
4 is 60 days, for some people, it's as it was in
5 the contract, 180 days.

6 MR. PROKOP: We'll review that and make
7 sure there's a time -- a set time frame in there.
8 Thank you.

9 MS. DUFFY EDWARDS: Thanks.

10 TRUSTEE ROBERTS: But if I could remind you
11 of the Mayor's words, if there's a hole in the
12 street, we can send guys to go fix it and then
13 take PSEG to court later on.

14 MS. DUFFY EDWARDS: Well, a hole in the
15 street is different than a block dug up.

16 TRUSTEE ROBERTS: Right.

17 MS. DUFFY EDWARDS: And maybe that may be
18 pertinent to legal proceedings.

19 TRUSTEE ROBERTS: Sure, yeah.

20 TRUSTEE ROBINS: Just one comment.
21 According to their work schedule, Paul, it's
22 about 100 to 200 feet a day. So the whole street
23 wouldn't be torn up at one time, okay, it would
24 just be one section at a time.

25 MS. DUFFY EDWARDS: Again, we don't really

1 know that until we have a construction plan and
2 that's in writing. That's what they're saying,
3 but we don't know that for sure, right?

4 TRUSTEE ROBINS: Yeah. I'm not sure if
5 that particular work section would be a part of a
6 construction detailed drawing; would it, Paul?

7 MR. PALLAS: It likely would be, yes.

8 TRUSTEE ROBINS: It's a procedural -- it's
9 a procedural thing.

10 MS. DUFFY EDWARDS: Well, with all due
11 respect, Trustee Robins, what I'm saying to you
12 is they're telling you this, but we're not
13 holding them to that. So they're saying only 200
14 feet is going to be dug up a day, and if that's
15 true, wow, that's great. But if we're not
16 putting that kind of legal protection in there,
17 maybe it's 700 feet a day, maybe it's 900 feet a
18 day, because we never held their feet to the fire
19 on it.

20 There are a lot of gaps in here, I think.
21 And when I say gaps, I don't mean from a legal
22 perspective, I mean from common sense. So it's
23 great if it's only 200 feet a day, because that's
24 what they tell us, but we're not telling them it
25 can only be 200 feet a day.

1 MR. PALLAS: If I -- if I may, just to
2 clarify further, the -- I believe the language in
3 the contract, and I'll double-check it, specifies
4 that they have to close everything up at the end
5 of each workday. So that it's not going to be --
6 even if they were to do a thousand feet, which
7 would be unlikely, they would -- they can't just
8 leave that open. At the end of the day, by
9 contract, they're required to close that up.

10 MS. RATSEY WILLIAMS: Is it drivable when
11 it's closed?

12 MS. DUFFY EDWARDS: Oh, yeah, is it
13 drivable when it's closed up?

14 MR. PALLAS: Yes, yes.

15 MS. DUFFY EDWARDS: And, again, that's
16 great, but that should be in writing.

17 MR. PALLAS: I believe -- I believe it's in
18 this. I believe it's in the contract
19 specifically.

20 TRUSTEE ROBINS: It is. It is in the
21 contract right now.

22 MAYOR HUBBARD: Okay. We'll double-check
23 it, that's all. Just double-check that for her,
24 that's fine.

25 MS. DUFFY EDWARDS: That's great. You

1 know, dot the I's and cross the T's, that's all.

2 TRUSTEE ROBINS: Thank you.

3 MS. DUFFY EDWARDS: Thank you.

4 MR. SWISKEY: I have a couple of questions
5 that came up since I was listening.

6 Paul, you said that -- or Joe said we're
7 going to get a CAD map, which is not really much.
8 Basically, you know, it sounds good.

9 MR. PROKOP: Right now we don't have one.

10 MR. SWISKEY: Have they gone over the sewer
11 drawings yet in Village Hall, Paul?

12 MR. PALLAS: Me? They have, yes. They
13 completely marked --

14 MR. SWISKEY: So they know where all the
15 sewers are?

16 MR. PALLAS: Yes.

17 MR. SWISKEY: All right. Because that's
18 critical, because I see no marks in the street
19 for the contractor, and that's usually pro forma.

20 MR. PALLAS: Well, they did. There were
21 marks. There were marks in the street.

22 MR. SWISKEY: There were water main marks
23 in the street, not sewer main, not sewer
24 laterals.

25 MR. PALLAS: They've surveyed it all,

1 they've gone through the drawings, Bill. What
2 can tell you? That's what --

3 MR. SWISKEY: And these are going to be
4 shown on their drawings? They should be shown on
5 the construction drawings, each sewer.

6 MR. PALLAS: Correct.

7 MR. SWISKEY: And there should be a --
8 usually, on a thing like this, there's a primary
9 mark-out before you even start to dig, you know,
10 after the contract, the final mark-out. This is
11 here, my sewer is here, it come out like this,
12 goes into the manhole like that. That's what I
13 see missing here, but we can only wait for the
14 construction drawings for that.

15 But what really disturbed me is the more I
16 look at it now is have we made contact with the
17 people on Front Street, the ones in the Village
18 that are really going to be affected by this?
19 Because there's at least two people between Fifth
20 and Sixth Street, and one of them is the Catholic
21 Church, and the other one is the bed and
22 breakfast there with the fancy fence and
23 everything else. They're digging right up to
24 their property line, they're digging under the
25 sidewalk. I don't know if anybody's looked at

1 this, but that's what they're doing. It's on
2 your drawing, it's on this drawing. I mean,
3 they're going to raise holy hell. I mean --

4 AUDIENCE MEMBER: Literally.

5 (Laughter)

6 MR. SWISKEY: -- these people should be
7 notified. They should have a chance to comment.

8 And, I mean, there's a -- outside of this
9 curb area, you realize there's like a 36-inch
10 drain in that south gutter. They can't -- that's
11 why they're digging under the sidewalk. Either
12 that, or they'd have to go out into the street.
13 But what I'm saying, in that tight an area, in
14 those two structures with the fancy fences and
15 everything else, I think somebody from the
16 Village should reach out to the church, reach out
17 to that B&B. And we can only stop at the Village
18 line. After that, it becomes --

19 MAYOR HUBBARD: Correct.

20 MR. SWISKEY: -- the other worry. But at
21 least those two properties, you know, they're not
22 represented here. I don't even think -- you
23 know, a lot of people aren't aware of this. On
24 Fifth Street we're aware. I don't think the
25 church is aware, I don't think that B&B. I think

1 a representative form the Village should take
2 this and go to those people in the church and
3 say, "Hey, this is going to happen. Do you have
4 any objections? Do you have any comments? Do
5 you have any thoughts?" Do you understand what
6 I'm saying?

7 MAYOR HUBBARD: No, I understand what
8 you're saying. I mean, in the year-and-a-half,
9 the amount of press that this has had --

10 MR. SWISKEY: Yeah, but --

11 MAYOR HUBBARD: -- I'd really be shocked if
12 they have no idea it was going in front of their
13 property, but, I mean --

14 MR. SWISKEY: I don't think -- I don't
15 think the church -- this is the first time that I
16 was aware that they were going under the
17 sidewalk.

18 MAYOR HUBBARD: Okay.

19 MR. SWISKEY: You know what the sidewalk is
20 in front the Catholic Church.

21 MAYOR HUBBARD: Yes, I do.

22 MR. SWISKEY: The fancy steps, the fancy
23 fence. I think it's incumbent on us to reach
24 out.

25 MAYOR HUBBARD: Okay.

1 MR. SWISKEY: Because no matter what they
2 tell you, Julia, it's going to be a mess for a
3 while. What they're going to do is they're going
4 to compact the trench, push the dirt back in. If
5 it rains, the trench is going -- they're not even
6 going to put a temporary patch in for a day or
7 two, because it would be foolish to do it. It
8 doesn't work that way in real construction, and
9 Paul knows it.

10 That trench after a rain, say you got 600
11 foot that they haven't even temporarily paved or
12 compacted it good. The thing that they would
13 actually do on a project like this is you would
14 bring in clean fill. You take away all the old
15 fill, if you want to -- and compacted every foot.
16 It's like -- anyway, but at least warn the
17 church, please, not that I go to church, but.

18 (Laughter)

19 MS. ALLEN: Chatty Allen, Third Street. A
20 lot of interesting things that have been running
21 through my head as well, but -- and I have
22 brought up the fact where, most of you know, I'm
23 a Sunrise Bus, school bus employee, and part of
24 this project will be affecting right in front of
25 where we keep our buses. And that's why I had

1 mentioned that when these notices go to the
2 school, and to the Fire Department, and the
3 Police, the Police also make sure that the bus
4 company is included with all, you know, the plans
5 that are going on, so that those of us who are
6 using this area know, okay, today you can't get
7 down -- you can't get between Clark and Flint
8 today, so you have to rearrange and then kids
9 have to meet in different areas.

10 Didn't realize that the lines, until
11 tonight, is going under the sidewalk. So, yes, I
12 personally as well -- what Bill just said, the
13 church and the owners of the B&B should also --
14 yeah, this has been going on, but look at the
15 project on Front and Third. That's been a
16 year-and-a-half and people are now going, "What,
17 it's going to happen," or it's like almost
18 happening. Some people just don't think. It's,
19 you know, not affecting them right now, so they
20 really don't think about it.

21 I have not seen any representatives from
22 anywhere from Sixth Street west coming to any of
23 these meetings, and they are going to be just as
24 impacted. You know, between Sixth past
25 Silvermere, there's properties all along there.

1 I have not seen anyone from those properties
2 here.

3 MAYOR HUBBARD: They could be going to the
4 Town Board meeting, because that's Town property,
5 so, I mean, I don't know.

6 MS. ALLEN: Yeah. Well, I'm saying,
7 though, you know, because they're still
8 considered Greenport, you know, you haven't -- I
9 haven't heard any of them speaking. That's what
10 I'm saying. Sometimes, unless it's in your face,
11 you don't necessarily think, "Oh, yeah, maybe I
12 should, you know, voice my opinion," or you, like
13 some people do, complain about it and don't say
14 anything.

15 But they're interesting things, and that
16 was something I was going to bring up about
17 before construction begins, taking pictures of
18 your own personal property, you know. I do like
19 the idea that someone should be going through the
20 entire length of the project and taking
21 photographs, because it's kind of hard to prove
22 that, okay, construction just went past, and now
23 a month later I'm having this problem or this
24 problem.

25 Is it just something because my house was

1 built in 1800? I think my Mom's is like an 1800
2 house, and she's going to have one of the big --
3 now that I hear, there's going to be a gigantic
4 manhole in front of her house. You know, how do
5 you know what's just being an old home, and it
6 would have happened without the project, or, you
7 know, so this way, you know -- I know,
8 personally, I would document my own property,
9 just so I would have something to say, "Look, you
10 just went past my house and now" -- "now it looks
11 like this, this is what it looked like." But if
12 the Village wants to cover themselves to have
13 someone photograph the foundations and everything
14 else, you know.

15 MAYOR HUBBARD: Right. We will be filming
16 the Village road --

17 MS. ALLEN: Okay.

18 MAYOR HUBBARD: -- the park, the end of the
19 street, and everything else, so we have a before
20 picture before anything starts.

21 MS. ALLEN: Okay.

22 MAYOR HUBBARD: We'll be doing that on our
23 side and, you know --

24 MS. ALLEN: Okay.

25 MAYOR HUBBARD: So any questions that come

1 up and say they say we didn't do this or that,
2 it's like, you know --

3 MS. ALLEN: Right.

4 MAYOR HUBBARD: -- "Here's the picture."
5 We're documenting that stuff all for ourselves
6 and the residents' protection, the curbs,
7 sidewalks and trees. Everything else will be
8 documented beforehand.

9 MS. ALLEN: Okay. No, that's -- and that's
10 great.

11 MAYOR HUBBARD: You know, but your own
12 foundations and their houses, that would be up to
13 the people themselves.

14 MS. ALLEN: Right.

15 MAYOR HUBBARD: But, you know --

16 MS. ALLEN: Right. But I think, you know,
17 that should be maybe put out there with the --
18 you know, if you're concerned, please make sure
19 you have --

20 MAYOR HUBBARD: Right, okay.

21 MS. ALLEN: -- you know, what's going on.
22 And, you know, I like the idea, like you said,
23 they're going to start down at the beach. And
24 then what are they going to do? Then once they
25 realize, yes, they can go across, they're going

1 to go back up by the substation and work, or are
2 they going to work backwards? Have they said
3 that?

4 MAYOR HUBBARD: I have not heard that, I
5 don't know. The biggest part with the noise or
6 anything else is all going to be putting the
7 cable under the ground --

8 MS. ALLEN: Right.

9 MAYOR HUBBARD: -- and getting the tubes
10 in. Once that's in, going down the road, I mean,
11 basically, I mean, you see the pictures, it's a
12 three-foot trench. They're going down the road,
13 it's three feet deep, three foot wide down the
14 road. There's really no real construction
15 drawing on that, except for where the manhole is
16 going to be and how big that is. But the rest of
17 it, it's -- they're saying from one end of the
18 block to the other. And so once -- they won't
19 even get to anybody's houses or anything else
20 besides the condos until they get the tunnel
21 done. If the tunnel doesn't work, there's no way
22 they're doing it. If it doesn't work, then it's
23 not happening, they'll never disturb the road.

24 MS. ALLEN: Okay.

25 MAYOR HUBBARD: You know, so when they

1 finish that, they may start from Southold and
2 come down towards us, they meet -- might meet
3 halfway. That I do not know, but we'll ask them
4 that.

5 MS. ALLEN: All right.

6 MAYOR HUBBARD: I know the initial --
7 they're starting with the drilling first. That's
8 the machine that they're bringing in. It's the
9 most expensive to them, which is fine, but, you
10 know, they want to get in, they want to do the
11 work and be done with it.

12 They want to get it done more sooner than
13 later, because every time -- every day they're
14 renting this big machine to do the boring, it's
15 costing them money. So that's why we're trying
16 to get -- that's why we added a Saturday in, so
17 they could try to do that part to get over with
18 more sooner. So, hopefully, they could wrap the
19 whole thing up, it gets settled during the whole
20 springtime and pave it before May, and it will be
21 all done with, you know, if it's settled.

22 MS. ALLEN: Okay. So the fencing down at
23 the end of Fifth Street, then that's only going
24 to basically be in there for when they're -- when
25 they're drilling down the end of Fifth?

1 MAYOR HUBBARD: It will be there during the
2 course of the overall construction.

3 MS. ALLEN: Okay.

4 MAYOR HUBBARD: Just because if they had
5 their dump trucks, their cars, their piping,
6 whatever they're using, the cable, the extra
7 manholes that they're going to put in, that stuff
8 will all be stored there, so it's not in
9 somebody's front yard. And when they need it,
10 they'll go down there, get it and bring it down
11 the road and put it in.

12 MS. ALLEN: Okay. And I agree, I don't
13 know if it was Jane that said it or not, that you
14 should have something, because if some of this --
15 you know, we can have real nice weather into
16 October, November, and a lot of us do go down
17 there, you know, if it's not windy. So there's
18 kind of an area so that people know, okay, we
19 can't go past this area, whether they're working
20 or not, but just to kind of -- but my question,
21 Paul, you might be able to answer, what is a
22 Fanning Point?

23 TRUSTEE ROBINS: It's geographical, Fanning
24 Point. That's the location.

25 TRUSTEE PHILLIPS: It's called Fanning

1 Point.

2 MS. ALLEN: It's what?

3 TRUSTEE ROBINS: Fanning Point.

4 TRUSTEE PHILLIPS: It's called Fanning
5 Point.

6 AUDIENCE MEMBER: It's called Fanning
7 Point?

8 MS. RATSEY WILLIAMS: It's the historic
9 name of the land.

10 MS. ALLEN: Oh, okay, okay. I looked at it
11 and said -- I had no clue what it was. That's
12 why I figured I would ask. I just saw this
13 sweeping thing that said Fanning Point, and I'm
14 like okay. Hey, I grew up in West Dublin and
15 never knew that I lived in West Dublin, so okay.
16 Thank you very much.

17 MAYOR HUBBARD: All right. Thank you.

18 TRUSTEE ROBINS: George, could I just read
19 a section? Going back to your comment about the
20 disruption of the street, I think I found the
21 section that we're referencing here. And maybe
22 the language is clear and maybe it needs a
23 little -- little better description. It's in
24 4.3, talking to the limited disruption of Fifth
25 Street and Fifth Street Beach.

1 In the last paragraph it states, "The
2 licensed work shall provide for the" -- "provide
3 for and allow access by Fifth Street residents to
4 their driveways and properties at all reasonably
5 safe and risk-free times, and will provide for
6 and allow access to Fifth Street and the Fifth
7 Street Beach by essential and emergency service
8 vehicles." Is that --

9 AUDIENCE MEMBER: I'm sorry. Could you
10 repeat that, please?

11 TRUSTEE ROBINS: Sure. "The licensed work
12 shall provide for and allow access by Fifth
13 Street residents to their driveways and
14 properties at all reasonably safe and risk-free
15 times, and will provide for and allow access to
16 Fifth Street and the Fifth Street Beach by
17 essential and emergency service vehicles." Is
18 that the language that you're referring to, Joe,
19 in terms of the residents' access --

20 MR. PROKOP: Yes, that's the language that
21 covers that.

22 TRUSTEE ROBINS: -- to their driveways and
23 their homes?

24 MS. DUFFY EDWARDS: Oh, I'm sorry. You're
25 addressing the drivability question, is that --

1 TRUSTEE ROBINS: Yes, of the road and --
2 yes.

3 MS. DUFFY EDWARDS: Right.

4 MAYOR HUBBARD: Okay.

5 MR. EDWARDS: Ralph Edwards, 163 Fifth
6 Street. I appreciate your time, and I'll try to
7 be very brief here.

8 We talked a little bit earlier about
9 getting more plans, because one set of plans
10 would be too detailed. But there are no plans
11 and there's no real description of what the
12 constructions is going to look at -- like.

13 Then we also have a similar issue with
14 respect to residents' concerns. Now, on the one
15 hand, there are going to be violations. There
16 are going to be some that are going to be
17 trivial, some that are going to be important. We
18 talked a little bit about the important ones.
19 The important ones, we can enjoin them, we can
20 stop work, they -- we can call, we can do all
21 sorts of very large things. But I think,
22 realistically, one of the things that the
23 residents are concerned about, what about the
24 little things, and how really do we address
25 those? What is the liaison process? Who's going

1 to be the liaison? How is that liaison person
2 going to interface with PSE&G? What is the
3 timeliness of those responses?

4 You know, I'm very happy tonight, Mayor,
5 Mr. Mayor, that you've said two or three times
6 that nobody from the constructions crew is going
7 to be parking in front of my house, that they're
8 all going to be behind that chain link fence.
9 That makes me very happy, and I really appreciate
10 that. But when they do park in front of my
11 house, who do I call? Who does that person call
12 over at PSE&G? And what is the turnaround time
13 that the Town is really expecting with respect to
14 complaints that are substantive to the residents,
15 but in the overall scheme of things will get past
16 them? Because I think that deserves a little bit
17 of time here, too, as we think about the things
18 that are catastrophic which is going to cause
19 defaults, and people not doing what they were
20 supposed to be doing.

21 I just -- I think that we deserve a little
22 bit, especially since -- I understand that my
23 sewer's going to be fixed, but the language, the
24 language really, really grates. And I think that
25 you can go a long way to cure some of these

1 problems by giving everybody a great deal of
2 confidence that there's somebody that Ralph and
3 Sarah can call when there are 84 packs worth of
4 cigarette butts in their front yard, and that
5 person is not going to say, "Ralph, you're being
6 a pain in a the neck again," because, yeah, I am
7 being a pain in the neck again. But as long as I
8 know that for something that is significant to
9 the homeowner, that they actually can get a quick
10 response. Thank you very much.

11 MAYOR HUBBARD: Okay. Thank you.

12 TRUSTEE MARTILOTTA: If I may, in response
13 to that, sir. When we were doing negotiations, I
14 forget where exactly it is in the contract, but
15 the liaison who we, obviously, is not hired, will
16 have direct access to the project manager, who
17 will onsite at all times -- or all times is a big
18 thing, but will be on site and supervising the
19 project. But that liaison will have direct and
20 immediate access. That's why we're setting it up
21 as such, so be able to talk to the project
22 manager, who should then be able to address your
23 concerns.

24 MR. EDWARDS: And again, the way the
25 contract is written, I get that feeling, that

1 sinking feeling in my stomach that the liaison
2 calls PSE&G and gets put on hold for three hours.
3 That's just a sinking feeling based on how I see
4 the language protecting the corporate Village
5 rather than the individuals who are going to be
6 most impacted, that's all. Just if you tighten
7 up the language and you tighten up the process, I
8 don't think anybody's going to have a problem.

9 MAYOR HUBBARD: All right. Thank you.
10 Anybody else? Okay.

11 MS. GORDON: Linda Gordon, 218 Fifth
12 Street.

13 I just wanted to address the hours. And 7
14 to 6 is 11 hours a day, and I believe it was Jane
15 that said to include the setup time, so they'd
16 technically be working from 8 to 5. And, Mayor,
17 you said that you gave them Saturdays to -- so
18 they would have a six-day week, that they could
19 work Saturdays to get this job done on time. I
20 think that to take a day of peace and quiet,
21 which is the Saturday, away from the residents is
22 too much. And I think that if you want -- they
23 want to get it done on time, you want to get it
24 done on time, they're going to have to put more
25 bodies on the job, but to give the residents two

1 days where they don't have to listen to the noise
2 and the dirt. Thank you.

3 MAYOR HUBBARD: Okay. Thank you.

4 (Applause)

5 MS. DUFFY EDWARDS: I'm sorry.

6 MAYOR HUBBARD: Okay.

7 MS. DUFFY EDWARDS: I have one last
8 question.

9 MAYOR HUBBARD: Okay.

10 MS. DUFFY EDWARDS: My last question, I
11 swear. It's the problem with the contract,
12 right, one question leads to another question,
13 leads to another question. Who's picking the
14 liaison? What's the process for choosing the
15 liaison?

16 MAYOR HUBBARD: The Village Board is going
17 to be picking the liaison.

18 MS. DUFFY EDWARDS: And is it just anyone
19 who raises their hand and wants the job, or
20 you've got someone in mind that you want to give
21 it to, or is there some kind of acceptance and
22 presentation to the residents on 25 and Fifth
23 Street that this is a person they trust and think
24 has their best interest at heart, or is this a
25 political appointee, or what is it?

1 MAYOR HUBBARD: No, it isn't. It's not a
2 political appointee. There's one person that we
3 do have in mind that has a background in doing
4 similar type of construction work that lives in
5 the neighborhood, and we would like to approach
6 that person when the time is appropriate. I
7 don't want to say their name at this point, but
8 it's somebody that would be directly affected by
9 the process, and knows how the system -- how this
10 type of work works.

11 MS. DUFFY EDWARDS: Okay. And will there
12 be an opportunity for us to see who that person
13 is before it's decided, or it's just an
14 appointment?

15 MAYOR HUBBARD: It would --

16 MS. DUFFY EDWARDS: If they accept. It's
17 just an appointment, there's no review process,
18 kind of informal communication.

19 MAYOR HUBBARD: No. I mean, I don't even
20 know if the person that we have in mind would be
21 interested, you know.

22 MS. DUFFY EDWARDS: Okay.

23 MAYOR HUBBARD: And then at that point, we
24 would ask if anybody would be interested, you
25 know, anybody that lives down there that's got a

1 background knows -- you know, we want somebody
2 that knows a backhoe from a dump truck, and when
3 somebody's going fast, or what they're doing. So
4 somebody understands, if they see a violation
5 that we don't see, they would know that something
6 is not being done properly and could be dangerous
7 to the homeowners or to somebody else. So we
8 want somebody that's got some knowledge in that
9 type of -- similar type of construction.

10 MS. DUFFY EDWARDS: And remind again what
11 the compensation is for this. Isn't there a
12 compensation package for this person?

13 MAYOR HUBBARD: Yes, there was.

14 MS. DUFFY EDWARDS: Well, can you remind me
15 what it was? Was it \$1500?

16 TRUSTEE ROBERTS: A month.

17 MAYOR HUBBARD: Fifteen hundred dollars per
18 month, which came to --

19 MS. DUFFY EDWARDS: Thank you. I knew I
20 saw the number 1500 somewhere.

21 MAYOR HUBBARD: Twelve thousand dollars was
22 added onto to it.

23 MS. DUFFY EDWARDS: Okay.

24 MAYOR HUBBARD: Because 1.308, and it went
25 to 1.32. \$12,000 was added on. So we're hiring

1 them, they're working for us, but PSE&G is paying
2 them \$1500 a month. If we feel we need more time
3 out of that, we will hire the person to work more
4 out of the money that we are receiving.

5 MS. DUFFY EDWARDS: Great. Thank you.

6 MAYOR HUBBARD: Okay.

7 MS. NUSSE: Question. A question to follow
8 up on that. What leverage that liaison person
9 will have, leverage?

10 MAYOR HUBBARD: The leverage still?

11 MS. NUSSE: Okay. We understand if it's a
12 big thing, we go see the lawyer, they stop
13 everything, sends a cop, sets a -- but what for
14 the cigarette butts, what leverage the liaison
15 person will have with PSEG?

16 MAYOR HUBBARD: Right. The leverage we
17 have was what's in the contract. We have the
18 five principals that are on the project, the two
19 lawyers, the project -- not the project manager.
20 Yeah, I guess Manny would be the project manager,
21 the two representatives. We have their cell
22 numbers on each one of them. Whenever we call
23 them now, they respond back within an hour.
24 Those numbers will be posted with the liaison.
25 Paul Pallas will be in Village Hall every day

1 that they're working. So when something's goes
2 on, we will be on them right away.

3 MS. NUSSE: Yeah, but what is the leverage?

4 MAYOR HUBBARD: I don't know what you mean
5 by leverage, ma'am, I just --

6 MS. NUSSE: Leverage means if you don't do
7 what I'm saying, something is going to happen to
8 you. What will you have?

9 MAYOR HUBBARD: We could put them on notice
10 that they're violating their contract.

11 MS. NUSSE: Okay. And then we wait for the
12 lawyers to do something. Meanwhile, the car is
13 still double-parked in front of the house.

14 MR. PROKOP: No, there's no way, there's
15 not way --

16 MAYOR HUBBARD: We will call them up and
17 say, "You have cars parked on the street, put
18 them in your designated area."

19 MS. NUSSE: And if they don't want to move
20 it, what happened?

21 MAYOR HUBBARD: We will make sure that they
22 do move them.

23 MS. NUSSE: How? That's my question.

24 MAYOR HUBBARD: We will call them up every
25 hour. All six of us will be calling them.

1 (Laughter)

2 MAYOR HUBBARD: And we'll tell them you got
3 to move the cars. I mean --

4 MR. NUSSE: Listen. Listen. Frankly --

5 MAYOR HUBBARD: I don't know how we could
6 write that in a contract to say, "If you throw a
7 coffee cup in somebody's front yard, we're going
8 to fine you 50 bucks." I mean, I don't know how
9 we could do that, Ma'am.

10 MS. NUSSE: Yeah. Leverage is leverage
11 where you have a certain power to get things to
12 happen. You see, if you give 50,000 -- 50 years
13 easement for \$30,000, what kind of leverage, what
14 kind of power do you expect us to believe you
15 have with PSEG? That's my question.

16 MAYOR HUBBARD: I expect them to live up to
17 their contract that they have negotiated with us.

18 MS. NUSSE: That's what you expect, but
19 what power do you have?

20 MAYOR HUBBARD: We have a contract that
21 says if they violate their contract, we put them
22 on notice and we could terminate the work.

23 MS. NUSSE: Okay. And then six months
24 later it's still open, and then we have trucks in
25 the street, which are blocking and --

1 TRUSTEE ROBERTS: I think you need to read
2 the contract.

3 MS. NUSSE: Yes, but you're not answering
4 my question. You don't understand what power is.
5 There is legal stuff and then there is reality.
6 In reality you have no power.

7 AUDIENCE MEMBER: What do you suggest?

8 MS. NUSSE: Money put in escrow. The
9 minute you make breach of contract, the money
10 goes. That's what we said from the beginning.
11 Have money in escrow and hold them to that, a lot
12 amount of money. You breach the contract one
13 day, we take the money, we take that amount of
14 money.

15 As long as you don't have any power, your
16 words are nice, but it will be six or seven
17 people calling, and then they'll put their phone
18 off the hook. They'll say, "Forget it,
19 Mr. Mayor. You know, we have better things to do
20 than moving the truck, the car, which is in front
21 of that owner. We don't care. We don't care."

22 MR. PROKOP: The contract contains a
23 termination provision, and if there's a breach or
24 repeated breaches of the contract, including even
25 the most simplest things that you mentioned, we

1 will notify them that there's a breach, and they
2 don't respond immediately, we'll notify the
3 company that there's a breach or a default and
4 then initiate the termination provision. And
5 that -- I think that that's sufficient leverage.
6 I think the --

7 MS. NUSSE: So if the car is parked every
8 day in front of my home, you'll stop the whole
9 thing? No, you won't. We're talking about small
10 stuff there. For instance, there is a thing that
11 if it is feasible, we'll let you go back to your
12 house. That's the thing, if it is safe, we'll
13 let you drive in your driveway. What does that
14 mean? What does that mean?

15 TRUSTEE MARTILOTTA: That meant if the
16 road's open.

17 MS. NUSSE: It's so freakin' subjective.

18 TRUSTEE MARTILOTTA: Well, no, if the
19 road's open it's not safe. When the road is then
20 closed, it's safer then.

21 MS. NUSSE: Who says it's safe, who says it
22 doesn't? And when is it safe? If I leave it
23 open so -- because I want the road open, if they
24 want the road open, because they don't care if I
25 go back to my home, so that's it, I cannot go.

1 TRUSTEE MARTILOTTA: At the end of the
2 night they have -- when they're finished with the
3 piece of the road that's open, by the contract,
4 it then has to be closed. As they finish a
5 piece, they have to close it, fill it, and then
6 move on to the next piece.

7 MS. NUSSE: Okay, okay. You're leaving a
8 lot of things open which are very subjective,
9 which are not very spelled out, and for which you
10 have no leverage, no power to do, except break
11 the whole contract. That makes no sense.

12 TRUSTEE MARTILOTTA: But also in the
13 contract, ma'am, it says that they have to abide
14 by the Village Code and the local laws, so --

15 TRUSTEE ROBERTS: Two thousand dollar a day
16 fine.

17 MS. NUSSE: Again, it's the legal -- it's
18 the legalese. What is the legal -- again, if one
19 day they stay making noise until 8 o'clock rather
20 than 7 o'clock, what are you going to do about
21 it? What are you going to do about it?

22 TRUSTEE MARTILOTTA: We're going to tell
23 them that they're in breach of the contract.

24 MS. NUSSE: Okay.

25 TRUSTEE ROBERTS: Issue a violation.

1 MS. NUSSE: So they'll just shrug and move
2 on.

3 MR. PROKOP: Well, if you have a concern
4 such as -- now we've had repeated a couple of
5 times, people, the workers parking on Fifth
6 Street. So if that's a concern, or any other
7 concern that you have like that, that might occur
8 during the contract, we can mention that in the
9 contract.

10 MS. NUSSE: Yes. You need more, you need
11 more leverage, you need more power.

12 MR. PROKOP: No, it's not --

13 MR. NUSSE: You need -- you don't have it.

14 MR. PROKOP: I'm not -- I'm not disagreeing
15 with you, except that if you have a specific
16 concern like the parking of the workers, things
17 like that, then please let us know and we will
18 make sure that it's taken -- addressed.

19 MS. NUSSE: There will be a lot of things
20 which will arise, which we cannot even imagine
21 right now. We have that in our nightmares, but
22 we cannot really specifically imagine them, what
23 is going to happen, and I think that's what Ralph
24 was saying. What is going to happen when those
25 things happen, and "Well, I'm sorry, it's not in

1 the contract"? Oh, well, the liaison will call.
2 That's where we needed something a little more
3 elaborate with a little more power from you,
4 because you are the guys in charge, and which
5 automatically is going to fine them. That's
6 fine. You see, there is nothing about fining,
7 giving them fines and that's what really --

8 TRUSTEE ROBERTS: Yes, there is.

9 MS. NUSSE: -- works with people like that.

10 TRUSTEE ROBINS: There is a breach of
11 contract.

12 MS. NUSSE: It's not automatic.

13 TRUSTEE ROBERTS: Ten thousand dollars a
14 day.

15 MS. NUSSE: For one or two things, but not
16 for what the liaison will decide. You should
17 switch things, switch the power a little bit more
18 in your camp rather than exclusively on their
19 side. You have no power at all. I'm sorry.

20 MS. DUFFY EDWARDS: That's a good point.

21 MR. MC SHEA: Hi. I just wanted to
22 elaborate more on what Christine was saying. I
23 think it was rude that perhaps maybe she was
24 misunderstood, or she just didn't really seem to
25 get the respect that she deserved. What she's

1 saying is basically everything seems to be in
2 LIPA's favor, that they tell you guys how it is.

3 We've been asking for the escrow account.
4 I think that was pretty much one of the first
5 demands that we had made to protect ourselves.
6 And right now, these -- we can issue a stop work
7 order for whatever, but it's all discretionary,
8 unless we have a video camera running 24/7, see
9 exactly what happened, exactly what instance
10 occurred. It's all, you know, speculative. They
11 have attorneys, we have attorneys. We can go
12 back and forth forever doing this. I mean, we're
13 not -- we're not protected in any way. So I
14 think we need a third party arbitrator to take
15 care and allot that escrow money, if needed. And
16 I don't think it's going to happen in a day.

17 But, basically, we need a third party
18 involved here, besides the Village of Greenport
19 and PSE&G, to kind of be a watchdog. And this
20 liaison, great. But, I mean, I think we -- we
21 kind of need like a -- some type of corporation
22 to just make sure that we're set up right, we
23 look into it a little bit more, and follow the
24 process as it goes along, so when we do have
25 problems, we can account for them and we can

1 get -- you know, get them -- get compensated for
2 them and get them corrected as soon as possible.

3 I mean, right now, these things could go on
4 for years, and I just don't think -- I think -- I
5 mean, I hope that's expressing some of what
6 Christine was trying to say, but right now we
7 have nothing. I mean, they basically -- you
8 know, they're powerful and they can fight
9 anything we say. So we -- I think we need to get
10 some more power on our end and just protect
11 ourselves a little -- you know, a lot more.

12 That's something that we did discuss,
13 probably one of the first things we discussed was
14 just getting an escrow account and covering
15 ourselves. And I don't know why we kind of
16 dropped the ball with that one, but, anyway, that
17 was what I thought Christine was trying to
18 express. So thanks.

19 MAYOR HUBBARD: Okay. Okay. Anything else
20 on the PSE&G?

21 (No Response)

22 MAYOR HUBBARD: All right. We'll open up
23 to the public to address the Board on any item,
24 agenda items or anything. Anybody? Go ahead.

25 MR. SWISKEY: William Swiskey, 184 Fifth

1 Street. This snow law that you'll be addressing
2 tonight, there was a lot of comment went around.
3 The fine of \$250 is a lot of money. I thought
4 that was going to be scaled back to maybe 100 or
5 something. You know, \$250 to -- you know,
6 there's a lot of -- still a lot of working class
7 slobs in this town. That's a -- that would be a
8 lot of money to take out of their pocket for a
9 mistake. They might need it to -- I think you
10 should consider scaling that back, amending that
11 tonight to 100 bucks. A hundred bucks hits you
12 in the pocketbook hard enough, believe me.

13 Two hundred fifty bucks just seems
14 outrageous to me. And I'm sorry, maybe that's
15 just my opinion. But usually the person that
16 gets hurt most is the one that can least afford
17 it and made the mistake. And just my opinion.
18 Thank you.

19 And there was a couple of other things
20 here. Well, I asked that at the work session, is
21 there going to be some kind of comprehensive
22 report from A & F exactly what they did each
23 month for this \$300,000 plus bill that we're
24 paying? I mean, I -- you know, oh, we just fixed
25 something. Well, that's not good enough to me.

1 You pay somebody that kind of money, what did you
2 specifically do to Generator 5, Generator 4, to
3 do transformers? I would -- I would like, you
4 know, what I call an itemized bill.

5 MAYOR HUBBARD: Yes, we will get that.

6 MR. SWISKEY: And will it be available to
7 the public, I hope?

8 MAYOR HUBBARD: Once we get it, yes it
9 will.

10 MR. SWISKEY: I would think they could have
11 that ready in -- probably by -- in a month or
12 two, right, Paul?

13 MR. PALLAS: Yeah. I will -- I will try to
14 get that as quickly as possible, Bill.

15 MR. SWISKEY: Thank you, because I'd really
16 like to look at it. Maybe I'm just nosey or
17 something.

18 Oh, and there's one other thing. And I'm
19 all for the railroad in Moore's Woods. But has
20 our Lawyer looked at it? Are we on solid legal
21 grounds with this piece of property per the DEC,
22 the parkland, everything else? Before we really
23 commit to something, are we on legal ground with
24 this, Joe, good standing?

25 MR. PROKOP: When the -- when I receive a

1 plan that -- excuse me. When I receive a plan
2 that is more than just a concept, I'll look at it
3 in terms of the potential for DEC or SEQRA
4 involvement.

5 MR. SWISKEY: Yeah, that's what I'm getting
6 at, because we also have an alternate piece there
7 where the scavenger waste was, which is already
8 fenced in, half cleared, and we don't need
9 anybody's permission to build there. Not that I
10 believe we -- this piece has actually got
11 environmental problems, but there are
12 environmentalists out there that will go crazy
13 and may take you to court. And it wouldn't be
14 me, but we just have to be careful there. Thank
15 you.

16 MAYOR HUBBARD: Thank you. Anybody else
17 wish to address the Board?

18 MR. KREILING: Paul Kreiling, 149 Sixth
19 Street.

20 You know, in your last meeting, you had
21 mentioned -- a completely different subject --
22 the bioretention basin requirements and
23 improvement at Manor Place. And it's on your --
24 it's on your website, and it went out to bid, and
25 you said you had one bid on it. I just want to

1 make clear that there was only one bid, and
2 you're not going forward with only one bid?

3 MAYOR HUBBARD: Okay. You'll see when I
4 get to our portion of the agenda, all right, we
5 discussed that, the funding and everything else
6 on that. There'll be a new -- another item, Item
7 31 on the agenda today to reject the bids and to
8 go out to rebid. We had to check with the State
9 where we got the grant money from and everything
10 else. We went through all that stuff. Paul
11 finished that up today. And we're going to
12 reject all bids and renotice it and rebid that
13 project.

14 MR. KREILING: Thank you.

15 MAYOR HUBBARD: We just want to make sure
16 we're still in the time frame to make it work.

17 MR. KREILING: Okay, just checking.

18 MAYOR HUBBARD: All right. So that's added
19 on back to the agenda.

20 MR. KREILING: Thank you.

21 MAYOR HUBBARD: Yup. Anybody else have
22 anything for -- anything?

23 (No Response)

24 MAYOR HUBBARD: Okay. We'll move on to the
25 regular agenda. All right. There's two changes.

1 I'm going to go RESOLUTION #03-2017-1,
2 RESOLUTION adopting the March 2017 agenda as
3 printed.

4 I'm going to offer a motion to amend that
5 to add Item 31, which is rejecting the bid on
6 Manor Place.

7 And also on Item No. 10, there's a typo in
8 the dollar figure. It should be \$299 per month,
9 for a total of \$3,588. Those are the two
10 changes.

11 So I'll offer a motion to approve the
12 amended agenda for this evening.

13 TRUSTEE MARTILOTTA: Second.

14 MAYOR HUBBARD: All in favor?

15 TRUSTEE MARTILOTTA: Aye.

16 TRUSTEE PHILLIPS: Aye.

17 TRUSTEE ROBERTS: Aye.

18 TRUSTEE ROBINS: Aye.

19 MAYOR HUBBARD: Aye.

20 Opposed?

21 (No Response)

22 MAYOR HUBBARD: Motion carried. Trustee
23 Roberts, move on to --

24 TRUSTEE ROBERTS: RESOLUTION #03-2017-2,
25 RESOLUTION accepting the monthly reports of the

1 Greenport Fire Department, Village Administrator,
2 Village Treasurer, Village Clerk, Village
3 Attorney, Mayor and Board of Trustees. So moved.

4 TRUSTEE ROBINS: Second.

5 MAYOR HUBBARD: All in favor?

6 TRUSTEE MARTILOTTA: Aye.

7 TRUSTEE PHILLIPS: Aye.

8 TRUSTEE ROBERTS: Aye.

9 TRUSTEE ROBINS: Aye.

10 MAYOR HUBBARD: Aye.

11 Opposed?

12 (No Response)

13 MAYOR HUBBARD: Motion carried.

14 TRUSTEE ROBINS: RESOLUTION #03-2017-3,
15 RESOLUTION ratifying the purchase of drive
16 chains, at a cost of \$20,679.00 for the BNR basin
17 at the Village of Greenport Wastewater Treatment
18 Plant, as approved at the Village of Greenport
19 Board of Trustee work session meeting on March
20 16th, 2017. So moved.

21 TRUSTEE MARTILOTTA: Second.

22 MAYOR HUBBARD: All in favor?

23 TRUSTEE MARTILOTTA: Aye.

24 TRUSTEE PHILLIPS: Aye.

25 TRUSTEE ROBERTS: Aye.

1 TRUSTEE ROBINS: Aye.

2 MAYOR HUBBARD: Aye.

3 Opposed?

4 (No Response)

5 MAYOR HUBBARD: Motion carried.

6 TRUSTEE MARTILOTTA: RESOLUTION #03-2017-4,
7 RESOLUTION approving the transfer of Megan Melly
8 from the Greenport Fire Department Rescue Squad
9 to the Star Hose Company of the Greenport Fire
10 Department, as approved by the Greenport Fire
11 Department Board of Wardens on March 15, 2017.
12 So moved.

13 TRUSTEE PHILLIPS: Second.

14 MAYOR HUBBARD: All in favor?

15 TRUSTEE MARTILOTTA: Aye.

16 TRUSTEE PHILLIPS: Aye.

17 TRUSTEE ROBERTS: Aye.

18 TRUSTEE ROBINS: Aye.

19 MAYOR HUBBARD: Aye.

20 Opposed?

21 (No Response)

22 MAYOR HUBBARD: Motion carried.

23 TRUSTEE PHILLIPS: RESOLUTION #03-2017-5,
24 RESOLUTION approving the attendance of Village
25 Administrator Pallas at the NYAPP Annual

1 Conference in Schenectady, New York from May 2nd,
2 2017, through May 4th, 2017, at a conference cost
3 of \$340.00, inclusive of meals, and a room rate
4 of \$169.00 per night. Conference fees, lodging
5 costs and all applicable travel costs are to be
6 expensed from account E.0781.100 (Executive
7 Dept.). So moved.

8 TRUSTEE ROBERTS: Second.

9 MAYOR HUBBARD: All in favor?

10 TRUSTEE MARTILOTTA: Aye.

11 TRUSTEE PHILLIPS: Aye.

12 TRUSTEE ROBERTS: Aye.

13 TRUSTEE ROBINS: Aye.

14 MAYOR HUBBARD: Aye.

15 Opposed?

16 (No Response)

17 MAYOR HUBBARD: Motion carried.

18 TRUSTEE ROBERTS: RESOLUTION #03-2017-6,
19 RESOLUTION ratifying the hiring of Gabrielle
20 Eckardt as a seasonal part-time employee at the
21 Village of Greenport Mitchell Park Marina Office
22 at a pay rate of \$10.00 per hour, effective
23 February 21st, 2017. So moved.

24 TRUSTEE ROBINS: Second.

25 MAYOR HUBBARD: All in favor?

1 TRUSTEE MARTILOTTA: Aye.

2 TRUSTEE PHILLIPS: Aye.

3 TRUSTEE ROBERTS: Aye.

4 TRUSTEE ROBINS: Aye.

5 MAYOR HUBBARD: Aye.

6 Opposed?

7 (No Response)

8 MAYOR HUBBARD: Motion carried.

9 TRUSTEE ROBINS: RESOLUTION #03-2017-7,
10 RESOLUTION approving the attached agreement
11 between Harry Munroe and the Village of Greenport
12 for contractor services to be rendered at the
13 Village of Greenport McCann Campground, and
14 authorizing Mayor Hubbard to sign the agreement
15 between Harry Munroe and the Village of
16 Greenport. So moved.

17 TRUSTEE MARTILOTTA: Second.

18 MAYOR HUBBARD: All in favor?

19 TRUSTEE MARTILOTTA: Aye.

20 TRUSTEE PHILLIPS: Aye.

21 TRUSTEE ROBERTS: Aye.

22 TRUSTEE ROBINS: Aye.

23 MAYOR HUBBARD: Aye.

24 Opposed?

25 (No Response)

1 MAYOR HUBBARD: Motion carried.

2 TRUSTEE MARTILOTTA: RESOLUTION #03-2017-8,
3 RESOLUTION authorizing an increase in the hourly
4 wage rate of Michael Flora, from \$15.98 to \$18.48
5 per hour, owing to the acquisition of substantial
6 expertise in his area of employment, per Article
7 VII (Salaries and Compensation), Section 9(b) -
8 Merit Clause - of the agreement currently in
9 force between CSEA Local 1000 and the Village of
10 Greenport. This increase in hourly wage rate
11 will be effective on March 29th, 2017. So moved.

12 TRUSTEE PHILLIPS: Second.

13 MAYOR HUBBARD: All in favor?

14 TRUSTEE MARTILOTTA: Aye.

15 TRUSTEE PHILLIPS: Aye.

16 TRUSTEE ROBERTS: Aye.

17 TRUSTEE ROBINS: Aye.

18 MAYOR HUBBARD: Aye.

19 Opposed?

20 (No Response)

21 MAYOR HUBBARD: Motion carried.

22 TRUSTEE PHILLIPS: RESOLUTION #03-2017-9,
23 RESOLUTION authorizing the hiring of two
24 full-time, year-round employees at the Village of
25 Greenport Mitchell Park Marina, and directing

1 Clerk Pirillo to notice the two open employment
2 positions accordingly. So moved.

3 TRUSTEE ROBERTS: Second.

4 MAYOR HUBBARD: All in favor?

5 TRUSTEE MARTILOTTA: Aye.

6 TRUSTEE PHILLIPS: Aye.

7 TRUSTEE ROBERTS: Aye.

8 TRUSTEE ROBINS: Aye.

9 MAYOR HUBBARD: Aye.

10 Opposed?

11 (No Response)

12 MAYOR HUBBARD: Motion carried.

13 TRUSTEE ROBERTS: RESOLUTION #03-2017-10,
14 RESOLUTION authorizing the engagement of DOCKWA
15 to provide online reservation services for the
16 Mitchell Park Marina, at a cost of \$2,999.00 per
17 year --

18 MAYOR HUBBARD: No.

19 TRUSTEE PHILLIPS: Uh-uh.

20 TRUSTEE MARTILOTTA: No.

21 TRUSTEE ROBINS: Two hundred ninety-nine.

22 TRUSTEE PHILLIPS: No, amended.

23 TRUSTEE ROBINS: I'm sorry.

24 TRUSTEE ROBERTS: Don't I have to amend it
25 after?

1 MAYOR HUBBARD: I believe I amended that
2 when we did that at the beginning --

3 TRUSTEE PHILLIPS: Yeah, he amended it at
4 the beginning.

5 MAYOR HUBBARD: -- because I had said --

6 TRUSTEE ROBERTS: I'm sorry.

7 MAYOR HUBBARD: Just do it at 2.99 per
8 month, right?

9 TRUSTEE ROBERTS: Okay. I'll start over.

10 RESOLUTION #03-2017-10, RESOLUTION
11 authorizing the engagement of DOCKWA to provide
12 online reservation services for the Mitchell Park
13 Marina, at a cost of \$299.00 per month, plus an
14 additional 1% of each credit card transaction
15 specific to the use of the DOCKWA reservation
16 system, and authorizing Mayor Hubbard to sign any
17 necessary documents, subject to Village Attorney
18 approval. So moved.

19 TRUSTEE ROBINS: Second.

20 MAYOR HUBBARD: All in favor?

21 TRUSTEE MARTILOTTA: Aye.

22 TRUSTEE PHILLIPS: Aye.

23 TRUSTEE ROBERTS: Aye.

24 TRUSTEE ROBINS: Aye.

25 MAYOR HUBBARD: Aye.

1 Opposed?

2 (No Response)

3 MAYOR HUBBARD: Motion carried.

4 TRUSTEE ROBINS: RESOLUTION #03-2017-11,
5 RESOLUTION authorizing Treasurer Brandt to
6 perform attached Budget Amendment #3650, to fund
7 the repair of Engine #5 at the Light Plant, and
8 directing that Budget Amendment #3650 be included
9 as part of the formal meeting minutes for the
10 March 23rd, 2017 regular meeting of the Board of
11 Trustees. So moved.

12 TRUSTEE MARTILOTTA: Second.

13 MAYOR HUBBARD: All in favor?

14 TRUSTEE MARTILOTTA: Aye.

15 TRUSTEE PHILLIPS: Aye.

16 TRUSTEE ROBERTS: Aye.

17 TRUSTEE ROBINS: Aye.

18 MAYOR HUBBARD: Aye.

19 Opposed?

20 (No Response)

21 MAYOR HUBBARD: Motion carried.

22 TRUSTEE MARTILOTTA: RESOLUTION
23 #03-2017-12, RESOLUTION authorizing Treasurer
24 Brandt to perform the attached Budget Transfer
25 #3651, to fund the purchase of a new microscope

1 and repair the VFD for BNR Basin #1 at the Waste
2 Water Treatment Plant, and directing that Budget
3 Transfer #3651 be included as part of the formal
4 meeting minutes for the March 23rd, 2017 regular
5 meeting of the Board of Trustees. So moved

6 TRUSTEE PHILLIPS: Second.

7 MAYOR HUBBARD: All in favor?

8 TRUSTEE MARTILOTTA: Aye.

9 TRUSTEE PHILLIPS: Aye.

10 TRUSTEE ROBERTS: Aye.

11 TRUSTEE ROBINS: Aye.

12 MAYOR HUBBARD: Aye.

13 Opposed?

14 (No Response)

15 MAYOR HUBBARD: Motion carried.

16 TRUSTEE PHILLIPS: RESOLUTION #03-2017-13,
17 RESOLUTION authorizing Treasurer Brandt to
18 perform attached Budget Amendment #3652, to fund
19 the purchase of the Oil Water Separator at the
20 Light Plant, and directing that Budget Amendment
21 #3652 be included as part of the formal meeting
22 minutes for the March 23rd, 2017 regular meeting
23 of the Board of Trustees. So moved

24 TRUSTEE ROBERTS: Second.

25 MAYOR HUBBARD: All in favor?

1 TRUSTEE MARTILOTTA: Aye.

2 TRUSTEE PHILLIPS: Aye.

3 TRUSTEE ROBERTS: Aye.

4 TRUSTEE ROBINS: Aye.

5 MAYOR HUBBARD: Aye.

6 Opposed?

7 (No Response)

8 MAYOR HUBBARD: Motion carried.

9 TRUSTEE ROBERTS: RESOLUTION #03-2017-14,
10 RESOLUTION authorizing Treasurer Brandt to
11 perform attached Budget Amendment #3653, to fund
12 the corrective action work performed by A & F
13 Electrical Testing, Inc. at the Light Plant, and
14 directing that Budget Amendment #3653 be included
15 as part of the formal meeting minutes for the
16 March 23rd, 2017 regular meeting of the Board of
17 Trustees. So moved.

18 TRUSTEE ROBINS: Second.

19 MAYOR HUBBARD: All in favor?

20 TRUSTEE MARTILOTTA: Aye.

21 TRUSTEE PHILLIPS: Aye.

22 TRUSTEE ROBERTS: Aye.

23 TRUSTEE ROBINS: Aye.

24 MAYOR HUBBARD: Aye.

25 Opposed?

1 (No Response)

2 MAYOR HUBBARD: Motion carried.

3 TRUSTEE ROBINS: RESOLUTION #03-2017-15,
4 RESOLUTION authorizing Treasurer Brandt to
5 perform attached Budget Transfer #3654, to fund
6 the Sewer Water Rate Study, and directing that
7 Budget Transfer #3654 be included as part of the
8 formal meeting minutes for the March 23rd, 2017
9 regular meeting of the Board of Trustees. So
10 moved.

11 TRUSTEE MARTILOTTA: Second.

12 MAYOR HUBBARD: All in favor?

13 TRUSTEE MARTILOTTA: Aye.

14 TRUSTEE PHILLIPS: Aye.

15 TRUSTEE ROBERTS: Aye.

16 TRUSTEE ROBINS: Aye.

17 MAYOR HUBBARD: Aye.

18 Opposed?

19 (No Response)

20 MAYOR HUBBARD: Motion carried.

21 TRUSTEE MARTILOTTA: RESOLUTION
22 #03-2017-16, RESOLUTION authorizing Treasurer
23 Brandt to perform attached Budget Amendment
24 #3655, to fund the purchase of drive chains for
25 the BNR basin at the Wastewater Treatment Plant,

1 and directing that Budget Amendment #3655 be
2 included as part of the formal meeting minutes
3 for the March 23rd, 2017 regular meeting of the
4 Board of Trustees. So moved

5 TRUSTEE PHILLIPS: Second.

6 MAYOR HUBBARD: All in favor?

7 TRUSTEE MARTILOTTA: Aye.

8 TRUSTEE PHILLIPS: Aye.

9 TRUSTEE ROBERTS: Aye.

10 TRUSTEE ROBINS: Aye.

11 MAYOR HUBBARD: Aye.

12 Opposed?

13 (No Response)

14 MAYOR HUBBARD: Motion carried.

15 TRUSTEE PHILLIPS: RESOLUTION #03-2017-17,
16 RESOLUTION adopting the attached SEQRA resolution
17 regarding the proposed local law of 2017 amending
18 Chapter 132 of the Village of Greenport Code
19 (Vehicles and Traffic); adopting lead agency
20 status, determining the adoption of the local law
21 amending Chapter 132 to be an unlisted action,
22 determining that the adoption of the local law
23 will not have a significant impact on one or more
24 aspects of the environment, and adopting a
25 negative declaration for purposes of SEQRA. So

1 moved.

2 TRUSTEE ROBERTS: Second.

3 MAYOR HUBBARD: All in favor?

4 TRUSTEE MARTILOTTA: Aye.

5 TRUSTEE PHILLIPS: Aye.

6 TRUSTEE ROBERTS: Aye.

7 TRUSTEE ROBINS: Aye.

8 MAYOR HUBBARD: Aye.

9 Opposed?

10 (No Response)

11 MAYOR HUBBARD: Motion carried.

12 TRUSTEE ROBERTS: RESOLUTION #03-2017-18,
13 RESOLUTION adopting Local Law #__of 2017,
14 amending Village of Greenport Code Chapter 132
15 (Vehicles and Traffic), Section 132-18, to limit
16 street parking in anticipation of, during, and
17 after, winter storm events per the attached. So
18 moved.

19 TRUSTEE ROBINS: Can I ask permission to
20 comment on this?

21 TRUSTEE PHILLIPS: Second first.

22 MAYOR HUBBARD: Second it first.

23 TRUSTEE ROBINS: Second, I second.

24 MAYOR HUBBARD: All right. Discussion?

25 TRUSTEE ROBINS: Well --

1 TRUSTEE PHILLIPS: I think we all have the
2 same -- go ahead.

3 TRUSTEE ROBINS: I was asking, yes. I
4 think I mentioned at the work session, I feel
5 that a \$250 fine is way too high, especially, as
6 I agree with Mr. Swiskey, that it would
7 unnecessarily harm the people who can probably
8 afford it least, and that we should consider
9 reducing the fine.

10 I understand that, you know, the idea is to
11 try and get compliance, but \$250 is a lot of
12 money for working class people, and I feel that
13 it's punitive in nature. And so I would probably
14 be in favor to reduce it maybe to 150, but not
15 250. So I won't vote yes.

16 MAYOR HUBBARD: Okay. Any other
17 discussion?

18 TRUSTEE PHILLIPS: Well, I'll be honest
19 with you, I didn't realize, or I know when I
20 talked to Joe about this, I thought he was in the
21 original going to lower the fee down from 250.
22 But is that something that didn't happen,
23 obviously? Didn't we talk about it --

24 MR. PROKOP: We did, but it's not -- I
25 think the discussion was that it's not -- it's

1 not a not less than \$250 fine. So it's a fine
2 that's up to \$250. So the fine that's actually
3 imposed could be anywhere from no fine to \$250,
4 depending on the nature of the offense.

5 TRUSTEE PHILLIPS: Is that how it reads?
6 Is that how it reads, though.

7 MR. PROKOP: It says -- I'm sorry, I
8 apologize.

9 TRUSTEE PHILLIPS: That's not how it reads.

10 MR. PROKOP: It says 250, but it could
11 be -- no. But it could be adjusted. So, yeah.
12 But we could -- it could be changed. If the
13 Board wants to do it, to make a change tonight,
14 they could make a change tonight. The Mayor has
15 to on the record make a statement that the
16 adoption of the Local Law without the eight-day
17 waiting -- the eight day time that the language
18 is set is a matter of necessity for the Village,
19 and then the Board could adopt it tonight with
20 that change tonight.

21 TRUSTEE ROBINS: You know, I'm not
22 comfortable with, you know, leaving it up to
23 people to have to go to court either to plead
24 down an excessive ticket, because, as I said, I
25 think we're dealing with working class people,

1 and that could represent time off from work that
2 also can penalize them. So I'm just -- I don't
3 like the way this resolution reads for this
4 Village. So that's my opinion.

5 MAYOR HUBBARD: Okay.

6 TRUSTEE ROBERTS: If I may, just for
7 comparison sake. If you park in a handicapped
8 spot, the fine's \$100, if I'm reading this,
9 Section 132-23-1, and that's a really bad thing
10 to do. So I'm hearing your argument.

11 MR. PROKOP: The other thing is, thank you,
12 for -- with respect to that comparison, that's a
13 good point. But to get a ticket under this
14 section, generally, there's one or two warnings
15 that are involved. If I'm not mistaken, people
16 would get a warning before the --

17 TRUSTEE PHILLIPS: No.

18 TRUSTEE ROBERTS: Yeah, but --

19 MAYOR HUBBARD: I --

20 TRUSTEE ROBERTS: It's not the law?

21 MAYOR HUBBARD: My personal feeling is it
22 shouldn't be discretionary, you know, it could be
23 a ticket, it could be up to whatever. I think if
24 we just change it to a \$100 fine, and it is, it's
25 \$100 and everybody knows if you get a ticket,

1 it's not anything different, it's across the
2 Board, it's 100 bucks. Don't do it or you get a
3 tickets, it's \$100

4 TRUSTEE PHILLIPS: Well, that's what I
5 thought it was going to be, was 100 bucks.

6 TRUSTEE ROBERTS: And, Mr. Mayor, fire
7 hydrants are also \$100, also a really bad thing
8 to do. So this seems to be in that class, and I
9 think --

10 MAYOR HUBBARD: Yeah.

11 TRUSTEE ROBERTS: I support your proposed
12 amendment.

13 MAYOR HUBBARD: Okay.

14 TRUSTEE MARTILOTTA: Yeah.

15 TRUSTEE PHILLIPS: Yeah.

16 MAYOR HUBBARD: I'll offer a motion to
17 amend Resolution --

18 TRUSTEE MARTILOTTA: Eighteen.

19 MAYOR HUBBARD: -- 18, for the fine to be
20 \$100. All the rest of the wording will be there,
21 but the fine will be changed to \$100.

22 TRUSTEE MARTILOTTA: Second.

23 MAYOR HUBBARD: All right. All in favor of
24 the amended motion?

25 TRUSTEE MARTILOTTA: Aye.

1 TRUSTEE PHILLIPS: Aye.

2 TRUSTEE ROBERTS: Aye.

3 TRUSTEE ROBINS: Aye.

4 MAYOR HUBBARD: Aye.

5 Opposed?

6 (No Response)

7 MAYOR HUBBARD: The amendment carries. All
8 in favor of the motion as a whole?

9 TRUSTEE MARTILOTTA: Aye.

10 TRUSTEE PHILLIPS: Aye.

11 TRUSTEE ROBERTS: Aye.

12 TRUSTEE ROBINS: Aye.

13 MAYOR HUBBARD: Aye.

14 TRUSTEE MARTILOTTA: I'm sorry.

15 TRUSTEE ROBERTS: Did we do that right,
16 Joe?

17 MAYOR HUBBARD: Sorry. Opposed?

18 TRUSTEE ROBERTS: Did we do that right?
19 Because you amended the resolution, but not
20 the -- I just want to make sure we're good.

21 MAYOR HUBBARD: The Local Law.

22 TRUSTEE ROBINS: The law.

23 TRUSTEE ROBERTS: Right.

24 MAYOR HUBBARD: Right.

25 MR. PROKOP: It was amended by the

1 resolution, I think, if I'm not --

2 TRUSTEE ROBERTS: So we're okay. Okay.

3 MR. PROKOP: We're okay. It will reflect
4 the \$100 fine.

5 TRUSTEE ROBINS: Okay.

6 TRUSTEE ROBERTS: Okay.

7 MR. PROKOP: So the motion was made by the
8 Mayor, so I think it's proper to do -- to do the
9 amendment tonight.

10 MAYOR HUBBARD: Hopefully, we don't get
11 anymore snow, we don't have to worry about it
12 this year.

13 (Laughter)

14 MAYOR HUBBARD: We'll have to come back to
15 it next year when we do.

16 AUDIENCE MEMBER: You hope.

17 MAYOR HUBBARD: You know, I shouldn't say
18 that, I'll jinx us, but.

19 MR. SWISKEY: You have a rope if we get
20 snow, George.

21 MAYOR HUBBARD: I know. All right. So
22 we're good with that, Joe.

23 MR. PROKOP: Yes, sir, I'll take care of
24 that.

25 MAYOR HUBBARD: Everything legal with that?

1 MR. PROKOP: Yes.

2 MAYOR HUBBARD: Okay.

3 MR. PROKOP: Thank you.

4 MAYOR HUBBARD: All right. That would
5 be --

6 TRUSTEE PHILLIPS: Julia is next.

7 TRUSTEE ROBINS: I'm next, okay.

8 MAYOR HUBBARD: Okay.

9 TRUSTEE ROBINS: Okay. RESOLUTION
10 #03-2017-19, RESOLUTION approving the Public
11 Assembly Permit Application as submitted by Amie
12 Sponza on behalf of Northeast Stage to use a
13 portion of Mitchell Park for rehearsals and
14 performances, from 6:00 p.m. through 10:00 p.m.
15 on August 1st, 2017 through August 5th, 2017. So
16 moved.

17 TRUSTEE MARTILOTTA: Second.

18 MAYOR HUBBARD: All in favor?

19 TRUSTEE MARTILOTTA: Aye.

20 TRUSTEE PHILLIPS: Aye.

21 TRUSTEE ROBERTS: Aye.

22 TRUSTEE ROBINS: Aye.

23 MAYOR HUBBARD: Aye.

24 Opposed?

25 (No Response)

1 MAYOR HUBBARD: All in favor?

2 TRUSTEE MARTILOTTA: Aye.

3 TRUSTEE PHILLIPS: Aye.

4 TRUSTEE ROBERTS: Aye.

5 TRUSTEE ROBINS: Aye.

6 MAYOR HUBBARD: Aye.

7 Opposed?

8 (No Response)

9 MAYOR HUBBARD: Motion carried.

10 TRUSTEE ROBERTS: RESOLUTION #03-2017-22,
11 RESOLUTION accepting the report as received by
12 the Village of Greenport on February 27th, 2017
13 of the Greenport Fire Department member year-end
14 points for calendar year 2016, for the Greenport
15 Fire Department Length -- for the Greenport Fire
16 Department Length of Service Awards Program. So
17 moved.

18 TRUSTEE ROBINS: Second.

19 MAYOR HUBBARD: All in favor?

20 TRUSTEE MARTILOTTA: Aye.

21 TRUSTEE PHILLIPS: Aye.

22 TRUSTEE ROBERTS: Aye.

23 TRUSTEE ROBINS: Aye.

24 MAYOR HUBBARD: Aye.

25 Opposed?

1 (No Response)

2 MAYOR HUBBARD: Motion carried.

3 TRUSTEE ROBINS: RESOLUTION #03-2017-23,
4 RESOLUTION approving the request of the Business
5 Improvement District to use a portion of Mitchell
6 Park from noon through 3:00 p.m. on April 15th,
7 2017 for the Annual Egg Roll. So moved.

8 TRUSTEE MARTILOTTA: Second.

9 MAYOR HUBBARD: All in favor?

10 TRUSTEE MARTILOTTA: Aye.

11 TRUSTEE PHILLIPS: Aye.

12 TRUSTEE ROBERTS: Aye.

13 TRUSTEE ROBINS: Aye.

14 MAYOR HUBBARD: Aye.

15 Opposed?

16 (No Response)

17 MAYOR HUBBARD: Motion carried.

18 TRUSTEE MARTILOTTA: RESOLUTION
19 #03-2017-24, RESOLUTION approving the request of
20 the Business Improvement District to use the
21 Greenport Village owned beach area at the
22 entrance of the Mitchell Park boardwalk from noon
23 through 3:00 p.m. on August 19th, 2017 for a
24 Children's Rubber Duckie Race. So moved.

25 TRUSTEE PHILLIPS: Second.

1 MAYOR HUBBARD: All in favor?

2 TRUSTEE MARTILOTTA: Aye.

3 TRUSTEE PHILLIPS: Aye.

4 TRUSTEE ROBERTS: Aye.

5 TRUSTEE ROBINS: Aye.

6 MAYOR HUBBARD: Aye.

7 Opposed?

8 (No Response)

9 MAYOR HUBBARD: Motion carried.

10 TRUSTEE PHILLIPS: RESOLUTION #03-2017-25,
11 RESOLUTION approving the Public Assembly Permit
12 Application submitted by the East End Seaport
13 Museum for the use of various Village streets and
14 facilities, including Mitchell Park, from
15 7:00 A.M. through 5:00 p.m. from September 22nd,
16 2017 through September 24th, 2017, for the annual
17 Maritime Festival. So moved.

18 TRUSTEE ROBERTS: Second.

19 MAYOR HUBBARD: All in favor?

20 TRUSTEE MARTILOTTA: Aye.

21 TRUSTEE PHILLIPS: Aye.

22 TRUSTEE ROBERTS: Aye.

23 TRUSTEE ROBINS: Aye.

24 MAYOR HUBBARD: Aye.

25 Opposed?

1 (No Response)

2 MAYOR HUBBARD: Motion carried.

3 TRUSTEE ROBERTS: RESOLUTION #03-2017-26,
4 RESOLUTION authorizing the suspension of the open
5 container law of the Village of Greenport, per
6 sections 35-3B and 35-3C of the Greenport Village
7 Code, for the Festival parameters of the East End
8 Seaport Museum Maritime Festival, from 9:00 a.m.
9 through 5:00 p.m. on September 23rd, 2017 and
10 September 24th, 2017 for the annual Maritime
11 Festival. So moved.

12 TRUSTEE ROBINS: Second.

13 MAYOR HUBBARD: All in favor?

14 TRUSTEE MARTILOTTA: Aye.

15 TRUSTEE PHILLIPS: Aye.

16 TRUSTEE ROBERTS: Aye.

17 TRUSTEE ROBINS: Aye.

18 MAYOR HUBBARD: Aye.

19 Opposed?

20 (No Response)

21 MAYOR HUBBARD: Motion carried.

22 TRUSTEE ROBINS: RESOLUTION #03-2017-27,
23 RESOLUTION rescheduling the annual Village of
24 Greenport tax lien sale for April 12th, 2017 at
25 10:00 a.m., and directing Clerk Pirillo to notice

1 the tax lien sale accordingly. So moved.

2 TRUSTEE MARTILOTTA: Second.

3 MAYOR HUBBARD: All in favor?

4 TRUSTEE MARTILOTTA: Aye.

5 TRUSTEE PHILLIPS: Aye.

6 TRUSTEE ROBERTS: Aye.

7 TRUSTEE ROBINS: Aye.

8 MAYOR HUBBARD: Aye.

9 Opposed?

10 (No Response)

11 MAYOR HUBBARD: Motion carried.

12 TRUSTEE MARTILOTTA: RESOLUTION

13 #03-2017-28, RESOLUTION rejecting all bids as
14 received on February 15th, 2017 for Liquid Sludge
15 Hauling Services, and directing Clerk Pirillo to
16 renotify the bid for the Liquid Sludge Hauling
17 Services accordingly. So moved.

18 TRUSTEE PHILLIPS: Second.

19 MAYOR HUBBARD: All in favor?

20 TRUSTEE MARTILOTTA: Aye.

21 TRUSTEE PHILLIPS: Aye.

22 TRUSTEE ROBERTS: Aye.

23 TRUSTEE ROBINS: Aye.

24 MAYOR HUBBARD: Aye.

25 Opposed?

1 (No Response)

2 MAYOR HUBBARD: Motion carried.

3 TRUSTEE PHILLIPS: RESOLUTION #03-2017-29,
4 RESOLUTION authorizing the use of a portion of
5 the Village of Greenport property known as
6 "Moore's Woods" - located behind the Village of
7 Greenport Skate Park - for the installation,
8 operation and housing of a miniature railroad,
9 with sponsorship by the Rotary Club of Greenport.
10 So moved.

11 TRUSTEE ROBERTS: Second.

12 MAYOR HUBBARD: All in favor?

13 TRUSTEE MARTILOTTA: Aye.

14 TRUSTEE PHILLIPS: Aye.

15 TRUSTEE ROBERTS: Aye.

16 TRUSTEE ROBINS: Aye.

17 MAYOR HUBBARD: Aye.

18 Opposed?

19 (No Response)

20 MAYOR HUBBARD: Motion carried.

21 TRUSTEE ROBERTS: RESOLUTION #03-2017-30,
22 RESOLUTION approving all checks per the Voucher
23 Summary Report dated March 17th, 2017, in the
24 total amount of \$383,848.88 consisting of:
25 o All regular checks in the amount of

1 \$345,977.41, and

2 o All prepaid checks (including wire
3 transfers) in the amount of \$37,871.47.

4 So moved.

5 TRUSTEE ROBINS: Second.

6 MAYOR HUBBARD: All in favor?

7 TRUSTEE MARTILOTTA: Aye.

8 TRUSTEE PHILLIPS: Aye.

9 TRUSTEE ROBERTS: Aye.

10 TRUSTEE ROBINS: Aye.

11 MAYOR HUBBARD: Aye.

12 Opposed?

13 (No Response)

14 MAYOR HUBBARD: Motion carried.

15 I'll offer RESOLUTION #03-2017-31,
16 RESOLUTION rejecting all bids received on March
17 2nd, 2017 for the Bioretention Basin and related
18 improvements at Manor Place, and directing Clerk
19 Pirillo to renote the bid for the Bioretention
20 Basin and related improvements accordingly. So
21 moved.

22 TRUSTEE MARTILOTTA: Second.

23 MAYOR HUBBARD: All in favor?

24 TRUSTEE MARTILOTTA: Aye.

25 TRUSTEE PHILLIPS: Aye.

1 TRUSTEE ROBERTS: Aye.

2 TRUSTEE ROBINS: Aye.

3 MAYOR HUBBARD: Aye.

4 Opposed?

5 (No Response)

6 MAYOR HUBBARD: Motion carried.

7 That concludes our business. I'll offer a
8 motion to adjourn at 8:59.

9 TRUSTEE PHILLIPS: Second.

10 MAYOR HUBBARD: All in favor?

11 TRUSTEE MARTILOTTA: Aye.

12 TRUSTEE PHILLIPS: Aye.

13 TRUSTEE ROBERTS: Aye.

14 TRUSTEE ROBINS: Aye.

15 MAYOR HUBBARD: Aye.

16 Opposed?

17 (No Response)

18 MAYOR HUBBARD: Motion carried. Thank you
19 all for coming.

20 (The meeting was adjourned at 8:59 p.m.)

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VILLAGE OF GREENPORT

Budget Adjustment Form

Year: 2017 Period: 3 Trans Type: B1 - Transfer Status: Batch
 Trans No: 3651 Trans Date: 03/03/2017 User Ref: ROBERT
 Requested: A. HUBBARD Approved: Created by: ROBERT 03/03/2017
 Description: TRANSFER OF FUNDS TO FUND THE PURCHASE OF NEW MICROSCOPE, AND REPAIR OF VFD FOR BNR BASIN # 1 Account # Order: No
 Print Parent Account: No

Account No.	Account Description	Amount
G.8110.413	TRANSPORTATION MAINT..	-2,200.00
G.8130.201	EQUIPMENT / SECONDARY TREATMENT..	1,000.00
G.8120.401	EQUIPMENT REPAIR..	1,200.00
Total Amount:		0.00

VILLAGE OF GREENPORT

Budget Adjustment Form

Year: 2017 Period: 3 Trans Type: B2 - Amend Status: Batch
 Trans No: 3653 Trans Date: 03/08/2017 User Ref: ROBERT
 Requested: P. PALLAS Approved: Created by: ROBERT 03/08/2017
 Description: TO FUND THE CORRECTIVE ACTION WORK DONE BY A & F ELECTRICAL TESTING INC. FOR THE LIGHT PLANT UPGRADE
 Account # Order: No
 Print Parent Account: No

Account No.	Account Description	Amount
E.0352.205	TRANSM SUBSTATION EQUIPMENT..	309,000.00
E.5990	APPROPRIATED FUND BALANCE	309,000.00
Total Amount:		618,000.00

