Minutes
Public Hearing/Public/ Business Meeting
August 2, 2010

1. Approved: SEQR Classification (see details below)
2. Approved: Board of Trustees as Lead Agency, since the SEQRA coordination letters and proper notifications were sent to the affected property owners and stakeholders as of June 10th and the 30-day comment period closed on July 22nd.
3. Approved: Leave the public hearing for Section 250-4, 250-5 and 250-22 – Marina Waterfront open for a 30-day public comment period.
4. Approved: Close the Public Forum portion of the meeting at 9:30pm.
5. Tabled: Minutes of June 7, 17 and 28, 2010.
6. Approved: Hire Dvirkin and Bartoluchi Consulting Engineers to complete the Survey, Preliminary Plans and Final Plans/Specifications for the Base Project Roadways (totaling 8,400 LF) as indicated in their July 1, 2010 proposal - Cost not to exceed $145,000.00 – funds available in highway road repair capital account.
7. Approved: Hire VHB to pull deeds, develop preliminary analysis of creating a centralized garbage and recyclable district and develop alternate plans for back lot - not to exceed total of $10,500 from parking funds.
8. Approved: An expenditure of up to $32,000 for Architectural services for the Port Jefferson County Club Cold Storage Maintenance Buildings.
9. Approved: NYS 2010 Retirement Incentive Program Resolution (?)
10. Ratified: The hiring of Tyler Burt as a PJCC seasonal laborer at $10 per hour, effective July 29, 2010.
11. Approved: Two warrants with the exception of Intelligent Products Mutt Mitts
12. Approved: Go into executive session at 11:03pm to discuss personnel matters.
13. Approved: Come out of executive session at 11:27pm.
14. Approved: Policy for all non-union and appointed Village employees who are entitled to be paid for unused vacation and sick days upon termination of Village employment: Upon termination of employment with the Village, all non-union and appointed Village employees shall be entitled to compensation for unused sick and vacation time to the same extent and in the same amount as such compensation would be calculated for union employees as set forth in the June 1,2007- May 31, 2012 CSEA Local Contract, Local 852, and as that contract may be amended from time to time.
15. Approved: the hiring of Denise Harrington Grattan as the "provisional" full time Senior Environmental Planner at an annual salary of $58,000.
16. Approved: Adjourn the meeting at 11:45PM.

PRESENT: Mayor Garant
Trustees Burke (arrived 8:30PM), Kessel, Rosner
Deputy Clerk Howell
Village Attorney Warren
Treasurer Pearce

ABSENT: Trustee Snyder
Administrator/Clerk Juliano

The Public Hearing and Public Portion of meeting was recorded and transcribed by a stenographer and available for viewing at Village Hall.

RESOLUTIONS

- Mayor Garant called the meeting to order at 6:56pm.
- Marina Waterfront MW District Code Change – SEQR Classification & Board of Trustees as Lead Agency

Motion by Mayor Garant, second by Trustee Kessel, to classify the proposed action to rezone "Marina-Waterfront MW District" Section 250-22 & associated code changes including Section 250-4 "Enumeration of Districts"; Section 250-5 "Zoning Map" and Section 250-9 "Definitions" as a Type 1 action pursuant to:

New York SEQR Section 617.4(b)(2) as it is an action that calls for the adoption of changes in the allowable uses within any zoning district which affects 25 or more acres in a district; and Village of Port Jefferson Section 129-2B.(2) as it is an action that calls for the adoption of changes in the allowable uses within any zoning district;
and

New York SEQR Section 617.4(b)(3) and Village of Port Jefferson Environmental Quality Review Section 129-2B.(3) as it is an action that involves the granting of a zoning change, at the request of an applicant, for an action that meets or exceeds one or more of the thresholds given elsewhere in the SEQR 617.4(b) and Village of Port Jefferson 129-2B.(2) with the thresholds being: SEQR 617.4(b)(9) and Village Section 129-2B.(8); and SEQR 617.4(b)(10) and Village Section 129-2B.(9) noted below:

SEQR Section 617.4(b)(9) any unlisted action occurring wholly or partially within, or substantially contiguous to, any historic building, structure, facility, site or district or prehistoric site that is listed on the National Register of Historic Places, or that has been proposed by the New York State Board on Historic Preservation for a recommendation to the State Historic Preservation Officer for nomination for inclusion in the National Register, or that is listed on the State Register of Historic Places (The National Register of Historic Places is established by 36 Code of Federal Regulation (CFR) Parts 60 and 63, 1994 (see section 617.17 of this Part));

Village of Port Jefferson Section 129-2B.(8) Any unlisted action (unless the action is designed for the preservation of the facility or site) occurring wholly or partially within or substantially contiguous to any historic building, structure, facility, site or district or prehistoric site that is listed on the National Register of Historic Places or that has been proposed by the New York State Board of Historic Preservation for a recommendation to the State Historic Preservation Officer for nomination for inclusion in said National Register or that is listed on the State Register of Historic Places or in the Suffolk County Archeological Association's Cultural Resource Inventory of Eastern Long Island;
and
SEQR 617.4(b)(10) any Unlisted action, that exceeds 25 percent of any threshold in this section, occurring wholly or partially within or substantially contiguous to any publicly owned or operated parkland, recreation area or designated open space, including any site on the Register of National Natural Landmarks pursuant to 36 CFR Part 62, 1994 (see section 617.17 of this Part);

Village of Port Jefferson 129-2B.(9) Any unlisted action, which exceeds 25% of any threshold presented herein, occurring wholly or partially within or substantially contiguous to any publicly owned or operated parkland, recreation area or designated open space.
Motion approved: 3-0.

Although the proposed action is not subject to a coordinated review pursuant to SEQRA the Board elected nevertheless to contact the potentially interested parties to ensure full knowledge of the proposed action.

Motion by Mayor Garant second by Trustee Rosner, to approve the Board of Trustees as Lead Agency, since the SEQRA coordination letters and proper notifications were sent to the affected property owners and stakeholders as of June 10th and the 30-day comment period closed on July 22nd. Motion approved: 3-0.

Public Hearing

- Section 250-4, 250-5, 250-22 – Marina Waterfront Code Amendment.
  Motion by Mayor Garant second by Trustee Rosner, to leave the public hearing for Section 250-4, 250-5 and 250-22 – Marina Waterfront open for a 30-day public comment period. Motion approved: 4-0.

Public Forum - Floor open for General Comments

Motion by Mayor Garant, second by Trustee Kessel, to close the Public Forum portion of the meeting at 9:30pm. Motion approved: 4-0.

Business Meeting

- Approve the minutes of June 7, 2010.
  Motion by _____ second by _____ to approve the Minutes of June 7, 2010 as revised. TABLED
- Approve the minutes of June 17, 2010.
  Motion by _____ second by _____ to approve the Minutes of June 17, 2010 as revised TABLED
- Approve the minutes of June 28, 2010.
  Motion by _____ second by _____ to approve the Minutes of June 28, 2010 as revised TABLED
- Economic Development –
  Motion by Mayor Garant, second by Trustee Kessel, to appoint Brian McCaffrey Jr., Bruce Pascerelli and Gerard Gang members of the Economic Development Committee. Motion approved: 4-0.

- Highway and BOND road repair –

  Motion by Mayor Garant, second by Trustee Rosner, to hire Dvirkin and Bartoluchi Consulting Engineers to complete the Survey, Preliminary Plans and Final Plans/Specifications for the Base Project Roadways (totaling 8,400 LF) as indicated in their July 1, 2010 proposal - Cost not to exceed $145,000.00 – funds available in highway road repair capital account. Motion approved: 4-0.
- Traders Cove/Gap Lot –

  Motion by Mayor Garant, second by Trustee Kessel, to hire VHB to pull deeds, develop preliminary analysis of creating a centralized garbage and recyclable district and develop alternate plans for back lot - not to exceed total of $10,500 from parking funds. Motion approved: 4-0.
- Cold Storage Building

  Motion by Trustee Rosner, second by Mayor Garant, to approve the expenditure of up to $32,000 for Architectural services for the Port Jefferson County Club Cold Storage Maintenance Buildings. Motion approved: 4-0.
- NYS 2010 Retirement Incentive Program Resolution

  Motion by Mayor Garant, second by Trustee Kessel to approve the resolution … (I'm not quite sure what was approved – the ph was not held yet – Could Barry please clarify.)
- PJCC Hire

  Motion by Mayor Garant, second by Trustee Rosner, to ratify the hiring of Tyler Burt as a PJCC seasonal laborer at $10 per hour, effective July 29, 2010. Motion approved: 4-0.
- Warrants

FUND		AMOUNT	DATE	CHECK
General (A)	**Direct Pay**	**$ 6,410.88**	**07/28/10**	**019209-019210**
General (A)	**5/C**	**$ 2,500.00**	**08/02/10**	**019211-019248**
General (A)	**6N**	**$ 33,671.40**		
PJCC (CR)		**$ 4,927.04**	**08/02/10**	**004959-004971**
Trust (T)	**Direct Pay**	**$ 3,299.00**	**07/28/2010**	**001227-001228**
Trust (T)		**$ 3,365.00**	**08/02/2010**	**001229-001235**
Capital (H)		**$ 3,400.00**	**08/02/2010**	**000746-000747**
Community Development		**$ 1,560.00**	**08/02/10**	**000522-000523**

Motion by Mayor Garant, second by Trustee Kessel, to approve the two warrants with the exception of Intelligent Products Mutt Mitts. Motion approved: 4-0.

Executive Session

Motion by Mayor Garant, second by Trustee Kessel, to go into executive session at 11:03pm to discuss personnel matters. Motion approved: 4-0.

Motion by Mayor Garant, second by Trustee Kessel, to come out of executive session at 11:27pm. Motion approved: 4-0.

Motion by Mayor Garant, second by Trustee Kessel, to approve the following policy for all non-union and appointed Village employees who are entitled to be paid for unused vacation and sick days upon termination of Village employment: Upon termination of employment with the Village, all non-union and appointed Village employees shall be entitled to compensation for unused sick and vacation time to the same extent and in the same amount as such compensation would be calculated for union employees as set forth in the June 1,2007- May 31, 2012 CSEA Local Contract, Local 852, and as that contract may be amended from time to time. Motion approved: 4-0.

Motion by Mayor Garant, second by Trustee Rosner, to approve the hiring of Denise Harrington Grattan as the "provisional" full time Senior Environmental Planner at an annual salary of $58,000. Motion approved: 4-0.

Adjourn

Motion by Mayor Garant, second by Trustee Kessel, to adjourn the meeting at 11:45PM. Motion approved: 4-0.

Respectfully submitted,

Lynda Howell
Deputy Clerk