

The Board Meeting of the Board of Trustees met in the Municipal Building, 14 Baker Street, Patchogue, New York on Monday, March 13, 2023 with public viewing through video streaming on YouTube and in person.

The meeting was called to order at 6:00 p.m. by Deputy Mayor Krieger and Trustees Brinkman, Carrillo, Ferb, Keyes, McHeffey, Village Attorney Egan, Village Clerk Devlin, and Deputy Village Clerk Braile present. Mayor Pontieri and Village Treasurer Krawczyk were absent.

The flag salute was made and the safety message was given.

Village Clerk Devlin asked the Board to approve Board Meeting minutes from February 27, 2023.

Upon a motion by Trustee Carrillo, seconded by Trustee Ferb, and unanimously carried, the Board approved the Board Meeting minutes from February 27, 2023.

Village Clerk Devlin stated the total bills for the period ending March 13, 2023 were \$917,475.95. The five largest bills were as follows: \$283,702.30 for Galvin Brothers, \$213,414.21 for New York State Employees Health Insurance, \$96,662.50 for Norberto Pools, \$25,614.70 for PSEGLI, and \$21,098.70 for Clear River.

General	\$ 428,400.78
Trust & Agency	\$ 17,423.13
Cap Projects	\$ 385,004.79
Sewer Fund	\$ 78,657.02
B.I.D. Fund	\$ 1,594.60
Housing Fund	\$ 0.00
CDA Fund	\$ 6,395.63
General Bills	\$ 0.00
Totals	\$ 917,475.95

Upon a motion by Trustee Brinkman, seconded by Trustee Ferb, and unanimously carried, the Board approved payment of the bills as presented.

Dennis Smith reviewed the BID and Special Projects report. Mr. Smith indicated that the BID Board had approved the 2023 budget in the amount of \$165,000. This budget would allow the BID to do all of the activities it always did including providing stipends to various organizations. A new line for Christmas decorations had also been created. He noted that he had discussed this in detail with the Board at previous meetings. This would be a four to five year project which would be a shared expense with the Village to refresh the Christmas decorations. The new decorations would include sixty self-lit white snowflakes that would replace the current green wreaths, a new Happy Holidays skyline banner for West Main Street with the current reindeer being moved to another location, a shooting star decoration that would be placed on the Four Corners, and signature star decorations that would be placed on various buildings throughout the community. This should be a nice, new, and brighter look with the total coming to \$35,500 which was less than the originally planned \$50,000. Due to these savings, an additional \$15,000 would be available to tweak these new decorations once they were tried during the 2023 holiday season. Payments would be split with the Village paying 60% of the costs and the BID paying 40% of the costs. Mr. Smith continued by noting that the BID was starting to prepare for summer with 160 hanging baskets ordered from Fantastic Gardens. They were working with DPW to hire two summer workers for garden maintenance. The watering program was also being worked on including maintenance of the truck and creating a schedule. Sunday Market planning was also starting for the upcoming season. Mr. Smith noted that with regard to the cameras, a second modem box had been installed at the Four Corners to assist with boosting the signals from nearby cameras to the Theatre server. This would be especially helpful in the summer when the trees were full of leaves. He continued by noting that Johnson Controls was continuing to work on a punch list of items to close out Phase I of their project. EV charging stations still needed to be installed at the Oak Street Parking Lot array and in the DPW yard. It was exciting to note that, due to the hard work of the Mayor and Village Clerk, there might very well be a Phase II of this project involving the installation of solar panels in the Sixth District Court Parking Lot. If this occurred, that power could be fed to the waste treatment plant

which was the largest electricity user in the Village. The Shorefront Park project continued to move along nicely with the installation of a second time lapse camera planned. This second camera would provide a better view as the project progressed to the east. Mr. Smith indicated that the Splash Pad project was on target for a spring opening in conjunction with the pool opening. Finally, the commercial dumpster recommendations were working out well. Dumpster areas had greatly improved in appearance, and complaints had reduced to almost none.

Deputy Mayor Krieger inquired if Mr. Smith could check on the positioning of signage directing people to parking areas in the Village. Mr. Smith stated that he would check the signs.

Trustee Keyes commented that he had entered the Church Street parking lot earlier in the day, and the entire lot had been a mess at 8:00 a.m. He had spoken to the BID maintenance worker, and the lot had been completely cleaned up by 9:00 a.m. Trustee Keyes expressed his appreciation for his hard work. Mr. Smith stated that he would relay his kind words to him.

Deputy Mayor Krieger reviewed the Public Safety report which had been submitted by Jim Berberich, Chief of Public Safety. He noted that Chief Berberich provided him with a Public Safety report for each Board meeting. For the previous two (2) week period, Public Safety had issued one hundred ten (110) parking violations, responded to thirty-seven (37) calls from the dispatcher, and issued nine (9) field appearance tickets for open alcohol and public urination. Deputy Mayor Krieger stressed that Public Safety officers were out there working to keep the Village clean.

Deputy Mayor Krieger asked the Board to approve setting a public hearing.

Upon a motion by Deputy Mayor Krieger, seconded by Trustee Ferb, and unanimously carried, the Board granted approval to set a public hearing for a date to be determined* to consider Parking by Permit Only on Laurel Street from South Ocean Avenue to Cedar Avenue. ** the hearing date was inadvertently not set at the meeting, but was later set as April 10 through an email poll and scheduled to be ratified at the meeting of 3/27/23 – Lori Devlin.*

Deputy Mayor Krieger asked the Board to approve the 2022 LOSAP Program for the Patchogue Ambulance Company.

Upon a motion by Deputy Mayor Krieger, seconded by Trustee Keyes, and unanimously carried, the Board granted approval of the 2022 LOSAP Program for the Patchogue Ambulance Company.

Deputy Mayor Krieger asked the Board to approve holding an Amnesty Program for parking tickets remaining open in the Village Justice Court.

Upon a motion by Deputy Mayor Krieger, seconded by Trustee McHeffey, and unanimously carried, the Board granted approval to hold an Amnesty Program for parking tickets remaining open in the Village Justice Court. The program would run from April 1st to April 30th and would offer a 40% discount on all parking summonses issued from January 1, 2016 to present.

Deputy Mayor Krieger encouraged anyone who had outstanding tickets to take advantage of the amnesty program with this 40% discount.

Trustee Keyes indicated that planning was going well for the Eco Fair planned for April 23, 2023. He had a meeting with radio station WEHM earlier in the day, and they would be promoting the event. A strong response had been received from sponsors as well who would be utilizing their own social media accounts to advertise the fair. Trustee Keyes noted that he had feared, at first, that there would be low interest in the event, but it seemed that this was not the case. He then indicated to Deputy Mayor Krieger that he would probably need to request a couple of extra officers for the event to keep things running smoothly. Trustee Keyes continued by noting that he had made a request to show the movie, Kiss the Ground starring Woody Harrelson, at the Plaza Cinema. Plaza MAC had provided them with three hours to view the film and also have some panelists on hand to hold a question and answer session after the viewing. He was hopeful that this would be part of the entire event. Ride Share would be providing a presentation on EVs which would help educate people. Trustee Keyes was hopeful that this would be another example of Patchogue's proactive approach and creativity in promoting new

events. There would also be many raffles and giveaways including rain barrels and fertilizer. Trustee Keyes expressed excitement that the fair would be a great success. Trustee Carrillo inquired as to the time of the fair. Trustee Keyes indicated that it would be held from 10:00 a.m. to 4:00 p.m. and noted that the Patchogue-Medford Library and St. Joseph's College would also be involved. There would be several community clean-ups and a presentation on microplastics by the college students was scheduled. He was hopeful that the entire community would be involved as well. Village Clerk Devlin indicated that the Tree Committee would be participating too.

Trustee Keyes reminded everyone that the St. Patrick's Parade would be held on Sunday, March 19th. It was always one of the biggest events of the year in the Village, and Deacon Marty McIndoe would be serving as grand marshal. There would be lots of bag pipe units. Trustee Brinkman reminded everyone to visit the Patchogue Fire Department before the parade to participate in their Kegs and Eggs event for a fun time.

Trustee Keyes asked the Board to approve use of Rider Avenue and Shorefront Park by Holy Angels Regional School.

Upon a motion by Trustee Keyes, seconded by Trustee Brinkman, and unanimously carried, the Board granted approval for Holy Angels Regional School to hold their Walk-a-Thon/Wellness Field Day at Rider Avenue and Shorefront Park on Friday, May 19th from 9:30 a.m. to 1:00 p.m. (rain date May 25th).

Trustee Keyes asked the Board to approve use of the garden space behind 380 Bay Avenue by the Patchogue Community Garden.

Upon a motion by Trustee Keyes, seconded by Trustee Ferb, and unanimously carried, the Board granted approval for Patchogue Community Garden to use the garden space behind 380 Bay Avenue from March 15th to November 20th, dawn to dusk, seven (7) days a week.

Trustee Keyes asked the Board to approve use of Shorefront Park Ball Field by Island Slow Pitch Softball.

Upon a motion by Trustee Keyes, seconded by Trustee Carrillo, and unanimously carried, the Board granted approval for Island Slow Pitch Softball to use Shorefront Park Ball Field from March 26th to November 12th, Monday to Friday from 6:00 p.m. to 11:00 p.m., Saturdays from 9:00 a.m. to 11:00 p.m., and Sundays from 8:30 a.m. to 11:00 p.m. (3/26 to 9/1), 8:00 a.m. to 2:00 pm. (9/10 to 11/12).

Trustee Keyes asked the Board to approve use of Waldbauer Turf Field by Island Slow Pitch Softball.

Upon a motion by Trustee Keyes, seconded by Trustee Ferb, and unanimously carried, the Board granted approval for Island Slow Pitch Softball to use Waldbauer Turf Field at Rider Avenue Park on Saturday and Sundays, April 15th to May 21st and June 17th to July 30th, from 9:00 a.m. to 4:00 p.m.

Deputy Mayor Krieger observed that it was nice to see Parks and Recreation events for the summer on the agenda. Trustee Keyes concurred and noted that the public often assumed that the Parks and Recreation Department was not busy in the winter. This was incorrect as the staff was constantly working throughout the year. Currently, they were planning a mini soccer clinic and many other new programs.

Trustee Keyes asked the Board to approve use of Waldbauer Turf Field by Island Slow Pitch Softball.

Upon a motion by Trustee Keyes, seconded by Trustee Ferb, and unanimously carried, the Board granted approval for Island Slow Pitch Softball to use Waldbauer Turf Field at Rider Avenue Park from June 19th to July 27th, Monday to Thursday from 5:30 p.m. to 8:00 p.m.

Trustee Keyes asked the Board to approve use of the Rider Avenue Complex by PYAA.

Upon a motion by Trustee Keyes, seconded by Trustee Brinkman, and unanimously carried, the Board granted approval for PYAA to use the Rider Avenue Complex (Waldbauer, Clemente, and Pumhouse Fields) from March 20th to June 30th, Monday to Friday, from 6:00 p.m. to 8:00 p.m. and Saturdays from 8:00 a.m. to 6:00 p.m.

Trustee Keyes asked the Board to approve VHB's Contract Amendment #3 for Bid Administration, Permit Modifications and Construction Administration for the Shorefront Park – Living Shoreline Project. This contract amendment had been approved in January subject to review by the Village Attorney. The review had occurred, and this was the recommended amendment.

Upon a motion by Trustee Keyes, seconded by Trustee Ferb, and unanimously carried, the Board granted approval for VHB's Contract Amendment #3 for Bid Administration, Permit Modifications and Construction Administration for the Shorefront Park – Living Shoreline Project in the amount of \$202,000.

Trustee Brinkman indicated that Planning and Zoning were running smoothly thanks to the efforts of the Building Department staff.

Trustee Brinkman asked the Board to approve a Map and Plan for an Out-of-District Sewer Connection.

Upon a motion by Trustee Brinkman, seconded by Trustee Ferb, and unanimously carried, the Board granted approval of a Map and Plan for the Harbour at Blue Point Out-of-District Sewer Connection, H2M project #: PATV 2205.

Trustee Ferb asked the Board to approve an agreement for auditing services.

Upon a motion by Trustee Ferb, seconded by Trustee McHeffey, and unanimously carried, the Board granted approval to enter into an agreement with Cullen & Danowski for auditing services for Fiscal Year 2023 at a cost of \$31,000.

Trustee Ferb asked the Board to remove an authorized signer on the Dime banking account.

Upon a motion by Trustee Ferb, seconded by Trustee Brinkman, and unanimously carried, the Board granted approval to remove Ann Marie Monte as an authorized signer on the Dime banking account since she is retired.

Trustee McHeffey indicated that the Arts Council had granted an award through NYSCA under the Support for Artists program to four artists in the amount of \$40,000 towards special projects. The recipients were as follows: Andrea Cote in the category of Visual Arts Installation, Anu Anam in the category of Interdisciplinary, Benny Migliorino in the category of Folk and Traditional Arts, and Han Qin in the category of Film, Media, and New Technology. Village Clerk Devlin noted that the New York State Council for the Arts awarded individual artist grants in the amount of \$10,000 each. The artist had to submit a proposal and needed a fiscal sponsor, and the fiscal sponsor for these individuals had been the Patchogue Arts Council. Village Clerk Devlin indicated that thirteen artists from Long Island were awarded these grants, and four of them were sponsored by the Patchogue Arts Council.

Trustee McHeffey asked the Board to approve a proposal for pedestrian crosswalk signals and a new crosswalk.

Upon a motion by Trustee McHeffey, seconded by Trustee Brinkman, and unanimously carried, the Board granted approval of a proposal from Hinke Electrical Contractors, Inc. for pedestrian crosswalk signals at the intersection of Rider Avenue and East Main Street including a new crosswalk on the west side of the intersection in an amount not to exceed \$33,000.

Trustee McHeffey indicated that this project would be paid for through a Downtown Revitalization Grant.

Trustee McHeffey asked the Board to waive a building permit fee.

Upon a motion by Trustee McHeffey, seconded by Trustee Ferb, and unanimously carried, the Board granted approval to waive the Building Permit fee of \$250 for the Iglesia Evangelica Refugio Church.

Trustee McHeffey asked the Board to approve a salary increase.

Upon a motion by Trustee McHeffey, seconded by Trustee Ferb, and unanimously carried, the Board granted approval to increase the sale of Code Enforcement Officer Robert Waldbauer to \$33.50 per hour.

Trustee Carrillo indicated that the recent Power in Heels event hosted by the Chamber had been a phenomenal event. Everyone had a great time.

Trustee Carrillo then noted that she was looking forward to the St. Patrick's Parade.

Trustee Ferb indicated that the Greater Patchogue Foundation's Beautification Committee had launched a program called "Adopt a Garden". There were three gardens in the program – the Terry Street Garden also known as the Garden Club Garden, the garden at the 9/11 Memorial Park located at Cedar Avenue and Maiden Lane, and the small pocket park by Rider Avenue and Main Street. They were seeking funds to provide for gardening services. Trustee Ferb noted that the Village did a great job of mowing these parks, but sometimes a finer hand was needed. The program would be managed by Paula Murphy who was an expert in this area. So far, two contributors had stepped forward – John Murphy of James Joyce had contributed \$1,500 towards the Terry Street Garden and the Patchogue Lions Club had contributed \$500 towards the 9/11 Memorial Garden. Trustee Ferb indicated that this was a good start, and people would be hearing more about this project soon.

Trustee Keyes noted that sponsors were being sought for the Eco Fair as well for \$250, \$500, \$1,000 or any other amount that someone might wish to donate.

Village Clerk Devlin indicated that she would be traveling to Vassar College the upcoming Thursday to accept the Tree City USA Award on behalf of the Village. She noted that the Village's flag and signage had already been received.

Deputy Mayor Krieger noted that Mayor Pontieri had asked him to mention that there had been issues with speeding on Brightwood Street into the ferry parking lot, and he would like consideration to be given to installing speed humps to slow the traffic in that area. One would be located between Roosevelt Avenue and Cedar Avenue, and the other between Roosevelt Avenue and the entrance to the ferry parking lot.

Upon a motion by Deputy Mayor Krieger, seconded by Trustee Ferb, and unanimously carried, the Board granted approval to install two (2) speed humps on Brightwood Street to slow traffic: one to be located between Roosevelt Avenue and Cedar Avenue and the other between Roosevelt Avenue and the entrance to the ferry parking lot.

Trustee Keyes noted that the permits for the Splash Pad Project were currently awaiting approval from the Suffolk County Department of Health.

Deputy Mayor Krieger asked if anyone from the public wished to be heard.

John Bogack, Noxon Street, inquired as to when the Village's budget would be presented. Village Clerk Devlin indicated that the budget hearing would be held in April.

Mr. Bogack then noted that he had felt that the Village was very gracious and supportive of the governor during her recent visit to Patchogue.

Mr. Bogack indicated that the last time he had appeared before the Board he had mentioned the issue of a ticket which was still active in Village Court against the Off Key Tiki Bar for violation of the noise ordinance. The Mayor had told him that he would get back to him with information on the status of the ticket, but he had not. Deputy Mayor Krieger stated that he could not confirm that the business was sold, but he had heard rumors that a sale had been or was close to being agreed upon. Mr. Bogack indicated that at the end of 2021, the Off Key Tiki had three

tickets for noise violation issued to them. The Village Prosecutor had reached a deal with them where the tickets had been settled with a \$1,000 fine being paid for one and a conditional discharge agreed upon for the two others with the provision that the Off Key Tiki would not appear in court in 2022 for any violations. If they did return, then those other two tickets would be placed back on the court's docket for adjudication. Mr. Bogack continued by noting that a ticket had been issued to the Off Key Tiki on August 8, 2022 with a return date two months later. This had seemed like a long period of time to him for a noise ordinance violation, and the hearing on the ticket had been adjourned at least two times since then. It was now March of 2023, and this seemed like an excessive amount of time to him. Mr. Bogack expressed frustration at this process and inquired as to what his rights were to complain to the Village Prosecutor. He felt that it related to Code Enforcement at the present time as well as he believed that it could be demoralizing to officers to enter what could be hostile environments, write tickets, and not see any conclusion reached to those tickets. Mr. Bogack again expressed his frustration at the length of time that it had taken to adjudicate one single ticket with any type of consequences. Village Attorney Egan stated that he was taking the proper steps by voicing his concerns to the Village Board of Trustees who could relay them to the Village Prosecutor. He indicated that he would find out what was occurring with the ticket in question and continued by noting that an August to March adjournment did not seem that long to him based on the holiday season occurring in the middle of it. However, he would research the issue and be in contact with him. Due to non-adjudication, the conditional discharge time period may have been extended, and it might have been the prosecutor's plan to capture the next operational season. However, Mr. Bogack had raised a good point, and he would research it. Mr. Bogack indicated that he felt someone should be responsible for this whether the business was sold or not. Code Enforcement officers should not be put in the position of issuing these types of tickets and not seeing any results.

Deputy Mayor Krieger inquired if outstanding tickets would extend to the new owners of a property. Village Attorney Egan stated that if the ticket was written to a property owner the answer would be yes. However, if it was written to an operational partner, the answer would be no.

Upon a motion made by Trustee Ferb, seconded by Trustee Carrillo, and unanimously carried, the meeting was adjourned at 6:37 p.m.

Signed _____
Lori Devlin, Village Clerk

vp