

1/7/13 - Board of Trustees Meeting

BOARD OF TRUSTEES MEETING MINUTES – JANUARY 7, 2013

The regular meeting of the Board of Trustees of the Inc. Village of Brightwaters was held on Mon., Jan. 7, 2013 at 8:00 pm at Village Hall, 40 Seneca Dr., Brightwaters, NY, with the following officers present:

Joseph A. McNulty	Mayor
Robert W. Fischer	Deputy Mayor/Trustee
Timothy H. Cox	Trustee
Denise Gibson	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 8:03 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 12/3/12 as written was offered by Tr. Fischer, seconded by Tr. Cox and all approved 4/0.

Suffolk County Police Dept. Third Precinct

No officers present at this meeting.

Trustee Reports

Code Enforcement

Trustee Fischer read his report for this meeting –
Report for the month of December 2012.

Summons served 5

Fines collected \$300.

Complaints prepared 14

Building permits issued 1

C. O. inspections 1 with fees of \$50.

Dumpsters 1 with fees of \$25.

Tr. Fischer also stated that Matt Brennan, Fire Marshal, has stated that all permits for public assembly and multiple dwelling occupancies within the village are valid and up to date.

Administration

Tr. Gibson moves to approve A/P ABSTRACT REPORT (APAR) #3713 dated 1/4/13 with 41 vouchers for \$ 89,974.52 and the biggest contributor to that total was for garbage pick up and storm debris, otherwise business as usual and,
APAR #3704 dated 12/4 with 10 vouchers for \$47,450.54
APAR #3705 dated 12/11 with 1 voucher for \$115,083.00
APAR #3706 dated 12/12 with 4 vouchers for \$1,061.22
APAR #3707 dated 12/12 with 7 vouchers for \$1050.00
APAR # 3708 dated 12/13 with 2 vouchers for \$3627.83

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APAR # 3709 dated 12/14 with 1 voucher for \$1825.00

APAR # 3710 dated 12/20 with 1 voucher for \$2495.16

APAR # 3711 dated 12/26 with 2 vouchers for \$483.00

APAR # 3712 dated 1/2/13 with 2 vouchers for \$200.00

Tr. Fischer seconded and all approved 4/0.

Highway Dept.

Since Tr. Riordan wasn't at this meeting the mayor added that all the roads have been swept and the debris has been dropped at the hwy. yard & Gilbert Park. All service roads have been trimmed. All around the lakes have been cleaned and trimmed.

Tr. Riordan wasn't at this meeting but his notes I was told were to be added here.

Clean up of storm damage continued. The remaining damaged trees were removed.

Service roads and the lake areas have been cleaned up.

Equipment has been prepared for possible wintery weather, snowy forecast.

As scheduled, throughout the year by the DPW foreman and DPW Clerks, 60 new trees were planted along our roads, in front of residents' homes, by contractor Louis Barbato Landscaping Inc. of Holbrook, NY. We had Lindens, Callery Pears, Crimson King Maples, Red Maples, Sycamores, a Maple, an Accolade Cherry, a Goldenrain, a Japanese Lilac, and a Zelkova tree planted.

The contractor was able to plant all these trees in the same day, at a cost to the Village of \$11,550.00. Last year we spent \$12,090.00 in tree planting. We did not have this investment in the budget, therefore, we will most likely be amending the 2012-2013 budget in February. Last weekend, I was able to locate all but 4 of these trees that were planted.

The Board hopes all the residents appreciate these new plantings. If a resident wishes to have one or more trees planted at their home by the Village, they should contact the Village Office to learn how the program works and what trees are available. Eventually, we will post the tree planting program details on our Village website.

The remaining Christmas decorations were placed around the Village during the first week of December.

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The canal services, including water spigots, have been winterized. We ask that all remaining lines be removed from the dock and poles by the boat owners. With arrangements made for clearing the canal of ice, these lines will be otherwise lost.

Cold patch work was performed where needed.

Our flags were refreshed with new at the Head of the Canal and Village Office. The Bay Shore Fire Dept. was kind enough to lend a hand with a specialized fire truck and operators.

We have been aware of certain streets that require attention and have requested a few paving companies to provide estimates. As of yet, we have nothing to report on upcoming road paving.

Hurricane Sandy:

We are claiming around \$188,000.00 in debris clean up, and about \$140,000.00 in other damages, including fencing, parks damage, bulkhead and breakwater repair and fill for Walker Beach and Gilbert Park.

We are hoping to recover about 75% of the \$188,000.00, which is \$141,000.00 from FEMA and perhaps something from NYS. We currently do not know when this may be received.

With the other damages of approximately \$140,000.00, we are not certain yet as to what our Insurance Policy will cover. Their adjuster was here just before Christmas. As of last Friday, we have not heard back from the Insurance Company.

Currently, we are in the process of getting estimates for the roofing damage, and for the fencing.

Finances:

The hurricane has certainly dealt a blow to our Village in property damage and additional costs, of which we did not budget for. I can see the short-term need to borrow some funds to carry us over until the next tax levy or when

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FEMA and Insurance funds are paid over to the Village. I encourage my fellow Trustees to consider empowering the Mayor to, as efficiently as possible, make arrangements for this sort of borrowing in the amount of \$200,000 or some such amount. This funding could be used to restore the bank accounts and possibly make further repairs to the damaged Village infrastructure. At our earliest convenience, this borrowing should be paid off, but no later than when the next tax levy is collected.

At the last meeting, I discussed the need to auction off tax notes so that the property taxes and sanitation fees that are levied each year by our Village are collected in full and in the same fiscal year. Tina is researching this and discussing it with her counterparts at other Long Island Villages, which do this function annually. As of the beginning of December, our balance of unpaid taxes was approximately \$53,000 with about another \$11,000 in fees and penalties due. Perhaps, when Tina provides the Treasurer's Report, she could brief the Trustees on what she has learned thus far on how to proceed.

Lastly, we are reviewing the last year's audited financial statements our CPA's have provided and the matter should be finalized in the next few weeks. When it is completed, it will be made available on our website, as well as a copy of the most recent Budget Amendment, which includes our Statements of Revenues and Expenses.

Lakes & Parks

Tr. Cox mentioned that the photos with Santa went very well again this year. The tree lighting followed at the head of the harbor and Santa was chauffeured down by the BSFD. John Valdini picked up the cookies and milk and the deli supplied the hot chocolate.

Treasurer Report @ 12/31/12

<i>Municipal checking:</i>	
General Fund	\$23,495
Payroll Fund	\$237
Trust & Agency Fund	\$1,080
Restoration Fund	\$9,888
<i>Investments:</i>	
CLAS\$ General Fund	\$609,030
CLAS\$ B.I.G. Fund	\$3,049

The treasurer also presented the board with her 2012-2013 budget adjustments recommendations to the appropriations (expense) accounts

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and Tr. Fischer moved to approve amending the 2012-2013 budget as recommended by Treasurer O'Shea. Tr. Gibson seconded and all approved 4/0.

Resolution for Brightwaters Harbor 2013 Rates

NOW THEREFORE BE IT RESOLVED that the harbor rates for 2013 be kept the same as they were for the previous year, and

Tr. Fischer moved to approve, Trustee Gibson seconded and all approved 4/0.

Public Hearing BSFD Contract for the year 2013.

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, January 7, 2013 at 8:00 p.m. at Village Hall, 40 Seneca Drive, Brightwaters, NY to consider the adoption of the Bay Shore Fire District Protection Contract for the year 2013. A copy of said contract is on file with the Village Clerk and may be inspected during regular office hours. At this time all interested persons will be heard.

BY ORDER OF THE BOARD OF TRUSTEES
Christine O'Shea, Village Clerk
Brightwaters, New York 11718

Dated: December 6, 2012

BSFD 2013 CONTRACT RESOLUTION

Tr. Fischer proposed the following resolution and moved for its adoption:

RESOLVED that the Inc. Village of Brightwaters enter into contract with the Bay Shore Fire District and agrees to pay the Bay Shore Fire District the amount of \$187,868.00 on or before the 1st day of September, 2013, and also agrees to reimburse promptly the District for the cost of insurance required under the Volunteer Firemen's Benefit Law, Section 30, incurred with respect to protecting the Inc. Village of Brightwaters which cost is estimated to be \$26,249.00 based upon current premiums as based upon village population.

Contract to begin January 1, 2013 and shall continue to and include December 31, 2013.

Motion seconded by Tr. Cox and vote on roll call was as follows:

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Mayor Joseph A. McNulty	yes
Trustee Robert Fischer	yes
Trustee Timothy Cox	yes
Trustee John Riordan	absent
Trustee Denise Gibson	yes

Public Hearing to consider the adoption of local law #1 of 2013 – village code 128-73 To Regulate The Demolition Of Buildings and Structures

INCORPORATED VILLAGE
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NOTICE IS HEREBY GIVEN that the Board of Trustees of the Inc. Village of Brightwaters will hold a public hearing on Monday, Jan. 7, 2013 at 8:00 p.m. at Village Hall, 40 Seneca Dr., Brightwaters, NY to consider the adoption of local law #1 of 2013 to amend section 128-73 to regulate the demolition of buildings and structures.

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: December 7, 2012

Jack Finnerty, Village Attorney explained the reasoning behind this local law to all who was in attendance. After that the Mayor opened the public hearing for any comments and/or questions. After all had been heard the Mayor moves to close public hearing and Tr. Fischer seconded and all approved to close 4/0.

Tr. Fischer moves to approve this local law and Tr. Gibson seconded and all approved 4/0.

Open meeting to public

Mayor McNulty opened the floor to the audience for any questions and/or comments, and several issues were discussed.

- Ambulance contract signed for this year & last year
- Vehicle break ins not on website; all unlocked cars were trashed; happened prior to Christmas; 6 police cars i/f/o my house, this isn't Mayberry; we need to help each other more with more info
- CEO & SCPD talk all the time & a list should be made up to tell SCPD & if enough incidents are reported a red flag goes up & they will patrol area more
- First time I'm hearing about this. If SCPD were here it would be good
- Cars that park overnight – some get tickets & some don't

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- Ackerson & Seneca has WRAP can out
- Unhappy with Chief code officer who is in charge of CEO's with their inconsistency of parking tickets issued & taking so long with building permits
- Unhappy with ZBA putting covenants & restrictions on his detached garage that was approved by them

At 8:52 p.m., there being no further business before the Board, the Mayor called for a motion to adjourn the meeting. Tr. Fischer made the motion; Tr. Cox seconded and unanimously carried 4/0.

Respectfully submitted,

Christine O'Shea

Christine O'Shea ☺
Village Clerk Treasurer

Public attendance: 17 (not everybody signed in)