

**THE MINUTES
FOR THE MARCH 6, 2018
MEETING OF THE BOARD OF TRUSTEES
OF THE INCORPORATED VILLAGE OF NORTHPORT
REGULAR MEETING
6:00 PM.**

Present: Mayor Doll, Trustees McMullen, Maline, Milligan and Tobin Village Attorney Stuart Besen, Village Clerk Donna Koch, Administrator Tim Brojer, Treasurer Len Marchese Village, Police Chief Bill Ricca,

ANNOUNCEMENTS: no announcements.

PRESENTATIONS: no presentation.

PUBLIC HEARINGS: no public hearings.

PUBLIC PARTICIPATION:

Effie Huber mentioned the erosion in the park and questioned what was being done about it. Trustee Milligan responded that the Village is doing emergency repairs and need to meet with Huntington to go over long-term repairs. (that area of the park is leased from the Town).

Mr. Thomas of Crown Hill Rd. stated the recently installed speed signs along Laurel Rd. are not functioning. Mr. Brojer responded that sometimes the device is just gathering information and not displaying. He will look into the matter.

Betty Korner, stated to the Board she is against Bed & Breakfasts, feeling it is a business in a residential area. Ms. Korner also feels dogs should not be allowed in the park.

BOARD APPROVAL OF WARRANT:

On the motion of Trustee Milligan and seconded by Trustee Maline the following bills were approved for payment.

Fiscal Year 2017/2018 General Fund bills in the amount of \$ 10,794.52

On the motion of Trustee Tobin and seconded by Trustee McMullen the following bills were approved for payment.

Fiscal Year 2017/2018 Sewer Fund bills in the amount of \$ 9,068.71

On the motion of Trustee McMullen and seconded by Trustee Tobin the following bills were approved for payment.

Fiscal Year 2018/2019 General Fund bills in the amount of \$ 342,767.69

On the motion of Trustee McMullen and seconded by Trustee Maline the following bills were approved for payment.

Fiscal Year 2018/2019 Sewer Fund bills in the amount of \$ 1,379.00

On the motion of Trustee Maline and seconded by Trustee Milligan the following bills were approved for payment.

Fiscal Year 2018/2019 Capital Fund bills in the amount of \$22,783.75

COMMISSIONER REPORTS:

Trustee Maline reported there has been some erosion down at the park and along with Trustee Milligan they will meet with Huntington officials to see what can be done.

Trustee McMullen reported the sewer plant survived the storm well. A manhole on Bayview Ave will need to be replaced.

Trustee Tobin reported the new fiscal year has begun and the Treasurer's department is getting ready for the annual audit.

Trustee Milligan reported that with damage to the Woodbine Marina the Northport pump out boat will have to go to Huntington to empty. This will take roughly up to two hours. The Village is expected to take ownership of the new boat this spring but won't surplus the old boat till provisions are made in regards to where we will be able to empty.

Mayor Doll reported the Highway has been busy with potholes, sweeping, and the Jet-Vac has been out. After the last wind storm the Village was fortunate not to have lost any trees.

CHIEF OF POLICE REPORT:

In February of 2018 the Northport Police Department responded to 281 calls for service, issued summonses 229 and made 9 arrests.

As a result of the Parkland Fl. School shooting on February 14, 2018, I thought it would be a good time to give you an update on our preparedness for a similar incident.

Note: only the Ocean Avenue School and Laurel Avenue School are within the NPD jurisdiction. We will, of course, render immediate Mutual Aid to the Suffolk County Police Department (SCPD) should an event should occur anywhere in the region. Also, we are aware of the existence of preschools in our jurisdiction and we will be in contact with them as well.

Prior to 2/14/18:

1. Every Northport officer has received basic active shooter training. The principle

of this training is for the officers to immediately enter the area and engage the shooter; NOT to wait for the SWAT team. In doing this they are taught to resist the natural urge to assist the wounded, they are taught to advance to neutralize the threat. This training included the tactics to be used when entering the location. A team of four to five officers is preferred. This does not however preclude them from making entry with less than five officers, or even one officer alone, if the situation dictates.

2. Since 2013 our officers have taken part in active shooter training with officers from neighboring departments at many locations including: Nassau County Police Academy, Walt Whitman Mall, Walt Whitman High School, Deer Park High School and Harborfields High School.
3. NPD officers have taken part in additional active shooter training on at least five occasions at the Suffolk County Police Academy
4. Our officers have viewed in-service active shooter training videos several times since 2013.
5. Our department maintains copies of the Emergency Plan for each building in the Northport-East Northport district as well as both libraries in the district.
6. All NPD officers participated in an info session/walk through with school security at Ocean Avenue and Laurel Avenue Schools in 2016.
7. The department has had a long standing open communication policy with the district.
8. In 2017 the NPD entered into a training and presentation relationship with the SCPD Office of Homeland Security, active shooter scenarios being the main topic of concern. The church security presentation we hosted in 2017 was born of this relationship.
9. The department has obtained key fobs to all the school buildings in our jurisdiction.
10. The department has tactical ballistic vests and helmets as well as semi-automatic rifles and shotguns which can be deployed at an active shooter scene. All officers are trained in their use twice a year.

Since 2/14/18:

1. Communication between the school Superintendent and/or Head of Security has been on almost a daily basis since the Parkland shooting.
2. Members of our department were present at the school board meeting on March 1, 2016.
3. We met with the Superintendent, Head of School Security, SCPD Office of Homeland Security and the SCPD 2nd Pct. on March, 2 2018. The following initiatives were planned:
 - a. School district will provide us with updated copies of their Emergency Plans.
 - b. Conduct new rounds of school walk troughs to include dispatchers and Asharoken PD.

- c. Permission has been granted to use the schools for training our officers.
 - d. Joint drills will be planned with NPD and SCPD throughout the district.
 - e. Continued communication and meetings as needed.
 - f. Establishing gathering zones away from the schools to reunite students and parents in the event of an emergency.
4. In June Sgt. Hughes will attend a trainer level active shooter school given by the Federal Law Enforcement Training Center. He will be certified to conduct training and drills. Then we won't have to rely on SCPD or other agencies for this training.
 5. Members of our department were present at the SCPD Office of Homeland Security active shooter presentation to Northport-E. Northport school staff on March 6, 2018.
 6. We will provide continuing active shooter education for our Rank and File, to include hands on drills as well as classroom training.
 7. We will review, and update as needed, our department orders.

ADMINISTRATOR'S REPORT: Mr. Brojer reported the Village has come to an agreement with Suffolk County Water regarding street repairs. There is a resolution on to except the funds.

TREASURER'S REPORT: nothing to report this evening.

NEW BUSINESS: the owner of 200 Laurel Ave and 647 Fort Salonga Rd. requested the Board to enact legislation allowing for food drive-throughs along the highway business district. This would help him better advertise for valid tenants.

OLD BUSINESS: no old business.

CORRESPONDENCE:

- 1) Letter from Cow Harbor Race Committee.

REQUESTS: no requests.

RESOLUTIONS:

On the motion of Trustee Maline and seconded by Trustee McMullen with Trustee Milligan abstaining the following resolution was approved.

RESOLUTION 2018 -30 ~ APPROVAL OF THE FEBRUARY 20th, 2018 MINUTES

WHEREAS: Copies of the minutes of the February 20th, 2018, meeting were sent to the Board for approval, therefore,

BE IT RESOLVED that said minutes are approved without reading, at this time.

On the motion of Trustee Maline and seconded by Trustee McMullen the following resolution was unanimously approved.

RESOLUTION 2018 –31 ~SUFFOLK COUNTY WATER AUTHORITY RESTORATION FUNDS

BE IT RESOLVED: The Village hereby accepts funds from Suffolk County Water for restoration of the following roads:

Grove Street, Washington Place and Johnston Ave. ~ \$95,188.90

Ocean Ave. from Highland Ave. to Steers Ave ~ \$73,911.12

Ocean Ave. from Valley Rd. to Highland Ave. ~\$108,988.90

Douglas Ave. & McKinney Ave. ~ 32,133.30

On the motion of Trustee Tobin and seconded by Trustee Maline the following resolution was unanimously approved.

RESOLUTION 2018 – 32 ~ DECLARATION OF SURPLUS PROPERTY

WHEREAS: the Fire Commissioner has determined that the following equipment which is the property of the Incorporated Village of Northport be deemed surplus:

2010 Ford E~450 Medallion Type III Ambulance

SO THEREFORE, BE IT RESOLVED: this equipment is hereby declared surplus property, and

BE IT FURTHER RESOLVED: that the Commack Volunteer Ambulance Corp as made an offer of \$8,000 which the Village Board hereby accepts.

On the motion of Trustee Maline and seconded by Trustee McMullen the following resolution was unanimously approved.

RESOLUTION 2018-33 ~ NYHART

BE IT RESOLVED: The Mayor is hereby authorized to sign an agreement with NYHART to provide actuarial services in accordance with GASB 45, fiscal year ending February 28, 2019 in an amount not to exceed \$4900.00.

On the motion of Trustee Maline and seconded by Trustee McMullen the following resolution was unanimously approved.

RESOLUTION 2018- 34 ~ DECLARATION OF STATE OF EMERGENCY

WHEREAS: March 2, 2018 a major Nor'easter impacted the Northport Village area with high winds, tidal waves and coastal flooding, which caused damage to the Northport Village Waste Water Treatment Plant, and

WHEREAS: Due to the Nor'easter and the damage caused by said storm the Mayor has declared a State of Emergency effective midnight Friday March 1, 2018 though Midnight March 6, 2018, and

WHEREAS: the governor has declared a State of Emergency for certain regions within the State of New York, and

WHEREAS: the sewer Treatment Plant requires immediate repairs in order to continue its normal function for the safety and health of its residents, and

WHEREAS: due to the emergency situation and conditions the Board of Trustees authorizes the temporary suspension of the bidding process as it pertains to the repairs, clean up and any other function relating to the damage caused by the Nor'easter to the Northport Waste Water Treatment Plant.

On the motion of Trustee Maline and seconded by Trustee McMullen the following resolution was unanimously approved.

RESOLUTION 2018- 35 ~ SETTLEMENT OF TAX CERTIORARI LAWSUIT

WHEREAS, the Village of Northport is a party respondent in certain tax certiorari proceedings commenced by the property owner of property Known as The Alcyone Lodge located at 161 Main Street Northport, New York, a/k/a Tax Map numbers 404-9-2-36, for assessment years 2011/2012 through 2016/17 and,

WHEREAS, the property owners of said property commenced legal challenges claiming that the subject property has been and continues to be assessed at a value which exceeds the appraised value of the subject property in use for 2011/2012 through 2016/2017 tax years; and

WHEREAS, the Village Assessor, Village Attorney and Special Counsel have engaged in review of these legal challenges and the basis thereof, and have engaged in investigation and research of the value of the property for assessment purposes and have had negotiations with the attorneys for the property owners; and

WHEREAS, after a review of the relative merits of the petitioners' claims, the parties have agreed to settle the above tax certiorari claims on terms set forth on the Stipulation of Settlement,

NOW, THEREFORE, BE IT,

RESOLVED that the Board of Trustees hereby approves of and has no objection to the settlement of the claims of the petitioner, Alcyone Lodge #695 F&A.M. on the terms as set forth on the annexed Stipulation of Settlement, as in the best interests of the Village and its taxpayers, and, it is,

FURTHER RESOLVED, that the Village Attorney or Special Counsel is authorized and directed to execute the appropriate Stipulations of Settlement, and consent to the

entry of an Order or Judgment, if any, implementing the aforesaid settlement, and be it, **FURTHER RESOLVED**, that the Village Treasurer, is hereby authorized and directed to make the necessary arrangements, pursuant to the Local Finance Law or otherwise, for payment as agreed in the amount of \$5,000

On the motion of Trustee Maline and seconded by Trustee Milligan the following resolution was unanimously approved.

RESOLUTION 2018- 36 ~ SETTLEMENT OF TAX CERTIORARI LAWSUIT

WHEREAS, the Village of Northport is a party respondent in certain tax certiorari proceedings commenced by the property owner of property located at 200 Laurel Ave /687 Fort Salonga Rd Northport, New York, a/k/a Tax Map numbers 404-14-1-8.3 &8.4. for assessment years 2010/2011 through 2017/18 and,

WHEREAS, the property owners of said property commenced legal challenges claiming that the subject property has been and continues to be assessed at a value which exceeds the appraised value of the subject property in use for 2010/2011 through 2017/2018 tax years; and

WHEREAS, the Village Assessor, Village Attorney and Special Counsel have engaged in review of these legal challenges and the basis thereof, and have engaged in investigation and research of the value of the property for assessment purposes and have had negotiations with the attorneys for the property owners; and

WHEREAS, after a review of the relative merits of the petitioners' claims, the parties have agreed to settle the above tax certiorari claims on terms set forth on the Stipulation of Settlement,

NOW, THEREFORE, BE IT,

RESOLVED that the Board of Trustees hereby approves of and has no objection to the settlement of the claims of the petitioner, Northport Properties, LLC on the terms as set forth on the annexed Stipulation of Settlement, as in the best interests of the Village and its taxpayers, and, it is,

FURTHER RESOLVED, that the Village Attorney or Special Counsel is authorized and directed to execute the appropriate Stipulations of Settlement, and consent to the entry of an Order or Judgment, if any, implementing the aforesaid settlement, and be it,

FURTHER RESOLVED, that in accordance with the agreement, and as consented to by the Village Assessor, the 2018/19 assessment and Village tax bill shall be adjusted to reflect a new assessment of 11,600 (lot 8.3 of 6250 & lot 8.4 5350) for 2010/11 through 2018/19, and be it,

FURTHER RESOLVED, that the Village Treasurer, is hereby authorized and directed to make the necessary arrangements, pursuant to the Local Finance Law or otherwise, for payment as agreed in the amount of \$5,000.00.

On the motion of Trustee Maline and seconded by Trustee Tobin the Board moved into executive session 7:10 PM

On the motion of Trustee Tobin and seconded by Trustee Maline the Board moved out of executive session. 8:00 PM

On the motion of Trustee Maline and seconded by Trustee McMullen the following resolution was unanimously approved.

RESOLUTION 2018- 36~ J.R. HOLZMACHER

BE IT RESOLVED: the Village hereby retains the services of J.R. Holzmacher P.E., LLC For engineering plans and specifications for the Bluff Point/Steers Pit Waste Water Treatment project Wastewater Treatment Plant Influent Channel, at a cost not to exceed \$126,000.00 Subject to attorney review.

RESOLUTION 2018-37 ~SET PUBLIC HEARING ON ASHAROKEN FIRE CONTRACT

PLEASE TAKE NOTICE: a public hearing of the Board of Trustees of the Village of Northport will be held on March 21, 2018 at 6:00 PM in the Northport Village Hall 224 Main Street to consider the Asharoken Fire Agreement.

The next regular meeting of the Board of Trustees will be on March 21th, 2018 at 6:00 P.M

A RESOLUTION FOR AN EXECUTIVE SESSION: if necessary, for personnel and/or litigation matters.

Respectfully submitted,

Donna M. Koch
Village Clerk

