

MINUTES
MARCH 17, 2021 – 6:00 PM.
MEETING OF THE BOARD OF TRUSTEES
OF THE INCORPORATED VILLAGE OF NORTHPORT
REGULAR MEETING

Zoom link for this meeting:

[Board of Trustees Zoom Meeting](#)

OPEN MEETING:

SALUTE TO THE FLAG:

ANNOUNCEMENTS: Pursuant to Election Law §15-126 Sub 44 the Village Clerk announced results of the special election of March 16th for that Judge Biunno has been elected to serve the remainder of Judge Senzer's term. Results are as follows:

Name:	Votes:
Hon. Mary Louise Biunno	87
Hon. Ralph W. Crafa	1
Hon. Paul Senzer	1

PRESENTATION: none

PUBLIC HEARINGS: none

BOARD APPROVAL OF WARRANT:

On the motion of Trustee Milligan and seconded by Trustee Kehoe the following bill was approved by all for payment:

Fiscal Year 2021/2022 General Fund Bills in the amount of \$177,791.93

On the motion of Trustee Kehoe and seconded by Trustee Smith the following bill was approved by all for payment:

Fiscal Year 2021/2022 General Fund Bill #2 – LOSAP \$325,000.00

On the motion of Trustee Smith and seconded by Trustee Milligan the following bill was approved by all for payment:

Fiscal Year 2021/2022 Sewer Fund Bills in the amount of \$6,829.21

On the motion of Trustee Weber and seconded by Trustee Smith the following bill was approved by all for payment:

Fiscal Year 2021/2022 Fire Dept. Bills in the amount \$9,573.66

On the motion of Trustee Smith and seconded by Trustee Kehoe the following bill was approved by all for payment:

Fiscal Year 2021/2022 Payroll Week (03/12/21) General Fund \$275,383.74

On the motion of Trustee Kehoe and seconded by Trustee Smith the following bill was approved by all for payment:

Fiscal Year 2021/2022 Payroll Week (03/12/21) Sewer Fund \$14,249.98

BUSINESS/COMMISSIONERS REPORTS:

Trustee Kehoe: No report

Trustee Milligan: We are hiring a police officer tonight under the plan where we are encouraging some older officers to retire, we have one officer retiring. The Chief interviewed several candidates and selected one who was also interviewed by the mayor and trustees. The officer hired is already trained, and will be active in time for the leaving officer to retire so the village will be fully staffed thus saving on overtime costs. This was great work by the chief in procuring the replacement and we welcome this officer and think he will be a great fit. We will also be voting to accept the police reform review report that will be going to the governor's office. Trustee Milligan reiterated what a great job the committee had done, the collaborative effort and time and effort that went in to it. He noted that people lent their professional services for this volunteer activity and we came out with a well-rounded, complete and thorough report that complies with the governor's orders and the department will be better for the information that was discovered and uncovered and the plans that we have going forward. This is one of those times where everything really just lined up and things just really worked out well. Last item is that we are scheduling a public hearing for a dock law to clarify and allow the zoning board to review variances to a law that we have with docks and accommodates for situations and room for language on variances. Trustee Kehoe requested to delay the public hearing as he is familiar with DEC and Army Corps of Engineer requirements and that the current code that will be amended may not be correct. Trustee Milligan assured him that he has a month to review and this is only to schedule the discussion. Trustee Kehoe will be doing additional homework on this item.

Trustee Smith: Started by apologizing for an interruption – she had been contacted mid call by NYS contact tracers since her daughter is currently quarantining. She reported that she, Trustee Weber along with teams from the DEC, Cornell and the Sewar treatment plant went out to check the sugar kelp and noted that there has been growth. The other locations on Long Island have minimal growth as well. In regards to Parks in general, bathrooms and plantings are being readied for spring and she is interviewing new yoga instructors for spring and summer programming.

Trustee Weber: No report

TREASURER REPORT: no report

CHIEF OF POLICE REPORT: no report

CORRESPONDENCE: None

REQUESTS: None

NOTICE:

RESOLUTIONS:

On the motion of Trustee Weber and seconded by Trustee Smith the following resolution was unanimously approved:

RESOLUTION: 2021 – 53 ~ APPROVAL OF THE MARCH 2, 2021 MINUTES

BE IT RESOLVED: The minutes of the March 2, 2021 meeting are hereby accepted.

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

RESOLUTION 2021 – 54 ~ POLICE OFFICER

BE IT RESOLVED: That the Village Board of Trustees hereby authorizes an offer of employment to Erik Jansen who has been certified by Suffolk County Civil Service and the Suffolk County Police Department applicant investigation unit to the position of Police Officer, and that upon such certification Erik Jansen shall receive all compensation and benefits associated with said position pursuant to the agreement between the Village and the Northport Police Benevolent Association, Inc, effective on or about March 18th, 2021.

WHEREAS: the offer of employment to the Northport Village Police Department 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 Smith and seconded by Trustee Milligan the following resolution was unanimously approved:

RESOLUTION 2021 – 55 ~ PARAMEDIC

BE IT RESOLVED: Brandon Rijo is hereby hired for the position of Paramedic for the Incorporated Village of Northport, and as with all applicants, Brandon Rijo will be subject to a background check and confirmation of all certifications necessary to hold the position of Paramedic.

WHEREAS: Paramedic Brandon Rijo will work no more than 17.5 hours a week at a rate of pay of \$26.00 per hour.

On the motion of Trustee Smith and seconded by Trustee Weber the following resolution was unanimously approved:

RESOLUTION 2021 – 56 ~ PARAMEDIC

BE IT RESOLVED: Karen Nadeau is hereby hired for the position of Paramedic for the Incorporated Village of Northport, and as with all applicants, Karen Nadeau will be subject to a background check and confirmation of all certifications necessary to hold the position of Paramedic.

WHEREAS: Paramedic Karen Nadeau will work no more than 17.5 hours a week at a rate of pay of \$26.00 per hour.

On the motion of Trustee Smith and seconded by Trustee Weber the following resolution was unanimously approved:

RESOLUTION 2021 – 57 ~ VILLAGE OF NORTHPORT PANDEMIC OPERATIONS PLAN

WHEREAS: The Village of Northport, has gathered information and has prepared the Village of Northport Pandemic Operations Plan with the assistance of New York State Guidance, CDC Guidelines and Suffolk County Guidance; and

WHEREAS: The Village of Northport Pandemic Operations Plan has been prepared in accordance with Chapter 168 of the Laws of 2020; and

WHEREAS: The Village of Northport has reviewed the Plan and the Plan will be updated not less than every five years;

BE IT RESOLVED: That the Northport Village Board hereby adopts the Village of Northport Pandemic Operations Plan and resolves to execute the actions of the Plan.

WHEREAS: the implementation of the COVID protocol plan is a Type II action pursuant to SEQRA section 617.5(c) 26 and no further SEQRA review is required at this time.

On the motion of Trustee Smith and seconded by Trustee Weber the following resolution was unanimously approved:

RESOLUTION 2021 – 58 ~ RENAMING SCHOOL STREET, NORTHPORT, NEW YORK AS FRANK CAVAGNARO WAY

WHEREAS, Frank Cavagnaro (November 18, 1938-December 10, 2020) was a proud lifelong resident of the Village of Northport and a pillar of the community;

WHEREAS, Mr. Cavagnaro was a long-standing business leader in the Village of Northport known for always helping out his tenants and being a benevolent landlord in the Village of Northport;

WHEREAS, Mr. Cavagnaro was a veteran of the United States Army who served honorably from 1956 to 1958 and thereafter in the United States reserves;

WHEREAS, Mr. Cavagnaro graduated from Northport High School in 1955 where he excelled in football and track and was named All County in 1955 and elected to the Northport High School Athletic Hall of Fame in 2017;

WHEREAS, Mr. Cavagnaro was a leader in the community as Governor of the Lions Club;

WHEREAS, the Cavagnaro Family donated the building at 215 Main Street, Northport, New York to the Northport Historical Society and Museum which is now its home: and

WHEREAS the subject of this resolution is not an action defined by 6 N.Y.C.R.R. Section 617.29b) and, therefore no SEQRA review is required.

NOW THEREFORE, the Northport Village Board of Trustees hereby renames School Street FRANK CAVAGNARO WAY in memory of Frank Cavagnaro.

Mayor McMullen commented that he will be scheduling a ceremony when the weather breaks and coordinating with Justine Cavagnaro, Frank's wife when the unveiling of the sign will take place. The mayor thanked all and commented that Frank was a mainstay in the village of Northport for decades and his family dating back to 1902. This recognizes not just Frank but the generations of family.

On the motion of Trustee Weber and seconded by Trustee Milligan the following resolution was presented with a waiver of the complete reading of the resolution. Trustee Kehoe apologized if his earlier comments were irritating but he again expressed concern whether Chapter 124-4 is currently legal. He concedes that the mayor wants the meeting scheduled but he will get a report from the DEC. Attorney Stu Besen commented that there is a current application to the zoning board for a dock that is over 100 ft. Trustee Kehoe noted there is a clipboard at the port office with Army Corps of Engineer public comments. Stu noted and Roland Buzard confirmed that the current application has NYSDEC approval but the Army Corps of Engineer approval is still in process.

The following resolution was approved with all in favor:

RESOLUTION 2021 – 59 ~ TO SCHEDULE A PUBLIC HEARING TO AMMEND SECTION 124-4 ENVIRONMENTAL PROTECTION STANDARDS FOR RESIDENTIAL RECREATIONAL MARINE STRUCTURES

PLEASE TAKE NOTICE: that a Public Hearing of the Village of Northport Board of Trustees will be held on April 20, 2021 at 6:00 p.m. to consider the proposed local law. Pursuant to the Governor’s Executive Order 103 the public hearing will be held via ZOOM and can be accessed through

[Board of Trustees Public Hearing Zoom Meeting](#)

Please register in advance for this meeting, after registering, you will receive a confirmation email containing information about joining the meeting.

Proposed Local Law “A” of 2021 A local law to amend Chapter 124-4 (A) Environmental protection standards for residential and recreational structures.

SECTION 124-4 ENVIORNMENTAL PROTECION STANDARDS FOR RESIDENTIAL RECREATIONAL MARINE STRUCTURES

A. Fixed pier, ramp and floating dock(s). The following standards and regulations shall apply to the design, construction and operation of a residential and/or recreational fixed pier, ramp and float as permitted under this chapter.

(1) The maximum overall length of a fixed pier, ramp and float dock structure shall be limited to a distance not to exceed 100 feet extending from a mean high water (MHW) mark to littoral property subject to the rights of the public to provide access for the use of underwater lands to obtain natural resources, including finfish and shellfish, and use of waterways for navigation, recreation and swimming. Measurements shall be taken from mean high water (MHW) line to extend seaward.

(2) the underside of joists supporting a fixed pier that extends seaward shall be elevated no less than four feet above mean high water.

(3) The deck of a fixed pier shall have a maximum surface width of 48 inches. All proposed decking shall permit the passage of light and water to the area below, unless

otherwise authorized by the New York State Department of Environmental Conservation (NYSDEC).

(4) The areas of the fixed platform/deck shall not exceed 100 square feet. A dock shall not exceed 100 feet in length and shall not exceed 4 feet in width.

i. Any application for a fixed pier, ramp, floating dock or fixed platform that seeks to exceed the maximum(s) permitted under Section 124-4(A) (1)(2)(3)(4) shall at the discretion of the Northport Village Board of Trustees be (a) heard by the Northport Village Board of Trustees or (b) referred to the Northport Village Zoning Board to review and act in accordance with the powers granted to them and pursuant to the criteria established Section 124-4(A)(4)(ii)

ii. Upon referral from the Northport Village Board of Trustees the Zoning Board shall review and act upon the application. The Zoning Board shall review shall include but not be limited to navigational safety issues; whether it will produce a detriment to the nearby properties; is the requested application to exceed the limits is substantial; is the proposed application adversely affect the physical and environmental conditions in the area and can the relief sought by the applicant be achieved by some other feasible method.

On the motion of Trustee Smith and seconded by Trustee Kehoe the following resolution was unanimously approved with a extra comments by Trustee Kehoe and Mayor McMullen to once again thank the individuals and committee involved for their effort and time involved.

RESOLUTION 2021 – 60 ~ APPROVAL OF THE NORTHPORT POLICE REVIEW AND REINVENTION COLLABORATIVE REPORT/PLAN

WHEREAS; On August 9, 2020 Northport Village Mayor Damon McMullen placed in formation the Northport Police Review Committee in compliance with Governor Cuomo’s Executive Order 203;

WHEREAS; The committee selected was comprised of a group of volunteers that reflected a wide variety of diverse stakeholders in the Village of Northport and surrounding community;

WHEREAS; The committee reviewed the policies and procedures of the Northport Village Police Department and drafted recommendations to improve and enhance the services provided by the Northport Village Police Department;

WHEREAS; The review of the policies and procedures and the recommendations of the committee were placed in the Police Reform and Reinvention collaborative report/plan;

WHEREAS; Members of the public have been offered to review the draft report and comment on the draft report; and

WHEREAS; the approval and adoption of the draft report is not an action defined by 6 N.Y.C.R.R. Section 617.2(b) and, therefore no further SEQRA review is required.

NOW THEREFORE: The Northport Village Board of Trustees has reviewed the draft report and hereby approves and adopts the Police Review and Reinvention Collaborative Report/Plan as meeting all of the requirements of the Governor’s Order #203 and authorizes the Mayor to sign the certification and submit the Northport Village Police Review and Reinvention Collaborative Report/Plan to the appropriate New York State Authority.

PUBLIC PARTICIPATION:

Joseph Sabia: wished everyone a Happy St. Patrick's Day and then thanked the Northport police for all the help and service they have given him in response to the multiple calls on the fish market between himself and his neighbors on Cherry Street. He asked about 2 pages of correspondence that one of the neighbors, Martha, had sent pertaining to the fish market. He stated that it was very informative and he wished it had been read publicly. He also commented about the 122 pages he obtained thru a FOIL requests over 7 months but still hasn't seen a site plan, survey or architectural drawings showing what is going to happen to the building or the grounds. He stated he couldn't imagine how this project had even gotten this far and they put an outside entrance 5 feet from the property line on Cherry St, how they punched thru the wall to change the building to make the pump house part of the building and that there is a set of stairs going upstairs. With all the violations with gas pipes, electric things hanging out of the meters, out of the panel, he stated that he felt this should have been shut down due to safety hazards along with the issue of people coming and going and not having a bathroom. He asked why after 7 months, this is still going on. He cited a reference of a violation in 1998 for the pump house where they should have gone to the planning and zoning board but never did and the pump house came down at that time. He asked again why is this continuing and why isn't it shut down until the building comes into compliance? He stated that today they put up a fence on Cherry street with no set back. Mr. Sabia again expressed his frustration and stated he was told by Newsday that he is disgruntled over losing the mayor race over 12 yrs ago. Mayor McMullen stated that he agreed that this comment was inappropriate as well. Mr. Sabia continued that he had a copy of a letter from the Dept. of Agriculture that they cannot shut down a project and pressure should be put upon the business owner by the building department to remedy the situation. Mr. Sabia continued to discuss how he has relied on the police department to resolve issues and threatening encounters with the owner. The Mayor responded that Mr. Sabia was given an opportunity to file charges with the police department but he chose not to. Mr. Sabia responded that he chose not to in an effort to de-escalate things. Mayor McMullen then stated that the village is doing everything we legally can to control the situation and bring the project into compliance with applications, permits and the work has been put into order.

There were no additional comments and the meeting was concluded at 6:43pm.

Respectfully submitted,

Amy Grandy
Village Clerk