



**Minutes
Business Meeting
September 26, 2005**

1. Approved: Minutes of July 11, 2005 as amended
2. Approved: The October 2005 Calendar as amended.
3. Approved: Resolution for Maintenance of New York State Bicycle Route No. 25 Village of Port Jefferson.
4. Approved: Contract with Active Software for Village Center software program at a cost of \$6,000.00 annually and authorize Mayor Lee to sign the contract.
5. Approved: Board of Trustees supports the Port Jefferson Arts and Educational Conservancy's application to the SC Downtown Revitalization Program in the amount of \$25,000 for partial payment of an ice-resurfacing machine to be used at the ice skating facility at the Port Jefferson Community Center.
6. Approved: Resolution requesting The Suffolk County Planning Board review and analyze the Village's Marina Waterfront District.
7. Approved: Public Hearing for Section 235 - House Trailers set for Monday, October 17, 2005 and move Public Hearing for stop sign on East Main and Vineyard from Monday, October 3, 2005 to Monday, October 17, 2005.
8. Approved: Send code changes for lighting and neon signs to the Planning Board for 30-day comment period.
9. Approved: Mayor Lee's appointment of Robert Strong as a member of the ZBA for a term that expires in December 2006.
10. Approved: Authorize Village Attorney Warren to send correspondence to George Wallis setting forth the items that are deficient (building code violations) as compiled by Village Engineer Kevin Koubek.
11. Approved: Warrants as presented by Treasurer Javitz.
12. Approved: Appoint Frederick C. Johs, Esq. as Village Attorney, effective October 17, 2005.

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

Business Meeting

- Review and amend Minutes of August 22, 2005.
Motion by Trustee Britt, second by Trustee Harty to approve the Minutes of July 11, 2005 as amended. Motion carried. Voting: 5-0.
- October 2005 Calendar
Motion by Trustee Ransome, second by Trustee Britt to approve the October 2005 Calendar as amended. Motion carried. Voting: 5-0.

Board Member Reports

Trustee Britt

- Rt. 25A Bicycle Route
Motion by Trustee Britt, second by Trustee Ransome, approve the Resolution for Maintenance of New York State Bicycle Route No. 25 Village of Port Jefferson. Motion carried. Voting: 5-0.

**RESOLUTION FOR MAINTENANCE OF NEW YORK STATE BICYCLE ROUTE NO. 235
VILLAGE OF PORT JEFFERSON, NEW YORK**

WHEREAS, the New York State Department of Transportation has established New York State Bicycle Route 25 which passes through the Village of Port Jefferson, New York, on local roads and is described (West to East) as follows:

- State Bike Route 25 enters the Village of Port Jefferson on West Broadway (NY 25A) and continues east on NY 25A until the intersection with NY 112 and East Broadway is reached. *The Village of Port Jefferson does not own NY 25A and the Village has no pre-existing duty/obligation to maintain NY 25A and will not assume such responsibility.*
- State Bike Route 25 proceeds east on East Broadway to High Street.
- State Bike Route 25 turns right on High Street and then turns right on Thompson Street and left on High Street.
- State Bike Route 25 turns left on High Street and proceeds south to Stony Hill Road.
- State Bike Route 25 turns left on Stony Hill Road for one block and turns right on Belle Terre Road.
- State Bike Route 25 proceeds south on Belle Terre Road and continues south on Oakland Avenue to Highlands Boulevard.
- State Bike Route 25 turns left on Highlands Boulevard and proceeds east to Columbia Street.
- State Bike Route 25 turns left on Columbia Street and proceeds north to North Country Road.
- State Bike Route 25 turns right on North Country Road and proceeds east on North Country Road to the Village line where it exits the Village of Port Jefferson.

The proposed east to west alignment of State Bike Route 25 is as follows:

- State Bike Route 25 enters the Village of Port Jefferson on North Country Road.
- State Bike Route 25 turns right on NY 112 and proceeds north to Stony Hill Road. *The Village of Port Jefferson does not own NY 112 and the Village has no pre-existing duty/obligation to maintain NY 112 and will not assume such responsibility.*
- State Bike Route 25 turns right on Stony Hill Road and proceeds one block to High Street.
- State Bike Route 25 turns left on High Street and proceeds north to Thompson Street.
- State Bike Route 25 turns right on Thompson Street and left on High Street and continues on High Street to East Broadway.
- State Bike Route 25 turns left on East Broadway and continues west to the intersection of NY 112 and NY 25A (West Broadway).
- State Bike Route 25 continues west on NY 25A (West Broadway) to the Village line where it exits the Village of Port Jefferson. *The Village of Port Jefferson does not own NY 25A and the Village has no pre-existing duty/obligation to maintain NY 25A and will not assume such responsibility.*
- A signed spur route connecting State Bike Route 25 with the Port Jefferson Long Island Railroad Station shall be designated on Oakland Avenue between North Country Road and the Port Jefferson Long Island Railroad Station.

WHEREAS, The Village of Port Jefferson affirms and acknowledges that its concurrence in the routing of New York State Bicycle Route 25 does not change or otherwise abrogate any pre-existing legal duties or obligations of the Village or the State, including not limited to the pre-existing duty/obligation of the Village to maintain these streets in a reasonably safe condition for all reasonably foreseeable users.

NOW, THEREFORE, BE IT RESOLVED, that the Village of Port Jefferson does approve and accept the establishment of New York State Bicycle Route No. 25 through the Village and that the Village will cause such route to be inspected at least annually and will cause such route to be periodically swept in accordance with the Village's established schedule for highway sweeping. The Village will further patch holes in the roadway surface that may pose a hazard to cyclists using New York State Bicycle Route No. 25 and that as part of the Village's regular maintenance program it will maintain the highway striping used to designate such bicycle route and will maintain, repair and replace, as necessary the designating signs for such bicycle route, and

BE IT FURTHER RESOLVED, that the Village Clerk is directed to transmit five (5) certified copies of the foregoing resolution to the Department of Transportation.

- Highway
 - Snow Clearing/Removal – Consulted with The Village of Lindenhurst – Meeting to be scheduled.
 - Drainage – “Supersucker” in this week.
 - New employee (laborer) to be hired.
- East Broadway Traffic Calming – Attorney Warren to review contract.
- Barnum Avenue –
 - LIPA – Mayor Lee to meet with Bill Davidson Wednesday, October 5, 2005.
 - Need funds (approximately \$5,000.00) for signage.

Trustee Faulknor

- Community Center
 - Active Network Software package – Software contract amended to Attorney Warren’s satisfaction.
Motion by Trustee Faulknor, second by Trustee Britt to approve the contract with Active Software for \$6,000.00 annually and authorize Mayor Lee to sign the contract. Motion carried. Voting: 5-0.
 - Board discussed Community Center Rental Agreement.
 - Expecting Certificate of Occupancy by October 10, 2005.
- Lombardi Contract Issues – Lombardi’s to meet with Mayor Lee.
- Country Club – Questionnaire – Trustee Faulknor distributed results and comments – will be discussed at next meeting.

Trustee Harty

- \$25,000 Grant Application through the Suffolk County Downtown Revitalization Program for partial payment of an ice-resurfacing machine.
Motion by Trustee Harty, second by Trustee Faulknor, to support Port Jefferson Arts and Educational Conservancy’s application to the SC Downtown Revitalization Program in the amount of \$25,000 for partial payment of an ice-resurfacing machine to be used at the ice skating facility at the Port Jefferson Community Center. Motion carried. Voting: 5-0.
- Meadow Pedestrian Parking Lot – Safe Harbor Title Company conducted title search – 6 memorandums of leases were found. All individual owners must consent before Village can move forward. Trustee Harty to bring in plans for parking lot.
- Managed Parking – Received letter from the BID supporting managed parking.
- Attended NYCOM Fall Training Classes.

Trustee Ransome

- The Suffolk County Planning Board has provided the Village with a scope of work to review and analyze the Village’s Marina Waterfront District. A resolution must be passed officially requesting assistance.
Motion by Trustee Ransome, second by Trustee Britt, to approve the following resolution. Motion carried. Voting: 5-0.

WHERE AS The Inc. Village of Port Jefferson has a varied and active waterfront, and
WHERE AS The Inc. Village of Port Jefferson is interested in protecting and improving the quality of life for residents and visitors of the Village of Port Jefferson through adjustments to the zoning code, and

WHERE AS The Suffolk County Planning Department is experienced in the zoning difficulties and fine distinctions that existing in the Port Jefferson Harbor Waterfront,

THERE FORE be it resolved that The Board of Trustees of the Inc. Village of Port Jefferson officially requests the Suffolk County Department of Planning to aid and assist the village in developing a viable zoning change to accommodate the Marine Waterfront Zoning Change.

- Port Jefferson Children’s Museum – Fundraising Event at Sports Plus went well – Approximately \$5,000 was raised.
- Planning Board - Reviewed upcoming Agenda.
- Little Grey House – Moving forward with move – working on permits. Researching Keyspan Cinderella Grant.
- Dickens Meeting scheduled for this Wednesday.
- SCOVA meeting tomorrow.
- House Trailers
Motion by Trustee Ransome, second by Trustee Harty to set Monday, October 17, 2005 for a Public Hearing for Section 235 - House Trailers and to move Public Hearing for stop sign on East Main and Vineyard from Monday, October 3, 2005 to Monday, October 17, 2005. Motion carried. Voting: 5-0.

- Lighting and Neon Signs

Motion by Trustee Faulknor, second by Trustee Ransome to send code changes to the Planning Board for 30 comments period. Motion carried. Voting: 5-0.

Mayor Lee

- Appointment for the Zoning Board of Appeals needs to be made. Make the appointment of Robert Strong as a member of the ZBA for a term that expires in December 2006.

Motion by Trustee Harty, second by Trustee Britt, to approve the Mayor’s appointment of Robert Strong as a member of the ZBA for a term that expires in December 2006. Motion carried.

Voting: 4-1 (Yes – Mayor Lee, Trustees Britt, Faulknor and Harty; No – Trustee Ransome.

Trustee Ransome would like to go on record that she is distressed that 2 other candidates were not interviewed and that is why she voted no).

- Information for Port Report is due shortly.
- Fire Marshall – Possible contract with Town of Brookhaven being discussed. Village Engineer Kevin Koubek compiling necessary data.

Village Attorney Warren

- Santiago Encroachment – Trustee Ransome spoke with Mr. Santiago – Mr. Santiago’s attorney is working on the agreement.
- Williams pool violation – Son of owner to take care of violation – will contact Village Engineer Kevin Koubek when work is complete.
- Perry Street Condemnation – Fee for survey is \$1,200 – Surveyor to send a sample survey.
- George Wallis – Met with Mayor Lee, Attorney Warren and Administrator/Clerk Juliano regarding violations.

Motion by Trustee Britt, second by Trustee Ransome to authorize Village Attorney Warren to send correspondence to George Wallis setting forth the items that are deficient as compiled by Village Engineer Kevin Koubek. Motion carried. Voting: 5-0.

- 410 Thompson Street – Violations issued by Building Inspector J. Saladino for multiple occupants in a single-family dwelling.

Correspondence

- Letter from Misook Kim, 124 Alden Drive regarding Retaining Walls. **Village Engineer Kevin Koubek to report back to Board.**

Voucher

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

| FUND | WARRANT Num. | AMOUNT |
|-------------|---------------------|---------------|
| General (A) | 9 | \$76,191.22 |
| PJCC (CR) | 9 | \$10,275.55 |
| Trust (T) | 8 | \$53,190.97 |

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

Old Business

- Code change for Planning Board Stenographer at Public Meetings – Sent to Planning Board September 13, awaiting response/Public hearing must be set.
- Port Jefferson Volunteer Ambulance - Re: Retirement Program - Mayor Lee to speak with Mayor Lucki of Belle Terre.
- Code Changes -
 1. M-W Zone –
 2. Site Development §250-10 – **Work Session – October 17, 2005 – 6:00pm**
 3. §250-37 Lighting – **Set Public Hearing date.**
 4. Eating and Drinking Establishments – **Work Session – September 26, 2005- 6:00 pm.**
 5. Conditional Uses in residential districts – **Work Session – October 17, 2005.**
 6. House Trailers – **Public Hearing set for October 17, 2005.**
 7. Neon signs – **Set Public Hearing date.**
 8. Planning Board recommendations for amendments to Sections 250-18 F and 250-19 E. **Work Session – October 17, 2005, 6pm.**

Executive Session

Motion by Trustee Britt, second by Trustee Ransome to go to Executive Session at 10:15pm to discuss Village Attorney Contract Business Motion carried. Voting: 5-0.

Motion by Trustee Harty, second by Trustee Ransome to come out of Executive Session at 11:00pm. Motion carried. Voting: 5-0.

Motion by Mayor Lee, second by Trustee Harty to appoint Frederick C. Johs, Esq. as Village Attorney, effective October 17, 2005. Motion carried. Voting: 5-0.

Adjourn

Motion by Trustee Britt, second by Trustee Ransome to adjourn the meeting at 11:05pm. Motion carried. Voting: 5-0.

Respectfully submitted,

Lynda Howell
Deputy Clerk