



**Minutes**  
**Business Meeting 6:00 PM**  
**Public Forum/ Public Hearing 7:00 PM**  
**Village Hall**  
**May 7, 2018**

Approved: Action items 1-16.

Approved: Building Dept. fund transfer

Approved: ADA Compliance permit policy change

Approved: Close public hearing at 8:35PM

Approved: concerning section 250-27(B) 50-27D(1)(g), AND 250-18F(4)(a)(1), AND CHAPTER 250 ATTACHMENTS 2 AND 4 PILOP.

Approved: Close the public forum at 9:15PM

Approved: Adjourn the meeting at 9:16PM

Mayor Garant called the meeting to order at 6:00PM.

**ATTENDANCE:**

Mayor Garant, Trustees D'Abramo, Loucks, LaPointe (excused 8:15PM), Miller  
Village Attorney Egan, Village Treasurer Mordente, Village Administrator/Clerk Juliano,  
Village Administrative Assistant Carmody, Excused: Village Deputy Clerk Sakovich

**I. Business Meeting:**

**Action Items:**

1. Approve the Minutes of April 16, 2018.
2. Approve the recommendation of Alison LaPointe to hire Neil Thompson to work as consultant for 3 five hour workdays p/week at \$45.00 p/hr. after he retires.
3. Approve the recommendation of Renee Lemmerman to hire Jack McGorry Recreation Aide at \$12p/hr. for PJCC Tennis Maintenance.
4. Approve the following summer hours for the Parks Department effective Memorial Day Through Labor Day:  
\* Brian Rowe Shift Foreman and Andrew Wentz-----7:00AM to 3:30 PM  
\* Dave Melious, Rocco Wentz, Phil Giannetto, Kevin Fantigrossi, Casey Werner, Caran Markson -6:00 AM to 2:30 PM
5. Approve the hiring of Village Election Workers for the June 20, 2017 Village Election to be held at the Village Center - Chairperson - Mary Moore at \$12.50/ hour. Inspectors/ Workers - Mickie Ackerman, Caroline Ennis, Debbie Frank, Elaine Freda, Maureen Kit, Peggy Smith, Nancy Lustig, Peggy Sheprow, Rita Pederson, Rosemarie Seitelman, Monica D Williams, Monica B Williams, Sandy Zamek, Joan Fortgang, Claire Lee, Irene Siegal, Peggi Battaglia, and Anita Spencer at \$11.00/ hour. All requested salaries are within the budget.
6. Accept the resignation of Sharon Hedlund with regret, effective 5/4/18.
7. Accept the resignation of Pete Matura with regret, effective 4/28/18.
8. Accept the resignation of Kevin Rodriquez with regret, effective 4/26/18.
9. Approve the request of The Nature Conservancy to use the Village Hall Court room on May 31<sup>st</sup>, 2018, from 6:00pm through 8:00pm, to discuss the Long Island Sound Blue Plan, a Marine Spatial Plan being developed by the State of Connecticut in coordination with New York DEC and DOS. This presentation is being sponsored by Suffolk County.
10. Approve lowest Bid#0102-2018 from Stevens 112 Ford to purchase a F250 for DPW in an amount of \$43,300.00. This is a replacement vehicle paid for through insurance reimbursement.
11. Approve bid received from VS House of Carpets, Inc. to furnish and install wall to wall carpeting at the PJCC completely cemented down. Remove existing cemented down carpet in all areas. Installation includes all necessary edgings. Minor floor prep included. No additional charge for step labor in an amount not to exceed \$52,400.00 to be paid from PJCC Improvement - Capital Budget Account
12. Accept the proposal from DFO Construction to redesign the back staircase and waste trap at the Chamber of Commerce in an amount not to exceed \$1,800.00 paid from Capital Budget.
13. Approve the following Tax Certiorari resolutions

**A. RESOLUTION**

**TO SETTLED OUTSTANDING TAX CERTIORARI PROCEEDINGS PENDING AGAINST THE VILLAGE OF PORT JEFFERSON IN CONNECTION WITH PROPERTY OWNED BY GERASIMOS GROUP LLC AND KNOWN AS DISTRICT 206, SECTION 12, BLOCK 2, AND LOT 27.**

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, Lot 27, having duly filed tax certiorari proceedings against such property for the 2011/12 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,

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 2011/12 through and including the 2017/18 tax years for a total refund payment of THREE THOUSAND DOLLARS AND XX/00 CENTS (\$3,000}, paid within 60 days of execution of the settlement stipulation, with a reduction of the current assessment from \$11,250 to \$10,000 on the 2018/19 assessment roll for the aforementioned lot; and  
The Village attorney is hereby authorized to execute said Stipulation on behalf of the Village based on the aforementioned terms of settlement; and  
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  
The Village Treasurer is hereby authorized to issue payment to the Petitioner's counsel, CRONIN & CRONIN LAW FIRM PLLC on behalf of Petitioner, and instructed to do so in accordance with the terms of the Settlement; and  
This Resolution shall take effect immediately.

**B. RESOLUTION**

**TO SETTLE OUTSTANDING TAX CERTIORARI PROCEEDINGS PENDING AGAINST THE VILLAGE OF PORT JEFFERSON IN CONNECTION WITH PROPERTY OWNED BY 40 NORTH COUNTRY LLC AND KNOWN AS DISTRICT 206, SECTION 21, BLOCK 5, AND LOT 22.**

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 21, Block 5, Lot 22, having duly filed tax certiorari proceedings against such property for the 2011/12 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,

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 2011/12 through and including the 2017/18 tax years for a total payment of ELEVENT THOUSAND DOLLARS AND XX/00 CENTS (\$11,000), including a refund of \$9,000, paid in two equal installments, the first within 60 days of execution of the settlement stipulation, and the second no later than the following August 1<sup>st</sup>, and tax savings (a reduced bill) compensating for TWO THOUSAND DOLLARS for one year, with a reduction of the current assessment from \$15,100 to \$9,500 on the 2018/19 assessment roll for the aforementioned lot(s); and

The Village attorney is hereby authorized to execute said Stipulation on behalf of the Village based on the aforementioned terms of settlement; and

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

The Village Treasurer is hereby authorized to issue payment to the Petitioner's counsel, CRONIN & CRONIN LAW FIRM PLLC, on behalf of Petitioner, and instructed to do so in accordance with the terms of the Settlement; and

This Resolution shall take effect immediately.

**C. RESOLUTION**

**TO SETTLE OUTSTANDING TAX CERTIORARI PROCEEDINGS PENDING AGAINST THE VILLAGE OF PORT JEFFERSON IN CONNECTION WITH PROPERTY OWNED BY PLAZA 414 ASSOCIATES LLP, AND KNOWN AS DISTRICT 206, SECTION 12, BLOCK 9, AND LOTS 4, 8.5, 8.6, 8.7.**

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 9, Lot(s)4, 8.5, 8.6, 8.7 having duly filed tax certiorari proceedings against such property for the 2009/10 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,

The subject tax certiorari proceedings, filed in the name of the aforementioned Property Owner-Petitioner are hereby settled, subject to the terms of the attached Settlement Stipulation, for the 2009/10 through and including the 2017/18 tax years for a total SIX THOUSAND DOLLARS ,including a refund of FOUR THOUSAND DOLLARS AND XX/00 CENTS (\$4,000) in two equal installments, the first within 60 days of execution of the settlement stipulation and the second no later than the following August 1<sup>st</sup> and tax savings (a reduced bill) compensating for TWO THOUSAND DOLLARS (\$2,000) for one year, and with a reduction of the current aggregate assessments from \$24,250 on the 2017/18 assessment roll to \$23,000 on the 2018/19 assessment roll for the aforementioned lots; and

The Village attorney is hereby authorized to execute said Stipulation on behalf of the Village based on the aforementioned terms of settlement; and

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

The Village Treasurer is hereby authorized to issue payment to the Petitioner’s counsel, CRON & CRONIN LAW FIRM PLLC, on behalf of Petitioner, and instructed to do so in accordance with the terms of the Settlement; and This Resolution shall take effect immediately.

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

FUND	AMOUNT	DATE	CHECK
General	\$ 28,031.67	4/18/18	ACH
General	\$ 317,408.07	5/7/18	032595-032654
General	\$ 158,472.85	5/7/18	032655-032677
PJCC	\$ 5,209.61	4/19/18	ACH
PJCC	\$ 10,011.00	4/27/18	021224-021225
PJCC	\$ 44,853.88	5/7/18	021226-021250
Trust	\$ 500.00	4/13/18	002774-002775
Trust	\$ 8,209.42	5/7/18	002776-002782
Capital	\$ 20,300.08	5/7/18	1919-1926

15. Approve the Map & Report for the extension of Mt. Sinai Ambulance District to include Villages of Port Jefferson and Belle Terre as presented by KPC Planning Services Inc. and authorize presentation to the Town of Brookhaven.
16. Approve BID PILOT Valet Parking Program to use Village Hall parking lot from Memorial through Labor Day, Friday and Saturday 5pm – 12am pursuant to 2017 contract. Port Jefferson Village reserves the right to revoke this authorization at any time for any reason.

- **Motion by Mayor Garant second Trustee LaPointe, to approve Action Items 1-16.**  
Motion 5/0
- **Motion by Trustee D’Abramo second Trustee Loucks, to approve the request of Alison LaPointe to make budget adjustments to cover overages on various budget lines totaling \$34,750.00.**  
Motion passed 5/0
- **Motion by Trustee D’Abramo second Mayor Garant, to change policy for building permit applications. The Building Department is authorized to accept and act upon a building permit application for a property that has open violations only if the application being sought is to make the property ADA Compliant.**  
Motion passed 5/0

**II. Public Forum**

**a. Port Jefferson School District Proposed Budget Presentation**

**b. PUBLIC HEARING:**

**TO AMEND SECTIONS 250-27B, 250-27D(1)(g), AND 250-18F(4)(a)(1), AND CHAPTER 250 ATTACHMENTS 2 AND 4 OF THE VILLAGE CODE TO REMOVE PROVISIONS CONTRADICTING THE PILOP LAW AND CONFORM THE PARKING AND C-1 HEIGHT PROVISIONS WITH THE COMPREHENSIVE PLAN UPDATE,**

- **Motion by Mayor Garant, second Trustee D’Abramo to close the Public Hearing at 8:35PM.**  
Motion passed 4/0
- **Motion by Mayor Garant, second Trustee Miller to approve the Public Hearing concerning section 250-27(B) PILOP.**  
Motion passed 4/0

**c. BOARD REPORTS**

**d. PUBLIC SAFETY – Floor open for Public Safety Comments.**

- **Motion by Mayor Garant, second Trustee Loucks to close the public forum at 9:15PM.**  
Motion passed 4/0

**III. Adjourn**

- **Motion by Mayor Garant, second by Trustee Loucks, to adjourn the meeting at 9:16PM.**  
Motion approved 4/0

Respectfully Submitted

Robert J. Juliano  
Village Clerk