

**THE MINUTES
FOR THE JANUARY 7, 2020
MEETING OF THE BOARD OF TRUSTEES
OF THE INCORPORATED VILLAGE OF NORTHPORT
REGULAR MEETING
6:30 PM**

PRESENT: Mayor McMullen, Trustees, Maline, Milligan, Smith, Kehoe, Village Clerk Donna Koch, Village Treasurer Len Marchese, Village Attorney Stuart Besen, Police Chief Chris Hughes.

PUBLIC HEARINGS:

PLEASE TAKE NOTICE: That a public hearing of the Board of Trustees of the Village of Northport will be held on January 7, 2020 at 6:30 PM in the Northport Village Hall 224 Main Street to consider the 2020-2021 tentative budget.

On the motion of Trustee Maline and seconded by Trustee Smith the public hearing was opened.

Mr. Marchese gave an overview of the 2020-2021 budget stating this budget keeps the existing levels of government in place. There will be a 1.92 % increase.

Trustee Maline questioned if the 10% savings on the garbage contact could be used to lower the tax rate even further? Mr. Marchese explained that amount needs to stay in the budget in case the New York State Pension costs increase. Trustee Maline asked if we could use the \$50,000 budgeted for a new police car, instead using it for a desperately needed vehicle for the parks department. Mr. Marchese responded that once the budget is adopted, we can reallocate from the police vehicle line to the parks vehicle line.

Dave Weber question if the two new lines for sewer were reimbursable lines. Mr. Marchese responded yes.

Joe Sabia questioned the police overtime. Chief Hughes responded the overtime runs around 15% of the police budget and is there to cover any injuries or officers on vacation.

PUBLIC PARTICIPATION:

Joe Sabia asked if the compressor at the plank house has been raised? Mayor McMullen stated they are still looking into it. Mr. Sabia questioned if the hedges at the corner of Madison Street and Norwood Ave had been cut back. The Mayor stated he would look into it. Mr. Sabia stated for the record that in his opinion Trustee Kehoe's recent letter to the Observer and other papers (wherein he called Trustee Maline, OZ, and referred to the Village as the Damon and Jerry show) very disrespectful. We are all adults and we should be able to agree to disagree.

Effie Huber asked permission to once again do the flags down at the park from Memorial

Day thru the 4th of July. The Baird approved this request. Ms. Huber went on to say she feels Trustee Kehoe has violated his oath of office by doing all his “things” with the Village. Ms. Huber stated there is enough name calling in Washington and we don’t need it here. Blair Beaudet, questioned the costs of sludge removal. Mayor McMullen stated that’s the cost of running the plant. Mayor McMullen state the brewery pays a portion of those costs. Frank Cavagnaro, stated he doesn’t like the name calling. He wants everyone to work together.

Gene Spivak, questioned the Board as to what was going on with 51 Mariners Lane. He stated in two weeks it will have been one year since Mr. Kehoe started construction. Mr. Besen replied the Village has hired a special prosecutor, she is reviewing the case and is proceeding. When it comes to litigation or prosecution the law does not allow us to speak about it. Mr. Spivak requested that if demolition is ever done there that he be informed so he could be on there, protecting his property. Mayor McMullen stated he would inform the building department.

Dave Weber asked for an update on the search for a Fire Marshal. Mayor McMullen reported that the Village is working to get an IMA with Suffolk County. As of today, we have re-noticed the position on the Suffolk County Fire Chief’s Council website.

BOARD APPROVAL OF WARRANT:

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

Fiscal Year 2019/2020 General Fund bills in the amount of \$40,393.14

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

Fiscal Year 2019/2020 General Fund bills #2 in the amount of \$17,325.24

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

Fiscal Year 2019/2020 Sewer Fund bills in the amount of \$12,422.37

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

Fiscal Year 2019/2020 Capital Fund bills in the amount of \$12,250.00

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

Fiscal Year 2019/2020 Fire Department bills in the amount of \$8,209.69

BUSINESS/COMMISSIONER REPORTS:

1. February 18th meeting changed to February 25th, 2020. The Board agreed to this change.
2. March 17th, meeting changed to March 19th, 2020. The Board agreed to this change.

Trustee Milligan reported the electric is turned on at the pump station. We are still waiting for gas. We are looking at January 17th as the startup date. He and the Mayor will be attending at meeting of the Northport Water Quality meeting where the main topic will be the dredging of Northport Harbor.

Trustee Smith reported she has met with Holtzmacher Engineering to go over the lighting at the main park. She has also met with the school district on the shared services, where the school district will fuel up vehicles at the highway department. They (the school) are anxious to get this started.

Trustee Maline stated regarding the recent letter to the Observer; a search for a Village Administrator has been very mythical and transparent as it can be. We have discussed all the candidates very candidly in executive session where Trustee Kehoe was present. In the letter Mr. Kehoe implies the Village is hiding something. I can't share the details but we are working with Civil Service and doing background check and we won't go forward until that is complete. I am offended by the letter but I said my peace in the Observer. The consensus of the board is that we are trying to do something different. When we know what direction, we are going we will inform the public.

Trustee Kehoe reported the final parking study report is available. He will not advocate one way or the other. As far as 51 Mariners Lane, he has put the property up for sale with Cow Harbor Reality. He will be instructing his attorneys this week to drop the litigation. As far of the letter to the Observer and the Administrator position, "yes, we interviewed several people and yes, I was involved." Mr. Kehoe feels the Village hasn't put in the proper safeguards to a position that will oversee a large part of our budget. Mayor McMullen responded that there were checks and balances in place and they worked. Trustee Maline question why Trustee Kehoe used a letter to the Observer instead of just coming forward with his concerns.

CHIEF OF POLICE REPORT: In December of 2019 the Northport Police Department responded to 448 calls for service, issued 251 summonses and made 14 arrests.

In all of 2019 the Department responded to 5702 calls for service. Of those calls 512 were for medical assistance and 169 were motor vehicle crashes, 177 arrests were made, and 1135 parking summonses were issued.

FIRE DEPARTMENT REPORT: no report this evening.

REQUESTS: 1, Request from Visiting Nurse Services to hold "Run for the Health of It" Saturday May 9, 2020 from 8:00 am till 10:30 am. The Board approved this request.

RESOLUTIONS:

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

RESOLUTION 2020 -1 ~ APPROVAL OF THE DECEMBER 17, 2019 MINUTES

BE IT RESOLVED: The minutes of the December 17, 2020, meeting are hereby accepted.

The following resolution was put to a roll call vote:

Trustee Maline ~ YES

Trustee Smith ~ YES

Trustee Kehoe ~ YES

Mayor McMullen ~ YES

Trustee Milligan ~ YES

RESOLUTION 2020 - 2 ~ APPROVAL OF 2020-2021~ BUDGET

WHEREAS: The Board of Trustees has met at the time and place specified in the notice of hearing on the tentative budget and heard all persons desiring to be heard therefore,

BE IT RESOLVED: That the tentative budget for the fiscal year March 1, 2020 to February 28, 2021, as hereinafter set forth is hereby adopted and,

BE IT FURTHER RESOLVED: That there is hereby levied a tax of \$12,733,952 for said fiscal year, to which said budget is applicable upon the last completed assessment roll, and,

BE IT FURTHER RESOLVED: That the Village Clerk is authorized to extend and carry out upon the tax roll the amount to be collected from each of the persons named thereon.

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

RESOLUTION 2020 – 3~ FIRE DEPARTMENT PAYMENT

BE IT RESOLVED: The Village authorizes the transfer of \$43,775.00 from its portion of the Town of Huntington Fire Protection contract to be disbursed to the Northport Fire Department, said payment is consistent with past practices.

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

RESOLUTION 2020 – 4 ~ POLLING PLACE AND HOURS OF ELECTION

BE IT RESOLVED: that the General Election for the Incorporated Village of Northport will be held on Wednesday, March 18, 2020 between the hours of 6:00 a.m. and 9:00 p.m. The polling place for each election district shall be the Village Hall, 224 Main Street, Northport, NY 11768.

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

RESOLUTION 2020 –5~ FIRE CONTRACT WITH THE TOWN OF HUNTINGTON

BE IT RESOLVED: The Mayor is hereby authorized to execute an agreement with

the Town of Huntington to provide fire protection services for fire protection District No. 1 for a period of one year from January 1, 2020 through December 31, 2020 in the amount of one million five hundred and thirty-three thousand five hundred and seventy-one dollars and 00/100 dollars (\$1,533,571.00) and on such other terms and conditions as may be acceptable to the Village Attorney, subject to the approval of the volunteers of the Northport Fire Department as provided by law, and

WHEREAS, this is a type II Action pursuant to 6 N.Y.C.R.R. Section 617.5(c)(26), and, therefore, no further SEQRA review is required.

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

RESOLUTION 2020 - 6 ~ BID AWARD SANITATION CONTRACT

WHEREAS: sealed bids were received on December 13, 2019 by the Village Clerk on behalf of the Incorporated Village of Northport, 224 Main Street, Northport, NY 11768 for the 3-year (with two-year extension) Sanitation Contract and the same were opened publicly and read aloud, and

WHEREAS: Total Collection Services, Inc. 7 Doane Avenue, Port Jefferson Station, NY 11776 was the lowest qualified bidder, with a price of \$776,475.00 for the 2020/2021 year, \$776,475.00, for the 2021/2022 year, \$776,475.00 for 2023/2024 year (optional extensions \$776,475.00 for the 2024/2025 year and \$776,475.00 for the 2025/2026 year) now therefore

BE IT RESOLVED: that the Board of Trustees for the Incorporated Village of Northport hereby authorizes the Mayor to sign and execute the Sanitation Contract with Total Collection Services.

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

RESOLUTION 2020 -7~ BUDGET TRANSFER

BE IT RESOLVED: The Village Treasurer is hereby authorized to make the following budget transfers, see schedule A.

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

RESOLUTION 2020 - 8 ~ WELLNESS PROGRAM

BE IT RESOLVED: As part of the continued Wellness Program the Mayor is hereby authorized to sign an agreement with Jen Tzimas for Winter Yoga II at the Presbyterian Church for 10, one-hour sessions, (dates/times to be announced) at the rate of \$1400.00 for the ten sessions and

FURTHER RESOLVED: The Mayor is also authorized to sign an agreement with the Presbyterian Church to secure the Hardt room for ten, one-hour sessions, at the rate of

\$30 for a total of \$300., and

FURTHER RESOLVED: this is a Type II Action pursuant to 6 N.Y.C.R.R. Section 617.5(c)(26), and, therefore, no further SEQRA review is required.

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

RESOLUTION 2020 – 9 ~ CONSENT DECREE

WHEREAS, the Village of Northport was required to implement a Storm Water Management Program by January 8, 2008, as required by the MS4 permit;

WHEREAS, the Village of Northport failed to fully develop and implement a Storm Water Management Program by January 8, 2008;

WHEREAS, Northport has made improvements in its State pollutant Discharge Elimination System (SPDES) program, including upgrades to its sewer treatment plant and infrastructure and has fully cooperated with the Environmental Protection Agency (EPA);

WHEREAS, the Village of Northport recognizes that by entering into this Consent Judgment that has been negotiated in good faith, will avoid litigation costs, avoid potential astronomical penalties and is in the best interest of the Village of Northport and its residents

BE IT RESOLVED: The Mayor is hereby authorized to enter into a Consent Decree with the United States Department of Justice and its duly authorized representatives and to submit same for Court Approval and it be further resolved that The Village Treasurer upon receipt of a duly Ordered Consent Decree shall pay in an amount not to exceed \$125,000.00, one half (\$62,500.00) payable to the United States and one half (\$62,500.00) payable to New York State.

The next regular meeting of the Board of Trustees will be on January 21, 2020 at 6:30 P.M

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

Respectfully submitted,

Donna M. Koch
Village Clerk

INC VILLAGE OF
NORTHPORT
Budget Transfers

1/7/2020
2019-2020

AMOUNT	APPROPRIATION LINE FROM	APPROPRIATION LINE TO	AMOUNT
\$262.00	A.1440.0409 VILLAGE ADMIN MISC	A.1440.0200 VILLAGE ADMIN EQUIP	\$262.00
\$10,000.00	A.3120.0120 POLICE DISPATCH	A.3120.0101 POLICE OT	\$2,500.00
\$10,000.00	A.3410.0409 FIRE DEPT MISC	A.3410.0101 FIRE DEPT OT	\$10,000.00
\$500.00	A.3410.0418 FIRE DEPT RESCUE	A.3410.0111 FD TEMP SALARY	\$500.00
\$500.00	A.8664.0111.0001 CODE ENFORCEMENT FIRE	A.3620.0409 SAFETY INS MISC	\$500.00
\$5,000.00	A.5110.0111 HIGHWAY PT	A.5110.0112 HWY PD BENEFITS	\$5,000.00
\$10,000.00	A.7140.0409.0003 PARK GARDEN EXP	A.7140.0100 PARK SALARIES	\$300.00
\$200.00	A.7140.0409.0003 PARK GARDEN EXP	A.7140.0409.0006 PARK WELLNESS	\$200.00
\$4,000.00	A.8664.0111.0001 CODE ENFORCEMENT FIRE	A.8989.0400 ARCHES EXP	\$4,000.00

STATE OF NEW YORK)

ss:

COUNTY OF SUFFOLK)

I, Donna M. Koch, Village Clerk of the Incorporated Village of Northport, New York, do hereby certify that the foregoing is a copy of minutes adopted by the Board of Trustees of the Village of Northport at a regular meeting held on January 7th, 2020 with a quorum being present; that I have compared the same with the original thereof as recorded in the minutes of said meeting and the same is a true copy and transcript of such original and the whole thereof.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the seal of said Village this 17th, day of January, 2020.

Donna M. Koch
Village Clerk