

**VILLAGE OF BRIGHTWATERS**

**BOARD OF TRUSTEES MEETING MINUTES – SEPTEMBER 2, 2014**

The regular meeting of the Board of Trustees of the Inc. Village of Brightwaters was held on Tuesday, Sept. 2, 2014 at 8:00 p.m. at Village Hall, 40 Seneca Dr., Brightwaters, NY, with the following officers present:

Joseph McDermott	Mayor
Donna Barnett	Deputy Mayor/Trustee
Diane Urso	Trustee
Christian Sullivan	Trustee
Bernadette Whitwell	Trustee
<i>John P. Finnerty, Esq.</i>	<i>Village Attorney</i>
<i>Christine O'Shea</i>	<i>Village Clerk Treasurer</i>

At 8:03 pm, Mayor McDermott called the meeting to order followed by a salute to the flag and a moment of silence for our armed forces.

Mayor McDermott administered the oath of office to Frank Scifo to discharge the duties of Acting Village Justice for a term of one year.

Tr. Barnett moved to approve the board minutes of 8/4/14 and Tr. Urso seconded and they were approved 5/0.

**Suffolk County Police Dept. Third Precinct**

No police officer here. Tr. Sullivan had said that the officer had a community meeting this same night and there is a good chance he would not make it.

**Code Enforcement**

Tr. Sullivan said the code officers filled out 15 complaint forms this past month. Tr. Sullivan still wants to get more information on the SCPD incident report. Graffiti was seen on South Windsor. He is looking to replace one of the code cars. Ford Expedition has over 300,000 miles and the Ford Escape has 150,000 miles. Wants a police cruiser vehicle which is more heavy duty and cost is \$30,000. One of the code vehicles should be taken off the road. Leasing a car wouldn't work for the village. Tr. Sullivan also mentioned that canvassers were seen in the village.

**Administration**

Tr. Barnett said that she is working with Tina on the financials for year end 5/31/14. We had a deficit last year so we have to watch our pennies.

**Lakes & Parks**

Tr. Urso said that summer has ended and the beach is officially closed this past weekend. Geese removal results were good and next

year she wants to get on a better schedule. Garage sale is 9/27 and a lot of applications have been received.

Mayor McDermott said that volunteers are needed to break down the walkway at the beach for storage over the winter.

### **Highway Report**

Tr. Whitwell read her report for this meeting.

- Removed seaweed from beach and sailboat basin
- Beach is officially closed for swimming but the gates will be open daily for residents to enjoy the sand & playground
- Removed dead trees around the Village
- Road repairs are done as needed
- Snapper Tournament prep & clean-up went well
- Regular maintenance of Village continues with trimming & cutting of landscape & watering of plants
- Getting equipment ready for winter (plows & sanders)
- Did some bulkhead repair-- working on getting the rest repaired
- The 2 vandalized street lights at the cascades are on order & should be replaced by end of September
- Hwy. yard lunch/maintenance room was looked at by Building Inspector and Village Engineer and it's not fit for employees to be in there. In the mean time they should use the trailer. We are looking into a better structure.

### **Appointments**

Tr. Sullivan motions to appoint Patrick Fawcett to Planning Board for a five-year term from 2014 – 2019 and Tr. Barnett seconded and all approved 5/0.

Tr. Urso motions to appoint Joseph Pers to the Zoning Board of Appeals for a five-year term from 2014 – 2019 and Tr. Barnett seconded and all approved 5/0.

### **PUBLIC HEARING TO CONSIDER THE ADOPTION OF LOCAL LAW#5 OF 2014 TO AMEND SECTION 128-100 TO REDEFINE THE POWERS OF THE PLANNING BOARD - VOTE ON LOCAL LAW #5-2014.**

Village Attorney Finnerty explained the reasoning behind this and that the previous board had changed the powers back in 2011 and the current board wants to amend it back to where it was.

Mayor McDermott opens the public hearing for any comments and/or questions. After all was heard the Mayor moved to close public hearing and Tr. Urso seconded and all approved 5/0.

Mayor McDermott moves to adopt local law #5 of the year 2014 and Tr. Urso seconded and all approved 5/0.

**INTRODUCE LOCAL LAW #6 OF 2014 TO ADD STOP SIGNS AT PENATAQUIT DR & BROOKLYN BLVD TO STOP TRAFFIC EASTBOUND AND WESTBOUND ON PENATAQUIT DRIVE.**

Tr. Sullivan motions to set a public hearing next month for the stop signs as above and Tr. Urso seconded and all approved 5/0.

**Downtown Grant**

Mayor McDermott said that Denise Gibson had started working on this grant and filed it but three resolutions were missing that need to be attached in order for this to be complete. Tr. Barnett said that basically this is administrative and explains the three resolutions.

1. Resolved that the Village of Brightwaters be and hereby is authorized to provide an environmental assessment form and a SEQRA determination on the above project.

Tr. Barnett motions, Tr. Urso seconded and all approved 5/0.

2. Resolved that the Mayor of the Village of Brightwaters be and hereby is authorized to execute an inter-municipal agreement between the Village of Brightwaters and the County of Suffolk in order to accept and implement a grant from the County of Suffolk for the precise purpose of revitalizing and beautifying the Village's downtown area, also referred to its "Four Corners".

Tr. Barnett motions, Tr. Urso seconded and all approved 5/0.

3. Resolved that the Mayor of the Village of Brightwaters be and hereby is authorized to assist the County of Suffolk in obtaining an easement from the State of New York, in favor of the County of Suffolk, to any extent necessary, in order to accept and implement a grant from the County of Suffolk for the precise purpose of revitalizing and beautifying the Village's downtown area, also referred to its "Four Corners".

Tr. Barnett motions, Tr. Urso seconded and all approved 5/0.

**Capital Funding**

Mayor McDermott stated that Senator Phil Boyle was able to secure \$50,000 of Capital Funding for the village. A grant application will have to be completed.

**MOTION TO ENTER INTO A CONTRACT WITH VIRTUAL TOWNS & SCHOOLS FOR DEVELOPMENT OF A NEW WEBSITE. DEVELOPMENT COST \$ 2,500. ANNUAL MAINTENANCE \$ 1,500.**

Mayor McDermott wants to update website with Virtual Towns & Schools. Tr. Sullivan said it will take 8-12 weeks and they will train the office staff on how to use this program.

Tr. Barnett motions, Tr. Whitwell seconded and all approved 5/0.

**RESOLUTION TO ESTABLISH A DOWNTOWN REVITALIZATION COMMITTEE. NATURE OF THE COMMITTEE: ADVISORY**

**COMMITTEE TO THE MAYOR AND BOARD OF TRUSTEES FOR  
REVITALIZATION OF THE CENTRAL BUSINESS DISTRICT.  
APPOINTING AUTHORITY: MAYOR. NUMBER OF MEMBERS:  
BETWEEN 8 AND 10**

**RESOLUTION**

WHEREAS, the Village of Brightwaters is desirous of further developing its downtown business area, consisting of the businesses at and around the intersection of Windsor Avenue and Orinoco Drive,

WHEREAS, the Village wishes to receive as much input as possible from the residents, merchants and Village Officials before taking any action with regard to same,

NOW, be it therefore

RESOLVED, that there shall be formed, and hereby is formed, a Village of Brightwaters Downtown Revitalization Committee, which shall report to the Mayor upon all matters as requested by the Mayor, it is further

RESOLVED, that said Committee shall consist of no less than 8 Members and no more than 12 members, and it is hereby further

RESOLVED, that each of the Members shall be appointed by the Mayor without the need for Board of Trustee approval and shall serve at the pleasure of the Mayor without a fixed term or any compensation, and it is hereby further

RESOLVED, that at least 1 of the Members appointed by the Mayor shall be a Trustee, a Member of the Planning Board, a resident of the Village, and an owner or operator of an ongoing business at and around the intersection of Windsor Avenue and Orinoco Drive in the Village, regardless of the residence of such owner or operator of an ongoing business at and around the intersection of Windsor Avenue.

Mayor McDermott wants Patrick Fawcett to be Chairman. Tr. Sullivan motions, Mayor McDermott seconded and all approved 5/0.

**Resolution for Pine Acres Blvd north of Seneca Drive and south of Howells Rd., be discontinued as a street in the Village of Brightwaters.**

**RESOLUTION**

WHEREAS, Pine Acres Boulevard in the Village of Brightwaters originally extended north to Howells Road in the Village, and

WHEREAS, after the widening of Sunrise Highway many years ago, the portion of Pine Acres Boulevard north of Seneca Drive and south of Howells Road was informally abandoned by the Village, with the pavement being removed and grass being planted, although that portion remained a street “on paper” in the Village records, and

WHEREAS, that portion of Pine Acres Boulevard is of no use to the Village as a street,

NOW, be it therefore

RESOLVED, that a Public Hearing having been held on October 6, 2014, as required by Village Law 6-614, that the portion of Pine Acres Boulevard north of Seneca Drive and south of Howells Road be, and hereby is, discontinued as a street in the Village of Brightwaters.

Tr. Barnett motions to set a public hearing next month and Tr. Urso seconded and all approved 5/0.

**Treasurer Report**

Treasurer O'Shea read the report for month ending August 2014.

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Treasurer Report @ 8/31/14

<i>Municipal checking:</i>	
General Fund	\$77,017
Payroll Fund	\$574
Trust & Agency Fund	\$-0-
Restoration Fund	\$10,003

<i>Investments:</i>	
CLA\$\$ General Fund	\$1,759,379
CLA\$\$ B.I.G. Fund	\$10,052
<b><u>Total Accounts Balance:</u></b>	<b>\$1,857,025</b>

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Tr. Barnett motions to approve Abstract Report # 3888 dated 8/29/14 with 26 vouchers for \$246,988.45 and checks will be dated 9/3/14.

I also move to approve the following abstract that was generated during the month of August.

APAR #3887 dated 8/28 with 1 voucher for \$500.00

Tr. Urso seconded and all approved 5/0.

Tr. Barnett said that in the future she would like to have the abstracts on the new website.

### **Mid-Month Meeting**

Mayor McDermott said that the 8/25/14 meeting was three hours long. Vouchers were signed, new code car was discussed also bulkhead work and new building at highway yard.

### **Open Meeting to Public**

Kevin Kelly said the village street lighting needs changing; it is very dark. Also asked if the village did a damage assessment caused by the heavy rains on 8/13.

Lionel Halpern said the bulkhead was damaged i/f/o his house & bulkhead & road needs to be raised.

George Mittlestaedt wanted to know when Richland will be paved.

Mary Ann Mills stated the triangle by Jon Thomas Inne (JTI) is a buffer of trees & she takes care of them. She doesn't want this paved over.

Rich Dahab said that you cannot increase lighting with a different bulb. Dark sky lighting will save you money. West side of lakes have poison ivy & on Lagoon lily pods coming back.

Len Thon inquired about the public hearing on losing the green space.

Carmine Chiappetta said the people on Pine Acres should have been made aware of JTI additional seating of 65. Also asked about the 2-story

mini storage facility proposed at 59 Orinoco Dr. Also asked about the foot salon proposed for where the Brightwaters hardware store was.

Shayne Lewis asked the board if they ever were by the JTI on Friday, Saturday or Sunday nights. The proposed parking lot at the triangle will be very compact.

John Valdini said that JTI application has been around for 6 months & he didn't know they were adding 65 more seats. Existing system is broken & needs to be fixed.

Mr. Hespler questioned the time frame for the paper road removal.

Robert Neill questioned the \$8,000 planting proposal at JTI when they don't even have a weed there now. This property hasn't been maintained in 30 years. And now they want to take away green space.

Joe Pers wanted to know who gave JTI this idea.

Residents commented on JTI many times. They don't want the extra 65 seats or the green space removed.

Mayor McDermott said that JTI got demo permit on 3/14, fire damage repair permit they got on 4/15 & going forward they need a building permit. A stop work ordered was issued for over extending the demo & fire damage permits.

Steve Pertusati said that is why the Planning Board requested a site plan for JTI.

**Motion to Adjourn Meeting**

Mayor McDermott asked for a motion to close and Tr. Sullivan moved to adjourn at 10:13p.m., seconded by Tr. Barnett, and the meeting was adjourned on a 5/0 vote.

Respectfully submitted,

*Christina O'Shea*

Christine O'Shea  
Village Clerk Treasurer

Public attendance: Alot (sign in sheet missing)