



Minutes
Public /Business Meeting
August 7, 2006

1. Approved: Minutes of June 26, 2006 as amended.
2. Approved: Minutes of July 10, 2006 as amended.
3. Approved: Hire Adam Rhule as a Beach Night Guard at a salary of \$8.00/hr., effective July 21, 2006.
4. Approved: Authorize Village Administrator/Clerk Robert Juliano to seek bids to Purchase a street sweeper for the Inc. Village of Port Jefferson
5. Approved: Resolution regarding EPA proposal for Lawrence Aviation Site clean-up.
6. Approved: Four Highway Dept. vehicles to be removed from service and junked after usable parts are removed.
7. Approved: Appoint Randy Spittle to the CAC for a 3 year term to expire June 2009.
8. Approved: Hire Kevin Lynch as Ground Crew Laborer at \$10.00 per hour, effective July 26, 2006.
9. Approved: Recommendation of the CCMAC to offer Tennis Players a three-play pass per season at a cost of \$25.00.
10. Approved: Village Administrator/Clerk Robert Juliano to attend the annual NYCOM Fall Training Classes October 2 to 6, 2006 in Albany NY, at a total cost of \$450.00
11. Approved: Village Accountant Don Pearce and Deputy. Treasurer Stacy French to attend KVS Computer Software Training in Buffalo NY on August 20 to 23, 2006 for a total cost of \$1,842.00.
12. Approved: Resolution for NYS Bike Route 25.
13. Approved: Loan \$250,000.00 (Two Hundred Fifty Thousand Dollars) from the HBIA Class General Fund to the Class Capital Fund to fund the Harborfront Park Project.
14. Warrants as presented.

Present: Mayor Lee
Trustees Erland, Faulknor, Harty and Ransome
Administrator/Clerk Juliano
Deputy Clerk Howell
Village Attorney Johs
Village Accountant Pearce

- Pledge of Allegiance

Public Comments/ Concerns

• Public Safety Issues – SCPD/Port Jefferson Code Enforcement

Comments:

Shirley A. Leonard: Questioned the “no parking” signs behind Harbor Square Mall.

Trustee Ransome: Parking behind Harbor Square Mall is private property.

Assistant Chief Andersen: Motorcycle demonstration/protest on Sunday, August 6th was quiet and uneventful.

Board Member Reports

Trustee Erland

- Code Enforcement
 - Reviewed Code Enforcement and Court Budgets with Village Accountant Don Pearce.
 - Reviewed policies and procedures with Chief Keitel and Asst. Chief Andersen.

Trustee Faulknor

- Port Jefferson resident is a semi-finalist on the Fox network show “Hells Kitchen”. Be sure to watch tonight at 10 to see if she advances to the finals.
- Summer 2006
 - Two rained out Thursday night children’s shows have been moved to the Village Center and they were wonderful.
- Port Jefferson Country Club at Harbor Hills – Village Golf outing was a success and great fun.
- Parks and Recreation –
 - Annual Bi-Athalon to be held on August 19, 2006.

- “Jersey Boys” Bus Trip scheduled for August 30, 2006.
- Village Center
 - Conservancy meeting scheduled for August 29th at 7pm at the Village Center.
 - Phase III Harborfront Park – Work progressing nicely and ahead of schedule.
 - LISEC “Barn Raising” scheduled from September 8th – 22nd.

Trustee Hart

- Highway Department
 - Sidewalk appraisal being done throughout the Village for fall repair.
 - Road assessment to be conducted with the help of Suffolk County – short- and long-term plans to be discussed.
 - Drainage at CVS repaired.
- Village sidewalks are being power washed.
- Chamber of commerce – Thank you to Chamber for \$50,000.00 grant that they secured. Village to administrate – a “gumbuster” machine, containers and benches to be purchased.
- BID – A special thanks to Jennifer Duncan, president of BID, for refurbishing benches throughout the Village.
- Village to purchase a “gumbuster” machine.
- Landscaper for several projects throughout the Village – cost to be shared between the Village and the BID.
- Planning Board - Next meeting scheduled for August 17th. Reviewed agenda.
- ZBA – Next meeting scheduled for August 21st.
- Lawrence Aviation – Attended EPA update at High School.

Trustee Ransome

- Philips Roe House – RFP for architectural firm to restore house will go out next week.
- Children’s Maritime Museum – Met with CMM Board last week - Interior demolition of Chandlery building to begin soon.
- Conservation Advisory Committee
 - Last meeting was July 27.
 - Seat available due to the departure of Virginia Capon.
 - Discussed Stormwater Management Plan – Code amendment needed to comply with Plan.
- Code changes sent to Planning Board for review. Barnum Avenue stop sign and abolishment of Pay-For-Parking were approved at the last Board of Trustees meeting.
- Attended Village golf outing.
- Charles Dickens Festival
 - Looking for sponsor for Ball.
 - Lombardis catering have donated all of the food.
 - The House Tour is on and will take place in the Barnum Avenue area.
 - Lanterns - Ordered new posts.
- East Broadway Traffic Calming Project – on hold until after the summer.

Mayor Lee

- Lawrence Aviation – Attended EPA meeting at the High School.
- CVS Drainage Collapse – Drains were originally installed in the 1930’s – funds must be supplied to fix problems. The Village will move forward and deal with this.
- Barnum Avenue – LIPA has scheduled the moving of 2 poles – hopefully before school starts – all costs to be paid by LIPA.

- Floor open for comments

Ronnie Rosen: Questioned motorcycle parking over the weekend – does not want them in town.

Mayor Lee: Yesterday’s protest was in regard to Brookhaven Town lot charging \$7.00 to park. We can not legislate “no motorcycles” in the Village. Only issues seems to be the loudness of the bikes.

Michael Conte: Re: motorcycles - Wants the Village to enforce the noise ordinance codes.

Ralph Agnone: Greenport seems to have a handle on motorcycle issues – suggested contacting them.

Ron Reinisch: Noise decibel code should be enforced. The Village should train our code enforcement officers and have COPE unit help.

Barbara Schroeder: Questioned loitering.

Asst. Chief Andersen: Loitering - depends on circumstances – must be an illegal activity.

Brian Kelly: Empty gravel trucks going down Beach Street are a noise nuisance.

Marge McCuen: Parking problems – merchants need help. Code must enforce the parking code violations.

Jeff Rimland: Re: 1. Lights in the Port Jefferson Country Club parking area are still shining into his yard - Is the \$50,000.00 posted by Lombardis still available and if so can it be used to make the lights code compliant?

Trustee Faulknor: The lights have been adjusted – was not aware that this was still an issue.

Jeff Rimland: Status of Cell Tower proposed for installation on golf course?

Mayor Lee: Stated that his intention was to move ahead with a cell tower at the PJCC.

Trustee Faulknor: Stated that there was a legal vote to rescind the contract by 3 member of the Village Board of Trustees.

Larry Britt: My research found that the Board of Trustees designated the PJCC parkland.

Brian Kelly: Thanked the Mayor for always addressing and looking into issues.

Shirley Leonard: Stated that she has been coming to Board meetings since Mayor Lee's father was the Mayor – "He cared as much as you care".

John Koehnlein: Spoke about retaining wall issue on East Broadway.

Motion by Trustee Ransome, second by Trustee Harty, to close the public comment portion of the meeting at 8:30pm. Motion approved: 5-0.

Business Meeting

- Minutes of June 26, 2006 as amended.
Motion by Trustee Faulknor, second by Trustee Ransome to approve the Minutes of June 26, 2006 as amended. Motion approved: 5-0.
- Minutes of July 10, 2006 as amended.
Motion by Trustee Faulknor, second by Trustee Ransome to approve the Minutes of July 10, 2006 as amended. Motion approved: 5-0.

Board Member Additional Reports

Trustee Erland

- Motorcycle issues
 - Will contact and work with Ron Reinisch and SCPD.
 - Will look into purchasing noise meter.

Trustee Faulknor

- LISEC "Barn Raising"
- Harbor Front Park Progress – Ahead of schedule. Things are going very well. Discussed details of Phase III.
- Ice Rink Expansion – Repair the rink asphalt. Look into culpability.
- DEC – Looking to install Tidal monitoring and weather station in the Village Center and dock.
- Park security issue – Trustee Erland will look into it.
- Parks and Rec. Director Ron Carlson is recommending the hiring of a Beach Night Guard.
Motion by Trustee Faulknor, second by Trustee Ransome, to approve the recommendation of Parks and Rec. Director Ron Carlson and hire Adam Rhule as a Beach Night Guard at a salary of \$8.00/hr., effective July 21, 2006. Motion approved: 5-0.

Trustee Harty

- Parking Meter Update – Looking into possibility of leasing. Need to get cost of installation and confirm bond rate.
- Meadow Pedestrian Lot Update – Eschbacher has walked site – Final plans should be completed by the end of the month. Projected start is end of September.
- RFP for Sweeper Bid – Highway Crew Leader Steve Gallagher is requesting permission to seek bids to purchase a sweeper for the Village Roads.
Motion by Trustee Harty, second by Trustee Ransome, to authorize Village Administrator/Clerk Robert Juliano to seek bids to Purchase a street sweeper for the Inc. Village of Port Jefferson. Motion approved: 5-0.
- Lawrence Aviation funding – The EPA presented to the community a proposal to clean-up the Lawrence Aviation superfund site over a 30 year period, with a total cost of over \$24,000,000.00.
Motion by Trustee Harty, second by Trustee Faulknor, to approve the following resolution – Motion approved: 5-0.

Whereas, The US Environmental Protection Agency has proposed a plan to clean up the Lawrence Aviation Superfund Site in Port Jefferson Station, and

Whereas, the plan calls for excavation and disposal of contaminated soil, the installation of systems to remove contaminants from the ground water, and the evaluation of the potential for vapors from the soil to make their way through the ground water into homes and other structures in the Village of Port Jefferson including Old Mill Pond and Creek in the Village of Port Jefferson, and,

Whereas, this proposal would provide the greatest degree of protection by preventing migration via hydraulic control and reducing contamination both near the release and at the down gradient impacted area, while focusing on the active treatment to remediate areas of potential soil contamination and,

Whereas, this remedy would be protective of human health and the environment, provide long-term effectiveness, achieve the desired results in reasonable time frame and be cost-effective in cleaning

the site and preventing further contaminated groundwater from directly discharging from the pond and creek into Port Jefferson Harbor.

Now, Therefore be it Resolved, that the Inc. Village of Port Jefferson does endorse the cleanup and remediation of the Lawrence Aviation Superfund Site and call on the members of The United States Senate and Congress to continue to fund the EPA Remediation Plan for Lawrence Aviation Industries Superfund Site.

- Highway Crew Leader Steve Gallagher has determined that the following vehicles be removed from service and junked. They have no real monetary value. The vehicles will be stripped of all usable parts for similar vehicles.
 1. 1993 Ford Explorer- bldg dept explorer, Jim Clay's old truck, replaced with Chevy S-10 pick-up
 2. 1994 Ford Explorer- code enforcement vehicle, replaced with 2 S-10 Blazers
 3. 1990 Chevy pick-up- PJCC truck, replaced w/1988 pick-up-parks water truck
 4. 1986 Trojan Payloader-transmission gone

Motion by Trustee Harty, second by Trustee Ransome, to approve the request of Highway Crew Leader Steve Gallagher and allow the four vehicles to be junked after all usable parts are removed from the vehicles. Motion approved: 5-0.

Trustee Ransome

- RFP for Phillips Roe House
Motion by Trustee Ransome, second by Trustee Harty to approve the Request for Bid for Architectural Design Services. Motion approved: 5-0.
- Village Code additions and changes
- CAC – open seat on committee.
Motion by Mayor Lee, second by Trustee Ransome to appoint Randy Spittler to the CAC for a 3 year term expiring June 2009. Motion approved: 5-0.

Mayor Lee

- Country Club Manager Larry Henn is recommending the hiring of Kevin Lynch as Ground Crew Laborer at \$10.00 per hour, effective July 26, 2006 - He will replace Miguel Folgar who left the crew in July.
Motion by Mayor Lee, second by Trustee Harty, to approve the recommendation of Country Club Manager Larry Henn to hire Kevin Lynch as Ground Crew Laborer at \$10.00 per hour, effective July 26, 2006. Motion approved: 5-0.
- The PJCCMAC has recommended that Tennis Players be offered a three-play pass per season.
Motion by Mayor Lee, second by Trustee Faulknor, to approve the recommendation of the CCMAC to allow Tennis Players a three-play pass per season at a cost of \$25.00. Motion approved: 5-0.

Village Administrator Juliano

- Village Administrator/Clerk Robert Juliano is requesting permission to attend the annual NYCOM Fall Training Classes October 2 to 6, 2006 in Albany NY. At a total cost of \$450.00 for Room and Registration. The funding for this conference has been budgeted
Motion by Trustee Harty, second by Trustee Erland, to approve the request of Village Administrator/Clerk Robert Juliano to attend the annual NYCOM Fall Training Classes October 2 to 6, 2006 in Albany NY, at a total cost of \$450.00. Motion approved: 5-0.
- Village Accountant Don Pearce and Deputy. Treasurer Stacy French are requesting permission to attend KVS Computer Software Training in Buffalo NY on August 20 to 23, 2006 for a total cost of \$1,842.00.
Motion by Trustee Harty, second by Trustee Erland, to approve the request of Village Accountant Don Pearce and Deputy. Treasurer Stacy French to attend KVS Computer Software Training in Buffalo NY on August 20 to 23, 2006 for a total cost of \$1,842.00. Motion approved: 5-0.
- Request from Dominick Parillo to change the zoning of his structure on Main and First Street from R-O to R-M.
- The NYS Department of Transportation has changed the Bike Route traveling through the village. Number of signs = 7 posts east/ 7 posts west (reduced from 15 east and 15 west)

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 Main Street 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 Belle Terre Road.
- State Bike Route 25 turns right on Belle Terre Road and proceeds south on Belle Terre Road. State Bike Route 25 proceeds south and turns left on North Country Road to the Village line where it exits the Village of Port Jefferson.

State Bike Route 25 follows the same alignment from east to west as described above in reverse order.

- Oakland Avenue will be signed to guide cyclists between State Bike Route 25 at North Country Road and the LIRR 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 that for that portion of the bike route which is on Village roads, 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, 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.

Motion by Trustee Faulknor, second by Trustee Erland, to approve the above resolution for NYS Bike Route 25. Motion approved: 5-0.

Old Business

- Parking Garage Presentation by Michael Schwarting August 21, 2006
- Motorcycle Issues in the Village
- Jamaica Ave. Traffic Issues
- Code Changes - SCHEDULE
 1. § 250-18 F and §250-19 E Planning Board recommendations for amendments.
 2. New Chapter requiring landscapers to be licensed.
 3. Amendment to Planning Board and Zoning Board of Appeals review fees.
 4. Bond Schedule
 5. §250-10 - Site Development
 6. §250-27 – District Bulk and Parking Regulations - **Sent to Planning July 13, 2006**
 7. §250-28D - Single and separate– side yard variance - **Sent to Planning July 13, 2006**
 8. Eating and Drinking Establishments – **Sent to Planning July 24, 2006.**
 9. M-W Zone – **Sent to Planning July 24, 2006.**
 10. New Chapter – Licensing Board for Village.

Budget Transfer/ Discussion

- Budget Discussion regarding Harborfront Park Funding.
Motion by Trustee Faulknor, second by Trustee Erland to loan \$250,000.00 (Two Hundred Fifty Thousand Dollars) from the HBIA Class General Fund to the Class Capital Fund to fund the Harborfront Park Project. Motion approved: 5-0.

Voucher

The following **Warrants** are presented for approval:

FUND	WARRANT	AMOUNT	DATE
General (A)	6	\$ 134,085.41	08/07/06
PJCC (CR)	7	\$ 30,421.42	08/07/06
Trust (T)	7	\$ 6,750.33	08/07/06

Motion by Trustee Faulknor, second by Trustee Ransome to approve the Warrants as presented. Motion approved: 5-0.

Motion by Trustee Ransome, second by Trustee Erland, to go into executive session to discuss
1. Village legal cases with – Lombardi (parking Injunction)

2. Makarius, Castelli, Liberty Meadows, Rezvani

Motion approved: 5-0.

Motion by Trustee Faulknor, second by Trustee Erland, to come out of Executive Session. Motion approved: 5-0.

Adjourn

Motion by Trustee Faulknor, second by Trustee Erland to adjourn the meeting at 11:45pm. Motion approved: 5-0.

Respectfully submitted,

Lynda Howell
Deputy Clerk