

1 VILLAGE OF GREENPORT
2 COUNTY OF SUFFOLK STATE OF NEW YORK
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3 BOARD OF TRUSTEES
4 WORK SESSION
5 -----x

7
8 Third Street Firehouse
Greenport, New York

9
10 December 21, 2017
7:00 P.M.

11
12 B E F O R E:

13 GEORGE HUBBARD, JR. - MAYOR

14 JACK MARTILOTTA - DEPUTY MAYOR

15 MARY BESS PHILLIPS - TRUSTEE

16 DOUGLAS W. ROBERTS - TRUSTEE

17 JULIA ROBINS - TRUSTEE

18
19 JOSEPH PROKOP - VILLAGE ATTORNEY

20 SYLVIA PIRILLO - VILLAGE CLERK

21 PAUL PALLAS - VILLAGE ADMINISTRATOR

22 ROBERT BRANDT - VILLAGE TREASURER

23

24

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

2 MAYOR HUBBARD: Call the meeting to
3 order. Pledge to the flag.

4 (All stood for the Pledge of Allegiance)

5 MAYOR HUBBARD: Thank you. Okay. We'll
6 start off with Chief Wayne Miller from the Fire
7 Department with his report.

8 TRUSTEE ROBERTS: Good evening

9 CHIEF MILLER: Good evening, everybody.
10 Okay. So just a few things here.

11 The parking lot in the back, they brought
12 it up last night at the Wardens meeting. It's
13 turned into like a mud pit back there.

14 MAYOR HUBBARD: Okay.

15 CHIEF MILLER: So they were wondering if
16 we could get, I don't know, some kind of stone
17 or something put in there, or something to firm
18 it up a little bit.

19 MAYOR HUBBARD: Uh-huh.

20 CHIEF MILLER: It's turning into a little
21 bit of a mess. So there were some complaints
22 about that.

23 MAYOR HUBBARD: Yup.

24 TRUSTEE ROBINS: Is that because of
25 drainage from the concrete work in the front

1 there? Is that a new condition or was it a
2 preexisting condition?

3 CHIEF MILLER: No. This is something
4 new, because they put the pools in the back.
5 So where that was dug up --

6 TRUSTEE ROBINS: Okay.

7 CHIEF MILLER: They just filled -- when
8 they filled it back in, it's just --

9 TRUSTEE ROBINS: Right, got it.

10 CHIEF MILLER: -- basically dirt, so it's
11 creating a problem.

12 TRUSTEE ROBINS: Okay.

13 MAYOR HUBBARD: Yeah. They're supposed
14 to be shoring up around the aprons and
15 everywhere, all the other stuff. It's supposed
16 to be shored up. Unfortunately, we're not
17 going to be able to get it paved because of the
18 weather conditions and all. But either
19 Corazzini or --

20 MR. PALLAS: Yeah.

21 MAYOR HUBBARD: -- when the -- get DL,
22 the cement contractor who's going to put
23 something in and -- you know, and roll it and
24 compact it, so that even if they have to plow
25 the parking lot and everything, they don't

1 start tearing everything up --

2 CHIEF MILLER: Right.

3 MAYOR HUBBARD: -- when stuff goes on for
4 the winter.

5 CHIEF MILLER: And so -- and that's done.
6 That's not -- I heard a rumor that there was
7 talk about tearing that back up, the -- where
8 the pools got put in.

9 MAYOR HUBBARD: Who said that?

10 CHIEF MILLER: I don't know. That was
11 just -- I won't elaborate on it, but it was
12 just something that I heard. So, you know,
13 okay, fine.

14 MAYOR HUBBARD: Well, you could ask
15 whoever said it, find out and let me know.

16 CHIEF MILLER: All right. All right.
17 No.

18 MAYOR HUBBARD: We have no plans of
19 tearing it back up.

20 CHIEF MILLER: Okay, great.

21 MAYOR HUBBARD: We already got the bill
22 and it's paid, it's already paid for.

23 CHIEF MILLER: Yeah, okay.

24 MAYOR HUBBARD: So if they got something
25 else going on, they really should let us know.

1 CHIEF MILLER: Well, you know how rumors
2 start flying around.

3 MAYOR HUBBARD: Well, yeah.

4 TRUSTEE PHILLIPS: Speaking of rumors, in
5 reading the report, I see here that there's
6 some discussion on another truck.

7 CHIEF MILLER: Yes. Standard Hose is
8 looking for a new pumper.

9 TRUSTEE PHILLIPS: Oh, okay. Have they
10 checked with the Village Treasurer yet on
11 everything or --

12 CHIEF MILLER: We haven't voted to buy it
13 yet.

14 TRUSTEE PHILLIPS: Oh, okay.

15 CHIEF MILLER: We're still looking at it
16 for a few more prices, possibly. That got
17 discussed last night also, so.

18 TRUSTEE PHILLIPS: Okay. As I said, I
19 saw it here and I was kind of like, "Oh, okay,
20 um, um." I haven't heard anything, and I'm
21 assuming nobody else heard anything, so that's
22 the only reason why I'm asking.

23 CHIEF MILLER: Yeah. We're not. You
24 know, we're close, but we're not in the final
25 stages yet, so.

1 The other thing, too, the cement pad in
2 the back, we spoke about that. Are they going
3 to -- are they done doing cement work for this
4 year or was that --

5 MR. PALLAS: We're not yet --

6 MAYOR HUBBARD: Go ahead.

7 MR. PALLAS: No, we're not sure on that
8 yet. I'm still working with them. They think
9 that it might be best to wait.

10 CHIEF MILLER: Okay.

11 MR. PALLAS: So if they do that, it's
12 only going to tear up more of the parking lot
13 when they go and put it in. So rather than do
14 that and have additional stone that we have to
15 put in --

16 CHIEF MILLER: Right.

17 MR. PALLAS: -- just leave it until the
18 spring, do that in the spring and then do the
19 paving all at once.

20 CHIEF MILLER: Okay. And also Station 2,
21 we talked about the concrete inside the
22 building. And Derryl said something, they were
23 going to do that during the winter, because
24 it's indoors.

25 MR. PALLAS: I'll double-check on that.

1 CHIEF MILLER: So we need to know if
2 that's going to happen so we can make
3 arrangements for that.

4 MR. PALLAS: Yeah.

5 MAYOR HUBBARD: Did they find anything
6 when they were cutting that out, Paul, that we
7 had talked about?

8 MR. PALLAS: I don't think so. It
9 would -- I didn't hear anything, so I'm
10 assuming. I told them if they did find
11 something, to let me know. So I haven't heard,
12 so I'm assuming they didn't.

13 MAYOR HUBBARD: Okay.

14 MR. PALLAS: And they didn't find any
15 problem, so.

16 CHIEF MILLER: All right. So the next
17 thing was we were talking about redoing the
18 floor bays, the floors in the truck bays. So
19 it looks like it's going to be quite a bit of
20 money to do that. The cheapest bid that I've
21 got so far was around \$73,000. Now I'm not
22 sure if that includes prevailing wage or not,
23 so that may raise the cost. But I had three
24 quotes. One was 73,000, one was 150, and
25 another guy was 123, and that's to do all three

1 buildings.

2 TRUSTEE MARTILOTTA: What exactly are you
3 doing to the floors?

4 CHIEF MILLER: They're going to come in
5 here, they're going to grind up, grind up these
6 floors out here, and they're going to put a new
7 coating in there and seal the floors.

8 TRUSTEE MARTILOTTA: Oh, seal it and all?

9 CHIEF MILLER: Yeah, so -- and they were
10 going to do that in all three buildings, plus
11 the bathrooms also in this one.

12 MR. BRANDT: That has to go through
13 formal bidding, though.

14 CHIEF MILLER: No, I know that. I'm just
15 bringing it up and letting you know that that's
16 a possibility of what might be coming up, yeah.
17 No, don't worry, I'm on that. Also the cars --

18 MR. PALLAS: On the floor, there's a --
19 we're doing -- sounds very similar to what
20 we're doing in the basement in the power plant,
21 which is being done under a County contract. I
22 can get you the information --

23 CHIEF MILLER: Okay.

24 MR. PALLAS: -- and you can contact the
25 guy and see if it even qualifies for it.

1 CHIEF MILLER: Okay. Yeah, that would be
2 great, appreciate that.

3 The two cars, do you guys want those or
4 -- I understand they went out, nobody bid on
5 them and --

6 MR. PALLAS: Yeah, we're taking -- we're
7 definitely taking one.

8 CHIEF MILLER: Okay.

9 MR. PALLAS: I'm not sure about the
10 second one yet.

11 TRUSTEE ROBERTS: Is that the -- is that
12 the resolution to rescind?

13 CLERK PIRILLO: Yes, yes. Yes, it is.

14 TRUSTEE ROBERTS: Okay. So we're
15 voting -- do you want us to vote to rescind the
16 surplus declaration?

17 MR. BRANDT: Surplus, yes.

18 TRUSTEE ROBERTS: Right.

19 CLERK PIRILLO: We declared it as surplus
20 and not for use for general municipal purposes.
21 So we are rescinding it to undeclare it, if you
22 will.

23 TRUSTEE ROBERTS: And then we're --

24 TRUSTEE PHILLIPS: So we can use it for
25 municipal purposes.

1 TRUSTEE ROBERTS: Understood. Okay.

2 CHIEF MILLER: And the last thing I have
3 is the LOSAP. They voted to keep it the same.

4 MAYOR HUBBARD: Okay.

5 CHIEF MILLER: No changes. But, also,
6 within the next few months, they're looking to
7 increase the amount of years to 40 years, just
8 for retention. There's a lot of guys that
9 are -- a lot of younger guys that are at 30
10 years already, so they're talking about making
11 it 40 now, so.

12 MAYOR HUBBARD: Okay.

13 CHIEF MILLER: Whatever. So Jimmy, the
14 secretary is going to work with Penflex to try
15 to get something together so that we can
16 present it to you.

17 MAYOR HUBBARD: Okay. Just to kind of
18 explain that to everybody, when we started the
19 program, we started it with a 20-year program
20 in 1993, that went to 2008. In 2008, there was
21 a referendum to vote on it to change -- to add
22 the 10 years --

23 TRUSTEE PHILLIPS: Right.

24 MAYOR HUBBARD: -- to make it 30 years.
25 State Law allows for 40 years. So we're -- at

1 2018, we're at the maximum again. So anybody
2 who has their points will max out at 30 years.

3 To do the program, original program, some
4 of the departments did it with 40 years right
5 to start, but it increased the cost a lot. And
6 this way it's been amortized over the past 20
7 years doing it, or 25 years, with a five-year
8 buy-back on the original program. So now we're
9 hitting the point now at the end of 2018,
10 members that are still active and making all
11 their points will max out after 30 years.

12 TRUSTEE MARTILOTTA: Gotcha.

13 MAYOR HUBBARD: And so this would just go
14 and match what the State Law is, which is what
15 everybody else has. But it would have to be a
16 referendum again.

17 TRUSTEE MARTILOTTA: Sure.

18 MAYOR HUBBARD: That's how we did it in
19 2008, and the same thing is coming up in 2019.

20 TRUSTEE PHILLIPS: Mayor, will we be
21 having a representative from our LOSAP company
22 come and give us an investment discussion?

23 MAYOR HUBBARD: We can. I mean --

24 TRUSTEE PHILLIPS: We haven't -- I don't
25 think we really had it for a while, have we?

1 MAYOR HUBBARD: Yeah, that's fine.

2 TRUSTEE PHILLIPS: I know we get the
3 information, but I think it would be
4 interesting to re -- I'd like to reeducate
5 myself, especially if they're going to the 40
6 years, because it is part of our budget and we
7 do have to keep watching it.

8 MAYOR HUBBARD: Oh, we could do that.
9 Also, we're going to need to know what the
10 projected cost of --

11 TRUSTEE PHILLIPS: Right.

12 MAYOR HUBBARD: -- this, of setting up
13 the referendum, when we're going to schedule a
14 vote, what it's going to add to the Fire
15 Department budget and the Village budget, what
16 the cost is going to be adding the 10 years.

17 TRUSTEE PHILLIPS: Yeah.

18 MAYOR HUBBARD: Last time I believe it
19 added about \$30,000 per year onto it, because
20 everything -- nobody starts collecting that all
21 at once. It just increases -- you have to
22 put -- start putting money away now for future
23 years for it.

24 TRUSTEE PHILLIPS: All right. Well, I --

25 MAYOR HUBBARD: But it wasn't a huge

1 amount of money that had changed. But we have
2 to see what it is in this day and age.

3 TRUSTEE PHILLIPS: I think it just would
4 be an educational -- for us, as Trustees. I
5 think it's been a while, so okay.

6 MAYOR HUBBARD: Okay. No, that's fine.

7 CHIEF MILLER: All right. That's all I
8 have.

9 MAYOR HUBBARD: Okay. Just have, you
10 know, Jimmy get in contact with me and we can
11 sit down and, you know, we could talk with
12 Robert where the numbers, where it all falls.

13 CHIEF MILLER: Okay.

14 MAYOR HUBBARD: And then try to pick a
15 time, because it has to go -- you have to do a
16 referendum on that.

17 CHIEF MILLER: Okay. So like --

18 MAYOR HUBBARD: You have to do a public
19 vote.

20 CHIEF MILLER: -- what kind of time frame
21 are we -- if we really want to proceed with
22 this, what kind of time frame are we looking
23 at? Like March, is that when it would happen
24 or --

25 MAYOR HUBBARD: Well, it really depends

1 on Penflex, how long it's going to take them to
2 put the stuff together to decide what to do and
3 to schedule the vote.

4 CHIEF MILLER: Okay.

5 MAYOR HUBBARD: Ideally, you would try to
6 schedule the vote in the summertime when
7 everybody is here.

8 CHIEF MILLER: Okay.

9 MAYOR HUBBARD: You know, but how much --
10 they need a vote by a certain amount of time to
11 notify the State that we're expanding the
12 program and to put everything in place for the
13 following budget year.

14 CHIEF MILLER: Okay, sounds good.

15 MAYOR HUBBARD: So, if we had the numbers
16 more sooner, because our budget year starts in
17 June, so --

18 MR. BRANDT: And I'm starting to work on
19 the budget next month, actually.

20 MAYOR HUBBARD: Right. So just, you
21 know, to place-hold what the possible cost
22 would be, depending on if it passes the
23 referendum and everything else. So the
24 beginning of January we could probably sit
25 together, you know, Robert, Jimmy, you and

1 myself and just sit there and talk about it, go
2 over the time frame with somebody from Penflex
3 and figure out what to do.

4 CHIEF MILLER: Okay, sounds good.

5 MAYOR HUBBARD: Okay.

6 CHIEF MILLER: Anything else?

7 MAYOR HUBBARD: Anything else for the
8 Chief?

9 TRUSTEE MARTILOTTA: No, sir.

10 MAYOR HUBBARD: All right. Thank you,
11 and have a Merry Christmas.

12 CHIEF MILLER: You, too. Merry
13 Christmas, Happy New Year.

14 TRUSTEE PHILLIPS: Merry Christmas.

15 TRUSTEE ROBINS: Merry Christmas.

16 TRUSTEE MARTILOTTA: Merry Christmas.

17 TRUSTEE ROBERTS: Thank you. Merry
18 Christmas.

19 CHIEF MILLER: Stay safe.

20 MAYOR HUBBARD: Okay. We've got a couple
21 of items for discussion.

22 The wetlands permit application of
23 Stephen Bull, 24 Beach Road, we had left that
24 open last month. There was a lot of questions
25 after the public hearing and all. Did the

1 Board have any questions or --

2 TRUSTEE ROBERTS: Yeah.

3 MAYOR HUBBARD: Do you have anything to
4 add?

5 TRUSTEE PHILLIPS: Yeah. I'll be honest
6 with you, I sent around an email earlier with
7 some questions to the Village Attorney. And
8 I'll be real honest with you, I'm leaning
9 towards asking us to just table this discussion
10 until our Building Department has had an
11 opportunity to actually check into some of the
12 issues that were brought up between both the
13 applicant and some other public members.

14 You know, it was brought to our attention
15 that we have a group of sheds down there that
16 have no permits. That kind of needs to be
17 discovered, whether they're legal or not legal
18 to begin with.

19 And the other question was brought to our
20 attention on easements and right-of-ways, and I
21 have a big question. Does this create access
22 for Village residents to get down to Sandy
23 Beach? So I think we have a lot of questions
24 to ask, and I'm leaning towards asking that it
25 be tabled until we find out some of this

1 information. That's my thoughts.

2 MAYOR HUBBARD: Uh-huh. Anybody else on
3 the Board?

4 TRUSTEE ROBERTS: And if I may add onto
5 that, the -- there's a big question of title,
6 whether -- you know, Mr. Tasker brought up the
7 issue of the title and the right-of-way. But,
8 you know, there's -- someone has to go research
9 and figure out if the title -- if that went
10 with the title. I don't know very much about
11 title, but someone -- I just don't -- I have
12 4,000 questions and no answers. If -- I'm very
13 curious, also, if John Saladino's testimony, he
14 was reading from the -- you're going to correct
15 me later --

16 MS. MOORE: Yes.

17 TRUSTEE ROBERTS: -- about it actually
18 was, John, but the -- he was reading advice
19 from the organization that sets the standards
20 for these -- for wetlands construction, I
21 guess. I'm sorry I'm butchering this.

22 But my point is that if I need -- Joe, I
23 need our legal team to tell us if, in fact,
24 this is all below the floodplain and,
25 therefore, none of it, there should ever --

1 never be any construction. If that's the case,
2 then I don't even know why we're discussing it.
3 But I need -- you know, I need legal help right
4 now, because I don't know anything about this
5 stuff.

6 MR. PROKOP: Okay. So I -- since last
7 meeting, I received two emails from two
8 different Trustees, one of which was you, and
9 saying that they had questions. I contacted
10 both Trustees and spoke to them on the phone
11 and said that -- I was asked to be prepared for
12 tonight to answer any questions that anybody
13 has.

14 I've researched this extensively, I'm
15 prepared to answer. I feel that I have a
16 pretty thorough knowledge at this point of
17 several of the key points that were raised the
18 last time, and I'm prepared to answer any
19 questions either tonight, or I could
20 communicate in a memorandum, a memo, a
21 confidential attorney/client memo, whatever --
22 whatever you prefer. If you have questions
23 tonight, I'm happy to proceed, I'm feeling
24 prepared.

25 TRUSTEE ROBERTS: So is that area below

1 the floodplain, and can there be no
2 construction there?

3 MR. PROKOP: Okay. So I don't -- I
4 haven't seen the flood map, but it's my
5 understanding that it is below -- it is in the
6 floodplain. There can be construction there,
7 but you need to get permits. So there is
8 permits involved, one of which is from the
9 Village, and that's the application that we
10 have before us. There was a discussion
11 about --

12 TRUSTEE ROBERTS: Yeah. Those are DEC
13 and Army Corps?

14 MR. PROKOP: DEC.

15 MR. PALLAS: Just DEC.

16 MR. PROKOP: I don't think the Army Corps
17 is involved.

18 MR. PALLAS: Yeah, just DEC.

19 TRUSTEE PHILLIPS: The Army Corps,
20 because there's no -- there's not --

21 MR. PALLAS: Correct.

22 TRUSTEE ROBINS: No.

23 TRUSTEE ROBERTS: Okay.

24 MR. PROKOP: So there was a question the
25 last time about whether FEMA -- what the FEMA

1 regulations are that affect this, and the type
2 of construction of whether or not it had to be
3 raised. There's actually -- I actually found
4 two conflicting FEMA regulations, one -- when
5 I've gone through all this with Mr. Pallas, one
6 of the FEMA regulations that I was able to find
7 precludes new construction or substantial
8 reconstruction without raising the structure
9 above the flood -- above the Base Flood
10 Elevation.

11 In New York State, if it's a habitable
12 premises at all, so you have to go freeboard
13 plus two, but I think for the shed, it would be
14 the Base Flood Elevation.

15 However, there's also another regulation
16 that says that, repeats that, but says that if
17 you're able -- for an accessory building that's
18 not going to be habit -- used for habitation,
19 if you can make the building completely water
20 tight, you're able to not raise it. So I think
21 that that -- that's pretty much exactly the
22 language. I can circulate it. But it's not --
23 it's not just the base of the structure, it
24 looks to me to be pretty much the entire
25 structure would have to be water tight and be

1 able to not be susceptible to flooding damage
2 and --

3 TRUSTEE ROBERTS: That's the
4 International Building Code?

5 MR. PROKOP: No, that's FEMA, FEMA
6 regulations.

7 TRUSTEE ROBERTS: FEMA, okay.

8 MR. PROKOP: Federal regulations, right.
9 And I have those regulations, I can circulate
10 them. I have a copy with me tonight. I can
11 also circulate them to you, if you'd like.

12 The other thing -- one of the other
13 things that was brought up, I just wanted to
14 clarify, if I could, is that there's -- there
15 are two easements across the -- two easements
16 that go from one end of Sandy Beach to the
17 other, and it was a little confusing the way
18 that it was discussed. To me it was, I don't
19 know if it was to anybody else, but it
20 definitely was to me. But the first one is
21 that there was a 30-foot easement, but that --
22 the original easement, but that's a privately
23 held right-of-way, it's not -- it's not a
24 public right-of-way. So the 30-foot easement
25 is a common right-of-way among the property

1 owners of Sandy Beach. It is not a public
2 right-of-way to the Village or anybody else.

3 Adjoining that right-of-way, however,
4 there's a 20-foot easement that we have --
5 evidence was recorded, was dedicated to the
6 Village and then was recorded. That 20-foot
7 easement is a public easement in favor -- in
8 favor of the Village. But it's -- when Trustee
9 Phillips was asking about providing -- or, I'm
10 sorry, whoever asked that question. I'm sorry
11 if I'm identifying the wrong Trustee. Whoever
12 asked that question about providing access for
13 the Village down to the end of Sandy Beach,
14 that -- it would be over that 20-foot easement,
15 not over the 20, plus the 30. The 30 is a
16 private easement.

17 TRUSTEE ROBERTS: The private easement
18 is -- that's the road that's there, right?

19 MR. PROKOP: That's the road that's
20 there, that's 30 feet.

21 TRUSTEE ROBERTS: And this is on the
22 other side of that?

23 MR. PROKOP: Adjoining the road.

24 TRUSTEE ROBERTS: Adjoining that.

25 MR. PROKOP: Yes.

1 TRUSTEE ROBERTS: And is or is not the
2 shed inside the 20-foot easement?

3 MR. PROKOP: Okay. So we have -- so
4 that's a good question. We have -- there is a
5 survey that was part of the record, a piece of
6 the survey, and that survey shows the shed
7 being within the 20-foot easement, which is the
8 easement that belongs to the Village. Now,
9 however, the -- one of the things about this is
10 that the language to these easements themselves
11 is very -- is very confusing. And, actually,
12 the easement says that, "Provided, however,
13 until such time as the land shall be improved
14 as a Village street by said Village" --
15 "successors in interest shall have the right to
16 improve said land at our own expense and to" --
17 but -- and to use it as a road.

18 So I think that the intention was that it
19 could be improved by the owners of Sandy Beach,
20 if they wanted to, this 20-foot strip, and use
21 it as a road, but probably not put anything in
22 the easement that would obstruct it or diminish
23 its use as a public right-of-way or road.

24 So --

25 TRUSTEE PHILLIPS: Wait a minute, I'm a

1 little confused here. The property owners down
2 there on the 20-foot easement could put a road
3 in, but --

4 TRUSTEE ROBERTS: Has to be available to
5 the public.

6 TRUSTEE PHILLIPS: Has to be available to
7 the public.

8 MR. PROKOP: Has to be available to the
9 public, right. They couldn't do anything that
10 could block it.

11 TRUSTEE PHILLIPS: Okay.

12 MR. PROKOP: Block it, that's what I
13 meant.

14 TRUSTEE ROBERTS: So, technically
15 speaking, today I'm not allowed to go drive on
16 the current, quote, unquote, road unless I am a
17 member of the association?

18 MR. PROKOP: Correct.

19 TRUSTEE ROBERTS: Okay. But I should be
20 able -- if they pave it, I can then drive down
21 there, or can I just go walking down there now
22 as a Village resident, or as a member of the
23 public?

24 MR. PROKOP: I think you could probably
25 -- I think you could -- my initial review -- my

1 initial response would be that you could
2 probably walk down there as a resident. It
3 says the Village -- until such time as the
4 Village shall improve it as a road that the
5 property owners can have the right to improve
6 it and use it as their road, but that doesn't
7 preclude any other use by the public. So it
8 really is a public easement, I mean, subject to
9 a more formal opinion and review, but that's my
10 initial review of this.

11 TRUSTEE ROBERTS: So this -- that isn't a
12 wetlands permit issue at all, then.

13 MR. PROKOP: Right. It's not a
14 wetlands -- it's different from the wetlands
15 permit issue.

16 Now there is, as we were told last time,
17 there is litigation that's pending involving
18 this. One of the things about the property is
19 it's also -- there's also a private covenant
20 limiting building on the property, but the --
21 which is one of the contentions, basically the
22 contention of the lawsuit, but that is not a
23 Village concern. That's a private covenant,
24 not a Village concern. And I don't think
25 there's any advantage at this point to the

1 Village becoming involved in that lawsuit.

2 MAYOR HUBBARD: No. Okay.

3 TRUSTEE PHILLIPS: So let me just get
4 this clear in my head so I understand it. The
5 lawsuit is dealing between the written covenant
6 that's in the deeds that says that they can't
7 build, correct?

8 MR. PROKOP: Yes.

9 TRUSTEE PHILLIPS: Okay. So for us, with
10 the application before us, then we're not
11 really in a position, until that lawsuit is
12 settled, to approve anything, because we could
13 approve it and then the court could say it
14 needs to be torn down, correct?

15 MR. PROKOP: Well, that's -- yes. I
16 mean, there's no clear right -- at this point,
17 there's no clear right to build it, for it to
18 be there, both from a private aspect and also
19 from the Village aspect.

20 TRUSTEE ROBERTS: The outcome of the
21 lawsuit would either be structure has to come
22 down, or a structure gets to stay, it's your
23 own property?

24 MR. PROKOP: Well, that's -- there's two
25 steps. That's step one, but step two is what

1 about the Village easement. So the --

2 TRUSTEE ROBERTS: That lawsuit's not
3 about the Village easement.

4 TRUSTEE PHILLIPS: No, the lawsuit's not
5 about -- the lawsuit's about the building.

6 MR. PROKOP: Right. So if Mr. Bull was
7 to succeed in the lawsuit, he would still have
8 to come to the Village and convince the Village
9 that we should allow the shed in the Village
10 easement.

11 TRUSTEE ROBERTS: And then after that,
12 ask us for a wetlands permit.

13 MR. PROKOP: Yes.

14 TRUSTEE ROBERTS: And the DEC.

15 MR. PROKOP: Yes.

16 TRUSTEE ROBERTS: Is there a DEC permit
17 now?

18 MR. PROKOP: I don't know.

19 TRUSTEE PHILLIPS: No.

20 MR. PALLAS: The DEC -- there's a letter
21 in the file from the DEC that we confirmed,
22 essentially says that he should have gotten --

23 TRUSTEE PHILLIPS: Approvals.

24 MR. PALLAS: -- a permit, but they're
25 letting it go for -- under this -- for this

1 "don't ever do it again" kind of thing, is how
2 it was described to me.

3 MR. PROKOP: There was one other question
4 that was raised about a building permit.
5 Reviewing the Building Code, the International
6 Building Code, and also the New York State
7 supplement, there's differing language, which
8 Mr. Pallas and I are trying to resolve as far
9 as the minimum, the minimum square footage,
10 which requires a building permit. But I think
11 in either case, that this shed is probably
12 under the minimum square footage to require a
13 building permit, meaning it probably -- it
14 did -- it did require a -- it does require a
15 wetlands permit because it is a structure, but
16 it probably -- I haven't measured it, but the
17 comments that I received is that it probably
18 did not receive that.

19 MAYOR HUBBARD: Right, 10-by-10, so it's
20 100 square feet.

21 MR. PROKOP: So it doesn't need a
22 building permit.

23 MAYOR HUBBARD: Right.

24 TRUSTEE ROBERTS: Right.

25 MAYOR HUBBARD: Even if it was 130, 150,

1 depending whatever it was, it's still 100
2 square feet, so it's still below any minimum
3 threshold for needing a normal building permit.

4 TRUSTEE PHILLIPS: There's a lot of
5 questions.

6 MAYOR HUBBARD: No, there is.

7 TRUSTEE ROBERTS: I'll throw another one
8 on there, but I would want to ask the
9 applicants, maybe they're not prepared to
10 answer, but, you know, would they work with us?
11 Would they move it? Would they -- you know, do
12 we have options there? So that's a discussion.
13 I don't know how or when we have that, but, you
14 know, if -- because if it is on Village
15 property, that's a tough one, but --

16 MAYOR HUBBARD: Okay. Well, I mean, do
17 you want to hear a comment? I know the
18 applicant is here, they would like to comment.

19 MS. MOORE: We're all here.

20 TRUSTEE ROBERTS: Yeah, if they're here.

21 TRUSTEE PHILLIPS: Well, I think they
22 should comment, but I think --

23 MAYOR HUBBARD: Yes, okay.

24 TRUSTEE ROBERTS: Yeah.

25 MAYOR HUBBARD: Well, I was trying to get

1 through the questions that they had first --

2 MS. MOORE: No, good, that's fine, that's
3 fine.

4 MAYOR HUBBARD: -- so they could discuss
5 it so is there.

6 MS. MOORE: Good, good, okay. Good,
7 because I'm glad you discussed certain basic
8 things. It looks thick, but it's actually the
9 very simple first page, and then it attaches
10 the flood ordinance, because there are two
11 specific exemptions. So let me give that to
12 you. Hopefully, I have enough, so pardon me.
13 The Clerk should have this. So I'm going to
14 give each of you, and I have one for you, also.

15 I apologize. My secretary -- I was not
16 at the office today, so the first Exhibit A is
17 actually just the specific language of the
18 flood ordinance, it's not the building code. I
19 actually copied the building code, so.

20 So, to start with, just looking at this
21 very simple memorandum, this is 100 foot square
22 -- 100-square-foot storage shed. The first
23 question is does it need a building permit?
24 The answer is no. And correctly stated, there
25 is a specific exception to requiring a building

1 permit if the structure is less than 200 square
2 feet. So we're 100, we don't need a building
3 permit. So that resolves that one. We are all
4 in agreement on that one. As for the --

5 TRUSTEE ROBERTS: Ms. Moore.

6 MS. MOORE: Yes.

7 TRUSTEE ROBERTS: Would you mind going up
8 there, because I want to make sure that --

9 MS. ALLEN: Thank you.

10 MS. MOORE: Oh, I'm so sorry.

11 MS. ALLEN: Yes.

12 TRUSTEE ROBERTS: -- the people out there
13 can hear you. Yeah. Thank you.

14 MS. MOORE: No problem. So the first
15 issue that was -- I did in a very simple
16 format, is a building permit required for a
17 100-square-foot shed. And the answer, and I
18 quoted the section of the State Code, the
19 International Building Code, the reference, and
20 it specifically exempts structures that are
21 under, or 200 square foot or less. So there's
22 no building permit requirement.

23 The second question is, is a wetland
24 permit required under Chapter 68? That's where
25 I attached the full section of the code, which

1 apparently there's a discrepancy in publishing,
2 code publishing, because the law that was
3 adopted September 25th, 2009 has specific
4 language, and that's Exhibit A, which in the
5 word "usage" in definitions says a shed is
6 specifically exempt from the flood ordinance.
7 That's why most sheds or accessory structures,
8 they don't have to comply with the two-foot
9 freeboard and all of that other thing that you
10 guys were exchanging conversations.

11 There's specific language that says that
12 a shed, as well as -- and the language is
13 pretty straightforward. Permitting
14 construction does not include land preparation,
15 so that's clearing, excavation, that kind of
16 thing. It makes sense. You don't need a flood
17 ordinance -- you don't need a flood permit for
18 that. Or the installation of streets or
19 walkways, or excavation for a basement,
20 footings, piers, foundations, or the erection
21 of temporary forms, or the installation of
22 accessory buildings such as garages or sheds
23 not occupied as dwelling unit or not part of
24 the main dwelling. So if you had an attached
25 garage, that's treated differently than if it's

1 a detached garage. In this case, we have 100
2 foot square -- 100-square-foot shed. So the
3 Chapter 68, the way it was adopted on September
4 25th, specifically excludes that.

5 So now we have what I think we've shown
6 through this, no building permit, no flood
7 permit, and that's why nobody in that
8 neighborhood has a flood permit. And you say,
9 "Well, do we have violations?" No. It's
10 because the code says they are not required.

11 Then we deal with this easement.

12 MR. PALLAS: Can I just -- can I just
13 clarify?

14 MS. MOORE: Sure, go ahead.

15 TRUSTEE PHILLIPS: Yeah.

16 MR. PALLAS: Chapter 68 deals with
17 floodplain development?

18 MS. MOORE: Yes.

19 MR. PALLAS: We still have a wetlands
20 section in our code.

21 MS. MOORE: Well, the wetland --

22 MR. PALLAS: That's a separate --

23 MS. MOORE: But the wetland permit says
24 you follow the -- whether or not you're in the
25 floodplain. We've got six --

1 TRUSTEE PHILLIPS: No.

2 MR. PALLAS: No, it doesn't.

3 TRUSTEE PHILLIPS: No.

4 MR. PALLAS: It -- what it talks about is
5 the floodplain map.

6 MS. MOORE: Yes.

7 MR. PALLAS: And it's the -- and I
8 apologize, I don't remember the exact
9 reference, but it talks about a map with a map
10 number, and that is no -- that map is obsolete.
11 We have -- as a matter of precedent, we have
12 used the Zone A, I think, or X, I forget what
13 the number is --

14 TRUSTEE PHILLIPS: Zone X.

15 MR. PALLAS: -- as the -- as the area
16 that it requires, and this clearly is within
17 that area.

18 MS. MOORE: Well, here's the problem you
19 have. If you site a section of the law that
20 brings you in as far as why you need a permit,
21 so, if you're -- if the flood ordinance says
22 you don't -- you don't have to have a shed
23 built in accordance with the flood ordinance,
24 but you're bringing it in as a wetland permit
25 to have to get a permit for a shed, there seems

1 to be an inconsistency in that law in that --
2 you're looking at, you know, as if you're
3 confused.

4 MR. PALLAS: I don't -- well, I don't
5 believe --

6 MS. MOORE: Okay.

7 MR. PALLAS: I don't think it's an
8 inconsistency. Again, this is --

9 MS. MOORE: I think that the language may --

10 MR. PALLAS: I would have to go to
11 both -- I would have to look at both code
12 sections --

13 MS. MOORE: Okay.

14 MR. PALLAS: -- of the language to see.
15 That's --

16 MS. MOORE: Well, I would ask you to take
17 a look.

18 MR. PROKOP: Yeah. I think it's
19 important, since you -- you know, if you've
20 pointed out tonight, there's a difference
21 between the adopted language and the published
22 online language, then we need to look at that.

23 MS. MOORE: Correct.

24 MR. PALLAS: It won't be the first time
25 that we --

1 MS. MOORE: Okay. I understand, yes,
2 it's very possible. So --

3 MR. PROKOP: But thank you. We'll take
4 that under advisement.

5 MS. MOORE: That's fine. So now we deal
6 with the third issue that was raised, was the
7 easement. There appear -- remember, an
8 easement is just a right. That easement that
9 was -- that was created in '45 was for the
10 purposes of building a road that would take a
11 30 -- from a 30-foot road to a 50-foot road,
12 because that 30-foot road would have been most
13 likely turned into a -- the -- a public road.
14 So I'm assuming 30 plus the 20 makes it 50
15 foot, so you meet the State definition of a
16 public road. So, to me, when I read that
17 language, that seemed to be the intention of
18 that easement that was granted, to be able to
19 create a greater -- a larger road.

20 But let's assume that it was a road that
21 was going to sit parallel to the other. The
22 private beach, Sandy Beach Road next to the
23 20-foot public easement. Even assuming that,
24 if you start where the 20-foot easement begins
25 down at the end of Sandy Beach, when you come

1 onto Sandy Beach, you'd have to go through an
2 entire width of wetlands. You have a light
3 post, you have electric lines, you have fences,
4 you have all types of interference before you
5 even get to the Bull property, which is where
6 that little shed sits.

7 So -- and Mr. and Mrs. -- Mr. Bull,
8 they're prepared to say, "Listen, if you come
9 in and you build a road, we'll move the shed."
10 If you want us to talk about shifting the
11 location of the shed a little bit, so that if
12 somebody wants a public access, they'd have to
13 cross through wetlands and tromp through
14 wetlands to get there, but -- so I'd ask you to
15 go back there. That's my memory of where you'd
16 have to start, at 20 feet, where the 20-foot
17 area is. You only get a clear area of walking
18 path on the Bull property than the Elliot
19 property, so you'd really have to see if there
20 is any common sense to that.

21 But, nonetheless, if the concern is the
22 public easement, you certainly can't put a car.
23 And this 100-foot shed is not blocking
24 pedestrians, so you can walk from one -- from
25 one side or the other, it's blocking the width

1 of the shed.

2 So there -- I think it's an issue that
3 doesn't really exist, if, in fact, there was a
4 problem, and it -- you put in a road, first
5 you'd have major environmental issues on
6 building a road there, so it's never going to
7 happen. It's very typical of a paper road, but
8 we would certainly discuss that. At that
9 point, we'd ask the DEC and get permission to
10 move it, if we had to. I'm sure that that
11 would not be a problem if they have to move it
12 five foot over one way or the other. That's
13 not an issue.

14 So I do ask you to walk down there.
15 Start at 20 feet from where the road turns to
16 Sandy Beach, move -- go 20 feet back, and then
17 figure out if there's any possible way that you
18 can walk from one end of Sandy Beach parallel
19 to the -- to the private road.

20 And as far as being able to drive, it's
21 not a public road, but if you're visiting
22 people on Sandy Beach, you have a right to go
23 there, so.

24 The issue four, which I raise, is the
25 selective enforcement, because this is the only

1 shed that has ever been prosecuted for being
2 there, so that's just a legal issue that I
3 raise, and -- and --

4 (Alarm Sounded)

5 MS. MOORE: Wow, it's noisy. Okay. And
6 just for the record, we're not trying to create
7 any problems, we just feel that this has been
8 led by, you know, one neighbor who has, as you
9 already know, brought a civil action, and
10 having the Village raise issues and have us go
11 through this permitting process makes his civil
12 action moot if you force the shed out. So that
13 certainly makes a very easy argument.

14 MR. TASKER: What is she even talking
15 about?

16 MS. MOORE: So what I'm talking about is
17 that --

18 MR. PROKOP: Could you repeat that? I'm
19 sorry, could you -- could you repeat what you
20 just said?

21 MS. MOORE: I'm sorry, the public is
22 commenting, so.

23 MR. PROKOP: I couldn't hear what you
24 just said. Could you repeat?

25 MS. MOORE: Oh, with the feedback? Yeah.

1 What I'm saying is that there is a civil case
2 regarding the shed.

3 MR. PROKOP: Right.

4 MS. MOORE: Okay? If the Village says,
5 "No, you can't have a shed," well, hasn't that
6 been -- hasn't the civil litigation been
7 resolved? Yes, right? We're not -- the
8 Village says no, we have a violation, we're
9 going to obviously do an Article 78 and argue
10 over it, but it makes his civil case pretty
11 much a done deal and a moot point. That's the
12 -- that's I think what led to this whole
13 process, rather than really the issue of an
14 environmental impact, and whether or not, in
15 fact, is the wetland permit needed or not
16 needed, again, because of the fact that there
17 are really no -- there are no other wetland
18 permits issued in this area. It makes me
19 wonder why suddenly a 100 square foot shed
20 becomes, you know, a wetland permit issue, so.

21 And that's all. That's a very simple
22 outline, and I attached -- as I said, I
23 attached the code, just so it looks thick, but
24 it's really -- I tried to make it as simple as
25 possible. Thank you.

1 MAYOR HUBBARD: Okay. Thank you.

2 Okay. Well, we have more information, more
3 stuff to read and go through and all. Oh.

4 MR. TASKER: Excuse me, Mr. Mayor. I'd
5 like to answer the comments to this. First of
6 all, a little more history.

7 Indeed the 20-foot easement would be
8 extremely difficult to build a road on, let
9 alone even to walk on, as the previous speaker
10 just said. You'd have to walk through about
11 800 foot of marshland before you got to the
12 back end of Mr. Bull's property and you get on
13 dry land that you could then walk down to the
14 point. As a matter of fact, there are people
15 who walk up and down the beach road all the
16 time, and you know that happens on every
17 private road there is. There are people who
18 drive on the -- excuse me -- the private paved
19 road all the time. They're out looking and
20 they see "Private Road", "Well, it doesn't
21 affect me," and that's just what happens.

22 But the fact of the matter is, is that
23 20-foot easement that the Village owns is in
24 wetlands, and it does not provide access to
25 anyone walking to get to the point. They have

1 to walk on the private right-of-way.

2 The idea of selective enforcement was
3 just raised. As I spoke at the last meeting,
4 every one of the sheds that were cited as being
5 erected without a permit were all erected
6 before there was even a Zoning Code in the
7 Village of Greenport, let alone a requirement
8 for wetlands permits for a building code -- for
9 a building permit, let alone a requirement for
10 a wetlands permit.

11 And, in fact, in her remarks at the last
12 meeting, at the record at Page 9 -- Page 10,
13 rather, Line 8, the Attorney states that for
14 these sheds, all the sheds that were cited as
15 built without permits, the application process
16 was not required. Indeed, there was no -- as I
17 said, there was no zoning law, there was no
18 wetlands permit law, and there was no
19 DEC restrictions.

20 More than that, all of those sheds are --
21 exist -- well, apart from the ones that are in
22 the Town of Southold, which I noted have had no
23 bearing on this at all, all of those sheds are
24 in the zone between the bulkhead and the paved
25 road. The DEC has said very clearly that

1 that's essentially a free zone as far as they
2 are concerned. The DEC is not concerned about
3 construction between the bulkhead and the paved
4 road, as long as they were in existence before
5 1977, and indeed they were. They were there in
6 1944, when I first came to Sandy Beach.

7 And, as I said, I knew every one of those
8 garages, they were called garages in those
9 days, that existed, that were cited as built
10 without permits. Indeed they were built
11 without permits. There was no permit
12 requirement.

13 So let's drop that issue as far as
14 setting some kind of a precedent that you
15 should be overlooking. What you now have is an
16 ordinance that prohibits building without a
17 wetlands permit or a floodplain permit, Section
18 63 or 142. They both come into play here.
19 They cannot be disregarded merely because in --
20 prior to 1944 some garages were built on Sandy
21 Beach in an area that is now, let's call it a
22 free zone for construction.

23 In fact, in her testimony at -- whoops,
24 excuse me. At Page 10, talking about the
25 Building -- the New York State Building Code,

1 Ms. Moore said the Building Department has
2 recommended, and CAC and Mr. Pallas have
3 recommended these anchors. These are the
4 anchors that are supposed to hold the shed down
5 in the case of the great flood. Ms. Moore
6 said, "But it's merely to comply with your
7 flood damage prevention provisions." That's
8 Section 63. She acknowledges that they apply
9 to this construction here in that location.

10 So the idea to kind of wave it off, that
11 Section 63 is pretty vague, and what are we
12 doing this for, and so forth, you got to read
13 Section 63. I can parse it for you, but I
14 don't think you want me to take the time to do
15 that. But I recommend you read very carefully
16 and parse very carefully Chapter 63 of the
17 Zoning -- of the Village Code.

18 TRUSTEE ROBERTS: Do you mean 68?

19 CLERK PIRILLO: 68.

20 MR. TASKER: 68. I'm sorry.

21 CLERK PIRILLO: It does.

22 MR. TASKER: Oh, yes, 68. Well, you
23 don't have to worry about 63.

24 MS. MOORE: Good. Thank you.

25 MR. TASKER: That had nothing to do

1 with --

2 MS. MOORE: I thought I missed something.

3 MR. TASKER: -- with buildings or
4 anything like that at all. Thank you for
5 reminding me. In fact, in my notes it says
6 Section 68 that is applicable for the
7 flood damage.

8 MR. PROKOP: It was 60 something.

9 MR. TASKER: I think, talking further
10 about -- I think these were Mr. Saladino's
11 remarks, and you can check the record to be
12 sure, but at Page 18 of the transcript, it was
13 said that the applicant or his attorney hasn't
14 mentioned that they haven't -- "It was built,
15 we understand, without a building permit, but
16 it was also built without a wetlands permit."
17 This is at Line 9, Page 18. "The applicant or
18 his attorney hasn't mentioned that, they
19 haven't given a reason for that." Indeed, they
20 haven't. They knew about it. They new about
21 the restrictions, they knew about the need for
22 a wetlands permit, and they went ahead and did
23 it anyway. If they applied for a wetlands
24 permit, perhaps the proper scrutiny would have
25 been applied. He wouldn't have built it

1 without permission, and the proper standards
2 for building it would have been adhered to.

3 I need to point out that the case law,
4 and, in fact, the Attorney just mentioned this
5 the other night, this case the other night at
6 the ZBA, I think it's the Parkview case, that
7 an erroneously issued permit or an erroneous
8 waiver from the need for a permit creates no
9 property right. You can't get there and say,
10 "Oh, the Building Inspector told me it was
11 okay," even though the proper examination of
12 the statutes, the ordinance and so forth would
13 have shown you clearly that it was not
14 permitted to be done. So ignorance is no
15 excuse in that situation.

16 Now I want to come back to the -- to the
17 application itself, or the building permit that
18 Mr. Bull completed and that Ms. Moore
19 submitted, and that was -- it said one of the
20 required -- one of the questions on that
21 application process is, "Are there any prior
22 existing restrictive covenants which permit or
23 regulate the use of the subject wetland?" And
24 the applicant indicated falsely, "None". He
25 knew full well of the existence of the

1 restrictive covenant that prohibited buildings
2 in that area. It was in his deed, it was in
3 his chain of title, and it was also cited in
4 his title report at the time he purchased the
5 property.

6 So you have to say why is this question
7 raised in the -- in the application form for a
8 wetlands permit? You say what? What is a
9 wetlands permit worried about restrictive
10 covenants for? And the reason has to be this,
11 that it was -- if it was -- you know, that it's
12 meant to have an effect on the Board's
13 decision, because it kind of seems like an
14 out-of-left-field question. Well, the reason
15 is that it has to be there because it
16 recognizes that the Village shouldn't
17 countenance violations of other covenants that
18 are going to come back to haunt them by its
19 action on the permit.

20 So you've got a couple of things to do
21 with the permit, and she -- it's already been
22 suggested, I think Ms. Phillips already
23 suggested maybe the thing to do is table this
24 thing. You got three choices with this
25 application. You can approve it, you can deny

1 ir, or you can table it. If you approve it,
2 there's going to be a line out the door for
3 people applying for similar permits, you can
4 guarantee that.

5 Of the people who agreed that Mr. Bull's
6 shed was not a problem, there were six
7 objectants that he cited, I believe. Two of
8 them are a married couple who live on a
9 property that is, in fact, in the Village of
10 Southold. Two others are neighbors who are
11 quite a ways up the street. The other three
12 are his next door neighbor on either side, Mr.
13 -- let's see. I'll tell you who they are.
14 Yes, P.J. Parson to his east, Elliot to his
15 left. Elliot is the one you have to remember,
16 who's already -- who also built a shed without
17 a wetlands permit, without a DEC permit, and is
18 one of the defendants in the suit that I have
19 brought against them for violating the
20 restrictive covenant. The other one, Raines,
21 is two doors to the left of Mr. Bull's
22 property. And I want to show you some pictures
23 that may elucidate what's going on here, if I
24 may.

25 CLERK PIRILLO: If you could state your

1 name and address for the record --

2 MR. TASKER: I'm sorry.

3 CLERK PIRILLO: -- if you can do that.

4 MR. TASKER: Yes, I will.

5 CLERK PIRILLO: Thank you.

6 MR. TASKER: If you'll include that in
7 the record, please. I'm sorry. The Clerk had
8 just reminded me I didn't state my name when I
9 spoke, addressed the podium. I'm Arthur
10 Tasker. I live at 17 Beach Street in
11 Greenport, in the Village of Greenport. Thank
12 you.

13 If you look first at the first picture,
14 you will see, starting from the left, the first
15 house that you see is the Raines' house, the
16 house after that is Mr. Elliot's house, the
17 next one is Mr. Bull's house, and the next one
18 is Mr. -- P.J.'s house. I have trouble
19 remembering his last name as well. I know him
20 too well as P.J.

21 But if you look at the next picture, it
22 shows in greater detail. The next photograph,
23 it shows a more close-up view. You'll see the
24 backyards, if you will, of those four parcels.
25 These are the people who think it's fine to

1 have a shed there. They are the only places in
2 the area north of the paved road where it is
3 possible or feasible, just because of dry land,
4 to build a shed. So of course they're going to
5 say they're in favor or don't object to
6 Mr. Bull's shed.

7 But that also begs the question, there
8 are 24 other people that presumably were
9 canvassed as to whether or not they had an
10 objection or not, and four people -- three
11 people, who were neighbors, who have got an ax
12 to grind, came back and said, "Yeah, it's fine
13 with me." Two people said, "Well, I don't
14 know, I can't see it from my house." Another
15 one from Southold Town said, "I don't care
16 either." What happened to the other 24
17 people's responses? Because you can be sure if
18 any of them thought it was fine or okay or
19 didn't care, it would have been cited. So the
20 best you can say is most of them objected, and
21 that's just as reasonable a conclusion as the
22 fact that they approved it, because had they
23 approved it, you would have heard about it from
24 the applicant. We digress.

25 They try to pass off the DEC's saying

1 that, "We don't need" -- that they didn't need
2 a DEC permit, even though the building was
3 already -- already built, as some kind of a,
4 "Well, don't do it again" sort of thing. Let
5 me read to you, and I think that it is attached
6 to the handout that I just gave you, the letter
7 from the DEC, dated June 20, 2017, to Stephen
8 Bull, headlined in bold type, "WARNING LETTER".

9 "During a recent inspection, Department
10 staff noted a potential violation at 24 Sandy
11 Beach Road, approximately 40 feet from the
12 boundary of a New York State regulated tidal
13 wetland. These are regulated activities within
14 the Department's Tidal Wetland jurisdiction,
15 and, therefore, require a permit from this
16 Department.

17 Conducting regulated activities without
18 the required permits is a violation of Article
19 25 of the Environmental Conservation Law. Such
20 violations may be subject to a maximum permit
21 of \$20,000 per day per violation."

22 So the DEC certainly does not require --
23 regard this as a trivial ho-hum violation of
24 their requirements.

25 "At this time, the Department is issuing

1 this warning letter in lieu of further
2 enforcement action against you." That is not
3 saying, "Well, it's okay, just don't do it
4 again."

5 They went on to say, "We now consider the
6 violation resolved, but you are reminded,
7 however, that any future regulated activity
8 will require the appropriate permits."

9 So the applicant knew and he did it
10 anyway, because he had made applica -- permit
11 application to the DEC at the time he was
12 considering raising his house and rebuilding
13 it. He made an earlier application to the DEC
14 for this same -- for this same shed and knew
15 what the DEC required and did it anyway. So
16 he's lucky he's not faced with \$10,000-a-day
17 fines.

18 MR. PROKOP: I just want to say for the
19 Board, unless somebody disagrees with me that
20 may be familiar with this, typically, what the
21 ZB -- excuse me -- what the DEC does is they
22 issue these -- on your first trip through them,
23 on a violation, they'll issue a warning letter,
24 and they'll identify you as a violator, and
25 they'll remind you that you have this per-day

1 fine potential. And then the second -- if
2 there's -- if you ever commit another, a second
3 offense, they then claim that you had fair
4 warning, and then they try to pick up the --
5 assess the per-day fine. So it's typical on a
6 violation -- on a -- your first violation that
7 you'll get one of these warning letters.

8 MR. TASKER: Thank you for the
9 clarification. So at least at this point we're
10 not looking at \$10,000-a-day fines yet.

11 So I want to modify, and in conclusion, I
12 want to modify my earlier suggestion with
13 regard to what I think the Board's action
14 should be on this. I suggested that they --
15 that they table this application until the
16 conclusion of the litigation. I said a few
17 moments ago there are three choices that the
18 Board has, to accept the application for a
19 wetlands permit, and as I said, there'll be a
20 line out the door of at least Mr. Elliot and
21 P.J. and Raines, who have got room behind their
22 houses to build that. Everybody else is in
23 wet -- has wetlands only behind their house.
24 They can deny it, which is the appropriate
25 thing to do, not just for the reasons that I've

1 stated with regard to the litigation and with
2 regard to the easement, but for the fact that
3 they failed to comply with the requirements of
4 Section 142 of the Village Code and Section
5 68 -- am I right -- 68 of the Village Code for
6 requiring -- requiring a permit application.
7 They didn't even make application for the
8 permit.

9 Parse that section of the code and you
10 will see that there is a complete ignorance on
11 the part of everyone in the Village
12 Administration, the applicant to comply with
13 article 60 -- with Section 68.

14 So I would suggest this: Rather than
15 adjourn this hearing, they should -- this Board
16 should deny the permit based on all of those
17 reasons and let the dust settle on the
18 litigation. If at the conclusion of the
19 litigation the applicant thinks that he's got a
20 reason to suspect that the Village might give
21 him a wetlands permit, let him apply again.
22 This is not his first trip through abandoned
23 wetlands permits, I can assure you, and I think
24 that the Clerk can fill you in on the details
25 of those. There have been at least three, to

1 my knowledge.

2 MR. PROKOP: What is the status of the
3 litigation?

4 MR. TASKER: Are there any questions?

5 MR. PROKOP: Yes. What is -- excuse me.
6 Can I ask a question?

7 MAYOR HUBBARD: Yeah, go ahead.

8 MR. PROKOP: What is the status of the
9 litigation?

10 MR. TASKER: Status of the litigation is
11 this: Both defendants have moved to dismiss on
12 the grounds that the complaint was improperly
13 stated. Those motions are sub judice right now
14 in Supreme Court. There is a preliminary
15 hearing to be held some time in January with
16 respect to that. But there has been no, shall
17 we say, challenge to the -- to the substance of
18 the conclusion of the complaint at this point.

19 You know, I see these attacks on me and
20 my approach to this, I see this as an attempt
21 to discredit me in front of this Board, when
22 it's really an attempt to try and salvage a
23 faltering defense to my litigation. Thank you.

24 TRUSTEE ROBERTS: Mr. Mayor, are we
25 having the -- it sounds like we're having the

1 hearing now.

2 MR. TASKER: The hearing is open.

3 CLERK PIRILLO: The hearing is still
4 open.

5 TRUSTEE ROBERTS: But can I just ask to
6 the folks out there through you, can we focus
7 on the wetlands permit? I don't think anyone
8 here needs to talk about someone's private
9 litigation. And I'll just be very frank. It
10 has nothing to -- that has nothing to do with
11 how I would think about voting on this. To me,
12 this is a wetlands permit issue in the Village,
13 and it's about the Village and its residents,
14 and, you know, good luck to everybody with your
15 lawsuits. Is that okay if we ask folks to
16 stick to that?

17 MAYOR HUBBARD: That's fine. I think
18 we're only going to have one more comment on
19 it, and then we're going to move on to our
20 regular business. Go ahead, Mr. Bull.

21 MR. BULL: Stephen Bull, 24 Beach Street,
22 also known as 24 Sandy Beach Road, Village of
23 Greenport.

24 I think I have to state and correct the
25 statements, the erroneous statements that were

1 made by my neighbor, and who is pursuing me and
2 court, who now has me on the ropes in Southold
3 Court because of his influence on the Building
4 Department.

5 He states that ignorance is no excuse,
6 and yet, by Tasker's own record of lack of
7 compliance to the Village in 2006, he ignored
8 the building code of the Village of Greenport,
9 hired a builder and started to raise his
10 cottage on Sandy Beach, his cottage, you know,
11 which is now winterized, he doesn't live there,
12 he lives on the old folks home, and add a
13 second floor.

14 Tasker's cottage is an inhabited
15 structure, my shed is not. And although he was
16 required to get a Village Code, both a wetlands
17 and a building permit, he did not, he started
18 construction. Neighbors called the Building
19 Department. They came, they inspected the
20 property, and they told Tasker to stop
21 construction, which he did in order to avoid a
22 Stop Work Order.

23 Tasker knew he had to get these permits.
24 He -- I guess he was ignorant beforehand, but
25 he started construction without permits. He

1 got his wetlands permit, he got his building
2 permit, and then he was allowed to continue his
3 construction. But two years later, Tasker
4 wanted a C of O, because he hadn't had the
5 building inspected. So he goes back, and the
6 C of O is expired. He gets another C of O, and
7 then he has it inspected. But when the
8 building is inspected, it hasn't been raised to
9 the FEMA regulated level. But he got his
10 C of O. How did that happen?

11 Anyway, Mayor Hubbard and Trustees of the
12 Village of Greenport, Arthur Tasker and John
13 Saladino's misrepresentations have filled your
14 ears with untruths, smoke and mirror
15 statements, and the public -- at the public
16 hearing on November 27th, and then tonight,
17 with regards to my wetlands permit for a shed
18 at 24 Beach Street.

19 Although I am requesting a wetlands
20 permit for my shed, I don't believe I need one.
21 My shed is an uninhabited structure. The shed
22 is sitting on uplands, in total compliance with
23 the rules and regulations of the Village of
24 Greenport, and does not require either a
25 building permit, nor a wetlands permit.

1 In the New York State Building Standards
2 and Codes, now known as 2015 International
3 Residential Code, Second Printing, as adopted
4 by New York State, and adopted by the Village
5 of Greenport, Chapter 1, Scope and
6 Administration, Part 1, Scope and Application,
7 Section R, 105-2, Work Exempt From a Permit, a
8 shed does not need a building permit, as long
9 as it is a one-story detached accessory
10 structure, and provided that the floor area
11 does not equal or exceed 200 square feet.
12 That's in the code.

13 TRUSTEE ROBERTS: That's a building
14 permit, right?

15 MR. BULL: That a building permit is not
16 needed --

17 TRUSTEE ROBERTS: Right

18 MR. BULL: -- when a shed is under two --
19 when it's temporary and under 200 square feet.
20 My shed is built to this adopted code and does
21 not need a building permit.

22 With regard to a wetlands permit in the
23 law of Chapter 68 for Floodplains Development,
24 it only applies to habitable construction.
25 That was what happened with Tasker in 2006.

1 You know, he violated that, because he had a
2 habitable construction he was doing and he
3 didn't get a permit. This is an uninhabited
4 structure, it's a shed.

5 In addition to a shed built in uplands,
6 it does not require wetlands -- wetlands
7 permit, according to the rules adopted
8 June 23rd, 2016 for sheds under 144 square
9 feet, and Chapter 65-4, Page 15.

10 According to the Building Department
11 files, three other sheds have been recently
12 erected in the Sandy Beach area without a
13 wetlands permit. This is not what Tasker has
14 just told you. Tasker has told you that there
15 are -- all of the buildings that were cited
16 that I included in the original wetlands permit
17 application were garages built in the '40s.
18 Well, I did include a few of those, but three
19 of those structures are sheds of modern
20 construction. You can go there tonight, you
21 can go there tomorrow in daylight, it's perhaps
22 a little bit better, and you will find these
23 modern sheds there that were subject to the
24 wetlands permit, if the wetlands permit is
25 indeed an issue, subject to the building code,

1 if the building code was an issue, but it's
2 not.

3 And there's a lot of other sheds, I would
4 presume, that are in the floodplain of
5 Greenport that have never been required to
6 provide a wetlands permit. This is clearly an
7 action that's focused on me by my neighbor.

8 John Saladino incorrectly states that the
9 DEC does not differentiate between wetlands and
10 uplands. The DEC states that the wetland are
11 clearly demarked by the lack of marine plant
12 above the high water mark. This is something
13 that you've all seen when you go down to the
14 beach or you're by the water. You'll see that
15 the plants that are nourished by the saltwater
16 stop at the edge of the beach. Then there's a
17 little area, and then you get into this other
18 area which is called the uplands. That's where
19 the grasses begin.

20 These areas above the high water mark are
21 called uplands. The DEC has jurisdiction over
22 the upland areas that adjoin the wetlands. The
23 DEC says that my shed built on uplands is not
24 an issue for them. The DEC gave me consent to
25 the construction of the shed on my property

1 uplands, because no part of my shed --

2 TRUSTEE PHILLIPS: No, no, no

3 MR. BULL: -- touches the wetlands.

4 That's very clear. There's no part of the shed
5 that is actually in the water. This is the
6 concern of the DEC, and you'll see this on some
7 of the highway, as you go to Orient Point, that
8 some of the older structures were built with
9 pilings into the wetlands. And so that's what
10 is the concern of the DEC, not the structure
11 that was built in the area which is now defined
12 as the uplands.

13 When I received this letter that has been
14 presented to you, which is the DEC warning
15 letter, that was after a conversation that I
16 had with the DEC in which they said, "You
17 should never have done this, you should have
18 gotten a permit first." I didn't know that I
19 should have. "And so by doing this, we're
20 going to issue you this warning letter, because
21 we've sent our people out there to inspect the
22 area, and what you have done would be something
23 that we would give you if you had asked us for
24 a permit, but you didn't. We inspected it,
25 we're giving you this warning letter, don't do

1 this again." I accept their reprimand. I will
2 not ever do that again.

3 John Saladino made statements, said that
4 moderate wave action, if you look in the -- you
5 know, the record from the November 27th
6 meeting, John Saladino's statements said that
7 moderate wave action goes through the middle of
8 my house. Guess what, it's true, but the shed
9 is 200 feet away. The action -- the wave
10 action does not occur in the area of the shed,
11 because that's north of the house. The wave
12 actions stop at that point.

13 John Saladino is trying to confuse the
14 Trustees with his own misunderstanding and lack
15 of information on the terms of this argument.
16 My shed is not in a wave zone. The DEC has
17 approved the shed as an uninhabited structure
18 built on wetlands. By Village Code, the shed
19 does not need a wetlands permit, nor a building
20 permit. The Trustees are skating on thin ice
21 if they should choose selective enforcement.

22 Let me say again, there's no moderate
23 wave action in the area of the shed. John
24 Saladino is confusing you. The shed is on
25 upland, it's not on wetlands. It's just a

1 shed. It's not covered by Chapter 68,
2 Floodplain Development Code, where Saladino
3 rambles on in his last remarks and does not
4 give you the specific code. Let me give you
5 this code to you now. This is the whole
6 section of Section 68.4.

7 MAYOR HUBBARD: All right. How long is
8 this section? I mean, we just --

9 MR. BULL: It's going to be --

10 MAYOR HUBBARD: I mean, we've got a lot
11 of other -- we've got a lot of other business
12 to take care of.

13 MR. BULL: It's going to be short. It's
14 going to be short.

15 MAYOR HUBBARD: Okay. I just -- if you
16 can, wrap it up, Mr. Bull.

17 MR. BULL: Quote, "permitted construction
18 of streets, or walkways, or excavation, or for
19 a basement, footings, piers or foundations, or
20 the erection of temporary forms, or the
21 installation of accessory buildings such as
22 garages or sheds, are" -- "that are not
23 occupied as dwelling units or not a part of the
24 main building are excluded from Section 68."

25 I guess I'm going to have to put this

1 page to one side and let's get down to the
2 remarks of my primary -- my neighbor, who
3 has -- and I'll go back to John Saladino if he
4 wants further -- to make further remarks later
5 on -- in replying, rebuttal to him.

6 But let me address the four arguments
7 that Tasker has presented one at a time, the
8 first being that I built the shed knowing I was
9 in violation of the covenant agreed on in 1945.
10 This is an obsession of Tasker, I think we've
11 heard that tonight, but one that has recently
12 been conveniently taken up.

13 Tasker lied when he said at the last
14 Trust meeting -- Trustee's meeting, as well as
15 in his Supreme Court complaint, that my
16 neighbor, Paul Elliot, put his shed up just a
17 year ago. Elliot installed his shed in April
18 2014, three-and-a-half years ago. Tasker did
19 not object to that shed until 2017. He had
20 three years to register a complaint or
21 litigation with Mr. Elliot with regards to a
22 breach of covenant. I presumes, because
23 Elliot's shed was standing without objection,
24 that mine would as well.

25 I did not falsify my application by

1 stating there was no covenant on my property.
2 There is no covenant restriction on the
3 construction of a shed, there is only Tasker's
4 belief that there is. As you know with
5 lawyers, you can be sued for anything by them
6 in civil court.

7 Do not take -- let Tasker's misstatements
8 about covenants and about his litigation on
9 covenants cause you to believe there is a
10 covenant that restricts the construction of a
11 shed. Tasker had the opportunity to file a
12 suit against my neighbor, Paul Elliot, years
13 ago, but he did not do so. This selective
14 enforcement and Tasker's tyrannical pursuit is
15 counter to the good will of Greenport. Tasker
16 knowingly allowed Bull to build his shed in
17 order to harass him and trick him into a
18 lawsuit.

19 MR. BULL: Tasker is now trying his legal
20 case before the Trustees in order to save you
21 money.

22 On Tasker's second point, I did not
23 trespass on Village property. A portion of the
24 shed may or may not sit on a 62-year-old
25 easement of the Village of Greenport for a road

1 that will never be constructed. If this road
2 were to be constructed at great cost by the
3 Village, with huge environmental damage, and
4 lengthy permits required by the DEC, the Army
5 Corps of Engineers and others, then, after
6 receiving proper notification, I'll move my
7 shed two feet, or whatever else is required.

8 Tasker's third point is that the shed is
9 in violation of Chapter 142 concerning
10 wetlands, floodplains and drainage. My
11 construction of a shed does not violate any
12 terms of the prohibited acts of Chapter 142,
13 Section 4. Tasker, like Saladino, is targeting
14 me and my shed for selective enforcement.

15 I have not looked at every property
16 within the vast FEMA established floodplains in
17 Greenport to discover all the other sheds which
18 have been built or installed that do not have
19 wetland permits, but surely there are many. I
20 have checked with -- in the Village files on
21 the three that are standing within spitting
22 distance of my shed and they do not have
23 wetland permits.

24 I was forced to file for a wetlands
25 permit as a step to resolve the civil

1 litigation that was -- currently that was
2 brought to me via the efforts of Tasker --
3 Tasker through the Village Department and
4 action that is currently on hold in the Town of
5 Southold Court. This shed is still an
6 uninhabited structure approved by the Federal
7 and State level, that is FEMA and DEC.

8 Tasker's claim of devious activity on my
9 part to construct a shed is false and
10 misleading. My sons and I built the shed when
11 we had the time and the money. I never
12 promised not to build a shed. Tasker also made
13 here claim -- hearsay claims about my knowledge
14 of the code. I only knew that the code said
15 the construction of a shed in Greenport did not
16 require a permit. Earlier dealings with the
17 DEC assured me that a shed was not on a
18 wetlands site.

19 With his fourth point, Tasker proposes
20 the shed does not meet the requirements of
21 Chapter 68, Floodplain Development, which
22 Tasker misstates as flood damage protection,
23 small point. This law only applies to
24 habitable construction, Chapter 68, to
25 habitable construction, not uninhabited

1 construction.

2 Tasker has not read the 2009 amendment to
3 Chapter 68, which states that an uninhabited
4 structure such as a shed or a garage are not
5 covered under Chapter 68. I've already read
6 you every word of this section of the code
7 once. I've saved you having to read it to you
8 twice. My shed clearly meets the definition of
9 Chapter 68-4, since the shed is not occupied.
10 It's not a structure covered by Chapter 68. I
11 repeat, the shed is an uninhabited structure
12 not covered under Chapter 68. Tasker should
13 read the chapter himself and apologize to the
14 Trustees for wasting their time.

15 I reiterate, there's no reason why Tasker
16 should have to rule -- that the Trustees should
17 have to rule on this at all. A shed in
18 Greenport was built to the code, that was built
19 to this code does not need a building permit.
20 A shed built on uplands does not require a
21 wetlands permit.

22 Mayor Hubbard and the Village Trustees,
23 ask yourselves, if you selectively target my
24 shed and arbitrarily require that I get a
25 wetlands permit that the DEC says is not

1 necessary, then Tasker and Saladino are going
2 to require the Trustees and Mayor to go after
3 all the many, many other sheds in Greenport
4 that are built on the FEMA floodplains. Thank
5 you.

6 TRUSTEE ROBERTS: Joe, we're hearing a
7 lot about Chapter 68. Wetlands permits are
8 Chapter 142, right?

9 CLERK PIRILLO: Yes. Yes, they are.

10 MR. PROKOP: That's correct.

11 TRUSTEE ROBERTS: Okay.

12 MAYOR HUBBARD: Okay. We're not going to
13 keep going back and forth all night on this.
14 Mr. Saladino wanted to speak. Arthur, you were
15 already up there for 20 minutes before.

16 MR. TASKER: George, I need -- I need 30
17 seconds.

18 MAYOR HUBBARD: Just Mr. Saladino was up
19 next, he was standing there.

20 MR. TASKER: All right. I need a minute
21 of your time, I will keep it to that.

22 MAYOR HUBBARD: Okay. But, I mean, we
23 have a lot of other business. We're not going
24 to keep going around and round in circles on
25 this.

1 MR. TASKER: No.

2 MAYOR HUBBARD: I mean, everybody made
3 their points, we got it. We're going to take
4 information and -- go ahead, Mr. Saladino.

5 MR. SALADINO: John Saladino, Sixth
6 Street. Have I confused you yet? Anybody
7 confused by that yet? No?

8 MAYOR HUBBARD: No.

9 MR. SALADINO: Then I'll go forward.

10 To suggest that that building doesn't
11 need a wetlands permit is like -- for some
12 reason, Mr. Bull, in his mind, he thinks that I
13 think that I have this vendetta against him, or
14 something, and I have a letter to prove it.
15 The truth of the matter is if I gave him any
16 thought at all, perhaps I would, you know,
17 after hearing what he just said, and after
18 reading this letter that he wrote.

19 We heard a lot tonight about Chapter 68,
20 he quoted from it very passionately. What he
21 forgot to quote was that the International Fire
22 and Building Code was upgraded in 2015. It was
23 upgraded in 2009, there was amendment. We
24 adopted, our Chapter 65 adopted the 2015
25 edition of the International Fire and Building

1 Code as the construction standards in this
2 village.

3 The International Fire and Building Code
4 says everything that he said, but it also goes
5 on to say in Appendix G, which is the
6 floodplain portion of it, that garages and
7 sheds are subject to certain construction
8 standards, and they yield -- they -- the word,
9 I don't want to say cede or -- they defer to
10 the American Society of Civil Engineers to set
11 those construction standards, and the
12 construction standards are what I read to you
13 before. There's a copy here. I could read it
14 to you again, that the building does, in fact,
15 have to be elevated, it can't be built on the
16 ground.

17 A lot of stuff was said here that in my
18 opinion -- and I expressed no opinion at that
19 last meeting. I read verbatim from the
20 International Fire and Building Code, and I
21 read verbatim from the American Society of
22 Civil Engineers, their floodplain handbook. I
23 didn't make it up. Actually, there's a copy
24 here. Arthur maybe gave it to you, maybe he
25 didn't, I don't know, but it's easy enough to

1 check. I mean, it's -- I got it offline, I
2 mean, it's easy enough to check.

3 My advice and counsel as a member of the
4 CAC doesn't -- that's all we do is advise.
5 That's all we do is tell you, express to you
6 what we know about a certain situation in a
7 certain area. To suggest that if you grant
8 this permit you're going to have to violate
9 every other shed in the Village, we know that's
10 not the reality in the situation in Greenport.
11 We know that -- I mean, you can't throw a
12 baseball without hitting some kind of building
13 violation in Greenport. And the only time it
14 comes before the Village Board -- if Mr. Bull
15 is suggesting that he's going to make the
16 complaint about each and every illegal shed in
17 Greenport, then it would be possible, then it
18 would wind up in front of you or in front of
19 the Building Department. But if he's not
20 saying that, I know I'm not going to do it.

21 So if we -- if we take Chapter 68, which
22 the applicant's attorney, her opinion is it's
23 deficient. Her opinion is, is what from what
24 she read, what the real code says is different
25 than what's printed in our code book. Let's

1 take Chapter 68 out of it. Let's just -- let's
2 just deal with the International Fire and
3 Building Code, Chapter 65. It sets standards
4 to build a building, even a shed. It tells you
5 how you have to build it, how you have to
6 construct it.

7 So to say that our code, or the first
8 paragraph of the International Building Code
9 that he read, you got to go a little deeper.
10 You have to go -- you have to read past -- you
11 have to go to the second sentence. You have to
12 read past what suits you and read what actually
13 applies to the situation, and Appendix G of the
14 International Fire and Building Code chapter,
15 the 2015 edition addresses just that.

16 So, I mean, a lot of stuff has been said
17 here tonight that erroneous, my opinion, but I
18 told you guys last month that it wasn't my
19 opinion. I've been on the CAC for a while. We
20 kind of know where the wetlands is, we kind of
21 know where the upland portion is. I don't know
22 what Mr. Bull's qualifications are. I don't
23 know. I mean, all I've heard from him is
24 opinion, you know.

25 So I don't have any comment about the

1 lawsuit. The lawsuit is the lawsuit. You
2 know, Arthur, that's the path he chose to take.

3 I don't think the application should be
4 tabled, I think the application should be
5 rejected. The building should be moved or it
6 should be made to be compliant, it should be
7 raised. Those are your choices. And like I
8 said last time, I know this was a little harsh.
9 We can continue to go down the "Good Ol' Boy"
10 Greenport paradigm, that road, and just give
11 forgiveness, or we can start to do the right
12 thing.

13 They just had two instances up-Island a
14 little bit, I think it was Aquebogue or
15 Jamesport. The guy overstepped his bounds a
16 little bit on the bluff, put a staircase in,
17 wasn't supposed to. He got an \$80,000 fine,
18 and they made him rip the staircase out.
19 Finally, somebody is taking it serious. It's
20 about time that we took it serious.

21 Nothing that I've said to you can't be
22 checked by anybody here. Everything I said to
23 you, I don't have a reason to baloney-skin you
24 guys, I don't. I don't have a vendetta against
25 Mr. Bull, even though in his letter he accuses

1 me of that, of bullying, of harassing, of
2 intimidating. I don't have a recollection of
3 that. You know, perhaps -- and he goes -- and
4 he says in his letter, it's been reported to me
5 that I was harassing Village employees. I'm
6 not an attorney, but if I was harassing a
7 Village employee, I would think that employee
8 perhaps would have been better off writing the
9 letter than her advocate.

10 As far as -- I guess I said something
11 funny. As far as previous dealings with
12 Mr. Bull, as a member of the CAC, we did, we
13 did, we had previous dealings with him. He
14 wanted to raise a building. We didn't force
15 him to withdraw his wetlands permit, he chose
16 to withdraw his wetlands permit.

17 The only -- the only comments the CAC had
18 about raising his building were that we had a
19 problem with the sanitary system. And what we
20 told him was, is if you can get the Suffolk
21 County Department of Health Services to write
22 off on this, we would have no problem giving
23 you a wetlands permit to raise the building.
24 It would be impossible for him to get the
25 Suffolk County Department of Health Services to

1 write off on that sanitary system.

2 But the reason -- and he's forgetting to
3 mention also that the Building Inspector
4 refused to grant a permit for that building
5 because of the condition that the building was
6 in to raise the building, locust post, as
7 ledger boards, as rim joist and stuff. She was
8 afraid the building would collapse if they
9 tried to move it. So we had nothing to do with
10 that. Our interest was only the sanitary
11 system.

12 So -- and as far as the wave action, the
13 whole zone is Zone AE. If you know about
14 floodplains and stuff, they give you where the
15 moderate wave action is. I mean, the FEMA map
16 tells you that you can't build below the Base
17 Flood Elevation. I mean, it's -- your own
18 attorney told me, the only -- told you, the
19 only way you could do it is if you completely
20 waterproof the building. And a shed or a
21 structure in our code includes tanks, so those,
22 of course, would be waterproof. But that's not
23 what's listed in the handbook for floodplain
24 from the Civil Engineers. They set the
25 standard.

1 I think, as a municipality, if the -- if
2 our code says we follow the International Fire
3 and Building -- and we only passed that three
4 months ago, by the way. So if our code says we
5 follow the International Fire and Building
6 Code, and the International Fire and Building
7 Code, Appendix G, Chapter 801, says that you --
8 that the standard for construction in a
9 floodplain is the American Society of Civil
10 Engineers, and they say that this is the way to
11 build the building, as a municipality, I don't
12 know how you don't abide by that.

13 I apologize for taking up a lot of time.
14 Thank you.

15 MAYOR HUBBARD: Thank you.

16 MR. SALADINO: Thanks for listening.

17 TRUSTEE ROBERTS: Mr. Mayor, can we get a
18 copy of that somehow? That's sort of what I'm
19 asking. The documentation that -- let me
20 express my frustration. This is a serious
21 matter. These people have an application
22 before us and they deserve their day in court.

23 I'm getting paper dropped on me, 40
24 pages, right as somebody comes to a meeting.
25 So I think your intentions are good, but, I

1 mean, I think everybody in the planet has my
2 email address, we're all on the website. If
3 people would send -- send us the documentation
4 that supports your case by email, so we can
5 review it and take a look at it and make a
6 thoughtful decision, so we can give you, you
7 know, the --

8 MR. SALADINO: Trustee Roberts, I did
9 send that information to the Village.

10 TRUSTEE ROBERTS: To me?

11 MR. SALADINO: I sent that information.

12 TRUSTEE ROBERTS: Did I miss it? If I
13 did, I apologize.

14 MR. SALADINO: I didn't think -- I didn't
15 think I had to send it to you personally. I
16 sent the information --

17 TRUSTEE ROBERTS: Thanks.

18 MR. SALADINO: -- to the Building -- to
19 the Department. If the Building Department
20 didn't get the information to you --

21 TRUSTEE ROBERTS: Fair enough. So I'm
22 just saying, because I started this whole thing
23 off asking Joe if he can --

24 MR. PROKOP: I'll get it.

25 TRUSTEE ROBERTS: -- respond to that --

1 MR. PROKOP: If you think it's relevant,
2 I'll get it.

3 TRUSTEE ROBERTS: And so we can read
4 that, read all the documentation, because
5 otherwise it's really hard to -- people talking
6 at a meeting, it's hard to parse it all out,
7 you know what I mean?

8 MR. PROKOP: Any of the regulations that
9 have been discussed tonight, including the ones
10 that I mentioned, that were mentioned by the
11 applicant, I will circulate to the Board.

12 MAYOR HUBBARD: Please do.

13 TRUSTEE ROBERTS: Thank you.

14 MAYOR HUBBARD: Okay.

15 MR. PROKOP: With a -- with a summary, a
16 summarization.

17 MAYOR HUBBARD: Okay.

18 TRUSTEE ROBINS: A summarization would be
19 great.

20 MAYOR HUBBARD: Okay. Go ahead, briefly,
21 Mr. Tasker.

22 MR. TASKER: I need one minute,
23 Mr. Mayor, and thank you very much. By the
24 way, I only dropped two photographs on you
25 tonight, so that probably wasn't too much of a

1 burden.

2 When I decided to raise my house and
3 add -- on Sandy Beach and add another bedroom
4 in late 2006, I engaged the firm of Bruce
5 Anderson. I forget the name of his firm.
6 They're consultants who deal with getting
7 building permits and so forth, and they
8 shepherd me -- shepherded me through that
9 process into the early part of 2007, at which
10 point they had completed their work. But then
11 I was informed, to my surprise, that I was
12 required to get a wetlands permit before I
13 could commence construction. At no time prior
14 to this, as Mr. Bull alleges, was there any
15 construction of any sort done on my property.

16 In early 2007, perhaps around March,
17 there was a wetlands permit application and
18 hearing, at which time the wetlands permit was
19 granted. Some time shortly thereafter, a
20 building permit was granted and the
21 construction started. It started in about
22 April when the house-movers, I've forgotten
23 which ones they were, came over and raised the
24 house. That was the first speck of
25 construction that was done that I had planned.

1 The work was completed in the latter part
2 of 2007, perhaps around September or October,
3 as it strung through the summer. And in
4 February, when I realized that I had a building
5 permit that was about to expire, and I had not
6 yet been issued a Certificate of Occupancy, I
7 contacted the Building Inspector, told her of
8 my plight, and she said, "Come in, we'll get
9 you a building permit issued, because the work
10 is completed and you're in compliance." And
11 that is -- not a building permit, a Certificate
12 of Occupancy, and that is the Certificate of
13 Occupancy that I received. All of those are
14 documentary evidence, which I will provide to
15 you to add to this. Mr. Bull is lying. That
16 is a complete fabrication.

17 TRUSTEE PHILLIPS: That's enough.

18 MR. TASKER: Thank you.

19 MAYOR HUBBARD: All right.

20 CLERK PIRILLO: That's enough.

21 TRUSTEE PHILLIPS: That's enough.

22 MAYOR HUBBARD: Okay. We're going to
23 take and get the information from the Village
24 Attorney, all these other chapters and codes,
25 and everything else. We'll review that and we

1 will have a discussion on this next month.

2 TRUSTEE PHILLIPS: Okay.

3 MAYOR HUBBARD: So do you offer your --
4 you want to offer a motion?

5 TRUSTEE PHILLIPS: You want me to offer a
6 motion?

7 MAYOR HUBBARD: Yeah.

8 TRUSTEE PHILLIPS: I'm offering a motion
9 to table the application for Stephen Bull to
10 our next work session.

11 MAYOR HUBBARD: In January.

12 TRUSTEE PHILLIPS: In January.

13 CLERK PIRILLO: The 18th of January.

14 TRUSTEE ROBERTS: Second. So that would
15 mean that there's no hearing next week.

16 CLERK PIRILLO: Are we closing the
17 hearing? Or you're going --

18 MAYOR HUBBARD: Well, we left it --

19 TRUSTEE PHILLIPS: We left it open.

20 MAYOR HUBBARD: We left it open last
21 time.

22 CLERK PIRILLO: You're going to keep it
23 open?

24 MAYOR HUBBARD: We'll continue to leave
25 it open.

1 TRUSTEE PHILLIPS: Yeah.

2 CLERK PIRILLO: Okay.

3 TRUSTEE ROBERTS: So are you going to
4 take comments next week?

5 MAYOR HUBBARD: No. It will not be on
6 the agenda.

7 TRUSTEE ROBERTS: Just because we have
8 two other hearings and -- okay.

9 MAYOR HUBBARD: It will not be on the
10 agenda to have comments on that.

11 TRUSTEE ROBERTS: Okay.

12 MAYOR HUBBARD: We had the public
13 hearing. We're keeping it open to go, and
14 everybody has time to read. The pictures, the
15 other stuff that Mr. Saladino quoted, and
16 everything else, we'll review all that and we
17 will discuss that at the January work session.

18 TRUSTEE ROBERTS: Thank you.

19 TRUSTEE PHILLIPS: So I had made a
20 motion, so --

21 TRUSTEE ROBERTS: I seconded it.

22 MR. TASKER: Mr. Mayor, excuse me.

23 CLERK PIRILLO: He seconded. Okay.

24 MR. TASKER: You will accept
25 written documents?

1 TRUSTEE PHILLIPS: Could we finish the
2 vote first?

3 TRUSTEE ROBINS: Excuse us.

4 MR. TASKER: If you're going to -- to one
5 extent, you're closing the hearing, and I just
6 told you that I will provide you --

7 MR. PROKOP: He didn't say he was closing
8 the hearing.

9 TRUSTEE PHILLIPS: He didn't say he was
10 closing the hearing.

11 MR. TASKER: Okay.

12 MAYOR HUBBARD: I did not say I was
13 closing the hearing.

14 MS. ALLEN: They're not closing the
15 hearing, Arthur.

16 CLERK PIRILLO: They're not closing the
17 hearing.

18 MR. TASKER: Okay.

19 MAYOR HUBBARD: I did not say that,
20 Mr. Tasker.

21 MR. TASKER: I'm trying to understand
22 what you said, that's all.

23 MAYOR HUBBARD: I said we are not going
24 to be taking comments at our regular meeting
25 next week. We're keeping the public hearing

1 open until the January work session, which is
2 the motion that Trustee Phillips made and
3 Trustee Roberts seconded.

4 MR. TASKER: Thank you for the
5 clarification.

6 MAYOR HUBBARD: Okay, you're welcome.

7 TRUSTEE PHILLIPS: I'll call -- I would
8 call the vote. Aye.

9 MAYOR HUBBARD: Yup.

10 TRUSTEE ROBERTS: That's his job.

11 TRUSTEE PHILLIPS: Well, whatever. Let's
12 get it done.

13 MAYOR HUBBARD: Okay, yeah. All in favor
14 of Trustee Phillips' motion?

15 TRUSTEE MARTILOTTA: Aye.

16 TRUSTEE PHILLIPS: Aye.

17 TRUSTEE ROBERTS: Aye.

18 TRUSTEE ROBINS: Aye.

19 MAYOR HUBBARD: Aye.

20 Opposed?

21 (No Response)

22 MAYOR HUBBARD: Motion carried. We'll
23 discuss this again at the January work session.

24 Okay. Board Discussion: Proposed
25 amendment to Section 9 and Section 18,

1 Multi-Family Dwelling, of Chapter 150 Zoning of
2 the Village of Greenport Code. We had -- the
3 latest version of this was from --

4 MR. PROKOP: It was from -- it was dated
5 October, but I think it was actually from
6 August.

7 MAYOR HUBBARD: Okay.

8 MR. PROKOP: So there haven't been any
9 changes.

10 MAYOR HUBBARD: That's what I -- that's
11 what I was asking, the latest copy that --

12 MR. PALLAS: I believe that's correct.

13 MAYOR HUBBARD: -- she had and all that.

14 MR. PALLAS: Yeah.

15 MAYOR HUBBARD: Okay.

16 MR. PROKOP: And if I could just -- just
17 so people aren't -- you know, you don't have to
18 devote a lot of time to trying to figure out
19 where -- I have provided red line copies. But
20 I'll just mention to you that the proposed
21 change is -- right now, we have residential use
22 as a conditional use in the --

23 TRUSTEE ROBERTS: WC.

24 MR. PROKOP: In WC, and the proposal is
25 to -- but prohibited, except for --

1 TRUSTEE ROBERTS: No. No, not WC.

2 MR. PALLAS: Not WC.

3 TRUSTEE ROBERTS: I'm sorry, I'll shut up.

4 MR. PROKOP: In the commercial -- in the
5 first Commercial District, which is in 150-9.
6 And the proposal is to move residential use as
7 a conditional use through the other two
8 districts, which are in 150-10 and 150-11.
9 So, basically, throughout the Commercial
10 Districts that exist in the Village,
11 residential use would be allowed as a
12 conditional use, and --

13 TRUSTEE ROBERTS: Up to three units.

14 MR. PROKOP: Up to three units, right.

15 TRUSTEE ROBERTS: More than that would
16 require a variance.

17 MR. PROKOP: Yes. So that's the basic.

18 TRUSTEE PHILLIPS: Mayor Hubbard, as I
19 did -- as I told you at the last couple of
20 meetings, I always was under the impression
21 that the multi-family definition or zone was a
22 stand-alone because of a certain piece of
23 property that was developed within the Village
24 of Greenport, okay?

25 So I'm going back and looking through

1 Lakeside's Building Department files. The --
2 back in 1983, there is an actual Zoning Board
3 resolution that is stating that multi-family is
4 not a use in R-1 and R-2 District, that they
5 had to get a zoning amendment to do the
6 multi-family. So I'm a little -- I always
7 believe that it should be left alone. I'm not
8 comfortable. I'll be honest with you, I'm not
9 comfortable with the -- changing the
10 multi-family the way this is written now. I'll
11 be honest with you, I'm not, okay?

12 I think that it was meant to be
13 stand-alone. I think we have some history to
14 go back and look into, because in looking in
15 the old code book back in 1983, is that when it
16 was, '70 -- whenever the code book was.

17 MR. PALLAS: The original building --

18 TRUSTEE PHILLIPS: The original one.

19 MR. PALLAS: It was '71.

20 CLERK PIRILLO: '71.

21 TRUSTEE PHILLIPS: '71. There were
22 several amendments to the multi-family within
23 that code book, which I think created the
24 single stand-alone for that purpose. So I'm --
25 I'm just --

1 MAYOR HUBBARD: Everything has been
2 updated through -- the new version of eCode and
3 all has anything that's been updated and
4 changed, that's what we're going by, is the
5 current stuff.

6 TRUSTEE PHILLIPS: Well, that's what I'm
7 saying, is it was --

8 MAYOR HUBBARD: Right.

9 TRUSTEE PHILLIPS: It was -- somewhere
10 along the line, it was developed as being a
11 stand -- it was developed -- the code, the ZBA
12 amendment was done in 1983. So that's what
13 established the multi -- the multi-family. And
14 it states here that the reason that they had to
15 have the zoning amendment was because the
16 property down there was zoned one-family and
17 two-family.

18 MAYOR HUBBARD: Right. Well, this is not
19 changing R-1 and R-2. This is --

20 TRUSTEE PHILLIPS: And they said they're
21 putting --

22 TRUSTEE ROBINS: This is in commercial,
23 isn't it?

24 MR. PROKOP: No, it's confirmed -- what
25 it -- what it is doing is it's confirming

1 basically what you just said, that multi-family
2 is for R-1 and R-2. This is something -- this
3 is something else.

4 TRUSTEE PHILLIPS: What is something
5 else?

6 MR. PROKOP: It's allowing residential
7 use as a commercial use -- excuse me --
8 residential use as a conditional use in all the
9 Commercial Districts up to three units.

10 TRUSTEE ROBINS: Right.

11 TRUSTEE PHILLIPS: Oh. Then you'll have
12 to send me, because I keep reading different
13 changes.

14 MR. PROKOP: Okay.

15 TRUSTEE PHILLIPS: And so --

16 MR. PROKOP: I'll send this to the Board.

17 TRUSTEE PHILLIPS: Which is another issue
18 I have with some stuff here, so that's all
19 right.

20 MAYOR HUBBARD: Okay. I believe we
21 had -- that's what we were given at the last
22 regular meeting.

23 TRUSTEE ROBERTS: Yeah.

24 MAYOR HUBBARD: Everybody got a copy of
25 that.

1 TRUSTEE ROBINS: That's my understanding
2 of it, yes.

3 MAYOR HUBBARD: Okay.

4 TRUSTEE ROBERTS: Not to be --

5 MAYOR HUBBARD: Right. Well, I mean,
6 read it and everything, I mean --

7 TRUSTEE ROBINS: If not everybody's
8 prepared, then we shouldn't discuss it.

9 TRUSTEE PHILLIPS: That's right.

10 TRUSTEE ROBINS: Otherwise, we can
11 discuss it.

12 TRUSTEE ROBERTS: All right. So your
13 concern was related -- was because you thought
14 it was something different.

15 TRUSTEE PHILLIPS: That was part of it.

16 TRUSTEE ROBERTS: Okay.

17 TRUSTEE PHILLIPS: But we've had so many
18 versions of this multi-family --

19 TRUSTEE ROBERTS: Right.

20 TRUSTEE PHILLIPS: -- document that --
21 and I'm getting very confused, and as far as
22 every time we turn around, we have a new one.
23 We don't have them red-lined. We don't know --
24 you know, it's great to have the date on the
25 top, but every time we start to have a public

1 hearing, sometimes we don't get the code
2 changes until right before the meeting, the
3 work session, so.

4 MR. PROKOP: The code changes haven't
5 changed since August or October.

6 TRUSTEE PHILLIPS: I'm not -- I'm not
7 prepared. I'm not prepared to discuss it.

8 TRUSTEE ROBERTS: I just don't have any
9 other scenario in my professional life where I
10 can't find the document, and I don't get the
11 information until two minutes before the
12 meeting, and it's just very frustrating. And
13 if someone -- you know, and when a law gets
14 dropped in front of me at the public meeting,
15 where we're not even talking about that law, I
16 share Trustee Phillips' confusion sometimes. I
17 think I know where we are on this one, and you
18 just summarized it, which I appreciate, but
19 it's -- we need a better system.

20 TRUSTEE ROBINS: What does this cost --

21 TRUSTEE PHILLIPS: Well, I thought the
22 original -- the original purpose for asking for
23 this multi-family was because the Building
24 Inspector did an interpretation with -- with
25 the ZBA, and there was -- needed to be a

1 clarification about multi-family in R-1 and R-2
2 Districts. Was that -- you know, where did
3 this multi-family fit? Is that not what the
4 original purpose of this whole discussion was?

5 MAYOR HUBBARD: Because it's in two
6 different spots in the code, it's in two
7 different sections. One section says one
8 thing, and I forget the actual number. Go
9 ahead.

10 MR. PALLAS: Yeah. The 150-9 has a
11 reference to multi -- it refers back to the
12 150-18 for existing -- existing dwellings or
13 existing buildings, which is in the R-1 and
14 R-2. The one -- 150-18 is -- stands alone and
15 doesn't say where it applies, that -- so there
16 was -- we felt that there was a need to bring
17 that all together, and that was what the --
18 this was attempting to do, and we thought we
19 were going down the right track.

20 MAYOR HUBBARD: Okay.

21 TRUSTEE ROBERTS: I support this.

22 TRUSTEE ROBINS: I'm just as confused as
23 everybody else, by the way. I agree, you know,
24 Paul, that what, you know, you put together,
25 and that was the intent, was to clarify the law

1 and bring both of them together, okay? But I
2 always saw it basically as a clarification for
3 potential development of apartments in the
4 Commercial District, nothing to do with the
5 residential area.

6 TRUSTEE ROBERTS: Right.

7 TRUSTEE ROBINS: That's the way I saw it.

8 TRUSTEE ROBERTS: Up to three.

9 TRUSTEE ROBINS: Up to three, and
10 whether, you know, we want to do that or not.
11 You know, that's -- then we can discuss that,
12 but, you know, clarify the law.

13 TRUSTEE PHILLIPS: But I thought we had
14 had some applications that were dealing with
15 the residential areas that wanted to do more
16 than three or four apartments, you know, on a
17 property. Did we not have some of that
18 discussion before?

19 MR. PALLAS: There are -- I think there
20 are some discussions about potentially doing
21 that, but they've -- there's nothing pending
22 right now on -- for any of those currently.

23 There were two -- again, there were two
24 -- the initial, the initial question was what
25 zones does the 150-18 apply. That was

1 the initial question. As we start going
2 through it, obviously, we uncover other things
3 that need clarification or discussion, and
4 that's where -- that's how this developed over
5 time. As opposed to, you know, just trying to
6 fix one little thing, it opened up other
7 things, so.

8 TRUSTEE PHILLIPS: So you're now telling
9 me that you believe that the multi-family
10 belongs in Zone R-1 and R-2?

11 MR. PALLAS: No, I don't --

12 TRUSTEE PHILLIPS: No. I mean, that's --
13 that -- I mean, so that was never -- that is a
14 clear -- it is clear to you that multi-family
15 fits in within the R-1 and R-2 areas?

16 MR. PALLAS: No, I didn't say that.

17 TRUSTEE PHILLIPS: All right. Well --

18 MR. PALLAS: I didn't -- I didn't mean to
19 imply that. The -- all I was asking for is
20 clarification as to where one-eight -- the
21 initial discussion, from our perspective,
22 staff's perspective, is what zones does the one
23 -- because it never says in the 150-18 where
24 it -- where it applies. That was the initial
25 discussion. And then it developed into this

1 other discussion about, well, should we apply
2 it multi-family, some form of multi-family
3 codes within the Commercial District. So it
4 was -- it was -- so the attempt was, and I
5 haven't read it in a while, and I apologize, I
6 don't remember the specifics, but the attempt
7 was to try to pull it all together. That was
8 the attempt, or the idea, not the attempt. I
9 believe we --

10 MAYOR HUBBARD: Okay.

11 TRUSTEE PHILLIPS: So your intent was to
12 pull it all together with all the zones, R-1,
13 R-2 and Commercial?

14 MR. PALLAS: To clarify all the
15 multi-family --

16 TRUSTEE PHILLIPS: And this is only
17 dealing with Commercial?

18 MR. PROKOP: No, it doesn't.

19 MR. PALLAS: No.

20 MR. PROKOP: It doesn't. It says -- it
21 says that one -- it was also intended to say
22 that 150-18 only applies to R-1 and R-2.

23 MAYOR HUBBARD: Okay. I mean --

24 MR. PROKOP: Well, I think it --

25 MAYOR HUBBARD: Why don't we -- can you

1 take the version that you have now, send one
2 email to all the Trustees, all the Board
3 Members of the version of what it is? Can
4 everybody just review that, look at it, and
5 come back with comments, and let's -- I mean,
6 this has been here, we've been talking about
7 this for a year, and every month it's on there
8 and we keep going around on it, and I want to
9 just wrap it up so we don't have to keep having
10 the same discussion. I would like to just
11 bring it a head and just get it -- drop it off
12 the schedule and we don't have it on there
13 until we come up with something better, or
14 bring it to a head and let's just review it,
15 and vote on it, and make changes, and vote it
16 up or down.

17 It's just, you know, each month when
18 we're working on the agenda, we get the same
19 items, and I'm just trying to get them
20 completed, similar to like the rental law that
21 we had on there, and we finally, you know,
22 talked about it for a couple of years. I just
23 want to get these things done. Either we're
24 going to take action or we're not, and let's
25 just move it forward and be done with it.

1 That's --

2 MR. PALLAS: Yeah. If I may, it might be
3 helpful, when that gets sent out, and I can
4 work with the Village Attorney on this, to come
5 up with just maybe, you know, a half page of
6 bullet points as to what the intent of what --

7 TRUSTEE PHILLIPS: That would be
8 extremely helpful.

9 MAYOR HUBBARD: Okay.

10 MR. PALLAS: -- of what the --

11 MAYOR HUBBARD: The intention of what
12 you're trying to do and where you're changing
13 whatever it is.

14 MR. PALLAS: Of what we're trying to do,
15 so you can see --

16 MAYOR HUBBARD: Right.

17 MR. PALLAS: You can see what the intent
18 is in light of what the code change looks like
19 to --

20 MAYOR HUBBARD: Okay.

21 MR. PALLAS: -- try to pull it into one
22 spot.

23 MAYOR HUBBARD: Right. I just want to
24 bring it to a head and just -- you know, just
25 get it taken care of, okay? So we'll send that

1 out so everybody knows. I did check the dates
2 on it of what they were, when the changes were
3 made, looking at them, and one was August, and
4 the October one went out. The last one was
5 given out in November, but it's the same one,
6 there was no changes and no comments on it. So
7 it's just the same version's been sitting there
8 for some time and I just want to wrap it up.

9 TRUSTEE ROBINS: Okay.

10 MAYOR HUBBARD: All right?

11 TRUSTEE ROBINS: It's operated several
12 times.

13 MAYOR HUBBARD: So we'll get version, it
14 will be sent around tomorrow, and that's the
15 current version that we're going to discuss
16 next, so everybody knows exactly what it is,
17 okay?

18 CLERK PIRILLO: And when is that
19 discussion, Mr. Mayor?

20 MAYOR HUBBARD: What's that?

21 CLERK PIRILLO: When will that take
22 place? Is that the January as well?

23 MAYOR HUBBARD: Yes, that will be at the
24 January, yes.

25 CLERK PIRILLO: Okay. Thank you.

1 MAYOR HUBBARD: So we have it. Anybody
2 has any suggestions, we could get it, then we
3 could put it out and have an official public
4 hearing, because we've had changes back and
5 forth, and try to just wrap it up.

6 The next one was Chapter 118, the
7 subdivision merger of land. I know we talked
8 about that last month. I talked to Joe earlier
9 today. We talked about just putting wording
10 in. Instead of changing the whole code,
11 wording just saying that it refers to the
12 Zoning Board. And I know you had issues, you
13 weren't around --

14 MR. PALLAS: Yeah.

15 MAYOR HUBBARD: -- today. Yeah, I didn't
16 have a chance to talk to you. But I think
17 that's what we kind of came up with. Instead
18 of revamping the whole code, just put in the
19 provision that if this needs to be reviewed,
20 you want to merge the lands, it goes to the
21 Zoning Board, and let them do it, instead of
22 being done administratively by one person in
23 the Building Department.

24 TRUSTEE ROBERTS: Yes.

25 MR. PROKOP: Okay. So I have --

1 MAYOR HUBBARD: That was the intention
2 that we --

3 MR. PROKOP: Right. So I have a -- I
4 have a comment.

5 MAYOR HUBBARD: Sure.

6 MR. PROKOP: And I did -- I did look at
7 this, as you had asked me to. What the answer
8 -- the answer to this is that when we created
9 the subdivision -- we did not have subdivision
10 procedures prior to the adoption of 118.
11 One -- subdivision approval by the Village was
12 required under New York State Law, but we did
13 not have our own Village procedure. So what we
14 did was we adopted 118 to give us subdivision
15 procedures for when people wanted to do
16 subdivisions, and we added at the end the
17 section about mergers.

18 The issue is the ZBA only has
19 jurisdiction over Chapter 150, which is the
20 zoning code. The ZBA does not have
21 jurisdiction over any other part of our code.
22 So what I -- what I'm thinking about this, what
23 I recommend we do is we take the merger
24 language, with the revision that you want, and
25 put that in 150. I can fit that into Chapter

1 150. So the merger -- the merger provisions
2 are actually in our Zoning Code, and the
3 subdivision --

4 TRUSTEE ROBERTS: And each zone -- I'm
5 sorry. So each zone would have a merger
6 provision?

7 MR. PROKOP: No. There'll just be
8 whatever we're up to, 150-48, or whatever.

9 TRUSTEE ROBERTS: Oh, okay, yeah.

10 MR. PALLAS: Yeah.

11 MR. PROKOP: So that the two or three
12 little lines about subdivision that are causing
13 such a big problem, I'm going to take them --
14 excuse me -- about mergers, I'm going to take
15 them out of the subdivision procedure law and
16 put them in the zoning law, and that gives the
17 ZBA jurisdiction over that. So then if people
18 would want to do a merger, then they would go
19 to the ZBA.

20 MAYOR HUBBARD: Exactly.

21 TRUSTEE MARTILOTTA: I like that.

22 MR. PROKOP: And that will -- that will
23 take care of that. And then the 118 will be
24 stand-alone subdivision procedures only, and we
25 won't have anymore of this --

1 TRUSTEE ROBINS: Confusion.

2 MR. PROKOP: Yeah, confusion.

3 MAYOR HUBBARD: Right. Well, that was
4 the intention of everybody. Instead of having
5 the Building Department, one Building Inspector
6 saying this is good or bad --

7 TRUSTEE PHILLIPS: Right.

8 MAYOR HUBBARD: -- put it back before a
9 Board of five people living in the Village and
10 have them decide.

11 MR. PROKOP: Right.

12 MAYOR HUBBARD: So if you could work on
13 that and get that around to us all, so we could
14 try to do that for next month, and then that
15 will take that one --

16 MR. PROKOP: Okay.

17 MAYOR HUBBARD: -- off the list also.
18 All right. Thank you.

19 All right. We're going to move on to
20 regular monthly reports. The Village
21 Administrator. But we're also, instead of
22 doing the Treasurer, between the Village Clerk
23 has a lot of stuff in common with the Village
24 Administrator, so we're going to do those two
25 together. And, Robert, you're going to have to

1 wait a little bit longer and we'll do yours
2 afterwards.

3 MR. BRANDT: Okay.

4 MAYOR HUBBARD: All right? Well, just do
5 knows.

6 MR. PALLAS: Okay. Good evening,
7 everybody. I'll start with my resolutions. I
8 have a few hirings in winter for the Ice Rink,
9 and probably joint hires for the Carousel as
10 well.

11 We have two training, resolutions for
12 training for Doug Rocco for the Electric
13 Department. That's North -- Northeast Public
14 Power Association training. He's going into
15 his second, second year of four years. We got
16 the -- he did very well in his first year,
17 which is good, and he needs to continue to
18 become a First Class Lineman, continuing that
19 training.

20 I have a proposal from Susan Stohr. I
21 discussed this last month, I believe, regarding
22 the Governor's Office of Storm Recovery Grant
23 that's up to -- it's currently at a million
24 dollars, potentially up to five million. I
25 would ask that if I could have some

1 administrative support for that using Susan
2 Stohr. She was instrumental in getting us a
3 grant in the first place. I've worked with her
4 for quite a number of years. I think it would
5 be very beneficial for -- would be beneficial
6 for me, to be perfectly honest, to help me, to
7 assist me in the administration of that grant.
8 So that's my second proposal, yeah, second big
9 resolution.

10 The next resolution has to do with the
11 same grant. I had sent around a draft -- I'm
12 not quite sure what you call it -- amendment to
13 the grant paperwork that would just allow me to
14 sign off on changes to the grant documents that
15 don't involve funding to streamline the
16 process. This was actually requested by the
17 Governor's Office of Storm Recovery. They
18 prefer to do it that way.

19 They're very interested in keeping this
20 grant streamlined, which is completely
21 different from most -- most other grants that
22 we get. So I would recommend that we go with
23 that, too.

24 Again, what you have, what I had sent
25 around was just the -- a draft that needs to be

1 worked on a little bit, but I'd like to get it
2 at least conceptually approved, and then I can
3 work with the Village Attorney on making sure
4 that every -- all the I's are dotted and T's
5 are crossed before we send, send that out.

6 The next one, an add-on resolution for
7 Haugland Energy as look to -- looking to use
8 the old scavenger waste site to do staging for
9 the PSEG project. Negotiated a price between
10 starting as soon as tomorrow, if possible, but
11 I don't know if that's logistically possible,
12 through the end of April, for \$15,000.
13 Obviously, it would have to have insurance, you
14 know, and pay us up front and all, sign a
15 contract. Joe has drafted a contract for it
16 already. So we're in -- as far as that goes,
17 we're in very good shape.

18 And I'd ask because they are looking to
19 start tomorrow. Like I said, I don't know if
20 that's actually doable for them tomorrow, but
21 they might start as early as next week. So I'd
22 ask if we could possibly vote on that
23 resolution tonight.

24 MAYOR HUBBARD: Okay. Joe.

25 MR. PROKOP: I think they need to give us

1 -- they need to -- before they go in the site,
2 I think they need to have -- give us a check
3 for \$15,000, and they also need to give us the
4 actual insurance.

5 MR. PALLAS: Correct. I've spoken with
6 them regarding that there. They have assured
7 me that they would. And I've told them flat
8 out, well, that's -- you know, I will have to
9 have it in my hand before.

10 MR. PROKOP: And then the agreement, the
11 agreement is ready to go, basically.

12 MAYOR HUBBARD: Yeah.

13 MR. PROKOP: As far as I'm concerned.

14 MR. PALLAS: Yeah.

15 MAYOR HUBBARD: Was there a retainer on
16 there in case they don't --

17 MR. PROKOP: I put in a bond -- I think I
18 put in a bond amount, if I'm not -- if I'm not
19 mistaken. Instead of a deposit, I put a bond
20 amount where we --

21 MAYOR HUBBARD: Okay.

22 MR. PROKOP: Where we could add that.

23 I also included damage to -- so damage to
24 the site, but I don't know how you feel about
25 this. I also put in that they would be

1 responsible for any damage to Moores Lane,
2 because they're going to be putting -- moving
3 heavy equipment in and out of that site.

4 MR. PALLAS: I certainly think that's
5 reasonable. I don't -- I don't anticipate it's
6 not. It's really they're storing conduit,
7 primarily, and bucket trucks. So it's not
8 anything substantial, but I think it's a good
9 idea to include those protections.

10 MAYOR HUBBARD: Right, yeah. Retainer,
11 whatever you want to call it, just in case they
12 knock the fence down, whatever.

13 MR. PALLAS: Yes.

14 MAYOR HUBBARD: So there's money. They
15 don't just say, "Yeah, it will be just like it
16 was before."

17 MR. PALLAS: Right.

18 MAYOR HUBBARD: So we have something.
19 You know, so --

20 MR. PROKOP: Okay.

21 MAYOR HUBBARD: -- 2500, \$5,000,
22 whatever. You know, they're bringing in, you
23 know, gravel, fill, whatever, that they clean
24 the place up, and everything else, back to
25 where it was.

1 MR. PALLAS: Yup, yup.

2 MAYOR HUBBARD: So the 15,000-plus, you
3 know, security deposit, whatever you want to
4 call it.

5 TRUSTEE ROBINS: Security.

6 MR. PALLAS: Yeah, exactly, yup.

7 MAYOR HUBBARD: Okay.

8 MR. PALLAS: I'm fine with it.

9 CLERK PIRILLO: So we have a resolution
10 approving the agreement between the Village of
11 Greenport and Haugland Energy, LLC for the
12 temporary use by Haugland Energy, LLC of the
13 Village of Greenport property, and authorizing
14 Mayor Hubbard to sign the agreement between the
15 Haugland Energy, LLC and the Village of
16 Greenport.

17 TRUSTEE PHILLIPS: So moved.

18 TRUSTEE ROBINS: So moved.

19 TRUSTEE PHILLIPS: So moved.

20 TRUSTEE ROBERTS: Second.

21 MAYOR HUBBARD: All right. I have a
22 motion and second. All in favor?

23 TRUSTEE MARTILOTTA: Aye.

24 TRUSTEE PHILLIPS: Aye.

25 TRUSTEE ROBERTS: Aye.

1 TRUSTEE ROBINS: Aye.

2 MAYOR HUBBARD: Aye.

3 Opposed?

4 (No Response)

5 MAYOR HUBBARD: Motion carried. So you
6 tell -- you know, bring down the paperwork and
7 anything everything else that needs, you
8 know --

9 MR. PALLAS: Sure. We'll contact him in
10 the morning.

11 MAYOR HUBBARD: -- and I'll sign it.
12 Yes.

13 CLERK PIRILLO: Thank you.

14 MR. PALLAS: Thank you. Thank you. And
15 thanks, Joe, for getting that done quickly.

16 MR. PROKOP: I'll need a diagram of the
17 site to attach.

18 MR. PALLAS: What?

19 MR. PROKOP: We need a diagram of the
20 site to attach to the agreement. Somebody has
21 to do it.

22 MR. PALLAS: Yes, yes.

23 MR. PROKOP: Please.

24 MR. PALLAS: Sure. I can have Derryll do
25 that.

1 TRUSTEE PHILLIPS: Paul, you had another
2 one you needed to have a resolution on?

3 MR. PALLAS: I don't think so.

4 CLERK PIRILLO: No. Trustee Martilotta
5 does.

6 TRUSTEE PHILLIPS: Oh, okay.

7 MR. PALLAS: Yeah.

8 TRUSTEE PHILLIPS: All right.

9 CLERK PIRILLO: We'll -- we're going to
10 get to that --

11 MR. PALLAS: We'll get to that.

12 CLERK PIRILLO: -- at my part.

13 MR. PALLAS: Yeah.

14 TRUSTEE PHILLIPS: All right. Does
15 Susan -- this you don't need?

16 MR. PALLAS: I don't need that this week,
17 no. No, that --

18 CLERK PIRILLO: That he doesn't need
19 tonight.

20 TRUSTEE PHILLIPS: Oh, okay.

21 MR. PALLAS: No, no.

22 TRUSTEE PHILLIPS: All right.

23 MR. PALLAS: No, I'm fine with that.

24 Okay. Moving on to Department Reports,
25 to the Road Barn first. Just a couple of

1 highlights.

2 The -- they did -- the Road Crew did
3 continue to assist with the finishing up of the
4 road paving project, which turned out very
5 well. They really did a great job in staying
6 ahead of the contract and working with the
7 contractor, so I just want to mention that.

8 They also worked to get the Ice Rink set
9 up. They -- we -- because we had done some
10 redoing of some of the concrete in the -- in
11 Mitchell Park, they had to reinstall anchors,
12 and it's actually been beneficial. The walls
13 have never been sturdier. So they did a really
14 good job of anchoring, anchoring the walls.
15 And I just want to make sure everybody's aware
16 that they did extra work this year to get that
17 set up.

18 Moving on to the Sewer Department, just a
19 couple of highlights there. Basin No. 2 is
20 taken out of service and cleaned, and for
21 starting the concrete ceiling and maintenance
22 of Basin No. 2. And they also did some work on
23 the -- on road paving project for manhole
24 risers and things like that. So virtually
25 every department was involved in that, in that

1 project.

2 Moving on to the Electric Department.
3 Cooling tower project is almost -- at this
4 writing was almost complete, it's virtually
5 complete. We intend to begin some testing next
6 week on that project.

7 I do also want to thank them for all the
8 Christmas lights that they had put up. They
9 did a -- again, we added a significant number
10 of lights and really turned out very well.
11 We've actually got even ideas now for doing
12 more next year, so that's good. I think
13 everything turned out really well with that.

14 Moving on to the Building Department,
15 again, just a couple of highlights. The
16 Historic Preservation Commission on
17 December 4th held a workshop, which was very
18 well attended. I didn't -- I didn't have a
19 chance to go, but I understand it was quite --
20 quite a good project that they did on that.

21 I've also added this month, as I had been
22 trying to do every month, Fire Marshal report.
23 It's a little extensive, because we added -- we
24 were going back to the beginning, so there's a
25 lot in there. From this point forward, it will

1 only be the individual months that will be
2 added. I just wanted to play catchup with
3 that.

4 TRUSTEE ROBERTS: Paul, on Building, you
5 are working on a new -- a replacement for use
6 evaluations, right?

7 MR. PALLAS: Yes.

8 MR. PROKOP: Yes, but we should -- we had
9 hoped to get it into the report, and we had
10 some --

11 TRUSTEE ROBERTS: Right.

12 MR. PROKOP: We went back and forth.
13 We -- it didn't make it into the report, and
14 I'm sorry, there have been changes.

15 The first thing is that it's not going to
16 be called "use evaluation". A use evaluation
17 is gone, that term is gone. My preference is
18 that we don't use it anymore. It's now
19 called -- it's basically Fire Marshal Review,
20 it's a Fire Marshal Review provision. And
21 we've gotten it now to a point where it's very
22 simple, it's just two sections. And I think it
23 will be ready to be -- I mean, it's been done,
24 we just have to get it around. So I guess it
25 will go out, got out tomorrow, probably.

1 MR. PALLAS: Next week.

2 TRUSTEE ROBERTS: Great.

3 MR. PROKOP: Next week? Next week, okay.

4 MR. PALLAS: Next week.

5 TRUSTEE ROBERTS: And are use evaluations
6 still happening?

7 MR. PROKOP: It's not the same.

8 TRUSTEE ROBERTS: But are there still
9 some before the Planning Board, or are there
10 none and we're done?

11 MR. PALLAS: We have maybe one or two,
12 but they're simple. There's nobody is --
13 nobody is in a rush for them, so we're still --
14 because we don't have the new code, we can't
15 really just change it in midstream.

16 TRUSTEE ROBERTS: Okay.

17 MR. PALLAS: But there's no urgency at
18 the moment for any pending applications.

19 MR. PROKOP: But there's defined
20 triggering events and they go -- the triggering
21 event goes to the Fire Marshal for review.
22 That's --

23 TRUSTEE ROBERTS: Great.

24 MR. PROKOP: It doesn't go to the
25 Planning Board.

1 TRUSTEE PHILLIPS: So the anticipated
2 date of receiving this document is next week?

3 MR. PALLAS: By the end of next week we
4 will have it, we will have it out.

5 TRUSTEE PHILLIPS: Okay. So that we can
6 discuss it at January's work session?

7 MR. PALLAS: Yeah, yes.

8 TRUSTEE PHILLIPS: Okay.

9 TRUSTEE ROBERTS: Okay. I don't want to
10 throw a monkey in the works -- sorry, a wrench
11 in the works at the end, but I think we got to
12 -- we have to at some point consider this
13 phenomenon of pop-ups. I don't know if it's in
14 this law or somewhere else, but --

15 MR. PALLAS: We are in the process of --

16 TRUSTEE ROBERTS: You're looking into it?

17 MR. PALLAS: Absolutely.

18 TRUSTEE ROBERTS: Okay, great.

19 MR. PALLAS: Yes.

20 TRUSTEE ROBERTS: Yeah. Because, you
21 know, as somebody who has put a couple of
22 applications before our Planning Board for use
23 evaluations, including one in which I had to
24 draw a picture of a square room where I sit on
25 the phone all day, it's -- I think that we need

1 to -- we need to consider this in our code,
2 because, otherwise, everyone would just -- I
3 mean, I could have just made a pop-up office in
4 a former flower shop.

5 CLERK PIRILLO: We worked with Code
6 Enforcement. We had a recent situation with a
7 pop-up, and worked with the Attorney, Fire
8 Marshal, Code Enforcement to make sure that a
9 Notice of Violation was sent. And we know that
10 there is potential for another pop-up. We
11 don't know the location. But we are using the
12 code, and we made sure that the violation

13 TRUSTEE ROBERTS: Great, yeah.

14 CLERK PIRILLO: -- was sent in a timely
15 manner.

16 TRUSTEE ROBERTS: But I think pop-ups are
17 not necessarily a bad thing, as long as they're
18 considered. So I'd love to hear --

19 CLERK PIRILLO: That particular one was
20 not --

21 TRUSTEE ROBERTS: Well, I don't know what
22 the details. But, yeah, if there's -- you
23 know, maybe people have to get a pop-up,
24 whatever, approval and then they can do certain
25 things, I don't know.

1 MR. PALLAS: There is actually existing
2 code. As part of this, investigating this with
3 the -- our Fire Marshal, when I asked him to
4 look into it, sent me a draft of the violation,
5 and cited a section of code that I had never
6 seen. So there actually is a section of code
7 that it does cover this kind of thing. It may
8 need some nuance changes, but I don't -- I
9 don't believe so. It's really up to these
10 companies to do the right thing. I think
11 through this process, through this -- I don't
12 want to talk about the violations too much,
13 but --

14 TRUSTEE ROBERTS: Yeah.

15 MR. PALLAS: -- I think we're on top of
16 it --

17 TRUSTEE ROBERTS: Thank you.

18 MR. PALLAS: -- is my -- is the answer.

19 TRUSTEE PHILLIPS: Okay. I'll wait
20 until -- I'll wait until we see the violation,
21 because I would like to know, is it -- are
22 these pop-ups just dealing with events?
23 Because, you know, you have pop-up restaurant
24 -- you know, pop-up dinners within restaurants,
25 that's been coming around as well.

1 TRUSTEE ROBINS: Well, one of the things
2 that --

3 TRUSTEE PHILLIPS: So how are you -- you
4 know, how are you defining pop-up?

5 MR. PALLAS: Yeah. If they're doing it
6 in a restaurant and it's -- if it is a -- if it
7 is, in fact, a restaurant, I don't know that
8 there is a violation there.

9 TRUSTEE PHILLIPS: All right. But so --

10 MR. PALLAS: So the concert -- this one,
11 this one in particular happened to be a
12 concert, and the code is specific about that
13 kind of thing.

14 TRUSTEE PHILLIPS: No, I understand that.

15 MR. PALLAS: It's really events as
16 opposed to restaurants.

17 TRUSTEE PHILLIPS: Okay. But you also
18 have artist studios that deal with pop-up
19 situations, and that's why I'm asking you if
20 you're dealing with it being an event or --

21 CLERK PIRILLO: They're all case
22 specific.

23 TRUSTEE PHILLIPS: Okay.

24 MR. PALLAS: No, it would be -- it would
25 be case specific.

1 CLERK PIRILLO: Each one is specific.

2 MR. PALLAS: I mean, if it were -- in the
3 hypothetical, if you're talking about a -- an
4 art studio that had a pop-up dinner and they
5 were cooking there, that's clearly not allowed,
6 and we would -- we would investigate it, and
7 assuming it's not allowed, we would violate it.

8 TRUSTEE PHILLIPS: Okay. All right.
9 Because sometimes music is art. So, anyway,
10 that's why I'm asking.

11 TRUSTEE ROBINS: Yeah. And a case
12 specific would be relevant here, too, because,
13 I mean, I think part of the pitch, from what I
14 read about this thing, was that it was -- it
15 was secret. You know, I mean, they were under
16 the radar. I mean, so they didn't want to tell
17 us or anybody else, I guess, about it, you
18 know, or thought they didn't need to do it.
19 So, I mean, those are the kind of things that
20 bothered me about it, you know.

21 MR. PALLAS: Understood, yeah.

22 MAYOR HUBBARD: Okay, yeah.

23 MR. PALLAS: All right. Moving on to the
24 Recreation Department, I already mentioned
25 about the Ice Rink. We did actually open --

1 been open twice, I think, correct?

2 CLERK PIRILLO: Three times.

3 MR. PALLAS: Three times, three days.

4 Weather hasn't been super cooperative, but we
5 were able to open today.

6 MAYOR HUBBARD: It will be next week.

7 (Laughter)

8 MR. PALLAS: That's what I saw. Assuming
9 all -- it doesn't all melt away over the
10 weekend, but hopefully we hold enough ice to
11 reopen next week.

12 TRUSTEE PHILLIPS: Try Christmas night.

13 MR. PALLAS: Yeah. Skate School, again,
14 all related to the Ice Rink. Skate School
15 registration is coming in. The ice hockey
16 schedules are all set, and the contracts, I
17 believe, are done.

18 CLERK PIRILLO: They are.

19 MR. PALLAS: Moving on to the Rec. Center
20 itself, the Center is decorated. We had the
21 holiday party on December 14th, which was --
22 went very well.

23 TRUSTEE PHILLIPS: Yes, it did.

24 MR. PALLAS: There's a note here from the
25 Rec. Center. The staff and students would like

1 to extend their gratitude to all sponsors that
2 gave generous donations. The donations were
3 used to purchase holiday gifts. And I just
4 want to say a special thanks to Sylvia for
5 coordinating all of those donations.

6 TRUSTEE ROBERTS: Yeah, thanks.

7 CLERK PIRILLO: Thank you.

8 TRUSTEE ROBERTS: And didn't Trustee
9 Phillips wrap a bunch of gifts, too?

10 TRUSTEE PHILLIPS: Yes, Elf Phillips did
11 wrap a bunch of gifts.

12 TRUSTEE ROBERTS: Thank you. It was a
13 great job.

14 CLERK PIRILLO: Thank you. If I may take
15 a moment of gratitude, I think the timing is
16 good timing. I have a list of our helpers.
17 Phil Carlucci and Phillip Ross Industries, DL
18 Concrete, Jim Olinkiewicz, Dave Murray, BST,
19 D&B Engineers, Peconic Landing, McMann Price,
20 the Cutchogue Lyons Club, John and Maritza
21 Winkler, Paul and Betty Pallas, Doug and Mary
22 Moore, Southold Historical Society, HANFRA,
23 Educational Solutions Consulting, David Corwin,
24 Bob Fager and Teresa Taylor, Flynn Stenography,
25 Heather Walker, Kathy Berezny, Debbie Boyle,

1 Margo DeVito, Christine Kelly, David Corwin,
2 Trustee Phillips, who donated her time for
3 wrapping, and Mr. Mayor and Mrs. Hubbard.

4 So I would just like to thank everyone,
5 because without all of us, that couldn't
6 happen. As we all know, that's near and dear
7 to my heart, so thank you very much.

8 Just one additional moment of gratitude
9 for the Friends of Mitchell Park, who also this
10 past Sunday, the 17th, gave us a free day of
11 Carousels, Carousel rides for children. So
12 thank you to the Friends of Mitchell Park as
13 well.

14 MR. PALLAS: And Sylvia concluded my
15 report.

16 (Laughter)

17 CLERK PIRILLO: Okay. All right.
18 Concluding with a moment of gratitude, that's
19 nice. On to the Clerk's Report.

20 To begin with, resolutions to be added.
21 We recently went out to bid for the removal of
22 trees, and the removal and grinding of tree
23 stumps, and the pruning of trees. We hereby
24 request that we reject all bids as submitted
25 and go out to rebid.

1 There was some confusion amongst vendors
2 regarding which trees were to be removed, which
3 were to be pruned. So we feel that in order to
4 make the process as equitable as possible, it
5 would be best to renegotiate the list with the
6 Tree Committee and with our crews and go out to
7 rebid. Also, considering the fact that the
8 timing is not crucial, that would be our
9 suggestion.

10 MAYOR HUBBARD: Just make sure we have
11 one person go and tag them this time and we
12 know -- I don't -- the last time, not picking
13 on John Quinlan, but he's colorblind. And so I
14 said, "What's a yellow ribbon compared to the
15 green ribbon?" He said, "I didn't use yellow."
16 I said, "Yes, you did." So --

17 (Laughter)

18 MAYOR HUBBARD: So that's why I'm trying
19 to figure out blue ribbon, yellow ribbon, you
20 know, and he -- so we need to just clarify
21 that. So that I asked -- I asked at the Tree
22 Committee, "What's the yellow ones mean?" "No,
23 I didn't use yellow, I used all green." I
24 said, "No, you didn't." So, and --

25 CLERK PIRILLO: Point taken.

1 MAYOR HUBBARD: Right. And then we have
2 one of the vendors that was bidding on it mark
3 some trees themselves and marked the wrong trees.
4 So we just need to clarify the whole thing.

5 And if we have -- have Derryl and Doug go
6 and put the ribbons on, or something, just to
7 make sure that it's all clean and neat, and we
8 do it properly this time. Well, we did it
9 properly, but just, you know, all of a sudden,
10 somebody marked other trees, and stuff like
11 that, so we just need to correct that.

12 CLERK PIRILLO: Yeah. There were the
13 proverbial too many hands in the soup.

14 MAYOR HUBBARD: Yeah, so --

15 CLERK PIRILLO: Point taken.

16 MAYOR HUBBARD: Okay.

17 CLERK PIRILLO: Thank you.

18 Continuing on with bids, we -- I also
19 request a resolution accepting the bid as
20 submitted by Russell Reid, and that is for the
21 provision of liquid sludge hauling services.
22 They were the sole bidder, and they are a
23 responsible bidder in our past experience.
24 They have quoted us a price of \$196 per
25 thousand gallons.

1 Trustee Martilotta has requested that we
2 also have a resolution to be voted on this
3 evening, which is regarding an Intermunicipal
4 Agreement between the Village and the School.
5 And this Intermunicipal Agreement is for time
6 during the break. Trustee, would you like to
7 explain that?

8 TRUSTEE MARTILOTTA: Sure. I sent this
9 all out to you guys in an email, I believe.
10 And just to make sure everybody knows what
11 we're talking about, an agreement between the
12 School and the Village, where we would be able
13 to open up the gymnasium, the two gymnasiums in
14 Greenport School. The smaller one would be for
15 the elementary kids, the larger one would be
16 for the high school age kids. The Greenport
17 School would be providing two teachers, one
18 teacher for each one of those gymnasiums. We
19 would be providing, I believe, it was six
20 staff, Mr. Pallas.

21 MR. PALLAS: Correct.

22 TRUSTEE MARTILOTTA: For that three-hour
23 block, so three in each. We're looking to
24 have, you know, basketball games, board games.
25 We've laid out a whole bunch of things for the

1 kids to do.

2 We had a meeting with myself,
3 Mr. Tsaveras, who's the Principal of the
4 Elementary School, Ms. DeVito, and a couple of
5 teachers that will be there as well, just so we
6 could plan it all out. We think we have all
7 things covered from first aid kits out to all
8 the things that will keep young boys and girls
9 really busy, and hopefully make them tired on a
10 20 degree day the day after Christmas.

11 We're also hoping that if this is
12 successful, this is something we can do again
13 in the future. As we know, in the winter,
14 there's not an awful lot to do for a
15 seven-year-old kid when it's 20 degrees
16 outside, so we're really hoping that this will
17 be something really positive.

18 I know I'm super excited about it myself.
19 I'm hoping that this would lead to us being
20 able to do some more things for kids over the
21 breaks. And if we could vote for it, I'd love
22 that.

23 The reason I ask for the vote -- well, I
24 got this to you as soon as I could. You would
25 be shocked at how long it takes to open up the

1 gym at the high school for 12 hours. I mean,
2 it was pretty amazing. But the reason I ask
3 for the signature now is, obviously, we're not
4 meeting again before -- before Christmas. So
5 by having the Mayor execute this now, then we
6 could do the -- we could cover the days. I
7 believe it was the 26th through the 29th, if
8 I'm not mistaken.

9 CLERK PIRILLO: Yes, yes.

10 TRUSTEE ROBINS: It's four days, right?

11 TRUSTEE MARTILOTTA: Four days, yes,
12 ma'am.

13 CLERK PIRILLO: Yes.

14 TRUSTEE MARTILOTTA: And that's what
15 we're looking for. It should be a really great
16 program. Ms. DeVito is really excited about
17 it, so is the Principal. It seems like it
18 would be a great thing.

19 CLERK PIRILLO: So to that end, we have a
20 resolution approving the Intermunicipal
21 Agreement between the Village of Greenport and
22 the Greenport Union Free School District for a
23 joint program from 12 to 3 p.m. on December
24 26th, 2017 through December 29th, 2017 at the
25 Greenport School, and authorizing Mayor Hubbard

1 to sign the Intermunicipal Agreement between
2 the Village of Greenport and the Greenport
3 Union Free School District.

4 TRUSTEE PHILLIPS: So moved.

5 TRUSTEE ROBERTS: Second.

6 MAYOR HUBBARD: All in favor?

7 TRUSTEE MARTILOTTA: Aye.

8 TRUSTEE PHILLIPS: Aye.

9 TRUSTEE ROBERTS: Aye.

10 TRUSTEE ROBINS: Aye.

11 MAYOR HUBBARD: Aye.

12 Opposed?

13 (No Response)

14 MAYOR HUBBARD: Motion carried.

15 CLERK PIRILLO: Thank you.

16 MAYOR HUBBARD: Good thing, because the
17 fliers went out to the kids two days ago.

18 (Laughter)

19 TRUSTEE PHILLIPS: And it's in the
20 Suffolk Times today.

21 MAYOR HUBBARD: Yeah.

22 CLERK PIRILLO: Here it is.

23 TRUSTEE MARTILOTTA: I know, I know. My
24 son brought one home. Oh, man, they're looking
25 for us now.

1 TRUSTEE PHILLIPS: I was kind of laughing
2 when I saw it early this morning.

3 TRUSTEE MARTILOTTA: I said, "Isn't this
4 the thing we were talking about?"

5 TRUSTEE PHILLIPS: I saw it.

6 TRUSTEE MARTILOTTA: I said, "Oh, my
7 goodness."

8 TRUSTEE PHILLIPS: It was kind of funny.
9 I read it early this morning on that first cup
10 of coffee, you know.

11 TRUSTEE MARTILOTTA: I know.

12 MAYOR HUBBARD: Okay.

13 CLERK PIRILLO: Okay. Progress on --

14 TRUSTEE MARTILOTTA: Awesome. Thank you.

15 CLERK PIRILLO: -- new business. A piece
16 of new business is that we are searching for a
17 Building Inspector. So the way to do that is
18 to canvas the Civil Service list. We have
19 already begun the process. Letters have gone
20 out to those on the list. Responses are due
21 back on the 11th of January. And it is our
22 hope that at the January regular meeting, we
23 will have an appointment for the Board to vote
24 on to fill the current spot.

25 TRUSTEE PHILLIPS: And this will be an

1 actual Building Inspector description, not
2 this --

3 CLERK PIRILLO: This is a Building
4 Inspector.

5 TRUSTEE PHILLIPS: -- Village Director of
6 Development --

7 TRUSTEE ROBERTS: Yeah.

8 TRUSTEE PHILLIPS: -- correct?

9 CLERK PIRILLO: There is --

10 TRUSTEE ROBERTS: We're going to end the
11 position.

12 TRUSTEE PHILLIPS: No, no. I'm reading
13 that, that's why I'm asking.

14 MR. PALLAS: Yes, yes.

15 TRUSTEE PHILLIPS: That's why I'm asking.

16 CLERK PIRILLO: We're abolishing --

17 TRUSTEE PHILLIPS: We're abolishing it.

18 CLERK PIRILLO: We're abolishing the
19 title.

20 TRUSTEE PHILLIPS: Okay.

21 CLERK PIRILLO: And her title, as a
22 matter of fact, is aged in any case, according
23 to Civil Service.

24 TRUSTEE PHILLIPS: Okay.

25 CLERK PIRILLO: We have -- Paul and I did

1 an extensive review of titles on the Suffolk
2 County Civil Service list, and the title of
3 Building Inspector is the one we feel best
4 suits the needs.

5 TRUSTEE PHILLIPS: Okay. That -- yeah,
6 because -- yeah.

7 MR. PALLAS: Yeah, I do -- and, also, I
8 do want to thank the Clerk's Office on this,
9 because it was -- normally, getting this stuff
10 done through Civil Service takes much longer
11 than this. A lot of effort was put in to
12 making sure that we are -- that we get a
13 Building Inspector as fast as possible. So I
14 just want to thank --

15 CLERK PIRILLO: Thank you.

16 MR. PALLAS: -- the Clerk's Office for
17 that.

18 CLERK PIRILLO: Thank you. Old Business.
19 Good news on old business. The scanning
20 project has -- scanning project is underway.
21 And our Clerk to the Boards, Kristina, is
22 spearheading the project, has met with my
23 deputy and Southold Town, and progress has been
24 made. We expect to buy a scanner next month,
25 and the scanner that we're buying is one that

1 is a larger size, so that it can handle some of
2 our aged documents properly and also our larger
3 documents.

4 We have a timeline for the project that
5 is very thorough. It goes from the step of
6 consolidating and compiling files, to scanning
7 those files, to going online with those files.
8 We've already created in the electronic system
9 categories for Building Department, for Sewer
10 Districts, for property files, for Fire
11 Marshal. We have any variety of categories and
12 indexes already labeled and stamped, if you
13 will, which is what they call this.

14 Work has already begun. There was a
15 meeting held today with the head of this,
16 Kristina. And I want to thank her on behalf of
17 Paul and myself, because she's already expended
18 quite a bit of effort in getting this project
19 moving, and we feel it's going to come to
20 fruition sooner than expected.

21 We are hoping to implement -- we have a
22 monthly goal that we're looking for, which
23 would be about 50 files per month to be scanned
24 into the system. If we do better than that, of
25 course, we'll be happy and go faster. The

1 first thing, which is the organization of files
2 and consolidation of files, color coded for
3 paper files, and otherwise, will start
4 happening already next week. It's already been
5 done preliminarily yesterday and today, but the
6 big emphasis and big push will start next week.

7 TRUSTEE MARTILOTTA: Awesome.

8 CLERK PIRILLO: There is a system in
9 place already, as I mentioned about the color
10 coding, for Planning, Planning information to
11 be in read folders, ZBA green, HPC blue,
12 violations in orange, so that this way anyone
13 that goes into the file can easily retrieve
14 required paperwork. So we're happy to report
15 that.

16 TRUSTEE MARTILOTTA: Awesome. Thank you.

17 CLERK PIRILLO: You're welcome.

18 TRUSTEE PHILLIPS: That's off my to-do
19 list.

20 CLERK PIRILLO: Any questions? I believe
21 that concludes my report.

22 MAYOR HUBBARD: Okay. Thank you.

23 CLERK PIRILLO: Thank you.

24 MAYOR HUBBARD: Okay. Village Treasurer.

25 MR. BRANDT: Good evening, everyone.

1 TRUSTEE ROBERTS: Hi.

2 MAYOR HUBBARD: Good evening.

3 MR. BRANDT: Okay. I have a couple of
4 budget amendments I want to pass to you. The
5 first one is for a new postage machine in the
6 Clerk's Office. It is used for all
7 departments. However, it's a capital purchase
8 and I'd like to record it in the General Fund
9 as such. The cost options were to purchase it
10 outright or to rent it over the course of five
11 years. The difference was \$6900 to purchase
12 it, versus 18,000 to rent it. I think it was a
13 no-brainer.

14 TRUSTEE ROBINS: No-brainer, yeah.

15 MR. BRANDT: So I'm recommending that we
16 purchase that machine, and I need to get
17 funding in place for that.

18 Carousel door repair, you're going to
19 have to help me with what they did on this
20 particular repair. This is the -- this is the
21 robust repair to the doors, so this should
22 be --

23 MR. PALLAS: Yeah. This -- yes. This is
24 basically the conversion of three, three of the
25 doors from electric to manual, which we have

1 found that is a much better method of, and very
2 little maintenance required on the doors to do
3 that.

4 TRUSTEE ROBINS: So you eliminated those
5 overhead motors completely?

6 MR. PALLAS: Completely, yes.

7 TRUSTEE ROBINS: Yeah? Okay.

8 MR. BRANDT: Okay. And the last budget
9 amendment is to appropriate funds for the
10 additional -- the add-ons to the paving
11 project. We added some concrete work around
12 this building, in fact. The additional funding
13 needed is \$298,000, bring the project to 1.2.

14 MR. PROKOP: So you want -- you wanted a
15 motion? It would be a resolution to amend the
16 contract to accept the change.

17 MR. BRANDT: We are going to -- we are
18 going to -- no, we don't have to amend the
19 contract based on the wording on the original,
20 it was by volume.

21 MR. PROKOP: Okay.

22 MR. BRANDT: Okay. We are going to be
23 presenting, or I'll be presenting the Board an
24 amending resolution for the bonding, because we
25 want to encompass the whole project, the grant

1 money, as well as this. So Bond Counsel has
2 recommended that we do it the way we did. We
3 just put the resolution forth for the bonding,
4 and once the project is completed, we can
5 encompass the whole project.

6 TRUSTEE ROBINS: So this is going to be
7 included in the original bond of 800,000 that
8 we voted on --

9 MR. BRANDT: Correct. We're just going
10 to itemize now. On top of the 800 that we
11 borrowed, we have 125,000 spent that we're
12 expecting grant money for, and then the
13 additional reserves we're using.

14 TRUSTEE ROBINS: Okay.

15 MR. BRANDT: So --

16 MR. PROKOP: What was the term of the
17 bond? I'm sorry, excuse me.

18 MR. BRANDT: Fifteen years.

19 MR. PROKOP: So do we have to go through
20 another estoppel period?

21 MR. BRANDT: No, no, no.

22 TRUSTEE PHILLIPS: No, no, no.

23 MR. PALLAS: No.

24 MR. BRANDT: This is just an amending of
25 the original --

1 TRUSTEE ROBINS: Amendment to the same
2 bond.

3 MR. BRANDT: Correct.

4 MR. PALLAS: Yes.

5 MR. BRANDT: This is an amendment to the
6 original resolution.

7 MR. PALLAS: Just to clarify, we're not
8 adding anything, any dollars to the bond.

9 TRUSTEE ROBINS: Dollars? Okay.

10 MR. PALLAS: It's just language.

11 MR. BRANDT: Yeah, the bond is not
12 changing, it's --

13 MR. PALLAS: The bond is not changing.

14 TRUSTEE ROBERTS: But, but we are going
15 into the Capital Fund.

16 MR. BRANDT: I'm sorry?

17 TRUSTEE ROBERTS: We are pulling money
18 out of the reserves.

19 MR. BRANDT: Yeah, to --

20 TRUSTEE ROBERTS: A hundred and
21 twenty-five.

22 MR. BRANDT: Right.

23 MR. PROKOP: Okay.

24 MR. BRANDT: Right. But we're not --
25 we're not changing the bonding, the borrowing.

1 TRUSTEE PHILLIPS: Okay.

2 MR. BRANDT: And that's what --

3 TRUSTEE ROBERTS: What happened?

4 TRUSTEE PHILLIPS: I believe, if I'm
5 understanding it correctly, is the 125,000 that
6 we have coming in the form of a reimbursement
7 to us needs to be actually documented
8 someplace within the bond; is that what it was?

9 MR. BRANDT: Right. Bond Counsel
10 recommended that we itemize these things, so
11 this way the money that we outlaid toward the
12 125, we outlaid would be -- we would be able to
13 reimburse ourselves for the --

14 TRUSTEE PHILLIPS: Ourselves back.

15 MR. BRANDT: -- the grant money we're
16 expecting separate from that. If we didn't do
17 that, then we would have to fund the repayment
18 of the bonding with that money. It was just a
19 cleaner way to do it. Since we knew it was
20 going to be an open-ended project, we didn't
21 want to lock ourselves in and then we would
22 have to go through the whole process again.
23 Again, the bonding is not changing, it's just
24 the reserves that we've used for the rest of
25 the project.

1 TRUSTEE ROBERTS: So they went over
2 budget, okay.

3 MR. BRANDT: Yeah.

4 MAYOR HUBBARD: Well, some was additional
5 stuff we came across as we were doing the
6 project, stuff that was not included in the
7 original price. Originally, we did not plan on
8 like the drains here in front of the building.
9 The drains got put in, because the water ran
10 down. Actually, we're trying to settle a
11 lawsuit right now where somebody slipped and
12 fell on the apron last year because of ice.

13 TRUSTEE ROBINS: I remember that.

14 MAYOR HUBBARD: So we put drains in the
15 front on each corner and one in the back, so
16 now everything that comes off the roof goes in
17 the gutters and it's going underground into a
18 drain, which was something that came up after
19 we had started the project.

20 Just a couple of other things. The
21 pavement project was estimated to come down
22 Main Street and stop at Crazy Beans. It wasn't
23 to go down to the end of road, because that's
24 where the State road starts and our turn road
25 begins. And just being down there with Paul

1 and Derryl and looking at it, it would look
2 really silly for this overall project to be
3 done and not pave that little section going
4 down there.

5 Some of the money that we're going to be
6 using is we got reimbursed from the project
7 last year of \$115,000 from CHIPS, that we're
8 taking that out of reserve. That's one of the,
9 you know, reimbursement for making ADA
10 compliant sidewalks and repairs. We're going
11 to use that money to pay for part of it, and
12 then we're going to submit again to get
13 reimbursed additionally for this repair. So
14 that should cover the additional cost and put
15 everything back into the Reserve Account.

16 TRUSTEE MARTILOTTA: Oh, so we're
17 expecting this to essentially be like a revenue
18 neutral thing?

19 MAYOR HUBBARD: Yeah.

20 TRUSTEE PHILLIPS: Yeah.

21 TRUSTEE MARTILOTTA: All right. All
22 right.

23 MAYOR HUBBARD: So but that's where
24 the money is coming --

25 TRUSTEE MARTILOTTA: My heart sank when I

1 first looked at that. I said, "Oh, my God."

2 (Laughter)

3 TRUSTEE PHILLIPS: No, no, no, no. It's
4 revenue neutral. No.

5 MAYOR HUBBARD: We said 400,000 last
6 year, we got back 115. We spent 800,000 this
7 year. I'm hoping to get that, too, with what
8 we already got back in, and 125 from the State.
9 And we're really at the same thing with the
10 additional cost. We got additional work done,
11 but we're getting reimbursed for it.

12 TRUSTEE MARTILOTTA: Okay. I feel much
13 better.

14 TRUSTEE PHILLIPS: And the 125, if I
15 understand it, is if we didn't do this, it
16 would have to go towards paying the debt on the
17 bond, instead it being recycled back into our
18 budget to be able to do some of those things.

19 TRUSTEE MARTILOTTA: Sure.

20 TRUSTEE ROBERTS: Okay.

21 MR. BRANDT: Yeah. We have to -- we have
22 to flag that and itemize that.

23 MAYOR HUBBARD: And you have to do the
24 work first to get the money.

25 TRUSTEE PHILLIPS: Right.

1 MR. PALLAS: Right.

2 MR. BRANDT: Right.

3 MAYOR HUBBARD: It wasn't an upfront
4 grant which they -- supposedly, it was going to
5 be, but then it wasn't, so we had to do the
6 work first and then get reimbursed for it, so.

7 TRUSTEE PHILLIPS: And I think it
8 documentates everything a little bit better for
9 everybody so we know where the money is going,
10 so, yeah.

11 TRUSTEE MARTILOTTA: Sure.

12 MR. BRANDT: Thanks, George.

13 MAYOR HUBBARD: Okay.

14 MR. BRANDT: All right. Utility Billing:
15 Just an update on what I -- my little blurb
16 here.

17 Sector 3 is about to be processed for the
18 actual bills. The readings are complete there.
19 All monthly reports have been submitted on
20 time.

21 Community Development: Although there's
22 been some activity rotating out some vouchers,
23 we still have five families searching for
24 housing. It's the ongoing problem we have at
25 this point.

1 Significant collections: We're one point
2 -- one million for the tax levy. Rents stable
3 at 70,000 for the month.

4 Any other questions on my report?

5 MAYOR HUBBARD: No. No, it's good.

6 MR. BRANDT: Easy. Okay.

7 MAYOR HUBBARD: Thank you.

8 TRUSTEE ROBERTS: Thank you.

9 MR. BRANDT: Thank you. Have a good
10 holiday, everyone.

11 TRUSTEE ROBERTS: You, too.

12 TRUSTEE MARTILOTTA: Thank you.

13 MAYOR HUBBARD: You, too. Okay. The
14 Village Attorney report.

15 MR. PROKOP: We -- I prepared the deeds
16 and transfer documents for the two properties
17 to go to Habitat for Humanity. I forwarded
18 them to Habitat a few weeks -- two weeks ago.
19 There was no comment back. I need -- I
20 basically requested some information from them,
21 and then we can execute the deeds, at least get
22 it rolling. I sent another email, got no
23 comment.

24 So what I've now asked them to do is
25 actually set a closing date, so we can get a

1 date that we can actually sit down and just
2 transfer, complete the transfer, rather than
3 going back with emails, and I hope that could
4 take place as soon as next week.

5 The Hampton Jitney agreement is done. I
6 think we got the first check in from them.

7 MAYOR HUBBARD: Yes.

8 TRUSTEE ROBERTS: Yes.

9 MR. PROKOP: If I'm not mistaken,
10 something we worked on.

11 I have an agreement and a policy that
12 I've circulated, I prepared for the Village a
13 while ago and I circulated. I haven't received
14 any comments back. I think, if I'm going to
15 send around the most recent versions of the
16 Local Laws for you, maybe I'll send around
17 these two documents also, so we can get -- see
18 if there's any comments.

19 TRUSTEE ROBERTS: Thank you.

20 MAYOR HUBBARD: Now what were the two
21 documents?

22 MR. PROKOP: It was --

23 TRUSTEE ROBERTS: Dock, Railroad Dock
24 policy, right?

25 TRUSTEE PHILLIPS: Yes.

1 MR. PROKOP: Railroad Dock policy and the
2 North Ferry maintenance.

3 TRUSTEE MARTILOTTA: Oh, gotcha.

4 TRUSTEE ROBERTS: Yeah.

5 TRUSTEE MARTILOTTA: All right.

6 MR. PROKOP: The Local Laws, I did a --
7 the Local Law for the Fire Marshal review, I
8 had mentioned, we'll get that out. I also
9 prepared a Local Law for the 11 timed parking,
10 new parking spaces at the IGA parking lot, and
11 a Local Law for leaf blowers, the leaf blower
12 regulations.

13 TRUSTEE ROBERTS: Lawnmowers?

14 MR. PALLAS: Leaf blowers.

15 MR. PROKOP: Leaf blowers.

16 TRUSTEE PHILLIPS: But it includes
17 lawnmowers in the code, proposed code.

18 TRUSTEE ROBERTS: Because the draft I --
19 I never thought we were talking about lawn -- I
20 mean, I thought were talking leaf blowers,
21 but --

22 MR. PROKOP: It's leaf blowers.

23 TRUSTEE ROBERTS: -- the draft has
24 lawnmowers in it.

25 MR. PROKOP: It does?

1 TRUSTEE PHILLIPS: Yes, it does.

2 MR. PROKOP: Okay. I'll take a -- I'm
3 sorry, I'll take a look at that.

4 TRUSTEE ROBERTS: Because that -- and
5 we've got a hearing in seven days.

6 MR. PROKOP: Yeah. So the -- I'll get it
7 to you.

8 TRUSTEE ROBERTS: For banning lawnmowers,
9 I mean.

10 The 11-spot parking thing, thank you.
11 When I read it, it looks -- I don't see where
12 it says add 11 spots. You have sort of
13 preamble language that says -- and maybe this
14 is the way it's supposed to be. It says add 11
15 new parking spots, and then it says -- refers
16 to the southeast corner of the lot. Is that --

17 MR. PROKOP: That's how we do it in our
18 code, right?

19 TRUSTEE ROBERTS: Okay.

20 MR. PROKOP: So in our code, in our code,
21 we have a section of the code under 132, I
22 think it's 132-54 or something --

23 MR. PALLAS: Yeah.

24 MR. PROKOP: -- that lists all the --
25 lists all the timed parking spaces in the

1 Village, so --

2 TRUSTEE ROBERTS: Right.

3 MR. PROKOP: So we added it to that list.

4 So that by adding 11 spaces to that list, we
5 create -- we create 11 parking spaces.

6 TRUSTEE ROBERTS: Got it, okay.

7 MR. PROKOP: Eleven timed parking spaces.

8 TRUSTEE PHILLIPS: Okay. We're taking --
9 you're changing the time on -- you're
10 changing -- we're not adding 11 new parking
11 spaces, we're just changing the time limits on
12 existing 11 parking spaces, correct?

13 MR. PALLAS: Yeah.

14 TRUSTEE ROBERTS: Adding a time limit.

15 MR. PALLAS: Correct, yes.

16 TRUSTEE PHILLIPS: That's what I'm --
17 that's --

18 TRUSTEE ROBERTS: Yeah.

19 MR. PALLAS: Yes.

20 TRUSTEE PHILLIPS: Okay.

21 MR. PROKOP: It's not -- it's not plus 11
22 in the Village, it's 11 -- it's 11 --

23 MR. PALLAS: Right.

24 TRUSTEE PHILLIPS: But that's not what I
25 heard --

1 TRUSTEE ROBERTS: Eleven new 30-minute,
2 yeah.

3 TRUSTEE PHILLIPS: -- but that's okay.

4 MR. PROKOP: Yeah. And I took a
5 recommendation for the legislation that was --
6 that was given to the Village. And I'll check
7 that comment that you made for the leaf --

8 TRUSTEE PHILLIPS: On the leaf blowers?

9 TRUSTEE ROBERTS: On the lawnmowers?

10 MR. PROKOP: The leaf blowers.

11 TRUSTEE PHILLIPS: Oh, the lawnmowers?
12 Yeah, it's definitely in there.

13 TRUSTEE ROBERTS: It says lawnmower.

14 TRUSTEE PHILLIPS: It says lawnmowers.

15 MR. PROKOP: Also lawnmowers, okay.

16 TRUSTEE ROBERTS: Yeah.

17 MAYOR HUBBARD: Yeah, I had phone calls
18 on that same topic and all. And really, the
19 whole idea was just to get the discussion
20 started. But to have a public hearing, you
21 need that something that you're proposing with
22 what things you're going to discuss. So one,
23 we went from one extreme to the other, to hours
24 that you can cut your grass, and that was a --
25 that's the law that was actually from the city

1 of Pelham.

2 TRUSTEE ROBERTS: Oh, in New York? Okay.

3 MAYOR HUBBARD: Yeah, that's what they
4 have in theirs. And it was just, okay, well,
5 the person that submitted it, "Well, this is
6 what we want," so we put the whole thing in.
7 And then she called me and said, "Well, that's
8 not what I want," "But that's what you had
9 given us." And we used it as a mock law that
10 somebody else had, so we weren't reinventing
11 the wheel, we did what somebody else had. So
12 that's where the confusion on that all came
13 from. But we're going to have the public
14 hearing, everyone will come, whatever, we'll
15 just listen to what people say, and then we'll
16 come up with something that we might propose as
17 legislation.

18 MR. PROKOP: Okay.

19 TRUSTEE ROBINS: And we can put input in
20 on this parking law ourselves at that public
21 hearing as well, you know?

22 MR. PROKOP: Yes.

23 TRUSTEE ROBERTS: We're talking about
24 lawnmowers?

25 TRUSTEE PHILLIPS: No, not that, the

1 parking.

2 TRUSTEE ROBINS: No, not about the
3 lawnmowers, about the parking at the IGA.

4 MAYOR HUBBARD: Yeah, that's already been
5 noticed.

6 TRUSTEE ROBINS: I know.

7 MAYOR HUBBARD: Oh.

8 TRUSTEE ROBINS: I'm just saying, but it
9 doesn't -- it's not necessarily -- it's written
10 right now for 30 minutes. I happen to disagree
11 with that, so I want to have my comments as
12 well.

13 MR. PROKOP: Right, but we'll discuss it
14 at the public hearing.

15 TRUSTEE ROBINS: Okay.

16 TRUSTEE ROBERTS: Yeah. I mean, are you
17 going to do it -- usually, you have -- you have
18 our discussion at the following work session,
19 right?

20 MAYOR HUBBARD: Correct.

21 TRUSTEE ROBINS: The following work
22 session.

23 TRUSTEE PHILLIPS: Yeah, the following.

24 TRUSTEE ROBERTS: Yeah.

25 TRUSTEE ROBINS: Okay, good.

1 TRUSTEE PHILLIPS: Usually we get all the
2 information and then we have discussion.

3 TRUSTEE ROBERTS: We listen at the
4 hearing.

5 MAYOR HUBBARD: But, I mean, when --
6 you're welcome -- when the public is talking,
7 you're welcome to say something, if you want
8 it -- if you feel dead set against something,
9 it's better to say it then, when we have the
10 public hearing, so we could modify it, instead
11 of if we want to try to get it done --

12 TRUSTEE PHILLIPS: Right.

13 MAYOR HUBBARD: -- in a timely fashion.
14 If you have something to say, bring it up at
15 that point.

16 TRUSTEE ROBINS: Yeah, I'll play it by
17 ear, depending on the comments that are made.

18 MAYOR HUBBARD: Yeah, okay.

19 MR. PROKOP: And I'm sorry, I know it's
20 late, but I have two things that I need to
21 discuss in Executive Session, just very, very
22 quick, but I have to -- they're timely and it
23 has to be discussed tonight. I'm sorry.

24 MAYOR HUBBARD: That's fine. Any other
25 questions for Joe?

1 TRUSTEE MARTILOTTA: No, sir.

2 MR. PROKOP: Thank you.

3 MAYOR HUBBARD: All right. Thank you.

4 Okay Report of Committees: Audit

5 Committee met this month. We basically talked

6 about the audit, which we got that back.

7 Robert, did you get a date from Bill Freitag

8 yet?

9 MR. BRANDT: No, but he said that he
10 would accommodate us for January.

11 MAYOR HUBBARD: Okay.

12 MR. BRANDT: He said whatever -- I'm not
13 sure if he's going to make the work session or
14 the Board meeting.

15 MAYOR HUBBARD: Okay.

16 MR. BRANDT: But he said January he
17 was -- that he had that open for us.

18 MAYOR HUBBARD: Okay. It would be better
19 at the regular meeting than the work session --

20 MR. BRANDT: Obviously.

21 MAYOR HUBBARD: -- because you never
22 know. One topic on a work session could take a
23 while, so --

24 TRUSTEE ROBERTS: You don't say.

25 (Laughter)

1 MAYOR HUBBARD: That was the
2 recommendation that they had. We also did
3 review policies and procedures, how it worked
4 with the Marina, and minor adjustments on that
5 for next year.

6 So that's all we had on the committees.
7 Mayor and Trustees. We'll start with Trustee
8 Robins.

9 TRUSTEE ROBINS: Report on the BID
10 meeting from the 14th, so it was last week.
11 They were tallying up the ballots of two-week
12 online voting that took place. So they did
13 elect some of the existing officers, and also
14 added two new officers to the Board. Sharon
15 Sailor and John O'Brien, I believe, are the two
16 new Board Members who are coming on board.

17 There -- I have a copy of a website
18 report from Yvonne Lieblein. You know, they
19 devised a strategy to have what they're calling
20 a Digital Campaign Manager and a Web Master
21 work in coordination to help promote the BID.
22 So Yvonne has had meetings with Katharine
23 Schroeder and Bill Robins, who are the new
24 members who are going to be working on that.
25 Actually, Katharine's been working with BID for

1 a number of years.

2 December focuses on organization and
3 access, and they're going to be developing an
4 electronic information kit for the members to,
5 you know, understand how to promote their
6 businesses, and also to initiate better
7 communication between the members of the Board.
8 And they're also going to develop their social
9 media strategy and create a database for --
10 beginning January 2018.

11 The travel show that takes place in New
12 York City is going to be from January 26th to
13 28th. I believe Yvonne will be there, and
14 maybe somebody else. They do a lot of
15 promotional stuff about the Village there.

16 SOBO, their Sidewalk Beautification
17 Committee, obviously, they were -- they helped
18 to work with the Village on the Christmas
19 Parade and decorations, and they are grateful
20 for all the great things that were done by the
21 Village. And that was a fantastic -- I think
22 it was a fantastic event, the Christmas Parade,
23 and the lights. And it was, you know, a great
24 idea, George, to kind of switch that to an
25 evening and --

1 MAYOR HUBBARD: Yup, it was a fun day.

2 TRUSTEE ROBERTS: Yeah, good idea.

3 TRUSTEE ROBINS: -- I think it was really
4 fantastic.

5 TRUSTEE MARTILOTTA: I think it was
6 great.

7 TRUSTEE ROBINS: You know, it couldn't
8 have been better.

9 They are trying to figure out how to
10 coordinate the rain garden plantings with the
11 planters that we have on the street right now,
12 you know, so that they kind of have similar
13 type of plants. Dave Abatelli is the one that
14 usually works on the planters. I think you'll
15 notice around town there's some little signs
16 that local businesses can sponsor a planter
17 now.

18 TRUSTEE PHILLIPS: I saw that, yeah.

19 TRUSTEE ROBINS: You saw those, yeah. So
20 that will continue.

21 The other thing that they were talking
22 about is to kind of come up with a clean
23 sidewalks initiative to stress businesses to
24 keep their sidewalks clean. Certainly,
25 identified businesses that tend to be the worst

1 offenders, but the idea is to kind of keep up a
2 pressure campaign to, you know, really urge
3 businesses that, you know, you've got to have
4 some pride in your Village. And so, you know,
5 hopefully, that will be effective this year.

6 They -- I suggested to the Pride
7 Committee that they promote themselves by
8 purchasing one of the ads at our Ice Rink, so I
9 think they're going to probably do that.

10 Other issues that we'll be discussing in
11 the next coming months are parking and signage.
12 Delivery truck parking is a huge problem. The
13 businesses are aware of it. You know, trucks
14 coming in on Front Street and parking, pulling
15 up on sidewalks, and, you know, creating
16 dangerous situations where emergency vehicles
17 can't get through. So they're certainly aware
18 of that.

19 The -- I don't know if the businesses can
20 do this or not, but the need for restaurants to
21 provide cigarette receptacles. Cigarette butts
22 are a terrible nuisance on the sidewalks, I
23 mean, we see them everywhere. People have to
24 go outside to smoke, so businesses should be
25 encouraged to provide, you know, receptacles so

1 that people can get rid of their cigarettes.

2 TRUSTEE PHILLIPS: It would be nice if
3 Eastern Long Island Hospital would provide more
4 than just one for their employees, so.

5 TRUSTEE ROBINS: Oh, well, that's --
6 yeah.

7 TRUSTEE PHILLIPS: Because it's all over
8 the place.

9 TRUSTEE ROBINS: They approved the -- to
10 work with us on this lighting grant that has
11 been pending for quite a while, so they're
12 committing \$9100 from their budget this year to
13 -- and that's going to be a lighting project
14 that's going to take place, I guess, on Adams
15 Street.

16 MAYOR HUBBARD: Yes.

17 TRUSTEE ROBINS: In the back parking
18 area.

19 TRUSTEE PHILLIPS: Yes, that's where it
20 was originally intended.

21 TRUSTEE ROBINS: Yeah. So finally moving
22 forward with that. And I think Rich Vandenburg
23 sent a letter of support to you, George, on
24 that.

25 MAYOR HUBBARD: Yes, he did.

1 TRUSTEE ROBINS: Also told them to remind
2 the businesses, please, no parking during snow
3 storms. You know, let the shops know to warn
4 their customers, you know, don't have your cars
5 on the street if there's any kind of snow
6 happening.

7 The -- they brought in a -- there was a
8 presentation by a guy who's promoting a
9 Norwegian Viking ship called the Draken Harald
10 Harfagre. Anyhow, it's the only Viking ship
11 that's in existence right now. I guess it
12 crossed the Atlantic, and they -- I don't know
13 why they came to make their presentation to the
14 BID. I think the idea was that if they ask, if
15 they come to the Village to ask to do this,
16 that this would be a BID-funded project and not
17 a -- something that they would be asking the
18 Village for, so that's why, because I asked. I
19 said, "Why? Why are" -- "Why is it coming here
20 first?" And that was the response, was that
21 we'd like this to be -- if we're interested in
22 it, you know, that the BID would try and do
23 their own fundraising for it and just -- and
24 come to the Village for dock space and things
25 like that.

1 So it was a very preliminary thing. I
2 don't know. You know, this was through Rich
3 Vandenburg, they reached out to him. I believe
4 it was former Mayor David Nyce who made the
5 connection, they reached out to him. So just
6 putting it out there. That's all I really can
7 report on. And the guy made a very nice
8 presentation and --

9 MAYOR HUBBARD: Okay. But, I mean, if
10 they're going to do anything with Village
11 property, they need to -- you know, the BID
12 doesn't run the Village.

13 TRUSTEE ROBINS: That's what I said.

14 MAYOR HUBBARD: Okay.

15 TRUSTEE ROBINS: Okay.

16 MAYOR HUBBARD: Just before they go and
17 start getting too far involved in it, they need
18 to come and see if there's space available, and
19 when it is, and what's going on and all.

20 TRUSTEE ROBINS: Check.

21 MAYOR HUBBARD: So just make sure they
22 know that.

23 TRUSTEE ROBINS: Yeah.

24 MAYOR HUBBARD: Okay.

25 TRUSTEE ROBINS: I got it.

1 MAYOR HUBBARD: Okay, that's fine.

2 TRUSTEE ROBINS: Okay.

3 TRUSTEE MARTILOTTA: Vikings are coming,
4 I like it.

5 TRUSTEE ROBERTS: Lock up your kids.

6 (Laughter)

7 TRUSTEE ROBINS: The Carousel Committee.
8 Okay. So the committee met on the 5th. So
9 they've received a \$15,000 grant from the
10 Friends of Mitchell Park to work on the next
11 project, which are these inter-scenic panels.
12 And the grant is a 12-month grant, but they're
13 giving them an option of a six-month extension,
14 just in case there were any delays. There are
15 votes and things along the way that have to
16 take place in the Board. So, you know, they
17 have up to 18 months to get this done. But
18 they have developed a timeline for the project.
19 It will be just a year going into, I guess, May
20 of 2018.

21 There are technical aspects of the
22 project, but, basically, it's going to follow
23 the same pattern as the rounding boards were.
24 They'll select four artists, and there'll be
25 select -- there'll be 14 paintings. Paintings

1 are going to be assigned. People won't --
2 artists are not going to have a choice. You
3 know, it's going to be a random drawing of the
4 paintings that will be assigned, and they're
5 going to have a time limit on when they have to
6 get those paintings in. And they'll have a
7 penalty for the late work, you know, to the
8 remuneration they're getting if they don't get
9 it in on time. So I guess, yeah, that timeline
10 will be they'll have 30 days from submission to
11 a rough sketch to complete the painting.

12 And then, you know, there's just been a
13 discussion. They're going over a dozen -- a
14 couple of dozen photos of old paintings and
15 things like that in the Village to decide what
16 to do.

17 I had a little information here that Paul
18 Pallas and I had put together on the Moby-Mats
19 project, which I brought up last year. I
20 understand that, you know, in this current
21 grant proposal, there could be funding for
22 handicapped access. So he, Paul -- we took a
23 look at the sketch. Mayor would like, you
24 know, to -- you to reconsider, you know, the
25 location and how to get those mats into the

1 water, so --

2 TRUSTEE MARTILOTTA: Do they actually go
3 in the water, the mats? Is that what they do?

4 TRUSTEE ROBINS: Well, if you look at
5 their website, you can see them actually going
6 in the water, but my concern is that how do we
7 deal with tides, you know?

8 TRUSTEE MARTILOTTA: Well, that's --

9 TRUSTEE ROBINS: I mean, they'd be in the
10 water --

11 TRUSTEE MARTILOTTA: Well, that's -- I
12 was thinking, yeah, maybe not in the water.

13 TRUSTEE ROBINS: -- and then the tide
14 backs out and they're not in the water, so --

15 MR. PALLAS: I have reviewed this, but --
16 I know they, on the various websites, show them
17 appearing to go into the water. I don't think
18 they actually are constructed to go in water.

19 TRUSTEE ROBINS: Right.

20 MR. PALLAS: So I don't -- it's not
21 whether I can do it or not, it's they're not
22 designed to do that.

23 TRUSTEE ROBINS: Right, right. You know,
24 one other thing I did think about these
25 Mobi-Mats is not just exclusively for use by

1 people who are in wheelchairs and handicapped.
2 I mean, it's also, you know, people with
3 strollers, you know, and things like that.

4 TRUSTEE MARTILOTTA: Sure.

5 TRUSTEE ROBINS: You know, so, I mean,
6 they show that on their website as well, you
7 know, so it's a -- I mean, I think the
8 concept's good.

9 TRUSTEE ROBERTS: Great.

10 TRUSTEE ROBINS: I'm sure that we can,
11 hopefully, work something out at Fifth Street,
12 you know, that will, you know, accommodate
13 them. Paul has an estimate here of about
14 \$6,000, I think, for two mats, was it, Paul,
15 and --

16 MR. PALLAS: I forget, but I believe so.

17 TRUSTEE ROBINS: Yeah, I think it was for
18 two mats.

19 MR. PALLAS: But that was to get us to
20 basically this distance that's shown here.

21 TRUSTEE ROBINS: Yeah. And I know when
22 we first brought this project up, I did receive
23 an offer from a local family that was
24 interested in contributing \$1,000 to the
25 project. So, you know, that would be some seed

1 money certainly to get started.

2 So that's my report. Thank you very
3 much, and Merry Christmas to everybody.

4 MAYOR HUBBARD: All right. Thank you.

5 TRUSTEE ROBERTS: Could we -- if we're
6 going to do this, we may want to think about
7 accessible parking down there, handicapped
8 parking spots that fit, because right now we
9 don't have any, there's no -- just a thought.

10 TRUSTEE ROBINS: Yeah.

11 TRUSTEE ROBERTS: All right? If we're
12 going to have this, right --

13 TRUSTEE ROBINS: If we're going to have a
14 handicapped thing, that of course it would --

15 TRUSTEE ROBERTS: -- put a couple of
16 spots.

17 TRUSTEE ROBINS: Sure.

18 TRUSTEE ROBERTS: Yeah.

19 TRUSTEE ROBINS: Absolutely would be
20 appropriate.

21 TRUSTEE ROBERTS: Just a thought.

22 MAYOR HUBBARD: Okay.

23 TRUSTEE ROBINS: Once we know where
24 they're going to go.

25 MAYOR HUBBARD: Thank you. Trustee

1 Phillips.

2 TRUSTEE PHILLIPS: Treasurer Brandt and
3 Trustee Roberts and I recently have been
4 discussing a lot about CDBG funding and grants,
5 and we had a meeting two weeks ago, was it?

6 TRUSTEE ROBERTS: (Nodded yes).

7 TRUSTEE PHILLIPS: Okay. Where we had a
8 conference call with Suffolk County CDBG with a
9 variety of questions in relationship to
10 community development opportunities.

11 This discussion started, because in
12 looking at our Treasurer's report, under the
13 Small City Rehab Savings line item, back in
14 2011, the balance was 10,519. As of November
15 of 2017, the balance is now up to \$152,000,
16 which has come in from the repayment of
17 mortgages that were part of the original Small
18 Cities Grant Program that had been established
19 years ago.

20 In our discussions, we're finding that
21 there's a lot of areas to look at, and that
22 this money could go back into the community in
23 a variety of ways, and either be repaid back to
24 the Village to make it a continuous fund, or
25 something.

1 So what we're asking is that the -- if
2 it's the pleasure of the Mayor and the rest of
3 the Board Members, if we could just kind of
4 continue our research into the possibilities of
5 what this funding can be used for, and come
6 back with a report in the January work session
7 to talk about the CDBG grants as well, because
8 we'll be having a public hearing --

9 TRUSTEE ROBERTS: Next week.

10 TRUSTEE PHILLIPS: -- next week, which
11 will be the first process of applying for any
12 of the Community Development Grants. We have
13 to have the public hearing or public meeting,
14 whatever the title is. So that's one item that
15 we're asking, is if everyone is supportive in
16 us continuing to come back with some ideas next
17 month.

18 MAYOR HUBBARD: Okay.

19 TRUSTEE PHILLIPS: Okay? The other thing
20 is Village Clerk Pirillo sent around to all of
21 you on December 18th the discussion points from
22 the Marine Debris Reduction meeting that was
23 held at the Schoolhouse on 11/30. This program
24 actually was not a Village of Greenport
25 program. It started as a joint venture between

1 the Town of Southold, Greenport School. And
2 part of it was people were contacted to be
3 participants where we had owners of four local
4 restaurants that participated in this reduction
5 of plastic that would not go into the marine --
6 marine trash on the beaches, or whatever.

7 Megan Byers updated me the other day that
8 two actions have come out of that meeting. One
9 of them is that the Product Stewardship
10 Institute, which is what their organization is,
11 has applied to NOAA for a K through 12
12 educational grant that Greenport School
13 students would be involved in, along with, you
14 know, hopefully, mutually working with the
15 Village of Greenport on some of our road ends
16 and beach ends dealing with trash.

17 And the other one is North Fork
18 Environmental Council Board is supportive of an
19 idea that came out of this called the
20 Trash-Free Waters Certification Program, which
21 has certain levels of rewards to local
22 restaurants, which is what they're going to
23 focus on, in trying to reduce the trash and
24 plastic with into -- into the marine debris.

25 So part of the -- part of the discussion,

1 and it was a rather lively discussion, it was
2 interesting to see the different viewpoints.
3 But our waterfront is a major economic
4 generator for our Downtown Business District.
5 So I have given Megan Byers the contact
6 information to the Business Improvement
7 District Board, and Julia and I have -- I've
8 networked with her to discuss and think about
9 some participating items, because some of their
10 focus was to ask municipalities to make code
11 changes in dealing with plastic waste.

12 We have a fair amount of restaurants in
13 the Village of Greenport. I think that they
14 would take more ownership if they're actually
15 participating in writing or coming up with some
16 changes. So they're going to start in January
17 on that. So I'm just assuming that at some
18 point, the BID will be connecting with me and
19 going from there. Okay?

20 I have also noticed that there's been
21 some activity with the Town of Southold in
22 reference to the Bay to Sound Trails. I
23 noticed that they just received a new funding
24 round. They also have just recently gone back
25 to the original -- the original grant that they

1 had, which dealt with the walkways with the
2 wood -- the purchasing wood, and whatever. So
3 they've -- they're starting to move forward on
4 that. And I'm just wondering if they have
5 contacted you, Mayor, in reference to updating
6 us. I know I've asked for all the information,
7 but I didn't get a chance to read it, okay?

8 But the new grant is extending the area a
9 little bit, so, I -- you know, it's dealing
10 with around Silver Lake on some of the cleanup.
11 So I think that we need to be part of the
12 process here, or have a little more
13 communication going on. So that's -- that's
14 the one thing.

15 The Transportation Commission has been
16 talking about a lot of the congestion of the
17 roadways during the pumpkin season, or actually
18 the whole tourist season. So they requested
19 that the Liaison to the Transportation,
20 Councilman Ruland, approach the Town Supervisor
21 to create a meeting of the minds between the
22 municipalities, and that's something that will
23 be coming, a letter will be coming directly to
24 the Town of Shelter Island, the Town of
25 Southold, Village of Greenport, and the Town of

1 Riverhead to discuss Sound Avenue. That's part
2 of the project. And they want to go from the
3 actual municipalities, and then start reaching
4 out to the business communities and start
5 trying to create some type of solution to deal
6 with Sound Avenue, because it's a historic
7 highway, they cannot widen it. That's the
8 problem, they can't touch it, they have to
9 leave it alone.

10 And the only thing that I'm going to
11 request, because I -- it's been a long -- it's
12 been a long evening, is I would like that when
13 we start -- before we actually set a date for
14 public hearings, I think it would be easier for
15 all of us if we discussed the potential code
16 changes before we set the dates. I find that
17 sometimes we're chasing up to catch up. And as
18 we discovered this evening, I'm not usually
19 pretty confused on a lot of stuff, but the
20 multi-family one has confused me with all the
21 changes. So I just think that before we set
22 the hearing date, we should actually have the
23 proposed code written for us to review first.
24 That's my suggestion. I don't know how
25 everybody else feels about that.

1 MAYOR HUBBARD: Okay. As the topic comes
2 up and schedule a public hearing, like the leaf
3 blower thing, just to bring up, we don't have
4 anything. You know, we can keep it open-ended
5 and try to do it at that point, but most people
6 in the public want to know, well, what are you
7 actually proposing.

8 TRUSTEE PHILLIPS: Right.

9 MAYOR HUBBARD: So --

10 TRUSTEE PHILLIPS: I would rather -- you
11 know, I would rather we had the opportunity to
12 review it, or at least get it on paper, so that
13 we know what we're talking about as well,
14 because that -- I -- yes. The lady, she told
15 me that, you know, that's not what she intended
16 with the lawnmowers. But by, you know, giving
17 us that document, that, you know, there was no
18 notations, no nothing on it, it was just this
19 is what we want.

20 MAYOR HUBBARD: Right, okay.

21 TRUSTEE PHILLIPS: So it's caused a great
22 amount of frustration.

23 TRUSTEE ROBERTS: And I'm not sure how --
24 I'm not sure how we have a public hearing on a
25 law that just one person gave us. I mean, I'm

1 assuming there's some sort of process. But I
2 think what you said is that you just want to
3 put it out there for feedback, so I guess
4 that's what we're going to get.

5 MAYOR HUBBARD: Yeah. Well, it was.

6 TRUSTEE ROBERTS: Yeah, we'll see.

7 MAYOR HUBBARD: One proposal that they
8 had was very -- it banned leaf blowers for the
9 summertime, Memorial Day to Labor Day. And
10 when I saw that, I was like we're definitely --
11 we're not going to do that, because, basically,
12 what you're saying, we don't want to bother the
13 tourists while they're here, and to heck with
14 everybody that lives here year-round. So then
15 it's like let's go back and look at what other
16 stuff was submitted with the package, and that
17 draft law was in part of the package, and
18 that's when that came out. And then it was
19 like, all right, we had already changed the
20 public hearing notice once, so I wasn't going
21 to change it again. So it was really let's
22 just have the discussion and see where we want
23 to go with any of it.

24 So the first version that went out, the
25 first public hearing to me was unacceptable, I

1 don't see how we could even possibly do that.
2 It was just, you know, just a summertime ban,
3 and that makes us really look like we're just
4 catering to people that are renting for the
5 summer, and I was not comfortable with that.
6 So I said let's get the different version, and
7 that's when that came out of the package. And
8 then it went out, because we were trying to
9 meet the time constraints, and I did not see
10 that. When I read it myself, I'm like, all
11 right, I could never cut my own grass, then.

12 TRUSTEE ROBERTS: Right.

13 MAYOR HUBBARD: Because I work six days a
14 week, and everything else.

15 TRUSTEE PHILLIPS: Right, but --

16 MAYOR HUBBARD: And I could never cut my
17 grass on a Sunday, or I had to do it at, you
18 know, one o'clock on a Sunday in the middle of
19 July, which --

20 TRUSTEE PHILLIPS: I guess what I'm
21 trying to say politely is I would like to get
22 this stuff sooner than later.

23 MAYOR HUBBARD: Well, yeah. I mean, all
24 it really does is it would sit there and you
25 would add an extra month to the process.

1 Something that comes up work session, we'd have
2 the Village Administrator and the Village
3 Attorney try to draft something to bring back
4 to the next work session for us to review, and
5 then we would schedule a public hearing. We
6 would just add a month into the process, but we
7 would have it all first to hash it out.
8 That's -- normally we said we're going to
9 schedule a public hearing. We'll put something
10 together as we're working towards it, but this
11 way we'll just do it -- it just -- it adds a
12 month. But it's something that's not really
13 time-sensitive, and then at least the whole
14 Boards knows what we're putting a public
15 hearing out on so we don't have this kind of
16 thing.

17 TRUSTEE PHILLIPS: Thank you.

18 MAYOR HUBBARD: That was just a brief
19 explanation of what happened with this one --

20 TRUSTEE PHILLIPS: Yeah. No, no, no, no.
21 I wasn't --

22 MAYOR HUBBARD: -- and why it got out
23 there. And we were just trying to meet the
24 time constraint, because we said we're having
25 this and we've got to get something out there.

1 And open-ended public hearings are very hard
2 without a definition of what we're going to
3 propose, because then people don't really know
4 if they're for or against it, because they
5 don't know what's there. So that's why we
6 tried to put a draft out first, but this one
7 didn't work out so well. Well, we'll have the
8 public hearing and we'll see what people have
9 to say.

10 TRUSTEE PHILLIPS: Okay.

11 MAYOR HUBBARD: All right. Thank you.

12 TRUSTEE PHILLIPS: I'm done.

13 TRUSTEE ROBERTS: Okay. Thanks.

14 MAYOR HUBBARD: Go ahead, Trustee
15 Roberts.

16 TRUSTEE ROBERTS: Okay. Thank you. I
17 want to reiterate the idea of putting the
18 events together for the tree lighting was
19 just -- was just really great, so thanks for
20 that. It was great, great time with the
21 family.

22 I did not put in my report, but the -- we
23 approved back in September or August to do a
24 fundraiser at the Ice Rink, the Ice Fest. So
25 we're targeting January 20th at -- with a

1 weather date of January 27th, the following
2 Saturday, so that the weather pattern, if it's
3 warm that day, could hopefully clear out the
4 next week.

5 We've got basically about just 45 minutes
6 of program planned at 4 o'clock in the
7 afternoon, and then at 5, the Hockey Club's
8 going to have a game. We're going to be
9 collecting sponsorships. We're going to
10 have -- you know, people are going to be able
11 to kind of give out free hot cocoa and stuff in
12 the park.

13 And the -- I've gotten the -- they're
14 called the Figure Skating -- the Figure Skating
15 Troop of Harlem, or something like that. It's
16 a group of -- it's a club in Harlem of figure
17 skaters and they perform all over the New York
18 area. And we're working on funding, but I
19 think we'll find it somewhere, for them to get
20 on the Jitney and come out, do their
21 performance. It's like 20 girls from the City
22 who are going to come perform.

23 And I know we've got a former figure
24 skater. One of the owners of American Beech is
25 going to do a little routine. I'm going to get

1 Trustee Martilotta to join my speed skating
2 relay race team. And we're going to have like
3 Greenport celebrity racing. It's going to be
4 fun on ice skates. Anyway, the 20th, 4
5 o'clock.

6 And the Clerk has been really helpful,
7 and we're working on details, and going to try
8 to just raise some money for the rink, and
9 everyone's been great.

10 I also don't have my report, because
11 someone -- the folks who came last month and
12 talked about, you know, trying to find ideas
13 for residential parking for people who live
14 above the businesses downtown came and saw me
15 later in the week, and they said they wanted to
16 go -- you know, they saw what happened with
17 leaf blowers, and they said, well, there might
18 be some people who want to sign a petition.

19 So today Rachel came by and gave me
20 seventy -- looks like 75 signatures of people
21 who -- you know, I think they're seeing that --
22 what I suggested to them is don't just ask for
23 parking because you don't want to walk with
24 your bags. Don't just -- but, you know, let's
25 try to fit this into a plan here so that it

1 becomes part of -- and so what they -- they
2 walked with a petition, which I suggested, that
3 if we add the 25 or 20 spots over on Fourth
4 Street, you know, that -- if the railroad let's
5 us develop that property and add all-day
6 tour -- you know, essentially tourist parking
7 spots, could we find 20 to 25 spots that could
8 be stickered for people who live in the
9 downtown district.

10 And it's no more than just could we work
11 out a plan. There are no specifics of how to
12 do that. So these folks asked me to bring this
13 here for you, so I just got it today. I wanted
14 to give it to the Clerk, and you can scan it
15 and send it around. But I was surprised at how
16 many people were interested in this. So, you
17 know, I think a bustling downtown is good for
18 the economy, and it's good for everything going
19 on around here.

20 So if we can help some of those folks
21 out, you know -- it's really, as I understand
22 from talking to them, it's not about I want to
23 park close to my house, because, I mean, if you
24 live in an apartment, you can't be guaranteed
25 you're always going to live close to your

1 house, I did it for many years. But it's
2 about -- and I know this from the days when
3 I -- when I have to drive to work in the
4 summer, if I have to go to a meeting or go to
5 something, run an errand in the middle of the
6 day, you know, I got to cruise around for
7 parking, which is, you know, again, that's part
8 of renting an office in the Downtown District.
9 District. However, if we could find that --
10 and my idea would be find a few spots here, a
11 few spots here, so that we keep the number of
12 all-day parking spots the same. We find more
13 parking first, and then we take some of the
14 spots we've got and make them for our
15 residents. That's the concept, and we'll
16 distribute it, and I guess talk about it later.

17 Another great idea from last month's
18 meeting -- it's great when people come and
19 share ideas, I think. I think it's just --
20 it's government in action, and I like listening
21 to that stuff. But somebody came and talked
22 about a 25 mile-an-hour speed limit, and I did
23 a little research on this. I can't find a
24 reason not to do this. You know, as someone
25 who walks around with a little kid all the

1 time, I don't see how it hurts anything. But,
2 you know, there are other people here who are
3 maybe better experts on traffic than me, but,
4 you know, I would love to see us look into
5 this. And as I understand it, you need an
6 action of the Assembly to -- or, sorry -- of
7 the State Legislature to go either below 25
8 or -- sorry -- to go to 25 or to go to 20 miles
9 an hour. So I don't know if we need to go all
10 that route, but, you know, I just want to put
11 it out there to see if anybody else thought
12 that was an interesting idea.

13 TRUSTEE MARTILOTTA: I think it's a great
14 idea. I've got to tell you, I try and cross
15 the street with little kids, and I live a
16 little over by Fifth Street, crossing there to
17 get to the other side, the people come flying
18 through there. And there's a crosswalk, which
19 is generally pretty ignored, you know. And
20 anything that will slow them down I would 100%
21 be in favor of, to say nothing of the fact that
22 there's a school right there. You know,
23 there's a lot of kids walking downtown at
24 lunch. And, like you said, I don't really -- I
25 can't really think of where you're going.

1 MAYOR HUBBARD: Right. We can control
2 Village roads, but to change the State road,
3 you know, and all, that has to go through the
4 State, and we'd have to have a discussion with
5 them about them switching that and what their
6 process is for that, you know, so.

7 TRUSTEE ROBERTS: So you're generally
8 supportive and we can look into it?

9 MAYOR HUBBARD: Yeah, 25. I mean, you
10 know, in the downtown area 30 is too fast. You
11 know, the section going out of town, people
12 getting up there, I know some of the complaints
13 came up on that end. They said it couldn't be
14 enforced, but there are signs along there, 30
15 miles an hour. We could do a section of the
16 downtown once you get out of there.

17 TRUSTEE ROBERTS: Come to Sixth and Fifth
18 Street in the summer, it's like IndyCar Raceway
19 sometimes, people flying up and down the road
20 to the beach, so --

21 MAYOR HUBBARD: Yeah.

22 TRUSTEE PHILLIPS: Well, you mean, on our
23 own road?

24 TRUSTEE ROBERTS: Yeah. On our road,
25 yeah.

1 TRUSTEE PHILLIPS: Oh. Well, I mean we
2 can control that already.

3 TRUSTEE ROBERTS: We can make it
4 Village-wide speed limit.

5 TRUSTEE PHILLIPS: You're talking about
6 on the north -- I mean, the Main --

7 TRUSTEE MARTILOTTA: On the Main Road
8 over there.

9 TRUSTEE PHILLIPS: On Front Street.

10 TRUSTEE MARTILOTTA: On Front Street and
11 Main Street.

12 MAYOR HUBBARD: Front Street and Main
13 Street, right.

14 TRUSTEE PHILLIPS: Front Street and Main
15 Street, yeah.

16 TRUSTEE ROBERTS: We're talking about you
17 enter the Village of Greenport, it says 25
18 miles an hour. That's what these folks are
19 talking about, and like, again, I don't see a
20 reason not to do that. But --

21 MAYOR HUBBARD: Right. Well, there's two
22 separate actions you need. You need one to do
23 it on a Village roads, you need one to do it on
24 the State roads.

25 TRUSTEE PHILLIPS: You can't just --

1 TRUSTEE ROBERTS: Can we confirm that?

2 I'm not -- are you guys all sure of that?

3 TRUSTEE PHILLIPS: The State, the State
4 road, okay, this came up at the Transportation
5 Commission, because someone from the Village of
6 Greenport wrote in and was referred back to the
7 Village. But the comment was, and it came out
8 of Chief Flatley, is that you have to petition
9 the State to change the State speed limit.
10 That Main Street and Front Street is a State
11 speed limit.

12 TRUSTEE ROBERTS: Okay.

13 TRUSTEE PHILLIPS: It's not our speed
14 limit, it's the State.

15 TRUSTEE ROBERTS: Is that the one we just
16 paved and painted?

17 TRUSTEE PHILLIPS: Yeah. Well, yeah,
18 yeah. We have to maintain it.

19 TRUSTEE ROBERTS: Did we get permission
20 from the State? Oh, we have to maintain it,
21 but to change --

22 TRUSTEE PHILLIPS: We have to maintain
23 it, but to change the speed --

24 MAYOR HUBBARD: They gave us \$125,000 to
25 help pay for it.

1 TRUSTEE ROBERTS: Oh, there you go, all
2 right.

3 MAYOR HUBBARD: You know, so --

4 TRUSTEE PHILLIPS: Okay. But to change
5 th speed, we have to go ask them. That's what
6 Sag Harbor is doing at the present moment.

7 TRUSTEE ROBERTS: Got it, okay.

8 TRUSTEE PHILLIPS: Okay. You have to --
9 it's -- you know, they pick and choose what
10 they want to enforce on it. I mean, let's be
11 realistic, you know.

12 MAYOR HUBBARD: Right.

13 TRUSTEE ROBERTS: If we could look into.

14 MAYOR HUBBARD: But, you know, like on
15 First Street, when people were going really
16 fast on First Street, the way the Village did
17 that was put stop signs in and slowed the
18 people down by stop signs. The same on Fifth
19 Street and everything else. Instead of just a
20 straight run, Fifth Avenue over here, they put
21 the stop sign in to get them, people to be more
22 in compliance. And people zoom up faster and
23 brake faster, but, you know -- but to do a
24 Village-wide, you could do Village-wide, but
25 it's not going to pertain to their roads --

1 TRUSTEE ROBERTS: Understood, okay.

2 MAYOR HUBBARD: -- because they had their
3 jurisdiction on it, you know.

4 TRUSTEE ROBERTS: Well, so Bridget, who
5 brought this, has, I guess, been networking
6 with -- she claims that Thiele and Palumbo are
7 ready to support this, if the Village wants it,
8 and run it up the flag pole with the State
9 Legislature.

10 MAYOR HUBBARD: Well, Paul can review it,
11 find out what the procedure is, what we need to
12 do.

13 MR. PALLAS: (Nodded yes).

14 MAYOR HUBBARD: Do we need a public
15 hearing first before we petition to it, or
16 could we just send a letter requesting, and
17 he'll find out some information and get back to
18 us on it.

19 TRUSTEE MARTILOTTA: Sure.

20 TRUSTEE ROBERTS: Thanks, appreciate it.

21 TRUSTEE ROBINS: The Village, I mean,
22 right in front of the school isn't even in the
23 Village.

24 TRUSTEE MARTILOTTA: No, it's not.

25 TRUSTEE ROBERTS: Yeah. That's a school

1 zone.

2 TRUSTEE ROBINS: I mean, so that would
3 have to be the State, to do it.

4 TRUSTEE MARTILOTTA: Right in front of it.

5 MAYOR HUBBARD: Right. It would start at
6 Saint Agnes Church.

7 TRUSTEE ROBERTS: Yes.

8 TRUSTEE MARTILOTTA: It would start
9 somewhere on Sixth.

10 MAYOR HUBBARD: Yeah.

11 TRUSTEE MARTILOTTA: But, I mean, even
12 there, because I'm always -- people come
13 flying, and I'm like the road ends in 300
14 yards, where are you going?

15 TRUSTEE PHILLIPS: What's happening on
16 Main Street is once -- either they're coming
17 out of the hospital and they're in a hurry to
18 go home, for the employees, or once people get
19 past Steamboat Corner or past Holy Trinity
20 Church, what I've noticed is everybody -- it's
21 a straight path, they're headed to the North
22 Road. All of a sudden, it doesn't become 30
23 miles an hour anymore, it starts to become 40
24 or 45, and that's --

25 TRUSTEE MARTILOTTA: Well, we got that

1 nicely paved smooth road over there.

2 TRUSTEE PHILLIPS: Right.

3 TRUSTEE MARTILOTTA: You know what I
4 mean?

5 (Laughter)

6 TRUSTEE PHILLIPS: But the other
7 suggestion that had been made was that -- and
8 if you do the 25, is to post signs coming from
9 -- coming into Greenport from the North Road
10 and the Main Road, Front Street, is that the
11 speed limit's -- you know, 30 mile per hour
12 speed limit signs. You know, to just
13 point-blank -- you know, a big sign that says
14 these streets are 30 miles per hour, so.

15 But there's a lot of options. I have no
16 problem seeing it slow down. The hospital
17 staff has got lead feet, and it's getting worse
18 by the minute, so that's okay.

19 TRUSTEE ROBERTS: Yeah. Then we'd have
20 to -- we'd have to coordinate with the Chief,
21 you know, and just ask that he --

22 TRUSTEE PHILLIPS: Right.

23 TRUSTEE ROBERTS: -- right, enforce it,
24 or give Greg one of those laser guns. Okay.
25 Thank you.

1 He's not a Village resident, but a North
2 Fork resident has been trying to make a
3 donation to us, and he's a friend of a friend,
4 so he's been coming to me. So I'm just -- I'm
5 putting this into the report. He wants to
6 donate something called an etree from this
7 company Sologic Renewable Energy Systems. And
8 it's a nice thing when someone calls up and
9 says, "I want to give the Village something,"
10 and I honor that it's -- and it ain't cheap.

11 So this is somebody who wants to donate
12 one of those -- one of these things, and I just
13 thought I'd put it out to you all. If --
14 because I think -- I think Paul would go
15 probably spend a bunch of time on it if -- it
16 requires some research. So if the Board was
17 really interested in having one of these
18 things, then -- and it's -- basically, it uses
19 solar, and you plug your phone or device, or
20 whatever, into it, and it uses the solar to
21 charge the device. That's about as much as I
22 know about it.

23 There are technical things that have to
24 be looked into. But if we wanted to pursue
25 accepting a donation of one of these things,

1 then I think then Paul would do some research.
2 And so I just -- so I come to you and say if
3 you're interested. And if not, then the
4 gentleman said, "If you guys are not
5 interested, that's cool, I'll move on." So I
6 think, you know, out of fairness to the guy
7 who's trying to make a donation, we should just
8 let him know if we're interested or not, and
9 then, you know, we should find time for Paul to
10 look into it, or have Derryl look into it or
11 something.

12 TRUSTEE PHILLIPS: Does it necessarily --
13 I mean, is he pursuing that it needs to be in
14 one of our parks?

15 TRUSTEE ROBERTS: That's his proposal.
16 But I think if we went -- if we came back and
17 said we'd like it here or there, I think he --

18 TRUSTEE PHILLIPS: That's what I'm
19 asking.

20 TRUSTEE ROBERTS: Yeah. He wants to give
21 it to the Village, and if we said we think this
22 is the spot, then he can decide. I mean, you
23 know, he's trying to do something
24 philanthropic, it's a nice thing. So he's been
25 emailing me for six months about it.

1 MAYOR HUBBARD: Yeah. I'm just trying to
2 think of a place that it would be useful and
3 that you could put it. I mean, you know, it's
4 not the prettiest thing, and you don't want to
5 put it right in the center of Mitchell Park, or
6 whatever, you know.

7 TRUSTEE ROBERTS: No.

8 MAYOR HUBBARD: But I'm just trying to
9 think where it would be useful.

10 TRUSTEE ROBERTS: Maybe over by the
11 Jitney bus stop.

12 TRUSTEE ROBINS: I think it's ugly. I
13 would say no. That's my opinion.

14 TRUSTEE PHILLIPS: I can't think of
15 anywhere where it would fit in that it
16 wouldn't --

17 TRUSTEE ROBERTS: Yeah. I mean, it's
18 fine that --

19 TRUSTEE PHILLIPS: Plus the fact it needs
20 to be convenient for anyone who wants to use
21 the charging station --

22 TRUSTEE ROBERTS: Yeah.

23 TRUSTEE PHILLIPS: -- which is for mobile
24 devices, correct?

25 TRUSTEE ROBERTS: Yeah. I have a hard

1 time envisioning where it would fit.

2 TRUSTEE PHILLIPS: Yeah, I do, too. To
3 be honest with you, I really do have a hard
4 time.

5 TRUSTEE ROBERTS: Okay.

6 MAYOR HUBBARD: Yeah. Because, I mean,
7 you put it at, you know, the ball field, it's
8 not going be that big. You put it by the ball
9 field, but it's not going to get used that
10 much. It's got to be a place that it's going
11 to be use, but it doesn't really fit the decor
12 of the places that we have.

13 TRUSTEE ROBERTS: It does not.

14 MAYOR HUBBARD: You know, so.

15 TRUSTEE ROBERTS: I will give the
16 gentleman your regrets and thank him.

17 MAYOR HUBBARD: Yeah.

18 TRUSTEE ROBERTS: Okay, good.

19 TRUSTEE ROBINS: Thank you.

20 MAYOR HUBBARD: That's fine.

21 TRUSTEE ROBERTS: Awesome. I just want
22 to make a plug for -- you know, I want to make
23 a plug for open container enforcement. I
24 think -- I think you intend to get on this next
25 year, so we don't have to talk about it too

1 much. But, you know, I'm sitting there
2 listening to the kids singing at the tree
3 lighting, and, you know, I've got like a couple
4 of people. And, you know, I'm no -- I'm no
5 Puritan, right, but here we are in the park at
6 this great kids ceremony for the tree, you
7 know, and we got people kind of -- you got a
8 guy smoking a cigar, a couple of people having
9 drinks in the park. And I just think we can --
10 I think it seems to me that it's gotten past a
11 point now where we need to really get -- we
12 need to really get aggressive on this open
13 container stuff.

14 I think we should probably -- I want to
15 -- I think Chatty's right about Monday Night
16 Dances. I think we need to -- we need to start
17 saying things to people, and, you know, we need
18 to just sort of let people know, like that's
19 there -- we have 15 places where you can go get
20 a drink, and here in this park is not one of
21 them. So --

22 TRUSTEE PHILLIPS: I was -- I've been
23 thinking about it, because I've -- you know, I
24 feel the same way you do. And Dances in the
25 Park, I think it would be great to see the

1 local restaurants start participating -- you
2 know, have a discussion with the local
3 restaurants to encourage the participants in
4 Dances in the Park to visit them either before
5 or after the concert, you know, with some type
6 of promotional, or whatever. That not only
7 would help Dances in the Park, but also would
8 be good for them as well. That's just an idea,
9 I'm throwing it out, okay?

10 TRUSTEE ROBERTS: I know one that does
11 that. But, yeah, it's -- I think -- I think we
12 probably need to do some messaging, and we can
13 talk with Diane about it when she MC's the
14 concert. But I'm less concerned about that.
15 It's just that I think -- you know, and we even
16 had it during our -- we had the Unity Vigil in
17 September, and some guy walked by yelling at
18 us, carrying beers around.

19 It's just, you know, I think the Maritime
20 Festival has -- I'm hearing a lot from folks
21 downtown that it's just gotten to be a little
22 much. And other, other outdoor festivals
23 don't -- they do things that they -- there are
24 different strategies for doing this, but they
25 have more kind of containment, I think, with

1 it. I think if you're serving outside, you
2 have to contain your own little -- your own
3 little, you know, beer garden, and I think
4 that's actually what is -- what you're supposed
5 to do in general, under State Law. I'm not
6 sure of that.

7 So I just want us to think about this as
8 we head into next summer. But, you know,
9 there's a time and a place for everything, and
10 the sidewalk is not really the place to be --
11 you know, that's why we have 15 drinking
12 establishments in this town.

13 TRUSTEE PHILLIPS: I'm assuming that the
14 Maritime Museum will start bringing us their
15 mass assembly permit for next year soon. They
16 usually do early in the season, you know,
17 January, February, March.

18 MR. PALLAS: That's correct, yeah.

19 TRUSTEE PHILLIPS: Would it behoove us to
20 have Paul reach out to them and kind of say
21 that we have had this discussion, have had some
22 issues brought to our attention from last
23 year's Maritime Festival, and that maybe they
24 need to be talking to us now about how to deal
25 with it? I'm just throwing the idea out.

1 MR. PALLAS: I mean, if that's what you
2 all want, I have no problem doing that.

3 MAYOR HUBBARD: Yeah. Just that we had
4 numerous complaints, and it's getting to be
5 more just a drunken party, you know, so.

6 TRUSTEE PHILLIPS: Yeah. I think that we
7 need to reach out to them and say that, you
8 know, we are -- we are -- you know, we work
9 with them, and I think we take the good with
10 the bad, and they should take the good with the
11 bad as well. And it needs to be brought to
12 their attention before they start planning
13 something that we all of a sudden start to have
14 conversations that are more of butting heads
15 instead of actually being a cooperative --

16 TRUSTEE ROBERTS: Work together.

17 TRUSTEE PHILLIPS: -- work together, a
18 group of people.

19 TRUSTEE MARTILOTTA: Sure. What are
20 their -- what are their ideas?

21 MAYOR HUBBARD: It worked with the food
22 court with other suggestions, bringing back a
23 more nautical theme and everything else. Just
24 something ahead of time, that, you know, we
25 need to cut back on what we're doing and

1 restrict what's going on with the other stuff,
2 so it's just not a free-for-all everywhere.

3 TRUSTEE PHILLIPS: Well, I think we also
4 need to understand the liquor law licenses a
5 little bit better ourselves before we approve
6 the public assembly permit, because I do know
7 on Sunday you're not supposed to be drinking
8 beer at 9 o'clock or serving beer -- I mean,
9 serving beer at 9 o'clock. You could drink it,
10 that's if you buy it. But I think that -- I
11 think it's noontime, is it not?

12 MS. ALLEN: It always has been.

13 TRUSTEE PHILLIPS: So --

14 TRUSTEE ROBERTS: I think they may have
15 gotten rid of that law. But I know that for
16 our place, the -- I think our resolution said
17 11 a.m. You know, I had some -- I'm out there
18 setting up at our place and I got some guy at
19 9:30 going, "Hey, can I have a beer?" I'm like
20 wow.

21 TRUSTEE PHILLIPS: Yeah. No. Well, I
22 walked down and someone was being served beer
23 at 9 o'clock in the morning as --

24 TRUSTEE ROBERTS: Yeah.

25 TRUSTEE PHILLIPS: -- young ones are

1 going -- never mind.

2 TRUSTEE ROBERTS: Yeah.

3 TRUSTEE PHILLIPS: Anyway, I just think
4 we need to have the conversation now, not
5 later, okay?

6 TRUSTEE ROBERTS: Thanks. That's why I'm
7 bringing it up.

8 And have we gotten anywhere with the
9 railroad on the extra parking over on Fourth?

10 MR. PALLAS: I've spoken with them. I do
11 have to get -- they are looking for a formal
12 letter. I've started working on it.

13 TRUSTEE ROBERTS: Great.

14 MR. PALLAS: I will get it out next week.

15 TRUSTEE ROBERTS: Okay. Thanks. Merry
16 Christmas.

17 MAYOR HUBBARD: Okay. Thank you.
18 Trustee Martilotta.

19 TRUSTEE MARTILOTTA: They got me before.

20 TRUSTEE ROBERTS: Yeah, he already went.

21 TRUSTEE MARTILOTTA: Yeah.

22 MAYOR HUBBARD: Okay. Very good.

23 TRUSTEE MARTILOTTA: All you.

24 MAYOR HUBBARD: Yup. I really don't have
25 anything special. It's been a busy month. The

1 past three weeks I've had something every day,
2 between tree lightings, parties, menorah
3 lightings. I just want to thank everybody that
4 participated and came and enjoyed all these
5 events. Everything was really nice. People
6 were well behaved. I think everybody had a
7 really good time.

8 A lot of work went into -- on all kinds
9 of people's -- efforts went into that. And I
10 think, you know, the Village looks good. It's
11 been a good holiday season so far. And I just
12 thank everybody that's been participating, and
13 wish everybody a Merry Christmas, Happy
14 Hanukkah and Happy New Year.

15 TRUSTEE PHILLIPS: You, too.

16 MAYOR HUBBARD: Okay. Do you want to
17 take a break before we go?

18 MS. BRAATEN: Well, it depends how many
19 people.

20 MAYOR HUBBARD: Okay. Well, we got a
21 few.

22 MS. BRAATEN: Okay.

23 MAYOR HUBBARD: I mean, it's 10 o'clock.
24 So you want to --

25 MS. BRAATEN: Yeah, just five.

1 MAYOR HUBBARD: Okay. We'll take a
2 five-minute break, and then we'll have the
3 public address the Board, and we'll move on.

4 (Recess: 10:00 p.m. - 10:08 p.m.)

5 MAYOR HUBBARD: All right. We'll open it
6 back up to the public to address the Board.

7 MS. RUDDER: Where would you like me?

8 MAYOR HUBBARD: Come up to the podium,
9 your name and address.

10 MS. ALLEN: I'm just going to be real
11 quick.

12 MS. RUDDER: Okay.

13 MAYOR HUBBARD: Okay.

14 MS. ALLEN: Chatty Allen, Third Street.
15 I wasn't really going to even bring this up, I
16 wrote it in my votes, but since Trustee Roberts
17 brought it up with the petition, I just have
18 one question for the Mayor and the Village
19 Board.

20 When did it become the Village's
21 responsibility to provide parking for tenants?
22 I'm not for that at all. I don't feel the
23 Village needs to provide -- when you rent an
24 apartment, you know if you have parking or not.
25 I think trying to give out residential stickers

1 is opening a can of worms you don't want to
2 touch.

3 As for reducing speed, I'm all for that.
4 The other day I went on a class trip and they
5 were amazed that I had four different vehicles
6 between Greenport and Port Jeff fly past on
7 double lines with all kinds of traffic. You
8 can reduce the speed, which is great, and most
9 people will abide, but the ones that are
10 already flying, you know, you pray that they're
11 going to follow the right thing.

12 And just my final thing. When I went on
13 my field trip on Tuesday, the Elementary
14 Principal came with the class, and we were
15 talking about opening the school over vacation.
16 I think that's a wonderful idea, so thank you
17 to everyone. And I thanked him as well. He
18 seems very excited about this, and is really
19 hoping that, you know, this is going to be
20 something that works.

21 And, hopefully, in a few months, we'll be
22 back skating again for the kids in the
23 wintertime.

24 So thank you. Have a nice Christmas.

25 TRUSTEE ROBERTS: Thank you.

1 MS. RUDDER: I'm going to pass those
2 around.

3 My name is Penelope Rudder, I live on
4 Second Street. And my handwriting is
5 miserable, but that's my Gmail at the bottom.
6 It's pennyrudder@gmail. I forgot to put that
7 on.

8 Before I start, I want to thank you,
9 Mayor Hubbard, and thank you, Sylvia, for
10 something on -- that's not on this, what I'm
11 going to talk about, but you did help me so
12 much with laminating the posters that I put up
13 at the movie theater panels. Thank you so
14 much. Those are now weatherproofed, and the
15 children's art is just beautiful. So thank you
16 very much.

17 This is a project that I learned about
18 actually at its inception. I hope it would be
19 something that really appeals to you. If it
20 does, we'll be the first Free Little Pantry in
21 the State of New York. This is going to be a
22 model, actually, that should be very simple for
23 us to do, because you've already done the Free
24 Little Libraries.

25 And what bothers me a lot is that phrase

1 "mind the gap". And I think that there's a lot
2 of hidden hunger in any community. People
3 don't tell you when they're hungry. Instead,
4 they kind of go to bed tired and they go to bed
5 hungry. And I think there are a lot of
6 children that this affects, there's a lot of
7 aging population this affects.

8 And this is a project that the units are
9 very similar to the size of the Free Little
10 Libraries. I have the plans, I have the cost.
11 I can get them underwritten, so I'm not asking
12 for money. This is on Village property, so
13 Sylvia, when I presented this to her, I came in
14 one day very excited. She said, "Well, you
15 need to go to the Board and ask for permission
16 to put it up in the Village." So that's why
17 I'm here. So, really, that's what I'm asking
18 for, is just the use of the property to get
19 these established.

20 I will maintain them. I will oversee all
21 the inventory of them. The food donations are
22 covered by the Bill Emerson Good Samaritan Act,
23 so that's covered.

24 But what I want to address, really, is
25 the need that I feel is important for a

1 community, and that's something that goes --
2 that has gone on here tonight, is just 24-hour
3 neighborliness. This is not something we need
4 another agency for, we need our neighbors for.
5 We need to recognize that, you know, a lot of
6 the things that are done so well like CAST and
7 the different food pantries, they have hours
8 and they close down, hunger doesn't. And this
9 way it's just like the Little Free Libraries.
10 You can drop a book, you can take a book. You
11 can drop off some food, you can take some food.
12 You can be anonymous.

13 Everybody falls through the cracks
14 sometimes and they need help, and it's our
15 responsibility as neighbors to help be
16 accountable for making our communities
17 sustainable.

18 So I hope that you'll look at this and be
19 as excited about it as I am. They're all over
20 the United States, even internationally. So
21 I'd like for Greenport, because we're so
22 walkable, we are so generous in so many other
23 ways in this whole issue of hunger and
24 addressing the very basic needs. Like we
25 talked about affordable housing, affordable

1 food is paramount for all of our residents.

2 So I hope that you'll look at this and
3 kind of help me get it started, at least with
4 your enthusiasm. I've got everything in place,
5 except for the little spot on Village property
6 that I need to put these on, and I'm asking for
7 three to start, so.

8 TRUSTEE ROBERTS: Where?

9 MS. RUDDER: Where? Well, I don't know
10 where, because you guys have to decide. They
11 have to be, hopefully, near a trash can,
12 obviously, because I don't want a lot of
13 litter, and very well lit. So I think it would
14 involve -- I don't know anything about permits.
15 And, boy, I'm going to stay out of the permit
16 business after -- after that discussion
17 earlier. That's for you guys to decide.

18 (Laughter)

19 I'm going to do the inventory. This is
20 going to be teamwork, this is going to be
21 shared, this is going to be a mutually
22 dependent project, believe me. So I want to
23 just have that be very clear. You're going to
24 decide that and we can go from there.

25 So it's whatever it's -- this is

1 teamwork, and it's helping all of our citizens,
2 young and old, hopefully cover this area in
3 whenever they needed to go grab some food and
4 help them out.

5 So thank you very much. Have a joyous
6 Christmas. Please tell me what I need to do
7 next.

8 MAYOR HUBBARD: Okay

9 MS. RUDDER: Thank you.

10 MAYOR HUBBARD: Thank you.

11 TRUSTEE ROBERTS: Thank you.

12 TRUSTEE PHILLIPS: Thank you.

13 MAYOR HUBBARD: Okay. Anybody else wish
14 to address the Board?

15 MR. DINIZIO: You know, there's an old
16 saying I used to say when I was on the Zoning
17 Board. You don't know who your friends are
18 until you apply for a permit. I'm going to
19 tell you.

20 MAYOR HUBBARD: Jim, just your name for
21 the transcript.

22 MR. DINIZIO: Jim Dinizio, 39 Sound Road,
23 Greenport. I'm not in the Incorporated
24 Village. I am a Councilman for Southold Town,
25 so I'm trying to attend these meetings to just

1 get a flavor for, you know, where we -- how we
2 can work together and what we can do.

3 The Bay to Sound thing is just something
4 that certainly we can work on, where we got
5 some money for that. And I think you just need
6 to express your needs concerning that. It's a
7 small part of what we're doing.

8 I know that some of the stuff we got the
9 money for is for taking down the silo at the
10 Sill Farm, which, if anybody's been down there,
11 if you ever want to go down there, it's just a
12 beautiful spot. I mean, it's really going to
13 be, you know, magnificent to be able to walk
14 from there to the Sound, and hopefully to
15 Silver Lake some day. Probably a good hour
16 walk, I would imagine. So, you know, I'll try
17 to help you with that, get in touch with the
18 civic.

19 And so that, as you know, we had a
20 company come or a developer come and, you know,
21 propose an affordable housing development up on
22 North Road, something that's been in the works
23 for a better part of a year-and-a-half, trying
24 to find the right people. These people are
25 experienced. They're experienced here in the

1 town in that they helped out with the Mattituck
2 at the Cottages. They do nice work, I suppose.

3 There's a lot of work that needs to be
4 done, especially by the Town leaders. Time is
5 money with these things. If we can clear up
6 all of the assumptions and get down to brass
7 tacks on just exactly what this gentleman is
8 proposing, what he expects, and what the Town
9 expects of him, you know, maybe we can get it
10 out of this thing by the time frame 2018.
11 You know, it's pretty ambitious, quite
12 honestly.

13 I've been on Facebook all day, I know
14 Mary Bess the same thing, just trying to
15 explain to people what's going on.

16 So we had a meeting that night, it was
17 announced. We had a Village resident come and
18 she asked about the sewer hookups. Now we're
19 not in charge of sewer hookups, that's you
20 guys. She was concerned that this company
21 would be asking for a break in the sewer
22 hookups.

23 So the next meeting that we had was the
24 day after at Peconic School, and so I asked the
25 gentleman. He said he asked and you said no.

1 So good for you guys, okay?

2 (Laughter)

3 MR. DINIZIO: So that clears that one
4 thing up.

5 Her concern also was that we would be
6 building in Moore's Lane, you know, basically,
7 you know, gutting Moore's Woods. It's a
8 17-acre plot, and seven acres of that is going
9 to be used. So you have to compromise
10 sometimes. You know, 10 acres for seven,
11 probably not a bad deal, you know? Hopefully,
12 the wetlands thing will all work out.

13 And then, you know, as far as affordable
14 housing is concerned, there's just one other
15 thing I got to say. What the Village and the
16 Town do affects not just the Village and the
17 Town. In this instance, it's going to affect
18 the school district in a pretty large way,
19 considering the size of our school.

20 I've asked for some stuff from the
21 school. I need to know how -- you know, how
22 much to capacity are, what their capacity is,
23 so we can kind of figure out. I've asked the
24 developer, he says maybe 20 new -- 20 new kids
25 will go in there. I don't know. You know what

1 I mean? We have to work those things out. You
2 guys are the leaders and we are, too.

3 You know, we need to pull people's feet
4 to the fire on this and get the right
5 information out, so that, like I said, time is
6 money, without wasting months of this
7 gentleman's time, the developer's time, the
8 owner of the land's time. Either we get a
9 decision to him or not.

10 The perfect example is the sports complex
11 in Sports East. The guy went on for years, you
12 know, and then got an answer that, you know,
13 wasn't what he -- what he expected. So I'm
14 kind of just asking you for your cooperation on
15 that.

16 Last meeting we had at the Town lasted
17 five hours, but Doug was there. Marathon,
18 okay? It's about wineries and businesses, and
19 basically businesses in residential zones.
20 We're going to hash that out. It's going to
21 work. We voted it down. Like you said, you
22 were talking about wanting to go over your
23 resolutions first, and, you know, that's what
24 happened that night. Basically, it was a law
25 that was proposed. It was a compromise, and it

1 didn't quite work out for them. We voted it
2 down right then and there. That's what you
3 have to do, you have to put it out, just like
4 you guys want to do.

5 Sometimes reading it and adding that
6 extra month wouldn't even help you, it would
7 just add the extra month, because you know
8 right away at the hearing how it's going to go,
9 because you have to listen to the people, it's
10 not necessarily your decision.

11 But, in any case, I voted against another
12 law that would have allowed residential uses as
13 a principal use in business zones, very similar
14 to what you were discussing. My reason for
15 that is that, unlike Greenport, which is just
16 saturated, and you're looking for places to
17 put, we have to solve, in my opinion, solve our
18 problem of affordable housing, or housing in
19 general, in the areas in which we have or we're
20 taking it from.

21 We're purchasing land, okay? We've
22 purchased basically 2500 houses, if you look at
23 it as two-acre zoning, and took that off the
24 market, and we didn't do anything to replace
25 that. We didn't do anything for the people

1 that we displaced from that. We're talking
2 about our kids and our grandkids. So, hence,
3 the affordable housing, we're going to try to
4 do that. It's in the right zone. So, you
5 know, my vote for that was it's -- you know,
6 planning is something that we need to do long
7 term. We need to commit to commercial zones,
8 and we need to commit to our residential zones.
9 So, you know, I just wanted to make that clear.

10 And other things that, again, the same
11 thing, it still hurts our school districts, you
12 know, with STRs. You know, they're taking
13 houses away from our kids, you know, like
14 musical chairs, and they're sitting in the
15 chair while everybody else is going around
16 until the music stops. So just take into
17 consideration that.

18 I think the elephant in the room in this
19 whole affordable housing thing is going to be
20 the school district, and we need to solve that
21 problem. We need to help them, guide them. If
22 the people in Southold Town are serious about
23 affordable housing, then, God darn it, they
24 better step up this time, because this is
25 probably the last time it's going to happen,

1 because after this, you know, I don't know
2 where it goes. If doesn't go in Greenport,
3 which I consider the City of Southold Town, you
4 have it, you have the sewer, you have the
5 water, you had the electric. If we had annexed
6 it, we -- they would have had all of that, less
7 expensive than what they -- what we can get it
8 now. But, you know, if we can get 50 houses,
9 we can put them in there, and we don't overtax
10 our school district, then it's a win for
11 everybody.

12 So thank you for listening to me tonight,
13 and I appreciate your help. Thank you.

14 MAYOR HUBBARD: Anybody else wish to
15 address the Board? Okay. At this time, I'll
16 call --

17 TRUSTEE ROBERTS: Oh, Mr. Corwin.

18 TRUSTEE PHILLIPS: Mr. Corwin.

19 MAYOR HUBBARD: What's that?

20 TRUSTEE PHILLIPS: Mr. Corwin.

21 TRUSTEE ROBERTS: Mr. Corwin wants to talk.

22 MAYOR HUBBARD: Oh, did he? Okay.

23 MR. CORWIN: My name is David Corwin.

24 C-O-R-W-I-N.

25 What is the status of the Village of

1 Greenport versus Genesystems Electric -- or
2 Engineering and the million dollar transformer
3 that had the wrong specifications?

4 MR. PROKOP: There's a -- there are two
5 lawsuits pending. One is the -- there's a
6 lawsuit, which is Green -- which is the Village
7 versus Genesys, and that's the one that we've
8 discussed for a long time now. That case is
9 pending in the court. We have been meeting
10 with the Genesys attorney to see if we can
11 possibly resolve it before we move to a trial,
12 basically.

13 And there's a companion lawsuit where
14 Genesys is suing the Village. The basis of the
15 lawsuit is they claim that we owe them money on
16 contracts, balances due that they claim are --
17 exists on contracts. And, also, there's a
18 claim that we interfered with a contract where
19 they were trying to sell the company, and
20 that's the second lawsuit. And that's in the
21 same status, that it's pending in Supreme Court
22 in Suffolk County, and that we have been
23 meeting with Genesys, their attorney to attempt
24 a resolution.

25 MR. CORWIN: So this is the first time

1 I'm hearing about this, and I'm assuming
2 everybody else, that Genesys is suing the
3 Village of Greenport; am I mistaken about that?

4 MR. PROKOP: No. They started --

5 MR. CORWIN: It was never discussed at a
6 work session.

7 MR. PROKOP: They started it -- started
8 out as a counterclaim. And the -- in the
9 original lawsuit, their answer was a
10 counterclaim. They dropped the counterclaim
11 and they brought in a second lawsuit.

12 MR. CORWIN: So it's still going back and
13 forth. My concern is somehow this thing is
14 just going to disappear and die, because you
15 never bring it up at these meetings and let us
16 know what's going on.

17 MR. PROKOP: I could give you a summary,
18 a summary statement of what's going on. I'm
19 happy to do that, if the Board wants me to do
20 it at every meeting, but I --

21 MR. CORWIN: Well, I'd like to ask the
22 Board that you ask the Attorney to do that. I
23 mean, it's a legitimate thing.

24 MAYOR HUBBARD: Yeah. That's going to
25 be -- one of the discussions we're going to

1 have tonight in Executive Session is about
2 progress that's made on that. A lot of it is
3 all stuff that can't be discussed because it's
4 an ongoing lawsuit, but we'll get you some kind
5 of synopsis for it.

6 MR. CORWIN: Well, if you're going to
7 have an Executive Session, you're going to tell
8 us what it's about before you go into Executive
9 Session, correct?

10 MAYOR HUBBARD: That's right, yes.

11 MR. CORWIN: All right. Well, I would
12 like to be brought up to date every month. If
13 you could, I would appreciate that.

14 MAYOR HUBBARD: Sure.

15 MR. CORWIN: Thank you.

16 MR. PROKOP: I could give a status update
17 every month, I'd be happy to do that. The only
18 thing, I just can't discuss strategy, or, you
19 know, things like that.

20 MR. CORWIN: I understand that.

21 MR. PROKOP: But I would be happy to give
22 you an update every month.

23 MR. CORWIN: Thank you.

24 MAYOR HUBBARD: Okay. Thank you.

25 MR. PROKOP: There has been a lot of work

1 in both lawsuits. As I said, we -- you know,
2 resolving it -- initial litigation, and also an
3 attempt to resolve it, and that's pretty much
4 the status now.

5 MR. CORWIN: Thank you.

6 MAYOR HUBBARD: Okay. Anybody else wish
7 to address the Board?

8 (No Response)

9 MAYOR HUBBARD: All right. I'll offer a
10 motion at 10:29 to go to an Executive Session
11 to talk about pending litigation.

12 TRUSTEE ROBERTS: Second.

13 MAYOR HUBBARD: All in favor?

14 TRUSTEE MARTILOTTA: Aye.

15 TRUSTEE PHILLIPS: Aye.

16 TRUSTEE ROBERTS: Aye.

17 TRUSTEE ROBINS: Aye.

18 MAYOR HUBBARD: Aye.

19 Opposed?

20 (No Response)

21 MAYOR HUBBARD: Motion carried. We're in
22 Executive Session. Thank you all for coming,
23 and Merry Christmas.

24 (The meeting was adjourned to Executive
25 Session at 10:29 p.m.)

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