

**BOARD OF TRUSTEES MEETING MINUTES – November 19, 2018**

The mid-month meeting of the Board of Trustees of the Inc. Village of Brightwaters was held on Monday, November 19, 2018 at 7:30 p.m. at Village Hall, 40 Seneca Dr., Brightwaters, NY, with the following officers present:

John J. Valdini	Mayor
Thomas Zepf	Trustee
Michael Dopsovic	Trustee
Patrick Fawcett	Trustee
Mary Del Vecchio	Trustee
Nicole Rhodes	Clerk-Treasurer
Charles Casolaro	Village Attorney
Anthony Rambazis	Code Supervisor

At 7:30 pm Mayor, John J. Valdini called the meeting to order followed by a salute to the flag.

Mayor Valdini welcomed newly appointed Trustee, Mary Del Vecchio to the Board of Trustees. She will be taking Trustee Chiappetta's place on the board and will serve until July 1, 2019, as she must run for re-election in June for the balance of the two-year term.

**Vote** on Local Law 5-2018 to amend Article II Removal of Trees Along Sidewalks, section 90-5 Permit required; fines.

**LOCAL LAW NO. 5- 2018**

**TITLE: "A Local Law to Amend Chapter 90 - PROPERTY MAINTENANCE "**

**BE IT ENACTED BY THE BOARD OF TRUSTEES OF THE INC. VILLAGE OF BRIGHTWATERS AS FOLLOWS:**

**FIRST: Amends the current law § 90-5. – Article II- REMOVAL OF TREES ALONG SIDEWALKS, as follows:**

This new section amends subparagraph B to increase the scheduled fines for the illegal removal or cutting down of a tree:

- B. Any person guilty of a violation of this provision, upon conviction, shall be guilty of a violation of the Village Code punishable by a fine not exceeding **\$1,000** for the first offense; a fine not exceeding **\$1,500** for the second offense, and a fine not exceeding **\$2,000** for the third offense. These fines are exclusive of the penalties set forth in §90-7 of this chapter and not in addition thereto.

**SECOND: 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.

**THIRD:      Effective Date.**

This act shall take effect immediately upon filing with the Secretary of State as provided by law.

Motion: Mayor Valdini                      Second: Trustee Fawcett  
Vote: 5 Ayes                                      0 nays

**Call** for Public Hearing on January 7, 2019 on Local Law 1-2019 to amend Chapter 128-18 – Off-Street Parking.

Motion: Mayor Valdini                      Second: Trustee Zepf  
Vote: 5 ayes                                      0 nays

**Call** for Public on December 3, 2018 to adopt the 2019 Bay Shore Fire District Protection Contract with the Village Cost of \$331,203.

Motion: Mayor Valdini                      Second: Trustee Fawcett  
Vote: 5 ayes                                      0 nays

**Topics for discussion:**

- Tree Preservation Program – Planning Board Member Nick Sassone advised that the Planning Board is working on a Tree Preservation Program that would involve applying for a permit for removal of trees and required replacement trees. There are many villages on Long Island that require permits for removal of trees including the applicant to post a Bond for replacement trees as well as an application fee. This program is still in the works and the Planning Board will be looking into contacting other villages to use as a model for Brightwaters program.
- Appearance Tickets / Fines – The Board is looking into a way to have code tickets on include an option to pay instead of appearing on certain offenses. Attorney Charles Casolaro advised that the Board would need to itemize the offenses that would not require an appearance and they would have the defendant would have the option of paying a monetary fine. A public law would need to be passed to do this.
- Contractor working on an observed holiday – Before all holidays the office will be mindful to send out email reminders. The Board agreed to be consistent with not allowing work on holidays and observed holidays.
- Flat rate dumpster fee for Building Permit

**Authorization** to amend Dumpster Permit Fee to reflect the following:

\$75 for 10 business days  
\$150 for 30 business days

Motion: Mayor Valdini                      Second: Trustee Fawcett  
Vote: 5 ayes                                      0 nays

**Permission** to enter into a Municipal Finance Agreement with KS State Bank for leasing a 2019 Kenworth T370 Dump Truck over the course of 4 years, totaling \$163,545.

Motion: Mayor Valdini                      Second: Trustee Dopsovic  
Vote: 4 ayes                                      0 nays (Trustee Zepf left the meeting early)

11-19-2018 - Board of Trustees Meeting

Adjourn:            Motion: Mayor Valdini            Second: Trustee Zepf  
Vote: 5 ayes                            0 nays

Meeting adjourned 9:30 PM