

BOARD OF TRUSTEES MEETING MINUTES – JANUARY 5, 2009

The regular meeting of the Board of Trustees of the Inc. Village of Brightwaters was held on Monday, January 5, 2009 at 8:00 pm at Village Hall, 40 Seneca Dr., Brightwaters, NY, with the following officers present:

Joseph A. McNulty	Mayor
<i>Absent: Mary Susan Belford</i>	<i>Trustee</i>
Charles Fischer	Trustee
Robert W. Fischer	Trustee
David Thomsen	Trustee
John P. Finnerty, Esq.	<i>Village Attorney</i>
Christine O'Shea	<i>Village Clerk & Treasurer</i>

At 8:04 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 December 1, 2008 as written was offered by Tr. Charles Fischer, seconded by Tr. Bob Fischer and all approved 4/0.

Suffolk County Police Dept. Third Precinct

P.O. D. Fandrey & P.O. A DeVincenzo were present at this meeting. They had mentioned that seven vehicle break ins occurred last month along with residential garage break ins also. Nobody has been caught for these incidents. The police stated that usually its kids from the neighboring areas. The police also stated that installing an audible alarm on the garage would help and scare them away.

Trustee Reports

Highway Dept.

Tr. Bob Fischer read his report for this meeting....

- We had our first snowfall of the season; we used a total of 104.9 yards of salt over the two days of the storm. We ordered and received 42 tons of replacement salt for future use.
- Cold patch was done as needed throughout village.
- The hedges at Gilbert Park where cut back.
- Insulated and installed sheetrock in the boiler room at Wohseepee Cabin. All radiators at the cabin were cleaned and painted.
- Replaced signs where needed in the village.

- Finished up any last minute Christmas Decorations throughout village.
- Began tree planting late in December and will continue into the New Year.

Lakes and Parks

Since Tr. Belford wasn't at this meeting the mayor stated that we had a car run into the bridge at the lower lake and did quite a bit of damage and we will have the state and our engineer inspect it also. After that we will begin repairs. We have the police report on this. We have been cleaning up around the lakes before it snowed and we had the time and on the service roads too. We had gone out to bid for work to be done on the northern most lake, Nosreka Lake, and the project includes the excavation of said lake and the disposal of the excavated material to an upland site. We have the permits in place with the DEC to do this work which took about 3 ½ to 4 years to get. The company that is going to do the job is waiting for the weather to get cold so they can move the product from the lake to the truck easier. So when you see heavy equipment in this area you'll know why.

Administration

Tr. Charles Fischer moved to approve Abstract Report #3175 for accounts payable vouchers totaling \$197,569.97 - The primary driver was the resurfacing of Potter Blvd. for \$159,300 and the normal health insurance bill for \$15,000, the rest are all insignificant bills, other wise business is as usual and Tr. Bob Fischer seconded and abstract was approved for payment 4/0.

Security

Tr. Thomsen mentioned that he recognizes about 80% of the people here because they come here all the time and the others I don't but it has been the topic of previous meetings for the last year (garage break ins/vandalism). We have met with the police dept. on numerous occasions, we try to offer tips in our newsletter and we try to spread the word in as many ways as we can. He said that he is sympathetic to anybody who had experienced a break in or any kind of vandalism on their property as he has experienced it himself. Tr. Thomsen stated if anyone has any suggestions on what the village could do, please let us know and we will see if it is viable and we will certainly try to do it. Just like the police officer said it is very difficult to prevent these type of crimes outside of preventive measures.

Tr. Thomsen read his report for the month of December 2008.

- Summons issued 5
- Complaints prepared 3
- Fines collected \$300.00
- Building permits issued – with total fees of \$.00
- Building permits renewed 6 – with total fees of \$2171.00
- C.O. inspections 13 @ \$50.00 ea.
- Fence permits issued 0 @ \$0.00 ea.
- Pod permits issued 0 @ \$25.00 ea.
- Dumpster permits issued 0 @ \$25.00 ea.
- Business license issued 0 @ \$15.00 ea.

Treasurer Report @ December 31, 2008

<i>Municipal checking:</i>		
General Fund	\$	49,248
Payroll Fund 241		
Trust & Agency Fund		1,500
Restoration Fund		4,410
<i>Investments:</i>		
CLA\$\$ General Fund		1,011,553
CLA\$\$ B.I.G. Fund		42,013

Public Hearing BSFD 2009 Contract

Tr. Charles Fischer read aloud the following public notice and resolution.

INCORPORATED VILLAGE
OF BRIGHTWATERS
PUBLIC NOTICE

NOTICE IS HEREBY GIVEN that the Board of Trustees of the Inc. Village of Brightwaters will hold a public hearing on Monday, January 5, 2009 at 8:00 p.m. at Village Hall, 40 Seneca Drive, Brightwaters, NY to consider the adoption of proposed local law #1 of 2009 to amend section 128-3 of the Brightwaters Code to redefine a “sink” as constituting evidence of a kitchen.

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

Dated: December 12, 2008

RESOLUTION

An act to amend section 128-3 of the Code of the Village of Brightwaters to redefine a "sink" as constituting evidence of a kitchen.

. Be it enacted by the Board of Trustees of the Village of Brightwaters that the above section of the Code of the Village of Brightwaters shall be, and hereby is, amended as follows:

128-3. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

KITCHEN – Any area, room, section of a house, building or structure which contains any two or more of the following, located in the same room:

F. Automatic dishwasher.

G [F]. A non-bathroom sink with a larger than twelve-inch-by-twelve-inch basin [and/or dishwasher].

This local law will/has been adopted pursuant to section 10 of the Municipal Home Rule Law and supercedes section 7-706 of the Village Law.

EXPLANATION: Matter underscored is new; matter in the brackets is old law to be omitted.

Jack Finnerty explains that all this is is the tightening up of the code language in reference to sinks and its location in the house. It makes it easier for us to enforce the code against the truly illegal apartments and living units without addressing or approaching the legal units which is a one family.

The mayor opened the public hearing to the public for any questions and/or comments.

After all comments and/or questions were heard and answered, Tr. Charles Fischer moved to close public hearing and Tr. Bob Fischer seconded and all approved to close hearing 4/0.

Tr. Charles Fischer moves to approve LL#1-2009 to amend section 128-3 to redefine a "sink" as constituting evidence of a kitchen and Tr. Thomsen seconded and all approved 4/0.

Public

Mayor McNulty opened the floor to the audience for any questions and/or comments, and discussions of matters were raised, and all had a chance to be heard.

Adjourn

At 9:02 p.m., there being no further business before the Board, the Mayor called for a motion to adjourn the meeting. Tr. Charles Fischer made the motion; Tr. Bob Fischer seconded and unanimously carried 4/0.

Christine O'Shea
Village Clerk & Treasurer

Public attendance: 21

Tr. Thomsen read his report for this meeting.....

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- Summons issued 29
- Complaints prepared 17
- Fines collected \$1465.
- Building permits issued 5 – with total fees of \$2578.
- Building permits renewed 4 – with total fees of \$897.
- C.O. inspections 8 @ \$50. /ea.
- Fence permits issued 0 @ \$25. /ea.
- Pod permits issued 0 @ \$25. /ea.

Dumpster permits issued 3 @ \$25.each