

**THE MINUTES
FOR THE JANUARY 19, 2016
MEETING OF THE BOARD OF TRUSTEES
OF THE INCORPORATED VILLAGE OF NORTHPORT
REGULAR MEETING
6:00 PM.**

Present: Mayor Doll, Trustees Maline, McMullen, Milligan and Tobin, Village Attorney Stuart Besen, Village Clerk Donna Koch, Village Administrator Tim Brojer, Village Treasurer Len Marchese, Police Chief Bill Ricca

PRESENTATIONS: no presentations.

PUBLIC HEARINGS: no public hearings.

PUBLIC PARTICIPATION:

Joe Sabia, Cherry St. commended the Police Department and Police Chief Ricca for a fresh set of eyes and new ideas with their recent announcement of a public forum meeting.

BOARD APPROVAL OF WARRANT:

On the motion of Trustee McMullen and seconded by Trustee Maline the following bills were approved for payment.

Fiscal Year 2015/2016 General Fund bills in the amount of \$ 24,635.50

On the motion of Trustee Tobin and seconded by Trustee Maline the following bills were approved for payment.

Fiscal Year 2015/2016 Sewer Fund bills in the amount of \$ 2,958.85

On the motion of Trustee McMullen and seconded by Trustee Tobin the following bills were approved for payment.

Fiscal Year 2015/2016 Capital Fund bills in the amount of \$ 24,635.50

On the motion of Trustee Tobin and seconded by Trustee Maline the following bills were approved for payment.

Fiscal Year 2015/2016 Fire Department bills in the amount of \$11,918.33

COMMISSIONER REPORTS:

Trustee Maline reported that after seven years the state has rendered a decision in the Krumholz case and the Village has been vindicated. We have been granted summary judgement in an amount of \$179,511.77 with statutory interest which is nine percent a year from March 5th, 2009. Also the defendants counter claim is dismissed. The Village had sought to have Maryclaire prosecuted by the DA's office but the DA's office declined to prosecute. Therefore we worked out an agreement with the insurance company that once we got a judgement against Maryclaire they would pay on the policy. The Federal case did not cost the village any attorney fees. Maryclaire Krumholz brought a wrongful termination against the village and we counter claimed to get back the money we believed she took illegally. The Federal judge agreed with us in his decision but stated its state law and could not decide the cause of action. He dismissed Maryclaire charges then we had to bring the affirmative action. The insurance company only paid for part of these legal expenses as they were part of the counter claim against Maryclaire. The Villages legal expense was \$9408.50 which we will look to get back from the insurance company. Overall the attorney's fees were over \$100,000 which were paid by the insurance policy. This decision mirrors what our position was all along. Mayor Doll thanked Trustee Maline for staying on top of the case all this time.

Trustee Maline also reported the Village is purchasing new software to track building permits as well as fire permits bringing us into the twentieth century. Also to see if this company would be compatible for our tax and sewer programs. The payments will be spread out over two years.

Trustee McMullen reported that the fire department has conducted a live drill training event on the garage at the Beach Ave property which is scheduled to be demolished tomorrow. A new generator building will be built in place of the garage. The original generator building was destroyed during hurricane Sandy and FEMA has will pay for the replacement. There will be no cost to the Village and FEMA will pay roughly \$179,000. When it is completed it will be above baseline elevation, then the whole site will be regraded and new landscaping. Also they Village has stopped the shoreline project because of difficulties with the soil. In 2014 when we had the sewer line break on Woodbine Ave a section of pipe was sent out to a metallurgist and it was discovered the pipe had turned to graphite. We came up with the idea to combine the two projects. The original cost to replace the Woodbine Ave forced main would have been 6.2 million dollars. By taking the 5th Ave forced main and dropping it into the shoreline sewer line will save the Village a lot of money. We have been working closely with Senator Marcellinos office. We have to wait till they pass the budget to see if we get the 4 million.

Trustee Tobin had nothing to report this evening.

Trustee Milligan report he and Trustee McMullen had met with Rob Crafa regarding installing rain gardens to catch rainwater runoff in an effort to clean the harbor. This will help with our MS-4 reporting. A presentation will be given at our next meeting. Homeowners can volunteer to put a rain garden on their property.

Mayor Doll reported the highway is busy with the street sweeper out, cleaning up parking

lot #3, un-decorating from the holidays, getting the trucks ready for any pending snow.

CHIEF OF POLICE REPORT: nothing to report this evening.

ADMINISTRATOR'S REPORT: nothing to report this evening.

NEW BUSINESS:

OLD BUSINESS: no old business was discussed.

CORRESPONDENCE: no correspondence.

REQUESTS: no requests.

RESOLUTIONS:

On the motion of Trustee Maline and seconded by Trustee McMullen the following resolution was unanimously approved.

RESOLUTION 2016 ~12 APPROVAL OF THE JANUARY 5, 2016 MINUTES

WHEREAS: Copies of the minutes of the January 5, 2016 meeting were sent to the Board for approval, therefore,

BE IT RESOLVED that said minutes are approved without reading, at this time.

On the motion of Trustee Tobin and seconded by Trustee Milligan the following resolution was unanimously approved.

RESOLUTION 2016 –13 ELECTION INSPECTORS

BE IT RESOLVED: that the Board of Trustees of the Incorporated Village of Northport hereby appoints, pursuant to Section 15-116 of the Election Law, the following Inspectors of Election for each of the three Village Election Districts to preside at all Village Elections in such districts until their successors are appointed; each Inspector shall receive compensation at the rate of \$12.50 per hour;

Election District No. 1	Election District No. 2	Election District No. 3
Maureen O'Brien (Chairperson)	Dorothea Walsh (Chairperson)	Jo Ardizzone (Chairperson)
Liz Dolci	Janet Hayes	Robert Palmer

AND BE IT FURTHER RESOLVED: That the Board of Trustees of the Incorporated Village of Northport hereby appoints, Catherine Romanczyk and Joy Nygren to serve as Election Inspectors/Computer Operators.

AND BE IT FURTHER RESOLVED: That Cathy Romanczyk and Joy Nygren will

receive their regular days pay and an additional 9 hours in compensation time.

On the motion of Trustee Maline and seconded by Trustee McMullen the following resolution was unanimously approved.

RESOLUTION 2016 –14~ SETTLEMENT OF LAWSUITS

WHEREAS, the property owners of properties identified in the attached Schedule “A” below have previously commenced legal challenges claiming that the subject properties have been and continue to be assessed at a value which exceeds the appraised value of the subject properties in use for various tax years; and

WHEREAS, the Village Assessor and the Village Attorney have engaged in extensive review of these legal challenges and the basis therefor, and have engaged in extensive research and investigation of the value of these properties for assessment purposes and have had negotiations with the attorneys for the various property owners and based on these negotiations have achieved a settlement of these claims which represent a substantial compromise of the claims and which they recommend is in the best interest of the Village to accept; and

WHEREAS, the refunds from the proposed settlements are without interest.

NOW, THEREFORE, BE IT RESOLVED that the Village Attorney is hereby authorized to execute stipulations of settlement with respect to the Assessment challenges to the properties identified in Schedule “A” below in accordance with the assessment amount approved and recommended by the Village Assessor and Village Attorney.

SCHEDULE “A”				
<u>Tax Map No</u>	<u>Address</u>	<u>Current Assessment</u>	<u>New Assessment</u>	<u>YEAR</u>
0404-12-2-38.1	50 Fifth Ave	6475	5461	2015/2016
0404-11-3-89	64 Monroe St	5200	4318	2015/2016
0404 -11-1-16	225 Main Street	7525	6668	2015/2016
0404-12-3-57.4	8 Tracy Ct	8750	8302	2014/2015
0404-12-3-57.4	8 Tracy Ct	8750	8302	2015/2016
0404-12-3-57.1	9 Tracy Ct	8910	8487	2014/2015
404 – 12-3-57.1	9 Tracy Ct	8910	8487	2015/2016
0404-14-1-47.7	148 Cherry St	5650	5166	2014/2015

On the motion of Trustee Maline and seconded by Trustee Tobin the following resolution was unanimously approved.

RESOLUTION 2016-15 ~ MUNICIPALITY COMPUTER SOFTWARE

BE IT RESOLVED: The Village Board hereby authorizes the expenditure not to exceed \$27707.00 (half payment of \$13, 854 due 2/28/16 second half \$13,854.00 due 3/1/2017) for property management software.

On the motion of Trustee McMullen and seconded by Trustee Maline the following resolution was unanimously approved.

RESOLUTION 2016- 16~ APPOINTMENTS

BE IT RESOLVED: the following appointment proposed by the Mayor are hereby approved pursuant to the Village Law:

To fill unexpired term of Paul Wotzak

Village Assessor – Richard Leonard

to expire 4/5/16

On the motion of Trustee Tobin and seconded by Trustee McMullen the following resolution was unanimously approved.

RESOLUTION 2016 – 17 AUDITING FIRM

BE IT RESOLVED: The firm of Nawrocki Smith is hereby retained to assist the Village in the year ending 2016 audit in an amount not to exceed \$30,000.00

On the motion of Trustee Maline and seconded by Trustee McMullen the following resolution was unanimously approved.

RESOLUTION 2016–18 ~ BUDGET TRANSFER

BE IT RESOLVED: The Village Treasurer is hereby authorized to make the following budget transfers; see Schedule “A”

On the motion of Trustee McMullen and seconded by Trustee Milligan the Board moved into executive session. 6:45PM

On the motion of Trustee Tobin and seconded by Trustee Maline the Board moved out of executive session. 8:00 PM.

The next regular meeting of the Board of Trustees will be on February 2, 2016 at 6:00 P.M

A RESOLUTION FOR AN EXECUTIVE SESSION: if necessary, for personnel and/or litigation matters.

Respectfully submitted,

Donna M. Koch
Village Clerk

SCHEDULE A

**Inc Village of Northport
For Board Approval
1/19/2016**

Budget Transfer:

From:	Increase	Amount
A.1110.0111.0001 Village Justicee, PT Salary Trial Costs	A.1110.0400.000 Village Justice contractual	\$100.00
A.1410.0400.0000 Village Clerk Expenses	A.1410.0111.0000 Village Clerk PT Salary	\$800.00
A.1910.0400.0000 Unallocated Insurance	A.3120.0101.0000 Police Overtime	\$8,241.53
A.3320.0400.0000 Meter Expensesd	A.3120.0122.0000 Police Dispatcher OT	\$4,108.98
A.3410.0401.0000	A.3410.0401.0001	\$1,000.00

FD Utilities	FD Substation Utilities	
A.3410.0425.0000 FD Insurance	A.3410.0418.0000 FD Rescue Squad	\$700.00
A.3410.0425.0000 FD Insurance	A.3410.0445.0000 FD Outside Truck Repairs	\$882.14
A.5110.0409.0000 Highway Misc	A.5110.0200 Highway Equipment	\$1,425.99
A.1620.0409.0000 Village Bldgs. Misc	A.6410.0400.0000 Holiday Decorations	\$1,717.04
A.7140.0409.0003 Parks Garden Expenses	A.7140.0409.0002 Parks Misc. Dog Refuse Bags	\$399.38
A.7180.0403.0000 Dock, Pump Out Boat Fuel	A.7180.0401.0000 Dock Electric	\$167.96
A.9010.0801.0000 NYS Retirement	A.9040.0803.0000 Worker's Comp	\$1,350.71
G.8120.0401.0000 Sewer Line Utilities	G.1650.0400.0000 Sewer Telephone	\$500.00

