

4/7/2014 - Board of Trustees Meeting

BOARD OF TRUSTEES MEETING MINUTES – APRIL 7, 2014

The regular meeting of the Board of Trustees of the Inc. Village of Brightwaters was held on Monday, April 7, 2014 at 8:00 p.m. at Village Hall, 40 Seneca Dr., Brightwaters, NY, with the following officers present:

Joseph A. McNulty
Denise Gibson
John E. Lawlor
Joseph McDermott
John J. Riordan

Mayor
Deputy Mayor/Trustee
Trustee
Trustee
Trustee

John P. Finnerty, Esq.
Christine O'Shea

Village Attorney
Village Clerk Treasurer

At 8:00 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 3/3/14 as written was offered by the Tr. Gibson and Tr. Lawlor seconded and they were approved 5/0.

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 March 2014.

Summons served 54

Fines collected \$1250.

Complaint reports prepared 10

Building permits issued 6 / fees \$2531.

Dumpster & Pod permits 4 / fees \$200.

Tr. Lawlor read the Fire Marshal's report below...

Friday, April 4th 2014

Vincent Clancy, Chief Code Enforcement Officer
40 Seneca Drive
Brightwaters, N.Y. 11718

Mr. Clancy,

Progress continues regarding the renewal process of permits for Mustang Sally's located at 186 Howell's Rd. and New Ventures located at 120 Howell's Rd. Most recently, "Public Assembly and Multiple Dwelling Permits" for the following occupancies have been processed, received and distributed;

- Sea Levels Restaurant located at 391 N. Windsor

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- David VanNostrand Apartments located at 179 Orinoco Drive

Commercial Occupancy Fire inspections have continued in the Village of Brightwaters since my last report, with subsequent re-inspections having also been conducted to insure that all violations have since been removed. Specific attention is being directed to two separate occupancies related to illegal occupancies and illegal operations of a "spray booth". Inspections and investigations are on-going at this time. All progress will be reported.

As of this report, we are in receipt of "blue-prints" for the repairs and alterations to the Jon Thomas Inne. Progress regarding review and approval is on-going.

Sincerely,

Matthew Brennan

Matthew Brennan, Fire Marshal
Village Of Brightwaters

Administration

Tr. Gibson moved to approve accounts payable abstract reports ~~~
Abstract Report # 3842 dated 4/4/14 with 41 vouchers for \$69,041.56
and checks will be dated 4/8/14.

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

APAR #3834 dated 3/4 with 10 vouchers for \$5332.64
APAR #3835 dated 3/4 with 3 vouchers for \$31,163.65
APAR #3836 dated 3/12 with 14 vouchers for \$13,267.56
APAR #3837 dated 3/14 with 2 vouchers for \$5543.04
APAR #3838 dated 3/14 with 4 vouchers for \$2014.99
APAR # 3839 dated 3/21 with 1 voucher for \$2094.16
APAR # 3840 dated 3/28 with 9 vouchers for \$2896.33
APAR # 3841 dated 4/2 with 6 vouchers for \$1533.64

*****Total 49 vouchers for a total of \$63,846.01 *****

Attributing to these totals was the garbage pick up contract, health
insurance, road repairs, hot-1 patching materials, electric and salt
supplies.

Tr. Lawlor seconded and all approved 5/0.

Highway Dept.

Tr. Riordan read his report for this meeting.

The sanders and plows are put away finally.

All landscape equipment is ready to go.

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We just started with our spring clean-up around the lakes to get the village ready for summer.

We've been filling pot holes on a regular basis with our asphalt transporter when the weather permitted.

Lakes & Parks

Tr. McDermott stated that he is looking for volunteers for the villages plant sale. He said he is still working on the Veterans memorial. In the recent newsletter mailing you will find enclosed the day camp sign up form. He thanked the residents again for the beach walkway donations of \$9700. and it has been ordered two weeks ago for \$7800. The \$1900 left over will be used to extend the shower mat area and the platform area behind the lifeguard stand. He gets both done for that amount. The audience applauded. Chris Sullivan suggested we get a plaque to put names of the donators on would be nice and display at beach. Tr. McDermott said we should get walkway prior to Easter.

Treasurer Report @ 3/31/14

<i>Municipal checking:</i>	
General Fund	\$132,303
Payroll Fund	\$574
Trust & Agency Fund	\$-0-
Restoration Fund	\$15,915
<i>Investments:</i>	
CLAS\$ General Fund	\$439,235
CLAS\$ B.I.G. Fund	\$10,051
<u>Total Accounts Balance:</u>	<u>\$598,078</u>

Budget Adjustments #2 for 4/7/14 Board Meeting

Village Clerk Treasurer O'Shea proposed the budget adjustments #2 for this meeting, 4/7/14, for the 2013/2014 tax year to increase 12 expense accounts by \$50,695. and to decrease 4 expense accts by the same amount and Tr. Gibson moved to approve and Tr. Lawlor seconded and they were approved 5/0. A copy is attached to these minutes.

Resolution Identifying Polling Place And The Hours The Polls Will Be Open.

Trustee Gibson proposed the following resolution and moved for its adoption;

RESOLVED, that the annual village election will be held on Tuesday, June 17, 2014 at Village Hall, 40 Seneca Drive, Brightwaters, NY and the

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polls will be open from 12:00 noon to 9:00 p.m. for voting. The offices to be filled are Mayor, two Trustees and Village Justice.

Trustee Lawlor seconded the motion and all approved 5/0.

INCORPORATED VILLAGE
OF BRIGHTWATERS
PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Board of Trustees of the Inc. Village of Brightwaters will hold a public hearing on Monday, April 7, 2014 at 8:00 p.m. at Village Hall, 40 Seneca Dr., Brightwaters, NY to consider the adoption of **local law #4 of 2014** to create Chapter 2, Article I, sections 2-1 through 2-5 to authorize a **property tax levy** in excess of the limit established in General Municipal Law 3-c.

All interested persons are welcome and will be given an opportunity to be heard.

BY ORDER OF THE BOARD OF TRUSTEES
INC. VILLAGE OF BRIGHTWATERS
Christine O'Shea, Village Clerk

Dated: March 6, 2014

Mayor McNulty opens public hearing for any questions and or comments, there being none, Tr. Lawlor moves to close public hearing and Tr. Gibson seconded and all approved 5/0.

Tr. Lawlor moves to approve the aforementioned local law #4 of 2014 to authorize a property tax levy in excess of the limit, and Tr. McDermott seconded and all approved 5/0.

INCORPORATED VILLAGE
OF BRIGHTWATERS
PUBLIC HEARING NOTICE

PLEASE TAKE NOTICE that the Board of Trustees of the Inc. Village of Brightwaters will hold a public hearing on Monday, April 7, 2014 at 8:00 p.m. at Village Hall, 40 Seneca Dr., Brightwaters, NY to **consider adoption of the tentative budget** the for the fiscal year beginning June 1, 2014 through May 31, 2015. The Mayor, Board of Trustees and Village Justices are not compensated for services rendered.

A copy of the budget is available at the office of the Village Clerk where it may be inspected there by any interested person during normal office hours.

Christine O'Shea
Village Clerk Treasurer
Brightwaters, New York

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Dated: March 20, 2014

Mayor McNulty opens the public hearing on the budget. He states the assessed value per thousand is \$24.19 and this budget has no tax increase. It is a document in flux right now. The large figures are in infrastructure and he wants to live within this budget. But no tax increase is not going to happen.

Tr. Gibson stated they had a budget meeting last Tuesday and a 7½ % increase to a 38% increase had been offered. There were significant discussions on this.

Charles Hughes questioned the CHIPS and Phil Boyle money that was mentioned in the newsletter. Mayor stated we received the CHIPS money on 3/19/14. Mayor said he sent a letter back in June to Phil Boyle for \$250,000. and he got a call a few weeks ago that we will get \$100,000. We have not gotten that yet but it will come.

Andrew Barnett questioned the garbage fees revenues and expenses. You should lower the garbage fees and raise taxes. He said NYS Comptroller states you can't do this; law doesn't allow for this.

Steve Pertusati said that the auditor didn't have a problem with it.

Carmin Chiappetta said if law doesn't allow for it then budget should be adjusted.

Mrs. Barnett said that the NYS AIM funding is not going up this year; funding should be the same as last year. Also said Amityville has audit done for \$18,000. She also mentioned the pension cost can be found on their website. Also questioned the \$79,000. for storm damage expense.

Tr. Gibson questioned Amityville's audit expense & whether or not trustees meet with them through telephone calls and emails.

A resident questioned the retirement expense and do employees get paid money from this.

Tr. Riordan said the village pays for the retirement percentage and the health insurance.

Mr. Chiappetta said that the village should consider other accountants.

Tr. Gibson said that we have negotiating leverage now. Although the village does like to do business within the village. But she will talk with them.

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Jennifer Droesch said the village should consider lowering expenses to tree planting, newsletters, leaf bags and hurricane money. Tr. Gibson told her all these items have been changed – 1 roll of leaf bags now & 1 less newsletter. Tr. Gibson said after the hurricane we couldn't get trees & lakes look bare. She said we are looking into healthier trees & asking residents if they want trees.

John Valdini wants to get a copy of the amended budget & wants to know when he can get it.

Laurie Elliott suggests to post 'draft' on the budget document and also on the agenda.

Mayor McNulty calls to close public meeting and Tr. Lawlor moves to close and Tr. Gibson seconded and all approved 5/0.

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

- Jen Droesch spoke of the proposed Bolla gas station that is 500ft. out of BW that will included 16 pumps & large convenience store. This will effect all of BW residents & the village should respond in a timely manner
- Mayor said he received 1 or 2 calls on it, Trustees Gibson, McDermott & Riordan received none. Tr. Lawlor had heard about it.
- Veronica Kramer stated she was not aware about gas station. She wants the village to create noise law on dumpster garbage pick ups that disturbs her quality of life.
- Jason Ruggiero spoke on 89 & 103 Orinoco boat storage violations, fencing & dumpsters. Tr. Lawlor said tickets were issued for boats & neon sign is off
- Ed Gaibrois thinks the huge signs i/f/o Wohseepee cabin are unsightly
- Sharon Cimino is in favor of the Lacrosse program as it benefits BS/BW children with special needs. She also wants to be contact person for injured wildlife, she will even drive to Selden vet herself.
- Sue Bela requested that the village parking stickers should have better glue on them
- Mrs. Barnett said that NY Rising deadline is April 11 for homeowners to apply for funding. The village should have done more for residents to get help for Sandy damaged homes.

Close Open Meeting to Public A 9:57p.m.

Back to Board Meeting.....

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Neighborhood Watch Letter

Tr. Lawlor read his letter about the head of the Neighborhood Watch, Carmine Chiappetta and wants this appended to the minutes.

Tr. McDermott asked the village attorney if the village has any litigation. He responded with yes, two. It is the resident's money & this is public information. Tr. McDermott asked for the Mayor's opinion & he said this never existed before & he can't stop Tr. Lawlor & Mr. Chiappetta did stand up & criticize. Tr. McDermott asked board if we approve or disapprove? Tr. Riordan thinks this is terrible & denies this concept.

Tr. Gibson seconded to attach letter to minutes and Mayor McNulty agrees and Trustees McDermott & Riordan say no; Vote 3/2 approved attach to minutes. This letter will be appended to the board minutes and filed in the official village board minute's book.

Mr. Pers supports Mr. Chiappetta's efforts with Neighborhood Watch. Mr. Ruggiere said that he tries to keep the residents informed about activities. He's trying to make a better community.

Village Lighting

Tr. Gibson stated that Welsbach is to get info to us on bulbs, panes, & dark sky limitations. Rich Dahab would like to be included in any meetings on this.

Bike Routes

Tr. Gibson stated that Southside Hospital is going to gift us \$750. for the bike routes program. It will be similar to the wellness trail in Bay Shore. We could have a bike route south of Montauk Hwy., lake area & around Wohseepee Park. Anybody interested in this can come forward. We are in the first stages of this.

Motion to Adjourn Meeting

Mayor McNulty entertains a motion to close and at 10:20 p.m. Tr. Lawlor moved to adjourn, seconded by Tr. Gibson, and the meeting was adjourned on a 5/0 vote.

Respectfully submitted,

Christina O'Shea

Christine O'Shea
Village Clerk Treasurer

Public attendance: 250 (not everybody signed in).