

The Board Meeting of the Board of Trustees met in the Municipal Building, 14 Baker Street, Patchogue, New York on Monday, June 26, 2023 with public viewing through video streaming on YouTube and in person.

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

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

Mayor Pontieri noted that Abe Siegel had passed away the previous week. Mr. Siegel, owner of Blums, was 93 years old and had been involved in Patchogue for many years. He and his family had done much for the Village, and this was a big loss to the community.

Mayor Pontieri then noted that there had been a recent incident at the Mascot Dock where an individual had driven directly off the dock into the water. Thanks to the quick actions of Suffolk County Police Officer Edward Pitre and Firefighter Peter Feehan, the individual involved in the accident had been rescued immediately. He greatly appreciated those who put themselves in danger to help others. Mayor Pontieri then presented the men with certificates of appreciation. It was noted that Firefighter Feehan had been on the dock when the accident occurred. Patchogue Fire Department Assistant Chief Banse noted that there were many normal people doing extraordinary things every day, and he was glad to have the opportunity to work with many of them. Trustee Brinkman also noted that the News 12 reporter who had placed the 911 call for the incident was also a Patchogue resident who lived on Highland Avenue. Mayor Pontieri inquired as to where Officer Pitre had been when the call came in. Officer Pitre indicated that he had been on South Ocean Avenue.

Mayor Pontieri indicated that the Village was fortunate to have the Fifth Precinct present in the community. The Suffolk County Police Department had come in to replace the small Village police department in the 1960s, and the mayor at the time had negotiated that the Fifth Precinct would be located within the Village. As a result, the community was able to get a great response like this one for emergency situations. Mayor Pontieri then thanked the gentleman again for their quick and effective response,

Village Clerk Devlin asked the Board to approve Board Meeting minutes from June 12, 2023.

Upon a motion by Trustee Ferb, seconded by Trustee Carillo, and unanimously carried, the Board approved the Board Meeting minutes from June 12, 2023.

Village Treasurer Krawczyk stated the total bills for the period ending June 26, 2023 were \$3,038,893.18. The five largest bills were as follows: \$1,308,622.91 for Galvin Bros; \$444,614.60 for Rosemar, \$293,552.00 for Hometown Benefits; \$280,659.64 for H2M, and \$131,753.55 for Hinck Electric.

General	\$ 534,925.19
Trust & Agency	\$ 912.36
Cap Projects	\$ 758,982.36
Sewer Fund	\$ 46,287.83
B.I.D. Fund	\$ 4,006.35
Housing Fund	\$ 0.00
CDA Fund	\$ 4,864.86
General Bills	\$1,688,914.23
Totals	\$3,038,893.18

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

Mayor Pontieri indicated that the largest bills were projects funded by grants and State aid. As a result, most of these expenses were not coming from Village taxpayer funds.

Trustee Keyes introduced a brief video developed by the PEP Committee on the recently held Eco Fair. Trustee McHeffey then indicated New York State, as a part of its efforts on

environmental issues, ran a program every year called Earth Month. He continued by noting that 511 New York Rideshare was an organization that tried to spur events throughout the State to get various organizations to encourage people to volunteer and clean up their communities. As part of this effort, they present awards. This year, thanks in large part to the efforts of Katelyn Jackson, the Village of Patchogue wound up receiving three (3) awards. Trustee McHeffey presented them to the Mayor. One was a Certificate of Recognition for planning and hosting the most innovative Earth Month event on Long Island. Another Certificate of Recognition – Silver Award was for receiving the second highest municipal Earth Month pledges on Long Island. The last one was a Certificate of Recognition for capturing the best Earth Month pledge picture on Long Island. Trustee McHeffey indicated that Patchogue was a small municipality of 13,000 residents competing against all of Long Island, and it was impressive to receive these three (3) awards.

Trustee Keyes then asked Mayor Pontieri to join him in presenting a Certificate of Appreciation to Kaitlyn Jackson recognizing her efforts on the successful Eco Fair. Ms. Jackson thanked all the members of the PEP Committee who had helped her noting that the event could not have happened without them.

Mayor Pontieri asked the Board to approve H2M Proposal No.: LP230631.

Upon a motion by Trustee Ferb, seconded by Trustee McHeffey, and unanimously carried, the Board granted approval for H2M Proposal No.: LP230631 for Professional Engineering Services – On Site Sanitary System Abandonment & Connection to Patchogue Sewer Collection System for property located at 160 S. Ocean Avenue for a total of \$80,000.

Mayor Pontieri asked the Board to approve H2M Proposal No.: LP230456.

Upon a motion by Trustee Ferb, seconded by Trustee McHeffey, and unanimously carried, the Board granted approval for H2M Proposal No.: LP230456 for Village of Patchogue – Gerard Street Sanitary Sewer Main Extension Proposal for Professional Engineering Services Detailed Design for property located at 160 & 160 A South Ocean Avenue for a total of \$129,000.

Mayor Pontieri noted that both of those proposals would be paid for from the Sewer Project funds.

Dennis Smith reviewed the BID and Special Projects report. Mr. Smith congratulated the PEP Committee for organizing a great event. He noted that the BID had held its Annual Meeting earlier in the month. Four new Board members had been welcomed to the Board: Steven Desmond, Brian Adams; Tim McCarthy; and Rob Morris. Mr. Smith indicated that he had served the BID for eighteen years, and there were still two Board members who had a longer tenure than he did. These two helped to provide wisdom and guidance to the newer members who bring forward new ideas. He continued by noting that all the hanging baskets were up, and all of the planters had been planted within the last two weeks. Mr. Smith thanked Paula Murphy for all of her hard work in getting these tasks done. Two more people would be hired this evening to assist with watering the plants as a problem had arisen a couple of weeks ago when no one had been available to water. This was a tough position to fill as it required the individual to get up at 3:00 a.m. and work for five (5) hours only a couple of days a week.

Deputy Mayor Krieger asked the Board to approve hiring BID Watering personnel.

Upon a motion by Deputy Mayor Krieger, seconded by Trustee Carillo, and unanimously carried, the Board granted approval to hire Ron Donato and Denise Dunphy as BID Watering personnel at \$22 per hour from June 24th through October 15th.

Mr. Smith continued by noting that the Sunday Market was going well with good vendor participation and customer traffic. The market was being advertised on social media and in the Advance. He was looking forward to another successful year with this event. Mr. Smith noted that two (2) additional cameras would be ordered for the Church Street parking lot to provide a better view, especially of the dumpster area and behind The Meetball Place. Some nefarious activity had been taking place back there over the weekends, so it was hoped that the cameras as well as some increased lighting for these areas would deter this type of activity from occurring. It was hoped that the cameras would be installed within the next few weeks. Mr. Smith indicated

that the Village was waiting for Johnson Controls to close out Phase I of their project. Once the paperwork was processed, Phase I would be completed. It was hoped that a Phase II project to install solar panels to power the wastewater treatment plant could be developed. The plant utilized a huge amount of electricity. Mr. Smith then noted that Phase I of the Shorefront Park project was coming to a conclusion, and the park was looking fantastic. The first phase would be wrapped up by July 7<sup>th</sup>. He expressed his appreciation to Marion Russo for her hard work in keeping this project moving forward.

Marion Russo stepped forward and thanked Tim Nordberg, Village Engineer, for his efforts on this project too. She noted that the last rock sill should be completed within the next few days. The rocks around the mouth of Little Creek would also be completed. She noted that the bridges over the creek were being constructed and were moving along. Concrete walkways were being installed on the east and west end of the park. In addition, some grading and tree planting had started on the east side. Mr. Smith indicated that everything was coming together, and there had been quite a transformation of the park. Ms. Russo noted that all of the local residents had expressed excitement over this project which was gratifying. The promenade would be beautiful, and the environment would be helped. Mr. Smith concurred and noted that this park would be a crown jewel of the Village. He noted that a video outlining parks improvements had been put together which showed all of the work that had been done in the parks over the past few years as well as how much all of the improvements had cost. When the video was done, there had been two letters at Roberto Clemente Park that had been blacked out. This had been corrected and that part of the video would be re-shot. He indicated that the video had been shot in March when there had been few people using the parks, so he would like to get another video now, especially on the ballfields on the weekends. Mr. Smith noted that over \$9.3 million had been put into the parks system in the last seven years. Every park in the Village had been positively impacted and new parks had been created. More work was planned in the future. People were enjoying the parks, and he had heard nothing but good comments. Mr. Smith indicated that Village Clerk Devlin had uploaded the parks video to the Village's web site for all to review. Village Clerk Devlin stated that it was on the Parks Department's home page. Mr. Smith indicated that the video was approximately six (6) minutes long. Mr. Smith then deferred to Trustee Keyes for an update on the Splash Pad project. Trustee Keyes indicated that the Village was still waiting for the permit from the DEC which he hoped would be received by August 1<sup>st</sup>. Everything else was in order with the project.

David Kennedy reviewed the Chamber of Commerce report. He expressed his appreciation for all of the individuals who had been recognized and honored this evening. On behalf of the Chamber, he recognized the accomplishments of Abe Siegel in the community and suggested that some thought be given between the Village and Chamber as to how Mr. Siegel could be commemorated and honored further. He had been a special individual who had gone beyond his business to make a real impact in the community. Mr. Kennedy also recognized the actions of Officer Pitre and Mr. Feehan. Through Mr. Feehan's involvement with PYAA and the Cemetery Committee, he had already had a great impact on the Village. He had known Kaitlyn Jackson prior to her even becoming a Village resident, and he recognized that she had become a true visionary and leader in the community. It was nice to be at a meeting where great people were being celebrated.

Mr. Kennedy then continued by noting that the first Alive After Five of the season would be held on Thursday, June 29<sup>th</sup>. A meeting would be held the next day with Public Safety representatives. He indicated that though he appreciated that people looked forward to the event, it was becoming frustrating to the Chamber to do so as it was a full-time job. Mr. Kennedy noted, that after this season, he was looking forward to meeting with community partners involved in the event and reviewing the Chamber's contribution. The event had become larger than the Chamber could handle on its own. However, the event and brand was important to the community. In the meantime, he looked forward to seeing everyone in attendance on June 29<sup>th</sup>, July 13<sup>th</sup>, July 27<sup>th</sup> and August 10<sup>th</sup>. The events should be great, and everyone should have a good time. Mr. Kennedy continued by congratulating the Greater Patchogue Foundation and Friends of Lakeview Cemetery who ran a wonderful event a couple of weeks ago to teach volunteers how to clean headstones. The Friends of Lakeview Cemetery were also running a nice raffle currently where a member was offering her Fire Island home for the weekend to the winner. In addition, the Beautification Committee would be running their annual Garden Tour on Saturday, July 8<sup>th</sup>. Tickets could be purchased by contacting the Chamber Office at 631-207-1000. This was always a great event featuring many lovely gardens. The St. Liberata Committee

would also be holding a reception to honor the Italian American of the Year, former County legislator, Rob Calarco. on July 11<sup>th</sup> at Donatina's. Other upcoming events included the Fourth of July Parada and the Great South Bay Music Festival. After Alive After Five, the next big event for the Chamber would be the Circus on Main to be held on Friday, August 4<sup>th</sup>. Mr. Kennedy then thanked Trustee Ferb for all of his hard work in serving as liaison to the Chamber, especially in meeting regularly with the Restaurant Committee to discuss the issues occurring on Friday and Saturday nights. Discussions continued to include the use of Patron Scan software to scan individuals' licenses to flag potentially problem customers. Several more restaurants had decided to utilize the software thanks to the persistence of Trustee Ferb.

Mr. Kennedy indicated that he had heard that tonight would be Trustee McHeffey's last meeting serving on the Board, and he expressed his appreciation for all the work he had done. He had been a tremendous asset to the Board, and he would be missed.

Mr. Kennedy noted that a ribbon cutting had recently been held at a wonderful new business, Fire and Wixx Candle Bar. Trustee Keyes had made a statement in his remarks that had now been made into a t-shirt at the establishment with the saying that 'this was the only bar where the candles got lit and not the patrons'.

Mr. Kennedy then thanked Deputy Mayor Krieger for attending the ribbon cutting ceremony for the new playground at Watch Hill.

Deputy Mayor Krieger indicated that he had received the Public Safety report from Jim Berberich, Chief of Public Safety. In the past two weeks, there had been 280 parking summonses issued, 15 field appearance tickets issued for open alcohol containers and public urination, and 86 calls from dispatchers in the past two weeks. One of those calls had been from him concerning a large, loud party that was happening near his residence. He had taken a ride to the party after calling for Public Safety assistance, and officers were already on site by the time he got there. By the time he returned to his house, the music had been turned down. He reminded everyone to contact Public Safety with any concerns they might have.

Deputy Mayor Krieger indicated that the return of Alive After Five would also signal the return of Live in the Lobby for the Patchogue Theatre. He encouraged anyone who never experienced this to stop by the Theatre on one of the nights.

Deputy Mayor Krieger noted that work had begun to renovate the Sixth District Court parking lot, and it should be quite nice when it was finished. Over 70 additional spaces should be added to the lot once it was completed.

Deputy Mayor Krieger asked the Board to ratify prior approval of a DPW Seasonal Employee.

Upon a motion by Deputy Mayor Krieger, seconded by Trustee Keyes, and unanimously carried, the Board ratified prior approval to hire Peter Engelken as a DPW Seasonal Employee at rate of \$17 per hour.

Deputy Mayor Krieger asked the Board to approve accepting the termination of a DPW Seasonal Employee.

Upon a motion by Deputy Mayor Krieger, seconded by Trustee Ferb, and unanimously carried, the Board granted approval to accept the termination of DPW Seasonal Worker Liam Collins as June 15, 2023.

Deputy Mayor Krieger asked the Board to approve Change Order 1 for the Patchogue River Sewer Project.

Upon a motion by Deputy Mayor Krieger, seconded by Trustee Ferb, and unanimously carried, the Board granted approval for Change Order 1 for the Patchogue River Sewer Project, H2M Project No.: PATV 2102 for a credit for overtime charges of H2M's Inspection Crew for the months of January and February in the amount of (\$8,252.42) for a new contract amount of \$20,124,011.94

Deputy Mayor Krieger asked the Board to approve Change Order 2 for the Patchogue River Sewer Project.

Upon a motion by Deputy Mayor Krieger, seconded by Trustee Ferb, and unanimously carried, the Board granted approval for Change Order 2 for the Patchogue River Sewer Project, H2M Project No.: PATV 2012 for a credit for overtime charges of H2M's Inspection Crew for the month of March in the amount of (\$6,777.49) for a new contract amount of \$20,117.324.45.

Deputy Mayor Krieger asked the Board to approve Change Order 3 for the Patchogue River Sewer Project.

Upon a motion by Deputy Mayor Krieger, seconded by Trustee Ferb, and unanimously carried, the Board granted approval for Change Order 3 for the Patchogue River Sewer Project, H2M Project No.: PATV 2012 for a change in material and methodology required by the Long Island Railroad requiring a change of subcontractor for an increase of 49,814.84 for a new contract amount of \$20,167,049.29.

Trustee Keyes indicated that the pool had successfully opened the previous Saturday minus the Mayor's customary plunge.

Trustee Keyes asked the Board to ratify prior approval to hire a Tennis Instructor.

Upon a motion by Trustee Keyes, seconded by Trustee Ferb, and unanimously carried, the Board ratified prior approval ratify prior approval to hire Ciara Mooney, as a Tennis Instructor from June 19<sup>th</sup> through July 12<sup>th</sup>, Monday and Wednesday evenings from 5:00 p.m. to 7:00 p.m. at \$17 per hour.

Trustee Keyes asked the Board to approve hiring additional summer seasonal staff.

Upon a motion by Trustee Keyes, seconded by Trustee Ferb, and unanimously carried, the Board granted approval to hire additional summer seasonal staff as presented.

Trustee Keyes asked the Board to approve hiring Land Tek for maintenance of the 380 Bay Avenue soccer field. He indicated that it was felt that hiring a professional company to provide this maintenance was the best way to keep the field in good shape. Trustee Carillo asked for clarification as to whether work was currently being done on the field. Trustee Keyes indicated that the DPW staff mowed the field, but Land Tek would be providing more detailed work such as aerating, seeding and fertilizing since this was the first soccer field that the Village had.

Upon a motion by Trustee Keyes, seconded by Trustee Ferb, and unanimously carried, the Board granted approval to hire LandTek for maintenance of the soccer field at 380 Bay Ave For fall 2023 and spring 2024 at a cost not to exceed \$6,400.

Trustee Brinkman offered her sincere condolences to the Siegel family. She noted that both Mr. and Mrs. Siegel had made many charitable donations to the community over the years. Trustee Brinkman noted that she had fond memories of Mr. Siegel from when she was a young girl and had visited Blums.

Trustee Ferb congratulated Trustee Keyes, Trustee McHeffey, and Ms. Jackson for the success of the Eco Fair.

Trustee Ferb also expressed that it had been a great pleasure working with Trustee McHeffey.

Trustee McHeffey asked the Board to approve setting a public hearing to amend Article XVI of the Village Code.

Upon a motion by Trustee McHeffey, seconded by Trustee Keyes, and unanimously carried, the Board granted approval to set a public hearing for July 10, 2023, to amend Article XVI of the village code to provide standards for and for the permitting of, tents used in residential and non-residential districts.

Trustee McHeffey asked the Board to approve setting a public hearing to amend Section 336-7

of the Village Code.

Upon a motion by Trustee McHeffey, seconded by Trustee Brinkman, and unanimously carried, the Board granted approval to set a public hearing for July 10, 2023, to amend Section 336-7 of the Village Code to change the term of property rental permits from two years from date of issuance to two years from date of receipt of a complete application.

Trustee McHeffey indicated that he had always loved Patchogue. His uncle had worked at Swezey's, and he had spent a lot of time there. It had been a dream to move here and live in the Village. His family had purchased a home, renovated it, and enjoyed living here. However, a few months ago, an opportunity had arisen to relocate near his in-laws in East Moriches. It was too good an opportunity for him to pass up in order to have his children grow up next door to their grandparents. When he had informed the Mayor, he had been immediately supportive and understanding which made it easier for him. This had been a dream job for him, and he felt he was leaving at a time when so many great projects were underway including the sewer project and Shorefront Park. Trustee McHeffey indicated that he would not be a stranger and intended to come back to visit whenever he could. This would be his last meeting. He thanked the Mayor for everything and for teaching so much, Marion Russo for all she had taught him about the Community Development Agency and Don Wachsmuth as well. Trustee McHeffey then thanked the other Board members as well and reiterated that this had been a dream come true for him.

Mayor Pontieri noted that he had grown up with family members throughout the community, so he understood why this was an important move for Trustee McHeffey and his family. He wished him the best of luck.

Mayor Pontieri then asked the Board to approve Trustee Carillo's appointment to the CDA Board.

Upon a motion by Trustee McHeffey, seconded by Trustee Ferb, and unanimously carried, the Board approved Trustee Carillo's appointment to the Community Development Agency Board.

Mayor Pontieri asked the Board to approve Trustee Ferb's appointment to the Arts Council.

Upon a motion by Trustee McHeffey, seconded by Trustee Brinkman, and unanimously carried, the Board approved Trustee Ferb's appointment to the Arts Council.

Mayor Pontieri indicated that a decision about who to appoint to the vacant trustee position would be made over the next month or so. He again thanked Trustee McHeffey for his service to the community. Trustee McHeffey thanked everyone again.

Trustee Carillo thanked Trustee McHeffey for his service and friendship and indicated that he would be greatly missed.

Trustee Carillo also offered her condolences to the Siegel family.

Trustee Carillo then expressed her appreciation for the police and fire department for always being there when help was needed.

Trustee Carillo also expressed her appreciation and congratulations for the work done by Ms. Jackson and the PEP Committee on the Eco Fair.

Trustee Carillo noted that the Hispanic Parade was about a month and a half away. Parks and Recreation were working on the application for participants, and hopefully, it would be done this week. She noted that she had received two requests for parade applications earlier today. Mayor Pontieri inquired as to the date of the parade. Trustee Carillo stated that it would be held on August 20<sup>th</sup>.

Trustee Carillo indicated that there would be a Score Your First Grant seminar held at the library the next day at 7:00 p.m. It would be focusing on local businesses and not-for-profits to teach grant writing skills and provide insight into how to be awarded a grant.

Trustee Carillo then expressed her excitement to be working with the CDA again as she had

served as a CDA Board member in the past.

Village Attorney Egan congratulated and wished best wishes to Trustee McHeffey. He noted that his voice had been very valuable to the Village and would be missed. Village Attorney Egan thanked him for his service to the Board and the community.

Village Attorney Egan then expressed his condolences to Mr. Siegel for the loss of his father and noted that his father had always encouraged everyone to do what was right for Patchogue no matter what their political persuasion.

Trustee Keyes expressed his condolences to the Siegel family.

Trustee Keyes then noted that he appreciated all of Trustee McHeffey's contributions to the Board and indicated that he would be missed as a Board member but also as a friend as well. He wished him the best of luck.

Deputy Mayor Krieger indicated that he understood how important family connection was for children and also wished Trustee McHeffey the best of luck.

Trustee McHeffey thanked everyone for their kind words. He again thanked all the Board members for their support and for sharing their knowledge with him.

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

Marc Siegel, Blums, thanked everyone for their kind words and support on the passing of his father.

Cynthia Windmere indicated that the last time she had attended a Board meeting was to see the presentation on the work being done at Shorefront Park. She had asked two specific questions at the time which had been answered. One was whether the park would become elevated from where it was with regard to plantings, and she had been told that this would not occur. However, now that the work for Phase I was almost complete, this was not correct. It was elevated. She was concerned about water coming in from the bay during a storm such as Superstorm Sandy and having no way for it to go back out. Ms. Windmere indicated that she believed that the only way for water to exit the park now would be mostly through the creek and whatever drainage areas existed. Mayor Pontieri stated that the engineers had told them that there would be sufficient drainage installed. Ms. Windmere indicated that she had seen some drainage pipes in place but could not see much of the site due to fencing. She noted, though, that the substrate had been built up so high that she could now stand on Smith Street, look across the empty lot where a house had been and not see the water at all. All she could see was a mound of grass and a park bench well over her head. She believed that this was clearly above the flood line. Mayor Pontieri stated that there was a meeting on this project scheduled for later in the week, and he would pose the question to the engineers again.

Ms. Windmere continued by noting that she had contacted Public Safety on two occasions and had not been happy with the results from the dispatcher. She inquired if it would be okay to reference Deputy Mayor Krieger should she need to call again about a parking issue. Deputy Mayor Krieger stated that this was fine and that she should say that he told her to call. The other call concerned an issue she had with someone smoking marijuana nearby and was told that Public Safety did not handle that. However, the Board had passed a new law prohibiting the smoking of cannabis on Village property. She had been told by the dispatcher that the Village was not enforcing that, and she should call 911. Deputy Mayor Krieger stated that smoking of any kind was prohibited in all Village parks. Ms. Windmere inquired if Public Safety was supposed to be enforcing that ordinance. Deputy Mayor Krieger indicated that this was a Village ordinance, and if the smoking was occurring in a Village park, it would be their responsibility to enforce it. Ms. Windmere noted that this had happened a while ago, but she would keep this in mind should it happen again.

Ms. Windmere inquired if there was any type of plan or consequences that had been put in place to prevent performances at the Great South Bay Music Festival from going over time as had occurred last year. Mayor Pontieri stated that this had been discussed and should not occur again. The Village would do what it could to prevent this from happening. Trustee Ferb noted that a

mother board in the console had blown out, and the closest replacement one was located in New Jersey. The festival organizers had borrowed one from the Patchogue Theatre in order to prevent the thousands of people who were in attendance from causing any problems. It had been determined that this was the safest action to take. Ms. Windmere indicated that the festival was already a huge inconvenience to residents and created a sound assault on nearby properties. She loved music but did not like to listen to more than one thing at the same time. The whole four (4) day event was a challenge in many ways for residents. Trustee Carillo stated that she lived nearby as well and understood her concerns about last year. The goal for this year was to fix those problems since it was difficult for residents. Ms. Windmere inquired as to how many more years the organizers had on this contract. Mayor Pontieri indicated that there were a couple more years left on it. Ms. Windmere indicated that she understood that some things were not under their control, but perhaps a financial penalty for certain problems, would encourage them to do better.

Gerry Crean, Bay Avenue, expressed his appreciation for Trustee McHeffey's service on the Board.

Mr. Crean then expressed appreciation for all that the Mayor and Board had accomplished. The Village had been awarded many certificates for their work on encouraging housing such as Artspace and spurring economic development to eliminate blighted areas while preserving historic spaces such as the Carnegie Library. He also expressed his appreciation for the work done by the PEP Committee, the Shorefront Park project, the expansion of the sewage system in south Patchogue, and protecting environmentally fragile properties from being developed. This Board and those that had been in place over the years under the Mayor's leadership had done a great job for the community. Mayor Pontieri thanked Mr. Crean for his kind words.

Dennis Ross, Lager Lane, indicated that he had received a notice earlier in the day regarding compliance for parking within their private property development. He provided Village Attorney Egan with a copy of the notice. Mr. Ross noted that the development had redesigned the parking lot and removed some of the handicapped accessible parking spots that had gone unused for months. He indicated that they had spoken with a representative from ADA and been informed that, as a private property, no handicapped accessible spots were required. Village Attorney Egan asked for verification that they had worked with the ADA on this. Mr. Ross stated that they had worked with a representative of the ADA from Suffolk County. Village Attorney Egan stated that this was a notice of violation which had been issued because any private property which was developed had a site plan which had to be approved, and parking spaces had been changed without amending their site plan. The process of amending their site plan had to be followed. Mr. Ross noted that the site had been altered before without any amendment being made to the site plan. Village Attorney Egan reiterated that any changes to a site plan needed to be submitted and approved, especially parking as a certain formula needed to be followed. A certain number of handicapped accessible spots were required by law and were regulated through the site plan approval process. Mr. Ross indicated that other changes had been made to this private property in the past without site plan amendment being required. Village Attorney Egan reiterated that any time a change is made to a site plan then a site plan amendment application needed to be submitted. Mr. Ross inquired if the previous changes which had been made without site plan amendment approval would need to be included on the application. Village Attorney Egan suggested that any changes be included. Mr. Ross indicated that this would be done this week.

Mr. Ross continued by noting that standing water was still a problem and inquired if vector control representatives had contacted the Village. Mosquitos were a huge problem, and the Village just needed to have DPW come through and level the area in question in order to eliminate the standing water. Deputy Mayor Krieger inquired if this was near the stream. Mr. Ross indicated that it was near the road. Deputy Mayor Krieger inquired if the DEC would need to be involved. Mr. Ross noted that this was an issue that no one wanted to claim, but vector control had stated that the Village had the right to come in and help since this was a health concern.

Mr. Ross indicated that the Suffolk County Transit Authority had to take some kind of action with regard to the patrons using the bus stop on South Street. He noted that these individuals would stand in the middle of the street to get on the bus, and this should not be case. A temporary bus stop should be put in place somewhere. Village Clerk Devlin indicated that she

would call the County the next day.

Mr. Ross then thanked Trustee McHeffey for his service as well.

John Bogack, Noxon Street, indicated that he agreed with the comments made earlier about the music festival. Last year's Thursday evening performance had been outrageous. He noted that he lived at least a mile away if not more, and he could hear the sound from the festival at his house with the television on. Mr. Bogack indicated that the Facebook page he wrote was presently discussing sound issues. He inquired as to what would make a venue hosting a musical performance be in violation of the code. Village Attorney Egan stated that there were definitions in the Village Code Section 135-1 for various uses, including bars, night clubs, and restaurants. The question really concerned what defined a night club which included the movement of tables and/or a line to get into an establishment. Operational sweeps had recently been done by the State Liquor Authority and the Suffolk County Police Department. These were tickets with the potential for substantial impacts on the businesses' licenses which chose to ignore their CO requirements. Mr. Bogack inquired if a DJ would be considered to be legal. Village Attorney Egan indicated that as long as the restaurant was open and serving food music could be played in the background. If tables and chairs were moved, then the restaurant might be veering more towards a night club which would become an enforcement issue. Mr. Bogack asked for confirmation that a restaurant could have a DJ as long as food was still being served. Village Attorney Egan reiterated that this was fine as long as the music was being played in the background. He noted that Bobbique's was a good example of this as the kitchen was open until the restaurant was closed, but music was played in the background. Mayor Pontieri concurred that if a kitchen was closed and someone was at the door checking for proof of age, then the establishment was no longer operating as a restaurant. Village Attorney Egan also noted that a business' SLA license defined what the use would be and a restaurant was different than a night club. He then reviewed the definition of a night club included in Village Code Section 435-1.

Don Wachsmuth, Carman Street, indicated he thought that he had seen pipes running east and west from the berm at Shorefront Park which would provide drainage into the bay from the park. Mayor Pontieri concurred that this was what he had been told. Mr. Wachsmuth then observed that it was nice to see so many improvement projects underway in the Village. Mayor Pontieri noted that all of the projects were being paid for through grants.

Mr. Wachsmuth thanked Trustee McHeffey for his service.

Upon a motion made by Trustee Ferb, seconded by Trustee Brinkman, and unanimously carried, the meeting was adjourned at 7:37 p.m.

vp

Signed \_\_\_\_\_  
Lori Devlin, Village Clerk