



**Minutes
Public Meeting
November 7, 2005**

1. Approved: November 2005 calendar
2. Approved: Minutes of October 3, 2005 as amended.
3. Approved: Minutes of October 17, 2005.
4. Approved: Recommendation of Chief Constable Ed Keitel to promote Robert H. Fikar to the position of Sergeant with a raise in pay to \$16.75/hr., effective November 1, 2005.
5. Approved: Recommendation of Chief Constable Ed Keitel to increase the hourly salary of Parking Violation Officers Krystal Poslusny, Steven Sandolo and Thomas Viscoto from \$9.00/hour to \$10.00/hour, effective November 1, 2005.
6. Approved: Recommendation of Chief Constable Ed Keitel to hire William J Hart as a Code Enforcement Officer at a starting salary of \$14.50/hour effective November 5, 2005.
7. Approved: Schedule Public Hearing for November 28, 2005 at 7:00pm to gain the public input for the 2006 Community Development funding.
8. Approved: Recommendation of Treasurer Javitz to hire Kathryn Goodwin and Lynn Sule as part time account clerks in the Treasurers office at a salary of \$14.00 per/hr.
9. Approved: Accept the letter of retirement from Clerk Typist Joan Beck effective November 11, 2005, with regret.
10. Approved: Approve the recommendations of Parks & Recreation Director Ron Carlson to hire Tom Provencher – Volleyball Referee @\$16.00/hour, Mickey Cantwell, Volleyball Referee @ \$15.50/hour, Jimmy Colon, basketball Supervisor @\$8.00/hour.
11. Approved: Approve the recommendation of Parks & Recreation Director Ron Carlson to hire Betty Ann Marangiello, Lead Receptionist @ \$12.50/hour.
12. Approved: Approve and authorize Mayor Lee to execute all necessary Agreements, Certifications or Reimbursement requests for Federal Aid and/or Multi-Modal Program Funding on behalf of the Village of Port Jefferson with NYSDOT for the construction of East Harborwalk walkway, lighting, parking and curbing at the Village Parking Lot adjacent to the Ferry Terminal.
13. Approved: Warrants as presented by Treasurer Javitz.
14. Approved: Budget Transfers as recommended by Treasurer Diane Javitz.

Present: Mayor Lee
Trustees Britt, Faulknor, and Harty
Village Attorney Johs
Administrator/Clerk Juliano

Absent: Trustee Ransome
Treasurer Javitz
Deputy Clerk Howell

Public Meeting:

- Pledge of Allegiance
- Public Safety Issues – SCPD/Port Jefferson Code Enforcement.
 - Assistant Chief Howard Andersen spoke to the Board regarding the Halloween Night Activities – all went well – no major incidents.

Board Member Reports

Trustee Britt

- Perry Street Parking Lot
 - Drainage was done last year.
 - Currently being paved and will be open for parking by Thursday, November 10, 2005.
- Barnum Avenue – Paving will take place on November 8, 2005.
- Suffolk County Community Development Funds – Stony Hill Road to be curbed and paved – work to start soon.
- Port Jefferson Community Center – Permit approved by Health Department. Certificate of Occupancy issued on November 4, 2005.
- Leaf pickup schedule is in the most recent issue of the Port Report.

Trustee Faulknor

- Schedule for new bus route from Stony Brook University and Port Jefferson available in Parks and Recreation Department.
- Mount Sinai Harbor Dredging – Working on replenishing the sand that has eroded.
- Port Jefferson Community Center
 - Parks and Recreation department to move in on November 14, 2005.
 - Ice skating rink to be delivered on November 16, 2005.
- Port Jefferson Country Club at Harbor Hills – Golf members met to discuss the bi-law changes.

Trustee Harty

- BID - Annual meeting scheduled for November 15, 2005 at Village Hall.
- Port Jefferson Country Club at Harbor Hills – working on new financial statements and reporting structure for the members.

Mayor Lee

- The Trustees are doing their job and are giving complete reports as to the happenings in the Village.
- Concerned about the financial state of the Village. Moving forward - looking to take steps to ensure that the Village stays financially secure.

- Floor open for comments

Shirley Leonard: Re – 125 Spring Street – issue with garbage from tenants.

Steve Mulligan: Meeting with country club members – recommending that the membership have a chance to comment on the budget.

Trustee Faulknor: Responded that the members meet and make recommendations to the Village Board.

Steve Mulligan: Requested that the budget be easier to understand and have input in the process.

Kevin Reilly (representing Village homeowner Mr. Daly): Re: Grading issue – Re-grade area and replace 350 square feet of topsoil. Questioned whether Building Department can issue a “stop work” order. Will accept an order to remedy – What they want to do is remedy the area.

Michael Mahon: Re: 242 East Broadway – Questioned tree clearing on the adjoining property.

Misook Kim: Re: 124 Alden Drive – Retaining wall problems. Questioned issuance of C.O. on house – should it have been issued?

Village Attorney Johs: Advised the owner (Misook Kim) that she may have recourse against the person that she purchased the house from – A letter was sent to Ms. Kim stating this fact.

Brian Johnston: Re: Evans Avenue House (Mr. Daly) – His house abuts the property that was cleared – requests a speedy revision to code.

Jim Grey: Re: Rankin Realty – Sign has been removed, but now placed on house – wanted to know if all rules/codes were followed.

Elsa Parigam: Questioned the credentials of the Village Engineer – afraid the wall at 124 Alden will collapse.

Sandra Swenk: Re: Rankin Realty – Never received an answer to her letter to Village Engineer.

Tom Lohman: Kudos to Highway for Branch Pickup. Street lighting – many in need of replacement, not getting response from lighting contractor. Barnum Avenue – LIPA poles are in the sidewalk preventing passage. Maple Place – Brick crosswalk has a depression that needs to be repaired. Main Street – Need crosswalk at Presbyterian Church. Ferry – Traffic backup is excessive.

Motion by Trustee Harty, second by Trustee Britt, to close the public comment portion of the meeting at 9:10pm. Motion carried. Approved: 4-0.

Business Meeting

- Review of the 2005 and 2006 Port Jefferson Country Club at Harbor Hills Financial Statement by General Manager Larry Henn. Financial statement for the Port Jefferson Country Club at Harbor Hills was distributed. Board discussed the format of the financial statement. Trustee Faulknor stated that he looks for future presentations to be limited to budget season. Trustee Harty stated that he would like the statement easy to read for the public.

- Review and approve November 2005 calendar.

Motion by Trustee Faulknor, second by Trustee Britt, to approve the November 2005 calendar as amended. Motion carried. Approved: 4-0.

- Review and approve the Minutes of October 3, 2005.

Motion by Trustee Faulknor, second by Trustee Britt, to approve the Minutes of October 3, 2005 as amended. Motion carried. Approved: 4-0.

- Review and approve the Minutes of October 17, 2005.

Motion by Trustee Britt, second by Trustee Faulknor, to approve the Minutes of October 17, 2005 as amended. Motion carried. Approved: 4-0.

- Chief Constable Ed Keitel is recommending the promotion of Robert H. Fikar to the position of Sergeant with a raise in pay to \$16.75/hr (replacing R. Leeds who has resigned), effective November 1, 2005.
Motion by Trustee Britt, second by Trustee Faulknor, to approve the recommendation of Chief Constable Ed Keitel and promote Robert H. Fikar to the position of Sergeant with a raise in pay to \$16.75/hr. Motion carried. Approved: 4-0.
- Chief Constable Ed Keitel is recommending the \$1.00/hour increase of Parking Violation Officers Krystal Poslusny, Steven Sandolo and Thomas Viscoto from \$9.00/hour to \$10.00/hour, effective November 1, 2005. The Village has employed the three PVO's for over six months and traditionally the officers have received salary adjustments upon completion of 6 months of service. The funds are appropriated in the Code Enforcement Budget.
Motion by Trustee Faulknor, second by Trustee Britt, to approve the recommendation of Chief Constable Ed Keitel and increase the hourly salary of Parking Violation Officers Krystal Poslusny, Steven Sandolo and Thomas Viscoto from \$9.00/hour to \$10.00/hour, effective November 1, 2005. Motion carried. Approved: 4-0.
- Chief Constable Ed Keitel is recommending the hiring of William J Hart as a Code Enforcement Officer at a starting salary of \$14.50/hour effective November 5, 2005. Mr. Hart has experience as a code enforcement officer for the Village of Patchogue and has Peace Officer Status as a Fire Marshal for the Town of Brookhaven.
Motion by Trustee Britt, second by Trustee Faulknor, to approve the recommendation of Chief Constable Ed Keitel and hire William J Hart as a Code Enforcement Officer at a starting salary of \$14.50/hour effective November 5, 2005. Motion carried. Approved: 4-0.
- A Public Hearing must be set to gain public comments for the 2006 Community Development funding.
Motion by Faulknor, second by Trustee Harty, to hold a public hearing on November 28, 2005 at 7:00pm to gain the public input for the 2006 Community Development funding. Motion carried. Approved: 4-0.
- Treasurer Diane Javitz is recommending the hiring of 2 new part time account clerks – Kathryn Goodwin (start date November 4, 2005) and Lynn Sule (start date November 15, 2005) both at \$14.00 per hour.
Motion by Trustee Harty, second by Trustee Faulknor, to approve the recommendation of Treasurer Javitz and hire Kathryn Goodwin and Lynn Sule as part time account clerks in the Treasurers office at a salary of \$14.00 per/hr. Motion carried. Approved: 4-0.
- Clerk Typist Joan Beck has submitted a letter of retirement effective November 11, 2005.
Motion by Trustee Britt, second by Trustee Faulknor, to accept the letter of retirement from Clerk Typist Joan Beck effective November 11, 2005, with regret. Motion carried. Approved: 4-0.
- Parks & Recreation Director Ron Carlson is recommending the hiring of the following individuals for various athletic programs:
Tom Provencher – Volleyball Referee @\$16.00/hour, Mickey Cantwell, Volleyball Referee @ \$15.50/hour, Jimmy Colon, basketball Supervisor @\$8.00/hour
Motion by Trustee Faulknor, second by Trustee Britt, to approve the recommendations of Parks & Recreation Director Ron Carlson and hire Tom Provencher – Volleyball Referee @\$16.00/hour, Mickey Cantwell, Volleyball Referee @ \$15.50/hour, Jimmy Colon, basketball Supervisor @\$8.00/hour. Motion carried. Approved: 4-0.
- Parks & Recreation Director Ron Carlson is recommending the hiring of the following individuals for the Village Center operations:
Betty Ann Marangiello, Lead Receptionist @ \$12.50/hour
Motion by Trustee Faulknor, second by Trustee Britt, to approve the recommendation of Parks & Recreation Director Ron Carlson and hire Betty Ann Marangiello, Lead Receptionist @ \$12.50/hour. Motion carried. Approved: 4-0.
- A resolution is needed to approve and authorize the Multi-modal aid package for the construction of East Harborwalk walkway, lighting, parking and curbing at the Village Parking Lot adjacent to the Ferry Terminal.
Motion by Trustee Harty, second by Trustee Faulknor, approve and authorize Mayor Lee to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Multi-Modal Program Funding on behalf of the Village of Port Jefferson with NYSDOT for the construction of East Harborwalk walkway, lighting, parking and curbing at the Village Parking Lot adjacent to the Ferry Terminal. Motion carried. Approved: 4-0.

INCORPORATED VILLAGE OF PORT JEFFERSON CONSTRUCTION OF EAST HARBORWALK WALKWAY, LIGHTING, PARKING, CURBING AT VILLAGE PARKING LOT ADJACENT TO FERRY TERMINAL

RESOLUTION

Authorizing the implementation and funding in the first instance of the State Multi-Modal Program-aid (and State administered federal program-aid) eligible costs, of a capital project, and appropriating funds therefore.

WHEREAS, a Project for the construction of East Harborwalk walkway, lighting, parking, curbing at Village parking lot adjacent to ferry terminal P.I.N. S4280 (the "Project") is eligible for funding [under Title 23 U.S. Code, as amended, and] New York State's Multi-Modal Program administered by the NYS Department of Transportation ("NYSDOT"); and

WHEREAS, the Village of Port Jefferson desires to advance the Project by making a commitment of advance funding of the non-local share and funding of the full local share of the costs of the Project; and

WHEREAS, the village has already paid the cost of construction to date amounting to \$439,051.00 leaving \$329,722.00 remaining.

NOW, THEREFORE, the Village Board, duly convened does hereby

RESOLVE, that the Village Board hereby approves the above-subject project; and it is hereby further

RESOLVED, that the Village Board hereby authorizes the Mayor of the Village of Port Jefferson to pay in the first instance 100% of the federal and non-federal share of the cost of construction work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$329,722.00 will be made available from the Village Trust and General Funds to cover the remaining cost of participation in the above phase of the of the Project;

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Village of Port Jefferson shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the State thereof, and it is further

RESOLVED, that the Mayor of the Village of Port Jefferson be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Multi-Modal Program Funding on behalf of the Village of Port Jefferson with NYSDOT in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and all Project costs that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, this Resolution shall take effect immediately.

RESOLVED, that a Certified Copy of this Resolution by filed with the Commissioner of Transportation of the State of New York by Attaching it to any required and/or appropriate Agreements executed in connection with the project between the Village of Port Jefferson and the State of New York; and it is further

RESOLVED, that this Resolution shall take effect immediately.

Village Attorney Johs

- James Daly property (10 Evans Place) "Stop Work Order" – Attorney Johs advised the Board that there is no basis in our Code for a "Stop Work Order" and that it must be rescinded. An "Order to Remedy" should be issued requiring the property owner to finish the job in compliance with the code, which will mean that the overall grade change cannot exceed 4 feet. Trustee Britt will speak to Village Engineer Kevin Koubek.

Voucher

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

<u>FUND</u>	<u>WARRANT Num.</u>	<u>AMOUNT</u>
General (A)	12	\$131,114.54
PJCC (CR)	12	\$45,929.17
Trust (T)	12	\$31,934.96

Motion by Trustee Faulknor, second by Trustee Britt to approve the Warrants as presented by Treasurer Javitz. Motion carried. Approved: 4-0.

- Treasurer Diane Javitz is recommending the following budget transfers (funds received from the State Comptroller's Office – 1st payment for Geothermal Grant and final payment for park sculpture):

From Account	Amount	To Account
Geothermal System H8997.0590	\$37,500.00	Shipyard Bldg. H8997.0570
Harborfront Sculpture H8997.0580	\$30,000.00	Shipyard Bldg. H8997.0570

Motion by Trustee Faulknor, second by Trustee Harty, to approve the Budget Transfers as recommended by Treasurer Diane Javitz. Motion carried. Approved: 4-0.

Correspondence

- Letter from Kevin Reilly, attorney representing James Daly regarding land-clearing at 10 Evans Place.

New Business

- Employee Drug Policy
- PJ Community Center
- Brian Koehler is requesting the reimbursement of \$1,369.00 for his tuition for State and Local Government Class he is currently taking at St. Joseph's College, providing he meets all criteria stipulated by current negotiated contract.

Old Business

- Code change for Planning Board Stenographer at Public Meetings – Sent to Planning Board September 13th - 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 – **Suffolk County Planning to review and analyze Village Marina Waterfront District.**
 2. Site Development §250-10 – **Work Session – October 17, 2005 – 6:00pm**
 3. §250-37 Lighting – **Sent to Planning Board.**
 4. Eating and Drinking Establishments – **Additional Work Session needs to be scheduled.**
 5. Conditional Uses in residential districts – **Work Session – October 17, 2005 at 6pm.**
 6. House Trailers – **Public Hearing set for November 28, 2005.**
 7. Neon signs – **Sent to Planning Board.**
 8. Planning Board recommendations for amendments to Sections 250-18 F and 250-19 E. **Work Session – November 28, 2005, 6pm.**

Reminders

- Work session scheduled for November 28, 2005 at 6pm – re: Amendments to Sections 250-18 F and 250-19E.

Executive Session

Motion by Trustee Britt, second by Trustee Faulknor, to enter into Executive Session at 11:45pm to discuss the employment history of a particular employee; and contract negotiations with Thompson Street Management. Motion carried. Approved: 4-0.

Motion by Trustee Faulknor, second by Trustee Britt, to return from executive session at 12:20am. Motion carried. Approved: 4-0.

Village Attorney Johs discussed with the Board the merits of a proposed cell tower at the Port Jefferson Country Club at Harbor Hills. The proposed Leaser brought this proposal to Mayor Lee and Deputy Mayor Harty.

Motion by Trustee Britt, second by Trustee Harty to adjourn the meeting at 12:35am.

Respectfully submitted,

Lynda Howell
Deputy Clerk