

## Board Meeting

July 27, 2009

The Board Meeting of the Board of Trustees met in the Municipal Building, 14 Baker Street, Patchogue, New York on July 27, 2009.

The meeting was called to order at 7:30 p.m. by Mayor Pontieri with Trustees Crean, Dean, Krieger, McGiff, Village Attorney Egan, and Village Clerk Seal present. Trustee Hilton and Village Treasurer Krawczyk were not present.

The flag salute made.

Mayor Pontieri read the safety message. During the month of August there will be one Board meeting on the 24<sup>th</sup>.

Upon a motion made by Deputy Mayor McGiff, seconded by Trustee Dean, and unanimously carried, the Board approved the minutes of July 13, 2009 as presented.

Village Clerk Seal stated: The bills for the period ending July 27, 2009 totaled \$446,966.12, with the five largest bills being: NYS Employee Health \$82,531.64 monthly premium, Pilger-Skidmore \$59,233.35 quarterly insurance, H2M \$25,413.03 sewer engineering fees, Professional Underwriter \$17,469.60 safety group fee, Department of the Interior \$11,000.00 dredging.

General Fund	\$351,496.56
Trust & Agency Fund	\$12,646.93
Capital Projects	\$44,489.08
Sewer Fund	\$17,768.00
BID Fund	\$9,588.66
Housing/Code Fund	\$1,398.41
Community Development Fund	\$6,093.23
General Bills	\$3,485.25
<b>Total</b>	<b>\$446,966.12</b>

Upon a motion made by Trustee Dean, seconded by Deputy Mayor McGiff, and unanimously carried, the Board approved payment of the bills as presented.

Upon a motion made by Trustee Crean, seconded by Trustee Dean, and unanimously carried, the board approved budget adjustment to appropriate from BID surplus 006-0006-0599 \$9,356.00 to the following, Acct. #006-3195-0491-0433 Beautification \$6,700.00, Acct. #006-0493-9435 Outdoor Struct \$1,800.00, Acct. #006-3195-0493-0450 Promotions \$850.00.

Upon a motion made by Trustee Crean, seconded by Deputy Mayor McGiff, and unanimously carried, the board approved request for general fund to loan: Capital Project Fund \$35,076.19 and Housing Code Fund \$675.09.

Village Clerk Seal read: Notice is hereby given that a Public Hearing initially set for July 13, 2009, would be heard July 27, 2009, at 7:30 p.m. in the Municipal Building, 14 Baker Street, Patchogue, New York, by the Village Board at the Incorporated Village of Patchogue to amend Section 415-14 of Chapter 415 of the Village Code with regard to the removal of the no parking prohibition on the east side of Bianchi Road. At said Public Hearing any person interested will be given the opportunity to be heard. This was request by the property owner on Bianchi, one house south of the used car dealership, whose tenant is not able to park on the street because the street has "no parking." He has no place for his tenant to park. He is asking for it for specifically for his house.

Village Attorney Egan stated: It is now posted on both sides of Bianchi Road. It is proposed to eliminate it on the entire east side of the road which only has up to the north of the auto dealer two or three houses.

Comments by the public: None

Upon a motion made by Trustee Devlin, seconded by Trustee Dean, and unanimously carried, the board voted to amend Section 415-14 of Chapter 415 of Village Code with regard to the removal of the no parking prohibition on the east side of Bianchi Road.

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Mayor Pontieri read from a letter received from Suffolk County, "In order to resolve a penalty of \$2.50 and any further penalties added to a tax of \$50.06, on a property that the County of Suffolk purchased for open space this year" I believe all this documentation cost them more than \$2.50. need a resolution to pay the County back \$2.50. It is signed by Phyllis Benecasa.

Upon a motion made by Trustee Crean, seconded by Deputy Mayor McGiff, and unanimously carried, the board approved payment of \$2.50 to Suffolk County for penalty taxes.

Mayor Pontieri stated: As many of us have heard, there was an incident at Alive After Five last Friday night. Normally, I would have held this to be discussed at the Public to be Heard section, but I think the topic is timely and important enough to be addressed at this point. I have gotten to the point of my life as I sit in this Chair and when coming into the summers that I get a lump in my stomach because we have so many functions going on. There were probably 7,000 to 8,000 people attending. It has taken a life of its own and the incident the other night where a security guard was assaulted with a knife by a young man who was bound and determined to get in, raises concern for all of us that sit here and anybody that read about it in the paper, that how do we make sure this doesn't happen again. At 10 o'clock last night I was walking down South Ocean Avenue and almost got in confrontation with a band that didn't want to stop. I said if you don't want to stop, I'll pull the plug. I'm 62 year's old and don't need to get in a battle with some knucklehead that won't turn his band off. But, I need to tell you that I was at that point that that was how angry I was. I had just come back from talking with the police about the incident with the security guard, who from what I understand is doing okay, and then watching some other guy standing without a shirt on, screaming. I think we have to take a look at what has become. It brings us a tremendous amount of great publicity, a tremendous amount of people coming to our community that have never been to Patchogue before. But, it also brings around 8:30 or 9:00 o'clock, the dark side of people to show. When the families leave, that's what is left out on the street. I don't know if it is additional security and whether those that are making the money at these functions need to step up and take a look at what is happening outside the boundaries of where there place is. When you go--whether it be the Brick House, Bobbique, Parabel, 49 Public House, or any of those places—or any places where there are great crowds, those crowds within there own confines are well managed and well controlled. The problem we have is when those crowds leave those venues and go into other parts and once the families being to leave, how do we manage it? Like I said, whenever I know Alive After Five happens, I take a deep breath around 4:30 and only until about 10:15 do I exhale and say okay. But, I like I said, I was standing with this kid and the guy who was running the sound board knows me and knows it is 10 o'clock. But, we don't need other instances like this to happen. I have already asked the Board to think about it and we will go around the Board and maybe get some suggestions. I think that we as a Board should take a close look as to who our community is and I think whether it is the Chamber who is the sponsoring group, merchants who benefit from it--how do I make sure that if this continues forward that these kinds of things don't happen. As Assistant Principal at Bellport High School at the end of a tough day or a Friday night, whether it was a fight or whatever might have happened, I would always say "If you put 1300 people in a box, stuff happens." You put 8,000 people in the street, 5% of that 8,000 is those that you don't ever want to see nose to nose. Whatever that number is, they are going to be the people that are going to create the issues that have to be dealt with at the end of the night. We need to take a close look at how do we manage that. There are no guarantees. Out of that 5% there are 400 of them that you don't want to walk in your front yard, nonetheless walk with you down a dark alley at night as the security guard had that confrontation. But, the strength of it is—and what I somewhat appreciate it as I read it as Newsday had it on their blog---they start out as family friendly, but it still happened. Three days after we heard about the Pakistan kid, this little 2.2 miles that we live in, it seems that if it is going to happen, we have become the epicenter of things happening. I think we need to really look at the next couple Alive After Fives; we need to take a look and see whether we go forward with them. It is the charge of this Board, beyond paving of the roads, beyond fixing of the pool, beyond having the Music Festival and the other things that we do, it really is about health and safety. If we can't guarantee and manage the health and safety of the residents of the Village, whether it is to be a family friendly event, but we need to take a look at that event in terms of where do we go from here. Would the Board please make some comments.

Trustee Krieger stated: Unfortunately, I wasn't at the event the other night because I was on vacation, but I have asked a number of people what happened and what the environment was like.

Mayor Pontieri stated: This isn't a bash of Alive After Five, but I just think we need to get some sense of people's concerns out there.

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Trustee Krieger stated: One of the questions I asked was if the kid was arrested I was told they weren't sure if he was, but he wasn't in the event. Those things happen—if they want to get in, they get in. But, my own observation from last year and from what people have said to me is you are right. They usually start off as family friendly. But, it is that 8:30 – 9:00 period when the alcohol starts taking control of some people. I mentioned to everybody, even at times after that 9:30, closer to 10, it reminds me of Bourbon Street in New Orleans, not as bad. But, nothing we would like to see standing in the middle of Main Street—and I communicated that to people—just totally intoxicated. They weren't harming anybody, but they are certainly not a good thing to see. My concern—and it really doesn't have anything to do with this incident—is the alcohol police really have to be out there—much more strict. Nobody should be able to leave any kind of area with any alcohol on the street—whether you are going to fine them, dump it out, or whatever. People that are serving the alcohol have to make it their point that people don't get out in the street with it. In my own opinion, I think Alive After Five should stay; it's a great event. People work hard for it, do a good job, it's great for the families, but it is when the vampires come out later in the evening. Close it down a littler earlier before that happens—before it gets dark. If I were to vote on it today, I would certainly vote for certain restrictions, but I would vote to keep it going. It is great for the Village, brings in a lot of people and good PR.

Trustee Crean stated: What is coming up in my mind right now is the question of what the benefit is and what the costs are and whether the numbers add up. The event is operating under policies right now and certain restrictions. If we were voting right now, I would vote to cancel it. I know there are a lot of commits that have been made and a lot of dollars have been spent promoting the event, but unless I get a better feeling on the way the event is going to be operated this is my opinion. We had taken a step this year to create these choke points and gate the event to control only certain aged people to enter. It just moves the problem from Main Street into the parking lot. I think the purpose of the event has changed over the last couple of years and I think with the change and purpose we haven't kept in stride with the security of the event. Initially when we started approval on this, alcohol was not allowed to be walked up and down Main Street. The Brick House and a lot of the other beer owners in Town created beer gardens and they very closely watched those things to make sure that nobody wandered down Main Street with open containers. The last two years now there has been so much change. I have seen a lot of people walk out of establishments with a container, whether it's a cup, bottle or glass, and they are out on the street. I just find that totally unacceptable. It turns a family-friendly event into something else. I have a tremendous amount of concern. I am one that likes to have a good time, but it needs to be controlled a littler better. Between now and the next event I would encourage a sit down with the powers that be to try and get a better understanding what policies would be implemented between now and the next event. Speaking to a friend of mine at work today and sharing with him what took place, I believe a shot has been fired across our bow. If something happens at the next event and no policy changes have been implemented, there is going to be a lot of questions that need to be answered. The Mayor is going to be in the center. Being Chamber Liaison, I would like to sit down with Gail to discuss what changes are going to be implemented. I think a hard look needs to be taken at it.

Deputy Mayor McGiff stated: This was the brainchild of Tom Keegan and Vinny Grucci back in the day when Tom's establishment was the only place on Main Street. Since then a lot of people have taken risks and it really has become a destination. In my mind although I am a proponent of Alive After Five, I agree with Trustee Crean that probably the mission and purpose has changed. Probably at its inception it was to get people on Main Street. Now we have people on Main Street which is a good thing and a shot in the arm to the establishments on Main Street during the summer months. That being said, I would agree with Gerry that they be put on notice that if something happens after this and no steps have been taken to address the safety issues, so we have to meet about this. I am interested to see what Suffolk PD has to say about this. The choke points—there are so many entrances onto Main Street. For so many years, this place has been a destination and a haven for punks—parents drop kids off here to run around our community and go back to wherever they are from. Logistically, the private security is doing as good a job as they can and Suffolk PD is probably overwhelmed. What are the answers, I don't know. There will be a solution whether it is to end it earlier. I would agree with Gerry and everyone else that after 8:30 this past Friday I saw a change in the atmosphere—it was dark. Whether it was the alcohol or the kids. It was crowded like Times Square walking down the street, but it was not a good thing at 10 o'clock when they were running around like animals. Definitely, alcohol was being abused—I saw a lot of people walking around with open containers on the street—a lot of people conversing on the street with booze. Between now and then, we need to take steps. Meet with Suffolk PD and see if we can revamp it and tweak it before the next one.

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Trustee Devlin stated: I was not there Friday night, and am interested what Suffolk PD has to say about the children who were under 18 who couldn't get into the event and then congregating and creating all kinds of havoc in the parking lots. (tape unclear)

Trustee Dean stated: When an incident like this happens, it is easy to make a snap decision and I don't want to do that. Right now I wouldn't rule anything out. We are recovering from the heinous act that happens six or seven months ago and we don't need this kind of added publicity. I was there on Friday and was stunned and pleased by the crowd that came. It is testament to the hard work of the Chamber, the success of businesses on Main Street, and everything that has been going on in this community. But, I definitely feel a dialogue and conversation needs to take place between this Board and the Chamber. Let's get a sense of the destination of where this event is going and what it is going to look like. I don't think that we can survive with it continuing as it has been on Friday night. It would be tragic to continue and to have something else occur similar to what happened on Friday. I think that we need some changes and it needs to happen quick. I would be inclined if nothing changes to not vote for this again next year. I would need to see something happen to improve this year, before I would be inclined to go along with it next year. But, I am confident that would happen. We have overcome a lot of adversity in this community and I think it is an event going into the future, but this should be a cautionary moment in it. Give us a moment to pause, straighten it out and go forward.

Public to be heard:

Mindy Skura, Main St., Chairperson for Alive After Five, stated: I want the Trustees to be aware of what was involved with the security prior to us doing this. I believe it was October or November we met with Long and everybody else and Sgt. Holt from the Fifth Precinct. It was his determination that we do not allow children under 18. Many of us didn't agree with his decision. But, he felt that he was going to be the head security and we followed suit. He asked me to hire 18 security guards, have one in each opening which I did; at an expense costing over \$2,000 a week. This is supposed to be a fund raiser for the Chamber. But, the main idea is to bring people to town to see the restaurants and to see our Village shops and stores. I stay open until 10 o'clock and have never seen more business. I would like to make the point that maybe it is not working having the security guards. Last year they worked in pairs—wandered up and down the street. We did have some problems, altercations, but with that many people you are going to have problems. But, nothing like we had this past Friday night. Maybe we need to go back to our original plan. Unfortunately, Sgt. Holt was at the first one and Sgt. Dougherty was at this past one. The next one will be Sgt. Dougherty because they have had schedule changes. I would love to sit down with you and work this out. One of the main issues is maybe we need my 18 guys wandering around instead of keeping them trying to cover every opening. This year we sent out notices everywhere we could to let children know that they were not welcome this year without parents. Unfortunately, from what I hear the parents are walking them in and then leaving. It didn't happen so much the first night, but it did the second night. Now we have a break and, hopefully, it won't be so bad the third night. As far as the early closing, we don't start until 6 p.m.; start setting up at 5 p.m. We have vendors pay us to be there. I don't think it is fair to them that at 8:30 they have to go home; some of them come in from Jersey to set up. We are having the bands stop at 9:30, end at 9:30. I try to clear the street because the police want to get it open by 11 o'clock. I don't think it is fair to end it at 8:30. I think we need that extra hour at night because we are not starting until 6.

Mayor Pontieri stated: That night everybody was at 9:45, except one band.

Mindy Skura stated: What happens is we start closing at Parabel's, and then Kevin works his way down the street. I have to say Blue Point had cleaned up their beer by 9:30; they were done. It was just the band. But, the band was out of control, whoever they had. Obviously, they had no control over their band so it was just an unfortunate miscommunication. Mark's brother asked them to stop. And they weren't listening to us. I had security go over there and they didn't care. It was just that particular band so maybe we need to say they can't play.

Trustee Krieger stated: You mentioned the band. We and you have control over the band.

Mindy Skura stated: They are paying for them. I asked them to stop and had my security guy go over also. They said it was their last song and they were going to be done. I had walked away. We do have control; they knew it was their last song. But they were going to have a grand, old time.

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Trustee Krieger stated: If nobody had been stabbed that night, we might not even be here talking about it. Has it been discussed about the beer police and how to stop that?

Mindy Skura stated: Sgt Holmes and Paul spoke to him and the first night was very happy on how we controlled it and had it all contained. This last week Sgt. Dougherty I think had less men. They kind of oversee. My security guys are posted at entrances.; I only have two security guys actually walking the street because I have 16 of them at all the entrances. They are on walk-talkie and have our cell phone numbers if any incident comes up. All the vendors and restaurants have my cell phone number and they have my security. If they see anything, we get a phone call immediately.

Trustee Krieger asked: Has does it work at the exit, say Blue Point or the Brick House?

Mindy Skura stated: They all had security people on their staff. Mark hired three of my security guys. Tom, Eric and Scotty had their own security guys who were at their exits so that nobody is to leave that area. I did have a little issue with J.R.'s because they were doing some kind of beer contest where they were handing out mugs. I spoke to him during the week, but told him that they had to be in plastic bags. From what I understand the Manager of J.R.'s quit on Friday, so he was there in presence, but he could care less because he was leaving.

Deputy Clerk Seal stated: They were selling the mugs for \$10 and for an additional \$5 they would get it filled.

Trustee Krieger stated: There is a perception that Alive After Five is a drink fest.

Mundy Skura stated: It is a family oriented thing. At the Library there is a stage. We have an Ecuadorian group down there. There was music going. People loved it. All the vendors up and down. It has become more and more family oriented. Although there is some drinking, it is contained. At the store I hear people come in and saying they had a good time. I am not hearing the drinking fest part.

Mayor Pontieri stated: Because we sit here, our concern goes that way. Obviously, from the perspective of both the Chamber and the committee, it is the other side of it which is the side that talks about the economic boost to the downtown itself. We read off the same sheet of paper, but from different side of the table. When we look at it, we look at the alcohol, the kids on the back streets and the parking lot. When I was there the other night, that's what I am looking at. It probably goes back to my past as being an Assistant Principal doing lunch duty all the time when I am down there. I look at it purely from that perspective. What you sense and you feel is from the positive side of it, the stimulus that it really gives to our downtown.

Mundy Skura stated: Everybody here will tell you they have never done business like they do during Alive After Five. And it is not only for that night because people are saying I didn't know Patchogue. Everyday day some people come in and ask me when did you open. Many of them are locals that just drive through Patchogue and never stop. This brings them. It makes them stop, and they look around to see there are restaurants. We are not a retail based community right now. We have very few of us doing retail, so we need whatever little bit we can get. We had sidewalk sales a couple of weeks ago that was absolutely pitiful. So, we need events like this to bring them into town.

Trustee Krieger asked: What is your security told to do if they see someone intoxicated?

Mundy Skura stated: They get the police there right away. They are not allowed to touch them. They do not carry weapons. They are there just to protect. They are not supposed to allow dogs and bicycles. Somebody gave them a really hard time and they let a couple of them in because they did not want to start a major altercations. Their main job is to keep control as best they can. They are really big guys and we hope just looking at them will scare them away. They are not on the street--two guys on the street--as per Sgt. Holt. I wanted to do this event and do it right. He gave me a shopping list—all the alcohol had to be contained, everybody had to be within (speaker unclear). We abided by everything we were told to do. It is already advertised and is out there, do not take that away. We are all in place. Maybe, let my security guys go back in pairs and wander the streets and be a presence.

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Tom Keegan, 4 North Ocean Avenue, Patchogue, stated: Talking back and forth and among each other and I am hearing what was said here, there is always room for improvement. There are some things that are kind of obvious and in addition to that we could sit and figure out if that is the answer. I think we should very carefully address it in a committee type of setting. I am not adverse to giving some of the merchants specifics and tell them this is what you have to do to control the alcohol. And if you don't, we are going to send someone there and you are not going to be able to serve alcohol. The thing with the band, I will go up there and pull the plug. There is absolutely no excuse for that and I apologize for it. My friend Mark and everyone one else say that it is totally uncalled for. We definitely have the ability to improve on it. We need to be very specific about it and try to do it myself. It also used to be a function of the Cultural Heritage Committee, but it is beyond that now. We certainly respect and appreciate the concerns you have here. I think you should have some type of barriers that is not just a yellow rope running 3 feet to another 3 foot cone. It can be organized a little bit better. The problems that we have is not an overly intoxicated 35 year old couple driving a baby carriage crooked down the street. It is the 16 year old kids. That always has been the case. We have to deal with it. Actually, counsel has a script from a Court of Appeals case that came down. That they questioned whether or not municipalities are able to put these type of restrictions on it. But, we won't get into that right now. It is there and we are going to live by it, but we might want to sit down and ease it up a little bit. I want to say we want to be respectful to these kids. A moment of sensitivity doesn't hurt.

Mayor Pontieri stated: We need to express our concern. When you put 8,000 to 10,000 people on the street, there is a mixture. In 5% of the population, there are knuckleheads like that. Please don't take this as a criticism of yourself and the event itself. We know what our charges are here and we know what yours is and between those two charges we need to come up with an answer.

Gail Hoag, Patchogue Chamber of Commerce, stated: I do agree that there should be a meeting. We are extremely upset and concerned. This year we have received more compliments that it was a nice event—how much better it was this year. Everyplace I go we are hearing this. And the retail stores are doing much better. All the code officers performed admirably that night; they were terrific. I believe most of the people there did not know anything happened. I am not getting e-mails or phone calls. At any time you would like a meeting to make it a better event and safer one, I am available.

Mary Kassner, 193 N. Ocean Ave., stated: There are a couple of points I want to address. I heard the Chamber say twice how much money is being brought in. I am all for making money, but at what point and time do we have to consider people over money? I think that is something you really all have to consider. I agree with the story that it gets ugly at a certain point, but there are a couple of things I would like to point out. There is an underage drinking problem. Maggie and I were down there Friday night and we walked from one end to the other and I kept hearing from within the confines of the drinking, "Hey, Dr. Kassner; how are you." There is nobody in this town refers to me as Dr. Kassner. The only people that would refer to me as Dr. Kassner are the people that had the misfortune of sitting before me in a classroom. Nobody else, not even my husband—maybe my mother in law. That means that they are college students which means they are not over 21. And what was more interesting was when they came over to the ropes to talk to me—I teach in Manhattan, not Suffolk or Briarcliffe—they told me when they came over that they came out here for this event. They are very open and wonderful people. But they came in their cars to Patchogue because this event has the reputation of that. I felt this is something that I felt is a problem—they were here to have to drink. They even brought up the fact that we also need to remember that several of our bars on River Avenue are places that they are specifically going to for a fact. They are not 21. When Alive After Five is over, many of those people get into cars and drive up North Ocean Avenue and I watch them to try and navigate on North Ocean. I was walking the dog at 10 o'clock and there were people I saw who should not have been behind the wheel. I am tired of people sending me e-mails asking what kind of town I live in. You talk about how great Patchogue is, but you have a terrorist, problems with knives. It is something that we have to consider. For all the good that we do, it could very easily be wiped out by one or two bad experiences. I was there and it was fun up to a certain point, then it got ugly fast.

Mayor Pontieri stated: What is interesting, because of the age of the kids that we have on the outside—restricting kids that are 16 and 17 yrs old—you are right. Because under age is until 21.

Mary Kassner stated: That is the real problem. It is the ones that you kept out. There are ones that are not being asked. I saw lots of kids, 14 and 15, walk right through with nobody stopping

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them—they weren't with parents at the entrance I walked through. There was no control over who was coming in, with parents or what not.

John Wachsmith, 60 Carmen Street, stated: (tape unclear) A friend was here from Bellport and saw carloads of kids getting dropped off and their parents had faith to take them to Patchogue to have fun—they were comfortable to leave them here. That says a lot. I have a thought from 9-11. The terrorists attacked with airplanes so there is a major focus on air line security, but yet there are so many other ways they can attack us. But yet they focus on that. Same thing here. This is just one incident. Are you going to stop the boat races, the concerts, where do you stop? The same kid could be at the boat races. Why sacrifice all of that for only 1% or 5%? I am thinking it should go on. I walked out of the Brick House after the first Alive After Five and there was a girl there from Huntington—a nice respectable place—and she came here to Patchogue. I think it is a credit. I think we have to just be careful and cross our fingers. I am voting for it to be continued.

Ron LaVelle, North Ocean Avenue, stated: Anything we do in the Village has to be clearly a benefit to the residents and the businesses' interests. They are intertwined—without one we don't have the other. I am at a loss. I understand the business interest in Alive After Five. And I understand the resident interest at a Alive After Five that has no drinking. But, I don't understand the residents' interests when we have a lot of people on the street with open containers—I saw it all over the place. You can't hire enough security guards to control that number of people. Even if I was a policeman, I would be very careful in terms of approaching people. Because you don't know who is around you. Things can get out of hand real fast. Before you know it, more than one person is going to get stabbed. The idea that we can close the Village off to a certain group of people is insane. You can't do that—you can't get enough people. Once a year Babylon has this festival and they have ten times the number of vendors, but that is not in the village where the restaurants are and they don't sell beer. It is generally in the afternoon. Number one, I don't see why we have to have four. Nothing short of no beer or anything on the streets. All the beer should be consumed in the restaurants. None of this roped off business. It is not going to work. It is clear that one more incident like this—all the good work in Patchogue—we made it through the Lucero incident which was tragic and unfortunate. Then we get the terrorist thing on top of this stabbing. We cannot afford anymore. I am a bit at a loss as to whether we should cancel this event or have no drinking on the streets. I don't think there is a middle ground there.

Lori Belmonte, 4 Harrison Street, Patchogue, stated: I am here representing the Colony Shop. The last two Friday nights I did more business from 6 to 9:30 than I did the entire day. This last Friday night, it wasn't until 8 or 8:15 that the crowd quadrupled in size. I did see some beer traveling up and down, but no way near as much as I have seen in years past. And I don't believe that we should let one punk destroy the event. It is a family event and I have people come in from Northport and Huntington who have never even shopped in downtown Patchogue. One of them bought tickets to the Theatre and will be coming back. The only thing I can suggest to make it a more safer atmosphere is put the same light poles that are on North Ocean Avenue onto Main Street because it is dark on Main Street.

Mayor Pontieri stated: The trees on Main Street are creating shadows. Thank you all for your input. I just thought it was a topic that needed to be addressed.

Trustee Krieger stated: Alive After Five on Friday night did generate ticket sales, especially Blue's Clues which is a kids program. And also August 14 there will be a Beatlemania Show. You have to admit that the event does generate business for the Theatre and you guys do a great job and I know how hard it must have been for you after Friday night to deal with the situation. The Theatre does a lot of things for kids. August 6, 7 and 8 the Blue's Clues is performing. There are a few other kids shows coming up. On August 9<sup>th</sup> we have the 2010 Miss Long Island Pageant, on August 12 we have Rock & Roll with Squeaky Clean, on August 14-16 we have Beatlemania Now. Go to the website site. They do a great job and are already talking about the Christmas program.

Upon a motion made by Trustee Krieger, seconded by Deputy Mayor McGiff, and unanimously carried, the board approved a request to hold a block party on Lee Avenue on Saturday, August 15 from 2 to 11 p.m. with amplified music and waive the alcohol on the street ordinance.

Trustee Crean stated: I want to notify everybody that the Sub-committee from the B.I.D. awarded some money to some applicant from the façade program. The B.I.D. was successful in getting up to \$200,000 for façade improvement. The property owners from the old Jay's Fabric Store and

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the Library are the two applicants who were awarded money to improve signage and facades. The lighting and the awnings for the old Jay's is pretty impressive. Jim Sorno from the Budget Buy and Sell is refining his design and still hasn't made official application to get awarded money. After speaking with him though, he is pretty far along in the planning stage so, hopefully, we get that application soon and get that money awarded. Basically, what we are going to do is revitalize the whole façade from Terry Street up to Main Street and around the corner. It will be quite impressive when it is all said and done.

Mayor Pontieri stated: The scaffolding is up at the Wedgewood Building. What is gratifying is they have hired a number of businesses in the Village to do the work—Clearview Glass is doing the facades and the scaffolding company is from East Patchogue. They have been very cognizant of the fact that we do have various people in the community that are able to do some things; so when they put the bids out they made sure they went out to local businesses.

Upon a motion made by Deputy Mayor McGiff, seconded by Trustee Dean, and unanimously carried, the board approved the 2008 Service Award Program List for the Patchogue Ambulance Company.

Upon a motion made by Deputy Mayor McGiff, seconded by Trustee Dean, and unanimously carried, the board approved the termination of employment of Public Safety Officer Joseph Butera.

Upon a motion made by Deputy Mayor McGiff, seconded by Trustee Krieger, and unanimously carried, the board approved the termination of employment of Public Safety Officer Leonard Butera.

Upon a motion made by Deputy Mayor McGiff, seconded by Trustee Dean, and unanimously carried, the board approved request to hire Stephen Masciopinto as Public Safety Officer at \$15.50 per hour.

Upon a motion made by Deputy Mayor McGiff, seconded by Trustee Dean, and unanimously carried, the board set a public hearing to be held on Tuesday, August 24, 2009, at 7:30 p.m. in the Municipal Building, 14 Baker Street, Patchogue, New York, to amend Section 281-9, the recent noise limit ordinance that was passed, to clarify the hours and days of enforcement.

Trustee Devlin stated: This Thursday at 8:30 p.m. at the Bandshell is the rescheduling of the film, a Children's film called *Bolt*. It is an independent company that erects a blow-up screen.

Upon a motion made by Trustee Devlin, seconded by Trustee Dean, and unanimously carried, the board approved request for Patchogue Fire Department Water Rescue to use the Beach Club for Dive Training on August 2, 9, 16 and 23 from 6 to 11 a.m.

Upon a motion made by Trustee Devlin, seconded by Deputy Mayor McGiff, and unanimously carried, the board approved request for A Voice to use Shorefront Park on Sunday, August 30, 2009 from 2 to 5 p.m. for their "Community Event Clean-Up and Picnic."

Upon a motion made by Trustee Devlin, seconded by Trustee Dean, and unanimously carried, the board approved request to hold a NYS Boater's Safety Course at the Beach Club on August 8<sup>th</sup> and 15<sup>th</sup> from 10 a.m. to 2:30 p.m.

Trustee Devlin stated: The pool is fabulous. We did have to put up fencing around the building that holds all the chemicals because we did have people climbing over the fence and into the pool. We have new security cameras, but unfortunately, it didn't catch the kids coming over the fence because of a tree branch which has since been removed.

Trustee Devlin stated: The Patchogue Arts Council Lobby Gallery at the Theatre will have a new show going up on July 29 to Sept. 24. The artist's name is Jenell O'Rourke and there will be a reception open to the public on August 19<sup>th</sup> at 6:30 p.m. and the food will be vegetarian provided by the Olive Tree Restaurant. You can go on the Patchogue Arts Council website for more information.

Upon a motion made by Trustee Dean, seconded by Deputy Mayor McGiff, and unanimously carried, the board set a public hearing to be held on Tuesday, August 24, 2009, at 7:30 p.m. in the

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Municipal Building, 14 Baker Street, Patchogue, New York, to consider out of district sewer hook-up by Mr. John Halverson at 17 Maiden Lane, Patchogue, N.Y.

Trustee Dean stated: We have Federal appropriations to repair various roads throughout the Village. Some of those roads include River Ave., Sunset, Mapes, South Prospect, West Lake Drive, Cedar, Marvin, parts of Oak, Rider, parts of Edward, Carmen, if the money lasts. We are going to address those roads in order of need as long as the money holds out that the Feds have provided. Part of the component of this is we have some compliance issues under SEQRA (State Environmental Quality Review Act). There are a couple of things we need to do. One is declare the Village of Patchogue as lead agency for the entire scope of the project and declare it a Type II Action under Section 617.5, Subsection (B), Part 4. This is a repaving existing highways and it doesn't involve the addition of any new travel lanes therefore no section action is required.

Upon a motion made by Trustee Dean, seconded by Trustee Devlin, and unanimously carried, the board accepted SEQRA determination listing Village as lead agency and is unlisted action for repaving for various Village roads.

Trustee Dean stated: Additionally, we have some other roads that we are planning on repaving shortly. Hulse Court is one of those. Since the last meeting, I found out the hold up is the weather. On Hulse Court we have to put in the rings first and after settling that will go in. South Prospect and Hulse are the first. As soon as the blacktop guys can catch up, we will start doing some road paving.

Mayor Pontieri stated: We do them under a County contract so there are only certain companies that we can use.

Trustee Dean stated: All the municipalities are now using those guys under contract who responded to the County bid and agreed to work at a certain rate per foot of asphalt. That is the holdup.

## Public to be Heard:

Jeff Moore, Hulse Court, stated: (tape unclear)

Heather Georgia, Hulse Court, stated: I was at Alive After Five and had a great time. It was nice, but definitely different than year's past. What was a little different, a little tension in the air I felt, not as relaxed and a family atmosphere—like I felt I had to keep my family closer to me. I arrived about 6 p.m. and got home at 9:15. Some things I observed was as I was walking out, my son pointed out to me a man who was urinating on the wall behind Luna's Pizza. And just to the left was the Congregational Church and there was 3 or 4 cops on bicycles, in uniform—looking at woman as they walked by and talking to each other and what not. I wasn't really happy that my children had to witness that. Also, at the old Rite Aid alleyway when we started to go home there were two security guards who kind of stared my husband down—big tough guys—and he was kind of taken aback. My husband said to me "did you see the way the security guys looked at me; I am here with my family. Why would they stare me down like that." I thought it was a little odd. I felt like the security guards were a little immature and young. A situation could escalate to a violent situation very easily. De-escalating a situation is an art. You can't have the attitude that I am a tough guy. I felt like maybe the security could be looked at and maybe a little more mature security guards. They need to have a certain finesse to their skill in dealing with things. I am not saying the security guard deserved to be stabbed; I don't know what happened. But if he had that kind of attitude, I can see how you would have conflict very quickly. That's my comment on Alive After Five. I am definitely for it. Also, certain music has a certain type of following of people. Obviously, the band didn't have the respect to end when they were supposed to. And how does that carry over to the following of their people and things like that. Maybe limit music to maybe only two bands playing, certain types of music. I don't know what the answer is, but I feel some of the problem might lie in that area.

Cynthia Lindner, 25 Smith Street, stated: I sent an e-mail to Mrs. Seal regarding the no parking dusk to dawn in the parking lot at Smith Street and Rider. This parking lot used to have no parking after 7 and that sign was taken down about a year ago. The amount of kids hanging out in the parking lot over the weekend has just escalated. If I look tired it is because I was kept up until 3 a.m. Saturday and haven't caught up on my sleep yet. Or, I could ask about the noise code. They were playing car radios and on Saturday were dancing in the parking lot as well. I

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did call Suffolk County on Saturday night and was told that was not a priority unless someone was getting killed. (tape unclear)

Mayor Pontieri stated: Call our Dispatch; they are there on the weekends.

Mary Kassner, N. Ocean Avenue, stated: I am interested in who enforces the no trucks on North Ocean Avenue. We still have them, nobody pays attention to them. If we post all these signs and don't enforce them what good is it. When I talked to the person in charge at the Fifth Precinct, he told me he was not aware that it was his job to enforce it. He told me that it was the Village's job to enforce it. I don't care either way. My question is why do we have the signs up if no one is going to do anything about it? The beautiful light poles that we have now have signs on them.

Village Attorney, stated: It was a major odyssey to get those signs up because of the coordination with the Town of Brookhaven getting to know where they wanted to put it. As well with Suffolk County as to where they wanted it up north so that inevitably when they make those turns on North Ocean, they can have a feeder street that they are going to go off of before they cross Lakewood. Upon discussion with the Town of Brookhaven was how were we going to enforce that preferably north of Roe Bldg. so that the trucks will have the opportunity to go somewhere else besides coming down North Ocean and be stuck on Cedar Grove or a smaller street.. We can certainly talk with the Fifth Precinct to alert them as to that because it was in the Village law, however never had been signed. Now it is signed and we need to talk to them about getting it better coordinated.

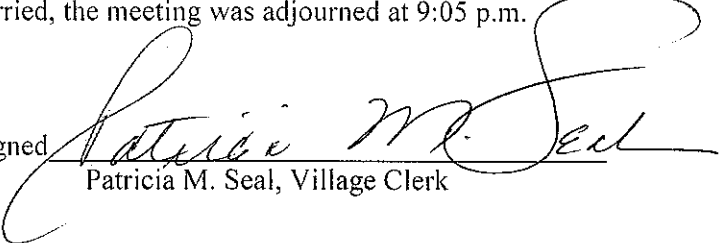
Mary Kassner, stated: There has been an increase in truck traffic since the Waverly Avenue project.

Mayor Pontieri stated: One of the things you can do also is contact Legislative Eddington's office because it is an issue of public safety.

Mary Kassner, stated: I did, but didn't hear from her. I did speak to Rob in that office and was basically told that there are serious problems in this world and that's not one of them.

Upon a motion made by Trustee Crean, seconded by Deputy Mayor McGiff, and unanimously carried, the meeting was adjourned at 9:05 p.m.

Signed

  
Patricia M. Seal, Village Clerk

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