



**Minutes  
Village Hall**

**October 16, 2017 – 3:30 PM**

**Approved: Action items 1-10, tabled 7&8**

**Approved: Go into executive session at 4:10pm**

**Approved: Come out of executive session at 5:28pm.**

**Approved: Adjourn the meeting at 5:28pm**

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

**ATTENDANCE:**

**Mayor Garant, Trustees Loucks, LaPointe, Miller  
Village Attorney Egan, Village Treasurer Mordente, Village Clerk Juliano,  
Deputy Clerk Sakovich, Assistant to the Village Clerk Carmody  
Excused: Trustee D'Abramo**

**I. ACTION ITEMS:**

1. Approve the minutes of October 2, 2017.
2. Approve the request of the Port Jefferson Maritime Explorium to hold their annual Maker Faire on June 9, 2018 10:00am – 5:00pm; in accordance with the Not-For-Profit rental policy at the Recreation Center; the Maritime Explorium will pay a \$1,000.00 room deposit and \$500.00 security deposit upon board approval, \$1,000.00 will be due at the closing of the event.
3. Approve the request of the Chamber of Commerce to hold the annual Santa Parade on November 25, 2017 from 11:30 AM – 12:00 Noon.
4. Approve the request of Steve Gallagher to purchase two (2) Ford F-250 4WD w/Plow, according to NYS Mini Bid's lowest bidder Genesee Valley Ford \$61,975.30 paid from 5110.20.
5. Authorize the Mayor to enter into an agreement with ML Strength Inc. (Inspired) to operate a fitness Center located at the PJCC for a term to expire December 31, 2018 for a License Fee of \$450.00 per month.
6. Set a date of November 6, 2017 at 7:00 PM for a Public Hearing to amend section 11-2 of the Village Code to authorize the Mayor, with the consent of the Board, to appoint a Deputy Chief and other personnel to the Code Enforcement Bureau.
7. Approve the following resolution to settle pending outstanding tax certiorari as recommended by Village Assessor Paul Damato:

**RESOLUTION**

**TO SETTLED OUTSTANDING TAX CERTIORARI PROCEEDINGS PENDING AGAINST THE VILLAGE OF PORT JEFFERSON IN CONNECTION WITH PROPERTY OWNED BY FOUR EAST BROADWAY PORT JEFFERSON REALTY CO., AND KNOWN AS DISTRICT 206, SECTION 2, BLOCK 2, AND LOTS 1 & 2.**

The Board of Trustees of the Incorporated Village of Port Jefferson, duly convened pursuant to State and Local Law, does hereby declare as follows:

WHEREAS, pursuant to the New York State Real Property Tax Law the Petitioner herein, owner of real property designated on the Suffolk County Tax Map as District 206, Section 12, Block 2, Lots 1 and 2, having duly filed tax certiorari proceedings against such property for the 2013/14 through and including the 2017/18 tax years, and

WHEREAS, the Port Jefferson Village Assessor having reviewed and negotiated the case with Petitioner's representative is recommending settlement of said proceedings, and

WHEREAS, the Village of Port Jefferson and this Board are empowered by State and Local Law to compromise and otherwise settle legal claims against the Village, and the Village Assessor has provided an appropriate form Settlement Stipulation and approved the content therein:

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

1. The subject tax certiorari proceedings, filed in the name of the aforementioned Property owner owner-Petitioner are hereby settled, subject to the term of the attached Settlement Stipulation, for the 2013/14 through and including the 2017/18 tax years, for a total refund of FOUR THOUSAND FIVE HUNDRED DOLLARS AND XX/00 CENTS (\$4,500.00) with a reduction of the current aggregate assessments from \$19,600 on the 2017/18 assessment roll to \$16,500 on the 2018/19 assessment roll for the aforementioned lots; and
2. The Village attorney is hereby authorized to execute said Stipulation on behalf of the Village based on the aforementioned terms of settlement, and
3. The Village Assessor is hereby authorized to make the necessary assessment adjustments, if any, and to record the terms of settlement, as may be required or appropriate, and to take necessary action in connection with the settlement, and
4. The Village Treasurer is hereby authorized to issue payment to the Petitioner's counsel, KOEPPPEL MARTEN LEISTMAN, on behalf of Petitioner, and instructed to do so in accordance with the terms of the Settlement; and
5. This Resolution shall take effect immediately.

8. Approve the following resolution to settle pending outstanding tax certiorari as recommended by Village Assessor Paul Damato :

**RESOLUTION**

**TO SETTLED OUTSTANDING TAX CERTIORARI PROCEEDINGS PENDING AGAINST THE VILLAGE OF PORT JEFFERSON IN CONNECTION WITH PROPERTY OWNED BY MRR REAL ESTATE HOLDINGS, AND KNOWN AS DISTRICT 206, SECTION 16, BLOCK 8, AND LOT 33.**

The Board of Trustees of the Incorporated Village of Port Jefferson, duly convened pursuant to State and Local Law, does hereby declare as follows:

WHEREAS, pursuant to the New York State Real Property Tax Law the Petitioner herein, owner of real property designated on the Suffolk County Tax Map as District 206, Section 16, Block 8, Lot 33, having duly filed tax certiorari proceedings against such property for the 2012/13 through and including the 2017/18 tax years, and WHEREAS, the Port Jefferson Village Assessor having reviewed and negotiated the case with Petitioner’s representative is recommending settlement of said proceedings, and

WHEREAS, the Village of Port Jefferson and this Board are empowered by State and Local Law to compromise and otherwise settle legal claims against the Village, and the Village Assessor has provided an appropriate form Settlement Stipulation and approved the content therein:

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

1. The subject tax certiorari proceedings, filed in the name of the aforementioned Property owner-Petitioner are hereby settled, subject to the term of the attached Settlement Stipulation, for the 2012/13 through and including the 2017/18 tax years for a total refund of FOUR THOUSAND EIGHT HUNDRED DOLLARS AND XX/00 CENTS (\$4,800.00) with a reduction of the current assessment from \$9,375 on the 2017/18 assessment roll to \$7,200 on the 2018/19 tax roll for the aforementioned lot(s); and
2. The Village attorney is hereby authorized to execute said Stipulation on behalf of the Village based on the aforementioned terms of settlement, and
3. The Village Assessor is hereby authorized to make the necessary assessment adjustments, if any, and to record the terms of settlement, as may be required or appropriate, and to take necessary action in connection with the settlement, and
4. The Village Treasurer is hereby authorized to issue payment to the Petitioner’s counsel, KOEPPPEL MARTONE LIESTMAN, L.L.P., on behalf of Petitioner, and instructed to do so in accordance with the terms of the Settlement; and
5. This Resolution shall take effect immediately.

9. Approve the following Resolution

**RESOLUTION**

**ESTABLISHING STORAGE FEES AND A MINIMUM BID FOR THE SALE OF SEIZED KAYAKS AND ABANDONED VESSELS**

The Board of Trustees of the Incorporated Village of Port Jefferson, duly convened, does hereby declare as follows:

**WHEREAS**, by prior Resolution, the Board added Chapter 246 to the Village Code to regulate abandoned kayaks and other vessels; and

**WHEREAS**, the Board has developed procedures for the collection and disposition of abandoned vessels on beaches and other public property within the Village; and

**WHEREAS**, by prior Resolution dated October 3, 2016, the Board set forth fees for the removal and storage of abandoned vessels and now wishes to amend those fees.

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

1. The fee for removal of an abandoned vessel shall be \$25.00, or the actual cost of removal, whichever is greater.
2. The fee for storage of a vessel shall be \$1.00 per day.
3. Any abandoned vessel proposed for sale under Section 246-5 shall be scheduled for public sale in accordance with Chapter 246 at a minimum opening bid of \$75.00 or the actual cost of removal/storage, whichever is less; and **THAT**, this Resolution shall take effect immediately.

10. Approve the warrants as presented by Treasurer Mordente and approved by claims auditor Carlson:

FUND	AMOUNT	DATE	CHECK
<b>General</b>	<b>\$ 437.70</b>	<b>10/4/17</b>	<b>031747-031748</b>
<b>General</b>	<b>\$ 51,756.77</b>	<b>10/16/17</b>	<b>031749-031789</b>
<b>General</b>	<b>\$ 17,519.82</b>	<b>10/16/17</b>	<b>031790-031813</b>
<b>PJCC</b>	<b>\$ 21,675.06</b>	<b>10/16/17</b>	<b>20923-20938</b>
<b>Trust</b>	<b>\$ 2,290.00</b>	<b>10/16/17</b>	<b>002668-002671</b>
<b>Capital</b>	<b>\$ 13,674.90</b>	<b>10/16/17</b>	<b>1850-1855</b>

- Motion by Mayor Garant second Trustee LaPointe, to approve Action Items 1-10 and table items 7 & 8. Motion passed 4/0

## **II. EXECUTIVE SESSION**

- Motion by Mayor Garant, second by Trustee Loucks to go into executive session at 4:10 to discuss an employee matter, contract matter, and personnel.  
Motion passed 4/0
- Motion by Trustee Loucks second by Mayor Garant to come out of executive session at 5:28pm.  
Motion passed 4/0

## **III. ADJOURN**

- Motion by Trustee LaPointe, second by Trustee Miller, to adjourn the meeting at 5:28pm.  
Motion passed 4/0

Respectfully Submitted

Robert J. Juliano  
Village Clerk