

2/4/2014 - Board of Trustees Meeting

**BOARD OF TRUSTEES MEETING MINUTES – FEBRUARY 4, 2014**

The regular meeting of the Board of Trustees of the Inc. Village of Brightwaters was held on Tuesday, February 4, 2014 (due to snowstorm on Monday, February 3) at 8:00 p.m. at Village Hall, 40 Seneca Dr., Brightwaters, NY, with the following officers present:

Joseph A. McNulty	Mayor
Denise Gibson	Deputy Mayor/Trustee
John E. Lawlor	Trustee
Joseph McDermott	Trustee
<i>John P. Finnerty, Esq.</i>	<i>Village Attorney</i>
<i>Christine O'Shea</i>	<i>Village Clerk Treasurer</i>
Absent: John J. Riordan, Trustee	

At 8:02 pm, Mayor McNulty called the meeting to order followed by a salute to the flag. After the Pledge of Allegiance, a motion to approve the minutes of 1/6/14 as written was offered by the Tr. Gibson and Tr. Lawlor seconded and they were approved 4/0.

**Suffolk County Police Dept. Third Precinct**

At this time no police officer was in attendance.

**Trustee Reports**

**Code Enforcement**

Trustee Lawlor read his report for this meeting ~~~  
Report for the month of January 2014.  
Summons served 14  
Fines collected \$1150.  
Complaint reports prepared 6  
Building permits issued 4 / fees \$1150.  
Dumpster permits 2 / fees \$100.

Tr. Lawlor referenced Fire Marshal Brennan's report dated 1/31/14 and stated that a fire had occurred at 95 Wohseepee Drive on Monday 1/27/14 and it could have been caused by a snow blower that was recently used and returned to garage for storage without enough cooling time. But evidence of this is not yet available.

**Administration**

Tr. Gibson moved to approve accounts payable abstract reports ~~~  
Abstract Report # 3827 dated 1/31/14 with 33 vouchers for \$80,142.01 and checks will be dated 2/5/14.

Tr. Gibson also moved to approve the following abstracts that were generated during the month of Jan. 2014.

APAR #3819 dated 1/7 with 4 vouchers for \$2851.19

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APAR #3820 dated 1/8 with 1 voucher for \$300.00

APAR #3821 dated 1/10 with 3 vouchers for \$6277.15

APAR #3822 dated 1/10 with 14 vouchers for \$10831.82

APAR #3823 dated 1/15 with 5 vouchers for \$2482.44

APAR #3824 dated 1/17 with 1 voucher for \$3480.93

APAR #3825 dated 1/22 with 4 vouchers for \$2124.52

APAR #3826 dated 1/24 with 4 vouchers for \$1589.14

\*\*\*\*\*Total 36 vouchers for a total of \$29,937.19 \*\*\*\*\*

Included in the above vouchers were payments for Alpha Carting for garbage pick up \$30,789., health insurance \$15,568., LIPA village street light electric charges for Oct. & Nov. \$5767., and SCWA hydrants billing \$7850., otherwise business as usual, and Tr. Lawlor seconded and all approved 4/0.

### **Highway Dept.**

Tr. Riordan was absent at this meeting.

### **Lakes & Parks**

Tr. McDermott stated that he is looking into New York Rising. The memorial for deceased veterans – he has gotten 5 or 6 names for it and hopes to get more. The flyer went out for the beach walkway and you should have received it today. Conversations continued amongst the board on the beach walkway ~~ What happens if all the funds are not raised? Village office staff wanted to know how to handle the incoming money for this. A designated person should drop off and pick up the money at village office. One person has to be responsible. Checks to be written to B.I.G. Can this flyer be put on the website? At some point, Tr. McDermott told Tr. Lawlor that “he (Lawlor) was full of s\*\*t”.

Tr. McDermott asked again if the board meeting agenda can go on the website. He would like to have the movie night the last Saturday in June. He would like to raise awareness to the four corners business area with an art sale or the like; any ideas that you may have he would be interested in hearing them. He stated that he was sorry he got out of hand about the beach walkway flyer. He would like to have a mid month meeting where the board could go back and forth on certain issues. If we don't have a mid month meeting then this board meeting is the only platform where he can be heard. Tr. McDermott indicated that he did not understand the Village's financials.

### **Highway Dept.**

Mayor McNulty read the following highway report.

Most of January consisted of keeping up with the snow removal and salting and sanding of roads. We put down a total of 80 tons of salt and 41 yards of sand for the month.

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Regular maintenance was done on all sanders and snow plows.

When weather permitted, pot holes were filled where needed. We used roughly 11 tons of hot asphalt to fill pot holes around the village.

Two clogged drains were cleaned out – one on Lakeview Avenue North and one on Concourse West. These clogged drains were causing icing conditions on the roadway.

Mayor McNulty added that at the canal we did not lose any poles. The Hwy. Dept. will be out again tonight for another snow/ice storm. They do a great job and he said he has received thank you's on the snow plowing.

### **Suffolk County Police Dept.**

Officer Cina showed up. He stated that there were no crimes to report for January. Crime is down due to the cold weather and snow. Walter Whitlock said that someone was in his backyard at 1:00 a.m. but nothing happened. Sue Bela said a lot of banks have been robbed. Officer stated that banks are friendlier now with no big thick glass screens in front of tellers.

### **Treasurer Report @ 1/31/14**

<i>Municipal checking:</i>	
General Fund	\$27,139
Payroll Fund	\$574
Trust & Agency Fund	\$-0-
Restoration Fund	\$6,862
<i>Investments:</i>	
CLAS\$ General Fund	\$534,210
CLAS\$ B.I.G. Fund	\$10,050
<b><u>Total Accounts Balance:</u></b>	<b>\$578,835</b>

### **Open Meeting to Public to give residents an opportunity to speak now instead of at the end of the meeting.**

Joan Manahan said Mike Ackerson plowed a 4ft. hump i/f/o her recently plowed out driveway. She also said there was an article in Newsday about the Town of Hempstead opening the meeting to the public at the beginning for 30 minutes where 10 people can speak for 3 minutes. Tr. Gibson asked JM if she was giving ideas to Tr. Riordan. JM said that is ridiculous.

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Peggy Arcuri states that she is not happy that Tr. Lawlor did not call her but admitted that the garbage men were in fact now closing the gate. She said there was a party Sunday @ 4:45 a.m. (this past weekend), the village knew about & there was 20 kids in the street.

Charlie Hughes agrees with agenda being put on website. The feces comment by Tr. McDermott was totally out of line. He questions whether he should be sitting on that dais. I don't attend meetings because there are caustic and uncivilized. I hope the board can get there act together; it is truly embarrassing. I would rather spend Monday's with my family.

Sue Bela agrees with having agenda on website; just add 'subject to change'.

Carmine Chiappetta wants term limits to be put to the public to vote on at an election.

Donna Periconi thanked Mayor McNulty and the hwy. dept. for doing a great job in plowing the roads. Also, around the lakes there is a boy teenager that drives around in a quad that is very loud.

John Valdini stated he would be the one to collect the money for the beach walkway and bring to office.

Charles Hughes wanted to know if the beach walkway flyer was from the village. Is B.I.G. a 501c3 type organization. If the checks are made out to the village than it would be a charitable contribution.

Tr. McDermott said he paid \$200 for the beach walkway flyer; so he helped the village out.

Jason Ruggiere wants the body shop neon sign turned off on East Orinoco Dr. There is also an illegal apartment there. The place is for sale and cars are still there for the apartment. This has been going on for 10 months now. 2<sup>nd</sup> problem – landscaper next to hwy. yard has a boat on the property. At 103 Orinoco there are boats being moved in there. Tr. Lawlor said he would look into all matters. Mr. Chiodo agreed to move his boat.

Artie Chiodo, 103 Orinoco wants public hearing for an amendment to code for permitted uses on Orinoco for boat storage.

**Back to Board Meeting.....**

**Resolution to amend Village Code 90-5 Permit required. Removal of trees.**

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Tr. Lawlor introduces this resolution that would provide enhanced penalties for the removal of trees. Tr. Lawlor moved for public hearing in March and Tr. Gibson seconded and all approved 4/0.

**Resolution to amend Village code 128-31 Rear yards**

Tr. Lawlor introduces this resolution for rear yard ground area ratio and rear yard area limited for non-vegetative use and moves for a public hearing and Tr. Gibson seconded and all approved 4/0.

**Resolution to approve amendment to NY CLASS Agreement**

Tr. Gibson read the following resolution.

WHEREAS, the Village of Brightwaters is currently a participant of the NYCLASS program, and;

WHEREAS, the Village of Brightwaters has been notified of an amendment to the New York Cooperative Liquid Assets Securities System Municipal Cooperation Agreement effective January 13, 2014, and;

WHEREAS, in summary, the amended agreement will serve to:

- 1) Bring the NYCLASS Investment Policy into conformity with all applicable NYS General Municipal Law public funds investment guidelines.
- 2) Streamline the steps for certain amendments, by empowering the Governing Board to amend certain operational aspects of the Agreement, including the investment policy, which fully conforms to NYS Law. Thirty (30) days notice to Participants is required for such changes.
- 3) Allow for the potential creation of other investment options as market conditions change or improve over time.

WHEREAS, the Mayor recommends that the Board of Trustees approve this aforementioned amendment, and;

NOW, THEREFORE BE IT RESOLVED, that the Board of Trustees of the Village of Brightwaters does hereby authorize the village clerk to execute the amendment.

Vote: 4/0 approved.

Mayor McNulty – yes

Tr. Gibson - yes

Tr. Riordan - absent

Tr. Lawlor - yes

Tr. McDermott - yes

**Beach pass fees**

Tr. Gibson moved to approve the beach pass fees stay the same as last year; resident \$30. and non-resident \$90., and Tr. Lawlor seconded and all approved 4/0.

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**Brightwaters Business Sign @ c/o No. Windsor & Sunrise Service Rd.**

Tr. Gibson stated the sign should say shop at all times not just Christmas time. They are considering the placement of a permanent sign and the location. Any input would be considered. Sue Bela suggested simple wording on sign.

**Grants for lighting**

Tr. Gibson said she is looking into grants from U.S. Dept. of Energy & N.Y. Port Authority – energy efficient. She said we are doing inventory of our lights and we will be meeting with a grant writer.

**Overdue Taxes**

As of 1/30/14 the amount of overdue taxes on 17 properties is \$60,660.55 including penalties.

**Motion to Adjourn Meeting**

At 10:24 p.m. Tr. Gibson moved to adjourn, seconded by Tr. Lawlor, and the meeting was adjourned on a 4/0 vote.

Respectfully submitted,

*Christina O'Shea*

Christine O'Shea  
Village Clerk Treasurer

Public attendance: 16 (not everybody signed in).