



**Minutes
Business Meeting
Village Hall
September 3, 2019 – 6:00 PM**

Summary -

- Approved: Action items 1 – 15, Table Items 6 & 11
Approved: Close the public hearing at 7:58 p.m.
Approved: Close the public session at 8:25 p.m.
Approved: Go into Executive Session at 8:40 p.m.
Approved: Come out of Executive Session at 8:52 p.m.
Approved: Adjourn the meeting at 8:53 p.m.

Mayor Garant called the meeting to order at 6:02 PM.

ATTENDANCE:

**Mayor Garant, Trustees Loucks, D'Abramo, Miller, Snaden ,
Village Attorney Bianco, Acting Village Administrator/Clerk Sakovich, Village Deputy Clerk Sakovich,
Village Treasurer Mordente , Village Deputy Treasurer Ferrante**

I. Appointment

1. Presentation being made by Fitness and Nutrition Manager, Samantha Sapienza regarding Fitness Center at the Country Club.

II. Action Items:

1. Approve the minutes of August 19, 2019
2. Approve Brian Hoerger for position of Maintenance Mechanic II at an annual salary of \$41,000.
3. At the request of Fred Leute, approve Rita Dioguardi as Office Assistant for the Code Bureau at a salary of \$30,728.50.
4. Approve the request of Renee Lemmerman to hire Chloe Simunek at \$12.00/hour as a lifeguard.
5. At the request of Trustee Bruce Miller, approval to waive the \$500 building permit fee to Jay & Patty Fetter for pool clearing on their property at 107 Scraggy Hill Road.
6. Approve the \$15,000.00 proposal from Land Design for Port Jefferson Uptown Development, Project Coordination for 2019 Program Oversight, Management and Coordination of Master Development Plan.
7. Approve the request of Alison Lapointe, for attendance at Coastal Resiliency Training on October 29, 2019 at the Courtyard by Marriot in Ronkonkoma at a cost of \$269.00 per person for Alison LaPointe, Tony Bertolotti, Lisa Rickmers and Jen Sigler.
8. Approve at the request of the Parking Department to enter into agreement with Suffolk Transportation Inc to act as the Village Jitney at \$75.00 an hour all inclusive.
9. Approve the request of the Parking Department for Kevin Wood to attend and travel to the annual NYS parking conference in Saratoga on October 9 – 11, 2019 including travel and hotel.

10. Approve the appointment of Michelle Ferrante as the official Town of Brookhaven CDBG representative to prepare and sign all documentation for the CDBG program.
11. Approve the replacement and installation of a Central Air Conditioning system at the DPW location for the replacement of two 16 SEER units at a cost not to exceed \$15,500.00 by Command Air Mechanical, Inc.
12. Set a public hearing date of October 7th, 2019 to amend Section 250-31 (J) (2) of the Village Code to reduce the period after which an illegal sign must be removed to five days after receipt of notice.
13. Approve the following resolution:

Municipal Resolution

NYS DASNY – Project ID#6591

Expansion of the Public Works Maintenance and Storage Facility

September 3, 2019

WHEREAS, the Village of Port Jefferson is always desirous to improve the economy and quality of life within the Village of Port Jefferson and WHEREAS, through the Dormitory Authority of the State of New York State and Municipal Facilities Program (SAM), New York State participates with local governments in the development, support and funding of capital projects; and

WHEREAS, as part of the DASNY grant management process in conformity with Port Jefferson's local development plans the State of NY requires a resolution of the Port Jefferson Village Board showing local support for the proposed DASNY project and that the project: (a) is an appropriate fund for the project; (b) facilitates effective and efficient use of existing and future public resources, and (c) develops and enhances infrastructure and/or facilities.

Further, the expansion of the Public Works Maintenance and Storage Facility is in keeping with local land use controls. Consequently, the proposed project is classified as a Type 2 action under 617.5(c)(7) and, therefore, exempt from SEQR. No EAF is required.

Type II 617.5(C)(7) construction or expansion of a primary or accessory/ appurtenant, non-residential structure or facility involving less than 4,000 square feet of gross floor area and not involving a change in zoning or a use variance and consistent with local land use controls, but not radio communication or microwave transmission facilities;

NOW THEREFORE, BE IT RESOLVED, that the Village Board of the Village of Port Jefferson hereby states its support of the DASNY SAM grant award for \$450,000 for the expansion of the public works maintenance and storage facility , and be it further

RESOLVED, that the Port Jefferson Village Board authorizes the Mayor and/or Deputy to sign any and all necessary documents, including but not limited to the required easement/lease documents and an intermunicipal agreement, subject to review and approval of the Village Attorney, to participate in the above referenced program.

14. Approve the following Resolution:

RESOLUTION

TO SETTLE OUTSTANDING TAX CERTIORARI PROCEEDINGS PENDING AGAINST THE VILLAGE OF PORT JEFFERSON IN CONNECTION WITH PROPERTY OWNED BY DANIEL CONTI INC. AND KNOWN AS DISTRICT 206, SECTION 17, BLOCK 7, AND LOT 1.002.

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 17, Block 7, Lot 1.002 having duly filed tax certiorari proceedings against such property for the 2015/16 and including the 2019/20 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 2015/16 through and including the 2019/20 tax years for a payment of ONE THOUSAND SEVEN HUNDRED DOLLARS AND XX/00 CENTS (\$1,700.00), including a single refund payment of \$1,700; and
2. Said settlement will also include a reduction of the current \$12,200 assessment to \$9,700 beginning with the 2020/21 assessment roll;
3. The Village attorney is hereby authorized to execute said Stipulation on behalf of the Village based on the aforementioned terms of settlement; and
4. 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
5. 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
6. This Resolution shall take effect immediately.

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

FUND	AMOUNT	DATE	CHECK
General	\$ 21,941.04	08/23/19	ACH
General	\$ 93,360.87	09/03/19	034841-034901
PJCC	\$ 8,139.85	08/27/19	ACH
PJCC	\$ 22,206.13	09/03/19	022061-022089
Trust	\$ 3,912.48	09/03/19	003015-003022
Capital	\$ 11,416.75	09/03/19	2128-2132

- Motion passed by Margot Garant , second by Stan Loucks to approve Action Items 1 – 5, Table item #6, approve Action Items 7 – 10, Table Item #11, Approve Action Items 12 - 15

III. PUBLIC HEARINGS

- a) **TO AMEND SECTION 250-9 OF CHAPTER 250 OF THE VILLAGE CODE TO DEFINE THE TERM “JUNKYARD”.**

Motion by Mayor Garant, second by Bruce Miller to Approve the amendment of the Village Code to define the term “junkyard”. Motion passed 5/0

Motion by Mayor Garant, second by Bruce D’Abramo to Close the Public Hearing at 7:27 PM.

- b) **TO AMEND SECTION 250-52(D)(4)(k) OF THE VILLAGE CODE TO CLARIFY THE USE OF THE TERMS “PARKLAND” AND “RECREATIONAL FACILITIES” IN SITE PLAN REVIEW.**

Motion by Mayor Garant, second by Bruce D’Abramo to Approve the amendment of the Village Code to clarify the use of the terms “parkland” and “recreational facilities” in site plan review

Motion by Mayor Garant, second by Bruce Miller to Close the Public Hearing at 7:49 PM. Motion passed 5/0

- c) **TO AMEND SECTION 250-27(B) OF THE VILLAGE CODE TO REQUIRE THE PAYMENT IN LIEU PARKING FEE FOR SITE PLAN APPROVALS THAT REDUCE ON-STREET OR MUNICIPAL PARKING.**

Motion by Mayor Garant, second by Bruce D’Abramo to Approve the amendment of the Village Code to require the payment in lieu of parking fee for site plan approvals that reduce on-street or municipal parking. Motion passed 5/0

- Motion by Mayor Garant, second by Stan Loucks to Close the Public Hearing at 7:58 PM.

IV. EXECUTIVE SESSION

- Motion by Mayor Garant , second by Stan Loucks to go into executive session at 8:40 p.m.
- Motion by Mayor Garant, second by Bruce D’Abramo to come out of executive session at 8:52 p.m.

V. ADJOURN

- Motion by Mayor Garant , second by Stan Loucks, to adjourn the meeting at 8:53 p.m.