

MINUTES
JUNE 6, 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, Village Administrator Roland Buzard, Treasurer Siobhan Costello, Chief Hughes, Village Clerk Georgina Cavagnaro, Deputy Treasurer Janine D'Orio

ABSENT: Assistant to the Mayor Don Tesoriero

ZOOM ATTENDANTS: Kate O, Mary Smith, Joanne Kountourakis, Joseph Cavagnaro, Jennifer Borden, David Weber, Tim Blanco, Damon McMullen, Phyllis Weber, Abigail Adams, J W, Susan Suvall, Don Blixt, Leah Chiappino, Ben Meyburg

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

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

ANNOUNCEMENTS: The Cow Harbor Day Committee will be led by Rich Boziwick.

PRESENTATION: None

PUBLIC HEARINGS: None

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

BOARD APPROVAL OF WARRANTS:

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

Prepay Governmental Funds Utility bills 5/30/23 in the amount of \$1,104.49

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

Governmental Funds bills 6/6/23 in the amount of \$1,008,389.46

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

May 2023 Auto Pay in the amount of \$7,751.21

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

Payroll week 6/2/23 General Fund \$356,160.67

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

Payroll week 6/2/23 Sewer Fund \$15,305.46

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

The following request was approved by the board.

REQUESTS: The Rotary Club of Northport would like to hold their annual "Duck Race" Sunday, August 20th at noon at the walled inlet at the foot of Main Street.

RESOLUTIONS:

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

RESOLUTION 2023 – 125 ~ APPROVAL OF MINUTES

BE IT RESOLVED, the minutes of the May 16, 2023 meeting are hereby accepted.

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

RESOLUTION 2023 - 126 ~ NORTHPORT FIRE DEPARTMENT FAIR PARKING RESTRICTIONS

WHEREAS, Chief Hughes has requested the enactment of temporary parking restrictions during the hours of the Northport Fire Department Fair which is scheduled for Monday, July 10, 2023 through Saturday, July 15, 2023.

WHEREAS, Chief Hughes has outlined the required restrictions in a memorandum to the Board of Trustees dated May 30, 2023, 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 approved. Trustee Weber abstained.

RESOLUTION 2023 – 127 ~ FIRE CONTRACT WITH THE TOWN OF HUNTINGTON

BE IT RESOLVED, The Mayor is hereby authorized to execute an agreement with the Town of Huntington to provide fire protection services for fire protection District No. 1 for a period of three year from January 1, 2023 through December 31, 2025 in the amount of one million six hundred twenty thousand four hundred seventeen dollars and ninety cents (\$1,620,417.90) annually, plus an amount not to exceed the annual New York State tax cap for calendar years 2024 and 2025 and on such other terms and conditions as may be acceptable to the Village Attorney, subject to the approval of the volunteers of the Northport Fire Department as provided by law.

WHEREAS, the execution of an agreement is a Type II action pursuant to 6 N.Y.C.R.R. Section 617.5(c) (18)(21), and therefore no further SEQRA review is required.

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

RESOLUTION 2023 – 128 ~ PARAMEDIC

WHEREAS, Matthew Finkelstein has applied to be a per diem Paramedic for the Village of Northport, and

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.

NOW THEREFORE BE IT RESOLVED, Matthew Finkelstein is hereby hired for the position of Paramedic for the Incorporated Village of Northport, and as with all applicants, Matthew Finkelstein 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 Matthew Finkelstein 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 2023 – 129 ~ PARAMEDIC

WHEREAS, Jonathan Gorst has applied to be a per diem Paramedic for the Village of Northport, and

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.

NOW THEREFORE BE IT RESOLVED, Jonathan Gorst is hereby hired for the position of Paramedic for the Incorporated Village of Northport, and as with all applicants, Jonathan Gorst 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 Jonathan Gorst 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 Pucillo the following resolution was unanimously approved.

RESOLUTION 2023 – 130 ~ PART-TIME CALL-IN FIRE DEPARTMENT DISPATCHER

WHEREAS, Steven Rostern is currently employed with the Village of Northport as a part-time Fire Marshal and in addition has applied to become a per diem part-time call-in dispatcher for the Village of Northport Fire Department,

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.

NOW THEREFORE BE IT RESOLVED, Steven Rostern is hereby hired for emergency backup to support the Incorporated Village of Northport Fire Department as a per diem part-time call-in dispatcher, and

BE IT FURTHER RESOLVED, Steven Rostern will work per diem at a rate of pay of \$29.49 per hour.

On the motion of Trustee Sabia and seconded by Trustee Dolan, with Trustee Weber voting no, the following resolution was approved.

RESOLUTION 2023 – 131 ~ AUTHORIZING THE MAYOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH NELSON, POPE & VOORHIS, LLC

BE IT RESOLVED, The Northport Village Board hereby authorizes the Mayor to execute a professional services agreement with Nelson, Pope & Voorhis., LLC, for services outlined in the proposal dated April, 2023, at a cost not to exceed \$162,000.00, 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 SEQRA review is required.

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

RESOLUTION 2023 - 132 ~ AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR AN EXTERMINATOR FOR VILLAGE FACILITIES WITHIN THE VILLAGE OF NORTHPORT

WHEREAS, the exterminator will evaluate and provide critical information about the pest and rodent issues, which will determine appropriate measures to remediate issues located at Village trash collection points, parks and facilities, and

WHEREAS, “Requests for Proposals” were solicited and received. The lowest qualified proposal was submitted by Kane Exterminating Corp.

WHEREAS, Kane Exterminating Corp. 153 West Main Street, King Park, NY 11754, submitted a proposal for an initial service, including set-up, 8-week abatement, and evaluation to be completed at the 6-month point, for extermination services at Village of Northport parks, buildings and trash collection sites at an initial cost of

\$5449.00, Fifty-Four Hundred and Forty-Nine Dollars for initial year; and Service Visit Cost of \$625.00 each, and

WHEREAS, the Exterminator 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 Kane Exterminating Corp. 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.

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

RESOLUTION 2023 – 133 ~ AMBULANCE DRIVER 1

BE IT RESOLVED, Part-Time, Call-in Fire House Attendant, Aidan Murtagh is hereby reclassified effective immediately to the position of Ambulance Driver 1 at the hourly rate of \$31.30 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 2023 – 134 ~ CONTRACT TERMINATION

BE IT RESOLVED, the Village of Northport hereby terminates the contract dated June 5, 2022 with Leonard Marchese, CPA effective immediately.

FURTHER RESOLVED, this is a type II action pursuant to 6 N.Y.C.R.R. Section 617.5 and, therefore no further SEQRA review is required.

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

RESOLUTION 2023 - 135 ~ CREATING A CAPITAL PROJECT TITLED MAIN STREET REVITALIZATION

WHEREAS, The Village of Northport desires to undertake a construction project to revitalize Main Street by replacing sidewalks, light fixtures, street trees, parking meters and related improvements; and

WHEREAS, the Village of Northport will finance this project through the issuance of Bonds, BANs or Notes, and

WHEREAS, establishing a Capital Project is a Type II action pursuant to 6 N.Y.C.R.R. 617.5 (C) and no further SEQRA review is required at this time.

BE IT RESOLVED, The Village hereby creates the following capital project entitled Main Street Revitalization with an appropriation of \$2,500,000 to be funded via issuance of Bonds, BANs or Notes of the Village pursuant to the New York Local Finance Law and/or other applicable statutes or laws; and,

BE IT FURTHER RESOLVED, that the Village Treasurer is hereby authorized to

make all the necessary accounting and budgetary adjustments needed to implement this resolution.

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

RESOLUTION 2023 – 136 ~ RETAINING THE LAW FIRM OF HAWKINS, DELAFIELD AND WOOD, LLP

WHEREAS, in order to finance the Main Street Revitalization Project, the Village desires to retain Hawkins, Delafield and Wood, LLP as Bond Counsel to represent the Village in connection with the issuance of Bonds, BANS or Notes pursuant to New York Local Finance Law and/or other applicable statutes or laws; and,

BE IT RESOLVED, The Mayor is authorized to execute a retainer agreement with Hawkins, Delafield and Wood, LLP at the rates as set forth below;

Exhibit A
Bonds

Our fee relating to a publicly sold serial bond issue would include a base charge of \$3,500 for the preparation of proceedings relating to the sale and issuance of the bonds. In addition, we would charge a bond issuance fee of:

\$1.25 per \$1,000 for the first \$4,000,000 financed

\$1.00 per \$1,000 for the next \$4,000,000 financed

\$.75 per \$1,000 thereafter.

Notes

Our fee for publicly sold note issues, including bond anticipation notes, tax anticipation notes, revenue anticipation notes, capital notes, budget notes and deficiency notes, whether original or renewal issues, or issues which combine new obligations with renewal obligations, would include a base charge of \$1,500, plus a fee of:

\$.75 per \$1,000 for the first \$4,000,000 financed

\$.60 per \$1,000 for the next \$4,000,000 financed

\$.50 per \$1,000 thereafter.

Bond Resolution Preparation Fees

Our fee for the preparation of bond resolutions, or amendment of bond resolutions, is \$750 per bond resolution. Such fee would generally be billed together with our fees for the initial serial bonds or bond anticipation notes issued pursuant to such bond resolution(s).

Hourly Fees

The scope of bond counsel services required in connection with a particular financing sometimes requires additional services. In such event, we would propose to charge a fee of \$275 per hour for attorney time spent on unusual matters, other than those expected to be encountered in the usual course of a bond or note issue. If circumstances dictate that a different rate (lower or higher) be used, we would discuss an alternate rate with the Village prior to commencing work.

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

RESOLUTION 2023 – 137 ~ RETAINING THE MUNICIPAL FINANCIAL ADVISOR MUNISTAT SERVICES INC.

WHEREAS, The Village of Northport desires to retain Munistat Services Inc. for financial advisory services in connection with the issuance of Bonds, BANS or Notes, and,

BE IT RESOLVED, The Mayor is authorized to enter into a Municipal Finance Advisory Service Contract with Munistat Services Inc. on terms as set forth below;

APPENDIX B FEES AND EXPENSES

The fees for our services for capital project financings will *not exceed* the following:
Serial Bonds - \$8,500 for each bond issue with an Official Statement and \$1.00 per \$1,000 thereafter, prior to the reduction of premium; Bond Anticipation Notes – Base fee of \$4,000 for each note with an Official Statement and \$0.65 per \$1,000 thereafter;
Lease financings - \$6,500 and \$0.35 per

\$1,000 thereafter. The fee for general consulting services will be \$225 per hour with the terms of the service agreed upon prior to the engagement.

If, and when applicable, the fee for preparation and filing of the Statement of Annual Financial and Operating Information in accordance with SEC Rule 15c2-12, and the Village's Continuing Disclosure Undertaking will be \$2,200. There is no charge for the filing of material event notices.

All of the above fees represent our experience in working with local governments for the last several years, a general understanding of the capital project plans and the necessary time expected to execute each transaction. It should be noted that these fees

represent a “not to exceed” amount. Munistat has historically discounted much of the above fees due to size, the issuance of more than one bond issue in a given year, or single-purpose borrowings.

The fee for our services includes all out-of-pocket expenses. Other normal issuing costs, such as bond counsel fees, rating agency fees and publication of resolutions and Notices of Sale are billed directly to the Village by the respective parties.

Munistat Services, Inc. will not charge to attend meetings of the Board, work sessions, meetings with bond counsel, ratings agencies, or any other meetings associated with a capital project. We do not charge any fees for services delivered prior to a referendum, including preparation of estimated debt service and tax rate impact schedules. There will be no charge until, and unless the closing of the bonds or notes take place.

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

RESOLUTION 2023 – 138 ~ BUDGET TRANSFERS

BE IT RESOLVED, The Village Treasurer is hereby authorized to make the following budget transfers; see attached General Ledger Budget Adjustment Proof List.

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

RESOLUTION 2023 – 139 ~ APPOINTMENT OF COUNSEL

WHEREAS, The Board of Trustees desires to retain counsel to represent the Village of Northport in connection with a certain condemnation proceeding regarding a road known as Ackerly Terrace which was recently purchased by DeMaio Way, LLC for the sum of \$15,000.00; and

WHEREAS, the Village has maintained Ackerly Terrace including repaving the roadbed and desires to obtain control over its roadway, and

WHEREAS, The Board of Trustees desires to retain the firm of Egan & Golden and Harvey B. Besunder of with offices at 96 South Ocean Avenue, Patchogue, NY to represent the Village of Northport in the condemnation proceeding and he shall be compensated at the rate of Three hundred seventy-five dollars per hour.

WHEREAS, retaining a law firm to represent the Village of Northport is a Type II action pursuant to 6 NYCRR 617.5 (c) and no further SEQRA review is required.

NOW THEREFORE BE IT RESOLVED, that the Mayor is authorized to execute a retainer agreement with Egan & Golden at the hourly rate of \$375.00 per hour for purposes of condemning property known as Ackerly Terrace.

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

RESOLUTION 2023 – 140 ~ KIDS YOGA

WHEREAS, the wellness program is a continuing program offered by the Village of Northport for the betterment of its residents.

BE IT RESOLVED, Kim Bienia is hereby authorized to use the Northport Village Park Gazebo Thursday afternoons at 4:30 pm from June 29th – August 17th, 2023 for Kids Yoga, as part of the Village of Northport's Wellness Program.

BE IT FURTHER RESOLVED, each participant will be charged a fee of \$10.00 per class of which half of the fee will be paid to the Village of Northport.

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

RESOLUTION 2023 – 141 ~ PAVING OF VILLAGE ROADS

BE IT RESOLVED, The Village hereby authorizes an expenditure not to exceed \$211,950.00. On the recommendation of Northport Village Administrator, the following roads are approved for paving by Posillico Civil under NYSOGS Contract, Group #31502, funded by the balance in the New York State CHIPS Grant funding appropriation;

- Woodside Avenue/ Main Street to Annetta Avenue
- Rutledge Avenue/ Woodside Avenue to Highland Avenue
- McKinney Avenue/ Woodside Avenue to Annetta Avenue
- Douglas Avenue/ Highland Avenue to Annetta Avenue
- Annetta Avenue/ Highland Avenue to Douglas Avenue

BE IT FURTHER RESOLVED, this is a type II action pursuant to 6 N.Y.C.R.R. Section 617.5 (c) and is not subject to any further action under SEQRA.

The next meeting of the Board of Trustees will be Tuesday, June 20, 2023 at 6:00PM.

Respectfully submitted,

Georgina Cavagnaro
Village Clerk