

BOARD OF TRUSTEES MEETING MINUTES – October 5, 2020

The monthly meeting of the Board of Trustees of the Inc. Village of Brightwaters held on Monday, October 5, 2020 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. Valdini
Thomas Zepf
Michael Dopsovic
Mary Del Vecchio
Patrick Fawcett
Charles J. Casolaro
Nicole Rhodes
Bob O'Shea
John Catania

Mayor
Deputy Mayor
Trustee
Trustee
Trustee
Village Attorney
Clerk – Treasurer
Building Inspector
DPW Foreman

At 7:30 pm, Mayor, John J Valdini 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 minutes of September 8th and September 24th.

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

Suffolk County Police Department:

Officer Cafiaro advised that there have been no complaints from the Police Department in regards to Brightwaters. A resident has asked about a rally and he advised that all the protests have been peaceful so far. The Officer advised he would inquire with the Detectives to find out if the car thefts are a part of an organized ring.

Mayor's Report – Mayor Valdini:

- Garage Sale – 135 houses participated in the Village-wide Garage Sale. Received a lot of positive feedback and may keep this event it this way going forward.
- New flagpole at Walker Beach - Eagle Scout Trevor Stephenson of Troop 370s has completed his incredible Eagle Scout project which was installing a new flagpole at Walker Beach. The Mayor Congratulated him and thanked residents who donated the recyclable bottles. Over \$800 was raised by this donation.
- Pancreatic Walk – Led by Rob Mulcahy to raise money for Pancreatic Cancer. The event is normally held at Jones Beach but this year due to COVID everyone did the walk in their own communities.
- Lulu's Lobster and Wing Shack is opening in the old Jon Thomas Inn. It will not be open late and is more of a family establishment. The business will be fixing the parking lot, landscaping and light interior work.
- Cigar Shop moved into the old card store in the downtown district. They are about a month away from opening.
- The Medical Building in the Downtown is renovating about 4,800 square feet.
- Corner store (old Hardware store on Southeast corner) is still awaiting applications.

- The Village is forming a Garden Club to have volunteers help with the flower boxes and decorations in the downtown.
- Halloween Parade – As of now, the Halloween Parade is still on. Masks are required and we are starting at an earlier time at 5pm. Witches Paddle is at the head of the Canal at 10AM on Halloween morning.
- Village Engineer, Dan Falasco is working on the scope of work for the East side of the Canal. He will also be contacting the grant writer for Babylon who received funds for Argyle Lake. Pine Drive from Plymouth Court to Plymouth Drive is in major need of paving. The Town of Islip has ignored this block. Our Village Attorney is reaching out to the Town of Islip in efforts to receive funds from them as the road is around \$175,000 to pave.

Trustee Fawcett – Special Projects

- Lakes – Trustee Fawcett, trustee Dopsovic, Deputy Mayor Zepf and Resident Peter Judge were in the lakes pulling the overgrowth of grass/weeds. The pond weed in the lakes is choking out the oxygen and affecting the water flow. Trustee Fawcett would like to have the lake drained to address the broken overflow valve. The Pond Guy also known as Solitude Lake Management has treated the phragmites and removed them from around the lakes. This is a process that will require yearly maintenance. The banks around the lakes is another issue that will need to be addressed.
- The Gazebos at the head of the canal are in need of repair. The electrical also needs to be rewired. Trustee Fawcett is looking into getting different quotes for this.
- Reminded residents that the lighting in the Village is very dark and it is getting darker earlier and to wear reflective gear when walking. He also asked residents to slow down when driving on village roads as some pedestrians may not be visible when walking in the dark.

Trustee Dopsovic – Highway

- The Highway Department has been very busy and have a limited crew of workers. Still staggering breaks and all due to COVID.
- Busy cleaning up all the parks in the Village and the Downtown area. There was 2-3 barge loads of grass from around the lakes. Trees are still being trimmed from Tropical Storm Isais. Please let the Village know if you see anything that needs addressing. A stump grinder was rented and 40 stumps were grinded all from the storm. Grass cutting and weeding is a weekly maintenance. The cascades have been power washed and so much more around the village that is attended too. The job is never ending for the Highway Department.

Trustee Del Vecchio – Celebrations/Events

- Reminded residents to complete their census.
- The Veterans Memorial Ceremony is being held Saturday, November 7th at 10AM at the head of the canal. We are working on having this ceremony live streamed on our Facebook page and website but if there are any technical difficulties it will be re-aired at 3pm.
- A Garden Club is being formed to help spruce up the Village.
- Please give feedback on Garage Sale while it's still fresh in your mind.

Deputy Mayor Zepf – Code Enforcement

- The Village is coordinating with the Suffolk County Police Department to have extra Auxiliary Officers down by the hotspots on Halloween night.
- Contractors are starting too early and can not start before 8am. Please remind your contractors of the Code.
- Trash is being put out too early.

- Lock up your boats and do not leave anything valuable on them. Also, lock your doors in your vehicles to prevent car theft.

Fire Marshal Report

As of this report, all permits for Public Assembly and Multiple Dwelling occupancies within the Village of Brightwaters are valid and up to date or processing. Noted below for your information are those recently completed:

Brightwaters Gardens / 68 Orinoco Drive: Completed
Fairfield Properties / 140 Orinoco Drive:

Proposed Automatic Fire Alarm plans pertaining to the alterations of the tenant space at Suite 402 Potter Blvd. to be occupied by Northwell Health have been submitted. The plans have been reviewed and approved. Upon completion of installation, an inspection and acceptance test will be provided. All fees have been collected and submitted to the Village of Brightwaters Deputy Clerk for processing.

During this past month, there were no request for investigation of fire by the Bay Shore Fire Department during the past month.

Sincerely,
Matthew Brennan, Fire Marshal
Village of Brightwaters

To open Meeting on Public Hearing for Local Law 1-2020
Motion: Mayor Valdini Second: Deputy Mayor Zepf
Vote: 5 ayes 0 nays

LOCAL LAW 1-2020

AMENDMENT AND ADDITION TO VILLAGE CODE ARTICLE XI, SECTION 128-87, et seq.. This new section shall be added at the end of the Article.

§128-91.1 ZONING BOARD OF APPEALS FEES AND COSTS

- A. The fee for any application to the Zoning Board of Appeals pursuant to the provisions of this chapter shall be at the level affixed from time to time by resolution of the Board of Trustees of the Village of Brightwaters.
- B. In addition to any fees established pursuant to Subsection A hereof, the fee for the applications to the Zoning Board of Appeals shall include payment or reimbursement of reasonable costs and expenses incurred by the Board for private engineering, environmental, planning and/or architectural consultants, or other private consulting services reasonably deemed necessary by the Board, and other extraordinary expenses in connection with the review of a proposed subdivision, or the change of use for a commercial establishment. Such reimbursable costs shall be in addition to any other fees required. The applicant shall be required to provide an escrow deposit account at any time on or after the receipt of the application, in an amount sufficient to cover the anticipated costs for such consultant review and other expenses.

- C. The fees to be paid by the applicant shall also include payment or reimbursement of the following costs:
- i. Publication of legal notices for public hearings, or other required legal notices;
 - ii. Stenographic minutes and transcription of meetings and hearings;
 - iii. The Board's reasonable attorney's fees; and,
 - iv. Any fees or costs for environmental review conducted pursuant to the State Environmental Quality Review Act or the regulations adopted pursuant thereto.

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.

Motion to Close Public Hearing for Local Law 1-2020
Motion: Mayor Valdin Second: Trustee Fawcett
Vote: 5 ayes 0 nays

Adopt Local Law 1-2020
Motion: Mayor Valdin Second: Trustee Dopsovic
Vote: 5 ayes 0 nays

Adopt Resolution 8-2020 Schedule of Fees for the Zoning Board of Appeals, Building Department and Highway Department
Motion: Mayor Valdin Second: Deputy Mayor Zepf
Vote: 5 ayes 0 nays

RESOLUTION 8-2020

**SCHEDULE OF FEES FOR THE ZONING BOARD OF APPEALS,
THE BUILDING DEPARTMENT AND HIGHWAY DEPARTMENT**

WHEREAS, in recognition of the financial need of the Village to raise the fees of the Building Department, Highway Department and, in accordance with local law 1-2020, the fees for applications for variance and appellate relief to the Zoning Board of Appeals, the Board of Trustees does hereby **RESOLVE**:

NOW, THEREFORE, BE IT RESOLVED, that the Proposed Fee Schedule annexed to this Resolution is hereby by approved and authorized by the Board of Trustees, pursuant to those applicable sections of the Village Code; and,

BE IT FURTHER RESOLVED, this fee schedule shall become effective immediately upon adoption of this Resolution.

WHEREFOR, this **RESOLUTION**, is hereby adopted by unanimous vote on October 5, 2020, before a duly constituted meeting of the Board of Trustees, shall be promptly recorded in the Office of the Village Clerk, and made part of the public record.

To open Meeting on Public Hearing for Local Law 2-2020 Property Maintenance for Businesses

Motion: Mayor Valdin Second: Trustee Fawcett

Vote: 5 ayes 0 nays

This proposed law was drafted strictly for the Downtown District. Copy of the law to be revised and Trustees will discuss the proposed law further at the next working meeting. The Planning Board will also be involved in suggestions on the law. It was moved to adopt at the next Board of Trustees Meeting on November 2nd, 2020.

To close Meeting on Public Hearing for Local Law 2-2020 Property Maintenance for Businesses

Motion: Mayor Valdin Second: Trustee Fawcett

Vote: 5 ayes 0 nays

Approve Payment to Jerry Cardullo Ironworks in the amount of \$8,250 for railing work at the bridges.

Motion: Mayor Valdin Second: Trustee Fawcett

Vote: 5 ayes 0 nays

Approve Treasurer's Report and Abstracts

VILLAGE OF BRIGHTWATERS

ABSTRACT REPORT FOR BOT October 5, 2020

Seeking to approve payment on:

Abstracts #4251-4255	vouchers	\$112,050.63
Expense		\$
Alpha Carting - September 2020		34,936.00
		\$
NYS Employees Health Insurance - September 2020		47,223.94
Income for Period: 9/9/2020-10/5/2020	\$32,886.65	
Suffolk County Mortgage Tax 2nd Q	\$22,358.71	
Various Building Permits / ZBA Fees	\$5,282.25	
Event Income	\$1,445.00	

Treasurer's Report

Cash on Hand as of 10/5/2020

General Fund - BNB		207,217
General Money Market - BNB		50
CLASS General		1,633,314
	Total Cash on Hand - General	1,840,581
Capital Fund		3,540
CLASS Capital fund		13,954
	Total Cash on Hand - Capital	17,494
Canal Enterprise Fund - BNB		148,020

Motion: Mayor Deputy Mayor Zepf Second: Trustee Fawcett
Vote: 5 ayes 0 nays

Public Comments

- Resident Christine Genallo of Pine Acres Blvd. – Code Enforcement required to wear mask.

10/5/2020 – Board of Trustees Meeting

- Resident Joan Manahan of Ackerson Blvd – Beautiful job by Eagle Scout with Flagpole at Walker Beach.
- Resident Leslie Owen of Pine Acres Blvd – Garage Sale was wonderful.
- Resident – Ken Michaels – Porta Potty left by NYS on Montauk Highway.

Adjourn the meeting:

Motion: Deputy Mayor Zepf Second: Trustee Dopsovic

Vote: 5 ayes 0 nays

Meeting adjourned at 8:23 PM.