

**MINUTES**  
**SEPTEMBER 6, 2022 – 6:00 PM.**  
**MEETING OF THE BOARD OF TRUSTEES**  
**OF THE INCORPORATED VILLAGE OF NORTHPORT**  
**REGULAR MEETING**

**Meeting was held live at Village Hall, 224 Main Street Northport, NY 11768 and also via Zoom:**

**Present:** Mayor Koch, Deputy Mayor Sabia, Trustee Pucillo, Trustee Dolan, Assistant to the Mayor Don Tesoriero, Village Administrator Roland Buzard, Village Clerk Georgina Cavagnaro, Treasurer Siobhan Costello, Chief Christopher Hughes, Attorney Ed Gathman

**REGISTERED ZOOM PARTICIPANTS:** Sara Abbass, Susan Stillwagon, Chrissy Ruggeri, Joseph Cavagnaro, Trustee Weber, J W, John Stillwagon, Phyllis Weber, Joanne Kountourakis, Phil Macedonio, Jason Stillwagon, Brett Jones, Thomas Miller, Don Blixt, Gregory Cerar

**OPEN MEETING:** Meeting was called to order at 6:04 PM.

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

**ANNOUNCEMENTS:** Please take notice in observance of Yom Kippur the Board of Trustees meeting for Tuesday October 4<sup>th</sup> has been changed to Wednesday October 5<sup>th</sup> at 6:00PM.

Mayor Koch informed that Dispatcher Sean Sheridan has requested a leave of absence from September through December. Thus, Resolution 2022 - 198 has been added to this meeting for a Board decision.

**PRESENTATION:** None

**PUBLIC PARTICIPATION:**

Mike Rizzoni asked whether the flagpole to be added on Beach Avenue would be illuminated; Mayor Koch replied by saying that it would be.

Patrician Bryant received a parking ticket on Main Street for allegedly not complying with alternate side of the street parking. Ms. Bryant claims that there had never been signs in that particular area in which she parks stating the alternate side of the street parking rules until after she received the ticket. The sign, according to Ms. Bryant, is not clearly visible and the residents were not properly informed about the parking rules. Mayor Koch stated that Ms. Bryant would have to speak with the judge in regards to the parking ticket, as for the signage, the mayor indicated that Trustee Sabia could take

note so that the Highway Department can make sure that the sign is visible. Alternate side of the street parking is for street sweeping which occurs three days a week. Chief Hughes also stated that he would take a look into the issue.

Effie Huber gave a special mention to Dispatcher Dana for her help with an issue regarding a wandering dog Mrs. Huber phoned about. Mrs. Huber then asked for an update on the easement forms Bluff Point residents were given. Attorney Ed Gathman informed that letters will be sent out to the residents that will include a communication with the Suffolk County Clerk's Office and outline the certain fields to be left blank on the form. Attorney Gathman reiterated that the TP-584 form is the standard form in filing for an easement. Mrs. Huber emphasized resident concerns in submitting the tax form while leaving fields blank. Attorney Gathman hopes the letter will answer the questions that the residents may have. Mayor Koch asked about the blank fields to which the attorney explained the TP-584 is a standardized form with certain areas that do not pertain to this particular filing. Mrs. Huber then directed her attention to Trustee Dolan, informing her that there are some loose bricks on the steps by the gazebo. Trustee Dolan thanked Mrs. Huber for letting her know. After, Mrs. Huber asked whether the house on Scudder Avenue that burned down and is to be rebuilt is going to be a steep slope. Attorney Gathman and Assistant to the Mayor Don Tesoriero stated that it might be a steep slope issue that they will look into. Lastly, Mrs. Huber expressed that the police presence on Reservoir Avenue to deter speeding should be done on Scudder Avenue. Chief Hughes confirmed that such action would be starting tomorrow.

Lauren Jayne asked about what was going on regarding the live outdoor music at Copenhagen. Mayor Koch explained that Village Code for outdoor dining prohibits live bands and outdoor music. After receiving complaints from residents, Mr. Hansen was instructed to stop. The mayor disclosed that the music can be moved indoors. Trustee Dolan clarified that the Village Code for outdoor dining, as it pertains to live music, states that it is prohibited unless given permission from the Village Board. Trustee Dolan asked whether the Board could consider giving Copenhagen permission knowing that it is popular in the eyes of some residents. The live band had been set up in the Copenhagen parking lot which poses an issue for parking. Mayor Koch stated that outdoor dining as a whole needs to be looked at and asserted that a permit application for this season would most likely be denied.

Josephine Rizzoni read a prepared statement beginning by thanking Dave Ambro for writing an article that detailed the infrastructure problem the Village of Northport has in dealing with flood waters down Main Street and into the harbor. Mrs. Rizzoni stated her belief that the Village avoids this apparent issue until a resident brings it to the Board's attention. Several meetings ago Mr. O'Neil gave a recommendation to combat the issue that would cost around \$3 million. Mrs. Rizzoni is tired of hearing that the Village has no money to finance such a project while championing the sewer expansion project as a means to save the harbor even though one torrential rain could "erase a year's worth of work grinders on these properties could do." Rapid flood waters down Main Street add pollutants to the harbor while causing harm to people and property caught in its path. Mrs. Rizzoni asked when the Board of Trustees would do something to combat

this issue. Mayor Koch indicated that another drain is in engineering farther up Main Street with several grant applications being submitted to cover costs. As of yet, the Village has not conducted a complete engineering study to determine what could be done; the mayor floated the idea that maybe now is the time. Assistant to the Mayor Don Tesoriero went over the most recent grant awards from the state as well as one received from Suffolk County the day of the meeting for \$500,000 if the Village contributes \$250,000 which will all go towards catch basin construction and green infrastructure. The goal of the engineering/infrastructure is to stop the flow of flood water before it reaches the harbor. Trustee Sabia asked where the new catch basins will be located; they are still working towards the engineering phase of the project but the Assistant to the Mayor asserted that the catch basins will be located up Main Street before the churches. The Village continues to gather grant money and work towards a comprehensive effort on Main Street. Mrs. Rizzoni asked whether further conversations were had with Mr. O'Neil and why the Village couldn't use its own money to fund efforts, claiming that the Village had an \$8 million surplus. Treasurer Costello refuted Mrs. Rizzoni's claims of an \$8 million surplus; Mayor Koch deferred further discussions on funding to the September 20th Board of Trustees meeting where auditors will be present. Attorney Gathman added that another engineering firm is to meet with the Mayor and personnel in the coming weeks to discuss acquiring additional funding from the state and federal government. Trustee Pucillo shared his 20 year experience with the State Emergency Management Offices, working on flood mitigation for communities in the state of New York; the increase in buildings and asphalt resurfacing had hindered water percolation into the soil resulting in increased flooding/runoff like that seen in Northport. Trustee Pucillo made the point that water reclamation and flood mitigation is dependent on the geography of the area which is why engineering and the acquisition of funds is necessary before installing catch basins, rain gardens, etc.

Blair Beaudet asked whether the Village was paying a retainer to Attorney Stuart Besin for the work being done on behalf of the Village in the hotel litigation. Mayor Koch clarified that Mr. Besin is paid an hourly rate by the insurance company for his work. Attorney Gathman further explained that Mr. Besin was appointed by the insurance carrier to represent the Village. Mayor Koch disclosed that the insurance company has paid Mr. Besin \$56,000 so far. Trustee Weber tried to speak via Zoom but since there is no procedure in allowing remote participation to speak through this medium, Attorney Gathman and the Mayor could not legally allow him to speak. The Village needs to have legislation to allow for such remote action to be permitted. Mr. Beaudet wanted more clarification as to why Mr. Besin was brought in as an attorney representing the Village, stating that he thought Mr. Gathman was the Village Attorney. Mayor Koch explained that Mr. Besin is being paid to finish up any litigation that he was involved with previously besides the litigation with the hotel. Ed Gathman is the Village Attorney and he further explained that since he was not on the panel of attorneys for the insurance company, Mr. Gathman could not represent the Village in the hotel proceedings. Keeping Mr. Besin on for the other legal matters he was already involved with is a means of saving the Village money by not having to source another attorney. As a matter of transparency, Mayor Koch revealed that Mayor McMullen had sent a letter to the insurance company requesting Mr. Besin to be appointed to two different cases in

the Village. Mr. Beaudet finished by saying that at the end of the litigation, he believes Mr. O’Niell is owed an apology for what he had been put through considering all he has done for the Village. Mayor Koch expressed that the hotel litigation is her top priority in getting settled.

Marge Beaudet vocalized a complaint about Zoom, claiming that individuals have a difficult time listening in on the meeting with either the quality being poor or they cannot join altogether. Treasurer Costello refuted the claims by stating that users are able to register and join at all times during the meeting. The Treasurer questioned whether hosting the Zoom was even necessary and debate by multiple participants was had on the issue. Mayor Koch wished to continue holding Zoom sessions so that residents had greater access to the meetings. The idea of switching to a different system was brought up to which Treasurer Costello explained would cost a lot of money and questioned whether it was something the Village should do considering the few residents that choose to join. There was a consensus in the room that residents have a right to participate and that the Board will take a harder look into alternative solutions.

Nicole Carey questioned the enforcement of the live outdoor music at Copenhagen and how it is/was any different from the live music played outdoors during events such as the Farmers Market or the general music sometimes played in the parks. Mayor Koch explained that the band at the Farmers Market is part of their permit and the groups/individuals who play music in the park without pay, an audience, amplification equipment, and not associated with outdoor dining do not impede on the outdoor dining code in place. These individuals are subject to the same scrutiny of general noise complaints. Ms. Carey asked whether the band at Copenhagen could play outside if they did not use amplifiers; Mayor Koch said that they still cannot, citing the complaints of nearby residents.

**PUBLIC HEARING:**

On the motion of Trustee Sabia and seconded by Trustee Pocillo public hearing was opened.

**THE VILLAGE HEREBY PROPOSES THE FOLLOWING LOCAL LAW  
INTRODUCTORY “D” OF 2022 - A LOCAL LAW TO AMEND CHAPTER 282  
VEHICLE AND TRAFFIC OF THE CODE OF THE VILLAGE OF NORTHPORT**

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

ADD:

Stop Sign on Lindberg Court at Seaview Avenue

On the motion of Trustee Sabia and seconded by Trustee Pocillo public hearing was closed.

**BOARD APPROVAL OF WARRANT:**

On the motion of Trustee Sabia and seconded by Trustee Dolan the following warrant was unanimously approved.

Fiscal Year 2022/2023 General Fund bills in the amount of \$203,565.11

On the motion of Trustee Sabia and seconded by Trustee Pucillo the following warrant was unanimously approved.

Fiscal Year 2022/2023 Sewer Fund bills in the amount of \$67,601.00

On the motion of Trustee Sabia and seconded by Trustee Pucillo the following warrant was unanimously approved.

Fire Bills 8/10/22 in the amount of \$63,799.98

On the motion of Trustee Sabia and seconded by Trustee Dolan the following warrant was unanimously approved.

General Utility bills 8/23/22 in the amount of \$13,925.99

On the motion of Trustee Sabia and seconded by Trustee Pucillo the following warrant was unanimously approved.

General Utility bills and Health Insurance 8/29/22 in the amount of \$132,554.39

On the motion of Trustee Sabia and seconded by Trustee Pucillo the following warrant was unanimously approved.

Fiscal Year 2022/2023 Payroll week 8/12/22 General Fund \$282,256.92

On the motion of Trustee Sabia and seconded by Trustee Dolan the following warrant was unanimously approved.

Fiscal Year 2022/2023 Payroll week 8/12/22 Sewer Fund \$14,379.56

On the motion of Trustee Sabia and seconded by Trustee Pucillo the following warrant was unanimously approved.

Fiscal Year 2022/2023 Payroll week 8/26/22 General Fund \$272,237.66

On the motion of Trustee Sabia and seconded by Trustee Pucillo the following warrant was unanimously approved.

Fiscal Year 2022/2023 Payroll week 8/26/22 Sewer Fund \$13,837.83

**BUSINESS/COMMISSIONERS REPORTS:**

Assistant to the Mayor Don Tesoriero told Mrs. Huber that in addition to the tax document, the Village is working on the emergency response plan for the grinder pumps in the event of a loss of electricity. Grant and green infrastructure funding efforts continue, totaling \$1.3 million. The Assistant to the Mayor shared that proposals have been investigated in regard to telecasting meetings, but with the planned redesign of Village Hall, Mr. Tesoriero finds it prudent to invest in broadcasting improvements before considering architectural alterations. Nicole Carey asked how the Village decides to send out bids to select engineers. Mayor Koch indicated that J.R.

Holzmacher P.E. LLC is the Village Engineer; Mr. Tesoriero stated that RFPs are sent out to a number of engineering firms based on the scope of the project and the expertise required.

Village Administrator Roland Buzard discussed some of the infrastructure the Village already has to mitigate flood waters and runoff, mentioning that improvements need to be made to them; the Highway Department is working with J.R. Holzmacher P.E. LLC to make such improvements. PSEG has reimbursed the Village of Northport for the work done by the Highway Department to prevent the damaged transmission line from leaking fluid into the harbor. The Village has received a check from PSEG in the amount of \$32,000. The main dock power pedestals have been refurbished. The Highway Department is preparing for the Cow Harbor 10k Run by working on the race route in filling potholes etc. Another paramedic has been hired as there is a need to fill position(s) left open by individuals taking full time positions; hiring more part-time paramedics is being considered.

Trustee Dolan began by informing that the seasonal employment period has ended. Kid's yoga is over while Saturday morning yoga continues in the gazebo through October. Progress is being made at Steers Park to clear the parking lots in anticipation of the work to be done there. Soccer is starting at Steers Park as well. A safety check on the equipment at Cow Harbor Park was completed and new equipment is needed; a replacement tire swing has been ordered. In regard to the basketball court, the survey is done for the project and the Village is waiting on the soil test to continue.

Trustee Pucillo had a meeting with Robert Banzer, the Superintendent of Schools, to discuss issues relating to Village Hall improvements, specifically in finding additional space for the Police Department. Trustee Pucillo could not find and secure space in Laurel Avenue School. The Superintendent and Trustee Pucillo had a productive meeting nonetheless discussing school security and the actions Northport Police do for the local schools. Discussions were then had between Trustee Pucillo and Mayor Koch in expanding Village Hall - investigating the construction of an additional floor, modernizing the courtroom and introducing new technology to the building. Trustee Pucillo also spoke with Chief Hughes on police preparations for the Cow Harbor 10k Run.

Trustee Sabia shared that the Highway Department continues to stay busy in finishing up road striping and painting parking spots. The Highway Department has also taken down two trees behind the Ritz Cafe. A new line to the light poles was initially planned to be placed where the work behind the Ritz had been completed; however Long Island Lighting Company has footings and foundations of solid concrete buried under the asphalt of that parking lot which requires a different approach to be undertaken. Tree work continues at Whispering Fields as well as in front of the cigar store on Main Street. Trustee Sabia described the difficulty in removing such trees with their deep root systems intertwining with utility lines. The Highway Department is also working hard at clearing storm drains in Steers Pit. After the Cow Harbor race, the Highway Department is returning to work at Whispering Fields. Trustee Sabia informed that the Village is

waiting on parts for the gas pumps at the Highway Department and asked the Village Administrator whether RFPs had been sent out on the generator; the Village Administrator indicated that they had been and he is waiting for responses. A new Bobcat has been purchased and should be delivered in the coming week(s).

Mayor Koch proposed banning sandwich boards after restaurants had not reacted appropriately to the letters sent out to them previously. Sandwich boards are one of the many obstacles that hinder the flow of foot traffic on village sidewalks. Such obstacles include tables and chairs, planters, etc. The Mayor also spoke on the issue of outdoor dining as there are now three restaurants using their parking lots for outdoor dining (Robkes, Feed and Grain, and Copenhagen) - parking lots that were intended to justify indoor dining. Mayor Koch indicated that she wishes to see legislation passed to prohibit outdoor dining in restaurant parking lots by next Spring. Changes to the Village Code are needed before any enforcement barring outdoor dining in parking lots can be done. Josephine Rizzoni asked whether heaters were against the law for outdoor dining spaces in parking lots, like those she had seen at Robkes; Mayor Koch stated that they are. Nicole Carey asked whether the outdoor dining was separate from the sandwich boards; the Mayor clarified that there are separate codes. Ms. Carey asked whether enforcement of code violations in regard to sandwich boards should be done first prior to a ban altogether. Susan Suval also added potentially charging a fine to those in violation. Mayor Koch is still proposing a complete ban of sandwich boards. Effie Huber questioned the current outdoor dining code, stating that she thought the code required restaurants to provide additional parking with the outdoor dining. The Mayor replied that the Village Code for outdoor dining had not and needs to be revised. Perrylinda Pucillo asked about the seating in front of Salted by the Harbor and whether the Village could be held liable as people try to pass by. Katherine Llewlyn also spoke about the low umbrellas in front of Skippers. Mayor Koch indicated that there needs to be a distance of 36 inches between the table and the curb to be compliant and that outdoor dining across the Village needs to be addressed come next year.

#### **TREASURER REPORT:**

Treasurer Costello stated that auditors will be at the next meeting and that the draft will be sent to the Board that will be posted on the Village website.

#### **CHIEF OF POLICE REPORT:**

Chief Hughes disclosed that 569 calls for service, 165 summons and 5 arrests were made for the month of August. The Police Department has procured two more bases for the speed signs that will be deployed in two more locations (Scudder Avenue is one) to analyze the speeding data in the area. Chief Hughes spoke with Trustee Pucillo about finalizing preparations for Cow Harbor. The new police boat will be delivered towards the end of the month; sea trials will be done and then it will be stored at Scudder Park for the winter. Trustee Sabia asked about extra patrols now that school has opened and speeding on Ocean Avenue; Chief Hughes indicated that extra patrols are being done to enforce traffic laws during critical school hours and that all areas where speeding has been a concern are being dealt with.

**CORRESPONDENCE:** None

**REQUESTS:** None

**RESOLUTIONS:**

On the motion of Trustee Sabia and seconded by Trustee Dolan the following resolution was unanimously approved.

**RESOLUTION: 2022 – 184 ~ APPROVAL OF THE AUGUST 9, 2022 MINUTES**

**BE IT RESOLVED:** The minutes of the August 9, 2022 meeting are hereby accepted.

On the motion of Trustee Sabia and seconded by Trustee Dolan the following resolution was unanimously approved.

**RESOLUTION 2022 – 185 ~ LOCAL LAW No. 7 of 2022**

**WHEREAS:** The Board of Trustees of the Village of Northport held a public hearing, Tuesday, September 6, 2022 at 6:00pm in Village Hall, 224 Main Street Northport, NY 11768 to consider Proposed Local Law No. 7 of 2022. A Local Law to amend Chapter 282 Vehicle and Traffic of the Code of The Village of Northport and

**WHEREAS:** Proposed addition of Chapter 282, " Vehicle and Traffic" Section 53, schedule V: Stop Intersections and

**THEREFORE, BE IT RESOLVED:** The Board of Trustees approves the addition of a Stop Sign on Lindberg Court at Seaview Avenue.

On the motion of Trustee Sabia and seconded by Trustee Pucillo the following resolution was unanimously approved.

**RESOLUTION 2022 - 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 17, 2022 from 4:00 A.M. to 4:00 A.M. on September 18, 2022.

**WHEREAS:** Chief Hughes has outlined the required restrictions in a memorandum to the Board of Trustees dated August 16, 2022, 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 Sabia and seconded by Trustee Pucillo the following resolution was unanimously approved.

**RESOLUTION 2022 - 187 ~ COW HARBOR DAY PARKING RESTRICTIONS**

**WHEREAS:** Chief Hughes has requested the enactment of temporary parking restrictions to facilitate Cow Harbor Day on September 18, 2022 from 4:00 A.M. to 5:00 P.M.

**WHEREAS:** Chief Hughes has outlined the required restrictions in a memorandum to the Board of Trustees dated August 16, 2022, 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 Sabia and seconded by Trustee Dolan the following resolution was unanimously approved.

**RESOLUTION 2022 – 188 ~ AMBULANCE DRIVER**

**BE IT RESOLVED:** Firehouse attendant Ryan Kennedy is hereby reclassified effective immediately to the position of Ambulance Driver at the annual salary and other conditions of employment, pursuant to the collective Bargaining Agreement between the Village of Northport and Local 342, Long Island Public Service Employees.

**WHEREAS:** Hiring of employees 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 Sabia and seconded by Trustee Pucillo the following resolution was unanimously approved.

**RESOLUTION 2022 – 189 ~ AUTHORIZING THE MAYOR TO AMEND AN EXISTING AGREEMENT WITH PINNER ARCHITECTURE, PLLC, TO PROVIDE ADDITIONAL ARCHITECTURAL SERVICES RELATED TO ALTERATION AND RENOVATION OF NORTHPORT VILLAGE HALL LOCATED AT 224 MAIN STREET, NORTHPORT, NEW YORK.**

**BE IT RESOLVED:** The Northport Village Board hereby authorizes the Mayor to execute additional professional services with Pinner Architecture PLLC., for services outlined in the proposal dated August 25, 2022, at a cost not to exceed \$15,000.00, and authorizes the treasurer to make all appropriations for the purpose of funding the work contained in the proposal and said agreement is subject to attorney review for form and content.

**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 (18) and (21), and therefore no further SRQRA review is required.

On the motion of Trustee Dolan and seconded by Trustee Sabia the following resolution was unanimously approved.

**RESOLUTION 2022 – 190 ~ EXERCISE OPTION TO EXTEND CONTRACT WITH TOTAL COLLECTION SERVICES, INC.**

**WHEREAS:** on January 7, 2020, The Board of Trustees of the Incorporated Village of Northport passed a Resolution authorizing the execution of a contract for sanitation services with Total Collection Services, Inc. for garbage pickup and recycling pickup, and

**WHEREAS:** the contract provided for the ability of the Village to extend the contract for two (2) additional years with no price increase, and

**WHEREAS:** the execution of a contract extension for garbage pickup is a Type II action pursuant to 6 NYCRR 617.5 (c) 26 now therefore

**BE IT RESOLVED:** that the Mayor is authorized to take such action necessary to extend the contract term with Total Collection Services, Inc. for two (2) additional years with term expiring on February 28, 2025 at the annual rate of seven hundred seventy-

six thousand four hundred seventy-five dollars (\$776,475.00).

On the motion of Trustee Sabia and seconded by Trustee Pucillo the following resolution was postponed.

**RESOLUTION 2022 – 191 ~ SCHEDULE PUBLIC HEARING ON LOCAL LAW PROPOSED “E” OUTDOOR DINING**

**WHEREAS:** The Village Board of Trustees shall hold a public hearing on the 18th day of October 2022, at 6:00 p.m. at 224 Main Street, Northport NY 11768 to consider amending Local Law Introductory “E” to consider amending section 306-18.1 (B), and

**WHEREAS:** the scheduling of a public hearing to consider a code amendment is not an action pursuant to SEQRA and no further SEQRA review is required at this time.

**§ 306-18.1 Outdoor dining**

**B.** Outdoor dining on private property, meaning that such dining is not located on a sidewalk or other public property or right-of-way, shall be permitted in the Central Business A and B Districts and in the Highway Business District, subject to compliance with the following:

**(1)**

All of the requirements for outdoor sidewalk dining shall be applicable and are hereby incorporated herein by reference thereto, except for Subsections **A(2)**, **(4)**, **(6)**, **(8)** and **(9)**.

**(2)**

The permit for outdoor dining on private property is a required permit for outdoor dining that is located on private property and not on a sidewalk or other public property or right-of-way. An eligible business may hold both permits provided they satisfy the requirements for each such permit.

**(3)**

Outdoor dining areas shall not be enclosed or maintained for year-round use unless all required building, zoning and other applicable permits for a permanent structure and/or use have first been obtained.

**(4)** The installation, use or maintenance of radios, speakers, televisions or like apparatus and live entertainment shall be prohibited in outdoor dining areas, unless separately authorized by resolution of the Board of Trustees.

**(5)**

No variance shall be required from the Board of Zoning Appeals for outdoor dining in compliance with this section.

**(6)**

Applicants shall provide a survey for the premises for which the permit is requested showing all structures thereon, a sketch showing the proposed number of tables and chairs and the approximate area to be used for outside dining with a proposed seating plan for the same.

**(7) Outdoor dining on private property in the Highway Business District shall only be permitted during the period of May 15<sup>th</sup> to October 30<sup>th</sup> of each year.**

**BE IT RESOLVED:** that a public hearing to consider a code change to section 306-

18.1 (B) of the code of the Village of Northport is hereby scheduled for October 18, 2022 at 6:00pm.

Trustee Dolan believed it may be an issue going forward if the previous resolution only applied to the Highway Business District and not the Central Business District as well for the amendment to the code may be targeting only select businesses and be seen as selective enforcement. Trustee Dolan expressed the desire to see consistency in enforcement. Mayor Koch indicated she would like to incorporate all the changes at once in agreement with Trustee Dolan's concerns.

On the motion of Trustee Sabia and seconded by Trustee Pucillo the following resolution was unanimously approved.

**RESOLUTION 2022 – 192 ~ SERVICE AGREEMENT/CONTRACT WITH LECSA (EMPLOYEE ASSISTANCE PROGRAM)**

**BE IT RESOLVED:** the Mayor is hereby authorized to sign a two year service agreement with LECSA (employee assistance program) not to exceed the sum of \$3,000. To be paid in two installments September, 2022 and September, 2023.

On the motion of Trustee Dolan and seconded by Trustee Sabia the following resolution was unanimously approved.

**RESOLUTION 2022– 193 ~ PARAMEDIC**

**BE IT RESOLVED:** Mathew O'Reilly is hereby hired as a per diem Paramedic for the Incorporated Village of Northport, and as with all applicants, Matthew O'Reilly will be subject to a background check and confirmation of all certifications necessary to hold the position of Paramedic, and

**BE IT FURTHER RESOLVED:** Paramedic Mathew O'Reilly 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 Sabia and seconded by Trustee Dolan the following resolution was unanimously approved.

**RESOLUTION 2022 – 194 ~ SUPPORTS SUBMISSION OF GRANT APPLICATION TO THE SUFFOLK COUNTY WATER QUALITY PROTECTION AND RESTORATION PROGRAM FOR NORTHPORT HARBOR WATERSHED GREEN INFRASTRUCTURE PROJECT**

**WHEREAS:** on July 12, 2022 the Board of Trustees of the Village of Northport passed resolution 2022-172 as set forth below, and

**WHEREAS:** Resolution 2022-172 did not contain a SEQRA provision, and

**WHEREAS:** The Board of Trustees desires to approve this resolution which contains a SEQRA provision, and

**WHEREAS:** the Suffolk County Water Quality Protection and Restoration Program (WQPRP) provides grant funding on a competitive basis for water quality projects defined in Article 12 Section 2(B) of the Suffolk County Charter; and

**WHEREAS:** the Village of Northport has an interest in improving and protecting water quality in the various water bodies of the Village, including but not limited to Northport Harbor and Long Island Sound; and

**WHEREAS:** the Village of Northport intends to submit a proposal to the Suffolk County WQPRP Review Committee, which has established a deadline of July 20, 2022 for proposals; and

**WHEREAS:** the proposed project will provide for design and development of green stormwater infrastructure at priority locations at Northport Park and Valley Avenue; and

**WHEREAS:** the proposed project will reduce the flow of pollutants of concern to Northport Harbor and is supported by the Long Island Sound Comprehensive Conservation Management Plan; and

**WHEREAS:** the Suffolk County WQPRP program provides grant funding in support of selected projects, and requires 50% matching share; and

**WHEREAS:** the Village will submit a grant application to the WQPRP program in the approximate amount of \$250,000 for an anticipated total project cost up to \$500,000; and

**WHEREAS,** the County grant is reimbursement based up to the grant award amount; and

**WHEREAS,** the submission of this grant application and the agreement to enter into an inter-agency municipal agreement with Suffolk County for grant distribution is a Type II action pursuant to 6 NYCRR 617.5(c) 3 and not further SEQRA review is required at this time,

**NOW THEREFORE BE IT RESOLVED:** that the Village Board of the Village of Northport hereby states its support of the Northport Harbor Watershed Green Infrastructure Project; and be it further

**RESOLVED:** that the Village will support the required minimum 50% matching funds toward the total project cost supported by the Suffolk County WQPRP, should the project receive funding approval from the County, anticipated to be up to \$250,000; and be it further

**RESOLVED:** that the Village will be responsible for funding any project costs incurred above the County grant amount; and be it further

**RESOLVED:** the Village Board authorizes the Mayor or their designee to sign any and all necessary documents pertaining to the project, including but not limited to an intermunicipal agreement, subject to review and approval of the Village Attorney, to participate in the above referenced program.

**FURTHER RESOLVED:** if awarded the treasurer is directed to appropriate fund balance equal to our local match up to \$250,000.00.

On the motion of Trustee Sabia and seconded by Trustee Dolan the following resolution was unanimously approved.

**RESOLUTION 2022 – 195 ~ INSTALLATION OF NEW FLAGPOLE**

**WHEREAS:** There is no flag or flagpole at 20 Beach Avenue, a Village-owned property, and

**WHEREAS:** the allocation of funds is a type II action pursuant to 6 N.Y.C.R.R. 617.5 (c) 2, and, therefore no further SEQRA review is required.

**BE IT RESOLVED:** The Mayor hereby authorizes the treasurer to appropriate a fund balance in an amount not to exceed \$3500.00 to provide and install a flagpole at 20 Beach Avenue.

On the motion of Trustee Sabia and seconded by Trustee Dolan the following resolution was unanimously approved.

**RESOLUTION 2022 – 196 ~ INSTALLATION OF NEW WATERTIGHT MANHOLE**

**WHEREAS:** The Village needs new watertight manhole installed on Bayview Avenue, and

**WHEREAS:** the allocation of funds is a type ii action pursuant to 6 N.Y.C.R.R. 617.5 (c) 2, and, therefore no further SEQRA review is required.

**BE IT RESOLVED:** The Mayor hereby authorizes the treasurer to appropriate a fund balance in an amount not to exceed \$25,000 to provide funding for the installation of a new watertight manhole on Bayview Avenue by Adjo Contracting Corp, as per Suffolk County purchasing contract #SSAIR102221P.

On the motion of Trustee Dolan and seconded by Trustee Sabia the following resolution was unanimously approved.

**RESOLUTION 2022 – 197 ~ NORTHPORT YOUTH CENTER SOCCER**

**WHEREAS:** Northport Youth Center Soccer is a local soccer club dedicated to the youth of the community

**WHEREAS:** Northport Youth Center Soccer has a long history with the Village of Northport with regards to the use of the fields

**WHEREAS:** Northport Youth Center Soccer desires to use the soccer fields located in Steers Park on Clipper Drive in the Village of Northport

**WHEREAS:** authorizing the execution of an agreement is a type II action pursuant to 6 NYCRR Section 617.5 (c) 26 (c) 32 and is not subject to any further action under SEQRA;

**BE IT FURTHER RESOLVED:** Mayor Koch is hereby authorized to sign a one-year extension to the agreement with Northport Youth Soccer Center, subject to Village Attorney review.

On the motion of Trustee Sabia and seconded by Trustee Dolan the following resolution was unanimously approved.

**RESOLUTION 2022 -198 ~ LEAVE OF ABSENCE**

**WHEREAS:** Sean Sheridan is currently employed by the Village of Northport in a position as a Public Safety Dispatcher II, and

**WHEREAS:** Sean Sheridan has been accepted into the Suffolk County Police Academy as a full-time public officer, and

**WHEREAS:** Sean Sheridan has requested a 3 month leave of absence from September 12 to December 12, 2022 and

**WHEREAS:** granting a leave of absence to an employee is a Type II action pursuant to 6 NYCRR 617.5 (c) 26.

**NOW THEREFORE BE IT RESOLVED:** that Sean Sheridan is granted a 3 month leave of absence from September 12 to December 12, 2022.

The next meeting of the Board of Trustees will be Tuesday September 20, 2022 at 6:00 PM.

On the motion of Trustee Sabia and seconded by Trustee Dolan and approved by all, a motion was made for an executive session at 7:23 PM for personnel, contractual and pending litigation matters.

On the motion of Trustee Sabia and seconded by Trustee Pucillo and approved by all, the meeting adjourned at 8:50 PM.

Respectfully submitted,

Georgina Cavagnaro  
Village Clerk