



Minutes
Business Meeting – 3:30 PM
Village Hall
May 16, 2016

Approved: Action Item Numbers 1-3, 5-11, 13-21 and table items 4, 12.

Approved: Go into Executive session.

Approved: Come out of Executive session.

Approved: Lombardi Settlement.

Approved: Adjourn the meeting.

Mayor Garant called the meeting to order at 3:30 PM.

ATTENDANCE:

Mayor Garant, Trustees, D'Abramo, Loucks excused, LaPointe, Miller

Village Attorney Egan, Village Treasurer Smollett, Village Administrator/Clerk Juliano

Business Meeting:

Action Items:

1. Approve the Minutes of May 2, 2016.
2. Approve recommendation of Brian Macmillan to hire Rancel Sanchez Minaya PJCC Laborer at \$10 per hour effective May 9, 2016.
3. Approve Heir Dwellings/GGK Consulting's proposal for Historical Services contract for \$650.00 per month for the next 6 months, as well as \$1,800.00 for the development and administration of the "TURN Academy" 7 week educational program to be offered at the Village Center and Drowned Meadow Cottage" Said payment to be made in three parts at the inception, mid-point and end of the program.
4. Approve Port Jeff Brewing Company to hold a 10 mile run on Sunday October 9, 2016 8:15am -10:30am.
5. Approve the setting June 6, 2016 at 7:00 PM a Public Hearing Date to consider adding Chapter 246 to the Village Code to Regulate Abandoned Kayaks and Other Vessels.
6. Approve the request of Alison LaPointe, Larry LaPointe, Denise Harrington, and Neil Thompson for reimbursement of \$20.00 registration fee to attend the 2016 Arthur Kunz Memorial Scholarship Breakfast May 20, 2016.
7. Approve Caran Markson as F/T Groundskeeper I at a salary of \$29,825.00, effective May 19, 2016.
8. Approve the proposal for the 4th of July Fireworks Show by *FIREWORKS BY GRUCCI* at a cost of \$16,275.00.
9. Approve Robert Mateiko to be hired as P/T Bus Driver at \$12.00 per hour from May 28, 2016 through October 1, 2016.
10. Approve Einar Sorli to be hired as P/T Bus Driver at \$12.00 per hour from May 28, 2016 through October 1, 2016.
11. Approve the recommendation of Chief Tomaszewski to hire Eleni Souza as a Parking Meter Officer (ATO) at \$15.25 not to exceed 20 hours per week.
12. Approve the recommendation of Christine Wood to hire Susan Errera as P/T Justice Court Clerk at \$13 per hour, not to exceed 16 hours per week.
13. Approve the following resolution:

DESIGNATING AN AREA WITHIN THE VILLAGE AS AN URBAN RENEWAL AREA

The Village Board of Trustees of the Incorporated Village of Port Jefferson, duly convened in Regular Session, does hereby resolve as follows:

WHEREAS, pursuant to Section 504 of the General Municipal Law, the governing body of a municipality may designate an area as an Urban Renewal Area "upon a finding that such area is appropriate for urban renewal as defined in subdivision three of section five hundred two" of the General Municipal Law; and

WHEREAS, the designation of an "Urban Renewal Area" is a necessary step for the enactment of an Urban Renewal Plan for a designated area; and

WHEREAS, an "Urban Renewal Plan" gives the Village broad authority to improve and develop the designated area in accordance with the Renewal Plan and the Village's Comprehensive Plan; and

WHEREAS, the powers available to a Village under an Urban Renewal Plan include but are not limited to acquiring and selling real property, issuing bonds, removing structures, and entering into agreements with federal and state authorities for advances, loans, grants, subsidies, contributions, and financial assistance for the development and improvement of the designated area; and

WHEREAS, at the Board's direction, VHB conducted a blight study of a portion of the Main Street commercial corridor known as Upper Port (the "Blight Study"); and

WHEREAS, the Blight Study, which is attached to this resolution, offers analysis of the current conditions of the study area, recommendations, and the boundaries of a "Recommended Blight Area"; and

NOW THEREFORE, be it **RESOLVED** by the Board of Trustees:

THAT, the Board adopts the findings and conclusions of the Blight Study; and

THAT, the area designated as the "Recommended Blight Area" in Figure 1 (Aerial Imagery), Figure 2 (Tax Lot Map), and Figure 3 (Tax Lot Map with Blight Factor Analysis) of the Blight Study is hereby designated an Urban Renewal Area for the purposes of Section 504 of the General Municipal Law and Article 15 of the General Municipal Law; and

THAT, this Resolution shall take effect immediately.

14. Approve the contract renewal of for the services of Claims Auditor Barbara Britt through May 31, 2017, at the same terms as the existing contract. Subject to Treasurer's review of Terms and Conditions.
15. Approve the purchase of new Western Star Dump Truck. Per bid #0075-2016 for \$159,800.00 from Suffolk County Brake Service. Proceeds from the issuance of Bonds will be used to purchase the trucks.

16. Approve the authorization of Treasurer Smollett to order 2 – 2016 Ford F150 Trucks from NYS Contract for a price not to exceed \$61,000.00. Proceeds from the issuance of Bonds will be used to purchase the trucks.

17. Approve the Following Bond Resolution

BOND RESOLUTION OF THE VILLAGE OF PORT JEFFERSON, NEW YORK, ADOPTED MAY 16, 2016, AUTHORIZING THE CONSTRUCTION OF **IMPROVEMENTS TO ROCKETSHIP PARK**, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$500,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$500,000 TO FINANCE SAID APPROPRIATION

THE BOARD OF TRUSTEES OF THE VILLAGE OF PORT JEFFERSON, IN THE COUNTY OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Board of Trustees) AS FOLLOWS:

Section 1. The Village of Port Jefferson, in the County of Suffolk, New York (herein called the "Village"), is hereby authorized to construct improvements to Rocketship Park. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$500,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of \$500,000 bonds of the Village to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Village in the principal amount of \$500,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 19 (c) of the Law, is fifteen (15) years.

(b) The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the Village for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the Village, payable as to both principal and interest by general tax upon all the taxable real property within the Village. The faith and credit of the Village are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Village by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Board of Trustees relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Village is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to publish or cause to be published, in full, in the "Port/Times Record," a newspaper having a general circulation within said Village and hereby designated the official newspaper of the Village for such publication, and posted in at least six (6) public places and in each polling place in the Village

18. Approve the Following Bond Resolution

BOND RESOLUTION OF THE VILLAGE OF PORT JEFFERSON, NEW YORK, ADOPTED MAY 16, 2016, AUTHORIZING THE **ACQUISITION OF A PARCEL OF REAL PROPERTY** LOCATED BETWEEN WEST BROADWAY AND BARNUM AVENUE, AND CONSTRUCTION OF A PARKING LOT THEREON, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$525,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$525,000 TO FINANCE SAID APPROPRIATION

THE BOARD OF TRUSTEES OF THE VILLAGE OF PORT JEFFERSON, IN THE COUNTY OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Board of Trustees) AS FOLLOWS:

Section 1. The Village of Port Jefferson, in the County of Suffolk, New York (herein called the "Village"), is hereby authorized to acquire a parcel of real property located between West Broadway and Barnum Avenue, and construction of a parking lot thereon, including demolition of an existing building on such site. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$525,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of \$525,000 bonds of the Village to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Village in the principal amount of \$525,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Sections 11.00 a. 12-a and 20 (f) of the Law, is ten (10) years.

(b) The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the Village for expenditures made after the effective date of this resolution for the purpose for which said

bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the Village, payable as to both principal and interest by general tax upon all the taxable real property within the Village. The faith and credit of the Village are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Village by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Board of Trustees relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Village is not authorized to expend money, or
(b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to publish or cause to be published, in full, in the "*Port/Times Record*," a newspaper having a general circulation within said Village and hereby designated the official newspaper of the Village for such publication, and posted in at least six (6) public places and in each polling place in the Village

19. Approve the Following Bond Resolution –

BOND RESOLUTION OF THE VILLAGE OF PORT JEFFERSON, NEW YORK, ADOPTED MAY 16, 2016, AUTHORIZING THE **ACQUISITION OF HIGHWAY EQUIPMENT**, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$475,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$455,000 TO FINANCE SAID APPROPRIATION THE BOARD OF TRUSTEES OF THE VILLAGE OF PORT JEFFERSON, IN THE COUNTY OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Board of Trustees) AS FOLLOWS:

Section 1. The Village of Port Jefferson, in the County of Suffolk, New York (herein called the "Village"), is hereby authorized to acquire highway equipment. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$475,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of \$475,000 bonds of the Village to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Village in the principal amount of \$475,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 28 of the Law, is fifteen (15) years.

(b) The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the Village for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the Village, payable as to both principal and interest by general tax upon all the taxable real property within the Village. The faith and credit of the Village are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Village by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Board of Trustees relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Village is not authorized to expend money, or
(b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to publish or cause to be published, in full, in the "*Port/Times Record*," a newspaper having a general circulation within said Village and hereby designated the official newspaper of the Village for such publication, and posted in at least six (6) public places and in each polling place in the Village

20. Approve the Tax Warrant for Fiscal Year 2016-17, as submitted by Tax Receiver Robert J. Juliano

Tax Warrant for the Inc. Village of Port Jefferson

YOU ARE HEREBY COMMANDED to receive and collect from the persons named in the tax roll hereunto annexed, the several sums stated in the last column hereof opposite their respective names, being a total of:

For the current budget:	\$5,533,375.00
For charges concerning Beach and Waterfront Revite.	\$ 100,000.00
For charges concerning Ambulance Services	\$ 583,850.00
Sub-Total:	\$6,217,225.00
For charges concerning Business Improvement Fees	\$ 87,466.78
For charges concerning BID Residential Fee	\$ 86.00
Grand Total	\$6,304,777.78

YOU ARE FURTHER COMMANDED to receive and collect such sums without additional charges between the first day of June and the first day of July 2016 both inclusive; and therefore to collect with such of the sums as have not been thereof collected an additional charge of five per centum for the month of July or fraction thereof and an additional one per centum for each month or fraction thereof thereafter.

General Fund Tax Rate: \$27.51 On the net assessed value of: \$22,600,253.00

21. Approve the warrants as presented by Treasurer Smollett and approved by Claims Auditor Britt.

FUND	AMOUNT	DATE	CHECK
General	\$ 32,743.07	5/16/16	029292-029325
General	\$ 43,684.55	5/16/16	029326-029373
PJCC	\$ 19,810.60	5/16/16	20065-20093
Trust (T)	\$ 10,909.50	5/16/16	002382-002388
Capital	\$ 12,298.66	5/16/16	1643-1646

22. Approve the recommendation of Renee Lemmerman Swords to rehire the following at the PJCC Tennis Pro shop:

- a. Caitlin Falvey effective 5/12/16 at \$10 per hour
- b. Megan Augsbach effective 5/12/16 at \$10 per hour
- c. Cameron Harvey effective 5/12/16 at \$10 per hour

- Motion by Trustee D'Abramo second Trustee LaPointe, to approve Action Items 1-22 and table items 4&12. Motion passed 4/0

BOARD REPORTS

Executive Session

- Motion by Mayor Garant, second by Trustee LaPointe to go into executive session at 5:06 to discuss pending litigation and two personnel items. Motion passed 4/0
- Motion by Mayor Garant second by Trustee D'Abramo to come out of executive session at 5:30. Motion passed 4/0
- Motion by Mayor Garant second by Trustee LaPointe to approve the Lombardi settlement. Motion passed 4/0

Adjourn

- Motion by Mayor Garant, second by Trustee LaPointe, to adjourn the meeting at 5:35. Motion passed 4/0

Respectfully Submitted
Robert J. Juliano
Village Administrator/ Clerk