

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

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

6  
7 Third Street Firehouse  
8 Greenport, New York

9 April 28, 2014  
10 6:00 P.M.

11  
12 B E F O R E:

- 13 DAVID NYCE - MAYOR  
14 GEORGE HUBBARD, JR. - TRUSTEE  
15 DAVID MURRAY - TRUSTEE  
16 MARY BESS PHILLIPS - TRUSTEE  
17 JULIA ROBINS - TRUSTEE  
18  
19 JOSEPH PROKOP - VILLAGE ATTORNEY  
20 SYLVIA LAZZARI PIRILLO - VILLAGE CLERK  
21 PAUL PALLAS - VILLAGE ADMINISTRATOR

22  
23  
24  
25

2

1           (Whereupon, the meeting was called to order  
2           at 6:00 p.m.)

3           MAYOR NYCE: I will call this meeting to  
4           order. If you'll please rise and join me for the  
5           Pledge of Allegiance.

6           (Whereupon, all stood for the Pledge of  
7           Allegiance.)

8           MAYOR NYCE: Please remain standing for a  
9           moment of silence for Steve G. Anaya Villamil,  
10          Eleanor J. Rempe, Frank Donahue, Thomas F.  
11          Hamilton, Walter T. Chance, Carolie E. Jenner.

12          (Whereupon, a Moment of Silence was  
13          observed.)

14          MAYOR NYCE: Thank you. You may be seated.

15          I would also like to pass along -- one of our  
16          employees lost a relative this week. I'd like to  
17          pass along the Board's sympathies to Kathy.

18 Victoria Percopo, her mom, passed away and we'd  
19 like to pass along our condolences.

20 We have some announcements. Village Hall  
21 Offices will be closed on May 26th in observance of  
22 Memorial Day. The May 2014 regular meeting of the  
23 Board of Trustees will be held on that Tuesday, the  
24 27th, right here at 6 p.m.

25 The annual Girl Scout and Boy Scout Memorial

3

1 Day Parade will be held on May 26th, 2014. The  
2 parade begins at 8 a.m. It starts behind the  
3 Arcade and parades down to the Railroad Dock.  
4 Please join us, and then they parade back here  
5 afterwards for coffee and cake.

6 There will be -- the ALS Ride for Life is on  
7 May 5th, beginning at the Cross Sound Ferry  
8 terminal at 10 a.m., and continuing on to the High  
9 School here. They'll be passing through the  
10 Village for a brief moment and they're on their way  
11 through. Anybody that likes -- would like to join  
12 us for that, please do so.

13 The annual May Mile and 5K at Peconic Landing

14 will be held on May 10th at 10 a.m. Participants  
15 are encouraged to call Peconic Landing to sign up  
16 early and to participate.

17 The annual Waiter Race will be held on  
18 May 17th, beginning at 10 a.m. That starts in  
19 front of the Op Shop. The old Basketworks is where  
20 that usually starts. It goes down to the  
21 turnaround in front of Preston's, past Claudio's,  
22 around in front of Preston's, and then back up  
23 Front Street to The Market, where the finish line  
24 is. And any of you waiters or waitresses out  
25 there, sign up.

4

1 The Village of Greenport encourages the use  
2 of biodegradable bags for the containment of leaves  
3 and brush. The next brush pickup will be scheduled  
4 for tomorrow, the 29th. We are encouraging people  
5 to explore the use of these biodegradable bags for  
6 several reasons. It contains the leaves and brush,  
7 particularly in areas where there are storm drains.  
8 This way they don't get into the storm drains,  
9 thereby clogging up the storm drains. It also

10 allows for the brush to be collected, kept in the  
11 bags, and kept for a longer period of time without  
12 them blowing around. It's also easier on our crew  
13 to pick them up. We're not -- obviously, we're not  
14 taking any action to require the use of the bags at  
15 this time, but we are encouraging people to use  
16 them. They're available at multiple locations.

17 There is an application for a liquor license  
18 for 4 Moon Star, LLC, at 120 Front Street.

19 There are no public hearings.

20 Presentations, these are for next month. I'm  
21 announcing them at this time. There will be a  
22 presentation with our Village Administrator, Paul  
23 Pallas, and Bob Braun of Genesys Engineering to do  
24 an update regarding the power plant upgrade at the  
25 May meeting of the Board of Trustees. They will be

5

1 recapping what was -- what has been done to this  
2 point and what the next steps will be. The Board  
3 has already funded these projects. It's merely an  
4 update at that point as to what our next -- how  
5 we're going to proceed, because it's a combination

6 of both bidding some outside work and work inhouse.

7 There will also be a brief presentation from  
8 the Peconic Land Trust regarding their moving  
9 forward for the maintenance of the property of the  
10 old ExxonMobil property at the end of Fourth  
11 Street. As you all will recall from a year or so  
12 back, ExxonMobil turned that land over to the  
13 Peconic Land Trust as the stewards. The fee title  
14 holder is the Southold Town. I'm sorry, I'm  
15 spacing the committee that it is. It's their Open  
16 Space Committee is the fee holder. Peconic Land  
17 Trust is the steward. And the Village is involved  
18 in that as well in the enforcement portion of the  
19 property. They will be doing a presentation as to  
20 what their first steps will be in that process,  
21 which is the beginnings of the planning for that  
22 piece of property.

23 That brings us to the public portion. And  
24 I'll ask if there's anyone from the public that  
25 wishes to address the Board? Please.

6

1 MS. WILHELM: I'm Rena Wilhelm, Sterling

2 Avenue. Last month I kind of gave an introduction  
3 about some of the things that I was concerned about  
4 regarding Codes of Ethics, but I didn't give any  
5 examples. And a couple of people had mentioned  
6 that it was probably unfair to paint the entire  
7 Board as corrupt, so I'm here tonight just to talk  
8 about the things that I am concerned about, and  
9 actually give examples of things that I don't  
10 really understand.

11 I'm not a person who likes conflict at all,  
12 and it's hard for me, because I am a resident of  
13 Greenport, but I also have a business here in  
14 Greenport, and I don't -- I find it unsettling that  
15 there seems to be so much divisiveness between  
16 residents, merchants, stuff that goes on in Village  
17 Hall, and I'm just one of those kinds of people  
18 that likes to help, but almost to my detriment.  
19 But when I don't understand something, I kind of  
20 make it a mission to figure out why things don't  
21 make sense to me.

22 I just wanted to talk about the Electric  
23 Plant. I know no one on the Board was comfortable  
24 with penalizing the residents for that, and that  
25 you couldn't really determine who ultimately was

1 responsible, whether it was the Director of  
2 Utilities, or if it was the engineering company,  
3 but the last people that were responsible for it  
4 were the residents.

5 So I think, Mayor Nyce, you were quoted as  
6 saying that it was an unfortunate turn of events.  
7 But I'm just wondering why, if it was unavoidable  
8 to charge the residents without penalty, why wasn't  
9 there maybe like an option to say, and maybe there  
10 was and I missed it, "This is what we have to do in  
11 the interim, and perhaps we can reimburse you  
12 later," or just try to take that money from  
13 somewhere else in the budget? Because, ultimately,  
14 if you can't figure out who's responsible for it,  
15 then I'm going look to the Board as you guys being  
16 responsible for it. The last people that were  
17 responsible were the residents. So that's just my  
18 opinion on that.

19 And I was also concerned with, if no one was  
20 not vocal about being dissatisfied with the job  
21 performance of the Department -- the DOU, and I'm  
22 just wondering why it took the Electric Plant sort



23 of fiasco for him to tender a resignation? If you  
24 weren't happy with his performance, why wasn't he  
25 just fired? So that's just another sort of

8

1 thought.

2 When I had brought up the idea of the  
3 Trustees being selfish, I was specifically speaking  
4 about the health benefits. In addition to a  
5 salary, I think it's 11,600, each Trustee is  
6 granted a health insurance plan estimated, and this  
7 has been tossed around either it's 25,000, or it's  
8 22, or somewhere in the twenties. And I'm just  
9 wondering if that's for -- that's for a family  
10 plan, and does that include dental or vision? I'm  
11 assuming, because it's that's high, that it does.

12 And then, if a Trustee doesn't take advantage  
13 of the Health Benefit Plan, is the Trustee granted  
14 the cash equivalent and -- or had the opportunity  
15 take the cash equivalent. And then, if it is a  
16 family plan, what if you don't have a family? So  
17 are you just -- you have the option to have a  
18 family plan, but you're just a single individual?

19 So then how much of the 20,000, or what have you,  
20 goes towards an individual health insurance rate?  
21 And if there's a difference, do you get the  
22 difference in cash?

23 So, in most corporations full-time employees  
24 have a health insurance contribution deducted from  
25 their paycheck. Some corporations don't even offer

9

1 dental or vision. Health insurance for part-time  
2 employees is almost unheard of. So what makes the  
3 position of Village Trustee so special? Why isn't  
4 the salary enough compensation? And if it's not  
5 enough compensation, wouldn't it be more  
6 appropriate to only offer an individual health plan  
7 to a Trustee, and one that a Trustee would actually  
8 buy into at a group rate? The idea of a part-time  
9 employee having an avenue to contribute to a health  
10 insurance plan is more than generous, in my  
11 opinion.

12 Although I don't think I'll get the answer to  
13 this, I would just like to know if any Trustee  
14 would choose to continue holding their position if

15 it meant relinquishing the benefits? And that  
16 holding a civil service position should never be  
17 about what's in it for me.

18 Okay. As far as conflicts of interest that I  
19 outlined last month or hypocrisy, I'm concerned  
20 that this Board used Suffolk County legislation as  
21 the reason why the Firefighter Boat was asked to  
22 leave the Railroad Dock. I do believe the decision  
23 rested solely in the hands of this Board.

24 Perhaps this Board was concerned with the  
25 boat's potential environmental impact on the

10

1 surrounding waters, or the possibility of it  
2 sinking, or it could be the Board's position that  
3 the Railroad Dock should be reserved solely for our  
4 local fishermen. These questions are all  
5 reasonable to me, but what I don't find reasonable  
6 is how you can have a Trustee, Mary Bess Phillips,  
7 not recuse herself from any discussion of the  
8 Railroad Dock when she directly benefits from its  
9 use. And I don't know if you do recuse yourself  
10 from decisions having to do with the Railroad Dock

11 or not, that's just -- I'm putting it out there.

12 If you decide that you are going to rent out  
13 the Railroad Dock to a local fisherman -- to local  
14 fishermen exclusively, then, like any landlord, you  
15 would have to charge the fee that covers the dock's  
16 own cost. This includes repair and maintenance,  
17 electric use and the like. And I don't know what  
18 landlord in town would rent out his property on a  
19 loss. So the dock, at the very least, should pay  
20 for itself.

21 What I also don't understand is that the  
22 decision about the firefighter was about  
23 environmental concerns, or what it could have been  
24 leaching into the water. I'm concerned that one of  
25 your own Trustees -- I'm sorry, Mary Bess -- has a

11

1 boat in violation of Village Code Section 48-4,  
2 Hazards to navigation and abandoned boats. And I  
3 don't know when the Predator was last inspected. I  
4 don't know what the DEC findings were, and perhaps  
5 I have to FOIL for that. But, in my opinion, if  
6 the concern for the Firefighter was environmental,

7 then how can we not be concerned about another boat  
8 in Sterling Harbor?

9 Okay. And integrity, this really has to do  
10 with one Trustee. And I'm sorry, Mary Bess, if it  
11 seems like I'm beating you over the head, but I  
12 don't understand why it takes over 10 months to pay  
13 taxes on various properties that you have in the  
14 Village. Within two weeks of the tax sale being  
15 announced on your Village website, over 11,000 in  
16 taxes were paid. I know it's not illegal to not  
17 pay your taxes on time, there's a penalty, but I  
18 just don't understand why. If you had two weeks to  
19 pay it, why didn't you pay it when it was due? I  
20 think your fiscal year starts in June. Is that --  
21 okay. So, 10 months later, the message comes out  
22 that you're having a tax sale and those properties  
23 are listed, and I just don't understand why.

24 The only -- and I don't want to assume that  
25 you're keeping the money in an account and that's

12

1 gaining more of an interest rate than what your  
2 penalty is for not paying, I don't know, but these

3 are questions.

4 And I think when I sat down with you, Mayor  
5 Nyce, one of the things that you had said to me is  
6 that there's a lot of misinformation out there, and  
7 that's why I'm here, because there are two sides to  
8 every story. I don't pretend to claim I understand  
9 the ways of Village politics, but just as an  
10 average citizen, these are the questions that I  
11 have.

12 MAYOR NYCE: Okay.

13 MS. WILHELM: And that's it. That's a lot,  
14 but that's it.

15 MAYOR NYCE: It is. I will address them. Is  
16 there anyone else who to address the Board?

17 MR. SWISKEY: I do. William Swiskey, 184  
18 Fifth Street.

19 I'm just going to start with a couple of  
20 agenda items first. One of the them is the -- I  
21 said at the work session last week, and a few other  
22 people did, too, and there was a price bandied  
23 around about \$18,000 connected with the extension  
24 of the guaranty on the transformer. Now I'm  
25 looking here at Resolution 4-2014-5 and I'm looking

1 at the amount of \$67,690. First of all, is that  
2 correct?

3 MAYOR NYCE: Yes.

4 MR. SWISKEY: Wow. What are we buying for  
5 \$67,000; can anybody tell me?

6 MAYOR NYCE: It says it right there.

7 MR. SWISKEY: Yeah, but last week it was 18.

8 MAYOR NYCE: Three-year extended warranty,  
9 preventive maintenance program for the transformer.

10 MR. SWISKEY: Yeah, but that's not what was  
11 discussed at the work session. The work session  
12 was \$18,000. I know you can look -- I'm going to  
13 tell you where the mistake was here. You had an  
14 engineer that brought a spec for this transformer,  
15 you put it out to bid. Well, the bid should have  
16 said the transformer warranty starts the day it's  
17 placed in service. You haven't even placed this  
18 transformer in service yet. This is almost two  
19 years. I think it's time to fire the engineer.

20 I mean, I got no love for Braun, but two  
21 years -- but this is what his -- this is what his  
22 ignorance is costing me, 67,600 and some dollars?  
23 Does anybody here even bother to ask this man what

24 the hell went on here, or do we all just go down  
25 the shoot like lemons? That's a huge amount of  
money.

14

1 It boggles my mind, to tell you the truth,  
2 that you have gotten into a position where -- and  
3 you won't even explain to me what it's buying. I  
4 can tell you what yearly maintenance on this  
5 transformer would be, it would be about three or  
6 four thousand a pop. They take an oil sample, they  
7 do a measure. I mean, they do a visual inspection,  
8 they make sure -- so, if it's -- even say it's five  
9 grand a year, that's 15 grand a year for  
10 maintenance. So you're telling me an extended  
11 warranty here is like \$52,000? I think you had  
12 better rethink this one. This is -- this is just  
13 outrageous.

14 And while we're on this subject of the  
15 Electric Plant, we just hired an engineer for  
16 \$150,000, yet -- and plus benefits. We gave him a  
17 five-year contract. If we decide to terminate him,  
18 we've got to pay him for it. I've seen his  
19 contract. Okay? Yet we're going to hire a Clerk



20 of the Works to oversee Phase II at the light  
21 plant? That's also something that's unheard of in  
22 my lifetime in the Village. If you got a  
23 Superintendent you're paying that kind of money  
24 for, he damn well better be able to do that job or  
25 he's got to go, too. Only trouble is if you get

15

1 rid of him now, it's \$150,000. I really got to  
2 congratulate you on that one, fellas. That was  
3 like unbelievable.

4 Now, the last resolution that really bothers  
5 me is the one for the Host Port Challenge. Now I  
6 FOILED it. The Village put out an RFP to the Tall  
7 Ships America. That's in the records, that's in  
8 Village Board minutes, you can't deny that. First  
9 of all, when I FOILED for it, I was told no such  
10 RFP exists, because maybe I asked for ASTRA, but  
11 ASTRA, if you go to their site, Tall Ships America  
12 is just a new name for ASTRA. So you can't use  
13 that name change to deny me, which they did. So I  
14 actually -- I appealed it.

15 Now, Mr. Prokop was sick, and because this

16 appeal -- but I want that information. In fact,  
17 I'd like it tonight. How much are we budgeting for  
18 the Tall Ships events? And, Mr. Prokop, when can I  
19 expect an answer to my FOIL? I understand you were  
20 sick, but, you know, with this on the agenda, I'd  
21 like to know what this is going to cost us. The  
22 last one was two hundred and some thousand. Is  
23 this one going to be 300,000?

24 You know, you realize when you do this,  
25 you're making an unsecured interest-free loan to a

16

1 certain group in the Village. The average  
2 homeowner gets no benefit from it. I get no  
3 benefit from it. I pay two tax bills. Okay? I  
4 get squat, zero from this. So, if you're going to  
5 loan, which is my money, because you're loaning  
6 money and it's a fund balance, which is taxpayers'  
7 money, if you've got \$250,000 extra sitting around,  
8 it should be given back to the homeowners in tax  
9 rebates, the same as when Mayor Kapel did away with  
10 the Police Department and it was that large  
11 surplus, he gave the money back. So, instead of

12 spending it on Tall Ships, I would urge you to take  
13 this \$250,000 and consider sending each taxpayer a  
14 rebate check based on his assessed valuation. That  
15 would be the fairer thing, because I benefit  
16 nothing from the Tall Ships.

17 Sorry. I understand the business owners  
18 might not agree with that position, but to loan my  
19 money interest-free, that's what you're doing, and  
20 it's unsecured. If we have two days of rain and  
21 the whole thing goes to squat, you lose \$150,000.  
22 The BID ain't making it up, the taxpayers just ate  
23 it.

24 So I think that you really owe the taxpayers  
25 an answer on this one. Plus, I'm just going to ask

17

1 everybody down the table, what is the cost of this  
2 thing? What was our RFP for?

3 MAYOR NYCE: Same as it was for the last  
4 event.

5 MR. SWISKEY: Same as it was? Well, they --

6 MAYOR NYCE: It was 150,000 for ship  
7 appearance fees. The rest is in kind.

8 MR. SWISKEY: Fifty thousand --

9 MAYOR NYCE: A hundred --

10 MR. SWISKEY: Yeah, but how come I  
11 can't get that document?

12 MAYOR NYCE: If you will listen to me --

13 MR. SWISKEY: I'm listening to you.

14 MAYOR NYCE: -- I will tell you the number.  
15 It was \$150,000 in ships appearance fees --

16 MR. SWISKEY: Yes.

17 MAYOR NYCE: -- is the money that was  
18 outlaid.

19 MR. SWISKEY: All right. So that's just --  
20 well, it seems to me last year we put \$250,000 out  
21 there. There was an advertisement, we hired this  
22 one, we hired that one.

23 MAYOR NYCE: The overall budget for the event  
24 in total, income was around 250, expenses were  
25 around 225.

18

1 TRUSTEE MURRAY: (Nodded yes.)

2 MR. SWISKEY: Well, I saw the thing, but how  
3 much is the Village allocating for it this year in

4 total?

5 MAYOR NYCE: Same thing we did last time,  
6 150.

7 MR. SWISKEY: So you're only allocating 150,  
8 which --

9 MAYOR NYCE: The RFP allocated 150,000 for  
10 ships appearance fees.

11 MR. SWISKEY: And how much for the rest of  
12 the folderol to get it going? I mean, there's  
13 money -- you know, there's other monies. You have  
14 to have a figure in mind.

15 MAYOR NYCE: The event is the same as last  
16 time, so I would expect the overall bill will be  
17 the same as last time, around 250,000 income, and  
18 expense of around 220. That's what we did last  
19 time. I expect that it would be slightly higher  
20 because it's a four-day event this time.

21 MR. SWISKEY: Yeah, I realize that. It's  
22 going to be 300,000 here? What do you have  
23 planned? You know, getting an answer, it's like  
24 you didn't answer her, you won't answer me.

25 MAYOR NYCE: You got the answer. You don't

1 like the answer.

2 MR. SWISKEY: Getting an answer from this  
3 Board is just I think --

4 MAYOR NYCE: You got the answer. The fact  
5 that you don't like it doesn't make it wrong.

6 MR. SWISKEY: Oh, that one you use all the  
7 time. How about an answer to why we have to hire  
8 somebody to oversee the Clerk of the Works project  
9 at the light plant?

10 MAYOR NYCE: I will address those issues  
11 before we go into our regular session.

12 MR. SWISKEY: Oh, you will address those  
13 issues.

14 And there's one other thing. There's been  
15 close to 400,000 spent on Trustee hospitalization  
16 over the last eight years. Don't you think it's  
17 time to stop it? If any member of this Board, if  
18 that's the only reason you're here, I'd advise you  
19 to get off. In fact, I'd appreciate if one member  
20 at least had enough guts. It may not pass, but all  
21 you got to do, Mr. Mayor, is somebody put a  
22 resolution on there, it may not even get a second,  
23 which would really be -- but to end that practice  
24 now before the next fiscal year on June 1st,

25 because that's just -- \$100,000, it's just like --

20

1 oh, it is -- it's 21,300 and some dollars just for  
2 the hospitalization. The dental and eyeglass is  
3 probably an extra twelve to thirteen hundred  
4 dollars, so it's closer to 25. Thank you.

5 MAYOR NYCE: Anyone else who wishes to  
6 address the Board?

7 MR. SALADINO: John Saladino, Sixth street.  
8 Is there any agenda items that are -- no?

9 MAYOR NYCE: Not that I'm aware of.

10 MR. SALADINO: Okay. Trustees, any walk-off  
11 agenda items?

12 TRUSTEE HUBBARD: (Shook head no.)

13 MR. SALADINO: And also, is there going to be  
14 an executive session?

15 MAYOR NYCE: That's not printed on the  
16 agenda.

17 MR. SALADINO: I also was at the work session  
18 and heard \$18,000. So, you know, if you choose to  
19 address it later or now even, you know, how 18 got  
20 to 67,000 on Resolution 5, if it was 18,000 for one

21 year and then, you know, you're doing it for  
22 whatever, 18,000 times -- divided into 67,000, that  
23 would probably explain it.

24 The other -- the other one I have is  
25 Resolution #23. We're going to do the chowder

21

1 contest. And also, I was at the work session also  
2 and it was mentioned that the chowder contest for  
3 the Seaport Museum would be in Chase Bank parking  
4 lot?

5 MAYOR NYCE: Uh-huh.

6 MR. SALADINO: And I don't remember you spoke  
7 -- actually, you didn't even talk about closing the  
8 street. You talked about closing Bay between  
9 Carpenter and Main, not Carpenter between Bay and  
10 Main. I'm assuming East Main Street.

11 MAYOR NYCE: That's a typo. It's Bay Avenue  
12 from Carpenter to Main Street.

13 MR. SALADINO: Okay.

14 MAYOR NYCE: Which is what we talked about at  
15 the work session.

16 MR. SALADINO: No, I understand that, David,



17 but that's obviously not what it says here.

18 MAYOR NYCE: Yeah. It's a typo, yeah.

19 That's a typo. That's what their request says. I  
20 think it was just copied out of their request.  
21 But, clearly, you can't -- you can't be on  
22 Carpenter between Main and Bay.

23 MR. SALADINO: Well, East Main. Okay. You  
24 know, I just kind of thought some other people,  
25 maybe STIDD wanted to put out a display or

22

1 something, you know, or the Brewery.

2 And the other one I have is #31. I think  
3 that's kind of -- Billy just -- Billy just asked  
4 about that. Just so we're all on the same page, I

--

5 MAYOR NYCE: Thirty-one or 32?

6 MR. SALADINO: Thirty -- oh, no.

7 MAYOR NYCE: Thirty-two is --

8 MR. SALADINO: Thirty-one I'm going to have  
9 to take after, because I'm going to ask you  
10 something.

11 Thirty-two, Resolution 32, just so we're all

12 on the same page as far as the dollars, as far as  
13 the money, I had asked you -- you talked about it  
14 at the work session, you said it was the same as  
15 last year. Then we had a regular meeting and I  
16 asked you and you kind of didn't remember the  
17 amount, so -- and then at this work session, you  
18 said the same as last year. So the RFP to the Tall  
19 Ships -- and when I say Tall Ships, we understand  
20 that it's whoever they are now -- is a hundred  
21 and --

22 MAYOR NYCE: A hundred and -- I'm going from  
23 memory. The RFP was the same as we had spent in  
24 the ships appearance fees last time. I believe it  
25 was a \$150,000 is we had allocated for ships

23

1 appearance fees. That's what I said we would  
2 allocate this time.

3 MR. SALADINO: So that's our obligation to  
4 the Tall Ships fee?

5 MAYOR NYCE: That's our obligation.

6 MR. SALADINO: Any other money we spend is  
7 strictly --

8 MAYOR NYCE: Right.

9 MR. SALADINO: -- whatever we spend.

10 MAYOR NYCE: The idea, again, is to recoup  
11 all the planned expenses with ticket sales and all  
12 of the rest, which was successful last time.

13 MR. SALADINO: Okay. And to go to 31, I  
14 understand you're going to go. And I kind of read  
15 the newspaper, so I read in the newspaper that you  
16 alluded to the fact that maybe you'd be involved,  
17 maybe you won't. So the first thing I would ask  
18 you about this is the two incumbents that are going  
19 to be here for sure on that date, so, you know,  
20 perhaps one of them should be involved in this  
21 meeting. Not that I want to spend the money to  
22 send anybody to Washington, but -- and the other  
23 thing is what I also read in the newspaper was, and  
24 I kind of agreed with you, you know, the BID's got  
25 a little bit of skin in the game this time, too.

24

1 Their fiscal year is, I think, the same as ours.

2 MAYOR NYCE: (Nodded yes.)

3 MR. SALADINO: Right? So, I mean, this is --

4 I mean, the overwhelming benefit is going to be to  
5 the merchants, and that's good, too, you know, but  
6 they have a budget. And I would like to see them,  
7 before you decide to sign any agreements or to make  
8 the commitment, that to make a commitment to be a  
9 partner.

10 MAYOR NYCE: They already have at their --  
11 I'm sorry. At their March meeting, they voted to  
12 support the Village as a host port, both  
13 financially and actively.

14 MR. SALADINO: If I could just finish. They  
15 did the last time, too. I saw a contribution on  
16 the Tall Ship report for \$5600 from the BID. And I  
17 read someplace that they never -- and I went back  
18 and I looked at the financials and I never saw any  
19 money from the BID to the Village. I never saw  
20 that \$5600 actually coming to the Village, even  
21 seven months later -- five months later, when we  
22 got the report. If I missed it, I apologize. If  
23 they didn't, they should apologize.

24 But I'm kind of asking you now. They have a  
25 \$45,000 budget. I understand they have to buy

1 other things, but I -- again, I would like to see  
2 them partner. I don't -- Trustee Robins, you said  
3 they already agreed they're going to partner with  
4 us. I want a dollar -- I would like -- I don't  
5 want anything. I would like a dollar figure.

6 MAYOR NYCE: So would I.

7 MR. SALADINO: I would kind -- I would kind  
8 of like them to say, "We'll give you eight bucks,"  
9 "We'll give you \$8,000," "We'll give you all  
10 45,000." I don't think that's unreasonable. And I  
11 would -- I would kind -- you're going on the 14th.  
12 Oh, you're going on the 6th. Well, I mean, they  
13 could call a special meeting and they could come up  
14 with a dollar figure. And if it doesn't meet your  
15 approval, again, these are your words, they should  
16 have skin in the game. And if there were -- and  
17 you and I -- you and I, we kind of debated if we  
18 made money or if we didn't make money with the last  
19 one. You have your opinion, I have mine. I kind  
20 of see some stuff that, you know, we -- that didn't  
21 make it into the expense column, but I think you  
22 should have a firm commitment. I think you should  
23 have a dollar figure from them before you go to  
24 Washington.

25

And I'm not sure what's happening in

26

1 Washington, if you have to sign anything. Well,  
2 then if you don't have to sign anything, that's  
3 fine. But before anybody signs anything, I think  
4 we should have a firm commitment. I mean, you  
5 know, if we're going to be partners, like Billy  
6 said, the money's coming out of the General Fund.  
7 It doesn't belong to one specific group, it belongs  
8 to everybody.

9 And, listen, let's face it, the BID pays big  
10 taxes, too, you know, but the residents pay big  
11 taxes, too. So everybody should have a little bit  
12 -- and if it does -- and if there is a shortfall,  
13 you know, we should get a little money from the  
14 BID.

15 So I would ask you, I would ask you to take  
16 that into consideration and not make a deal before  
17 we get a firm commitment. And bring that  
18 commitment that they made to the public, because it  
19 is a public thing. I mean, you know, I think we  
20 have a right to know if they're going to commit

21 5,000, or 10,000, or the entire budget. I would  
22 urge them to commit the entire budget, you know, so  
23 you don't buy banners that year.

24 And I had something else, but I can't  
25 remember. Thank you. Thanks for listening.

27

1 MAYOR NYCE: Thank you. Is there anyone else  
2 who wishes to address the Board?

3 (No response.)

4 MAYOR NYCE: All right. Then, with that, I  
5 will try -- actually, I'll ask Mr. Pallas to  
6 address the transformer warranty first, and then  
7 I'll go down my list addressing Ms. Wilhelm's  
8 comments, and then the Tall Ships.

9 MR. PALLAS: Yeah. Mayor, regarding the  
10 cost, as you recall, at the work session, I  
11 didn't -- unfortunately, neglected to bring the  
12 paperwork with me, and I apologize for that, and  
13 suggested an \$18,000 figure. I -- that was an  
14 annual cost, is what I had envisioned that. It  
15 turned out it was wrong, you know.

16 So the warranty, it's more than just a

17 warranty. As was noted, it's a warranty and  
18 preventive maintenance package. And the preventive  
19 maintenance actually covers more than just the  
20 transformer. I think I mentioned that at the  
21 meeting as well.

22 MAYOR NYCE: Yup.

23 MR. PALLAS: As the transformer, and the  
24 circuit breakers and the relays associated both on  
25 the incoming side of the transformer and the

28

1 outgoing side of the transformer, as it were, so  
2 it's a little more than just the transformer on  
3 that.

4 And in terms of the timing when warranties  
5 start on transformers, historically, the industry  
6 has changed from when they cover transformers  
7 from -- it used to be inservice date. They have  
8 moved away from that historically, and now they  
9 really cover it at a fixed time frame, regardless  
10 of the inservice date. So that's the way the  
11 industry has changed over the course of the last  
12 five to ten years.



13 MAYOR NYCE: Okay. Thank you.

14 TRUSTEE MURRAY: So can I ask a question of  
15 Paul?

16 MAYOR NYCE: Sure.

17 TRUSTEE MURRAY: Paul, so when would that  
18 date be?

19 MR. PALLAS: It would have to be virtually  
20 immediately. As soon as we -- as soon as it gets  
21 approved and we pay it, it would be effective that  
22 day.

23 MAYOR NYCE: Thank you. So let me work  
24 slightly backwards. As far as the Tall --

25 TRUSTEE MURRAY: Can I ask another question?

29

1 I'm sorry.

2 MAYOR NYCE: Yeah.

3 TRUSTEE MURRAY: Do you think it's worth it?

4 MAYOR NYCE: Get halfway through my sentence  
5 before you go first.

6 TRUSTEE MURRAY: I'm sorry.

7 TRUSTEE PHILLIPS: Yeah, yeah.

8 TRUSTEE MURRAY: While we're on the subject.

9 I was waiting for --

10 MAYOR NYCE: Yeah, absolutely.

11 TRUSTEE MURRAY: I mean, we talked for much  
12 -- and I have to admit, you know, these guys are  
13 correct, we were thinking much lower figures at the  
14 work session. And I think one of the questions we  
15 were all thinking, but is this worth it? I mean,  
16 it's like a maintenance for your car, is that  
17 really worth it?

18 MR. PALLAS: Yeah, it really is. I mean the  
19 transformer, particularly this one, the new one, is  
20 going to be the main transformer, if you will,  
21 though I'm probably going to operate it so that  
22 each transformer carries some of the load. But  
23 this will be the go-to transformer, if you will, if  
24 there's ever an issue, and keeping that transformer  
25 healthy is definitely worthwhile.

30

1 And again, a lot of this money is preventive  
2 maintenance, as opposed to just the warranty piece.  
3 And this preventive maintenance, I would have  
4 recommended that we do this regardless of the

5 warranty piece.

6 MAYOR NYCE: And as a follow-up to that, the  
7 email that went around originally with the  
8 suggestion that we look into this, I had it in my  
9 head as more like 64,000, but -- and I apologized  
10 for it at the work session. I was translating back  
11 three years. So when you said 18, that sounded  
12 about right to me. Multiplying it out by three, I  
13 thought, you know, that comes out to close to  
14 \$64,000, which is what I had it in my head.

15 TRUSTEE PHILLIPS: Can I ask Paul when you  
16 finish?

17 MAYOR NYCE: We had gone through the whole  
18 process of whether this was worth the money with  
19 both Mr. Pallas and the engineer, getting their  
20 input as to whether they thought it was worth it or  
21 not.

22 TRUSTEE PHILLIPS: My question is, Paul, and  
23 I know we had a discussion about it, do we have the  
24 staff to do the preventive maintenance, or are they  
25 trained to do this transformer?

1           MR. PALLAS: I know, and we definitely don't.  
2           This is -- you know, the testing that gets done is  
3           fairly sophisticated. Even the oil testing that  
4           Mr. Swiskey referred to, the numbers of things that  
5           they test now is probably about eight or nine  
6           different components, which we would never be able  
7           to do that. It has to be done in a laboratory to  
8           begin with. And some of the other testing, you  
9           need very sophisticated equipment, and it's not  
10          really worth purchasing the equipment based on  
11          these costs.

12           MAYOR NYCE: Terrific.

13           TRUSTEE PHILLIPS: That was my question.

14           MAYOR NYCE: Thank you. As far as the Tall  
15          Ships event, I want to -- I want to make it clear,  
16          because I know that I had said that this event is  
17          going to be after I'm no longer sitting in this  
18          seat. So that doesn't mean that I will not be  
19          extremely actively working on this up until and  
20          through the event.

21           So, to Mr. Saladino's point, I understand --  
22          I understand your question and concern. It is my  
23          intent to make sure that we start this early, we  
24          follow the same game plan as last time, because it  
25          was successful, regardless of whether you and I

1       agree as to the success. At a minimum, we broke  
2       even, which is a success as far as I'm concerned.  
3       My figures say we made money. It doesn't matter at  
4       the end of the day. At the end of the day, a  
5       successful event of this sort is good for the  
6       entire Village in that this Village remains vibrant  
7       and viable, as long as its Business District also  
8       remains vibrant and viable. The two have to go  
9       hand in hand. Yes, the Business District is the  
10      major recipient of the monies that come in, but  
11      Village residents receive a benefit in the  
12      continued growth of the Business District and the  
13      continued vibrancy of that Business District, and  
14      different people will argue that different ways as  
15      well.

16                I have asked the BID to be much more involved  
17      in this. Last time we were behind the eight ball.  
18      We got involved in it because we had done these  
19      events way on back. We got -- I got the BID  
20      involved because I thought they should be involved.  
21      They were involved financially, not to the extent

22 that I wanted them to be. They had already  
23 expended monies from their budget and did not have  
24 a lot of additional budgeted monies to bring into  
25 the process last time. What we got was in-kind

33

1 contributions through them. I expect the same  
2 thing, but I also expect a much higher dollar  
3 figure from them. I've expressed that to them.  
4 They are interested in working with the Village on  
5 this. We have not done this this way before, so I  
6 don't expect that it's going to be an immediate  
7 "Yes," here we have our answer as to how it goes  
8 forward.

9 If the Village is going to continue to do  
10 events like this, we need to do them in such a way  
11 that they make sense and that the risk is being put  
12 up -- the risk is being taken by those that stand  
13 to gain. And I understand in this case that the  
14 taxpayers of the Village are at risk in this. I am  
15 confident that based on the model that we have from  
16 last time, that we will recover any monies that are  
17 outlaid. And I'm asking this Board to follow the

18 same procedure we did last time with increased  
19 activity from the BID, both financially, physically  
20 and actively helping to raise monies for the event  
21 either through their budget or through reaching out  
22 to the rest of the business community for  
23 sponsorships, which we had a difficult time with  
24 last time.

25 As far as the event in D.C., that is their

34

1 main kickoff where they are looking for support  
2 from the municipalities that are participating to  
3 go and meet with the emissaries from the different  
4 foreign ships. It's usually done by an elected  
5 official from the Village. That's the first --  
6 that's the first set of meetings in trying to  
7 organize which ships might travel to Greenport for  
8 that event.

9 As we've gone over, that RFP was sent in  
10 email form by me, with the permission of the Board,  
11 to both Tall Ships America and the vessel Hermione,  
12 which is the main impetus for this festival in  
13 2015. It's the maiden voyage of a rebuilt ship

14 that brought General Lafayette to America during  
15 the American Revolutionary War. Its maiden voyage  
16 will be May of 2015 from France to New York. And  
17 then the other vessels in the regatta will be  
18 joining it for a trip up and down the East Coast,  
19 much like last time.

20 I think that answers all of the questions on  
21 that.

22 To Ms. Wilhelm's points, first, I understand  
23 your comment on the penalty at the Electric Plant.  
24 We don't have -- we did not have a choice as to  
25 whether or not we levy that fine. What I would say

35

1 is that the flip side of that is we also see a  
2 credit every time we run that test successfully.  
3 That credit is passed on to the ratepayers. So, if  
4 we were going to not pass on the penalty, we would  
5 also then have the choice to not pass on the  
6 credit. It evens out. It was an unfortunate  
7 circumstance. I've said it a hundred times. It  
8 was very poorly planned by the then Director of  
9 Utilities. Ultimately, the Village -- if the



10 people in the front here will please not chortle  
11 and talk while I'm talking. Thank you.

12 Ultimately, the responsibility of that test  
13 not running properly is with the Board. It was not  
14 handled properly, and for that, we've said we're  
15 sorry. We can't do anything more than that.

16 As to the Director of Utilities and when he  
17 left, no, we were not happy with his performance  
18 prior to that. There was difficulty in removing  
19 him because of civil service protections. There  
20 are different legal thresholds that come into play  
21 when you have a civil service protection and an  
22 appointment, etcetera, etcetera. We were actively  
23 trying to change that situation for nearly a year,  
24 and it shouldn't take that long; it did. As far as  
25 I was concerned, that was more than the final

36

1 straw, but it took as long as it did to come to an  
2 agreement.

3 We also came to a settlement agreement in  
4 order to save the Village money from a protracted  
5 legal battle. Legal costs for us are not cheap,

6 particularly with Labor Counsel, etcetera,  
7 etcetera. They're not done on a -- what's the word  
8 I'm looking for?

9 TRUSTEE PHILLIPS: Per diem.

10 MAYOR NYCE: Not per diem, the other.

11 TRUSTEE PHILLIPS: I mean retainer.

12 MAYOR NYCE: On a spec, based on a spec  
13 basis. In other words, they don't -- if we win,  
14 they don't take their money out of it, they take  
15 their money as we go. It was the decision of this  
16 Board with Counsel that the best way to go was to  
17 settle and to come to an agreeable settlement,  
18 which we did. Hopefully, that answers those two in  
19 order.

20 As to the health benefits, the health  
21 benefits have been offered to Board of Trustees and  
22 Mayors since the early '90s. They are done by  
23 resolution, they are not done as part of the  
24 Collective Bargaining Unit. There are different  
25 benefits that the electeds have participated in

1 over time in the Village that relate to benefits in

2 the Collective Bargaining Unit. In this case, the  
3 Board is authorized to take advantage of the health  
4 benefits. I have not -- I have not moved to change  
5 that. It's my feeling that each Board Member makes  
6 that decision for themselves. It is a cost to the  
7 taxpayers, but it has been in existence for quite a  
8 long period of time. I'm not going to -- I'm not  
9 going to express an opinion one way or the other on  
10 that. That's just has been there since the early  
11 '90s; it continues to be there by resolution. The  
12 Board is able to take those benefits.

13 There is not a monetary buyout if you don't  
14 take them. There is not a monetary buyout for  
15 partial taking of them. There had been at one time  
16 by resolution. That resolution was rescinded when  
17 we took away the ability of electeds to take health  
18 benefits on retirement. So that was done away with  
19 at that time. The benefits cost what they cost.  
20 The dental is at a fixed number based on the  
21 collective bargaining agreement that remains in  
22 effect from back in 2009? 2008.

23 TRUSTEE HUBBARD: 2009.

24 MAYOR NYCE: 2009. There's a fixed number  
25 that covers the optical and dental portion of that.

1           So that will be an ongoing political  
2           discussion, I'm sure, within the Village. There  
3           are those that believe the benefit should be --  
4           that the Trustees should be authorized to take it,  
5           there are those that believe that it should not.  
6           And I think that a good healthy political  
7           discussion in a public forum is a great way to  
8           resolve it.

9           As to the Firefighter, the Firefighter -- the  
10          Village subleases the property around the Railroad  
11          Museum, the Seaport Museum, the Railroad Dock, the  
12          parking lot next to the Seaport Museum, and those  
13          two buildings, we sublease that from the County.  
14          The County leases it from the Long Island Railroad  
15          all in exchange for a dollar a year. There's no  
16          real money that changes hands on that.

17          The Village's landlord for the Railroad Dock  
18          is Suffolk County. In our lease agreement with  
19          Suffolk County, they -- there's a clause in their  
20          agreement that says they -- any sublicense or  
21          sublease that we write must be approved by Suffolk  
22          County. So we asked before -- when the Firefighter

23           came here initially, the first thing I said to them  
24           was, "We don't have room for you on the East Pier.  
25           If this is going to work, we have to get Suffolk

39

1           County to agree that you can stay at the Railroad  
2           Dock." We put in that inquiry; we got a yes, and  
3           then we got a no. So, no, the Village did not have  
4           -- Trustee Hubbard had put a resolution on last  
5           month saying we'll permit them to be there on a  
6           month-to-month basis and claim that they're  
7           transient, so we're trying that. The Board  
8           authorized that as of last month. We're trying  
9           that. We'll see whether County Legal allows that  
10          to stand, or whether they challenge it or not.

11                    In the short term, I will tell you that  
12          negotiations are taking place with the Village and  
13          the County, that the County can no longer be  
14          involved in that lease; that the Village is likely  
15          going to take over the lease directly with the Long  
16          Island Railroad for the entirety of that property,  
17          which would change how any of those new leases  
18          would work.

19           The County's position has been, since the  
20           dock was built, that the dock was built to preserve  
21           and to enhance commercial fishing in the area, and  
22           that preferential rentals should be given to  
23           commercial fishermen. That was what -- that was  
24           what they specifically said to me when we went to  
25           renegotiate the lease with the Peconic Star

40

1           Express. It is not in the sublease, but it is  
2           their -- that's how they're grading who they want  
3           the subleases to go to. Again, that may all become  
4           null and void if the County is no longer involved  
5           in that lease.

6           There's a minimal budget on that pier. It  
7           needs to work. As of now, the rents do pay for the  
8           upkeep. I'm looking to step up the upkeep, which  
9           means I'm also looking to the rent.

10           As to the Predator, it is my understanding  
11           that there have been inspections and that the  
12           inspections have found that it is not in violation.  
13           If, in fact, you are aware of, or anyone is aware  
14           of, something else other than that, it should be

15 reported, and we would report it on to DEC, who is  
16 the agency that would come and do the inspection.

17 My understanding, through Mr. Abatelli, the  
18 last time there was a suspected incident, the DEC  
19 came out and gave it a clean bill of health. So  
20 that's my understanding. I will look into it  
21 further, but I believe that to be the case. And no  
22 violations have come in, to my knowledge.

23 As to how Trustees and Mayors pay their  
24 taxes, Trustees and Mayors pay their taxes the same  
25 as any other resident. I understand that there is

41

1 a feeling that if you're an elected official, you  
2 should -- you should somehow --

3 MR. SALADINO: Set an example

4 MAYOR NYCE: -- set an example, as was just  
5 said in the -- in the audience here. Understood.  
6 At the same time, we are still people, and we are  
7 still people that have the same financial  
8 difficulties and the same financial ups and downs  
9 as everybody else. Again, it's a -- that would be  
10 a personal discussion with an individual Trustee.

11           There is no law being broken. The same opportunity  
12           is offered to any taxpayer to pay your tax with a  
13           penalty after the taxes are due. I'm not going to  
14           weigh in at that point as to what each individual  
15           on this Board does. I will only ever do what I do  
16           myself.

17                     MS. WILHELM: But you're the Mayor.

18                     MAYOR NYCE: I am the Mayor. It does not  
19           make me God. It makes me the Mayor, it makes me  
20           the Chief Elected Officer. It does not mean I can  
21           now tell people when they pay their taxes. I can't  
22           tell that to you, I can't tell it to anybody in  
23           this room. I can't say, "You pay it on this date  
24           or you're a bad person." That's not how it works.

25                     MS. WILHELM: Well, no. I mean, I know I'm

42

1           not supposed to like interject.

2                     MAYOR NYCE: Yeah, and I'm going to ask you  
3           to not.

4                     MS. WILHELM: Okay.

5                     MAYOR NYCE: All right? Because it's not --

6                     MR. SWISKEY: Yeah, or you'll be thrown out.



7           MAYOR NYCE: It's not -- it's not going to be  
8           a discussion. I'm not going to get into an ethical  
9           discussion with you.

10          MS. WILHELM: Yeah.

11          MAYOR NYCE: Okay? What I'm telling you is  
12          what the letter of the law states, and answering --  
13          I understand what your query was about, I  
14          understand it entirely. What the law allows and  
15          what the law states is completely an entirely  
16          different thing.

17                 I have -- for myself, I was brought up to  
18          take care of what I do and not to worry what other  
19          people are doing. Okay? So the same holds with  
20          health benefits on this Board. Okay? They're  
21          offered. I would let the voting members of the  
22          public determine where they think that should go.  
23          I have stated a couple of different times to  
24          different people, the other way do it with the  
25          health benefits is to bring up a referendum. Let

43

1           the voters decide on it, that's fine. As of now,  
2           that opportunity has been allowed for the Board of

3 Trustees since the early '90s. I don't see any  
4 reason for me to bring up a resolution to do away  
5 with it.

6 MR. SWISKEY: Well, take a vote. Let's  
7 see -- show us where you stand.

8 MAYOR NYCE: I just said I don't see a reason  
9 for me to do it.

10 AUDIENCE MEMBER: We're going broke, that's  
11 why.

12 MAYOR NYCE: I believe that covers all of  
13 what we were discussing, and --

14 TRUSTEE PHILLIPS: Mayor, can I make a  
15 comment, please?

16 MAYOR NYCE: Certainly.

17 TRUSTEE PHILLIPS: As far as the Predator,  
18 the Predator has insurance on it. It has water  
19 pollution, it has liability insurance, and it is  
20 tied at one -- it is tied at our own dock. It is  
21 well maintained. We have had the Coast Guard on  
22 it, we have had the DEC on it, and the Village on  
23 it over the last year continuously. So it is well  
24 watched. It is out my front door. It is watched  
25 24 hours a day.

1 MS. WILHELM: Does it run?

2 TRUSTEE PHILLIPS: Yes, it runs, thank you.

3 Number two, as far as the taxes, we all have  
4 problems at times. I'm sorry. We had four feet of  
5 water from Hurricane Sandy in the fish market.  
6 That put a major financial burden on a lot of  
7 things. It took me a little time to do refinancing  
8 in order to pay a lot of bills. So I am sorry if  
9 it bothered you that I, as a person, or my husband,  
10 or my son, who is now the major operating person,  
11 my husband and son in dealing with our businesses,  
12 it took us a little time between that and taking my  
13 mother back and forth to dialysis three times a  
14 week, plus doing a full-time job here in the  
15 Village. So I'm sorry to apologize that I was a  
16 little late in getting the payment in. Thank you.

17 MAYOR NYCE: I will also say that,  
18 Ms. Wilhelm, I do appreciate you coming back this  
19 month and saying that it was not your intent to  
20 paint the entire Board with the same brush. I left  
21 this meeting last month thinking I'd wasted the  
22 last seven years of my life based on your comments.  
23 I know that that was not the intent, and I also

24 know that is not the case. So I appreciate you  
25 coming back and making that statement.

45

1 With that, it brings us to our regular  
2 agenda. There was a typo, as I recall. Oh,  
3 Resolution # 23 should read "close Bay Avenue from  
4 Carpenter Street to Main Street on June 8th, 2014."

5 So, with that change, I will offer a  
6 resolution adopting the April 2014 agenda. So  
7 moved.

8 TRUSTEE HUBBARD: Second.

9 MAYOR NYCE: All those in favor?

10 TRUSTEE HUBBARD: Aye.

11 TRUSTEE MURRAY: Aye.

12 TRUSTEE PHILLIPS: Aye.

13 TRUSTEE ROBINS: Aye.

14 MAYOR NYCE: Aye.

15 Any opposed or abstentions?

16 (No response.)

17 MAYOR NYCE: That motion carries.

18 I'll ask Trustee Murray to read Resolution 2.

19 TRUSTEE MURRAY: RESOLUTION #04-2014-2,

20 RESOLUTION accepting the monthly reports of the  
21 Greenport Fire Department, Village Clerk, Village  
22 Treasurer, Village Administrator, Director of  
23 Utilities, Village Attorney, Mayor and Board of  
24 Trustees. So moved.

25 TRUSTEE HUBBARD: Second.

46

1 MAYOR NYCE: All those in favor?

2 TRUSTEE HUBBARD: Aye.

3 TRUSTEE MURRAY: Aye.

4 TRUSTEE PHILLIPS: Aye.

5 TRUSTEE ROBINS: Aye.

6 MAYOR NYCE: Aye.

7 Any opposed or abstentions?

8 (No response.)

9 MAYOR NYCE: That motion carries.

10 TRUSTEE HUBBARD: RESOLUTION #04-2014-3,  
11 RESOLUTION ratifying the following, as approved at  
12 the work session meeting of the Village of  
13 Greenport Board of Trustees held on April 21st,  
14 2014:

15 RESOLUTION authorizing the Village

16 Administrator to solicit Requests for Proposals for  
17 repairs to the East Pier of the Village of  
18 Greenport Marina and the Village of Greenport  
19 Railroad Dock. So moved.

20 TRUSTEE ROBINS: Second.

21 MAYOR NYCE: All those in favor?

22 TRUSTEE HUBBARD: Aye.

23 TRUSTEE MURRAY: Aye.

24 TRUSTEE PHILLIPS: Aye.

25 TRUSTEE ROBINS: Aye.

47

1 MAYOR NYCE: Aye.

2 Any opposed or abstentions?

3 (No response.)

4 MAYOR NYCE: That motion carries. And I  
5 understand those RFPs are ready to -- are just  
6 about ready to go out. Thank you.

7 TRUSTEE ROBINS: RESOLUTION #04-2014-4,  
8 RESOLUTION authorizing an increase in the hourly  
9 wage rate for Stephen Rutkowski from \$16.72 to  
10 \$17.86 per hour, effective April 4th, 2014 owing to  
11 the assumption of additional duties, per Article

12 VII, Section 9(c) – Earned Credits – of the current  
13 collective bargaining agreement. So moved.

14 TRUSTEE PHILLIPS: Second.

15 MAYOR NYCE: By way of discussion, as we  
16 discussed at the work session, this is for the  
17 educational portion. I think both the Village  
18 Administrator and the Superintendent of that  
19 Department anticipate that as Mr. Rutkowski takes  
20 on more of the duties in the Water Department, he  
21 will likely be looking for another merit raise to  
22 bring him up in line with what the standard pay for  
23 that position would be.

24 All those in favor?

25 TRUSTEE HUBBARD: Aye.

48

1 TRUSTEE MURRAY: Aye.

2 TRUSTEE PHILLIPS: Aye.

3 TRUSTEE ROBINS: Aye.

4 MAYOR NYCE: Aye.

5 Any a opposed or abstentions?

6 (No response.)

7 MAYOR NYCE: That motion carries.

8 TRUSTEE PHILLIPS: RESOLUTION #4-2014-5,  
9 RESOLUTION approving the quotation as submitted by  
10 Avon-Wesco Distribution in the amount of \$67,690.00  
11 for a three-year extended warranty and preventive  
12 maintenance program for the transformer at the  
13 Village of Greenport Power Plant. So moved.

14 TRUSTEE MURRAY: Second.

15 MAYOR NYCE: All those in favor?

16 TRUSTEE HUBBARD: Aye.

17 TRUSTEE MURRAY: Aye.

18 TRUSTEE PHILLIPS: Aye.

19 TRUSTEE ROBINS: Aye.

20 MAYOR NYCE: Aye.

21 Any opposed or abstentions?

22 (No response.)

23 MAYOR NYCE: That motion carries.

24 TRUSTEE MURRAY: RESOLUTION #04-2014-6,  
25 RESOLUTION accepting with regret the resignation of

1 Petros Panagopoulos as a Laborer from the Village  
2 of Greenport Road Department, effective April 4th,  
3 2014. So moved.



4 TRUSTEE HUBBARD: Second.

5 MAYOR NYCE: All those in favor?

6 TRUSTEE HUBBARD: Aye.

7 TRUSTEE MURRAY: Aye.

8 TRUSTEE PHILLIPS: Aye.

9 TRUSTEE ROBINS: Aye.

10 MAYOR NYCE: Aye.

11 Any opposed or abstentions?

12 (No response.)

13 MAYOR NYCE: That motion carries.

14 TRUSTEE HUBBARD: RESOLUTION #04-2014-7,  
15 RESOLUTION modifying as follows the 2014-2015  
16 tentative budget as presented:

17 Decreasing appropriations in account  
18 G.9060.800 (Sewer Fund Hospitalization) by  
19 \$4,500.00, and increasing appropriations in account  
20 G.9040.800 (Sewer Fund Workman's Comp (Workers  
21 Compensation) by \$4,500.00. So moved.

22 TRUSTEE ROBINS: Second.

23 MAYOR NYCE: By way of discussion, these two  
24 items were brought up. Both 7 and 8 were brought  
25 up by the -- by the Treasurer as a result of

1 something that came out in the public hearing, and  
2 he asked that we make these two changes in the  
3 tentative budget before looking to adopt the  
4 tentative budget.

5 All those in favor?

6 TRUSTEE HUBBARD: Aye.

7 TRUSTEE MURRAY: Aye.

8 TRUSTEE PHILLIPS: Aye.

9 TRUSTEE ROBINS: Aye.

10 MAYOR NYCE: Aye.

11 Any opposed or abstentions?

12 (No response.)

13 MAYOR NYCE: That motion carries.

14 TRUSTEE ROBINS: RESOLUTION #04-2014-8,  
15 RESOLUTION modifying as follows the 2014-2015  
16 tentative budget as presented:

17 Decreasing appropriations in account  
18 E.0800.110 (Electric Fund Hospitalization) by  
19 \$12,000.00, and by increasing appropriations in  
20 account E.9040.800 (Electric Fund Workers  
21 Compensation) by \$12,000.00. So moved.

22 TRUSTEE PHILLIPS: Second.

23 MAYOR NYCE: All those in favor?

24 TRUSTEE HUBBARD: Aye.

25 TRUSTEE MURRAY: Aye.

51

1 TRUSTEE PHILLIPS: Aye.

2 TRUSTEE ROBINS: Aye.

3 MAYOR NYCE: Aye.

4 Any opposed or abstentions?

5 (No response.)

6 MAYOR NYCE: That motion carries.

7 TRUSTEE PHILLIPS: RESOLUTION #04-2014-9,  
8 RESOLUTION approving the 2014-2015 tentative budget  
9 as amended. So moved.

10 TRUSTEE MURRAY: Second.

11 TRUSTEE PHILLIPS: Mayor, I would like to  
12 make a comment for the record first before we vote.

13 MAYOR NYCE: Sure.

14 TRUSTEE PHILLIPS: If you don't mind.

15 "I would like to make the following comment  
16 to be entered into the record before voting on the  
17 2014-2015 budget for the Village of Greenport.

18 After the comments at the budget hearing, I  
19 reviewed previous ones from the start of your  
20 administration in 2007. Mayor Kapell's

21 administration had the vision of creating Mitchell  
22 Park. Today, wherever I travel, someone has been  
23 to our Village to visit the marina, carousel, ice  
24 skating rink, Dancing in the Park, or some event at  
25 Mitchell Park. Your administration started with

52

1 the financial dealings of creating this centerpiece  
2 of the downtown Village of Greenport.

3 The Village of Greenport Moody rating was  
4 Baa1 in 2006 for the New York Public Improvement  
5 Serial Bonds. Our Moody rating moved to A1 status  
6 when this Board approved the rebonding for the 6.7  
7 million dollars in General Obligation Bonds in  
8 2012.

9 To quote from the correspondence we received  
10 January 10th, 2014, Moody upgraded the Village of  
11 Greenport's bond rating to Aa3 for both the 6.7  
12 million dollar and the 3.4 million dollar bonds.  
13 The quote best describes your approach to creating  
14 the Village budgets.

15 The upgrade to Aa3 incorporates the Village  
16 continued conservative approach to budget

17 management as evidenced by sound reserve levels and  
18 a modest debt profile with rapid amortization. The  
19 rating further takes into account the limited tax  
20 base, with below average wealth.

21 As a Board, we review, recommend and approve  
22 your budgets as presented. But it starts with the  
23 Mayor and his thought pattern of fiscal  
24 responsibility to the taxpayers."

25 Trustee -- "Village Trustee Mary Bess

53

1 Phillips."

2 MAYOR NYCE: Thank you very much.

3 TRUSTEE PHILLIPS: You're welcome.

4 MAYOR NYCE: That's very kind.

5 TRUSTEE PHILLIPS: It was about time it was  
6 put on the record someplace. And I would like that  
7 entered into the record, the written form of what I  
8 have, along with the listing of the different taxes  
9 and our assessed values from 2006 for -- which I  
10 found very interesting, since our tax rate that we  
11 get to has only been up to by maybe 30 or 60 cents,  
12 other than the first year, when it had a grade

13 increase of --

14 MAYOR NYCE: Taxes.

15 TRUSTEE PHILLIPS: Okay. We all, including  
16 you, should be very proud that we've gotten a  
17 rating from a B to an A.

18 MAYOR NYCE: Yes, absolutely. Thank you very  
19 much.

20 TRUSTEE PHILLIPS: You're welcome.

21 MAYOR NYCE: If there's no further  
22 discussion -- are you guys about done? Thanks.

23 MR. SWISKEY: We're not doing anything,  
24 right?

25 MAYOR NYCE: All those in favor?

54

1 TRUSTEE HUBBARD: Aye.

2 TRUSTEE MURRAY: Aye.

3 TRUSTEE PHILLIPS: Aye.

4 TRUSTEE ROBINS: Aye.

5 MAYOR NYCE: Aye.

6 Any opposed or abstentions?

7 (No response.)

8 The motion carries.

9 Thank you again.

10 TRUSTEE PHILLIPS: You're welcome.

11 TRUSTEE MURRAY: RESOLUTION #04-2014-10, a  
12 RESOLUTION authorizing Treasurer Brandt to perform  
13 attached budget amendment #1031, to increase the  
14 appropriation in account A.7520.401 (Historical  
15 Property - Railroad Museum) by \$6,800.00, and to  
16 increase the appropriation in account A.5990.000  
17 (Appropriated Fund Balance) by \$6,800.00, for the  
18 proposed HVAC System at the East End Seaport Museum  
19 building. So moved.

20 TRUSTEE HUBBARD: Second.

21 MAYOR NYCE: By way of discussion, that item  
22 is in the adopted budget. That money is not  
23 available until after June 1, which is why we're  
24 authorizing the fund balance, so that they can move  
25 ahead with their project.

55

1 All those in favor?

2 TRUSTEE HUBBARD: Aye.

3 TRUSTEE MURRAY: Aye.

4 TRUSTEE PHILLIPS: Aye.

5 TRUSTEE ROBINS: Aye.

6 MAYOR NYCE: Aye.

7 Any opposed or abstentions?

8 (No response.)

9 MAYOR NYCE: The motion carries.

10 Resolution #04-2014-11, RESOLUTION

11 authorizing Treasurer Brandt to perform attached  
12 budget transfer #1032, to increase the  
13 appropriation in account R.7120.100 (Recreation  
14 Center) by \$3,900.00, account R.7110.100 (Parks) by  
15 \$2,500.00, account R.7311.400 (Ice Rink Expense) by  
16 \$4,200.00, and account R.7311.100 (Ice Rink Labor)  
17 by \$10,000.00, and to decrease the appropriation in  
18 account R.7311.400 (Ice Rink Expense) by \$4,200.00  
19 and account R.7230.100 (Marina Personnel) by  
20 \$16,400.00. So moved.

21 TRUSTEE ROBINS: Second.

22 MAYOR NYCE: All those in favor?

23 TRUSTEE HUBBARD: Aye.

24 TRUSTEE MURRAY: Aye.

25 TRUSTEE PHILLIPS: Aye.



1 TRUSTEE ROBINS: Aye.

2 MAYOR NYCE: Aye.

3 Any opposed or abstentions?

4 (No response.)

5 MAYOR NYCE: That motion carries.

6 TRUSTEE ROBINS: Resolution #04-2014-12,  
7 RESOLUTION authorizing Treasurer Brandt to perform  
8 the attached budget amendment in the total amount  
9 of \$19,700.00; to amend the Fiscal Year 2013/2014  
10 budget to cover an increase in the appropriation  
11 for bond counsel in the General, Electric and  
12 Recreation funds, per Budget Amendment Form #1033.  
13 So moved.

14 TRUSTEE PHILLIPS: Second.

15 MAYOR NYCE: All those in favor?

16 TRUSTEE HUBBARD: Aye.

17 TRUSTEE MURRAY: Aye.

18 TRUSTEE PHILLIPS: Aye.

19 TRUSTEE ROBINS: Aye.

20 MAYOR NYCE: Aye.

21 Any opposed or abstentions?

22 (No response.)

23 MAYOR NYCE: That motion carries.

24 TRUSTEE PHILLIPS: RESOLUTION #04-2014-13,  
25 RESOLUTION authorizing Treasurer Brandt to perform

1 the attached budget transfer #1034, to decrease the  
2 appropriation in account A.3410.200 (Fire Dept.  
3 Equipment) by \$2,000.00; and to increase the  
4 appropriation in account A.3410.415 (Fire Dept.  
5 Repair & Maintenance–Transportation Equipment) by  
6 \$2,000.00. So moved.

7 TRUSTEE MURRAY: Second.

8 MAYOR NYCE: All those in favor?

9 TRUSTEE HUBBARD: Aye.

10 TRUSTEE MURRAY: Aye.

11 TRUSTEE PHILLIPS: Aye.

12 TRUSTEE ROBINS: Aye.

13 MAYOR NYCE: Aye.

14 Any opposed or abstentions?

15 (No response.)

16 MAYOR NYCE: That motion carries.

17 TRUSTEE MURRAY: RESOLUTION #04-2014-14,  
18 RESOLUTION authorizing Treasurer Brandt to perform  
19 the attached budget transfer #1035, to increase the  
20 appropriation in account A.5110.416 (Village  
21 Improvements) by \$6,500.00 and to decrease the

22 appropriation in account A.5110.100 (Personnel) by  
23 \$6,500.00. So moved.

24 TRUSTEE HUBBARD: Second.

25 MAYOR NYCE: All those in favor?

58

1 TRUSTEE HUBBARD: Aye.

2 TRUSTEE MURRAY: Aye.

3 TRUSTEE PHILLIPS: Aye.

4 TRUSTEE ROBINS: Aye.

5 MAYOR NYCE: Aye.

6 Any opposed or abstentions?

7 (No response.)

8 MAYOR NYCE: That motion carries.

9 TRUSTEE HUBBARD: RESOLUTION #04-2014-15,  
10 RESOLUTION approving the Public Assembly Permit  
11 Application as submitted by the Long Island  
12 Lacrosse Foundation for the use of the Polo Grounds  
13 at Moores Lane for the annual charity Lacrosse  
14 Tournament, from 8:00 a.m. through 6:00 p.m. on  
15 August 2nd, 2014 and August 3rd, 2014. So moved.

16 TRUSTEE ROBINS: Second.

17 MAYOR NYCE: Just by way of discussion and

18 reminder, both the School and the Police Department  
19 should be made aware, along with our local Fire  
20 Department. I know the Fire Department and Police  
21 Department are typical with the mass public  
22 assembly. I'm sure the school is aware of it, but  
23 we should just make sure that we interact with them  
24 as well.

25 All those favor?

59

1 TRUSTEE HUBBARD: Aye.

2 TRUSTEE MURRAY: Aye.

3 TRUSTEE PHILLIPS: Aye.

4 TRUSTEE ROBINS: Aye.

5 MAYOR NYCE: Aye.

6 Any opposed or abstentions?

7 (No response.)

8 MAYOR NYCE: That motion carries.

9 TRUSTEE ROBINS: RESOLUTION #04-2014-16,  
10 RESOLUTION approving the Public Assembly Permit  
11 Application as submitted by Lamb's Chapel for the  
12 use of Mitchell Park for an Outreach to Community  
13 event, from 3:00 p.m. through 10:00 p.m. on July

14 17, 2014. So moved.  
15 TRUSTEE PHILLIPS: Second.  
16 MAYOR NYCE: All those in favor? Aye.  
17 Those opposed?  
18 TRUSTEE MURRAY: Aye.  
19 TRUSTEE HUBBARD: Opposed.  
20 TRUSTEE ROBINS: No.  
21 TRUSTEE PHILLIPS: No.  
22 That motion does not carry.  
23 TRUSTEE PHILLIPS: RESOLUTION #04-2014-17,  
24 RESOLUTION approving the Public Assembly Permit  
25 Application as submitted by the East End Seaport

60

1 Museum and Marine Foundation for the use of  
2 Mitchell Park for a Maritime Yard Sale, from  
3 10:00 a.m. through 5:00 p.m. on August 2nd, 2014.  
4 So moved.  
5 MAYOR NYCE: Is there a second?  
6 TRUSTEE ROBINS: Second.  
7 MAYOR NYCE: Second?  
8 TRUSTEE ROBINS: Second.  
9 MAYOR NYCE: All right.

10 TRUSTEE HUBBARD: I'd like to discuss this.  
11 I don't feel Mitchell Park is a place to have a  
12 yard sale, to control it and everything else. I  
13 mean, they have room at their property at the end  
14 of Third Street to do the yard sale, or up on  
15 Moores Lane to do it on the Old Firemen's Track. I  
16 just feel a yard sale in the center of Mitchell  
17 Park on a Saturday in the middle of August -- if we  
18 start letting one person have a yard sale, I know  
19 it's a not-for-profit, but we're going to have  
20 trouble stopping anybody from having yard sales  
21 down there. I don't believe that's appropriate to  
22 have it at that place. They have other  
23 opportunities, they have other places they could  
24 have it.

25 MAYOR NYCE: Okay.

61

1 TRUSTEE PHILLIPS: When I first heard about  
2 this, I expressed my going to vote no on it to be  
3 in Mitchell Park to begin with, that there were  
4 other places for it to happen. But, you know, as I  
5 said, the application came in with Mitchell Park,

so.

6           MAYOR NYCE: Is there any -- by way of  
7           discussion, I also had a chance to meet with some  
8           of the people that are helping to organize the  
9           overall festival this year. The Museum is trying  
10          hard to extend and expand the places that it raises  
11          money, so that it doesn't have to raise all of its  
12          money during the Maritime Festival in September.  
13          As such, they're trying a bunch of different ideas.  
14          It's my opinion that we should be trying to help  
15          them with those ideas. They are putting  
16          together -- I think we asked them to -- we tabled  
17          the application for the regular festival in  
18          September, giving them a chance to pull all of the  
19          rest of their ideas together and we can do them all  
20          at the same time.

21                 And I understand that -- I understand that  
22                 anything proposed for Mitchell Park tends to be  
23                 hotly contested. I'm still of the opinion that we  
24                 should -- we should give them an opportunity to try  
25                 some different things and see if they work. I have

1           no problem with doing this on a -- as a one-off

2 basis just to see what the idea -- and I understand  
3 your apprehension for having it for a yard sale.

4 TRUSTEE HUBBARD: Well, just parking and  
5 traffic and everything else, it's going to be very  
6 congested, people parking --

7 MAYOR NYCE: Absolutely.

8 TRUSTEE HUBBARD: -- and trying to get in  
9 there. Right in front of their museum or the back  
10 where they have their gala to start off the  
11 Maritime Festival, people can pull in, they could  
12 drop stuff, they could do -- it's much easier  
13 unloading and loading.

14 MAYOR NYCE: Absolutely.

15 TRUSTEE HUBBARD: I think they said that they  
16 would cart away anything that doesn't sell. But  
17 then they're getting a dumpster and carting it away  
18 from -- in Mitchell Park. I just think there's  
19 another location that would be much better suited.

20 MAYOR NYCE: I absolutely understood.

21 TRUSTEE HUBBARD: Okay.

22 TRUSTEE PHILLIPS: And I'm just concerned  
23 that it's setting a precedence. And there was  
24 discussion of larger -- originally, larger nautical  
25 pieces showing up, which I don't think we want a



1 boat show in the middle of Mitchell Park on a yard  
2 sale.

3 MAYOR NYCE: Gotcha.

4 TRUSTEE PHILLIPS: Okay.

5 MAYOR NYCE: If there's no further  
6 discussion, I'll call the vote.

7 All those in favor? Aye.

8 Those opposed?

9 TRUSTEE MURRAY: Aye.

10 TRUSTEE HUBBARD: Aye.

11 TRUSTEE ROBINS: Aye.

12 TRUSTEE PHILLIPS: Aye.

13 MAYOR NYCE: All right.

14 TRUSTEE MURRAY: RESOLUTION #04-2014-18,  
15 RESOLUTION approving the request by Shelly Scoggin  
16 of The Market to close Main Street from Bay Avenue  
17 to the southern terminus at Claudio's Circle, and  
18 to close Front Street from Main Street west to  
19 First Street, on May 17, 2014 from 9:45 a.m. to  
20 11:00 a.m. for the Third Annual Waiter Race. So  
21 moved.

22 TRUSTEE HUBBARD: Second.

23 MAYOR NYCE: All those in favor?

24 TRUSTEE HUBBARD: Aye.

25 TRUSTEE MURRAY: Aye.

64

1 TRUSTEE PHILLIPS: Aye.

2 TRUSTEE ROBINS: Aye.

3 MAYOR NYCE: Aye.

4 Any opposed or abstentions?

5 (No response.)

6 MAYOR NYCE: That motion carries.

7 TRUSTEE HUBBARD: RESOLUTION #04-2014-19,  
8 RESOLUTION authorizing the attendance of the  
9 following at the annual SCVOA Zoning and Planning  
10 Municipal Training Session on May 14, 2014 from  
11 5:30 p.m. through 9:30 p.m. at the Atlantis in  
12 Riverhead, NY: Trustee Julia Robins, Clerk Sylvia  
13 Pirillo, Deputy Clerk Jeanmarie Oddon, and  
14 Assistant Deborah Boyle. The \$55 per person fee,  
15 and all applicable travel costs, will be expensed  
16 from line item numbers A.1010.400 (Trustees  
17 Contractual Expense) and A.1410.400 (Clerk  
18 Contractual Expense), respectively. So moved.

19 TRUSTEE ROBINS: Second.

20 TRUSTEE PHILLIPS: Mayor, I have a question.  
21 We -- as far as Planning Board and Zoning Board  
22 members, they have to take a certain number of  
23 hours of courses or a course from the State, I  
24 believe it's each year, I think.

25 MAYOR NYCE: It's not an absolute

65

1 requirement, it's suggested, because they are  
2 volunteer.

3 TRUSTEE PHILLIPS: Okay.

4 MAYOR NYCE: We have extended this to them.  
5 And if anyone between now and then signs up, we'll  
6 let people know and we'll ratify that at next  
7 month's meeting.

8 Yeah, in places, in towns where those boards  
9 are paid, I think it's required by the State that  
10 they keep their -- they keep certain points at the  
11 Village level. Because it's generally volunteer,  
12 they recommend it. They strongly urge people to  
13 keep it up, which we do as well, but I don't -- it  
14 is not required.

15 TRUSTEE PHILLIPS: It's just I've seen people  
16 on it before from the Boards and not this time.

17 MAYOR NYCE: Yeah.

18 TRUSTEE PHILLIPS: So that's why I'm  
19 questioning it.

20 MAYOR NYCE: Yeah.

21 TRUSTEE PHILLIPS: Plus, the other question  
22 is, I'm not sure what my schedule is going to be,  
23 whether I'm going to be traveling back and forth  
24 between New Bedford and back here, and all the  
25 other things that I do in a day. So will I be able

66

1 to go to the door that day to sign up if I happen  
2 to be in --

3 MR. PROKOP: Yes.

4 CLERK PIRILLO: Yes, you can at the door or  
5 the day prior.

6 MAYOR NYCE: And we can do the same as --  
7 right.

8 CLERK PIRILLO: There will likely be  
9 ratification, because the Planning and Zoning Board  
10 members, they just -- we just don't know who will

11 be attending, but we expect some attendees.

12 TRUSTEE PHILLIPS: I would like to attend,  
13 but that's -- as I said, just along with my  
14 husband's fishing schedule, I may just not be here.

15 MAYOR NYCE: If there's no further  
16 discussion, I'll call the vote.

17 All those in favor?

18 TRUSTEE HUBBARD: Aye.

19 TRUSTEE MURRAY: Aye.

20 TRUSTEE PHILLIPS: Aye.

21 TRUSTEE ROBINS: Aye.

22 MAYOR NYCE: Aye.

23 Any opposed or abstentions?

24 (No response.)

25 MAYOR NYCE: The motion carries.

67

1 TRUSTEE ROBINS: RESOLUTION #04-2014-20,  
2 RESOLUTION ratifying the attendance of the  
3 following at the annual SCVOA Legislative Dinner  
4 and Awards Night on April 16, 2014 from 6:00 p.m.  
5 through 9:00 p.m. at the Hotel Indigo in Riverhead,  
6 NY: Mayor David Nyce, Trustee Julia Robins,

7 Village Administrator Paul Pallas and Village Clerk  
8 Sylvia Pirillo. The \$75 per person fee, and all  
9 applicable travel expenses (costs), will be  
10 expensed from accounts A.1210.400 (Mayor  
11 Contractual Expense), A.1010.400 (Trustees  
12 Contractual Expense), A.0781.401 (Executive  
13 Department Office Contracts) and A.1410.400 (Clerk  
14 Contractual Expense), respectively. So moved.

15 TRUSTEE PHILLIPS: Second.

16 MAYOR NYCE: By way of discussion, we don't  
17 always attend these. They tend to be at odd times  
18 for me. We went to this one because Suffolk County  
19 Village Officials Association made the horrible  
20 decision of honoring Mr. Prokop.

21 (Laughter)

22 No, it was a wonderful event. They honored  
23 different people, different years. This year they  
24 kicked off a Partnership Award with -- by honoring  
25 some of the people that assist different villages

68

1 and different administrations on a day-to-day  
2 basis, and Mr. Prokop was their choice for the

3 award winner. I don't think they could have chosen  
4 a more appropriate person for the award. I was  
5 proud to be there and to witness him accepting the  
6 event -- or the award, and wish him continued  
7 success, and congratulations on receiving the  
8 award.

9 MR. PROKOP: Thank you very much, Mayor. I  
10 was so happy to see you and the representatives of  
11 the Village there. Thank you very much.

12 MAYOR NYCE: All those in favor?

13 TRUSTEE HUBBARD: Aye.

14 TRUSTEE MURRAY: Aye.

15 TRUSTEE PHILLIPS: Aye.

16 TRUSTEE ROBINS: Aye.

17 MAYOR NYCE: Aye.

18 Any opposed or abstentions?

19 (No response.)

20 MAYOR NYCE: That motion carries.

21 TRUSTEE PHILLIPS: RESOLUTION #04-2014-21,  
22 RESOLUTION authorizing the Village of Greenport  
23 Tree Committee to solicit bids for the removal of  
24 specified Village trees and stumps, and for the  
25 pruning of specified Village trees; and further

1 directing Clerk Pirillo to notice the bid  
2 accordingly. So moved.

3 TRUSTEE MURRAY: Second.

4 MAYOR NYCE: All those in favor?

5 TRUSTEE HUBBARD: Aye.

6 TRUSTEE MURRAY: Aye.

7 TRUSTEE PHILLIPS: Aye.

8 TRUSTEE ROBINS: Aye.

9 MAYOR NYCE: Aye.

10 Any opposed or abstentions?

11 (No response.)

12 MAYOR NYCE: That motion carries.

13 TRUSTEE MURRAY: RESOLUTION #04-2014-22,  
14 RESOLUTION approving the Public Assembly Permit  
15 Application as submitted by the Relief Hose and  
16 Phenix Hook and Ladder Companies of the Greenport  
17 Fire Department, for the use of the Polo Grounds at  
18 Moores Lane from 6 p.m. through 12 midnight on July  
19 1st, 2014 through July 5th, 2014 for the annual  
20 Carnival fundraiser. So moved.

21 TRUSTEE HUBBARD: Second.

22 MAYOR NYCE: All those in favor?

23 TRUSTEE HUBBARD: Aye.



24 TRUSTEE MURRAY: Aye.

25 TRUSTEE PHILLIPS: Aye.

70

1 TRUSTEE ROBINS: Aye.

2 MAYOR NYCE: Aye.

3 Any opposed or abstentions?

4 (No response.)

5 MAYOR NYCE: That motion carries.

6 TRUSTEE HUBBARD: RESOLUTION #04-2014-23,  
7 RESOLUTION approving the request of the East End  
8 Seaport Museum to close Bay Avenue from Main Street  
9 to Carpenter Street on June 8th, 2014 from 11 a.m.  
10 through 4 p.m. for the Chowder Contest fundraiser.  
11 So moved.

12 TRUSTEE ROBINS: Second.

13 MAYOR NYCE: All those in favor?

14 TRUSTEE HUBBARD: Aye.

15 TRUSTEE MURRAY: Aye.

16 TRUSTEE PHILLIPS: Aye.

17 TRUSTEE ROBINS: Aye.

18 MAYOR NYCE: Aye.

19 Any opposed or abstentions?

20 (No response.)

21 MAYOR NYCE: That motion carries.

22 TRUSTEE ROBINS: RESOLUTION #04-2014-24,  
23 RESOLUTION approving an increase in the weekly tent  
24 rates at the Village of Greenport McCann  
25 Campground, from \$150.00 per week to \$180.00 per

71

1 week. So moved.

2 TRUSTEE PHILLIPS: Second

3 MAYOR NYCE: All those in favor?

4 TRUSTEE HUBBARD: Aye.

5 TRUSTEE MURRAY: Aye.

6 TRUSTEE PHILLIPS: Aye.

7 TRUSTEE ROBINS: Aye.

8 MAYOR NYCE: Aye.

9 Any opposed or abstentions?

10 (No response.)

11 MAYOR NYCE: That motion carries.

12 TRUSTEE PHILLIPS: RESOLUTION #04-2014-25,  
13 RESOLUTION approving a full-season discounted rate  
14 at the Village of Greenport McCann Campground of  
15 \$2,900.00 per recreational vehicle when paid in

16 full at the start of the season, with no refund for  
17 early check-out. So moved.  
18 TRUSTEE MURRAY: Second.  
19 MAYOR NYCE: All those in favor?  
20 TRUSTEE HUBBARD: Aye.  
21 TRUSTEE MURRAY: Aye.  
22 TRUSTEE PHILLIPS: Aye.  
23 TRUSTEE ROBINS: Aye.  
24 MAYOR NYCE: Aye.  
25 Any opposed or abstentions?

72

1 (No response.)  
2 MAYOR NYCE: That motion carries.  
3 TRUSTEE MURRAY: RESOLUTION #04-2014-26,  
4 RESOLUTION authorizing Village Clerk Pirillo to  
5 sign and execute the annual Village Marine Pump-Out  
6 Station agreement between the Village of Greenport  
7 and the Town of Southold. So moved.  
8 TRUSTEE HUBBARD: Second.  
9 MAYOR NYCE: All those in favor?  
10 TRUSTEE HUBBARD: Aye.  
11 TRUSTEE MURRAY: Aye.

12 TRUSTEE PHILLIPS: Aye.

13 TRUSTEE ROBINS: Aye.

14 MAYOR NYCE: Aye.

15 Any opposed or abstentions?

16 (No response.)

17 MAYOR NYCE: That motion carries.

18 TRUSTEE HUBBARD: RESOLUTION #04-2014-27,  
19 RESOLUTION approving the retainer agreement between  
20 the Village of Greenport and Joseph W. Prokop, Esq.  
21 for the period from April 1st, 2014 through April  
22 2nd, 2015 at an hourly rate of \$175.00; and  
23 authorizing Mayor Nyce to sign the retainer  
24 agreement. So moved.

25 TRUSTEE ROBINS: Second.

73

1 MAYOR NYCE: I guess I should have read  
2 forward before I said all the nice things.

3 (Laughter)

4 MAYOR NYCE: All those in favor?

5 TRUSTEE HUBBARD: Aye.

6 TRUSTEE MURRAY: Aye.

7 TRUSTEE PHILLIPS: Aye.

8 TRUSTEE ROBINS: Aye.

9 MAYOR NYCE: Aye.

10 Any opposed or abstentions?

11 (No response.)

12 MAYOR NYCE: That motion carries. Thank you,

Joe.

13 MR. PROKOP: Thank you.

14 TRUSTEE ROBINS: RESOLUTION #04-2014-28,

15 RESOLUTION authorizing, if needed, that a Request

16 for Proposals be prepared for the repair and/or

17 replacement of the fence at the Third Street Park;

18 and directing Clerk Pirillo to notice the Request

19 for Proposals accordingly. So moved.

20 TRUSTEE PHILLIPS: Second.

21 MAYOR NYCE: All those in favor?

22 TRUSTEE HUBBARD: Aye.

23 TRUSTEE MURRAY: Aye.

24 TRUSTEE PHILLIPS: Aye.

25 TRUSTEE ROBINS: Aye.

74

1 MAYOR NYCE: Aye.

2 Any opposed or abstentions?

3 (No response.)

4 MAYOR NYCE: That motion carries.

5 TRUSTEE PHILLIPS: RESOLUTION #04-2014-29,  
6 RESOLUTION authorizing that a Request for Proposals  
7 be prepared for the resurfacing and sealing of the  
8 basketball courts at the Third Street Park; and  
9 directing Clerk Pirillo to notice the Request for  
10 Proposals accordingly. So moved.

11 TRUSTEE MURRAY: Second.

12 MAYOR NYCE: All those in favor?

13 TRUSTEE HUBBARD: Aye.

14 TRUSTEE MURRAY: Aye.

15 TRUSTEE PHILLIPS: Aye.

16 TRUSTEE ROBINS: Aye.

17 MAYOR NYCE: Aye.

18 Any opposed or abstentions?

19 (No response.)

20 MAYOR NYCE: That motion carries.

21 TRUSTEE MURRAY: RESOLUTION #04-2014-30,  
22 RESOLUTION authorizing that a Request for Proposals  
23 be prepared for the resurfacing and sealing of the  
24 basketball court at the Fifth Street Park; and  
25 directing Clerk Pirillo to notice the Request for

1           Proposals accordingly. So moved.

2           TRUSTEE HUBBARD: Second.

3           MAYOR NYCE: All those in favor?

4           TRUSTEE HUBBARD: Aye.

5           TRUSTEE MURRAY: Aye.

6           TRUSTEE PHILLIPS: Aye.

7           TRUSTEE ROBINS: Aye.

8           MAYOR NYCE: Aye.

9           Any opposed or abstentions?

10          (No response.)

11          MAYOR NYCE: That motion carries.

12                 I'm going to ask, if the Board doesn't mind,  
13                 to take these next two out of sequence. It occurs  
14                 to me that Resolution 31 is moot if Resolution 32  
15                 doesn't pass. So I'll ask Trustee Hubbard to read  
16                 Resolution 32.

17           TRUSTEE HUBBARD: RESOLUTION #04-2014-31.

18           Right?

19           MAYOR NYCE: There you go, well done.

20           TRUSTEE HUBBARD: RESOLUTION establishing the  
21           Village of Greenport as a host port for the Tall  
22           Ships Challenge - Atlantic Coast - 2015. So moved.

23           TRUSTEE ROBINS: Second.

24 TRUSTEE PHILLIPS: I have a question. I know  
25 that there was a meeting, and the BID has verbally,

76

1 I guess, with their own Board minutes, made a  
2 recommendation that they'll be involved in the Tall  
3 Ships. Are they planning on reassessing themselves  
4 with their own BID? Because they assess themselves  
5 for their BID budget. Okay?

6 MAYOR NYCE: Yes, they do.

7 TRUSTEE PHILLIPS: That is their -- you know,  
8 they tax themselves.

9 MAYOR NYCE: Yes, they do.

10 TRUSTEE PHILLIPS: Are they planning on  
11 putting a budget plan together to cover some of  
12 these expenses, or is this something that's still  
13 in discussion stages?

14 MAYOR NYCE: It's still in the discussion  
15 stages, but, yes, that discussion has started. It  
16 started back in -- at the March meeting, that I  
17 brought it up at the March meeting. I brought it  
18 up again at the most recent meeting last week, the  
19 idea being that if we're going to partner with



20           them, they need to have, as the quote is, skin in  
21           the game, but we're just starting that process now.

22                     I don't anticipate that they will balk at  
23           being involved. We will have to work with them as  
24           to see how much and what method they use for  
25           raising funds. I wanted to start it early enough.

77

1                     TRUSTEE PHILLIPS: Okay.

2                     MAYOR NYCE: What we did initially was, the  
3           same with this Board, was, is this something we're  
4           interested in doing? Is it something we're  
5           interested in doing based on the configuration with  
6           it being in two ports nearby?

7                     So their vote was similar to this, that they  
8           are supporting us being a host port. They have not  
9           made any firm financial commitments as of yet,  
10          other than they will make a firm financial  
11          commitment. I don't have a dollar figure.

12                    TRUSTEE PHILLIPS: So let me ask you the next  
13          question. On this resolution that we're  
14          establishing us as a host port, is that something  
15          that you need to take with you to go down to

16 Washington, or is this --

17 MAYOR NYCE: Yes.

18 TRUSTEE PHILLIPS: Oh, you do? Okay.

19 MAYOR NYCE: The Washington event is the  
20 kickoff and the announcement of the 2015 ports.

21 TRUSTEE PHILLIPS: Okay. That's what I  
22 wanted to know. I have recently just gotten the  
23 BID minutes for the last year, and I just am -- I  
24 just would like to see some interaction from them  
25 if we decide to -- if this resolution does pass, I

78

1 would like to see at the next work session some  
2 discussion from them as to where they're coming, so  
3 that we can also plan.

4 And I'm not into amending the resolution, but  
5 I would like to see at the work session a  
6 representative from BID. And perhaps you and  
7 Julia, you know, come with information that's  
8 focused on this and keeping it moving forward.

9 TRUSTEE ROBINS: I've already had discussion  
10 with Peter Clarke about the fact that he should be  
11 at the work session, too, to discuss that with us.

12 Okay?

13 TRUSTEE PHILLIPS: Right. But I would like  
14 to get it on the work session.

15 MAYOR NYCE: Understood. Again, if we  
16 weren't -- if we aren't going to move forward with  
17 it, those discussions weren't necessarily going to  
18 go further forward. My anticipation is that there  
19 will be a portion of their BID meeting each month  
20 discussing this specifically. We also have the  
21 potential benefit this time of not starting the  
22 process six months before the event.

23 TRUSTEE PHILLIPS: No, I know.

24 MAYOR NYCE: We're a year and several months  
25 out, which gives us time to do a lot of different

79

1 things.

2 The other portion of the fundraising that was  
3 difficult last time, as this Board will recall, we  
4 hired an outside firm to help raise money for  
5 sponsorships, which did not work.

6 TRUSTEE PHILLIPS: No.

7 MAYOR NYCE: They were great at the

8 advertising and media stuff, they were great with  
9 that, with the PR, and the rest of it was left to  
10 me and the Board members, and whoever we could  
11 cobble together to get sponsorships.

12 TRUSTEE PHILLIPS: Right.

13 MAYOR NYCE: Not only was the economy  
14 difficult at that time, we didn't -- we didn't  
15 have --

16 TRUSTEE PHILLIPS: It was a tough year for  
17 sponsorships.

18 MAYOR NYCE: Right. We also didn't have the  
19 networking necessary to raise those sponsorships.  
20 The BID, I think, brings a lot of that networking  
21 to the table. So there's the possibility of  
22 offsetting some of the fund -- I'm sorry, some of  
23 the tax money necessary by raising the funds from  
24 outside sources, which I think they can be helpful  
25 with as well, which is the other thing that I'm

80

1 stressing with them as partnerships.

2 TRUSTEE PHILLIPS: Okay.

3 MAYOR NYCE: Okay.

4 TRUSTEE HUBBARD: Okay. I think, also, as  
5 you said at the Steering Committee for this, if  
6 we're going forward with it, to make sure we have a  
7 firm commitment from them to be a major part of the  
8 Steering Committee.

9 MAYOR NYCE: Yes.

10 TRUSTEE HUBBARD: Because with the transition  
11 of the Board and everything else that's happening  
12 three months before that, we need to know as we  
13 commit to this that they're going to be --

14 MAYOR NYCE: Yes.

15 TRUSTEE HUBBARD: -- the solids that are  
16 going to be there, depending on what changes here.  
17 I understand you're going to continue helping on  
18 and all --

19 MAYOR NYCE: Absolutely.

20 TRUSTEE HUBBARD: -- but it's going to be  
21 more than that.

22 MAYOR NYCE: Absolutely.

23 TRUSTEE HUBBARD: More than one person. And  
24 you were the major part of the Steering Committee  
25 last time.

1           MAYOR NYCE: Right.

2           TRUSTEE HUBBARD: As a volunteer, that's  
3 great, you know, but a commitment from the Village  
4 part of it. None of us, you know, can really  
5 commit, at least like myself, I can't commit to  
6 that. I have no idea where I'll be next year.

7           MAYOR NYCE: Understood.

8           TRUSTEE HUBBARD: You know, if they step up  
9 and say, "These are our three people," they're  
10 going to be the Steering Committee from the BID,  
11 they're going to be here through the whole event.

12          MAYOR NYCE: Absolutely. I'm going to ask  
13 for that commitment from everybody that I look for  
14 for that Steering Committee because of exactly what  
15 you stated.

16          TRUSTEE HUBBARD: Okay.

17          MAYOR NYCE: It makes a lot of sense.

18          Any other discussion?

19          (No response.)

20          MAYOR NYCE: I will call the vote.

21          All those in favor?

22          TRUSTEE HUBBARD: Aye.

23          TRUSTEE MURRAY: Aye.

24          TRUSTEE PHILLIPS: Aye.

25 TRUSTEE ROBINS: Aye.

82

1 MAYOR NYCE: Aye.

2 Any opposed or abstentions?

3 (No response.)

4 MAYOR NYCE: That motion carries.

5 I'll ask Trustee Robins to read what is now  
6 the old 31, now 32.

7 TRUSTEE ROBINS: RESOLUTION #04-2014-32,  
8 RESOLUTION authorizing Mayor Nyce to attend the  
9 Tall Ships Challenge Series reception on May 6,  
10 2014 at the U.S. Capitol Building in Washington  
11 D.C.; with all applicable lodging, meal and travel  
12 costs to be expensed from account A.1210.400 (Mayor  
13 Contractual Expense.) So moved.

14 TRUSTEE PHILLIPS: Second.

15 MAYOR NYCE: All those in favor?

16 TRUSTEE HUBBARD: Aye.

17 TRUSTEE MURRAY: Aye.

18 TRUSTEE PHILLIPS: Aye.

19 TRUSTEE ROBINS: Aye.

20 MAYOR NYCE: Aye.

21 Any opposed or abstentions?  
22 (No response.)  
23 MAYOR NYCE: That motion carries.  
24 Thank you all very much.  
25 TRUSTEE ROBINS: There's one more.

83

1 MAYOR NYCE: Yup. Oh, no. I was just  
2 thanking everyone.  
3 MS. ROBINS: Oh, okay.  
4 TRUSTEE PHILLIPS: RESOLUTION #04-2014-33,  
5 RESOLUTION approving all checks per the Voucher  
6 Summary Report dated April 25th, 2014, in the total  
7 amount of \$439,532.20 consisting of:  
8 All regular checks in the amount of  
9 \$366,877.89.  
10 And all prepaid checks (including wire  
11 transfers) in the amount of \$72,654.31. So moved.  
12 TRUSTEE MURRAY: Second.  
13 MAYOR NYCE: All those in favor?  
14 TRUSTEE HUBBARD: Aye.  
15 TRUSTEE MURRAY: Aye.  
16 TRUSTEE PHILLIPS: Aye.



17 TRUSTEE ROBINS: Aye.  
18 MAYOR NYCE: Aye.  
19 Any opposed or abstentions?  
20 (No response.)  
21 MAYOR NYCE: That motion carries.  
22 At 7:31, that concludes the business before  
23 this Board. Thank you all for your cooperation.  
24 Thank you for your attendance.  
25 I will offer a motion to adjourn.

84

1 TRUSTEE HUBBARD: Second  
2 MAYOR NYCE: All those in favor?  
3 TRUSTEE HUBBARD: Aye.  
4 TRUSTEE MURRAY: Aye.  
5 TRUSTEE PHILLIPS: Aye.  
6 TRUSTEE ROBINS: Aye.  
7 MAYOR NYCE: Aye.  
8 We are adjourned. Thank you very much.  
9 (Whereupon, the meeting was adjourned at 7:31

p.m.)

10  
11  
12

13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

85

1  
2  
3  
4  
5  
6  
7  
8

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

STATE OF NEW YORK )

) SS:

COUNTY OF SUFFOLK )

I, LUCIA BRAATEN, a Court Reporter and Notary  
Public for and within the State of New York, do

9           hereby certify:

10                    THAT, the above and foregoing contains a true  
11           and correct transcription of the proceedings taken  
12           on April 28, 2014.

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

17                    IN WITNESS WHEREOF, I have hereunto set my  
18           hand this 9th day of May, 2014.

19

20

21

---

22

Lucia Braaten

23

24

25