

The Board Meeting of the Board of Trustees met in the Municipal Building, 14 Baker Street, Patchogue, New York on Monday, July 26, 2021 with the public viewing through video streaming and in person.

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

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

Village Clerk Devlin asked the Board to approve Board Meeting minutes from July 12, 2021.

Trustee McHeffey indicated that a correction needed to be made in the second to last paragraph where Cedar Avenue should be changed to Church Street.

Upon a motion by Trustee Felice, seconded by Deputy Mayor Krieger, and unanimously carried, the Board approved the Board meeting minutes from July 12, 2021 as corrected.

Village Treasurer Krawczyk stated the total bills for the period ending July 26, 2021 were \$410,738.09. The five largest bills were as follows: \$42,989.00 for Veso Life; \$40,236.82 for Town of Brookhaven; \$31,572.20 for Russell Reid; \$31,282.70 for Core Logic; and \$4,640.00 for Fleet Pump Service.

General	\$ 300,842.80
Trust & Agency	\$ 1,667.99
Cap Projects	\$ 5,315.71
Sewer Fund	\$ 63,265.38
B.I.D. Fund	\$ 3,535.46
Housing Fund	\$ 0.00
CDA Fund	\$ 4,759.75
General Bills	\$ 1,351.00
Totals	\$ 410,738.09

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 read notice of a public hearing to amend Section 302.1B Public Nuisance of Chapter 302 of the Village Code as follows: Notice is hereby given that a Public Hearing will be held on Monday, July 26, 2021, at 6:00 p.m., in the Municipal Building, 14 Baker Street, Patchogue, New York, 11772, by the Village Board of Trustees of the Incorporated Village of Patchogue TO AMEND SECTION 302-1.B PUBLIC NUISANCE OF CHAPTER 302 OF THE VILLAGE CODE, by proposed local law, a copy of which is on file at the Office of the Village Clerk.

Village Attorney Egan indicated that this original code had been adopted in the late 1960s and amended in the 1970s in order to limit discharging firearms, fire crackers, firecrackers, bombs or other noisemaking devices or the operation of any noisemaking device from being used within the Village without a nuisance permit being issued. The issue with this requirement was brought to the Board's attention by Mr. Kemp as it could make it onerous for certain patriotic displays such as a twenty-one gun salute for a military veteran's funeral. Village Attorney Egan noted that the proposed amendment to the code would exempt veteran's organization, qualified non-for-profits and historical re-enactments which commemorated battles and honored veterans from needing to obtain such a permit. He indicated that he had spoken with officials from the cemeteries in the Village, and this amendment would allow twenty-one gun salutes for veterans' services without requiring a special permit having to be obtained. Village Attorney Egan reiterated that the proposed changes to the Village Code would allow veterans' organizations, historical reenactments organizations, religious, fraternal and charitable organizations and other such non-for-profits from needing to obtain a nuisance permit from the Village under this statute.

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

Richard Kemp, Jennings Avenue, noted that he had provided documentation to Village Attorney

Egan regarding this matter. The reason that he was here tonight was because he felt that there had been some inequitable treatment concerning his ancestor who had been a confederate soldier and was buried in an abandoned cemetery on Waverly Avenue. He indicated that the volunteer cemetery group working to clean-up that cemetery had prohibited a confederate group from participating in a ceremony there. Mr. Kemp stated that he had sent information to the Village Attorney last December and not received a response. Village Attorney Egan indicated that he had told him to contact the town's attorney as they had the authority over abandoned cemeteries by law, and they had a discussion about this issue. Mr. Kemp agreed that this had occurred. Village Attorney Egan noted then that he had provided him with some direction. Mr. Kemp stated that he had not responded to his email but had spoken with him on the phone months later. Mayor Pontieri stated that they were here now discussing this issue, and it was irrelevant what had happened many months ago. The Village had done what he had requested, researched the matter, and agreed with his position. Mr. Kemp inquired if the law, as written, specified 501C corporations with religious or paternal affiliations since the American Legion and Am Vets did not recognize confederate soldiers. Mayor Pontieri indicated that that was their business, and the Village had no control over them. Mr. Kemp expressed concern that stipulating religious or paternal organizations would eliminate Civil War re-enactors. Village Attorney Egan inquired if Mr. Kemp had read the draft resolution that he had sent to him. He noted that historical reenactment and veterans' organizations would be specifically exempt from applying for a permit. Mr. Kemp stated that he had never received the draft resolution, but if that was what was being proposed he was fine with it. He had visited the cemetery last night and saw two new stickers on his ancestor's headstone. Mr. Kemp indicated that he was not sure what group had placed the stickers there, but one of them indicated that his ancestor was an American veteran. He hoped that this change would make things more equitable for all involved. However, he felt that this law should also prevent the illegal use of firearms such as the episode that had occurred in the Church Street parking lot near the Emporium. Village Attorney Egan stated that this was covered by state law and was considered a criminal act, not a nuisance. He inquired if Mr. Kemp was happy that historical reenactment organizations had been included in this proposal. Mr. Kemp indicated that he was aware of a New York chapter of the Sons and Daughters of the Confederacy, plus various confederate re-enactor groups as well as groups involved with the Revolutionary War and World War I.

Upon a motion by Trustee Ferb, seconded by Trustee Brinkman, and unanimously carried, the Board adopted the following resolution:

**AMENDING SECTION 302-1.B PUBLIC NUISANCE
OF CHAPTER 302 OF THE VILLAGE CODE**

Be it enacted by the Village Board of the Incorporated Village of Patchogue:

The Code of the Incorporated Village of Patchogue, County of Suffolk, New York, is amended by:

Amending Section 302-1.B of Chapter 302 of the Village Code which shall read as follows:

[New Language]

[Language to be Deleted]

§ 302-1 Public nuisance.

[Amended 3-28-1977 by L.L. No. 11-1977; 3-9-2009 by L.L. No. 7-2009]

No person shall indulge in such conduct as to create or establish a public nuisance which shall endanger or substantially interfere with the safety, health and welfare of any community within the Village of Patchogue. The following enumerated acts, which shall not be considered exclusive, shall be deemed to be violations of the provisions of this section:

B. Discharging within the Village any firearms, firecrackers, bombs or other noisemaking devices or the operation of any noisemaking device. The Board of Trustees may, upon proper application, suspend the operation of this subsection under such conditions and restrictions as said Board may deem proper to impose. Such suspension by the Board of Trustees shall be made only when the activity to be engaged in shall be found to be for the general good and welfare of the community in connection with properly supervised celebrations of public events. The conduct of functions and celebrations of duly constituted **veterans' organizations, historical reenactments organizations**, religious, fraternal and charitable organizations, ~~etc.~~ **shall be exempt from the**

prohibition.

This Local Law shall take effect immediately.

Village Clerk Devlin read notice of a public hearing as follows: Please take notice, that on July 26, 2021 at 6:00 p.m., at Village Hall, 14 Baker Street, Patchogue, NY, the Board of Trustees of the Village of Patchogue, pursuant to Sections 435-25(A) and 435-82(H) of the Village of Patchogue Code and Section 7-725-B of the New York State Village Law shall consider:

The application of George and Barbara Lilienthal for a special use permit for a two-family dwelling located at 103 Railroad Avenue, Patchogue, NY. The subject property lies in the E-Industrial zone on the parcel identified by Suffolk County tax map number 0204-013.00-05.00-006.000.

Documents relating to the application are on file at the Office of the Village Clerk, Village Hall, 14 Baker Street, Patchogue, NY and may be accessed at the following link: <https://patchogue.novusagenda.com/agendapublic/>.

At said Public Hearing any person interested will be given the opportunity to be heard.

Village Attorney Egan indicated that this property was located near Sephton Street and had been used as a two family home for as long as he could remember. It had also received a special permit in the past to be used as such. Mr. Block, the applicants' representative, would be providing additional information on this shortly. The Building Department had confirmed that a special permit to utilize this property as a two family dwelling had been issued in 2005. It had expired, and the applicants had been unaware that it needed to be renewed. Since the permit had expired, it could not be renewed but needed to be treated as a new application. The Board should have received a schematic outlining the lay out of the buildings on the property. Village Attorney Egan then reviewed the various considerations included in the Village Code for the issuance of a special permit as follows:

- (1) That the use will not prevent the orderly and reasonable use of adjacent properties or of the properties in adjacent use districts.
- (2) That the use will not prevent the orderly and reasonable use of permitted or legally established use in the district wherein the proposed use is to be located or of permitted or legally established uses in adjacent use districts.
- (3) That the safety, the health, the welfare, the comfort, the convenience or the order of the Village will not be adversely affected by the proposed use and its location.
- (4) That the use will be in harmony with and promote the general purpose and intent of this chapter.

Some other elements to be considered were listed in the Code included the following:

- The character of the existing and probable development of uses in the district and the peculiar suitability of such district for the location of any such permissive uses.
- The conservation of property values and the encouragement of the most appropriate uses of land.
- The effect that the location of the proposed use may have upon the creation or undue increase of vehicular traffic congestion on public streets or highways.
- The availability of adequate and proper public or private facilities for treatment, removal, or discharge of sewage.
- Whether the use or materials incidental thereto or produced thereby may give off obnoxious gases, odors, or noise.
- Whether the operations in pursuance of the use will cause undue interference with the orderly enjoyment by the public of parking or of recreational facilities.
- Whether there is need for bituminous-surfaced space for the purpose of off street parking of vehicles.
- Whether a hazard to life, limb or property because of fire, flood, erosion or panic may be created by reason or as a result of the use.
- Whether the use or the structures to be used therefor will cause an overcrowding of land or undue concentration of population.
- Whether the plot area is sufficient, appropriate or adequate for the use and the reasonably anticipated operation and expansion thereof.
- Whether the use to be operated is unreasonably near to a church, school, theater, recreational area or other place of public assembly.

Village Attorney Egan stated that in conferring with the Building Department, he had discovered that there were no current violations on the property. In addition, should the special permit be approved, the applicants would be subject to a rental permit inspection of the property and follow the rental permit application process of the Building Department. Mayor Pontieri noted that this property had been owned by a family with a large number of children in the 1930s.

Justin Block, attorney for property owner, submitted the return receipts he had received from the notification sent out to adjacent property owners. He noted that seven out of ten had been returned. Mr. Block explained that his clients were not present this evening because Mrs. Lilienthal was undergoing chemotherapy and since her husband was her caregiver, he did not want to risk any exposure. He thanked Village Attorney Egan for his presentation. Mr. Block stated that he would review the considerations included in Section 435 of the Village Code regarding a special use permit request and noted that all of this information was included in the application as well. He indicated that this house had existed as a two family dwelling for a very long time. The initial special permit had been issued in 2005, and the property owners had not realized that it had to be renewed. Their lack of doing so had not been intentional. Mr. Block stated that the use would not prevent the orderly and reasonable use of adjacent properties or of the properties in adjacent use districts; nor would it prevent the orderly and reasonable use of permitted or legally established uses in the district or already legally established uses in adjacent use districts. The safety, the health, the welfare, the comfort, the convenience and the order of the Village would not be adversely affected. Mr. Block noted that since his clients had owned the property, the number of 911 calls to it had drastically decreased. He continued by stating that the use would be in harmony with and promote the general purpose and intent of this chapter of the Code, and the character of the existing and probable development of uses in the district would not be impacted by this use. There would be no impact on property values of surrounding properties due to the continued use of this property as a two family house; and there would not be any undo increase of vehicular traffic. Mr. Block noted that the property owners would have been made aware of any issues in this regard. There were adequate bathroom and facilities for the treatment, removal, and discharge of sewage. He indicated that the Village would have been made aware if there had been obnoxious gases, odors, noise, or electrical issues produced by the property's use. Mr. Block indicated that this continued use pursuant to a special permit would not impact public parking or recreational parking facilities. The nearby church had its own parking lot, and all other nearby properties had adequate parking. He noted that the property had been used this way for a very long time and had never presented a hazard to life, limb or property because of fire, flood, erosion or panic. This use would not cause overcrowding of land or undue concentration of population. This was an appropriate and adequate use of the property. Mr. Block noted that the use was not unreasonably close to a church, since the church property was across the street from this property but also had its own parking lot. He concluded by indicating that if the Board reviewed the history of this property and the application, they would see that there was a lack of violations or negative involvement with the Village for this use. Mr. Block stated that he believed that this permit should be approved. He indicated that the applicants' realized that the permit could only be issued for a maximum of three years due to constraints placed by the Code but would have appreciated a longer period of time.

Trustee McHeffey inquired if a vote in favor of the special permit for a two family dwelling would also be a vote to approve the schematic of the property provided in the application Village Attorney Egan state that this was correct. Trustee McHeffey then asked if the homeowners would be prepared to go through the Village's normal process to be sure the property was inspected and up to code. Mr. Block stated that this would not be a problem for his clients.

Mayor Pontieri inquired if anyone from the public wished to comment on the public hearing. There was no response.

Trustee McHeffey asked for confirmation that the special permit would be issued for three (3) years. Village Attorney Egan stated that this was correct.

Upon a motion by Trustee Ferb, seconded by Deputy Mayor Krieger, and unanimously carried, the Board resolved to approve, pursuant to Sections 435-25 (A) and 435-82 (H) of the Village of Patchogue Code and Section 7-725-B of the New York Village Law the application of George and Barbara Lilienthal for a special use permit for a two family dwelling located at 103 Railroad Avenue, Patchogue, NY, for a period of three (3) years. The subject property lies in the E-Industrial Zone on the parcel identified by Suffolk County Tax Map Number 0204-013.00-05.00-

006.000.

Village Clerk Devlin read notice of a public hearing as follows:

**NOTICE OF PUBLIC HEARING ABANDONING/DISCONTINUING
THE WESTERLY PORTION OF CEDAR GROVE COURT**

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Board of Trustees of the Village of Patchogue on **Monday, July 26, 2021** at 6:00 p.m., in the Municipal Building, 14 Baker Street, Patchogue, New York, 11772 TO CONSIDER THE ABANDONMENT/DISCONTINUANCE OF THE WESTERLY PORTION OF CEDAR GROVE COURT, WHICH ACTION IS PURSUANT TO SECTIONS 6-612 AND 6-614 OF THE VILLAGE LAW OF THE STATE OF NEW YORK. AT THE CONCLUSION AND CLOSE OF THIS PUBLIC HEARING, A RESOLUTION WILL BE CONSIDERED AUTHORIZING THE ABANDONMENT/ DISCONTINUANCE FOR THAT PORTION OF CEDAR GROVE COURT.

Documents relating to the abandonment/discontinuance, including the discontinuance map, are on file at the Office of the Village Clerk, Village Hall, 14 Baker Street, Patchogue, NY and may be accessed at the following link: <https://patchogue.novusagenda.com/agendapublic/>.

At said Public Hearing any person interested will be given the opportunity to be heard.

Village Attorney Egan indicated that this proposal concerned the abandonment of a portion of Cedar Grove Court, and a survey from Francis Carl was included in the certificate of abandonment that had been prepared. Mayor Pontieri noted that Cedar Grove Court was located across from Gilbert Street. Village Attorney Egan continued by indicating that the aforementioned survey was dated March 28, 2020 and had been updated on April 25, 2021. A subdivision map from Kate Gilbert dated 1913 had also been included in the application. The request for abandonment had been made by Michelle Quatrala. The adjoining property owners had agreed that they did not want access to the property in question. Village Attorney Egan indicated that the proposal, as set forth, would abandon 119 ft. at the end of Cedar Grove Court. This would eliminate the dead end which was currently located between two parcels. While it was usual to divide abandoned property such as this between two adjoining property owners, the property owners to the south had indicated that they had no interest in any portion of the abandoned property and had signed a declaration stating such. In accordance with Village law, Superintendent of Public Works Joseph Dean had filed a report with the Village Clerk that the property in questions was useless as a right-of-way and had approved abandoning the area as presented. Mayor Pontieri stated that this property had always been a problem since it was located at a dead end and had led to garbage accumulating there as well as providing a spot for people to hang out since this was such a small road and rarely used. Approving this proposal would provide additional security for this area.

Mayor Pontieri inquired if anyone from the public wished to comment on the public hearing. There was no response.

Upon a motion by Trustee Ferb, seconded by Trustee Brinkman, and unanimously carried, the Board approved the following resolution:

**DISCONTINUANCE/ABANDONMENT OF WESTERLY
SEGMENT OF CEDAR GROVE COURT PURSUANT TO VILLAGE LAW SECTION 6-612**

The BOARD OF TRUSTEES of the Incorporated Village of Patchogue, duly convened in REGULAR session, does hereby resolve as follows:

WHEREAS, Section 6-612 of the Village Law provides that the Village Board of Trustees may, "by resolution, provide for laying out, altering, widening, narrowing, discontinuing, or accepting the dedication of a street in the village"; and

WHEREAS, the westerly portion of Cedar Grove Court terminates at a "dead end" and is entirely surrounded by the following tax parcels: 0204-019.00-04.00-028.000 (Michelle Quatrala), 0204-019.00-04.00-073.000 (Michelle Quatrala), 0204-019.00-04.00-048.000 (Stephanie and Christopher Olsen), and 0204-019.00-04.00-071.001 (South Shore Dredging Company, Inc.); and

WHEREAS, the Village Superintendent of Public Works has determined that the westerly portion of Cedar Grove Court described above is useless as a public right-of-way; and

WHEREAS, the attached Certificate of Abandonment provides a map and legal description of the westerly portion of Cedar Grove Court described above; and

WHEREAS, pursuant to Section 6-614 and Article 21 of the Village Law, a duly-noticed public hearing was held on July 26, 2021 for the abandonment/discontinuance of the westerly portion of Cedar Grove Court described in the attached Certificate of Abandonment; and

WHEREAS, the Board finds that the westerly portion of Cedar Grove Court described in the attached Certificate of Abandonment is useless as a public right-of-way and that its maintenance by the Village is an unnecessary cost and burden on the public; and

WHEREAS, the Board finds that the abandonment and discontinuance of the westerly portion of Cedar Grove Court is in the public interest; and

WHEREAS, the transfer of the abandoned portion of Cedar Grove Court to Michelle Quatralo has been agreed upon by the owners of the tax parcels surrounding the westerly portion of the street, and is necessary to effectuate the abandonment and discontinuance of the westerly portion of Cedar Grove Court described in the attached Certificate of Abandonment.

NOW THEREFORE, be it RESOLVED by the Board of Trustees:

THAT, the Village Board of Trustees hereby discontinues and abandons, pursuant to Section 6-612 of the Village Law and the Certificate of Abandonment attached hereto, the segment of Cedar Grove Court that is particularly described in the Certificate of Abandonment, with such discontinuance and abandonment to become effective immediately; and

THAT, the Mayor, is hereby authorized to execute any other documents including but not limited to, quit claim deeds or abandonment certifications necessary to vest title in Michelle Quatralo to the premises described in the attached Certificate of Abandonment; and

THAT, this Resolution shall take effect immediately.

Village Clerk Devlin reviewed the resolution to approve, pursuant to Sections 435-25(A) and 435-82(H) of the Village of Patchogue Code and Section 7-725-B of the New York State Village Law the application of Terwilliger Bartone Properties LLC for a Special Use Permit for the construction of a three-story, 50-unit apartment complex with clubhouse ("The Cornerstone Waterfront at Patchogue") at the southwest corner of Mulford Street and West Avenue. The subject property lies in the E- Industrial and C- Residential Zones on the parcels identified by Suffolk County Tax Map numbers: 0204-016.00-06.00-001.002, 0204-016.00-06.00-001.003, 0204-016.00-06.00-001.005, 0204-016.00-06.00-001.006, 0204-016.00-06.00-002.001 and 0204-016.00-03.00-007.000.

Village Attorney Egan stated that the Board had received notification from the Suffolk County Planning Commission dated July 14, 2021 and addressed to the Deputy Village Clerk including their resolution on the above noted application that had been adopted at their meeting held on July 7, 2021. Since this documentation had been received, the resolution on this application had been scheduled for tonight's meeting. Village Attorney Egan indicated that the Suffolk County Planning Commission had recommended disapproval of the special use permit for this application and had laid out five reasons for doing so in their resolution. The resolution from the Suffolk County Planning Commission would be included as part of the record on this application. The decision on the application would now need to be voted on by the Board tonight.

Mayor Pontieri stated that the decision would be made based on this recommendation and the comments and remarks made at the previous public hearing. No public comment would be heard this evening as the hearing had been closed. He inquired if anyone from the Board wished to comment on the application. There was no response. Mayor Pontieri then asked for a motion on the application.

Trustee Felice made a motion and Trustee Ferb seconded the motion to approve, pursuant to Sections 435-25(A) and 435-82(H) of the Village of Patchogue Code and Section 7-725-B of the New York State Village Law the application of Terwilliger Bartone Properties LLC for a Special Use Permit for the construction of a three-story, 50-unit apartment complex with clubhouse ("The Cornerstone Waterfront at Patchogue") at the southwest corner of Mulford Street and West Avenue. The subject property lies in the E- Industrial and C- Residential Zones on the parcels identified by Suffolk County Tax Map numbers: 0204-016.00-06.00-001.002, 0204-016.00-06.00-001.003, 0204-016.00-06.00- 001.005, 0204-016.00-06.00-001.006, 0204-016.00-06.00-002.001 and 0204-016.00-03.00-007.000.

Village Attorney Egan reminded the Board that a vote to approve would grant the special permit and a vote of no would deny the special permit.

All Trustees voted no on approval of the special permit. As a result, the above referenced motion was denied.

Mayor Pontieri indicated that he had received a special request to rename a section of South Street located west of Clare Rose Boulevard to Biz Markie's Way. He noted that Biz Markie, a well-known rap star, singer, and songwriter had grown up on West Avenue and graduated from Patchogue-Medford High School. There had once been a park located in this area, and he would like to create a small park there again in Biz Markie's honor. Deputy Mayor Krieger commented that this had been a great little park when he grew up there. Mayor Pontieri then asked for a motion to rename this section of South Street to Biz Markie's Way.

Upon a motion by Trustee Brinkman, seconded by Trustee Felice, and unanimously carried, the Board granted approval to rename a section of South Street which was west of Clare Rose Boulevard to Biz Markie's Way.

Trustee Brinkman indicated that her husband and Biz Markie had been very good childhood friends.

Mayor Pontieri thanked Stephen King of the Chamber of Commerce for all of the hard work he had done to make the Sundown Festival a success. The event had gone very well. Mr. King thanked the Mayor for his kind words and thanked several individuals who had provided their assistance with the festival's success as well.

David Kennedy reviewed the Chamber of Commerce report. He noted that the Sundown Festival had been the Village's first street event in almost 2 years, and there had been a lot of questions as to what it would look like. He offered his congratulations to the Young Professionals of the Chamber for running a great event. There had been a lot of security and Suffolk County Police presence, but it was heartwarming to see the number of families from the surrounding residential area that came out. The feedback he had received had been tremendously positive, and many had said that they had been hoping for this type of event for a long time. Mr. Kennedy indicated that Alive After Five was a great event for those outside the community, but over the years, residents had felt pushed away from attending which had opened up a lot of questions even prior to the pandemic. Even though he had been fielding a lot of calls from those disappointed that there would be no Alive After Five events this year, the response from residents who loved the Sundown Festival had more than made up for that disappointment. Even though he had originally believed that the Sundown Festival might just be a one-time thing, it might be the model which should be considered moving forward. There were many different opinions, but hopefully, there would be room to do a bit of both types of events. Mr. Kennedy continued by noting that there would be two additional Sundown Festivals, one on August 5th and one on August 19th. He invited everyone to come down for a great family event and thanked the Young Professionals again for all of their hard work. Mr. Kennedy indicated that the worst hours for this type of event were beforehand when there was much chaos with moving cars off the street and bringing in vendors, as well as setting up the required stages. In spite of all of the notification provided, there were always several cars which had not been moved which created a back-up for setting up. He inquired if it would be possible to close the streets for an additional thirty minutes prior to the event as had been done for Alive After Five as this would help tremendously. Mayor Pontieri stated that it was fine to move forward with this action. Mr. Kennedy inquired if it would be okay to adjust the street closure signs to indicate that the street would be closed beginning at 3:30 p.m. Mayor Pontieri indicated that this was fine. Mr. Kennedy thanked the Mayor and Board again for the Village's assistance

with creating an outstanding event.

Mr. Kennedy continued by indicating that the Cultural Heritage Weekend was scheduled for later in the year. It would begin on Friday, September 17th, with the Theatre hosting a Hispanic heritage celebration. The next day on September 18th, the St. Liberata Italian Feast would be held. Mr. Kennedy announced that the Italian American of the Year would be Joseph Brandi who worked for the Village's Building and Housing Department and had been tremendously active in the community through the school district, Knights of Columbus, and an active participant in the St. Liberata Committee from the start. On September 19th, Irish Americans would be celebrated with a Half Way to St. Patrick's Day Parade. Mr. Kennedy indicated that it was awesome that the Village had chosen to rename a street Biz Markie's Way. He noted that the Chamber had been proud to honor his legacy at an Alive After Five event several years ago, and was glad to see someone important in American music honored in this way. Mr. Kennedy suggested that the dedication of the street and park be scheduled for the Cultural Heritage weekend, if possible, to honor the strong African American cultural experience in the Village. He also noted that the family of Biz Markie would be hosting a remembrance for him at the Patchogue Theatre on August 2nd. Mr. Kennedy indicated that the Health and Wellness Committee of the Chamber would be holding their popular Wellness Walk which highlighted health and wellness businesses in the community on October 3rd. He asked if the Board could consider, given the success of holding the prom on Main Street, closing East Main Street from 9:00 a.m. to 2:00 p.m. so that health and wellness activities such as yoga could be displayed on that day. Mr. Kennedy indicated that he realized that further discussions would need to take place since the Aurora Festival was also scheduled for that weekend, but he hoped that the Chamber and Village could work together on this request. He noted that the Greater Patchogue Foundation's Cemetery Committee had held a successful clean up this past weekend. The cemeteries were looking great, and additional clean ups would be scheduled for August and October. No dates had been set yet for those, but he would let everyone know once they were. He was proud that the Chamber was working with the Fire Island National Seashore and indicated that they had scheduled a clean-up for September 25th. All information for these events would be on the Chamber's web site, and he invited everyone in the community to attend. Mr. Kennedy continued by noting that, unfortunately, late night struggles continued in the Village. The Restaurant Committee had held a great meeting and started a good dialogue with Code Enforcement and the Suffolk County Police. Each group was doing a great job, but something different needed to be done as the situation was not improving. Mayor Pontieri agreed. Mr. Kennedy noted that there seemed to be a group of people who visited establishments in the community with purpose of starting fights with no warning or reason for doing so. This problem appeared to be growing everywhere, and the Chamber wanted to be part of the solution. He was not sure what could be done and suggested that giving Code Enforcement officers more power might help. Mayor Pontieri stated that he was in close contact with the Suffolk County Police about these problems, and they were taking the lead on these issues by putting additional officers on patrol during the weekends. His concern was for public safety, and Code Enforcement officers were not trained to break up fights or intervene. Code Enforcement officers were to be the voice for the police and advise them of what was occurring by creating interpersonal, non-confrontational relationships with the public. Mayor Pontieri indicated that he had seen the Inspector yesterday and discussed these issues. He was confident that the Suffolk County Police could address the problems. The restaurant owners own security had also been very helpful. Mayor Pontieri noted that nothing good happened after midnight. Mr. Kennedy indicated that he received phone calls every Monday which were disheartening. Great things were happening once again in the community, but this could be problematic if it was not taken care of. Even though nothing could be done to stop the global problem, surely action could be taken to stop these problems here in Patchogue. Mayor Pontieri indicated that these types of issues also existed in the 1990s and 2000s. There had to be a way to bring the community back together again, and he was sure that the cooperative efforts of this community, Chamber, Greater Patchogue, and Suffolk County Police would calm things down. He stressed that the Village had been through these types of issues before, and he had faith that the problems could be addressed.

Deputy Mayor Krieger stated that the Theatre was getting ready to open shortly and would do so at 100% capacity. The first show to be staged would be Newsies by Gateway on August 25th. He encouraged everyone to check out the shows that would be coming to the Theatre on patchogue theatre.com and thanked the Theatre's manager for doing a great job for the last year and a half. It was not easy to plan for this opening, and he stressed that they were doing all they could to do so.

Deputy Mayor Krieger asked the Board to approve setting a public hearing to amend Section 7-1 of Chapter 7 of the Village Code.

Upon a motion by Deputy Mayor Krieger, seconded by Trustee Felice, and unanimously carried, the Board approved setting a public hearing amend section 7-1 of Chapter 7 of the Village Code to authorize the Town of Brookhaven Fire Marshal to issue appearance tickets for violations of the Village Code for August 23, 2021.

Deputy Mayor Krieger asked the Board to adopt a resolution authorizing the Town of Brookhaven Fire Marshal to issue appearance tickets.

Upon a motion by Deputy Mayor Krieger, seconded by Trustee McHeffey, and unanimously carried, the Board resolved to authorize the Town of Brookhaven Fire Marshal to issue appearance tickets.

Deputy Mayor Krieger asked the Board to approve entering into an Inter-Municipal Agreement to provide Fire Marshal Services between the Town of Brookhaven and the Village of Patchogue.

Upon a motion by Deputy Mayor Krieger, seconded by Trustee McHeffey, and unanimously carried, the Board approved entering into an Inter-Municipal Agreement to provide Fire Marshal Services between the Town of Brookhaven and the Village of Patchogue.

Mayor Pontieri provided some background information for these actions. He noted that the Village had its own Fire Marshal, but this individual was part-time and sometimes unavailable due to vacations and other plans. The previous actions would allow the Village to call the Town of Brookhaven for assistance with a fire marshal when necessary. This was similar to the agreement already in place between the Town and the Village of Port Jefferson which worked well. Village Attorney Egan stated that providing these approvals would assure complete clarity when the Code was amended through the public hearing process. Mayor Pontieri noted that the dispatchers could be provided with the contact information for the Town's fire marshal.

Deputy Mayor Krieger asked the Board to ratify prior approval to hire a part-time Village Greeter.

Upon a motion by Deputy Mayor Krieger, seconded by Trustee Ferb, and unanimously carried, the Board resolved to ratify prior approval to hire Sonya Jones as a part-time Village Greeter at \$15 per hour starting July 19, 2021.

Deputy Mayor Krieger asked the Board to approve a Block Party.

Upon a motion by Deputy Mayor Krieger, seconded by Trustee Brinkman, and unanimously carried, the Board granted approval for the residents of Grenville Avenue to hold their annual Block Party on Saturday, August 14, 2021 from 3:00 p.m. to 10:00 p.m. (rain date August 21st).

Deputy Mayor Krieger asked the Board to approve amending Resolution 111-2021.

Upon a motion by Deputy Mayor Krieger, seconded by Trustee McHeffey, and unanimously carried, the Board granted approval to amend Resolution 111-2021 to reflect the suspension of Public Safety Officer Devin Brodbeck effective June 25, 2021.

Deputy Mayor Krieger asked the Board to approve termination of a Public Safety Officer.

Upon a motion by Deputy Mayor Krieger, seconded by Trustee Ferb, and unanimously carried, the Board granted approval to terminate Public Safety Officer Devin Brodbeck effective July 22, 2021.

Trustee Keyes indicated that Johnson Controls continued to make progress with their work in the Village and had been working on the lighting and backstage area of the Theatre. He noted that they were very helpful in keeping the Village informed and up to date on their progress. Trustee Keyes then indicated that Johnson Controls would be filming a promotional video on Main Street this week.

Trustee Keyes indicated that the PEP had scheduled a few clean -up dates for the community.

These would be for the Fr. Tortora Park and lake area on August 7th, the Patchogue River area on September 25th, and the Cedar Grove and Lakeview Cemeteries on October 16th. They encouraged anyone wishing to participate in the last clean up to wear Halloween costumes.

Trustee Keyes noted that the summer concerts were back at Shorefront Park, and a couple were scheduled for August with That 70s Band scheduled to perform on August 7th. The 37th Annual Snapper Derby was scheduled for August 28th and the 37th Annual Old Timers Softball Game was scheduled for September 4th. Anyone needing additional details could contact the Parks and Recreation Department.

Trustee Keyes asked the Board to approve establishing a Climate Smart Communities (CSC) Task Force.

Upon a motion by Trustee Keyes, seconded by Trustee Brinkman, and unanimously carried, the Board granted approval to establish a Climate Smart Communities (CSC) Taskforce with Joseph Keyes as its Chairperson and Lori Devlin as the CSC Coordinator.

Trustee Keyes indicated that taking this action would provide the Village with better access to grant applications.

Trustee Keyes asked the Board to approve use of the Parks and Recreation building.

Upon a motion by Trustee Keyes, seconded by Trustee Ferb, and unanimously carried, the Board granted approval for the Federation of Organizations to use the Parks and Recreation building at 380 Bay for the Emergency Rental Assistance Program on Thursdays from 1:00 p.m. to 4:30 p.m. from August 5th through September 30th.

Trustee Keyes asked the Board to approve use of the American Legion property.

Upon a motion by Trustee Keyes, seconded by Trustee Felice, and unanimously carried, the Board granted approval for the NSDAR to hold their officer installation ceremony on the American Legion property on Sunday, August 1st from 1:00 p.m. to 2:00 p.m.

Trustee Keyes asked the Board to approve use of the Shorefront Park Bandshell.

Upon a motion by Trustee Keyes, seconded by Trustee McHeffey, and unanimously carried, the Board granted approval for Releve Dance to use Shorefront Park Bandshell on Friday, August 13th, from 5:00 p.m. to 8:00 p.m.

Trustee Keyes asked the Board to approve hiring Dock Staff.

Upon a motion by Trustee Keyes, seconded by Trustee McHeffey, and unanimously carried, the Board granted approval to hire Angela AVECILLAS and William SUCHOCKI as part of the Dock Staff at \$14 per hour.

Trustee Keyes asked the Board to approve hiring a Back-Up Assistant Manager.

Upon a motion by Trustee Keyes, seconded by Trustee Felice, and unanimously carried, the Board granted approval to hire Ava Snyder as Back-up Assistant Manager at \$17 per hour.

Trustee Keyes asked the Board to approve Summer Staff salary increases.

Upon a motion by Trustee Keyes, seconded by Trustee Brinkman, and unanimously carried, the Board granted approval for Summer Staff salary increases as presented.

Trustee Felice asked the Board for approval to designate the Board of Trustees as the Lead Agency Pursuant to SEQRA for the Village of Patchogue 1.2 MGD Wastewater Treatment Facility Plan.

Upon a motion by Trustee Felice, seconded by Trustee McHeffey, and unanimously carried, the Board granted approval to designate the Board of Trustees as the Lead Agency Pursuant to SEQRA for the Village of Patchogue 1.2 MGD Wastewater Treatment Facility Plan

Mayor Pontieri stated that the Village was in the process of finding funding for the proposed expansion to the wastewater treatment plant through state grants and the federal government. The project would cost approximately \$11 million to complete, and the Village had secured about half of that amount. A bit more funding needed to be found.

Trustee Felice asked the Board for approval to adopt a Negative Declaration Pursuant to SEQRA for the Village of Patchogue 1.2 MGD Wastewater Treatment Facility Plan.

Upon a motion by Trustee Felice, seconded by Trustee Ferb, and unanimously carried, the Board granted approval to adopt a Negative Declaration Pursuant to SEQRA for the Village of Patchogue 1.2 MGD Wastewater Treatment Facility Plan.

Trustee Felice asked the Board to approve a temporary position change.

Upon a motion by Trustee Felice, seconded by Trustee Ferb, and unanimously carried, the Board granted approval to temporarily change Nick Giammerella's position from Seasonal Laborer for the Village of Patchogue at \$15 per hour to BID Laborer at \$17 per hour for 4 weeks.

Trustee Ferb asked the Board for approval of sidewalk sales.

Upon a motion by Trustee Ferb, seconded by Trustee Felice, and unanimously carried, the Board granted approval for the Colony Shop to hold their sidewalk sale from August 5th through 7th and August 12th through 14th from 10:00 a.m. to 5:00 p.m.

Trustee Brinkman indicated that work on the new Village web site was progressing nicely. She was very excited to see the progress. Training for Village employees would begin on August 24th. Should anyone need any information on the new web site, please contact her. Mayor Pontieri inquired if the new web site would allow residents to receive alerts on events happening in the Village, as well as emergency notifications. Trustee Brinkman stated that this would be possible, and there would be a full calendar available on the web site as well. Mayor Pontieri asked for confirmation that the calendar would be able to be updated by the various departments. Trustee Brinkman stated that this was correct.

Trustee Brinkman indicated that the Village's meetings would be moving into a new phase as they would no longer need to be livestreamed on Zoom but would continue to be livestreamed on the Village's YouTube channel. This change would begin with the August 23rd Village Board meeting as well as for the upcoming Planning and Zoning Board meetings as well.

Trustee McHeffey stated that the Building and Housing Department had conducted fire inspections last week. All had gone well; however, he reminded restaurant owners that there needed to be clear demarcations for outdoor dining areas as to where customers should and should not be. Mayor Pontieri concurred that outdoor dining areas needed to be clearly defined such as with planters. Trustee McHeffey noted that a barrier was not necessarily needed, but some demarcation needed to be done. He also reminded residents that weeds were becoming out of control as summer progressed. Inspectors were making their rounds, and he encouraged everyone to maintain their landscaped areas.

Trustee McHeffey indicated that the Arts on Terry event sponsored by the Arts Council would be returning on September 26th. The call for artists interested in participating was now active and open to those who were not members as well. Please contact the Arts Council for additional information.

Trustee McHeffey indicated that the next CDA meeting would be held on August 5th beginning at 6:00 p.m. Those meetings would also continue to be livestreamed on YouTube like the other Village meetings.

Trustee McHeffey asked the Board to approve the annual Arts on Terry Artist's Street Fair.

Upon a motion by Trustee McHeffey, seconded by Trustee Brinkman, and unanimously carried, the Board granted approval for the Patchogue Arts Council to hold its annual Arts on Terry Artist's Street Fair on Sunday, September 26th from 1:00 p.m. to 6:00 p.m., including street closure of Terry Street (section immediately in front of Artspace) and Taylor Lane from 6:00 a.m. to 8:00

p.m.

Trustee McHeffey asked the Board to approve MoCA Lights 2021.

Upon a motion by Trustee McHeffey, seconded by Trustee Brinkman, and unanimously carried, the Board granted approval for the Patchogue Art's Council to hold MoCA Lights 2021 on October 14th, 15th, 16th, and 17th with parking spots reserved for the placement of projectors and equipment in the following locations, two spots each: behind the library in the Terry Street lot, in front of Bank of America at 47 West Main Street and in front of 59 South Ocean Avenue.

Trustee McHeffey asked the Board to approve the Ratgrrl Vendor Circus.

Upon a motion by Trustee McHeffey, seconded by Trustee Felice, and unanimously carried, the Board granted approval for the Patchogue Arts Council to hold it Ratgrrl Vendor Circus on October 16th and 17th on Terry Street from 5:00 p.m. to 10:00 p.m. with Terry Street closed 3:00 p.m. to midnight in the section immediately in front of Artspace.

Mayor Pontieri noted that an issue with open drains on the Church Street project had been brought up at the last meeting. Trustee McHeffey stated that he had brought this information to the attention of CDA Director Marion Russo and asked her to reach out to the contractor to discuss this issue. Unfortunately, over the weekend, when excavation began, the fill was placed near drains. This was a serious concern, and he would be sure that it was addressed. Mayor Pontieri stated that this was included in State law. Trustee McHeffey stated that CDA Director Russo had provided him with this information as well.

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

There was no response.

Upon a motion made by Trustee Felice, seconded by Trustee Ferb, and unanimously carried, the meeting was adjourned at 7:05 p.m.

vp

Signed _____
Lori Devlin, Village Clerk