

BOARD OF TRUSTEES MEETING MINUTES – April 3, 2017

The regular meeting of the Board of Trustees of the Inc. Village of Brightwaters was held on Monday, April 3rd, 2017 at 8:00 p.m. at Village Hall, 40 Seneca Dr., Brightwaters, NY, with the following officers present:

Joseph McDermott	Mayor
Laurie Elliott	Trustee
Bernadette Whitwell	Trustee
Carmine Chiappetta	Trustee
Charles Casolaro	Village Attorney

Absent:	
Christian Sullivan	Trustee

At 8:00 pm, Mayor McDermott called the meeting to order followed by a salute to the flag and a moment of silence for our Armed Forces.

Approval of the Minutes from the Board meetings of March 6, 2017 and March 20, 2017.

Motion: Trustee Elliott	Second: Trustee Chiappetta
Vote: 4 ayes	1 absent 0 nays

Suffolk County Police Department 3rd Precinct – No officer present.

Mayor's Report:

- The Southeast Corner of the Downtown Revitalization Project is getting started shortly
- Canal work is going well and they are still on target for May 1 completion date
- National Grid will be volunteering to fix up the landscaping on the triangles on Orinoco by Lombardy

DPW – Trustee Sullivan (read by Trustee Whitwell)

- Clean up some of the Lakes area, drains, picking up branches and chipping
- Trucks were prepared for snow removal in March
- Clearing lower pipe on Cascades which was blocked by branches
- Picked up wire and pole boxes for Canal and all supplies are in place to install wires and water
- Power raked and seeded Village properties
- Prepared bathrooms at Walker Beach and turned on the water for the Polar Plunge
- Ran sprinklers at head of canal
- Pole on Concourse East was set at the same height as one of the other poles. The Mayor will be working with John to determine the best height

Code Enforcement – Trustee Chiappetta

- SCPD report shows 21 non-criminal incidents, dirt bikes racing down roads
- Will be meeting with Ernie Kozee to coordinate the number of code officers to fill shifts. One of the issues recently has been putting garbage out too early or the night before

Fire Marshall's Report

As of this report, all permits for Public Assembly and Multiple Dwelling occupancies within the Village of Brightwaters are currently valid and up to date.

Fire inspections continue in the Village of Brightwaters. Re-inspections have also been conducted to insure that all violations have since been removed.

Progress is reported regarding Henley's tavern located at 184 Orinoco Dr. I have been in contact with the Fire Alarm contractor coordinating installation and emergency services notification processes.

No request for investigations of fire from the Bay Shore Fire Department during the past month.

Sincerely,

Matthew Brennan

Matthew Brennan, Fire Marshal
Village of Brightwaters

Lakes and Parks– Trustee Whitwell

- The DPW is prepping parks for spring. Plants orders are in for Village and parks
- Ospreys are nesting in Gilbert Park and Walker Beach
- There was a ribbon cutting ceremony to officially thank those that donated to the B.I.G. playground project. After which, B.I.G. hosted a Polar Plunge in which about 50 people, mostly children, ran in and out. B.I.G. raised about \$4,000 for a swing set which will include a special needs swing
- Sunday, April 18th is the Easter Egg hunt hosted by the Bay Shore Lions club
- Saturday, April 22nd (Earth Day), there will be a shredding event at Wohseepee Park from 9AM to 12PM. Residents may bring 3 or 4 boxes or bags of paper to be shredded
- Saturday, April 29th at Wohseepee Park at 9AM we will be celebrating Arbor Day and dedicating a tree. Immediately after that, we will have Park Appreciation Day and volunteers are needed to spread the wood chips and clean up the park. Kids are invited
- May plant sale will be May 13th. We will need volunteers to help unload the trucks and help sell the plants. There will be a Mother's Day craft for the children
- April 29th: Park appreciation day at Wohseepee Park and Arbor Day ceremony

Open Public Hearing on Local Law 3-2017 Authorizing a property tax levy in excess of the limit established in General Municipal Law §3-c..

Motion: Trustee Elliott

Second: Trustee Whitwell

Vote: 4 ayes 1 absent 0 nays

- Are there any ramifications of raising the cap? Will it affect State funding? – No
- In monetary terms it is approximately \$18,000 increase if we stay within the cap
- Is there an upward limit of where the increase could go? No – that would be determined by the Budget

Close Public Hearing on Local Law 3-2017

Motion: Trustee Elliott Second: Trustee Whitwell
Vote: 4 ayes 1 absent 0 nays

Adopt Local Law 3-2017:

Motion: Trustee Elliott Second: Trustee Chiappetta
Vote: 4 ayes 1 absent 0 nays

Local Law No. 3 of the year 2017

Village of Brightwaters, County of Suffolk

A local law authorizing a property tax levy in excess of the limit established in General Municipal Law §3-c

Section 1. Legislative Intent

It is the intent of this local law to allow the Village of Brightwaters to adopt a budget for the fiscal year commencing June 1, 2017 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law § 3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local government's governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

Section 3. Tax Levy Limit Override

The Board of Trustees of the Village of Brightwaters, County of Suffolk, is hereby authorized to adopt a budget for the fiscal year commencing June 1, 2017 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

Section 4. Severability

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date

This local law shall take effect immediately upon filing with the Secretary of State.

Open Public Hearing on the 2017-18 Preliminary budget;

Motion: Trustee Elliott

Second: Trustee Chiappetta

Vote: 4 ayes

1 absent

0 nays

Public Comments:

- Rationale for Mayor and Trustees to receive compensation: this was the Mayor's idea based on the amount of work performed by the Mayor and the Trustees to run this Village the way it should be done. The Board voted to put it on the ballot.
- Does this make them eligible to apply to the New York State Retirement System? Yes. Will that require contributions by the Village? Yes.
- Will there also be health insurance? No.
- The Village was set up to be a voluntary effort, not a paid effort.
- The Capital plan will be placed on the website.
- There is a big difference between when the prior board passed the health insurance resolution for the elected officials in a poorly attended mid-month meeting and this Board wishing to put compensation up to a public vote.
- Many volunteers put in many hours as well without compensation.
- The amount of compensation was determined as a small amount to show appreciation for the work done. It was not calculated on a per hour basis.
- Perhaps the Village should hire a professional manager.
- A resident calculated the cost is \$1.54 a month per household. A minimum amount for maintaining the Village.
- Canal budget will be posted on the website.
- The exemptions listed reduce the assessed value that we are able to apply the tax levy to.
- The East side of the canal is also in bad shape. There are some large holes.
- Grant money is only budgeted when we are sure we have won a competitive grant.
- Funds for Gilbert will be used based on the Planning Board recommendations.
- Village has applied for a DEC tree grants and is looking into a grant for Gilbert Park.
- Plant sale has not yet occurred which is why there are low numbers in celebrations revenue and expenses.

Close Public Hearing on the 2017-18 Budget.

Motion: Trustee Elliott

Second: Trustee Chiappetta

Vote: 4 ayes

1 absent

0 nays

Approve contract with Long Island Geese Control for services at Walker Beach to commence week of May 1st at a cost of \$139.00 per week.

Motion: Trustee Whitwell

Second: Trustee Elliott

Vote: 4 ayes

1 absent

0 nays

Approve Quintal Contracting Application for Payment #2 for \$255,202.92 for work completed on the west side of the canal up to 3/17/2017.

Motion: Trustee Elliott

Second: Trustee Chiappetta

Vote: 4 ayes

1 absent

0 nays

Approve Joseph Walter and Charles Fagan as Parking Officers for \$13.00 an hour.

Approval of Treasurer's Report and Abstract:

VILLAGE OF BRIGHTWATERS		
ABSTRACT REPORT FOR BOT April 3, 2017		
Seeking to approve payment on:		
Abstracts # 4018-4019	44 vouchers	\$60,328.20
Alpha Carting - Feb. 2017		\$ 26,147.00
Employee Benefits Division - Health Insurance		\$ 16,141.61
Wellsbach Electrical - replace pole on BS Road		\$ 4,250.00
Treasurer's Report		
Cash on Hand as of 4/3/2017		
General Fund - BNB		118,379
General Money Market - BNB		50
CLASS General		868,279
	Total Cash on Hand - General	986,708
Capital Fund		10,936
CLASS Capital fund		83,436
	Total Cash on Hand - Capital	94,372
Canal Enterprise Fund		1,561,313

Motion: Trustee Whitwell Second: Trustee Elliott
Vote: 4 ayes 1 absent 0 nays

Public Comments:

- House on Johnson Drive could be a hazardous situation. The Village attorney commented that the issue is being researched but there are some complications with the trust that owns the house.
- Fish ladders for the Lakes – still in research phase.
- Would need probable cause to check the license plates at the house on Johnson Drive.
- The street lighting in the Village is inadequate. The Village continues to look at it.
- Can we get reflective street signs?
- Drainage at Walker Beach is an issue that is being addressed.
- Plan for Concourse West and drainage will be discussed at mid-month meeting.

Adjourn: Motion: Trustee Elliott Second: Trustee Chiappetta
Vote: 4 ayes 1 absent 0 nays

Meeting adjourned 10:25 PM

Approximately 40 people in attendance.