



**Minutes
Public Meeting
August 1, 2005**

1. Approved: August 2005 calendar.
2. Approved: Minutes of June 13, 2005 as amended.
3. Approved: Minutes of June 27, 2005 as amended.
4. Approved: Budget Increases as presented by Treasurer Javitz.
5. Approved: Accept the reimbursement from NYS of \$214,051.50 for the “Danfords Harborwalk” project.
6. Approved: Country Club Manager Larry Henn’s recommendation for a salary increase for Raphael Antonio Nunez Henriquez from \$8.50 per hour to \$9.50 per hour.
7. Approved: Parks and Recreation Director Ron Carlson’s recommendation to hire Peter Holmer as Beach Night Guard at an hourly salary of \$8.00.
8. Approved: Accept the Village Center Rate Schedule as presented by the Parks and Recreation Department.
9. Approved: Parks and Recreation Director Ron Carlson’s recommendation to hire Brian Koehler as a full-time Assistant Building Manager at an annual salary of \$30,000.
10. Approved: Waiver of fee for use of the Village Center Room to be used for the Jazz concert hosted by the Port Jefferson Harbor Arts and Education Conservancy.
11. Denied: Application for peddlers license submitted by Paul Julson to sell ice cream and refreshments.
12. Approved: Set Public Hearings for Chapter 241 and Section 250-9 subparagraph C for August 22, 2005.
13. Approved: Warrants as presented by Treasurer Javitz.

Present: Mayor Lee
Trustees Britt, Faulknor, Harty and Ransome
Village Attorney Warren
Treasurer Javitz
Deputy Clerk Howell

Absent: Administrator/Clerk Juliano

Public Meeting:

- Pledge of Allegiance
- Public Safety Issues – SCPD/Port Jefferson Code Enforcement

Comments:

Mayor Lee: Chief Keitel, Asst. Chief Andersen and I met with Inspector Ponzio and Captain Rios. SCPD had promised more coverage for Port Jefferson – unfortunately the heightened terrorist alert has lead to other priorities. More coverage will be put on after 12am.

Valerie Schroeder: Speeding on E. Broadway is a continuing concern.

Asst. Chief Andersen: This is a SCPD responsibility.

Trustee Britt: In early June, SCPD wrote many summonses. Has the reduction to the speed limit (from 30mph to 25mph) helped?

Valerie Schroeder: Not that she can see – the cones/signs at the crosswalks help.

Asst. Chief Andersen: 6 more are on order.

Mayor Lee: SCPD has been using radar on Barnum.

Ed Krohmer: Agrees that speeding is a problem on E. Broadway – feels there is no police presence at all.

Mayor Lee: We will report back to SCPD.

Frank Child: Speeding on Grant street is a concern – would like the speed limit reduced to 25mph.

Asst. Chief Andersen: Vehicle for Village speed sign is no longer available – will look into alternative.

Board Member Reports

Trustee Britt

- East Broadway – Still awaiting contract from NYSDOT for Traffic Calming.
- Barnum Avenue
 - Need \$7,000.00 to finish up with various items (LIPA, signs for both ends of the street).
 - Received note from B. Schroeder concerning the proposed stop sign – matter has been sent to the PSAC and when comments return a Public Hearing will be held.
- Port Jefferson Harbor Arts and Education Conservancy –

- Conservancy to hold a Jazz Concert on Saturday, September 17th with Jazz Pianist Judy Carmichael – tickets to go on sale shortly.
- Met with Director of Parks and Recreation Ron Carlson, Trustees Faulknor and Harty and various members of the conservancy and staff to discuss programs.
- Village Center is progressing well.
- Highway
 - Branch and leaf pickup program to be revised. Please remember – must be branches and leaves only.
 - Strip patching is currently in progress.
 - New drainage installed in various areas of the Village.
 - Centerline striping throughout the Village.
 - Brook Road – curbing and drainage has been completed.
 - Mowing the side of the roads, sump cleaning.

Trustee Faulknor

- Thanked Highway Department for resolving sump issue on Jefferson Landing Circle.
- LIRR Station – The tracks (on crossing) are being repaired and the Highway Department is currently reviewing a proposal for necessary repairs to the parking lot.
- Pool safety – sign addressing this subject is available from Brookhaven and our Highway Department – all pool owners should have one.
- Port Jefferson Harbor Commission – Next meeting scheduled for tomorrow.
- Port Jefferson Country Club at Harbor Hills
 - Plans for the Halfway House to be submitted by the Lombardi family.
 - Village outing scheduled for August 4, 2005.
 - Parking signs completed.
- Recreation Department
 - Bi-Athlon scheduled for Saturday, August 13th, 9am at East Beach.
 - Reminder – Peter Duchin Orchestra scheduled for August 25th on the ferry dock.

Trustee Harty

- Main Street Cleanup – Currently reviewing a proposal from a company named Gumbusters to remove gum on streets.
- Management Structure in Village Hall - Trustee Harty and Administrator/Clerk Juliano are working on a Village Hall organizational chart.

Trustee Ransome

- Little Gray House Update – Trustee Ransome has been in touch with all entities involved with this endeavor. An ad is in the paper this week for an RFP for the foundation and should be under \$10,000.00. Looking at a September completion date.
- Charles Dickens Festival
 - This year marks our tenth anniversary!
 - Additional features scheduled including a costume ball at the Community Center.
 - Casting call scheduled for September 12th and 13th.
 - House tour to be held on East Broadway, Bleeker and Grant.
 - Lanterns – anyone interested in dedications please contact us.
- Planning Board – Off for the month of August – Looking to schedule two meetings for September.
- Building Department – Integrated Property Systems software – Demonstration scheduled for August 17th.
- ZBA – Next meeting scheduled for August 15th.
- Village Center
 - Certificate of Occupancy - Walkthrough planned for end of August.
 - Working with Ron Carlson on furnishings.
- Reminder – Public Hearings are scheduled for August 22nd for Tree ordinance and stop sign at E. Main Street and Arden Place. Also, parking committee to come in on August 22nd to discuss managed parking in the Village.
- Congratulation to “Kayak for a Cure” on such a successful fund raising effort.

Mayor Lee

- An Alice Street resident sent a letter thanking Code for their help in with car trouble they had on July 21, 2005.
- Community Center – Some delays, but things are starting to move along.
- Met with Steve Gallagher regarding budget and quality of life issues (branch and leaf p/u, etc.) – working on increasing funds.
- Met with the Treasurer and Deputy Treasurer to review the Village finances – we are also in the midst of our Audit.
- Floor open for comments

Valerie Schroder: Jellyfish problem at beaches – someone was stung and no first aid was available.

Trustee Faulknor: Will take care of it.

Trustee Britt: Thanked Valerie for her help – the person that was stung was his daughter.

Dick Confoy: Feels the nightly music coming from Papa Joe's Restaurant is excessive and invasive. Also believes that Papa Joe's does not have the proper permits. Wants to know what the Board is going to do about it.

Attorney Warren: The Village has initiated litigation – will discuss strategy at tonight's executive session. Asked that Mr. Confoy put his complaint in writing and address it to the Board. Responded yes to the question of whether or not Papa Joe's has a c/o for the building, but it is true that they are missing various other permits.

Michael Mart: Papa Joe's Restaurant – has been in touch with the restaurant regarding the excessive noise and has not received any satisfaction. Read Village code noise ordinance (171-1A unnecessary noise) – suggests revoking Papa Joe's license.

Marge Ehrenson: Encroachment on her property (plus removal of trees, shrubs, etc.), which occurred 4 years ago – neighbor has received satisfaction. Is there still money left from the bond (appears to be a conflict in the Village minutes concerning bond money)?

Attorney Warren: We have between \$9,000-10,000 left from bond.

Marge Ehrenson: Steve Fiore-Rosenfeld inquired with the Village regarding my claim of encroachment and Village responded that there was no encroachment.

Attorney Warren: I was present when landscaper (Kelly Brothers) examined your property and their findings were that there was no encroachment.

Marge Ehrenson: I would like to submit a letter to the Board from Natural Resources Conservation Service regarding their assessment of my property. (Letter to be distributed to all members of the Board and the Mayor).

Mayor Lee: We will review the situation.

Shirley Leonard: Neighbor was doing small porch repair, did not have a permit and was fined \$250 – does not think that this was fair and believes that this is not always enforced.

Trustee Britt: Knows nothing of this, but will investigate.

Trustee Ransome: Please give us the names of the people involved.

Brian Kelly: Clean up on Beach street – How can the Village get Tilcon to properly sweep the street – feels it is a health issue.

Trustee Faulknor: Hard for sweeper to clean due to cars parked on street.

Brian Kelly: Sweeper comes once a week and is not doing a good job – drains are clogged and the road is in poor condition.

Trustee Britt: Agreement with Tilcon should be reviewed if they are not getting the job done.

Motion by Trustee Faulknor, second by Trustee Ransome, to close the public portion of the meeting at 8:27pm. Motion carried. Voting: 5-0.

Business Meeting

- Review and approve August 2005 calendar.

Motion by Trustee Ransome, second by Trustee Britt, to approve the August 2005 calendar as amended. Motion carried. Voting: 5-0.

- Review and approve the Minutes of June 13, 2005 as amended.

Motion by Trustee Britt, second by Trustee Ransome, to approve the Minutes of June 13, 2005 as amended. Motion carried. Voting: 4-0 (Mayor Lee abstained – Minutes are before his term of office).

- Review and approve the Minutes of June 27, 2005 as amended.

Motion by Trustee Britt, second by Trustee Harty, to approve the Minutes of June 27, 2005 as amended. Motion carried. Voting: 4-0 (Mayor Lee abstained – Minutes are before his term of office).

Budget Transfers and Increases

- Treasurer Diane Javitz is requesting the following budget increases from Bond and Capital Projects (see attached memo).

Motion by Trustee Britt, second by Trustee Faulknor, to approve the recommended Budget Increases as detailed in Treasurer Javitz's attached memo by Treasurer Diane Javitz. Motion carried. Voting: 5-0.

- Treasurer Diane Javitz has received payment from NYS totaling \$214,051.50 as reimbursement for the "Danfords Harborwalk" project. The money has been deposited into the general fund and transferred back into the BAN account in North Fork Bank. Funds to be appropriated back to the project as needed and approved by the Mayor and Board of Trustees.

Motion by Trustee Ransome, second by Trustee Harty to accept the reimbursement from NYS of \$214,051.50 for the “Danfords Harborwalk” project, which has been deposited into the general fund and transferred back into the BAN account in North Fork Bank. Funds to be appropriated back to the project as needed and approved by the Mayor and Board of Trustees. Motion carried. Voting: 5-0.

- Country Club General Manager Larry Henn is recommending a salary increase for Raphael Antonio Nunez Henriquez from \$8.50 per hour to \$9.50 per hour.
Motion by Trustee Faulknor, second by Trustee Ransome, to approve the recommendation of Country Club Manager Larry Henn for a salary increase for Raphael Antonio Nunez Henriquez from \$8.50 per hour to \$9.50 per hour. Motion carried. Voting: 5-0.
- Parks and Recreation Director Ron Carlson is recommending the hiring of Peter Holmer as Beach Night Guard at an hourly salary of 8.00, effective immediately.
Motion by Trustee Faulknor, second by Trustee Britt, to approve the recommendation of Parks and Recreation Director Ron Carlson to hire Peter Holmer as Beach Night Guard at an hourly salary of 8.00, effective immediately. Motion carried. Voting: 5-0.
- Snow removal –Trustee Britt to research possible contract for sidewalk snow removal – cost is a factor. Trustee Harty to seek financial commitment from BID.
- Gumbusters – Board discussed purchasing machine to remove gum from sidewalks – Trustee Harty to speak with BID for possible joint venture. More information to follow.
- Attorney Warren – re: Santiago Encroachment – Awaiting underwriters certificate of insurance and hold harmless agreement.
- Halfway House – Board discussed proposed plans for the country club halfway house. Trustee Faulknor to speak with the Lombardis regarding their availability for a meeting with the Board of Trustees on September 15th at 4pm.

Village Center

- “Village Rental Agreement” and corresponding “Rate Schedule”.
 - Village Rental Agreement - Attorney Warren and Trustee Faulknor met this evening and changes have been made to the Village Rental Agreement (Trustee Faulknor has amended version and will have amended version available for the next business meeting).
 - Rate Schedule – Board discussed rates for various groups.
Motion by Trustee Faulknor, second by Trustee Britt to accept the Village Center Rate Schedule as presented. Motion carried. Voting: 5-0.
- Parks and Recreation Director Ron Carlson is recommending the hiring of Brian Koehler as a full-time Assistant Building Manager at an annual salary of \$30,000.
Motion by Trustee Faulknor, second by Trustee Britt, to approve the recommendation of Parks and Recreation Director Ron Carlson to hire Brian Koehler as a full-time Assistant Building Manager at an annual salary of \$30,000. Motion carried. Voting: 5-0.
- Computer program proposal from “Active-Net”. Cost for initial training of 5 core users will be \$4,400 plus \$3,000 per year for licensing agreement. Board requested more research and information.
- Conservancy – Jazz Concert featuring Judy Carmichael
Motion by Trustee Britt, second by Trustee Faulknor to waive the fee for use of the Village Center room to be used for the Jazz concert hosted by the Port Jefferson Harbor Arts and Education Conservancy. Motion carried. Voting: 5-0.

New Business

- Application for peddlers license submitted by Paul Julson to sell ice cream and refreshments.
Motion by Trustee Faulknor, second by Trustee Britt to deny the application due to Section 185.2 of the code, which states – no food products are to be sold outdoors by peddlers.
- Correspondence from a resident seeking reimbursement for incident involving a fallen tree limb that fell on his car. Village Attorney advised Board to deny the claim - the tree was not diseased, therefore, the Village is not responsible. Letter to be sent to resident.

Old Business

- Chapter 241: Trees, Grading and Land Clearing and Section 250-9 subparagraph C - Walls – **Comments due back from Planning Board. Set Public Hearing date.**
Motion by Trustee Faulknor, second by Trustee Ransome to set Public Hearings for Chapter 241 and Section 250-9 subparagraph C for August 22, 2005. Motion carried. Voting: 5-0.

Reminders

- August 22, 2005 – Public Hearing - Section 245-56 – Stop Sign. Install a stop sign on East Main Street and Arden Place.

- September 12, 2005 meeting to start at 6pm to discuss Parking Moratorium.
- September 15, 2005 Focus Meeting for Code Changes – 5pm to 8pm.
- September 18, 2005 – Children’s Museum holding event at Sports Plus.

Voucher

- Treasurer Diane Javitz has submitted the following **Warrants** for approval:

FUND	WARRANT Num.	AMOUNT
General (A)	6	\$83,581.03
PJCC (CR)	6	\$41,009.15
Trust (T)	6	\$4,860.51
Capital (H)	6	\$404,295.44

Motion by Trustee Britt, second by Trustee Faulknor to approve the Warrants as presented by Treasurer Javitz. Motion carried. Voting: 5-0.

Executive Session

Motion by Trustee Britt, second by Trustee Faulknor to go to Executive Session at 10:37pm to discuss pending litigation with Wallis and Rezvani and salary increases for non-union employees.

Motion by Trustee Harty, second by Trustee Faulknor to return from Executive Session at 11:26pm. Motion carried. Voting: 5-0.

Adjourn

Motion by Trustee Ransome, second by Trustee Britt to adjourn the meeting at 11:26pm. Motion carried. Voting: 5-0.

Respectfully submitted,

Lynda Howell
Deputy Village Clerk