

BOARD OF TRUSTEES MEETING MINUTES – February 7, 2022

The monthly meeting of the Board of Trustees of the Inc. Village of Brightwaters held on Monday, February 7, 2022 at 7:30 p.m. at Village Hall, 40 Seneca Drive, Brightwaters, NY, conducted in person as well as Facebook live with the following officers present:

John J. Valdinì	Mayor
Thomas Zepf	Deputy Mayor
Michael Dopsovic	Trustee
Mary Del Vecchio	Trustee
Patrick Fawcett	Trustee
Nicole Rhodes	Clerk – Treasurer
Charles Casolaro	Village Attorney
Bob O'Shea	Building Inspector
John Catania	DPW Foreman

At 7:30 pm, Mayor John J. Valdinì called the meeting to order followed by a salute to the flag and a moment of silence for those who served our country and passed.

Approve previous Board Minutes from January 3rd & January 18, 2022

Motion: Mayor Valdinì Second: Trustee Dopsovic
Vote: 5 ayes 0 nays

Mayor's Report – Mayor Valdinì:

- Bay Shore School District gave us 3,000 Covid test kits to give out to residents. School is getting 3,000 a week and they don't know what to do with them.
- Thank you to Jenny and Stefan they ran the Operation Vest Run and Polar Plunge. It was a great turnout 240 people signed up and 150 went into the water. Resident Chiapetta gave out the food to everyone.
- Joan Manahan passed away. She was a long time resident. She used to attend every meeting.
- Looking to spruce up the basement at the Village Office to possibly use for residents to view historical files of the Village.
- This Spring the bathrooms at Walker Beach and Gazebos at the top of the canal will be renovated. Family Name Bricks are still available to be purchased. We want to have all the bricks in towards the end of May.
- NYS wants to eliminate single family zoning and pass it in their budget. We are against this and it will affect the towns and villages. It's a dangerous bill and the Village's across Long Island are fighting against it.
- One Zoning Board Public Hearing on the mini storage so far. You can view the meeting on our facebook page. There were residents present that came and spoke on it. The next meeting is February 23rd before the Zoning Board and will be live streamed on our facebook page.
- Not one illegal stop sign within the Village. Please contact the office for any information regarding anything Village related as there is a lot of misinformation out there.

Trustee Fawcett – Special Projects

- Garden Club has some projects they will start planting around the Village.
- Shout out to the residents who helped their neighbors during the snowstorm and getting people out of their driveways.
- If you have a drain in front of your house please clear them during snow storms.

Trustee Dopsovic – Highway Department

- Highway Department has spent time with the snow. Thanked John and the guys for putting in overnights and weekends. If you have a fire hydrant on your property please clear the snow from it.
- Always looking for summer help, if you know anyone who would like to work with the Highway Department please let us know.

Deputy Mayor Zepf – Code Enforcement

- Quiet month for Code. New hires have helped alleviate the open schedules and everything is covered. It's been a nice transition from our old supervisor to our new one Tom Maher.

Trustee Del Vecchio – Celebrations

- Paint Night at Wohseepee Park Cabin for Valentine's Day is coming up.
- Spring is coming and many events coming up. Easter Egg Hunt, Village-wide Garage Sale, Mother's Day Plant Sale & pop yup sidewalk sale in the downtown, etc.
- Will be hiring camp counselors and lifeguards for the summer months. Get the word out.

Fire Marshal Report

Permits for all Public Assembly and Multiple Dwelling occupancies within the Village of Brightwaters are currently valid and up to date.

Required inspections of commercial occupancies continue in the Village of Brightwaters with additional re-inspections having also been conducted to ensure that all violations have since been removed.

During the past month, on January 11th, there was a request for my response by the Bay Shore Fire Department. I was advised that the reason for my response was due to a vehicle into a building on Orinoco Dr. with sustained structural damage. Due to my inability to respond, I contacted Code Enforcement and asked if they would attempt to contact Building Inspector Robert O'Shea. Subsequently, Bob was available to respond the next morning and advised that there Was No structural damages with only some minor cosmetic repairs needed. I bring this to light because on several occasions, the Bay Shore Fire Department has requested my response when a due cause was not provided, such as extinguished still alarms (i.e. dumpster, grass), leaking roofs, Leaking toilets, etc.

I would like to take a minute to clarify any confusion of previously established protocols, regarding the necessity of the Village Fire Marshal to respond to emergency incidents. While I realize it is the desire of the Bay Shore Fire Department to request the response of the Village of Brightwaters Fire Marshal at their discretion, I would remind the Mayor and Board of Trustees, of the original intent of any response by the Village Fire Marshal. The original intent was "when available" the fire marshal would respond to incidents noted below;

- Residential & Commercial occupancy automatic fire alarms to take appropriate actions pertaining to the identification and correction in deficiencies where found. This response is to limit and minimize any unnecessary additional response of the Bay Shore Fire Department.
- Working house fires and incidents involving hazardous materials. Record data relevant to; homeowner or occupant, cause and origin of fire, damages encountered and any other critical information available, so all data can be available and reported to the Mayor and Village Trustees.

Additionally, it should be noted that, at no time during the past 15+ years, has there been any approval or advisement for myself to accrue overtime or increase my hours respective of my “immediate response”, by any Mayor or any Trustee. Furthermore, on numerous occasions (**as a courtesy**), during the past 15+ years, I have in fact responded at the fire department’s request on dozens of occasions and **not requested nor received** any additional compensation by the Village. I mention this as it is my understanding that several members of the Bay Shore Fire Department have expressed displeasure with myself to various Village Trustees.

I have been proud to serve as the Fire Marshal for the Village of Brightwaters. I have worked with 3 different Mayors, Numerous Trustees and multiple agencies during those 15+ years (including the Bay Shore Fire Department). I have always conducted myself in a most professional and courteous manner while being a representative of the Village, in the capacity of Fire Marshal.

I currently serve at the pleasure of the Village Mayor and Trustees and will proudly continue to do so until my retirement on Tuesday April 5th. However, if the Mayor and Trustees would prefer a different time-line for my termination, kindly advise, and I will cease my employment for the Village of Brightwaters immediately.

Sincerely,
Matthew Brennan, Fire Marshal
Village of Brightwaters

Open Public Hearing on Local Law 1-2022 Allowable Times for Construction and Landscaping

Motion: Mayor Valdini Second: Trustee Dopsovic
Vote: 5 ayes 0 nays

Public Comments:

- Dana Goodridge – Negative Impact of the quality of life from the Commercial Landscapers within our Village. Would like to see the hours less on the weekends. Saturday is still a whole day of work. The noise is a burden and interferes with going outside to enjoy their backyard in the Spring/Summer months. Also a hazard to walk within the Village with all the Commercial trucks.
- Carmine Chiapetta – The noise Will still be there whether it’s a homeowner or commercial landscaper.

Close Public Hearing

Motion: Mayor Valdini Second: Trustee Dopsovic
Vote: 5 ayes 0 nays

LOCAL LAW 1-2022

ALLOWABLE TIMES FOR CONSTRUCTION AND LANDSCAPING

THIS NEW LAW SHALL REPEAL AND REPLACE SECTION 81-1.1 – CERTAIN CONSTRUCTION AND LAWN MAINTENANCE WORK RESTRICTED - AND SHALL CREATE A NEW, INDEPENDENT CHAPTER 46 IN THE VILLAGE CODE:

Chapter 46 Construction and Maintenance Regulations

46-1 Construction and Lawn Maintenance Activities Restricted

- A. Construction activities, including but not limited to demolition, excavation, paving, masonry, carpentry, plumbing & heating, electrical work, roofing, siding, painting and material deliveries as well as work performed by landscaping and commercial contractors and those related services, shall be permitted between the hours of 8:00 a.m. and 6:00 p.m., Monday through Friday, and permitted Saturday between the hours of 9:00 a.m. to 5:00 p.m.
- B. No work described in paragraph A shall be permitted on Sunday or Federal Legal Holidays.
- C. Owner-Occupants of single-family residential properties shall be permitted to perform landscaping maintenance and minor construction activities that do not require permits between the hours of 8:00 a.m. and 8:00 p.m. Monday through Saturday and between the hours of 10:00 a.m. and 5:00 p.m. on Sundays.

Separability.

If any section, sub-section, sentence, clause or phrase of this local law is for any reason held invalid or unconstitutional by decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this local law.

Effective Date.

This Local Law shall take effect immediately upon filing with the Secretary of State as provided by law.

Adopt Local Law 1-2022 Allowable Times for Construction and Landscaping

Motion: Mayor Valdinì Second: Trustee Dopsovic
Vote: 5 ayes 0 nays

Approve Payment to Jerry Cardullo Iron Works, Inc. in the amount of \$8,250 for the custom railings on the second bridge (Lakeview Avenue N)

Motion: Mayor Valdinì Second: Trustee Del Vecchio
Vote: 5 ayes 0 nays

Approve Public Assembly Permit – Sounds of Silence 5K Walk/Run at Walker Beach and designated roads on May 21, 2022 from 6AM-1PM.

Motion: Mayor Valdinì Second: Trustee Dopsovic
Vote: 5 ayes 0 nays

Approve Treasurer's Report and Abstracts
VILLAGE OF BRIGHTWATERS

ABSTRACT REPORT FOR BOT February 7, 2022

Seeking to approve payment on:

Abstracts #4328-4332	vouchers	\$138,380.46
Expense		
Alpha Carting - December 2021 & January 2022		\$ 72,072.00
NYS Employees' Health Insurance Pending -Feb 2022		\$ 24,743.34
Michael Haberman Assoc - Assessor for 2022-23 Tax Year		\$ 5,850.00
Suffolk County Water Authority - Hydrant Rentals		\$ 7,849.80
Income for Period: 1/4/2021-2/7/2022		\$ 8,642.82
Building/Plumbing Permits and ZBA Fees	\$3,656.00	
Landscape License & other Permits	\$3,500.00	

Treasurer's Report

Cash on Hand as of 2/7/2022

General Fund - BNB 303,962

General Money Market - BNB 50
CLASS General 1,181,203

Total Cash on Hand - General **1,485,216**

Capital Fund 1,371
CLASS Capital fund 13,963

Total Cash on Hand - Capital **15,334**

Canal Enterprise Fund - BNB 196,163

Canal Savings Fund - BNB 61,889

258,052

Motion: Mayor Valdinì Second: Trustee Fawcett
Vote: 5 ayes 0 nays

Public Comment:

- Brian McCurdy – Combination lock at Walker Beach has been broken for a while. Can we order a new lock?
- Resident of Brightwaters - Clarification of Zoning Code 128-26.
- Carmine Chiapetta – Mini Storage Application. Michael Haberman Associates – Handles all assessments for the Village. Procedure for grieving taxes.

Adjourn the meeting:

Motion: Mayor Valdin Second: Trustee Del Vecchio

Vote: 5 ayes 0 nays

Meeting adjourned at 8:36PM.