

**MINUTES
MAY 2, 2023 – 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 Weber, Trustee Pucillo, Trustee Dolan, Attorney Gathman, Assistant to the Mayor Don Tesoriero, Village Administrator Roland Buzard, Treasurer Siobhan Costello, Chief Hughes, Village Clerk Georgina Cavagnaro

ZOOM PARTICIPANTS: Jennifer Borden, Joseph Cavagnaro, Janine D’Orio, Marjorie Beaudet, Ben Meyburg, Blair Beaudet, Brett Jones, Donald Blixt

OPEN MEETING: Meeting was called to order at 6:00PM.

SALUTE TO THE FLAG: Pledge of Allegiance was recited.

ANNOUNCEMENTS: None

PRESENTATION: None

On the motion of Trustee Sabia and seconded by Trustee Dolan and approved by all, a motion was made to open the public hearing.

PLEASE TAKE NOTICE: that a Public Hearing of the Village Board of Trustees will be held on May 2, 2023 at 6:00 PM. Meeting will be held in Village Hall, 224 Main Street, Northport, NY 11768 and will also be available via Zoom:

A Public Hearing to consider the following:

**MODIFYING NORTHPORT VILLAGE CODE SECTION 223-4
REGARDING PORTABLE ON DEMAND STORAGE FACILITIES
PROPOSED LOCAL LAW “E” of 2023
A LOCAL LAW TO AMEND
CHAPTER 223, AS FOLLOWS:**

§ 223-4. Conditions constituting Violations.

It shall be a violation of this chapter for a resident of the Village of Northport or an owner of property located within the Village of Northport to create, cause, maintain or permit to continue the following conditions:

A.

Buildings or structures owned by said resident where the exterior exposed surfaces of said buildings or structures are not inherently resistant to deterioration and/or where said exterior exposed surfaces have become unsightly due to deterioration and weathering of the covering or paint on said surfaces.

B.

The accumulation of any filth, dirt, ashes, junk, garbage, wastewater, raw sewage, sewage, wastepaper, dust, rubbish, sticks, stones, wood, leaves, paper or paper boxes, iron, tin, nails, bottles or glass of any kind, old cars and parts thereof, discarded appliances, such as refrigerators and the like, upon lands owned by said resident.

[Amended 4-19-1977 by L.L. No. 8-1977]

C.

Lands upon which grass, leaves, hedges, bushes and/or trees have become untrimmed and overgrown and unsightly when said grass, leaves, hedges, bushes and/or trees are exposed to public view.

[Amended 9-2-1975 by L.L. No. 11-1975]

D.

Any hazardous condition of terrain, grading or drainage, as regulated by Chapter **173**, Grading and Filling, or construction, in or upon property used, owned or occupied by said owner or resident, wherein said hazardous condition shall constitute a menace to the property, lines, mains, streets, sidewalks, equipment, structures or buildings owned by the village or by adjoining property owners.

[Added 11-18-1975 by L.L. No. 16-1975¹¹]

E.

No temporary storage facility, generally referred to as a Portable on Demand Storage Unit (P.O.D.), shall be kept or maintained in a residentially-zoned or residentially-utilized lot or tract of land for more than one hundred twenty (120) days without the prior written approval of the Building Inspector or Code Compliance Officer, and in no event shall the Building Inspector or Code Compliance Officer permit the unit to be kept for more than one hundred twenty (120) days on the subject property.

F.

A Portable on Demand Storage Unit (P.O.D.) or other temporary storage facility kept or maintained in a residentially-zoned or residentially-utilized lot or tract of land improved by a building structure shall be located behind the front line of the main building structure, projected to the side lines of the lot. The Building Inspector or Code Compliance Officer, at his/her discretion, may approve another location for placement of the unit on the property as long as no hazard or nuisance is created thereby. At no time shall the Portable on Demand Storage Unit (P.O.D) or other temporary storage facility be located or maintained on any sidewalk, street, roadway or public right-of-way.

On the motion of Trustee Sabia and seconded by Trustee Weber and approved by all a motion was made to close the public hearing.

PUBLIC PARTICIPATION: Recording available on Village website; Northportny.gov

BOARD APPROVAL OF WARRANTS:

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

Prepay Governmental Funds Utility Bills 4/25/23 in the amount of \$11,487.20

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

Governmental Funds 5/2/23 in the amount of \$411,007.94

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

Payroll week 4/21/23 General Fund \$267,302.82

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

Payroll week 4/21/23 Sewer Fund \$16,452.26

BUSINESS/COMMISSIONERS REPORTS: Recording available on Village website; Northportny.gov

TREASURER REPORT: Recording available on Village website; Northportny.gov

CHIEF OF POLICE REPORT: Recording available on Village website; Northportny.gov

CORRESPONDENCE: None

REQUESTS: Mayor Koch asked the Board to change the time of the Comprehensive Plan Workshop on Tuesday, May 9, 2023 from 10:00 AM to 9:00 AM. The Board unanimously agreed.

RESOLUTIONS:

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

RESOLUTION 2023 – 114 ~ APPROVAL OF MINUTES

BE IT RESOLVED, the minutes of the April 18, 2023 meeting are hereby accepted.

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

RESOLUTION 2023 - 115 ~ NORTHPORT TIGERS BASEBALL CAMP

BE IT RESOLVED, Mayor Koch is hereby authorized to sign an agreement with Northport Tigers Baseball for their use of Steers Park for a baseball camp three weeks in July 2023, approved to form and content with the Village Attorney

FURTHER RESOLVED, authorizing the execution of an agreement is a type II action pursuant to 6 N.Y.C.R.R. §617 (c) 26 (c) 32 and is not subject to any further action under SEQRA.

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

RESOLUTION 2023 – 116 ~ PROMOTION

WHEREAS, Richard Silecchio has been a Laborer for the Village of Northport at a pay rate of \$31.85/hourly, and

WHEREAS, Richard Silecchio is the holder of a NYS CDL "A" License and has been employed as a laborer in excess of 18 months, and

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

BE IT RESOLVED, Richard Silecchio is hereby promoted to the position of Automotive Equipment Operator for the Incorporated Village of Northport, at an hourly rate of \$34.91/hour.

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

RESOLUTION 2023 – 117 ~ AUTHORIZING THE MAYOR TO ENTER INTO AN INTERMUNICIPAL AGREEMENT WITH THE TOWN OF HUNTINGTON REGARDING IMPROVEMENTS AND MAINTENANCE OF THE WOODBINE MARINA RESTROOM FACILITY

WHEREAS, the Town of Huntington owns certain real property known as Woodbine Marina which property includes the marina, parking lot and restroom facility; and

WHEREAS, the Northport Village Park known as Cow Harbor Park is owned by the Town of Huntington and leased to the Village of Northport and is connected to the Woodbine Marina facility, and

WHEREAS, the restroom facility is in need of repair and the Village of Northport has secured funding through a private donation to construct a new restroom facility at the Town of Huntington property, and

WHEREAS, the Town of Huntington has agreed that the residents of the Village of Northport shall have access to the new restroom facilities for a period of forty years, and

WHEREAS, entering into this intermunicipal agreement is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c) (26) and therefore no further SEQRA review is required.

NOW, THEREFORE THE VILLAGE BOARD HEREBY AUTHORIZES the Mayor to execute an intermunicipal agreement with the Town of Huntington for the construction and maintenance of restroom facilities for a sum not to exceed \$300,000 (three hundred thousand dollars) which agreement is to be in a form acceptable to the Village Attorney.

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

RESOLUTION 2023 - 118 ~ ADOPT LOCAL LAW INTRODUCTORY NO. "E" LAW WITH REGARD TO AMENDING SECTION 223-4 OF THE NORTHPORT VILLAGE CODE ENTITLED CONDITIONS CONSTITUTING VIOLATIONS

WHEREAS, the Village Board of Trustees has held a public hearing on the 2nd day of May 2023 at 6:00PM to consider amending Village Code Section 223-4 entitled CONDITIONS CONSTITUTING VIOLATIONS, and

WHEREAS, the Board of Trustees desires to amend the Village Code Section 223-4 to restrict the period of time outdoor storage containers can remain on residential property, and;

WHEREAS, the code amendment is a Type II action pursuant to 6 NYCRR 617.5(c) 26 and no further environmental review is required, and;

THE VILLAGE BOARD HEREBY ENACTS THE FOLLOWING LOCAL LAW

Local Law Introductory No. 5, Chapter 223, as follows:

§ 223-4. Conditions constituting Violations.

It shall be a violation of this chapter for a resident of the Village of Northport or an owner of property located within the Village of Northport to create, cause, maintain or permit to continue the following conditions:

A.

Buildings or structures owned by said residents where the exterior exposed surfaces of said buildings or structures are not inherently resistant to deterioration and/or where said exterior exposed surfaces have become unsightly due to deterioration and weathering of the covering or paint on said surfaces.

B.

The accumulation of any filth, dirt, ashes, junk, garbage, wastewater, raw sewage, sewage, wastepaper, dust, rubbish, sticks, stones, wood, leaves, paper or paper boxes, iron, tin, nails, bottles or glass of any kind, old cars and parts thereof, discarded appliances, such as refrigerators and the like, upon lands owned by said resident.

[Amended 4-19-1977 by L.L. No. 8-1977]

C.

Lands upon which grass, leaves, hedges, bushes and/or trees have become untrimmed and overgrown and unsightly when said grass, leaves, hedges, bushes and/or trees are exposed to public view.

[Amended 9-2-1975 by L.L. No. 11-1975]

D.

Any hazardous condition of terrain, grading or drainage, as regulated by Chapter **173**, Grading and Filling, or construction, in or upon property used, owned or occupied by said owner or resident, wherein said hazardous condition shall constitute a menace to the

property, lines, mains, streets, sidewalks, equipment, structures or buildings owned by the village or by adjoining property owners.

[Added 11-18-1975 by L.L. No. 16-1975⁽¹⁾]

E.

No temporary storage facility, generally referred to as a Portable on Demand Storage Unit (P.O.D.), shall be kept or maintained in a residentially-zoned or residentially-utilized lot or tract of land for more than one hundred twenty (120) days without the prior written approval of the Building Inspector or Code Compliance Officer, and in no event shall the Building Inspector or Code Compliance Officer permit the unit to be kept for more than one hundred twenty (120) days on the subject property.

F.

A Portable on Demand Storage Unit (P.O.D.) or other temporary storage facility kept or maintained in a residentially-zoned or residentially-utilized lot or tract of land improved by a building structure shall be located behind the front line of the main building structure, projected to the side lines of the lot. The Building Inspector or Code Compliance Officer, at his/her discretion, may approve another location for placement of the unit on the property as long as no hazard or nuisance is created thereby. At no time shall the Portable on Demand Storage Unit (P.O.D) or other temporary storage facility be located or maintained on any sidewalk, street, roadway or public right-of-way.

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

RESOLUTION 2023 – 119 ~ AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH THE TOWN OF HUNTINGTON TO OPERATE AN OYSTER FLUPSY PROGRAM AND DOCK A HARBOR MASTER VESSEL AND PUMP OUT VESSEL AT WOODBINE MARINA

WHEREAS, the Town of Huntington and the Village of Northport desire to enter into a formal intermunicipal agreement to permit the Village of Northport to utilize the dock at Woodbine Marina for the purpose of operating an Oyster FLUPSY program and to have space provided for a Harbormaster Vessel and pump out vessel; and

WHEREAS, pursuant to Town of Huntington Town Board Resolution 2023-43 adopted February 7, 2023 the Town Board authorized the Supervisor to execute an agreement with the Village of Northport regarding the FLUPSY program and vessel dockage for the Harbormaster vessel and pump out vessel, and

WHEREAS, the Town of Huntington has required a fee of \$100 per month reimbursement of utility expenses, and

WHEREAS, entering into this intermunicipal agreement is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c) (26) and therefore no further SEQRA review is required.

NOW, THEREFORE THE VILLAGE BOARD HEREBY AUTHORIZES the Mayor to execute an intermunicipal agreement with the Town of Huntington regarding use of Woodbine Marina for an Oyster FLUPSY program and vessel dockage for the Harbormaster vessel and pump out vessel in a form acceptable to the Village Attorney.

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

RESOLUTION 2023 – 120 ~ AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR REPAIR AND MAINTENANCE OF FACILITIES BELONGING TO THE VILLAGE OF NORTHPORT

WHEREAS, Palace Electrical Contractors Inc. will conduct maintenance or repair of facility/building electrical belonging to the Inc. Village of Northport; and

WHEREAS, “Requests for Proposals” were advertised through a local newspaper and sealed bids were received. Sealed bids were opened at a scheduled bid opening on March 3rd, 2023 at 11am and recorded. The lowest qualified bid was submitted by Palace Electrical Contractors Inc. and

WHEREAS, Palace Electrical Contracting Inc. located at 3558 Park Ave., Wantagh, NY 11793, submitted a bid for a two-year contract, (March 1,2023-February 28th 2025) and optional renewal for an additional 3rd year, for electrical maintenance/repair of facilities for the Village at a cost of \$102.00 (One Hundred and Two Dollars) per hour: and

WHEREAS, the electrical maintenance/repair of facilities contract is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c) (26) and therefore no further SEQRA review is required.

NOW, THEREFORE BE IT RESOLVED, the Mayor is hereby authorized to execute a contract with Palace Electrical Contracting Inc., and further authorizes the mayor and/or her designee to enforce the provisions of the contract and all other relevant documents as deemed necessary by the Village Attorney.

The next meeting of the Board of Trustees will be Tuesday, May 16, 2023 at 6:00PM.

On the motion of Trustee Sabia and seconded by Trustee Dolan and approved by all, a motion was made at 6:36 PM for an executive session for a potential litigation and personnel matter. No action will be taken.

On the motion of Trustee Sabia and seconded by Trustee Dolan and approved by all, a motion was made at 7:13 PM to enter out of executive session.

On the motion of Trustee Sabia and seconded by Trustee Weber and approved by all, a motion was made at 7:14 PM to enter into public meeting.

On the motion of Trustee Sabia and seconded by Trustee Pucillo and approved by all, a motion was made at 7:15 PM to close the public meeting.

Respectfully submitted,

Georgina Cavagnaro
Village Clerk