

Board Meeting

August 27, 2007

The Board Meeting of the Board of Trustees met in the Municipal Building, 14 Baker Street, Patchogue, New York on August 27, 2007.

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

The flag salute was led by Rabbi Levinson.

Mayor Pontieri read the safety message.

Upon a motion made by Deputy Mayor McGiff, seconded by Trustee Devlin, and unanimously carried, the Board approved the meeting minutes of August 13, 2007, as presented with no changes, deletions or additions.

Deputy Village Clerk Detmer submitted bills for period ending 8/27/2007 as follows

General Fund	\$347,282.40
Trust & Agency Fund	\$18,108.04
Capital Projects	\$904.38
Sewer Fund	\$11,838.97
BID Fund	\$14,905.14
Housing/Code Fund	\$1,237.68
Community Development Fund	\$6,020.94
General Bills	\$2,117.36
Total	\$402,414.91

The five largest bills are NYS Emp. Health monthly billing \$77,540.96, Town of Brookhaven monthly billing \$52,910.66, Jadeco Construction remove and replace sidewalks \$47,269.46, Thomas Knapp tax redemption \$15,077.66 and Media Production Box for BID advertising for Alive After Five \$8,500.00.

Upon a motion made by Trustee Dean, seconded by Trustee Devlin, and unanimously carried, the Board approved request for general fund to loan: Capital Projects Fund \$323,543.15, Housing Code Fund \$2,195.49 and Community Development \$7,607.11 for a total of \$333,345.75.

Deputy Clerk Detmer stated: cash balances as of June 30, 2007 are noted before you.

Mayor Pontieri stated: there may be some people here tonight expecting a public hearing on what would be considered the South Prospect/Main Street project. They are not presenting this evening; they have not gone back to the Planning Board with a new set of plans and until they do and we get a recommendation, it has been adjourned and will not be rescheduled at this time. When they do come back and reschedule it, letters will be sent to all of the residents within that area. There will, therefore, be no presentation by Mike Nicholas, the Atlantic Group.

No Public Hearings.

Mayor Pontieri stated: the Post Office is looking for an additional 12 spaces. One of the problems they are having is the parking of their vehicles. There are 10 spaces on each side of their driveway as they exit out the parking lot. They are looking to have the use of 6 on each side. I have spoken to the Village Attorney and we will probably set

ourselves up with a lease agreement that would entail us leasing that property to them if agreeable to this Board. It would be a lease and not a transfer of ownership. They would do the construction, fencing and new curbing. If for some reason the process changed and they didn't need the vehicles and the space, it would revert back to the Village at that point and time.

Upon a motion made by Trustee Dean, seconded by Trustee Krieger, and unanimously carried, the board approved request to enter into a lease agreement with the Post Office for the lease of 12 parking spaces in the municipal lot.

Mayor Pontieri stated: a little over a year ago, we made a decision and the beginning of that decision was the Town of Brookhaven was going to give us the building across the street. With the change of administration, some of those conditions changed as to how we were going to get the building and what our responsibilities would be. For the better or the worse of it, as we began to look at the cost of the renovations which I think we would have been able to carry because they were going to give us a sizable amount of money for the demolition of and the renovation of the building, the decision was made not to go forward. It was based on a couple of things. First of all, we were going from a 5,500 sq. ft. building into a 19,000 sq. ft. building. And when I sat down with Ann from the bookkeeping department and began to extrapolate out what the cost of utilities would be, the cost of addition manpower would be—because if you go to a 19,000 sq. ft. building—you end up both in cleaning services and security at the minimum about \$125,000 just in personnel. The additional cost there didn't make sense. And if you go about 2 ½ times the cost of what you are paying now in utilities, we were looking probably going to be adding \$200,000 to \$250,000 of additional costs that we could anticipate. My other concern is that space is like a vacuum—if you got it, you fill it. And there is always that tendency that if you have that much additional space, you end up filling it with more people. There is something about staying in a small building. With that being said, one of the issues that we have here is that we don't have enough space—conference room space on a day to day basis to do the kind of work that we need to do. And Mr. Nocita can attest to this, whether it be the State or local auditors come in, they end up sitting in here and then court starts and they end up sitting down the hall. We didn't even have enough space for the simple day to day work. The Bldg. & Housing Dept. has grown in leaps and bounds based upon the amount of work they are doing, the amount of personnel we need to have to manage and maintain what happens in the Village; so we made a decision to do an expansion on the building. We had already started to clean things up—we were going to put new siding on it—we held that up and we went out to bid to go out 12 feet on each side. The courts will move to the outside of this building here with the court offices being along the outside—as you go along, the Clerk's office will be expanded—there will be some additional conference room space down by the Clerk's office and the Mayor's office—and also an additional office where Trustees can work and there will be computers available for them to work—on the other side it will go half way down with the Accounting Office getting some conference room space and private space to work, as will CDA—and the Bldg. and Housing will move into where the court space is so they will share that whole setup at the end of the building. We looked at two ways to do it. Number one was stick structure and they wanted one million to do it. We changed the bid and that's why it is taking so long—they are building the modules off site which saved us almost \$250,000. They are building them off site, they roll them on—there is savings from prevailing wage and some other issues that you don't have to deal with when built off site. Within the next two weeks they will start with foundations and, hopefully, by November the modules will be in place and the major construction will just about be done. One of the issues that came up is that we had to replace and bury all the electrical lines. This change order for \$13,719 is part of that and also some changes in construction.

Upon a motion made by Trustee Devlin, seconded by Trustee Dean, and unanimously carried, the Board approved change order of \$13,719.00 for Francis Palumbo on 14 Baker Street renovation.

Upon a motion made by Trustee Dean, seconded by Deputy Mayor McGiff and unanimously carried, the Board approved release of partial payment of \$64,876.00 to Francis Palumbo for 14 Baker Street renovation.

No B.I.D. report was given.

Mayor Pontieri formerly thanked Lou Giancontiere and Kevin who ran the “The Battle on the Bay” Great South Bay boat race yesterday. The Mayor was presented with a beautiful trophy.

Chamber Report – Gail Hoag, 15 N. Ocean Avenue, stated: we would like to thank you for the use of the Patchogue Beach Club tomorrow at 8 a.m. for our General Meeting. Mike Reynolds, Superintendent of Fire Island National Seashore will be the guest speaker. Our next General Meeting will be on Sept. 6th at the Casino Café at Davis Park leaving at 6:30 p.m.

Gail Hoag stated: we want to say congratulations on the Great South Bay boat races also. They were amazing. We want to thank you Mayor and Trustees for doing this; the Dept of Recreation for their work, Code Enforcement, Suffolk County Police and the Marine Division, Patchogue Ambulance, Patchogue Fire Dept., and the Off Shore Power Association and especially Lou of the Offshore Power Association. Hotels were filled in the surrounding area and it brought in people from all over the country. If you look at our website Patchogue Chamber.com, you can see one of the boats participating—it was there within an hour after the races were over and it was a terrific event for Patchogue.

Trustee Krieger stated: I too was at that event yesterday and it was a lot of fun—great crowd, very exciting, something that doesn’t happen here every day. Thank you so much for doing that. We all had a great time at the event.

Trustee Krieger stated: two years ago we had no sponsors at the Patchogue Theatre. I now have a list of people who have sponsored Patchogue Theatre this year and there is more coming; this is just a preliminary list. I would like to thank everyone who has participated and the volunteers especially. Things are looking really good and we cannot do it without the help of the community and people in the stores in town and the businesses who help us out. I would like to thank the following people and organizations who support the Patchogue Theatre: Suffolk Recording Studio, Gino’s Pizza, Blum’s Inc, American Dance, Blue Point Brew, Tires Inc., Keyspan, Advance Pest, L.I. Advance, A & M Security, Relieve Centre, Brickhouse, L.I. Pulse, Bellbrook Realty, Swan Realty, Profile Insurance, A. E. Bowne & T Group, Atlantic Wind, Canvas Magazine, Patchogue First, Tri-Tec, Noreen C. Koster and Fisher Egan & Golden.

Upon a motion made by Trustee Krieger, seconded by Deputy Mayor McGiff, and unanimously carried, the Board approved request for the Bay Avenue Elementary School to hang a banner on Main Street for their 100th Year Celebration. The event is to take place September 29th.

Mayor Pontieri stated: Lou Giancontierre and his organization have generously donated poles to be put up by the Court House so we can have banners at both ends of the Village.

Rabbi Levinson stated: thank you for the opportunity for addressing the Board and also for you Mayor Pontieri for being so proactive in it. One of the problems that we have

had is that for the last 2-3 years after school is out and in the summer time we have kids congregating on skateboards and bikes on our property. It has gotten to the extent that they have actually caused us to expend probably close to \$20,000 to repair the brick retaining walls and beautiful plaza. The kids would go with their skateboards on the brick walls and come down—their wheels would grind on it and eat it up; we remedied that by putting bricks horizontal. We also have an issue with their bikes that they bang into the doors. The brickwork repair was about \$5,000; the doors have been damaged. They would ride the wrought iron rails. I was speaking with the manager from Chase who is having the same problem. One of the things is that the kids are disrespectful. They will come when services are going on and we will have to chase them out. During the day when you talk to them at times, they will be obscene and say things to my secretary which I could not repeat here. One of the issues while speaking with the 5th Precinct inspector was that we have laws but there are no teeth to the laws that we have. They suggested that when Sayville had the same issue and the Town of Islip instituted different laws and I know you have a copy of their ordinance. What you were talking about with us is combining it. For us what I would like to see—because I am not looking for these kids to go to jail; it's not a realistic thing—but, I would like to see them at least to have some economic pain the way they have caused us that kind of pain. I think that that is the way that hits home—to their family; to their parents. What I would like to see and I understand that there is a difference between someone who is 16 and over and below 16. And the kids know the difference. They will tell the officer on patrol in Sayville, “you can't do anything to me because I am not 16.” There they can confiscate the boards. If they are below 16 they can't fine them, but they do have storage fees that they can rack up each day. Above 16 they are allowed to fine them. What I would like to see is teeth put into our own laws which prohibits them from riding the bikes and skateboards on private property as well as public property to protect the people who come out of the stores and houses of worship. Particularly to the point that their boards are confiscated and the parents can come and pick them up only one day a week. Your people have more than enough to do. You were talking about budgeting and expenditure. My view is let them come only between 10 and 11:30 and 2 and 3:30 on a Wednesday and that's it. Charge them \$2 for a skateboard and \$5 for a bike and they can do it once a week. I would also like to see if the 16 and over and if they are caught after the 3rd time, let them lose their bike or their skateboard. There has got to be something that has got to be done. I am looking for them to understand that they are going to have financial pain and the parents are going to have to be accountable for it. Somehow or other I think the message will get through. That is how it was handled in Sayville. Now parents are actually dropping their kids off in Patchogue with their bikes because Patchogue is a wonderful Village. I am glad that the Village is safe and that we are warm and inviting, but this is not the thing that we need. Plus I want to add that there were some graffiti incidents, not anti-Semitic, but I really don't need to see a big phallus cut into my sidewalk with a nail or something else because a kid doesn't have anything else to do. It is offensive and a God-awful pain.

Deputy Mayor McGiff stated we know that this is epidemic and now other communities drop their kids off to do this. I pulled up the Town of Islip ordinance and a lot of the concerns you have is addressed. There are monetary penalties and if a skateboard or bicycle is in violation of that, you can cease it. There is storage fees and if not redeemed within 30 days it becomes property of the village or Town of Islip. I think by the next meeting we will have that ordinance drafted and will give it to our own Code people and the Precinct. As you said, if we had some ordinance that can be enforced, they are more than willing to enforce it.

Upon a motion made by Deputy Mayor McGiff, seconded by Trustee Dean, and unanimously carried, the Board set a public hearing date of September 10, 2007 to discuss amending Chapter 30 of Village Code regarding bicycles and skateboards.

Upon a motion made by Deputy Mayor McGiff, seconded by Trustee Krieger, and unanimously carried, the Board approved request for Senior Building Inspector Peter Sarich to attend a training seminar “Safety Methods & Standards in Construction” on Sept. 24-27 at a cost not to exceed \$1,500.

Upon a motion made by Deputy Mayor McGiff, seconded by Trustee Dean, and unanimously carried, the Board approved request for the United Veterans Organization to hold their annual Veterans Day Services at the four corners on Sunday, November 11, 2007 @ 10:30 a.m.

Upon a motion made by Trustee Devlin, seconded by Deputy Mayor McGiff, and unanimously carried, the Board approved request to hire Daniel Johnsen, Bernice Minter and Christopher Forst as dock security.

Upon a motion made by Trustee Devlin, seconded by Deputy Mayor McGiff, and unanimously carried, the Board approved request to have a boxing event on Sept. 22, 2007 pending approval of location.

Upon a motion made by Trustee Devlin, seconded by Deputy Mayor McGiff, and unanimously carried, the Board approved request by Grace Ministries to hold a concert at Shorefront Park pending date approval.

Upon a motion made by Trustee Dean, seconded by Trustee Devlin, and unanimously carried, the Board approved request for Marian Russo to attend Sewer District Expansion Grant Training on October 2nd and October 24th in Albany; January 23rd in Yonkers.

Trustee Dean stated: the Dept. of State which has ... the expansion of the sewer district and the sewer plant requires training by someone from the Village. The Dept. of State will reimburse the Village for travel expenses and in the grant there is money for people to attend these seminars so it will be at no cost to the Village.

Trustee Dean stated: the Patchogue River has not been dredged since 1969, but that will change relatively soon. There has been some site preparation down at the Hess property. The Village is doing some of the site preparation to reduce costs and in the middle of September we will be turning that property over to the contractor who will be putting down his polyethylene film and October 1st the barges get started and we will be in business.

Public to be Heard:

Mr. Jerry Nocita, 6 Shore Road, stated: this is the first opportunity I have had to address this administration and congratulate you. It is very exciting what’s going on in this Village. With the Theatre, Jack Krieger, John Ashline, Mary Pontieri—fabulous job. I am very excited; just keep it up. I have been in this Village for 54 years and half of that time it was my privilege to be associated with four consecutive administrations here at Village Hall as Treasurer. Mayor Pontieri a long time ago served at the same time as I did as Trustee—we were both much younger men—we spent many hours together. Paul being frustrated as to what should be and could be done to this Village and unfortunately, nothing was happening. About 25 years ago the Village started to gong to sleep and the slumber got deeper and deeper, but thanks to you people it has changed. It has changed considerably. And that’s wild. And Paul, your dreams are coming true. There is no question about it.

Mr. Nocita stated: during those 54 years there has been a proliferation of stop signs in this Village—east, west, north, south, no matter where you go—stop signs. Recently on

Lakewood Street a quiet little street, a stop sign was added on Gillette Ave. Gillette Ave. ends at Lakewood Street. Go a short block to Jennings Ave.—stop sign. Go a short block to North Ocean Ave.—stop sign. Another short block to Jayne Avenue—stop sign. But, there is one avenue that is conspicuous by the absence of stop signs—Roe Boulevard. It's a highway. It's a raceway—trucks, motorcycles, cars—they are speeding by all day long. The worst offenders are the Village roll-off trucks and the garbage trucks and the Pepsi trucks. Roe Boulevard is one of our premier residential neighborhoods in the Village and I think we should remember that it is a residential neighborhood and do something about. I think it is time to slow things down and I am here to request a stop sign on an east/west basis on the corner of Shore Road & Roe Blvd. It is about the midway point of the Village's portion of the street between Waverly Ave. and North Ocean Ave. I think the time has come to slow things down. I really would appreciate your favorable consideration of this request.

Mr. Nocita stated: one thing I would like to add about the lake. I have watched it for 33 years and I suspect something or somebody has dammed up the Canon Lake portion because that Lake has never been as dead as it is this year---there is no movement whatsoever. I called Suffolk County a couple of weeks ago and was told by Mr. Levy's personal assistant he was going to call me back—nothing. In the past you could actually see the water moving—no more.

Mayor Pontieri stated: we have attempted to get on a grant to get some sort of species of fish/carp that will help. We have had John Lund from the Highway Department to clean out under the via ducts/bridges.

Mr. Chiuchiolo, 75 South Prospect Avenue, stated: I would like to invite the entire Board to drive down South Prospect Avenue. It is not that there are potholes, but it is uneven and as you get at the end the road is starting to break apart. The Village patched an area right in front of my house by a drain, which is a mighty need of a little attention; it is starting to fill up on a rainy day. But, the total road from end to end is the worst.

Mayor Pontieri stated: that road is on the list to do right now. And we are waiting for the Federal government to release about \$750,000. The other thing too is if and when, and the hearing was supposed to be tonight, and that north end gets developed, one of the givebacks is the repaving of South Prospect, the realigning of the traffic light and the repaving all the way down the end of the road.

Dan King, 98 Gillette Avenue, stated initially I came here today because I was very upset about something and while I was waiting it occurred to me that it always annoyed me that people only come out when they have complaints. So before I give you my complaints, I would like to say Patchogue Theatre—absolutely wonderful; condos in Patchogue—terrific; the acquisition of Halycon Manor down Bay Ave. where I used to live—incalculable. That being said, a couple of years ago when I re-married and could live anywhere, I chose to live in Patchogue Village because of the things that I saw that were happening. First situation, moving to the Village the people that we bought our house from left all their garbage that they didn't take with them when they moved. After it sat there for a number of days, a neighbor said you had better call the Village to take that stuff away, otherwise they are not going to do it. Mind you, it's been there a few days and we hadn't heard from anyone. My wife called and asked could you come and get this stuff that was left behind. Low and behold, within the hour we had a summons that if it wasn't removed in 24 hours we would get a fine—coincidence, no; I don't think so--after it laid there all those days. After a number of phone calls, Jack stepped up to the plate and took care of it for us and did the right thing which I appreciate. In addition to that I read in the Advance that there was going to be a committee for the waterways in Patchogue and volunteers were needed. I called and nobody replied. I called again and

nobody replied. Now I see reading the Advance that there is a cleanup crew going on—people are already cleaning, stuff is already happening at the Lake. Originally it was supposed to be a committee to examine all of the waterways that were involved. Needless to say, I tried to volunteer a couple of times and didn't receive any phone calls. Most recently, this weekend "Battle on the Bay", while it was for many a wonderful event and while I did enjoy the race completely, I have to tell you as a boat owner who was asked to move his boat to accommodate this race, I could not have been more disappointed. And while hundreds of people are going to be very happy about this, 10-15 boat owners who moved their boats I don't think are going to be very happy. A meeting was called and we met at the Fire Dept. to discuss moving the boats—Lou and Bill Hilton were there—would we move our boats—what we were going to do—we will give you a spot at Morgan's—we will give you a spot at Sands Pit—go to Davis Park and we will pick up the bill—whatever you want to do—great. They said we have a V.I.P. tent set up and we will get you some passes for that so you get a good view of the race and we will take care of you in that way. Everyone I believe agreed to move their boats to accommodate the race. One thing that we were told—and we specifically asked—are boats going to be in our slips and we were told no. The boats are going to be hoisted in in that area and we don't want them falling on your boats and we don't want any damage to your boats and the slips are not going to be used unless there is an emergency—the boat throws a prop or something needs to be done—we might tie up in a slip to make a repair. Last week on Monday, I got a call from Bill and asked where do you want to put your boat. I told him at the meeting that my choice would be Morgan's. I said Morgan's where I told you last week is where I wanted to put it. Bill said I am sure that's going to be okay..... at 4 o'clock and tells me here is Tom Lynch's number and he will tell you where to put it. If I didn't make that phone call what happens. You want my boat out Friday night, but if I don't make that phone call—no communication—what am I doing—where am I taking my boat—you've asked me to do it—bring the boat over. By the way, Tom at Morgan's Marine are great people, very accommodating; it was nice staying with them for a couple of days. Nothing was ever mentioned about V.I.P. passes that we were told about in the very beginning. Saturday I drove down to the Bay, walked in and found Bill, mentioned to him what's going on with the V.I.P. passes. I see a tent and it says passes necessary and asked what's going on with that—the passes themselves never happened, they are very busy, but we'll get a list of names there so that when you walk up, just give your name and you will be able to get in. The following day on Sunday—everybody has my cell phone number that they used when they needed to contact me to move my boat; when they needed me to accommodate them, my phone rang. Sunday morning at 10:45 a.m. I was trying to get near the dock and cannot get near the place. Now I have had a parking permit to get down to the parking lot on South Ocean Ave. That's all taken over by the race; I understand that. But, I do want to mention that a friend of mine made friends with somebody on the Geico team just in conversation and they said just go sign up over there and we will get you a wrist band. The wrist band got them to drive in to the parking lot by Firemen's Park. Now, me as a boat owner who has gone out of my way to give my slip up, can't get near the place on Sunday. I have a decision to make. I don't know what's happening at the V.I.P. tent—I don't know if I'm getting in; I don't know when I get in if I need to bring things to eat and drink or whether I can purchase things to eat and drink or whether they are providing anything. But, now it is almost 11 a.m. and I do know that if I want to take my boat out of the river that I had better get my boat out before the race starts at 12. Now because there has been no communication and there is no information regarding what we are supposed to do or what we are supposed to expect, I said to my wife forget about it—screw the dock; we'll take the boat out. We ran like idiots to make sure we got the boat out of the river before 12 o'clock. The race started after 1 o'clock. We listened on the marine radio as to what was going with the races. And I know they had a lot of difficulty and I think that they did a heck of a job. I really think that they did quite a job and I am sure it was a very difficult thing for them to do and I thoroughly enjoyed the race. But, in the mix of all that, everyone had a great time, I

believe, except the boat owners. I know I spent money at Morgan's because I felt that they did the right thing by accommodating us so I thought I should do the right thing—so we had dinner and drinks at Morgan's; money that I would not have spent. When I brought my boat back today, one of my lines was untied and left on the dock. Another one of my lines was either cut or broken for whatever reason. A hose that I purchased that I leave on the dock for any of the boat owners to use was thrown in the Bay. And quite frankly, I think that while everyone is patting themselves on the back for having such a wonderful event, I think the boat owners got screwed. I am very disappointed. One other thing that has really bothered me is that I have played in the Village of Patchogue softball league since high school for over 30 years and it no longer exists. Somebody dropped the ball. The Village of Patchogue doesn't have a softball league anymore. It is incredible. I can't imagine it. I am very disappointed in the way that some of the things in the Recreation Department are going.

Mayor Pontieri stated: what you talked about are things that Bill and I talked about yesterday. We need to go through this whole process. It is a big event. And what happens many times in large events is the little people are the ones that are forgotten about—not by purpose, but it gets caught up in the mix of all those things that happen. I will tell you right now, what you talk about now are the things that will not happen again next year. In the sense of how you are handled, how the process is followed, etc.

Lou Giancontierre stated: I would first of all like to apologize. Basically, the event was overwhelming; it was big. I addressed problems from not having sheets in the hotel rooms to bands and everything. Everybody was wonderful helping me. The passes were there; the food was there—it was a matter of just distributing. Everything that happened on the dock—anything that was missing, a hose, a rope or anything, I am here. That's why we came here tonight. We knew that everyone was happy, but we felt that if someone didn't feel right or felt that they were treated wrong that they would be here tonight. That's really why we are here. If your hoses were taken or damaged, I will personally get you the hose. I will help you tie the boat up. Tom Morgan is on our race team and we are all friends. The last thing that we want to do is have what happened. That's the most important thing we did tonight--that we have to talk about it. The V.I.P. thing turned out to be a nightmare. The Geico guys—that was wrong that your friend got a free pass from them. That was wrong; you deserve a free pass, not him. That was happening rampantly. Another problem with the V.I.P. tent was I had about a million friends that I never met in my life. We had enough food—too much and were actually giving it away in the end. To be honest with you, the V.I.P. tent was kind of a blunder. I am an open guy; I'll tell you when I do good and when I do bad. People that took full page ads and were entitled to them, you guys I promised, I wanted you in the V.I.P. tent. What you did for us we could do you better. People that deserved tickets—we sent them in the mail—some didn't get them—it turned into a nightmare trying to get these passes out. And ironically probably 50 to 60 per cent in the V.I.P. tent didn't belong there. Hopefully, next year things are done a lot differently. It got a little carried away. People were overwhelmed. Everyone did an unbelievable job—I am not taking anything from anybody. Saturday we had to deal with smog so we didn't do three races; we did two. We didn't get the buoys out early enough. Us as a first year event, the Village, me, my crew, the people that live here--we all did a great job. Opening the Bay up, the way the boats were lined up--it was phenomenal--everything came together. The biggest problem they had was it was impossible to get to everybody. I will be around today or tomorrow, anytime at your convenience.

Dan King stated: I do appreciate that and while it is nice for you to take the blame, that's not exactly the case. Because if Bill comes to me as a resident and asks me to move my boat and Bill being in charge of it, he has to communicate with me. It was a complete communication breakdown. All it was was a phone call or two and a littler better

planning. And yes, I said the same thing to my wife—it's the first year and maybe next year they will get it together.

Mayor Pontieri stated: what you have to understand is if you don't come here tonight and tell us, then we and this gentlemen don't know. And we won't know what to do or change and solve the problem. It's a process. It was a lot bigger than I thought and when things get that large, it's the little things that get lost. And unfortunately, you were one of those things that got lost in the mix and I apologize for. But, I can tell you we will do those things I can do to change it and make it work, but you don't know until you do it. Bill Hilton was by that gate for six hours yesterday. We didn't know the manpower needs that we had. Bill and Marie handled this whole thing from the Village side. It was a tremendous job for them. Between Saturday and Sunday he probably put in 52 hours in 48 hours and we learned. If you just give us a break, we will as best we can make sure it doesn't happen again. The code enforcement guys put in 12 hours and 7 more on Sunday. It was a tremendous amount of hours and a tremendous amount of time. The other side of it becomes if you take a walk through the park, you pretty much, except for a few vehicles left around the place, you don't even know something happened.

Dan King stated: by the same token, next year if you need help reach out to the community. When you met with the boat owners and asked if we could help, we would have stepped up to the plate. But, we didn't know what was going on. The Sanitation Dept.—clearing the streets—and the code enforcement department, were just incredible. We really do appreciate there efforts in general all the time.

Mayor Pontieri stated: this summer has been a very busy, active summer—the music festival brought about 10,000-12,000 people in; fireworks—another 10,000-12,000 people. And we managed it. Now we know we need to manage slips better.

Trustee Devlin asked Dan King to leave his phone number and said next week I will give you a call related to the Local Waterfront Revitalization Plan because we really are just in the early stages. Just to let you know, what was showcased on the cover of the Advance with the clean up of that lake is something that the local residents implemented and they actually went out for this grant outside. They are two separate things. I had very little knowledge of what they are doing although I did have them forward me some materials so that we could include it in the WFRP. I would be happy to get you some material and get you involved in the process.

Bernie Siepman, 72 Wiggins Ave, Patchogue, stated: it was a fantastic affair, but I stood at the back side of the fence and saw everybody go in. I really think everybody was thanked except the residents of the lower portion of Patchogue that put up with that. The residents have not been thanked once.

Dr. Roher, 106 N. Dunton Ave, East Patchogue, stated: I have been a chiropractor in Patchogue for the past 20 years and submitted a business proposal to operate a mobile chiropractic office at the train station during rush hour times. People have gotten so busy over the past 20 years that they don't have time to go to the doctor so I thought I would go to them. Hopefully, you will take time to review my proposal.

Larry Murphy, 200 Atlantic Avenue, Blue Point, stated: at one of the previous meetings Trustee Dean brought up the idea of no left hand turn on Atlantic Avenue. It was supported by the members of the ambulance company and the residents of Atlantic Ave. asked me to bring it up tonight. Has there been any progress?

Trustee Dean stated: we hired a traffic consultant to take a look at the area. The big concern was the impact of a no left hand turn would create on South Prospect, etc. As

part of that traffic study the consultant has requested from the Suffolk Police Department the accident data in the area for the last years. It is available prior years back from DOT, but there is a gap and they have to get it from the SCPD. Years 2-4 backwards takes a lot of time. Once we get that, the consultant will work that into his report and we will make a decision based on that. One of the thoughts the consultant suggested was perhaps restricting certain hours of the days, etc.--at times when there would be heavy traffic. The Mayor has also talked to the Suffolk Count Dept. of Transportation about moving the bus stop to perhaps increase visibility. We are taking a look at a number of things, not the least of which is what happens with that property along Main Street as a proposed development.

Larry Murphy stated: the small strip of stores west of Atlantic Avenue is becoming inhabited again. There is going to be an ice cream shop on the corner of Atlantic and Montauk Highway. The likelihood of somebody trying to get out to beat the traffic from the west running into somebody who is pulling out to beat the traffic from the east is going to make a significant increase in the SCPD numbers of accidents. It is all coming up at the same time. Even again, if it was only a Band-Aid and if there was something that could be done to start the ball of safety rolling, it would be appreciated. The amount of traffic will have to be dealt with when the time and situation comes up.

Mr. Chiuchiolo asked: has anybody talked about the widening of Atlantic Ave. because part of the problem he is talking about is that people coming from the west to turn onto Atlantic—a normal turn turns out to be a wide turn and could actually sideswipe that's facing the door. So it should be widened like the rest of Atlantic Avenue.

Ronald Lavallo, 205 N. Ocean Ave., asked whether the Board has had the opportunity to discuss or consider the recommendations that our group made in terms of calming traffic on North Ocean Ave.

Mayor Pontieri stated: we have the stop sign and the next thing we need to do now is take care of the no parking issues, the signages and the other pieces to it. As far going up to Lakewood Street, I have a request into Supervisor Foley's office because they have the other side and they have to do the traffic study whether they want to do it or not because we have to do it in concert with them. I asked them to take a look at it from a traffic study position. Mr. Nocita made the comment on the amount of stop signs. Even when we did the Thorne Street one, there were complaints by some residents about the numerous number of stop signs. We don't do those things lightly. I know what you are talking about in terms of the calming traffic and safety issue of it.

Ronald Lavallo stated: North Ocean Avenue between Cedar Grove and Thorne is much more a residential avenue than Roe Blvd., not that we shouldn't put a stop sign there as well. I am telling you that the speed of the traffic is outrageous and until something is done our group will be here. The last thing--my affinity for Patchogue goes back over 50 years when I crabbed at Mascot Dock and fully understand as a boater what's happening to the bay. People are now taking small crabs. If we had some signs to advise people that 4 ½ to 5 inches is what the standard is basically and maybe we should have a sign to advise people.

Mayor Pontieri stated: we have called the DEC and they have been there 2-3 times. The DEC may have signs available.

Richard Kemp, Jennings Avenue, stated: I would like to ask a question regarding a question that I asked several weeks ago and you allowed it as Chair and in turn handed it off to Lee Snead to be answered. This was a proposal for regarding recusal of a Village

Prosecuting Attorney. Mr. Snead started to answer the question at your instruction. He was interrupted by Mr. McGiff.

Mayor Pontieri stated: Mr. McGiff is the Deputy Mayor and it is a prerogative he has.

Richard Kemp stated: Mr. McGiff brought up adjournments. And my question is who is the only person that has the power and authority to grant adjournments? A case scheduled for trial. My question is when Patchogue Village has a court calendar, Patchogue Village is served with a notice of appearance by a defending attorney, Patchogue Village has a conflict of interest with Paul Feuer as Prosecuting Attorney.

Deputy Mayor McGiff stated: if you are seeking legal advice, go to an attorney in town; don't come to me but go to someone else.

Richard Kemp stated: I asked if a law could be created and your answer was "what if you asked for an adjournment" and you interrupted Mr. Snead who was addressing the question at the instruction of Paul Pontieri. Who is the only one person who can grant an adjournment? The judge.

Mayor Pontieri stated: he has to request it from the judge.

Richard Kemp stated: I got both. Nonetheless, I hired an attorney. Let's move on to a safety issue. I have safety issues with my sidewalk, curbing and driveway apron. This was work done by Keyspan. They have ripped it up at least three times. The concrete work has not been completed and they left package paving, a very soft mushy mass, and in front of my house is a school bus stop. I would like to see all this concrete work be repaired before my street is scheduled to be repaved.

Mayor Pontieri stated: we will contact Keyspan about 68 Jennings Avenue.

Richard Kemp stated: I would like to comment about the music on Friday night. It is very bad, not entertaining and I've heard people who sound like a Janice Joplin retake at least twice including last Friday night.

Richard Kemp stated: I would like to ask if the Board of Ethics still exists because I have asked Village Attorney at least four times in regards to a written complaint that I submitted at her request and I have been told everything from "you have taken measures to dismiss the matter" and later on it was "well it was turned over to the Chair of the Board of Ethics."

Mayor Pontieri stated: I will check the status.

Richard Kemp stated: I have a question on a matter that was tabled by Mr. McGiff regarding garages, demolition and reconstruction.

Mayor Pontieri stated: it has been tabled and we are researching the matter.

Mayor Pontieri stated: I would like to thank the gentlemen up front here—the construction of North Ocean Avenue. I surely will enjoy it. It was a neat project to do, but torturous at times for you ladies and gentlemen that had to live over there.

John and Kathy Rahl read into the record: Dear Fellow Village Residents and Board Members, Since our last meeting on 8/13/07, I have not heard back from Ms. Donna Lent, from Assemblywoman Patricia Edenton's office, the Mayor's office or Water's Edge and 260 Waverly Avenue, regarding our request for the 12-foot privacy fence to be

installed by the co-ops, due to various reasons, but especially due to the garbage that is being dumped into our backyards from their properties. As residents of Patchogue Village, we would like to know what is being done about this situation.

According to your code that is written, we are entitled to public peace, protection of our properties, and health and safety related to our quality of life. "The Office of Public Safety and Code Enforcement is tasked with diligently enforcing Village Codes to assure the health and safety of village residents and to address issues related to quality of life. The Department is also charged with preserving the public peace and protecting property through education and enforcement..."

"Enforcement" by Patchogue Village has not been applied to 260 Waverly Avenue or Water's Edge regarding the public health, safety, and peace, of our families. My husband and I have endured the constant dumping of garbage into our backyard, the constant harassment of neighbors leering into our property, and telling us what we can and cannot do on our own property, for example, we are hesitant to use our BBQ to cook in or enjoy with our family and friends, (which was inspected multiple times by the Patchogue Villages Fire Marshall, Fire Department Capt. Armstead, and Patchogue Villages Chief Fire Marshall John P. Poulos) for fear that the co-op residents will call the fire department again, incessantly and unnecessarily, that we can no longer enjoy it, due to all of the interruptions and constant visits from the fire department for false alarm calls placed by the co-op residents of "9-12 foot flames" or "fire blazing out of control."

On Saturday, we had four separate visits from the police, fire department and village safety officer in less than 2 hours for the same call that was previously addressed by the fire department, the Saturday before.

Recently, 260 Waverly Avenue cut down our tree three feet from our fence and left us with a 15-foot stump that we have to dispose of. This tree provided us with shade and some form of privacy from the co-ops, but they reached into our property and cut it down. This is just another example of the co-ops having blatant disregard for our rights and of our property.

This behavior by the adjacent co-operative complexes' greatly affects our quality of life in many ways. Firstly, we have to live in unsanitary, unhealthy environment, with the waste from the garbage that is dumped into our backyards and the vermin that it attracts. Secondly, we are fearful of the hazards from the waste of broken glass, bottles, and garbage that our family members and pets may encounter in our backyards, therefore, many of us are fearful of using a large portion of our backyards or have let it overgrown and given it up altogether because nothing has been done about the garbage being dumped into our backyards by the co-ops. We pay taxes on this property, yet the co-ops have taken away our rights to use it. Thirdly, we feel that in many ways our quality of life is threatened especially because 260 Waverly Ave and Waters Edge, have taken so many liberties with our property such as, cutting down our tree, dumping garbage into our backyards, and shining lights into our backyard not just from parked cars, but from their balconies, that they have taken away whatever rights we have as Patchogue Village residents and as citizens. Yes, they (the co-ops) have suffered no discipline, penalty or correction whatsoever for their crimes.

As board members who have the authority to enforce the village code, what are you doing about these infractions against us by the co-ops? If you do not do anything about these infractions, you are in essence allowing the co-ops to commit these illegal and immoral acts against us. And they will continue to do so, unless you put a stop to it.

Who is working for us to right these wrongs? How do we get relief from Patchogue Village, from the co-ops blatantly obscene actions towards us? All we would like to do is to live in peace and harmony with our neighbors, and in order to accomplish that, we are simply requesting, again, that they, the co-ops, install at their expense, a 12 foot privacy fence, to provide the privacy, peace and harmony that we on Mowbray Street deserve to live in. Thank you for listening. John and Kathy Rahl.

Mayor Pontieri stated: I will explain to you exactly what I explained to your husband when you weren't here last time to hear it. Unless we catch them in the act of them throwing it over the fence, there is nothing we can do. We cannot mandate them to put up a 12 foot fence because under property law what they were approved for is grandfathered in and it is a preexisting use of what they had been approved for the last 35 years. In fact, if I read back in the record in 1985-86, they attempted to take care of some of that to put slats in the fence to cover it. Unless we see the action of the stuff being thrown over the fence, we cannot give a violation.

Deputy Mayor McGiff stated: if Mr. Brandi wrote a ticket based on somebody's garbage had mail in it, they will go to court and say someone took my garbage and threw it over there. We need someone to see it thrown. As I explained to your husband, the best remedy against this co-op board would be to band together with your neighbors and bring a nuisance action in the Supreme Court against them. That would be your best remedy.

Mayor Pontieri stated: we cannot force them to put up a 12 foot fence. We cannot give a violation based upon an affidavit.

Deputy Mayor McGiff stated: I would get everyone to enter into a class action against the co-op.

Mayor Pontieri stated: we have very limited power. We can take care of insuring that they maintain the fence they have.

Mr. Rahl stated: the signs that they put up basically address littering on their property, not on our property and I made a suggestion then and you said last time that you were going to speak to them. Have you spoken to them?

Mayor Pontieri stated: I tried twice and they did not get back to me.

Mrs. Rahl asked if we were to put a twelve foot fence up, would we need a permit for that and then litigate later.

Trustee Devlin stated: with a variance you would probably be allowed a 12 foot fence considering the situation.

Upon a motion made by Trustee Devlin, seconded by Trustee Dean, and unanimously carried, the meeting was adjourned at 9:20 p.m.