

**MINUTES  
AUGUST 3, 2021 – 6:00 PM.**

**MEETING OF THE BOARD OF TRUSTEES  
OF THE INCORPORATED VILLAGE OF NORTHPORT  
REGULAR MEETING**

**Northport Village Hall – 224 Main Street, Northport, NY 11768**

PRESENT: Mayor McMullen, Trustee Kehoe, Trustee Weber, Village Attorneys Stuart Besen and Edward Gathman, Treasurer Len Marchese, Police Chief Chris Hughes, Assistant to the Mayor Don Tesoriero, Village Administrator Roland Buzard, Village Clerk Amy Grandy.

**OPEN MEETING:** Meeting called to order at 6:01pm by Mayor McMullen

**SALUTE TO THE FLAG:** The Pledge of Allegiance was recited.

**REQUESTS:**

**“Paint the Village Purple”** - in honor of National Recovery Month.

By Catherine Juliano - Project Coordinator, Northport-East Northport Community Drug and Alcohol Task Force – Start date: August 31, 2021

Ms. Juliano, a Northport resident, requested to display purple flags in the village in support of residents in recovery to highlight the nationwide celebration of recovery month. The Task Force would design and pay for all the flags and decorations. The Mayor commented that flags were currently being displayed by the Legion and would continue through Sept 11 and Cow Harbor Day would also but he offered his support. Trustee Weber offered to walk thru the park with them as well. The board unanimously approved their request. The mayor asked Roland to meet with them to finalize their plans.

**FireFly Gallery:** Plein Air Festival – August 28 & 29, 2021 (rain date Sept 4 & 5)

Katherine Liable and Drigo Morin, the managing partners of the Firefly Gallery requested to host a Plein Air Art pilot program in the village where artists are invited to visit the village and create art outside on Aug.28th & 29th. Artists would then be entered in a juried exhibit in the Firefly Gallery’s new exhibit space. The Mayor commented that there were past events hosted by the Northport Arts Coalition which was a not for profit. Trustee Kehoe also added that use of the public space should either be free or turned back to benefit the community and many other groups ask to use the village but are denied if it is a solely a business enterprise. The Board agreed to a free pilot for August and Ms. Liable will then work with Village Clerk Amy Grandy to plan an event for next spring.

**Model”A” Ford Club:** request for “Ice Cream Run” and car display in Village Park  
– Sunday, August 22 2021

Bruce Adams, a Northport resident, had sent a letter requesting permission for the Model ”A” Ford club to display about 6 vintage cars in the park. The cars would be parked on the west walkway and visitors can view, sit in and ask questions of the owners. The Mayor commented

that they have done this in the past and asked that Chief Hughes be notified and the group reminded to observe the CDC's recommended COVID protocols. The request was unanimously approved by the Board.

**PUBLIC HEARING:**

On the motion of Trustee Kehoe and seconded by Trustee Weber, the following public hearing was opened.

**THE VILLAGE BOARD HEREBY PROPOSES THE FOLLOWING LOCAL LAW INTRODUCTORY "J" of 2021- PLACEMENT OF STOP SIGNS**

Proposed addition to Chapter 282 "Vehicles and Traffic" Section 53, schedule V: Stop Intersections.

ADD:

<u>Stop Sign on</u>	<u>at intersection of</u>
Woodbine Ave – Southbound	Scudder Ave
Woodbine Ave – Northbound	Scudder Ave

Mayor McMullen started the comments by saying this move is supported by the Village Administrator since he has seen the difficulties of people trying to cross in that area and wants to address the best way to make it safe. Roland Buzard stated that there are striped crosswalks in the area and it heavily trafficked, blocked by parked cars and often used as a way to bypass Main St. He says there have been many near misses and the cross walk has no traffic control mechanism. He said that he has discussed this with Chief Hughes and there is a concern with traffic backing up and consistency if a seasonal light was installed. Chief Hughes presented a memo where he voiced concerns regarding people crossing between cars as they wait to get to a stop sign and an increase in rear end accidents as cars approach the stop signs. He checked records for the preceding 12 months and there were three accidents – all of which were side swipe accidents involving one moving car and a parked car and no pedestrian accidents. Trustee weber agreed with Chief Hughes.

Resident Effie Huber commented that people rarely stop at stop signs and mentioned that the crossing sign that had been there was actually run over and has not been returned to its proper position. Resident Joe Sabia added that pedestrians are the biggest issue and thought that adding a stop sign would create a debacle. Roland Buzard commented that the pedestrian crossing sign implies that the intersection is safe to cross at but without safety measures, the striping should not be redone. Mayor McMullen asked Chief Hughes to follow up with a traffic study.

On the motion of Trustee Weber and seconded by Trustee Kehoe, the public hearing was adjourned to October 5, 2021.

**BOARD APPROVAL OF WARRANTS:**

On the motion of Trustee Weber and seconded by Trustee Kehoe, the following warrant was approved.

Fiscal Year 2021/2022 General Fund bills in the amount of \$451,861.53

On the motion of Trustee Kehoe and seconded by Trustee Weber, the following warrant was approved.

Fiscal Year 2021/2022 Sewer Fund Bills in the amount of \$19,498.70

On the motion of Trustee Kehoe and seconded by Trustee Weber, the following warrant was approved.

Fiscal Year 2021/2022 Fire Dept. bills in the amount of \$43,616.32

On the motion of Trustee Weber and seconded by Trustee Kehoe, the following warrant was approved.

Fiscal Year 2021/2022 Payroll Week (07/30/2021) General Fund \$306,774.12  
On the motion of Trustee Kehoe and seconded by Trustee Weber, the following warrant was approved.  
Fiscal Year 2021/2022 Payroll Week (07/30/2021) Sewer Fund \$14,421.97

**BUSINESS/COMMISSIONERS REPORTS:**

The first report was made by Don Tesoriero regarding the 2 submissions for Federal Funding thru Congressman Suozzi's office - one was for dredging of Northport Harbor and the other to address MS4/Storm Harbor runoff. The storm water application addresses locations adjacent to Main St to divert water with expected funding of \$4.6 million has been approved by the House and is going to the Senate for a vote. The funding associated to the dredging was not approved but is still being explored thru other programs. The mayor also commented that

Don also added that the DOJ judgement a year ago against Northport Village is almost complete with testing and tracking. The proper infrastructure is now in place to continue to better manage storm water quality issues. Attorney Stu Besen added that it was a consent decree and an application by the EPA to the court to release the Village.

Trustee Kehoe reported that as an advocate for local businesses, he has become involved with Rob Calarco the Presiding Officer of The Suffolk County Legislature and the LIA regarding preparing local companies to get retrained and become involved with new power technologies. He has been started a 3-week program at the Advanced Energy Research and Technology Center at Stony Brook and is hoping to see if there are contract opportunities for local businesses.

Trustee Weber reported that the Highway department has started the construction and restoration of Woodbine Ave. He also reported that 100,000 oysters have been transferred to the FLUPSY docks. He relayed that the head of the Cornell program complimented the quality of the docks as the best she has seen. The last project he spoke of was the beautification of the front of Village Hall and the help he is receiving from the local non-profit Northport Native Garden Initiative, which has redesigned and will be replanting the gardens at no cost to the Village. Their plan will incorporate educational and service components as well and if successful can be extended to other areas as well. Sarah Abbass spoke on behalf of the cofounders of the Initiative who spoke to the benefit of native plants to the local ecosystem, pollinators, erosion control, carbon and nitrate filtration and adaptability. She discussed how they took into consideration the conditions of the area, the slope and the appeal and repetition of color as well as placement and signage. They also met with Roland Buzard to plan the maintenance and long-term goals for the gardens.

**TREASURER REPORT:**

Len Marchese reported that the AUD was filed on time and that the audit was complete and the report should be ready for presentation by the next board meeting.

**CHIEF OF POLICE REPORT:**

Chief Hughes reported that in July the Police department responded to 516 calls for service, issued 193 summonses and made 12 arrests. He distributed his monthly detail reports to the Mayor and Trustees,

**CORRESPONDENCE:** none

**RESOLUTIONS:**

On the motion of Trustee Weber and seconded by Trustee Kehoe, the following resolution was unanimously approved.

**RESOLUTION: 2021 – 185 ~ APPROVAL OF THE MINUTES**

**BE IT RESOLVED:** The minutes of the July 6<sup>th</sup>, 2021 meeting are hereby accepted.

On the motion of Trustee Kehoe and seconded by Trustee Weber, the following resolution was unanimously approved.

**RESOLUTION 2021- 186 ~ COW HARBOR RACE PARKING RESTRICTIONS**

**WHEREAS:** Chief Hughes has requested the enactment of temporary parking restrictions to facilitate the Cow Harbor Race on September 18, 2021.

**WHEREAS:** Chief Hughes has outlined the required restrictions in a memorandum to the Board of Trustees dated August 3, 2021, now therefore

**BE IT RESOLVED:** That the temporary parking restrictions on the dates and times noted in the memorandum, which is annexed to this agenda and incorporated herein, are hereby approved and the Police Department is hereby authorized to take actions necessary to enforce said restrictions.

On the motion of Trustee Weber and seconded by Trustee Kehoe, the following resolution was unanimously approved.

**RESOLUTION 2021- 187 ~ COW HARBOR DAY PARKING RESTRICTIONS**

**WHEREAS:** Chief Hughes has requested the enactment of temporary parking restrictions to facilitate Cow Harbor Day on September 19, 2021.

**WHEREAS:** Chief Hughes has outlined the required restrictions in a memorandum to the Board of Trustees dated August 3, 2021, now therefore

**BE IT RESOLVED:** That the temporary parking restrictions on the dates and times noted in the memorandum, which is annexed to this agenda and incorporated herein, are hereby approved and the Police Department is hereby authorized to take actions necessary to enforce said restrictions.

On the motion of Trustee Weber and seconded by Trustee Kehoe, the following resolution was unanimously approved.

**RESOLUTION 2021- 188 ~ AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH JRH CONSULTING ENGINEERS, D.P.C., TO PROVIDE ENGINEERING SERVICES RELATED TO THE NEW SEWER COLLECTION SYSTEM AND ENGINEERING SERVICES REQUIRED FOR THE RESIDENTIAL LATERALS/SEWER GRINDER PUMP STATION (LPSGPS) ON BLUFF POINT ROAD.**

**WHEREAS:** The Village of Northport is desirous to enter into a professional engineering service agreement with JRH Consulting Engineers, D.P.C., to provide engineering service to design plans, specifications and regulatory support and assistance in the bidding process to the Village of Northport to install laterals and/or LPSGPS on residential properties on Bluff Point Road;

**WHEREAS:** JRH Consulting Engineers, D.P.C., has been the engineers on the new sanitary sewer collection system and prepared a report to the Village of Northport dated July 28, 2017 titled Sanitary Sewer Study for Steers Pit and Bluff Point Road areas;

**WHEREAS:** JRH Consulting Engineer, D.P.C., possess the qualifications and

specialized skills training and expertise that are required to perform the work under this professional engineer service agreement; and

**WHEREAS:** the execution of a professional service agreement for the Village is a Type II action pursuant to 6 N.Y.C.R.R. Section 617.5 (c) (24), and therefore no further SEQRA review is required.

**BE IT RESOLVED:** The Northport Village Board of Trustees hereby authorizes the Mayor to execute a professional services engineers agreement with JRH Consulting Engineers, D.P.C., for services as outlined in the proposal submitted to the Village of Northport by JRH Consulting Engineers, D.P.C., dated July 29, 2021 and as outlined as "Task 1" and "Task 2" at a cost not to exceed \$28,000.00, and authorizes the treasurer to make all appropriations for the purpose of funding the work contained in the agreement and said agreement is subject to attorney review for form and content.

Trustee Kehoe stated that he felt paragraph one sounded like this was an agreement to set up the bid process but Attorney Stu Besen and Trustee Weber countered that this was a step by step process and this resolution is specific to cover the first step in the process which is hiring JRH engineering to determining the design and specs to determine that we can then bid out the lateral project. The next step will be to decide that we can continue the project and then to actually begin the bid process. Trustee Kehoe the agreed to the resolution.

On the motion of Trustee Weber and seconded by Trustee Kehoe, the following resolution was unanimously approved.

**RESOLUTION 2021-189 ~ AUTHORIZING THE MAYOR TO EXECUTE AGREEMENTS WITH INDIVIDUAL OWNERS OF PROPERTIES ON BLUFF POINT ROAD FOR ACCESS TO SAID PROPERTIES IN ORDER FOR THE VILLAGE OF NORTHPORT AND ITS DESIGNATED ENGINEERING CONTRACTOR TO EVALUATE AND DETERMINE INSTALLATION AND CONNECTION OF SAID HOMES TO THE NEW SANITARY SEWER COLLECTION SYSTEM**

**WHEREAS:** The Village of Northport has significantly upgraded and improved its sanitary sewer collection System and its infrastructure and is desirous to expand the number of homes able to connect to the Northport Village Sewer System.

**WHEREAS:** that homes on Bluff Point Road in the Village of Northport are in close proximity to Northport Harbor and currently use cesspools for their sanitary system. That due to the significant upgrades to the Northport Sewer plant and infrastructure the properties on Bluff Point Road will be able to connect to the new Northport Sanitary System.

**WHEREAS:** JRH Consulting Engineer, D.P.C., has been retained to evaluate and determine the best and most cost-effective way to connect the Bluff Point properties to the Northport Sewer Plant.

**WHEREAS:** the execution of the agreement with the agreement for the Village is a Type II action pursuant to 6 N.Y.C.R.R. Section 617.5 (24), and therefore no further SEQRA review is required.

**BE IT RESOLVED:** The Northport Village Board of Trustees hereby authorizes the Mayor to execute individual agreements with property owners of Bluff Point Road for access to said properties to evaluate and determine best way to connect said properties to the Northport Sanitary Sewer System.

Trustee Kehoe asked for clarification why the agreements were being done at this time and the Mayor responded that the engineering company needs access to each property to determine where the connection will be made. Attorney Stu Besen also commented that this program is being modelled after the Village of Patchogue's and that this is a follow up from a meeting in June that was held for the residents of Bluff Point.

On the motion of Trustee Kehoe and seconded by Trustee Weber, the following resolution was unanimously approved.

**RESOLUTION 2021- 190~ J.R. HOLZMACHER**

**BE IT RESOLVED:** The Village hereby retains the services of J.R. Holzmacher P.E., LLC for engineering and consulting services during design, bidding, and construction of a replacement backup generator for the sanitary sewage lift station in Village Park at a cost not to exceed \$22,800.00. Subject to attorney review, and

**BE IT FURTHER RESOLVED:** The Treasurer is hereby authorized to make any budgetary adjustments he deems necessary.

Mayor McMullen commented that the back-up generator in the pump station is one of the most critical part of the system is currently depending on a 6 cylinder gas powered out board engine. This resolution allows for a small extension to the building and a gas line in so when the next big storm comes, the system will function.

On the motion of Trustee Weber and seconded by Trustee Kehoe, the following resolution was unanimously approved.

**RESOLUTION: 2021 – 191 ~ ACCEPTANCE OF DONATION OF GARDENS**

**WHEREAS:** In a letter dated June 10, 2021, Northport Native Garden Initiative (NNGI) states that they would like to donate plans, plantings and labor for three garden areas at Village Hall,

**WHEREAS:** It is the goal of the Village and NNGI to use plants that provide visual appeal, interest and environmental benefit,

**WHEREAS:** The value of said plantings will be \$1,100.<sup>00</sup> in total,

**WHEREAS:** The Board of Trustees has considered this contribution, and has determined that that the acceptance of such gift(s) is in the best interest of the village, now therefore

**BE IT RESOLVED:** That the Village of Northport gratefully accepts the generous donation by The Northport Native Garden Initiative of plans, plantings and labor, in a manner and form to be approved by the Village Administrator, and hereby directs the Village Clerk to forward the donor a letter of appreciation.

On the motion of Trustee Kehoe and seconded by Trustee Weber, the following resolution was unanimously approved.

**RESOLUTION 2021- 192~ DONATION**

**BE IT RESOLVED:** The Village Board hereby gratefully accepts the donation of 2 used 6' x 20' floats from Nick Volpe for use by the Village.

On the motion of Trustee Kehoe and seconded by Trustee Weber, the following resolution was unanimously approved.

**RESOLUTION: 2021 – 193 ~ HIRING OF PART TIME EMPLOYEE TREASURER DEPARTMENT**

**BE IT RESOLVED:** that Skye Odegaard is hereby hired to the part time position in the Treasurer’s Dept for the Incorporated Village of Northport, and as with all applicants, Skye Odegaard will be subject to a background check

**BE IT FURTHER RESOLVED:** Skye Odegaard will work no more than 17.5 hours a week at a rate of pay of \$25.00 per hour.

On the motion of Trustee Weber and seconded by Trustee Kehoe, the following resolution was unanimously approved.

**RESOLUTION 2021 – 194 ~ PARAMEDIC**

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

**BE IT FURTHER RESOLVED:** Paramedic Francis Pasterak will work no more than 17.5 hours a week at a rate of pay of \$32.00 per hour.

On the motion of Trustee Weber and seconded by Trustee Kehoe, the following resolution was unanimously approved.

**RESOLUTION 2021 – 195 ~ PARAMEDIC**

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

**BE IT FURTHER RESOLVED:** Paramedic Andrew Hoyt will work no more than 17.5 hours a week at a rate of pay of \$33.50 per hour.

Resident Joe Sabia asked why there have been so many Paramedic hirings over the past few months and Roland Buzard responded that there are many more openings that paramedics throughout the state of NY. He also mentioned that the Village recently increased salaries to better attract and retain the best candidates. The Village lost some recent hires to NYFD due to benefits and longer range opportunities and one recent hire was let go due to information revealed in the background check. Vacation and sick days also have to be covered and the goal is to hire enough people so that the village has 100% shift coverage. He also stated that he has had complaints from other districts but he is grateful to the Mayor and the Board for giving him the opportunity and resources to hire the best.

On the motion of Trustee Weber and seconded by Trustee Kehoe, the following resolution was unanimously approved.

**RESOLUTION 2021- 196 ~ PURCHASE OF A NEW 2021 CHEVROLET TAHOE 4WD**

**BE IT RESOLVED:** The Northport Village Board of Trustees hereby authorizes the purchase of a new 2021 Chevrolet Tahoe 4WD to be designated as 2-9-medic from Whitmoyer Auto Group/Commander Fleet, as per NYS OGS #PC69160 in the amount not to exceed \$65,000.00. Further appropriating Fund Balance in the same amount, and authorizes the Treasurer to transfer said funds into account A.3410.0200 to allow for payment.

Trustee Weber questioned Treasurer Len Marchese if the purchase was considered as fire department equipment to which Mr. Marchese responded that it is a general appropriation.

On the motion of Trustee Kehoe and seconded by Trustee Weber, the following resolution was unanimously approved.

**RESOLUTION 2021- 197 ~ THE VILLAGE BOARD HEREBY ADOPTS THE FOLLOWING LOCAL LAW INTRODUCTORY “H” of 2021 AMENDING SECTION 306-14 OF THE ZONING CODE TO ADD PERMITTED AS OF RIGHT USES**

**WHEREAS:** a public hearing was conducted on July 6<sup>th</sup>, 2021 and the public had an opportunity to be heard;

**WHEREAS:** on July 9, 2021 the proposed Local Law H of 2021 amending code section 306-14 was referred to the Suffolk County Planning Commission pursuant to the requirements of section A 14-14 to A 12-25 of the Suffolk County Administrative Code and on July 21, 2021 the Suffolk County Planning Commission issued a letter stating that the local law is a matter of local determination

**WHEREAS:** the Village Board of Trustees has determined that the action is a type II action pursuant to 6 NYCRR part 617.5 (c)33 and not subject to any further action under SEQRA;

**BE IT RESOLVED:** The Board of Trustees of the Village of Northport hereby adopts Village Law Section 306 Article 1 Section 314, as follows:

**306-14 MARINE BUSINESS DISTRICT**

Permitted uses. In the Marine Business District, lands shall be used and buildings shall be erected, altered or used only for the following purposes:

- (1) Municipal Park, playground or recreational area when operated by the Incorporated Village of Northport or approved pursuant to Chapter 228. Recreational Facilities Article 1, Planning and Construction, of the Code of the Village of Northport.
- (2) Nonprofit beach club, the facilities of which may not be utilized for purposes other than club activities.
- (3) Nonprofit yacht club and marina, the facilities of which may not be utilized for purposes other than club activities.
- (4) Boatyard, including new and used boat sales and brokerage and marine sales, rental, repair and storage.
- (5) Marina for private profit.
- (6) Insurance sales, provided boat insurance is available; sale of marine parts and accessories, such as inflatable rafts, rowboats, outboard motors, boat and fishing equipment, water sports equipment, marine electronics and communication



equipment, boat covers, marine hardware and boating accessories; boaters clothing, footwear and swimwear; boat and marine engine repair and maintenance; seafood sales, wholesale and retail; food provisions store.

- (7) **Food shops, retail stores offering merchandise for sale for individual, home or business use or enjoyment such as, wearing apparel, household supplies, antiques, furnishings or appliances, and as otherwise set forth in section 306-11 (A)7 Central Business ‘A’ district.**
- (8) **Personal service shops such as barbers, beauty parlors, photographers and as otherwise set forth in 306-(A)9 Central Business ‘A’ district.**
- (9) **Offices for business and Professional offices for doctors, dentists, attorneys, physical therapists, engineers and other New York State duly licensed professionals.**
- (10) **Gyms, spas and fitness studios.**

In response to a question from Trustee Kehoe, Attorney Ed Gathman explained that this legislation allows low traffic business uses that were not permitted when the Marine Business District was originally created. The uses chosen were ones considered to compliment the marina.

On the motion of Trustee Weber and seconded by Trustee Kehoe, the following resolution was unanimously approved.

**RESOLUTION: 2021 - 198 ~ AUTHORIZING THE MAYOR TO EXECUTE A PARTICIPATION AGREEMENT WITH COMP ALLIANCE**

**BE IT RESOLVED:** The Northport Village Board of Trustees authorizes the Mayor and/or the Village Treasurer, to sign a Member Participation Agreement with The New York State Municipal Workers’ Compensation Alliance (Comp Alliance).

**BE IT FURTHER RESOLVED:** This agreement cover the participation period of July 1<sup>st</sup>, 2021 to June 30, 2022.

On the motion of Trustee Weber and seconded by Trustee Kehoe, the following resolution was unanimously approved.

**RESOLUTION: 2021 - 199 ~ AUTHORIZING THE MAYOR TO ENTER INTO AN PROFESSIONAL SERVICES AGREEMENT WITH MESIANO CONSULTING**

**WHEREAS:** The Village of Northport is desirous to identify and prioritize water quality improvement projects and secure grant funding to offset engineering and construction expenses of said projects.

**WHEREAS:** Proposed projects were identified in the 2017 Village of Northport Subwatershed Assessment by Nelson, Pope and Voorhis. Mesiano Consulting will be engaged to support the Village of Northport to identify potential grant opportunities, create and gather information of applications, and create grant application packages for submission.

**WHEREAS:** the execution of a professional service agreement for the Village is a Type II action pursuant to 6 N.Y.C.R.R. Section 617.5 (c) (24), and therefore no further SEQRA review is required.

**BE IT RESOLVED:** The Northport Village Board of Trustees authorizes the Mayor to sign an agreement with Mesiano Consulting for services to prepare grant applications and said agreement is subject to attorney review for form and content.

**BE IT FURTHER RESOLVED:** The cost of said services is not to exceed \$6,000.00, and the Board authorizes the treasurer to make all appropriations for the purpose of funding the work contained in the agreement.

Trustee Weber asked if this was in response to a specific grant and Trustee Kehoe asked how the village got the referral for this company since it had always been a challenge to find people who to help with the grant writing. Mayor McMullen responded that this was a follow up to Nelson & Pope's recommendation to pursue grant opportunities. Don Tesoriero responded that one of the representatives from Nelson & Pope had partnered with the company and this group had expertise in grant fund writing and identifying grant opportunities. They will be working with both Don and Roland on applications and to create a template for future initiatives. Resident Joe Sabia asked if these grants had matching requirements and Mayor McMullen responded they usually do but they are still worth pursuing and would be evaluated on a case by case basis.

#### **PUBLIC PARTICIPATION:**

Resident Joe Sabia was the first to speak and he had some comments regarding the permit process with the Fish Market which is currently frozen due to the Supreme Courts TRO. The Mayor said they can apply for all the permits they wanted but nothing else can occur with the Temporary Restraining Order that is in place until the September 20<sup>th</sup> Supreme Court date.

Attorney Stu Besen confirmed that the TRO was issued on the basis of the affidavits of the building department and fire marshal citing several safety violations, not because of working being done without a permit or not as permitted. Mr. Sabia asked if the Village will enforce the requirement of a site plan, survey and architectural plan when applying for a building permit and Attorney Ed Gathman replied that these items are not required for all permits. They are only required when work is being done on the outside of a building.

Attorney Stu Besen added if the Market can resolve the safety issues, the Supreme Court will consider them safety compliant and allow them to resume work. He said that the State of NY will not close a business for permit or code violations.

The next resident to speak was Effie Huber who asked about the residence on Rutledge that was doing construction on a steep slope. Mayor Assistant Don Tesoriero responded that they retaining walls were under 2.5 but seems like more because of the excavation for foundation work but erosion control measures were being taken. She also asked about two residences that are also under construction on James Street and the status of the replacement No Parking signs for Bluff Point Road. Village Administrator Roland Buzard responded that the James St Projects were still under way but were mainly doing interior work at this time. He also said he would follow up on the signs.

Resident Josephine Rizzuto commented that the playground at Scudder Park was sorely in need of replacement. Village Administrator Roland Buzard responded that he recently met with a playground designer and playground upgrades for all of the village properties were part of the

many projects he was currently working on. She also asked if the mayor has thought of a replacement yet for Trustee Smith's position and he responded that he is still thinking about it.

Resident Gina Paveglio presented information with handouts regarding her concerns that the condition of the steep slope in her backyard is continuing to erode due to pressure from the uphill construction. She also raised questions about the building records on 14 Lindberg Court's 2020 project and the lack of record for the company that did the excavation and details on the drywell. She stated that she felt the village did not follow proper procedure for the inspection checklist and steep slope construction. She stated that she had met with professional engineers and landscape designers who advised that the problems on her property need first to be corrected on the top of the slope and she asked the village to investigate.

Attorney Stu Besen responded that the Village had been served with her Notice of Claim and that an attorney from NYMIR has scheduled a 50H with Ms. Paveglio on Thursday August 5th.

Resident Jeff Cusick commented on two areas of concern regarding pedestrian safety and sidewalk access specifically Ocean Avenue and Woodbine Ave as well around outdoor dining venues on Main Street where furniture, umbrellas and signs impede pedestrian passage. The Mayor responded that the Village Code officer would visit the businesses to ensure compliance.

Resident Ralph Notaristefano asked the status of the Board's decision on the opt in /opt out decision regarding marijuana sales and commented that given his experience counseling people with drug problems he supports the opt out option. Attorney Stu Besen replied that village is still weighing option and has until December 31st to make their decision and a public hearing will need to be scheduled before that. He also stated if the Board opts out there is 45 days for a petition for a permissive referendum for an election which could be done in March with the regular village elections. The Mayor asked Stu Besen to prepare a timeline for the Board's reference.

Resident Sharon Richmond who is a resident of the village and also a volunteer for Northport-East Northport Community Drug and Alcohol Task Force spoke as well in support of opting out and shared the fact that she lost her only child to a drug overdose where pot was his gateway drug of choice.

**MOTION FOR AN EXECUTIVE SESSION:** None

The next meeting of the Board of Trustees will be September 7th, 2021 at 6:00 PM.

On the motion of Trustee Weber and seconded by Trustee Kehoe, the meeting was adjourned at 8:59pm.

Respectfully submitted,

Amy Grandy  
Village Clerk

# NORTHPORT POLICE

## DEPARTMENT MEMO

To: Board of Trustees  
From: Chief Chris Hughes  
Subject: Cow Harbor 10K Race  
Date: August 3, 2021

In preparation for the Cow Harbor 10K Race the Board of Trustees is requested to

- I. Establish **No parking** restrictions and authorize the Northport Police Department to remove any vehicle found to be in violation of the restrictions on **Saturday, September 18, 2021 from 4:00 A.M. to 12:00 P.M.** for the Cow Harbor 10K Race at the following locations:
  - Laurel Avenue (both sides) from its intersection with Crescent Drive to its intersection with Scudder Avenue.
  - Main Street (both sides) from its westerly terminus to its intersection with Woodside Avenue.
  - Municipal Lot #2
  - Municipal Lot #4
  - Scudder Avenue (both sides) from its intersection with Woodbine Avenue east to its intersection with Union Place.
  - Scudder Avenue (both sides) from its intersection with Laurel Avenue west to its intersection with Seaview Avenue.
  - Woodbine Avenue (both sides) from its intersection with Main Street to its intersection with Scudder Avenue.
- II. Municipal Lot #1 Additional restrictions for portions of Lot #1: No parking commencing on **Friday, September 17, 2021, at 7:30 A.M.**
- III. Authorize the Northport Police Department to close to vehicular traffic those roads on which the Great Cow Harbor 10K Race traverse during the time the race is in progress.

# NORTHPORT POLICE

## DEPARTMENT MEMO

To: Board of Trustees  
From: Chief Chris Hughes  
Subject: Cow Harbor Day Celebration  
Date: August 3, 2021

In preparation for the Cow Harbor Day Celebration the Board of Trustees is requested to

- I. Establish **No parking** restrictions and authorize the Northport Police Department to remove any vehicle found to be in violation of the restrictions on **Sunday, September 19, 2021 from 4:00 A.M. to 5:00 P.M.** for the Cow Harbor Day Celebration at the following locations:

Bayview Avenue (both sides) from its southerly terminus to Highland Avenue.

Constitution Square (both sides)

Main Street (both sides) from its westerly terminus to Laurel Avenue.

Municipal Lot #4

Municipal Lot #9 except for Trinity Church permit holders

Scudder Avenue (both sides) from its westerly terminus to its intersection with **Union Place.**

Woodbine Avenue (both sides) from its intersection with Main Street to its intersection with Scudder Avenue.

- II. Establish **No parking** restrictions and authorize the Northport Police Department to remove any vehicle found to be in violation of the restrictions on **Sunday, September 19, 2021 from 4:00 A.M. to 10:00 P.M.** for the Cow Harbor Day Celebration at the following location: Municipal Lot #1

- III. Establish **No parking** restrictions and authorize the Northport Police Department to remove any vehicle found to be in violation of the restrictions on **Friday, September 17, 2021 from 9:00 A.M. to Sunday, September 19, 2021 at 10:00 P.M.** for the Cow Harbor Day Celebration at the following location:  
Municipal Lot #2
- IV. Empower the Cow Harbor Day Committee with the authority to issue permits for sidewalk/parking lot/park sales on Cow Harbor Day.
- V. Empower the Cow Harbor Day Committee with the authority to issue permits for street performers and amplified music.
- VI. Approve the list of Regulations which govern sidewalk/park sales as set forth by the Cow Harbor Day Committee.