

**THE MINUTES
FOR THE MAY 3, 2016
MEETING OF THE BOARD OF TRUSTEES
OF THE INCORPORATED VILLAGE OF NORTHPORT
REGULAR MEETING
6:00 PM.**

Present: Mayor Doll, Trustees Maline, McMullen, Milligan and Tobin, Village Attorney Stuart Besen, Village Clerk Donna Koch, Village Treasurer Len Marchese, Village Police Chief Bill Ricca

Absent: Village Administrator Tim Brojer

ANNOUNCEMENTS: no announcements.

PRESENTATIONS: no presentations.

PUBLIC HEARINGS: no public hearings.

PUBLIC PARTICIPATION: no one from the public spoke tonight.

BOARD APPROVAL OF WARRANT:

On the motion of Trustee Milligan and seconded by Trustee McMullen the following bills were approved for payment.

Fiscal Year 2016/2017 General Fund bills in the amount of \$ 288,589.64

On the motion of Trustee McMullen and seconded by Trustee Tobin the following bills were approved for payment.

Fiscal Year 2016/2017 Sewer Fund bills in the amount of \$ 19,171.67

On the motion of Trustee Tobin and seconded by Trustee Maline the following bills were approved for payment.

Fiscal Year 2016/2017 Trust Fund bills in the amount of \$ 750.00

COMMISSIONER REPORTS:

Trustee Maline reported the summer help is being hired tonight. Also he is in the process of finalizing the committee for Scudder Park.

Trustee McMullen reported the numbers at the sewer plant continue to be good with an average of under seven pounds a day of nitrogen. They have started the construction of the generator building.

Trustee Tobin reported the auditors have been for the last week and will be back this week. This is the second year we have had a smooth audit process and wanted to commend the Treasurer, Len Marchese Deputy Treasurer Laura Kaplan and Payroll Clerk Siobhan Costello for all their hard work. The Village is one signature away from being able to submit paperwork for reimbursement through the county regarding the 3.184 million dollars.

Trustee Milligan reported the floats are in also the highway department has started doing dock repairs and more new ladders are being installed.

Mayor doll reported highway continues to be busy, doing dock repairs, trucking dirt down to the generator building construction site. Street sweeping, cardboard and metal pick up continue to be done on a weekly basis.

CHIEF OF POLICE REPORT: Chief Ricca reported the department responded to 483 calls for service, issued 179 summonses and made 36 arrests, 16 being for marijuana offences. The department has been focusing on clearing old warrants and have been able to clear 19 of the roughly 183 active warrants they have on file.

ADMINISTRATOR'S REPORT: no report

NEW BUSINESS: Computel Consultants. Mr. Marchese explained this company was recommended by NYCOM to do a village audit on all gross utility payments, as well as National Grid, Keyspan and phone companies. The Board agreed to put a resolution on for tonight's meeting.

OLD BUSINESS: no old business was discussed.

CORRESPONDENCE:

1. Letter from Northport American Legion Post 694 announcing Memorial Day Parade will be held Monday May 30th, 2016 starting at 10:00 AM. The Board approved this request.

REQUESTS:

2. Request from Cow Harbor Race Committee to hold 39th running of the Cow Harbor Race Saturday September 17th, 2016. The Board approved this request.

RESOLUTIONS:

On the motion of Trustee Maline and seconded by Trustee Milligan the following resolution was unanimously approved.

RESOLUTION 2016- 75~ APPROVAL OF THE APRIL 20, 2016 MINUTES

WHEREAS: Copies of the minutes of the April 20, 2016, meeting were sent to the Board for approval, therefore,

BE IT RESOLVED that said minutes are approved without reading, at this time.

On the motion of Trustee Maline and seconded by Trustee Tobin the following resolution was unanimously approved.

RESOLUTION 2016 - 76~ SEASONAL EMPLOYMENT

BE IT RESOLVED: that the seasonal applicants recommended by the Village Clerk and Parks Department Commissioner is hereby approved.

Highway/Parks

Connor Tinker	\$11.00/hr.
Joseph Cavagnaro	\$11.00/hr.
John Henry Cross	\$11.00/hr.

Beach Manger:

Julieann Hayes	\$13.50/hr.
----------------	-------------

Lifeguards:

Danika Sess	\$11.00/hr.
Julia Cocchi	\$11.00/hr.
Olivia Smith	\$11.00/hr.
Avery Ersboll	\$11.00/hr.
Laura Mae Cocchi	\$11.00/hr.
Kristen Leonard	\$11.00/hr.
Milligan Trent	\$11.00/hr.
James Maguson	\$11.00/hr.

Gate Attendants:

Katherine Cook	\$9.00/hr.
Edward O'Brien-Curcie	\$9.00/hr.
TBD	

Dockmaster:

Dan Romanczyk	\$11.00/hr.
---------------	-------------

Grant Borden \$11.00/hr.
Alexa Krsanac \$11.00/hr.

Alternate Dockmaster:

Dayna Romanczyk \$11.00/hr.

Pumpout Boat:

Ramonetti James \$12.00/hr.
Jake Blanton \$12.00/hr.
Preston Engellis \$12.00/hr.

Office (scanning)

Brandon Nygren \$12.00/hr.

On the motion of Trustee Maline and seconded by Trustee Milligan with Mayor Doll recusing himself the following resolution was approved.

RESOLUTION 2016- 77~ AMEND RESOLUTION 2016 – 71

BE IT RESOLVED: that resolution 2016 – 71 is hereby amended to read: Jennifer Doll is hereby hired to a temporary position to help with the scanning of building files at a rate of \$15.00 not to exceed 17 ½ hours a week.

On the motion of Trustee Maline and seconded by Trustee McMullen the following resolution was unanimously approved.

RESOLUTION 2016- 78~ CONSTRUCTION SUPERVISOR

BE IT RESOLVED: the Village hereby approves the expense, not to exceed \$10,000 to be paid to Village Administrator Tim Brojer, at his current hourly rate, to oversee the construction and installation of the generator building and generator located on Beach Ave and

BE IT FURTHER RESOLVED: that all said inspection shall be done before or after the Administrators normal business hours, and

BE IT FURTHER RESOLVED: said expense will be totally reimbursed through the FEMA Generator Project.

On the motion of Trustee Maline and seconded by Trustee Tobin the following resolution was unanimously approved.

RESOLUTION 2016– 79~ PARTTIME PUBLIC SAFETY DISPATCHER:

BE IT RESOLVED: Devin Humphreys, is hereby hired (effective 4/26/2016) to the part time position of Public Safety Dispatch at a rate of \$20.00 /hr.

On the motion of Trustee Maline and seconded by Trustee McMullen the following resolution was unanimously approved.

RESOLUTION 2016 - 80 ~PROPOSED LOCAL LAW "A" OF 2016

PLEASE TAKE NOTICE: that a Public Hearing of the Village Board of Trustees will be held at the Village Hall, 224 Main Street, Northport, New York at 6:00 o'clock in the evening of the 17th day of May 2016, to consider the following proposed local law:

**LOCAL LAW "A" OF 2016
A LOCAL LAW TO AMEND
CHAPTER 282: "VEHICLES AND TRAFFIC"
OF THE CODE OF THE VILLAGE OF NORTHPORT**

A Local Law regarding Vehicle and Traffic Regulations

BE IT ENACTED: by the Board of Trustees of the Village of Northport as follows:

Section 1.

By amending §282-17 and §282-60. Schedule XII: No Parking at Any Time

ADD:

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
Ackerly Terrace	West	From its terminus at School Street to a point approximately 385 feet west thereof.

Effective date of this local law shall take effect upon filing with the Secretary of State.

RESOLUTION 2016 - 81 ~PROPOSED LOCAL LAW "B" OF 2016

PLEASE TAKE NOTICE: that a Public Hearing of the Village Board of Trustees will be held at the Village Hall, 224 Main Street, Northport, New York at 6:00 o'clock in the evening of the 17th day of May 2016, to consider the following proposed local law:

**LOCAL LAW "B" of 2016
A LOCAL LAW TO AMEND CHAPTER 106 BUILDING
CONSTRUCTION OF THE VILLAGE OF NORTHPORT**

Section 106-6. Permits required.

C. Plans required.

(1) List of plans. All applications for permits, including alterations, except applications to move or demolish, shall be accompanied by the following plans, in duplicate, on paper, *in addition, all plans shall be submitted in electronic form* and drawn to the scale of not less than 1/8 inch equals one foot unless otherwise stated or approved

- (a) Foundation plan.
- (b) Basement plan.
- (c) All floor plans.
- (d) Section showing riser diagram for plumbing and means of sewage disposal.
- (e) All elevations.
- (f) Such structural details as the *Building Department may require*.

- (g) Plot diagram (at scale and suitable size for filing). This must show accurately the sizes and exact locations of all proposed new construction or, in the case of demolition, of the building or structures to be demolished and existing buildings or structures that are to remain. Structures on adjoining lots within 10 feet of the property lines shall also be shown.
- (h) Specifications which, together with the plans, will completely describe the proposed work.

Effective date of this local law shall take effect upon filing with the Secretary of State.

On the motion of Trustee Maline and seconded by Trustee Tobin the following resolution was unanimously approved.

RESOLUTION 2016-82 ~ SUSTAINABLE FISHERIES INITIATIVE

BE IT RESOLVED: The Mayor is hereby authorized to sign an extension agreement with the County of Suffolk extending the contract (Barcode #0032286) to December 31, 2016.

On the motion of Trustee Maline and seconded by Trustee Tobin the following resolution was unanimously approved.

RESOLUTION 2016-83 ~ BUDGET TRANSFER

BE IT RESOLVED: The Village Treasurer is hereby authorized to make the following budget transfers; see Schedule "A"

On the motion of Trustee Maline and seconded by Trustee McMullen the following resolution was unanimously approved.

RESOLUTION 2016-84 ~ MEMORIAL DAY PARKING RESTRICTIONS

WHEREAS: Chief William Ricca has requested the enactment of certain temporary parking restrictions May 30, 2016 in order to facilitate the Northport American Legion Memorial Day Parade

WHEREAS: Chief Ricca has outlined the required restrictions in a memorandum to the Board of Trustees dated May 3, 2016, now therefore

BE IT RESOLVED: That the temporary parking restrictions on the dates and times noted in the memorandum, which is annexed to this agenda and incorporated herein, are hereby approved and the Police Department is hereby authorized to take actions necessary to enforce said restrictions.

On the motion of Trustee McMullen and seconded by Trustee Maline the following resolution was unanimously approved.

RESOLUTION 2016 - 85 ~PROPOSED LOCAL LAW “C” OF 2016

PLEASE TAKE NOTICE: that a Public Hearing of the Village Board of Trustees will be held at the Village Hall, 224 Main Street, Northport, New York at 6:00 o'clock in the evening of the 17th day of May 2016, to consider the following proposed local law:

LOCAL LAW “C” of 2016

A LOCAL LAW TO AMEND CHAPTER 313 UNMANNED AIRCRAFT SYSTEMS OF CODE OF THE VILLAGE OF NORTHPORT

Chapter 313 UNMANNED AIRCRAFT SYSTEMS

Section 313-1. Legislative Intent

A. It is the intention of the Northport Village Board to protect the public health, safety, and welfare of the community by authorizing the establishment of procedures for the recreational operation of Unmanned Aircraft Systems (hereinafter “UAS”), commonly known as “model aircraft” or “drones” throughout the community.

B. This chapter applies only to recreational use of unmanned aircraft. The Village of Northport recognizes that the Federal Aviation Administration (hereinafter “FAA”) currently authorizes and regulates the use of UAS by public entities and UAS used for commercial or business purposes. No person shall fly an unmanned aircraft or UAS for commercial purposes without express permission from the FAA.

Section 313.2. Scope Applicability.

A. Scope. The provisions of this chapter shall apply to the operation of unmanned aircraft or UAS on or near all properties in the Incorporated Village of Northport in order to

protect the health, safety and welfare of the residents and visitors of the Incorporated Village of Northport.

B. **Applicability.** The provisions of this Chapter shall be deemed to supplement applicable Federal, State and local laws, ordinances, codes and regulations. Nothing in this Chapter shall be deemed to abolish, impair, supersede or replace existing remedies of Federal, State County or Town laws, regulations or requirements. In case of conflict between any provisions of his chapter and any applicable law, regulation, code or requirement the more restrictive or stringent provision or requirement shall prevail.

Section 313.3. Definitions.

As used in this chapter, the following terms shall have the indicated meanings:

Aircraft-A vessel used or designed for navigation of or flight in the air.

Manned Aircraft-Aircraft that is carrying or being operated by one or more persons.

Unmanned Aircraft (also known as “Drone” or “Model Aircraft”)- A non-human carrying aircraft weighing no more than 55 pounds capable of sustained flight in the atmosphere intended exclusively for sport, recreation, education and/or competition and is typically guided by remote control or onboard computers.

Unmanned Aircraft System (UAS)-An unmaned aircraft and associated elements, including communication links and components that control the unmanned aircraft.

Pilot-A person, entity, or agency that is responsible for flying, steering or guiding an unmanned aircraft or UAS; to operate or control the course of an unmaned aircraft or UAS.

Recreational Use-Use of an UAS for pastime or diversion for the purpose of affording relaxation and enjoyment.

Visual Line of Sight (VLOS)-The distance at which the pilot of an UAS is able to maintain visual contact with the aircraft and determine its orientation without enhancements other than corrective lenses.

Section 313.4. Use and Prohibitions of Unmanned Aircraft Systems.

A. Except as otherwise provided in this Chapter, no person, business entity, or agency shall use an unmanned aircraft, for recreational purposes, in the following manner:

1. Use imaging technology for aerial surveillance with an unmanned aircraft and/or unmanned aircraft system having the capability of obtaining high resolution photographs and/or video, or using any types of sensors at any level of resolution, for the collection, retention, or dissemination of surveillance data or information, in a raw, filtered, transformed, aggregated or analysed format on individuals, homes, businesses, or property at locations where there is a reasonable expectation of privacy. Said conduct is strictly prohibited unless written expressed permission is obtained from the individual property owner or manager.
2. Pilot an unmanned aircraft on private real property without the express written consent of the property owner and/or the property manager.
3. Pilot an unmanned aircraft within the border of any real property owned, used or leased by the Incorporated Village of Northport without the express written consent of the Incorporated Village of Northport Board of Trustees or its

designated representative.

4. Pilot an unmanned aircraft outside of the pilot's Visual Line of Sight.
5. Pilot an unmanned aircraft higher than 400 feet from the ground.
6. Pilot an unmanned aircraft near or over unprotected persons or moving vehicles at a height less than 50 feet from same or over watercraft less than 50 feet above the craft's highest point or within 100 feet of any type of aircraft, balloon, kite or other airborne device.
7. Pilot an unmanned aircraft under the influence of drugs and/or alcohol.
8. Pilot an unmanned aircraft in adverse weather conditions such as in high winds or reduced visibility.
9. Pilot an unmanned aircraft near or over sensitive infrastructure or property such as power stations, sewage treatment facilities and roadways in the Incorporated Village of Northport.
10. Pilot an unmanned aircraft over any sporting event, ceremony, concert or any other gathering of people that is held on public property within the Incorporated Village of Northport.
11. Pilot any unmanned aircraft that is capable of launching, shooting or dropping or attaching a device to the unmanned aircraft that is capable of launching, shooting or dropping a projectile or object of any kind. This includes any form of laser light.

Section 313.5. Administration and Enforcement.

A. This chapter and its provisions shall be enforced by the Village of Northport Police Department or County of Suffolk Police Department and/or by employees of the Incorporated Village of Northport responsible for the enforcement of Village ordinances and codes.

B. Any person or entity committing an offense against any provision of this chapter shall, upon conviction thereof, be guilty of a violation, punishable by a fine not exceeding one thousand (\$1000.00) dollars or by imprisonment for a term not exceeding 15 days, or by both such fine and imprisonment. The continuation of an offense against the provisions of this chapter shall constitute, for each day the offense is continued, a separate and distinct offense hereunder.

Section 313.6. Severability.

A. If any clause, sentence, paragraph, subdivision, section or other part of this Local Law shall for any reason be adjudged by a court of competent jurisdiction to be unconstitutional or otherwise invalid, such judgment shall not affect, impair or invalidate the remainder of this Local Law, and it shall be construed to have been the legislative intent to enact this Local Law without such unconstitutional or invalid parts therein.

Section 313.7. Effective Date.

Effective date of this local law shall take effect upon filing with the

Secretary of State.

On the motion of Trustee Maline and seconded by Trustee Milligan the following resolution was unanimously approved.

RESOLUTION 2016- 86 COMPUTEL CONSULTANTS

BE IT RESOLVED: the Mayor is hereby authorized to sign a contract agreement and any and all authorization forms needed in connection with the audit process with Computel Consultants Earlville, NY.

The next regular meeting of the Board of Trustees will be on May 17, 2016 at 6:00 p.m.

On the motion of Trustee McMullen and seconded by Trustee Maline the Board moved into executive session. 6:40 PM.

On the motion of Trustee Milligan and seconded by Trustee Maline the Board moved out of executive session. 7:15 PM.

A RESOLUTION FOR AN EXECUTIVE SESSION: if necessary, for personnel and/or litigation matters.

Respectfully submitted,

Donna M. Koch
Village Clerk

SCHEDULE A

From:	Increase	Amount
A.1355.0100.0000 Assessor Salary	A.1380.0400.000 Bank Fees	\$2,309.47
A.1355.0100.0000 Assessor Salary	A.1620.0409.0000 Village Hall Misc	\$5,083.52
A.3120.0122.0000 Police Dispatch OT	A.3120.0100.000 Police Salaries	\$2,765.36
A.3120.0122.0000 Police Dispatch OT	A.3120.0409.0000 Police Misc	\$1,915.60
A.3410.0401.0000 FD Utilities	A.3410.0409.0000 FD Misc	\$3,434.43
A.3410.0401.0000 FD Utilities	A.3410.0418.0000 FD Rescue Squad	\$479.94
A.5110.0100.0000 Highway Salaries	A.5110.04096.0000 Highway Misc	\$4,195.75
	A.8140.0400.0000 Stormwater Contractual	\$160,437.92
G.8130.0401.0000 Sewer Plant Utilities	G.8130.0200.0000 Sewer Plant Equipment	\$3,513.20
2016 Budget		
Fund Balance (A) new sewer hook up due to tree	A.1620.0409.0000 Village Hall Misc	\$5,363.13

Fund Balance (G)	G.8120.0400.0000	\$18,889.67
Sewer Line Repairs	Sewer Line Repair	