



Minutes
Public Hearing/Budget Hearing/Public Meeting/Business Meeting
April 9, 2007

1. Approved: Close the public hearing of proposed code change §220-38 - 45 Eating & Drinking establishments.
2. Approved: Close the Budget Hearing.
3. Approved: Go to executive session at 10:15pm to discuss legal items with the Village Attorney.
4. Approved: Come out of executive session at 10:55pm
5. Approved: Postpone the Public Hearing to cancel the Lombardi contract until May 22, 2007.
6. Approved: Authorize Village Attorney Johs to proceed with legal remedy to prevent the licensee from using the name "Lombardi's On The Sound" as per paragraph 31 of the contract.
7. Approved: Request from Danfords on the Sound for permission to use half of the parking lot that is adjacent to Danfords during the dredging of the Marina
8. Approved: Acquire a backhoe for the Highway Department.
9. Approved: Request of Kathy Goodwin to waive her health benefits and receive a portion of the premium.
10. Approved: Request of Trustee Brian Harty to waive his health benefits and receive a portion of the premium
11. Approved: Increases for returning PJCC grounds crew.
12. Approved: Tommy's Places' request for a seasonal outdoor dining permit for 12 tables.
13. Approved: Warrants as presented by Treasurer Pearce

Present: Mayor Lee
Trustees Erland, Faulknor, Harty and Ransome
Administrator/Clerk Juliano
Deputy Clerk Howell
Treasurer Pearce

NOTE: 5:30 start – Met with Suffolk County Planning re: Marine Waterfront District.

Public Hearing

- 1) Eating & Drinking Code Change §250-9 and §250-18.
Trustee Harty recused himself. Administrator/Clerk Juliano read the legislative intent and explained the amendments.
Comments:
Mark Robinson: Questioned Lobster House rules.
Motion by Trustee Ransome, second by Trustee Faulknor, to close the public hearing of proposed code change §220-38 - 45 Eating & Drinking establishments. Motion approved: 4-0 (Trustee Harty recused himself from the hearing and the vote).
- 2) 2007-08 Budget Hearing – Treasurer Pearce explained the process.
Comments:
Marge Tumilowicz: Is there is a tax increase threshold?
Treasurer Pearce: No.
Marge Tumilowicz: Asked if the 77% increase will be rolled back and given back to the residents?
Trustee Faulknor: Responded that he would want the people to decide if allowed.
Ed Gill: Questioned the large increase in code budget.

Trustee Erland: Responded that it is an increase in manpower and services.
Ed Gill: Commented that code benefits mainly the downtown area.
Trustee Erland: Spoke about increased street patrols throughout the Village.
Marge McCuen: Questioned code increase and what is the exact increase due to parking.
Trustee Erland: Additional manpower is needed – didn't have the breakdown.
Barbara Sabatino: Questioned the revenues for the Village Center.
Trustee Ransome: Spoke about budget process and her continued efforts to decrease costs. Feels both the Village Code and the Highway Department budgets are still too high – budget must be finalized by May 1st.
Trustee Faulknor: Spoke about budget process and need for public input.
Trustee Harty: If possible, would like to see 0% increase. Would like to explore bonding and other means of funding.
Trustee Erland: Comfortable with the tax raise and the process of this year's budget.
Mayor Lee: Everyone was involved in the budget process stressed the need for capital reserves.
Brigitte Demes: Favored the increase in code – suggested raising taxes for the village commercial properties.

Motion by Trustee Faulknor, second by Trustee Ransome to close the Budget Hearing at 8:45pm. Motion approved: 5-0.

Public Comments/ Concerns

- Public Safety Issues – SCPD/Port Jefferson Code Enforcement

Comments:

Barbara Sabatino: Complemented code and Chief Tomaszewski on the fine job his department is doing.

John Ray: Home violations on Overton and Sheep Pasture Road. Presented photos to Mayor Lee of violations. Requested that Board adhere to the Village Code and issue violations.

Mayor Lee: Will review and get back to Mr. Ray.

Chief Tomaszewski: Thanked Mr. Ray for his presentation. Requested signed affidavits for the photos.

Frank Andreani: Re: Overton violations – Contacted Building Dept. and was not able to obtain copies of violations that have been issued.

Chief Tomaszewski: Reviewed events that occurred at a house party located on Overton on St. Patrick Day. Explained next day follow-up where Building Dept and Chief Tomaszewski inspected the premises and issued violations - both the homeowner and tenants were issued violations. Also explained that one of the buildings in question on Overton was posted with a “condemned” sign and that it was taken down, but would be reposted. Requested that neighbors please watch for who is taking it down and report back to code.

Bob Pollus – Garbage being picked up at 3:30am. What is the Village doing about it?

Chief Tomaszewski: Has addressed issue on 2 separate occasions.

Mark Robinson: Thorne Lane – Traffic issues – requested that Village either move the “no parking” sign or put in a grid.

Board Member Reports

Trustee Harty

- Meadow Pedestrian Parking Lot – progressing nicely.
- Congratulations to Code Officer Gernhardt.
- Continue to meet with Mayor Lee and the Lombardi family members to work out problem areas with the contract.

Trustee Ransome

- Easter Parade was a great success – over 200 people and 2000 eggs!
- East Broadway Traffic Calming – In final negotiations/revisions.
- Philips Roe House – Great walk-through meeting with 13 architects/engineers for the RFP.
- CAC – Storm Water Management Annual Report – Public comment open until April 15th.

- Children's Management Museum – Village Center Skip Jack room to open in June.
- Bike lockers to be installed in Perry Street parking lot.
- Attended coastal communications workshop.
- Will attend a Managing Construction Projects seminar with Trustee Faulknor on April 13th.
- Attended the Sr. Citizen's St. Patrick's Day Luncheon hosted by Tara's Inn.
- Putting the Park in Parking – Next step is to get the numbers and see if it is feasible.

Trustee Erland

- Congratulations to George Gernhardt for his award – he is currently recertifying our code enforcement officers on CPR.
- Code – Patrols are up 80%. Reviewed frat house raid. Requested that residents please park within designated areas while Meadow Pedestrian Parking lot is being redone – violators will be towed.

Trustee Faulknor

- Village Center revenues are up – will have exact numbers in the future.
- Parks and Recreation – Programs to start soon, will have senior softball program this year.
- Attended the Sr. luncheon on St. Patrick's Day – thank you to the Higgins family for hosting it.
- Rocketship Park - St. Charles looking to renovate playground. Will be more handicap friendly. St. Charles to raise funds for renovations and the Village will take care of the upkeep.
- Danfords Inn – Have requested use of half of the parking lot during dredging. Sand to be moved to East Beach.
- Attended Harbor Commission meeting on March 12th. Mooring use is down. New pump out barge will be out in the moorings.
- Town of Brookhaven dredging project is winding down. Will also be doing improvements to park. Harbormaster to have new patrol boat.
- Port Jefferson Middle School – Grade 6 research project. Partnership with the Village Highway Department stenciling project.

Mayor Lee

- Meadow Pedestrian Parking Lot – Finishing up shortly – lighting was delayed due to equipment. Parking meter stations installed at the end of this week. Moved quickly once started. Funds were available to pave the entire lot. The project is being done correctly.

- Floor open for comments:

Barbara Schroeder: Questioned parking lot trees and lighting.

Barbara Sabatino: Questioned the un-programmed Community Development funds. Commented that Pax Christi receives Community Development funds and feels that they should pay for transportation provided to them from the Village.

Sara Lipton: Parking at Harborfront Park – Questioned why Board chose parking plan option that the parking committee was opposed to.

Mayor Lee: Responded that parking Board chose the option that would maximize parking.

Trustee Faulknor: The 8 additional spots that were added are needed.

Sara Lipton: No one on the parking committee voted for the proposal that was voted in by the Board.

Brigitte Demes: Concerned that the park will become a paved parking lot. Questioned the process.

Mayor Lee: Responded that the process broke down years ago when the public did not vote on the building. Building cannot be successful without parking.

Steve Banks: Does not agree with Board's choice – people can park in the Danfords lot.

Julia Monk: Significant amount of users are high school students who do not drive, therefore, there is no need for added parking spots.

Marge Tumilowicz: Not in favor of additional parking.

Patty Erland: Feels that the building should be self-sustaining.

Gary Marker: Agrees with Mayor's view that process broke down somewhat in the beginning. Does not agree with additional parking.

Marge McCuen: Questioned status of Broadwater and National Grid – what does it mean for the Village?

Trustee Harty: Reached out to Kevin Law to discuss both LIPA and Broadwater and the position LIPA holds on Broadwater. Will have public information session when LIPA study is complete. Mentioned that Gov. Spitzer has not yet taken a position on Broadwater. Asked that everyone let his or her opinions be known.

Susan Balch: Questioned the dredging being placed on E. Beach.

Trustee Faulknor: Usable sand will be trucked to the beach.

Motion by Trustee Erland, second by Trustee Ransome, to close the public comment portion of the meeting at 9:50pm. Motion approved: 5-0.

Business Meeting

Board Member Additional Reports

Village Attorney Johs

- Reviewed/discussed current issues.

Executive Session

Motion by Trustee Harty, second by Trustee Ransome to go to executive session at 10:15pm to discuss legal items with the Village Attorney. Motion approved: 5-0.

Motion by Trustee Faulknor, second by Trustee Ransome to come out of executive session at 10:55pm. Motion approved: 5-0.

Motion by Trustee Faulknor, second by Trustee Ransome to postpone the Public Hearing to cancel the Lombardi contract until May 22, 2007. Motion approved: 5-0.

Motion by Trustee Harty, second by Trustee Erland to authorize Village Attorney Johs to proceed with legal remedy to prevent the licensee from using the name “Lombardi’s On The Sound” as per paragraph 31 of the contract. Motion approved: 5-0.

Trustee Erland

- Meeting with Village ADA Sean Russell regarding changing fines.

Trustee Faulknor

- St. Charles playground partnership – St. Charles proposal to erect handicap friendly children’s playground includes using the Basketball court and relocating the court to another location.
- Thank you to Lynda Howell for her due diligence in conducting the investigation involving a section 75 hearing.
- Village Center Report
- ZBA Letter of March 19th
- Danfords on the Sound is requesting permission for temporary use of half of the parking lot that is adjacent to Danfords during the dredging of the Marina (commencement date TBA - duration of project is estimated to be 1 week).

Motion by Trustee Faulknor, second by Trustee Ransome, to approve the request of Danfords on the Sound for permission to use half of the parking lot that is adjacent to Danfords during the dredging of the Marina (duration of the project is estimated to be 1 week). Motion approved: 5-0.

Mayor Lee

- Meeting with Parking Committee to determine time of meters.

Trustee Harty

Highway Backhoe

Motion by Trustee Harty, second by Trustee Erland to acquire a backhoe for the Highway Department. Motion approved: 5-0.

Village Administrator Juliano

- **Code Changes** - Change Main Street Parking to extend limitations
- Waiving of Health Benefits for Kathy Goodwin
Motion by Trustee Ransome, second by Trustee Faulknor to approve the request of Kathy Goodwin to waive her health benefits and receive a portion of the premium. Motion approved: 5-0.
- Waiving of Health Benefits for Trustee Brian Harty
Motion by Trustee Ransome, second by Trustee Faulknor, to approve the request of Trustee Brian Harty to waive his health benefits and receive a portion of the premium. Motion approved: 4-0.
- Returning PJCC grounds crew salary increases 2007 – Greens keeper Jim Krause is recommending the following increases for the following returning PJCC grounds crew:

Name	Current Rate	Proposed Rate
Luis Vasquez	\$ 8.50	\$10.00
Bladimir Garcia	11.00	11.50
Saul Garcia	13.00	13.50
Raphael A. Nunez H	10.50	11.00
Raphael Nunez	10.50	11.00
Miquel Folgar	9.50	10.00
Fausto Diaz	9.50	10.00
Jorge Mazariegos	10.00	10.50
Tim Coen	9.00	10.00

Motion by Trustee Faulknor, second by Trustee Ransome to approve the proposed increases for the above listed returning PJCC grounds crew. Motion approved: 5-0.

- **Outdoor Dining Permit** – Tommy’s Place
Motion by Trustee Ransome, second by Trustee Faulknor, to approve Tommy’s Places’ request for a seasonal outdoor dining permit for 12 tables. Motion approved: 5-0.

Old Business

- Code Changes – SCHEDULE
 1. § 250-18 F
 2. §250-19 E.
 3. §250-10 - Site Development
 4. Amendment to Planning Board and Zoning Board of Appeals review fees.
 5. Bond Schedule
 6. Motor vehicle stores/shops –§250-27 – District Bulk and Parking Regulations – Need more information.
 7. §250-28D - Single and separate– side yard variance – Ongoing – send back to Will Rau for recommendation.
 8. MW-Zone – Sent to Planning Board for review.

Voucher

Treasurer Don Pearce has submitted the following **Warrants** for approval:

FUND	AMOUNT
General (A)	\$ 125,412.63
PJCC (CR)	\$ 19,228.46
Trust (T)	\$ 4,050.00
Capital (H)	\$ 87,249.23

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

Adjourn

Motion by Trustee Erland, second by Trustee Harty to adjourn the meeting at 11:55pm. Motion approved: 5-0.

Respectfully submitted,

Lynda Howell
Deputy Clerk