

The Board Meeting of the Board of Trustees met in the Municipal Building, 14 Baker Street, Patchogue, New York on Monday, July 10, 2023 with public viewing through video streaming on YouTube and in person.

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

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

Village Clerk Devlin asked the Board to approve Board Meeting minutes from June 26, 2023.

Upon a motion by Trustee Ferb, seconded by Trustee Brinkman, and unanimously carried, the Board approved the Board Meeting minutes from June 26, 2023.

Village Clerk Devlin stated the total bills for the period ending July 10, 2023 were \$905,185.55. The five largest bills were as follows: \$117,962.51 for Affiliated Agency; \$65,005.56 for Norberto Pools, \$26,807.08 for Drive Train; \$21,416.83 for Trojan UV, and \$14,873.47 for Joseph Kotak.

General	\$ 752,034.33
Trust & Agency	\$ 14,883.47
Cap Projects	\$ 55,601.08
Sewer Fund	\$ 74,576.76
B.I.D. Fund	\$ 2,346.80
Housing Fund	\$ 0.00
CDA Fund	\$ 4,903.07
General Bills	\$ 840.04
Totals	\$ 905,185.55

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

Village Clerk Devlin asked the Board to approve budget transfers.

Upon a motion by Trustee Keyes, seconded by Trustee Ferb, and unanimously carried, the Board approved the following budget transfers:

GENERAL FUND

TO:

ACCOUNT#	ACCOUNT DESCRIPTION	AMOUNT
001-1110-0101	COURT-PERSONNEL OVERTIME	\$ 1,100
001-1110-0416	COURT-PRINTING	100
001-1110-0456	COURT-POSTAGE	500
001-1130-0100	TRAFFIC VIOLATIONS-SALARY	900
001-1130-0101	TRAFFIC VIOLATIONS-OVERTIME	600
001-1325-0100	TREASURER-PERSONNEL	700
001-1325-0101	TREASURER-PERSONNEL OT	300
001-1325-0456	TREASURER-POSTAGE	300
001-1355-0100	TAX ASSESSOR-PERSONNEL	400
001-1420-0415	VILLAGE ATTORNEY-FEES FOR SVCS	8,500
001-1440-0415	ENGINEER-FEES FOR SERVICES	1,800
001-1620-0100	VILLAGE HALL-PERSONNEL	3,400
001-1620-0411	VILLAGE HALL-TELEPHONE	100
001-1620-0414	VILLAGE HALL-MAT & SUPP	50
001-1620-0420	VILLAGE HALL-MAINT & REPAIRS	4,000
001-1640-0412	DPW-UTILITIES	800
001-1640-0414	DPW-MAT & SUPPLIES	700
001-1640-0420	DPW-MAIN&REPAIR(BLDG)	500
001-1980-0494	COMP ABS-RETIREMENT	6,600
001-3020-0102	PUBLIC SFTY-DT	200
001-3620-0465	SAFETY-CONFER	1,000
001-3310-0437	TRAFFIC CONTROL-ELEC FOR SIGNAL	1,000

001-3620-0415	SAFETY INSPECT-FEES FOR SVCS	700
001-3620-0450	SAFETY INSPECT-MISC	150
001-3622-0101	SECURITY-PERSONNEL OT	200
001-3622-0419	SECURITY-MAINT & REPAIR(EQUIP)	500
001-3622-0420	SECURITY-MAINT & REPAIR(BLDG)	50
001-5110-0101	HIGHWAY-PERSONNEL OT	5,700
001-5110-0414	HIGHWAY-MAT & SUPP	6,500
001-5110-0425	HIGHWAY-SURFACING MAT	100
001-5110-0427	HIGHWAY-REPAIRS BY OTHERS	1,900
001-5142-0100	SNOW-PERSONNEL	200
001-7020-0100	RECREATION-PERSONNEL	8,000
001-7110-0100	PARKS-PERSONNEL SERVICES	14,000
001-7110-0419	PARKS-MAIN&REPAIRS EQUIP	700
001-7110-0441	PARKS-MAIN&REPAIRS PARKS	2,500
001-7110-0456	PARKS-POSTAGE	50
001-7110-0475	PAY FOR PLAY-ATHLETIC EQUIP	100
001-7140-0200	380 BAY-EQUIPMENT	200
001-7140-0412	380 BAY-UTILITIES	800
001-7140-0420	380 BAY-MAINT & REPAIRS BLDG	500
001-7140-0450	380 BAY-MISC	200
001-7310-0100	YOUTH PROGRAMS-PERSONNEL	1,000
001-7310-0414	YOUTH PROGRAMS-MAT & SUPP	100
001-7310-0416	YOUTH PROGRAMS-PRINTING	200
001-7310-0417	YOUTH PROGRAMS-UNIFORMS	100
001-7550-0415	CELEBRATIONS-FARMERS MKT	500
001-8010-0415	ZONING BOARD-FEES FOR SVCS	800
001-8010-0450	ZONING-MISC	50
001-8160-0412	REFUSE-UTILITIES	600
001-8160-0427	REFUSE-REPAIRS BY OTHER	10,000
001-8160-0452	REFUSE-LANDFILL FEES	42,000
001-8170-0100	SWEEPER-PERSONNEL	1,000
001-9010-0801	STATE RETIREMENT	8,200
001-9060-0807	HOSPITAL & MEDICAL INS	55,000
001-9710-0454	SERIAL BONDS	<u>200</u>
		196,350

FROM:

ACCOUNT#	ACCOUNT DESCRIPTION	AMOUNT
001-1110-0415	COURT-FEES FOR SERVICES	3,200
001-1355-0200	ASSESSOR-EQUIPMENT	400
001-1410-0419	VILLAGE CLERK-MAIN&REPA EQUIP	2,150
001-1410-0432	VILLAGE CLERK-COMPUTER SVCS	17,000
001-3020-0100	PUBLIC SFTY-PERSONNEL	1,200
001-3620-0100	SAFETY INSPECTION-PERSONNEL	79,650
001-3622-0200	SECURITY -EQUIPMENT	750
001-5110-0100	HIGHWAY-PERSONNEL	13,450
001-5110-0428	HIGHWAY-EQUIP RENTAL	2,000
001-5142-0200	SNOW-EQUIPMENT	7,000
001-5142-0414	SNOW-MAT & SUPP	3,200
001-7110-0200	PARKS-EQUIP	10,000
001-7180-0419	POOL-MAIN&REPAIRS EQUIP	1,500
001-7180-0420	POOL-MAIN&REPAIRS BLDG	200
001-8010-0100	ZONING BOARD-PERSONNEL	850
001-8160-0100	REFUSE-PERSONNEL	39,000
001-8160-0102	REFUSE-PERSONNEL DT	11,000
001-8160-0419	REFUSE-MAINT & REPAIRS EQUIP	2,600
001-8170-0101	SWEEPER-PERSONNEL OT	1,000
001-9710-0700	DEBT SVC-INTEREST	<u>200</u>
		19,635

Village Clerk Devlin read notice of a public hearing to amend Article XVI of the Village Code to provide standards for and for the permitting of, tents used in residential and non-residential

districts.

Village Attorney Egan noted that the Board had recently adopted a tent law. When a new law was enacted and impacted residential and commercial properties which were near one another, sometimes weaknesses in the adopted law became apparent. Feedback was received from both residents and business owners, which sometimes resulted in the law having to be tweaked to find a balance that would work. The Village Code was a living document that would change based on circumstances. However, it was also a document that needed to be applied Village wide in a fair manner. There were several events where businesses in the Village relied on the use of tents, and this was important to their operations. Prior to Covid, tents were only used for special events. However, during and post Covid, tents became an accommodation that was taken advantage of by business owners. It had become necessary to regulate their use to prevent them from becoming an expansion of their dining areas by adopting this code. Village Attorney Egan then reviewed the proposed amendments to the tent section of the Village Code. He indicated that the residential requirement for a permit of any tent over 200 sq. ft. would not be changed. The change stated that any tent 200 sq. ft. and above in a non-residential, commercial district could not be larger than 2,000 sq. ft. total and would require a permit. In addition, the tent could only be up for a maximum of 96 hours. It had also been made clear that Chapter 281 concerning noise would always apply. In addition, another tent request could not be submitted by the same business within 30 days. Village Attorney Egan stressed that the intention of the code was to ensure that tents were not put up and down every weekend. Another clarification was that the tent could not be an extension of the commercial business operations outside of a particular event. The Chief Building Inspector would also be able to consider other substantial risks that would allow him to deny the permit request.

Trustee Keyes asked for clarification that a tent over 200 sq. ft. would require a permit. Village Attorney Egan stated that this was correct. Trustee Keyes asked for clarification as to the 2,000 sq. ft. requirement. Village Attorney Egan stated that no tents could be in excess of 2,000 sq. ft. Prior to this change, there had been no maximum size requirement for a tent. Trustee Keyes asked for confirmation that a permit would need to be sought for any tent greater in size than 200 sq. ft. but less than 2,000 sq. ft. Village Attorney Egan stated that this was correct. Trustee Keyes inquired as to what would happen if someone tried to put two 150 sq. ft. tents together. Village Attorney Egan indicated that the law stated that no tent or combination of tents could be used to circumvent the Code requirements.

Deputy Mayor Krieger inquired if anyone from the public wished to comment on the public hearing.

Mr. Kemp, Jennings Avenue, inquired as to the definition of a tent from Village Attorney Egan. Village Attorney Egan stated that a tent was defined by the New York State Fire Code. It was a membrane structure supported by poles which was not permanently affixed to the ground. Mr. Kemp noted that mention had been also made about Chapter 281 regarding noise, and he indicated that he had a copy of that portion of the Code with him. He indicated that he had contacted Code Enforcement at the end of June regarding a serious problem four houses down the street from him with amplified music and been informed by the dispatcher at that time that he did not believe there was any restriction on noise on residential properties. That individual had suggested he contact Village Hall on the next Monday, and he had done so and received this copy of Chapter 281. Mr. Kemp continued by noting that Chapter 281 was very specific regarding residential and commercial standards concerning decibel levels and such. He then noted that he had spoken with Chief of Public Safety Jim Berberich who had told him that the dispatchers were not part of Public Safety but reported to the Village. Mr. Kemp continued by expressing concern that employees of the Village did not know what they were doing. He was very concerned with certain businesses, such as the Blue Point Brewery, violating the noise ordinance on a regular basis. Mr. Kemp noted that he could regularly hear music coming from that location, and he seriously doubted that this would not be in violation of the decibel limits included in the Code. He then indicated that the Brickhouse Brewery had pitched numerous tents on a regular basis and inquired as to how this would be influenced by the tent code. Village Attorney Egan stated that, moving forward, businesses would need to comply with all the Code requirements. Mr. Kemp asked for clarification that a grouping of tents could not exceed a grand total of 2,000 sq. ft. per business. Village Attorney Egan stated that this was correct. Mr. Kemp then concluded by suggesting that there needed to be better communication between Village Hall and Code Enforcement.

Upon a motion by Trustee Ferb, seconded by Trustee Brinkman, and unanimously carried, the Board resolved to amend Article XVI of the Village Code to provide standards for and for the permitting of, tents used in residential and non-residential districts as presented.

Village Clerk Devlin read notice of a public hearing to amend Section 336-7 of the Village Code to change the term of property rental permits from two years from date of issuance to two years from date of receipt of a complete application.

Village Attorney Egan indicated that this modification would bring the Village Code and the Building Department's procedures into alignment. He noted that the Building and Housing Department would only review a completed application. This change clarified that issuance date of the rental permit and would prevent a gap between when a permit was issued versus when a completed application was submitted.

Deputy Mayor Krieger asked if anyone from the public wished to comment on the public hearing.

Mr. Kemp noted that his understanding was that if an apartment was rented and occupied, the rental permit would run for a period of two years. Village Attorney Egan stated that this was correct. Mr. Kemp inquired as to what the term would be if the apartment was unoccupied. Village Attorney Egan indicated that this was a different topic from what was being discussed at this public hearing. Mr. Kemp disagreed. Village Attorney Egan indicated that it was not relative to this discussion as it would depend upon how long an apartment was vacant. This public hearing concerned the length of issuance of a rental permit upon the receipt of a completed application. Mr. Kemp asked for clarification that this had nothing to do with a lapsed permit. Village Attorney Egan stated that it did not. This only concerned the date of the issuance of a rental permit upon the receipt of a completed application. Lapsed permits were more complicated and had many other factors to review including the CO for a property, special permits, etc. Mr. Kemp indicated that he had let an apartment remain vacant in 2021 for less than a year during the pandemic. When he had contacted the Building Department, they had asked him when he wanted the new rental permit to begin. That date had been more than 2 years from the time of his original permit, and he asked if this was a problem. Village Attorney Egan indicated that this was not the purpose of this law, but if that was what the Building Department had told him, it sounded reasonable to him. They had provided him with an accommodation. This law would not impact the scenario that Mr. Kemp had described.

Upon a motion by Trustee Ferb, seconded by Trustee Carillo, and unanimously carried, the Board resolved to amend Section 336-7 of the Village Code to change the term of property rental permits from two years from date of issuance to two years from date of receipt of a complete application.

David Kennedy reviewed the Chamber of Commerce report. He noted that the first Alive After Five event had occurred and had been a great success. There had been no problems as far he was aware. If anyone from the Village or the public had any concerns, he asked that they contact him. This event was becoming more of a struggle to get going as time passed, but once it was running, everything came together. He felt that it brought many people to the Village and the new layout was much more family oriented. It might not be maximizing profits, but it was a much better vibe and a more pleasant event for all ages. He hoped that would continue for the remainder of the events. The next Alive After Five was scheduled for Thursday, July 13th, with the others on July 27th and August 10th. He suggested for anyone coming to one of these events from outside of the area to plan on utilizing the shuttle in order to avoid parking in residential areas.

Trustee Ferb inquired if he had an approximate number of people who had attended the event. Mr. Kennedy indicated that he would guess that it was approximately 15,000 to 20,000 people which was the normal figure for Alive After Five. Trustee Ferb observed that he thought most people had come out earlier than in the past. Mr. Kennedy agreed and noted that he felt that the crowd had peaked at around 8:00 p.m. with even the after Alive After Five partying crowd being more subdued than in the past. From a public perspective, Main Street was relatively calm, and the breakdown was relatively smooth. Most importantly, there were no incidents or problems. He commended the Village's DPW staff for making sure that the Main Street area was cleaned by the following morning.

Mr. Kennedy continued by noting that the St. Liberata Committee would be honoring the new Italian American of the Year, Rob Calarco, the next day. It was a well-deserved honor as Mr.

Calarco had served as County legislator for many years and done much for the community. The event would be held at Donatina from 6:00 p.m. to 9:00 p.m. Village Clerk Devlin asked for confirmation that payment could be made at the door. Mr. Kennedy indicated that this could be done and apologized for the problems that had occurred with ticket purchasing on the Chamber's web site. Mr. Kennedy indicated that Mr. Calarco would continue be honored during the season leading up to the St. Liberata Parade which would be held on Saturday, September 9th. He noted that there was still vendor space available for that event. Mr. Kennedy indicated that the Patchogue Young Professionals group would be holding a networking event on Wednesday, July 19th, at Better Man Distillery. The next general membership meeting of the Chamber would be held on Tuesday, July 25th, at Arrogas for lunch. He reminded the Board to let him know if any of them would be attending, so he could give them the opportunity to speak if they wished. Things were coming together nicely for the Circus on Main which would be held on East Main Street between Maple Avenue and South Ocean Avenue on Friday, August 4th. The Chamber was working with a variety of community organizations include the Patchogue-Medford Library, Patchogue-Medford Youth and Community Services, the Arts Council, and Gigi's Playhouse on this family friendly event. There would be no circus acts or tent, just various free family activities for everyone to enjoy. Mr. Kennedy indicated that he was happy to be working with Trustee Carillo to organize the Hispanic Parade scheduled for August 20th. It was nice to bring this event back this year to celebrate the Hispanic community and elevate it to another level. Mr. Kennedy then noted that the Chamber would like to bring back the Wellness Walk this year. The walk would connect all the health and wellness businesses in the community as well as utilize sidewalk space for some businesses which were part of the Chamber but outside of the Main Street area corridor. Mr. Kennedy indicated that the Chamber would provide a final list of who and where the businesses utilizing the sidewalk would be and be set up. Most areas used would be open and not in front of other businesses. No street closures were being requested either.

Trustee Ferb asked the Board to approve an event.

Upon a motion by Trustee Ferb, seconded by Trustee Brinkman, and unanimously carried, the Board granted approval for the Greater Patchogue Chamber of Commerce's Fitness and Wellness Committee to hold its Annual Wellness Walk in downtown Patchogue on Saturday, September 23rd from 11:00 a.m. to 3:00 p.m. pending receipt of those participating addresses that will be utilizing the sidewalk for display.

Mr. Kennedy thanked the Board for their support. He reminded everyone that the Greater Patchogue Foundation was currently running a raffle where a resident of Davis Park had offered their home for a weekend getaway. Tickets were \$25 each. Additional information could be obtained by contacting the Chamber at info@patchogue.com. Mr. Kennedy thanked Trustee Ferb for running this raffle. Trustee Ferb noted that the house slept up to eight (8) people and four (4) round trip tickets on the ferry and a \$200 gift certificate to the Casino were also prizes in the raffle. Trustee Keyes inquired if those were all separate raffles or one large prize. Trustee Ferb stated that it was one prize. Mr. Kennedy also congratulated the Garden Club for an exceptional Garden Tour that had occurred over the weekend. Trustee Ferb noted that it had been a fantastic event with many tickets sold. The gardens were all lovely.

Deputy Mayor Krieger asked the Board to approve an Inter-Municipal Agreement with the Patchogue Fire District.

Village Attorney Egan indicated that this action should have been taken when the Patchogue Fire Department became a Fire District rather than a Village department. The original Length of Service Award Plan (LOSAP) was left with the Village, and the Fire District then formed their own LOSAP which ran parallel to the Village's program. As the volunteers who had joined under the Village plan decreased, the Fire District's increased, but the Village was left with the liability of this pension plan. Both parallel plans should have been merged over nineteen (19) years ago when the Fire District was formed. Due to the excellent advice of the plan administrator, who managed both plans, a plan had been put in place to merge the two programs so that it would be one program managed by the Fire Commissioners with the Village making contributions for a period of time including the modest unfunded prior pension amounts which remained. The Village had continued to make the payments to the plan over the years which kept the amortization of the pension liability steady which was an excellent way to manage this. Village Attorney Egan reiterated that this should have been done years ago, and it was a benefit to the Village and the recipients of the plan that it was being done now.

Upon a motion by Deputy Mayor Krieger, seconded by Trustee Ferb, and unanimously carried, the Board granted approval of an Inter-Municipal Agreement with the Patchogue Fire District for the merger and consolidation of the Village's LOSAP Program into the Fire District's LOSAP Plan to form a unitary plan administered and sponsored by the Fire District.

Deputy Mayor Krieger asked the Board to approve authorizing the Mayor to be the representative of the Village for a grant relating to upgrading the Village's Wastewater Treatment Plant.

Village Attorney Egan indicated that this would authorize the Mayor to act on behalf of the Village regarding the application to upgrade the Wastewater Treatment Plant. Village Clerk Devlin noted that a round of funding would be made available shortly which CDA Director Russo was working on obtaining through a grant for this project.

Upon a motion by Deputy Mayor Krieger, seconded by Trustee Ferb, and unanimously carried, the Board granted approval to approval to authorize the Mayor to be the representative acting on behalf of the Village in all matters relating to a Department of Environmental Conservation/ Environmental Facilities Corporation Wastewater Infrastructure Engineering Planning Grant for upgrades to the village's Wastewater Treatment Plant including authorization to make application, execute the necessary contract and any required documentation, and otherwise act for the Village's governing body in all matters related to the Project.

Deputy Mayor Krieger asked the Board to approve an amendment to a Collective Bargaining Agreement.

Village Attorney Egan indicated that this also dealt with the Wastewater Treatment Plant which was a twenty-four hours, seven day a week operation. This amendment to the employees' contract would allow the employees of the plant the ability to work on weekends with a shift extending Tuesday through Saturday.

Upon a motion by Deputy Mayor Krieger, seconded by Trustee Keyes, and unanimously carried, the Board granted approval of an Amendment of Article (B) "Work Week for All Employees" of the Collective Bargaining Agreement between the Incorporated Village of Patchogue and Local 342, Long Island Public Service Employees, United Marine Division, International Longshoremen's Association, AFL-CIO.

Deputy Mayor Krieger asked the Board to approve authorizing the termination of a Seasonal Worker.

Upon a motion by Deputy Mayor Krieger, seconded by Trustee Ferb, and unanimously carried, the Board granted approval to authorize the termination of Peter Engelken, a Seasonal Worker for Public Works effective July 7, 2023.

Deputy Mayor Krieger asked the Board to approve accepting the resignation of Trustee Patrick McHeffey.

Upon a motion by Deputy Mayor Krieger, seconded by Trustee Brinkman, and unanimously carried, the Board granted approval to accept the resignation of Trustee Patrick McHeffey, with regrets, effective June 30, 2023.

Trustee Keyes expressed appreciation for the work done by several DPW staff for taking on an unexpected task this week and dealing with the issue efficiently.

Trustee Keyes noted that the ribbon cutting for the soccer field would be held on July 17th.

Trustee Keyes asked the Board to approve an event.

Upon a motion by Trustee Keyes, seconded by Trustee Brinkman, and unanimously carried, the Board granted approval for Euclid Hose Company to hold the Annual "Running Dead" 5K at Shorefront Park on Saturday, October 28th with a 6:00 a.m. setup and a 9:00 a.m. race start.

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

Upon a motion by Trustee Keyes, seconded by Trustee Ferb, and unanimously carried, the Board granted approval to hire the following summer staff:

- Daniell Wanerka – Camp Counselor at \$17 per hour
- Richard Stafford Jr. – Lifeguard at \$17 per hour
- Caitlin Nash – Lacrosse Instructor at \$17 per hour
- Julia Charvat – Basketball Instructor at \$17 per hour
- James Ring – Dock Security at \$16 per hour

Trustee Keyes asked the Board to approve summer employment adjustments.

Upon a motion by Trustee Keyes, seconded by Trustee Ferb, and unanimously carried, the Board granted approval for the following summer employment adjustments

- Lifeguard Madison Baumann - payrate change \$17 per hour to \$18 per hour retro to 6/26/23
- Lifeguard Liam Halpin - payrate change \$17 per hour to \$18 per hour retro to 6/26/23
- Lifeguard Nicholas Cristoforo - payrate change \$17 per hour to \$18 per hour retro to 6/27/23
- Lifeguard Kevin Schmutz - payrate change \$17 per hour to \$18 per hour
- Sean Nash- title and pay rate change from Pool Attendant at \$14 per hour to Head Pool Attendant at \$15 per hour

Trustee Keyes asked the Board to approve hiring Specialty Positions for the Great South Bay Music Festival. Trustee Carillo inquired if people would be charged to use these parking spaces. Trustee Keyes indicated that the Great South Bay Music Festival organizers charged for these parking spots. Trustee Carillo inquired as to who would pay for the salary of these employees then since the Village was paying them, Trustee Keyes stated that the Village received compensation for all expenses from the organizers. Trustee Carillo inquired if the parking was for the Village or for the festival. Trustee Keyes indicated that it was part of the festival. Village Clerk Devlin indicated that these staff members would be used to manage the flow of traffic. Trustee Carillo indicated that she had seen people charge for parking at past events. Village Clerk Devlin noted that this was usually on private property such as the Fire District's property on DeWitt Avenue. Trustee Carillo inquired about the VIP parking spaces. Trustee Ferb noted that those who paid for the VIP experience at a higher rate were allowed to park in a special lot. Village Clerk Devlin indicated that these individuals being hired would only be managing the Village lots to keep traffic flowing as best as possible.

Upon a motion by Trustee Keyes, seconded by Trustee Ferb, and unanimously carried, the Board granted approval to hire the following Specialty Positions from July 20th through July 23rd for the Great South Bay Music Festival - Parking Attendants at \$16 per hour: Nicholas Cristoforo, Sean Nash, Ryan Melit, Liam Halpin, and Kevin Schmutz.

Trustee Keyes asked the Board to approve increasing the pay rate of Dock Masters for the Great South Bay Music Festival.

Upon a motion by Trustee Keyes, seconded by Trustee Ferb, and unanimously carried, the Board granted approval to increase the pay rate from July 20th – July 23rd for the following Dock Masters for the Great South Bay Music Festival: Rob Dono - \$17 per hour; James Ring - \$17 per hour; Jennifer Lebowski - \$17 per hour; and Joe Abate -\$18 per hour.

Trustee Brinkman asked the Board to approve a Permitting and Licensing App Subscription. This would allow a person seeking a permit or license to use an app on their phone to streamline the application process and help staff to handle applications more efficiently. Each application would receive a QR code which Public Safety Officers could then also use to be sure that a project had proper authorization. Deputy Mayor Krieger inquired if training was included as part of this proposal. Trustee Brinkman stated that it was. She also noted that payment could be done through the app as well.

Upon a motion by Trustee Brinkman, seconded by Trustee Ferb, and unanimously carried, the Board granted approval of a proposal from GoGov for a Permitting and Licensing App

Subscription in the amount of \$7,488 annually.

Trustee Brinkman asked the Board to approve a proposal for a FOIL Management System. She noted that this would streamline the FOIL request process for the Village Clerk's Office and allow appropriate tracking of requests. This system would allow the Village Clerk to track the progress of a FOIL request as it processed through different departments. Since Civics Plus was also the host of the Village's web site, it would also tie in nicely in that platform. It would help the Village Clerk's Office to run even more efficiently.

Upon a motion by Trustee Brinkman, seconded by Trustee Carillo, and unanimously carried, the Board granted approval of a proposal from Civics Plus for Next Request a FOIL management system for an annual cost of \$4,491.

Trustee Brinkman asked the Board to approve retaining independent contractors to serve as Records Inventory Clerks. She indicated it was nice to see progress on this project which had started some time ago through various grants through the New York State Archives. The clerks were expected to start work on Wednesday to review and organize records appropriately. They would also ensure that all the New York State records guidelines were being followed. Records would be organized into what needed to be kept permanently and what needed to be disposed of at appropriate times. Deputy Mayor Krieger indicated that this would make it much easier to residents to obtain documents when requested. Trustee Brinkman concurred and noted that this was an exciting step in making Village documents more organized. She noted that documents would not be digitalized yet as that was an entirely different process but that would occur down the road. This process would review and properly organize all the paperwork stored in the Village in various locations; and development a system and policy that could be easily followed. Deputy Mayor Krieger thanked everyone involved in this process for all their hard work.

Upon a motion by Trustee Brinkman, seconded by Trustee Ferb, and unanimously carried, the Board granted approval to retain for Professional Services, Records Inventory Clerks John-Paul Campbell and Jordan Stewart to be paid as independent contractors at the rate of \$55 per hour for an amount not to exceed \$13,943 to be paid wholly out of the 2022 Local Government Records Management Improvement Fund Grant.

Trustee Ferb indicated that Fourth of July Parade had been a very fun event this year with a good crowd in attendance. It had been one of the shortest on record. Village Clerk Devlin inquired as to why it had been so short. Trustee Ferb noted that there were not as many firetrucks. He indicated that some commercial participants could not participate this year either, but overall, it had been a nice event.

Trustee Ferb noted that the Arts Council would be hosting a fundraiser at Toast on the upcoming Friday at 6:00 p.m. Some individuals in the Village had gone through thousands of music videos from the 1980s and assembled a three-hour compilation. All were welcome to attend. Village Clerk Devlin noted that tickets were \$35 for Patchogue Arts Council members and \$40 for non-members. Trustee Ferb indicated that it should be a fun time as most Art Council events were.

Trustee Ferb asked the Board to approve hiring a part-time seasonal worker for the BID.

Upon a motion by Trustee Ferb, seconded by Trustee Keyes, and unanimously carried, the Board granted approval to hire Richard J. Meyer as a part-time summer seasonal worker responsible for watering duties through October 7, 2023 at \$22 per hour, effective July 11, 2023, paid for by the Business Improvement District.

Trustee Ferb noted that it was quite challenging to drive the watering truck.

Trustee Ferb asked the Board to approve hiring a seasonal worker for the BID.

Upon a motion by Trustee Ferb, seconded by Trustee Brinkman, and unanimously carried, the Board granted approval to hire James Gleason as a Seasonal Worker effective immediately at a rate of \$17 per hour, paid for by the Business Improvement District.

Trustee Carillo asked the Board to approve waiving a tent permit application fee.

Upon a motion by Trustee Carillo, seconded by Trustee Ferb, and unanimously carried, the Board granted approval to waive the tent permit application fee for the Rotary Club's Monte Carlo Night to be held at Fireman's Park on July 12th.

Trustee Carillo asked the Board to approve setting a public hearing to amend Chapter 143 of the Village Code. Deputy Mayor Krieger asked for further information on this request.

Village Attorney Egan indicated that he had never thought that this issue would need to be addressed in the Village since this was not a rural community. However, it seemed that some people did not realize that horses on Main Street did not mix. If a law needed to be adopted to force people to apply common sense, then that was what needed to be done. Deputy Mayor Krieger indicated that if horses were brought onto Main Street for whatever reason, then someone should also be available to clean up after the animals. Village Attorney Egan stated that the proposed local law would be similar to that passed by the Town of Brookhaven which would restrict horses to bridle paths. Main Street was obviously not a bridle path.

Upon a motion by Trustee Carillo, seconded by Trustee Brinkman, and unanimously carried, the Board set a public hearing for July 24th to amend Chapter 143 of the Village Code to add Section 143-1 (B) regarding control of Animals/Horses.

Trustee Carillo noted that applications were being accepted from any group or organization who wished to participate in the upcoming Hispanic Parade through August 14th at the Parks and Recreation Department. The parade would be held on August 20th.

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

Mr. Kemp noted that after three (3) years of research and investigation he had been able to apply for and correct the application for a headstone for a Civil War soldier. He was able to get the Veteran's Administration to issue a new headstone for Major Lawrence H. Thompson. It was all set-in place for Lakeview Cemetery. This gentleman had been a dedicated Civil War soldier and officer, and he believed that a ceremony was in order. Mr. Kemp indicated that St. Paul's Church was looking into setting something up. He asked Village Attorney Egan if he could contact whatever organization he felt was appropriate to be involved in this planning. Village Attorney Egan indicated that he would do so and congratulated him. Mr. Kemp continued by noting that he had been able to obtain a second headstone for another Civil War soldier, Charles King, which would also be in Lakeview Cemetery. This stone had not been set yet, but it was in East Patchogue. He confirmed that there were two (2) Civil War soldier headstones that had been obtained for Lakeview Cemetery, one had been set and the other was in the process of being set.

Mr. Kemp then inquired of Deputy Mayor Krieger if he would intervene in his concerns about noise ordinance enforcement since Chief Berberich had told him that he would have to contact his superiors for clarification on Village Code interpretation by the dispatchers at the firehouse. He indicated that he felt that everyone involved with enforcement should have a basic knowledge of this particular ordinance. Village Attorney Egan noted that the dispatcher's job was a high pressure one which dealt primarily with communication and relaying a complaint to the Public Safety, Fire or Ambulance Departments. Dispatchers were not trained to be fully versed on all aspects of the Code but would be communicate a complaint or concern to the proper entity. Mr. Kemp noted that his concern was that when he contacted the dispatcher, his complaint was not forwarded to Public Safety. Deputy Mayor Krieger inquired as to how he knew that this had not occurred. Mr. Kemp stated that the dispatcher had told him that he was not forwarding the complaint as he did not believe that there was a restriction on residential noise. Village Attorney Egan indicated that his complaint would be reviewed and proper action would be taken.

Mr. Kemp then expressed concern about negative comments that were made regarding a Veteran's Day service. Deputy Mayor Krieger inquired as to who had made the negative comments. Mr. Kemp indicated that they had been made by Mayor Pontieri, Trustee Keyes, and Trustee Ferb. He indicated that Trustee Keyes had stated that a Confederate was equivalent to a Nazi which was totally incorrect. This had been discussed by Suffolk County Executive Levy who had stated that Suffolk County had no place for Nazism but did not say one word about Confederate soldiers. Mr. Kemp was annoyed by these previous comments that were negative. Last year, it was established that he had First Amendment rights, so he questioned why he would be subject to Special Event permit and insurance requirements. Village Attorney Egan indicated that First

Amendment rights had limits when it came to public peace and order, such as not being permitted to yell “fire” in a crowded building. Municipalities had certain laws to follow for the good of everyone which was why he would be subject to a Special Events permit. Mr. Kemp indicated that this was adding items which were not included in the Constitution. Village Attorney Egan indicated that this was correct, but the Constitution was a small document as opposed to the huge law libraries that were in existence. He also found it ironic that Mr. Kemp was discussing the Constitution and First Amendment rights but expressing his annoyance at Trustee Keyes utilizing his First Amendment rights by saying what his opinion of the Confederacy was. Mr. Kemp continued by noting that Patchogue Village permitted Black Lives Matter demonstrations on Main Street in front of the bank building and demonstrations in front of the Congressman’s office on Oak Street with the Suffolk County Police putting up barricades to accommodate them. He inquired again as to why he would be subject to a Special Events permit and insurance requirements for a thirty (30) minute ceremony. Village Attorney Egan indicated that if an event was going to be organized with the discharge of weapons, which usually occurred at a historic event, plus the use of amplified sound and parking would be necessary, a Special Events permit would be required. Special Events permits did not have onerous requirements, and one had even been issued for the return of the World War I veteran’s remains at Cedar Grove Cemetery, as well as for the return of the Pearl Harbor hero’s remains. Deputy Mayor Krieger inquired as to Mr. Kemp’s concern. Mr. Kemp reiterated that he had First Amendment rights. Deputy Mayor Krieger stated that everyone agreed with this, but he would still need to fill out an application for any event he wished to plan. Mr. Kemp indicated that his impact would be zero with no road closures required. Village Attorney Egan noted that his application should be simple to complete then. Cedar Grove Cemetery had prepared applications several times with no issues. Deputy Mayor Krieger encouraged him to complete an application and submit it within a reasonable amount of time to the Clerk’s Office. Mr. Kemp indicated that the Village Clerk should be in possession of a letter from St. Paul’s Church permitting parking for the proposed event. Village Clerk Devlin stated that she had the letter but still needed an actual application. Deputy Mayor Krieger noted that he should get his application in soon if he wanted his event to be held on Veteran’s Day. Mr. Kemp stated that the cost of insurance might be prohibitive. Deputy Mayor Krieger indicated that this was not the Village’s issue. Mr. Kemp reiterated that this was not in the Constitution. Village Attorney Egan stated that the insurance was required to insure the safety of participants and guests for an event. Village Clerk Devlin noted that she had recently held an event at Fireman’s Park which had required her to obtain one day’s insurance as well.

Mr. Bogack, Noxon Street, noted that he had called Code Enforcement about noise issues many times, and almost every time, the dispatcher had known what to do. When there has been an issue, it had been followed up on by Deputy Mayor Krieger. He had found that residential noise ordinances were usually enforced. Patience, understanding and follow up were important.

Mr. Bogack also expressed concern about honoring anyone associated with the Confederacy. Patchogue was a Union town. That was the history of this Village, and those were the values that should be recognized and honored. He opposed any recognition of anyone associated with the Confederacy whether or not the individual was pardoned as this would be inconsistent with the Village’s history.

Upon a motion made by Trustee Brinkman, seconded by Trustee Ferb, and unanimously carried, the meeting was adjourned at 7:11 p.m.

Signed _____
Lori Devlin, Village Clerk

vp