

## **BOARD OF TRUSTEES MEETING MINUTES – February 5, 2024**

The monthly meeting of the Board of Trustees of the Inc. Village of Brightwaters held on Monday, February 5, 2024 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	Mayor
Thomas Zepf	Deputy Mayor
Michael Dopsovic	Trustee
Mary Del Vecchio	Trustee
Nicole Rhodes	Clerk – Treasurer
Charles Casolaro	Village Attorney
Bob O'Shea	Building Inspector

Absent: Trustee Patrick Fawcett

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** previous Board Minutes from January 8<sup>th</sup> and January 22<sup>nd</sup>, 2024.

Motion: Mayor Valdini	Second: Trustee Dopsovic
Vote: 4 ayes	0 nays 1 Absent

Suffolk County Police Department: - The Officer advised to make sure car doors are locked and no valuables are left in your vehicles. Do not leave your vehicle running with doors unlocked. Mayor said the biggest issue in village is drivers speeding and blowing through stop signs. The Officer said they will do spot checks and can have a vehicle present in the village to deter this.

### **Mayor Valdini – Mayors Update**

- Long time Brightwaters Business Owner of Sunset Realty, Paul Wernersbach passed away and the funeral was today. He was the President of the Business Association and formed it 13 years ago.
- Earlier in the month, Operation Vest held their Polar Run and Plunge and it was well attended with about 250 people. Two Brightwaters residents run the event and the cause is to prevent Veterans Suicide.
- The Art Council and Historical Society have been coming up with more and more things and will have meetings and events on a more regular basis. Please be on the lookout for their next meetings.
- Highway Building: Currently painting the interior. Tile work is anticipated to be completed by the end of the week. Hoping by the end of the month the guys will be moved in. Just waiting on the gas and electric hookup, Once the Spring comes we'll invite everyone down to check out the new facility.
- Last week a meeting was held on traffic and pedestrian safety to deal with issues north of the tracks. There were about 50-60 residents in attendance. There were a lot of stop signs requested. Residents from Lombardy requested speed humps.
- Summer camp will be letting in 100 kids this year. We anticipate being sold out and then a lottery would take place if more than 100 campers sign up.

- We have a lot of scouts in the village that like to do projects in the village and it is a great relationship to have. Scout Emit Dean of Ackerson Blvd., is looking to create a wooden garden bench near the beach and is still determining the location. Would like to dedicate to his great grandmother that passed away and like to sit near the water and watch the waves come in. Fundraising efforts would come through donations from family. The Mayor would like to see a more permanent bench with concrete slab.

**Trustee Dopsovic – Highway Department:**

- The month of January, the Highway Departments biggest jobs were cleaning up after the two snow storms on January 10<sup>th</sup> and the 14<sup>th</sup>. Cleaning out debris from drains. Cleaning up after the sweet gum trees. We've used our salters and plows this year but luckily no snow overtime.

**Trustee Del Vecchio – Celebrations:**

- Summer is coming so look out for updates on camp registration. In a couple of months, the village will be setting up the staffing for our lifeguards and will start at minimum wage even though it is not required being it is a seasonal position.

**Trustee Zepf – Code Enforcement:**

- The Code Department has been pretty quiet but working with the crew to fill in some open shifts.

**Open** the continuation of Public Hearing to consider the adoption of Local Law X-2024 Amending Article V Zoning Chapter 128 Business Districts (Orinoco Legislation)

Motion: Mayor Valdinì                      Second: Deputy Mayor Zepf  
Vote: 4 ayes                                  0 nays                      1 Absent

**Public Comment:**

- Resident Carmine Chiapetta of Pine Acres – Apartments at old chase bank.
- Resident Chris Pace of N Windsor Ave. – Very general permitted uses.
- Resident Nicholas Del Vecchio of Woodland Dr. – This proposed law would replace the current once approved.

**Close** Public Hearing

Motion: Mayor Valdinì                      Second: Trustee Dopsovic  
Vote: 4 ayes                                  0 nays                      1 Absent

**Open** the Public Hearing on Local Law 1-2024 to override the tax cap levy.

Motion: Mayor Valdinì                      Second: Trustee Del Vecchio  
Vote: 4 ayes                                  0 nays                      1 Absent

**Adopt** Local Law 1-2024 authorizing a property tax levy in excess of the limit established in General Municipal Law §3-c

**Public Comment:**

- Carl Fraser of Richland Blvd. – When will the public know of the increase. We will have a Public Hearing on the Budget April 1<sup>st</sup> and the Tentative budget will be emailed and posted on our website just before the public hearing.

- Carmine Chiapetta of Pine Acres Blvd – What percentage is the unassigned fund balance at and are we below the threshold. The unassigned fund balance at the fiscal year-end 5/31/23 is at the higher end of the threshold of about 16% of the budget in reserves according to the Village's Financial Statements. Strongly recommended to keep that number at the higher percentage but no more than 20%.
- Chris Pace of N Windsor – Is there a max for the tax cap?

Motion: Mayor Valdini  
Vote: 4 ayes

Second: Deputy Mayor Zepf  
0 nays      1 Absent

## Local Law No. 1 of the year 2024

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, 2024 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, 2024 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.

**Approve** Resolution 2-2024 to extend the Garbage Contract with Alpha Carting for two years with a two-year cost obligation of \$513,892 each year. (Current Contract amount \$458,832)

Motion: Mayor Valdinì

Vote: 4 ayes

Second: Trustee Dopsovic

0 nays

1 Absent

**Resolution 2 - 2024**

**INC. VILLAGE OF BRIGHTWATERS  
SUFFOLK COUNTY, NEW YORK  
FEBRUARY 5, 2024**


**WHEREAS**, pursuant to New York State Village Law, the Board of Trustees shall approve all contracts, contract amendments and extensions for all services pertaining to the functions of village government; and,

**WHEREAS**, after discission and negotiation, the Village seeks to extend the contract for garbage collection between the Village and Alpha Carting Co;

**WHEREAS**, the contract shall be extended to commence on June 1, 2024 for a period of two years to terminate on May 31, 2026, and shall also be subject to a 12% percent increase with a two-year cost obligation of \$513,892 per year; and,

**NOW THEREFORE, BE IT RESOLVED**, that the Village Board of Trustees hereby resolves, that the contract extension between the Village and Alpha Carting Co. is hereby approved and the Mayor or Village Clerk, or Village attorney is hereby authorized to execute same pursuant to the terms and conditions as authorized by this Resolution; and,

**WHEREFOR, this RESOLUTION**, hereby adopted by unanimous vote on February 5, 2024, 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.

  
**NICOLE RHODES**  
Village Clerk-Treasure

Dated: Brightwaters, New York  
February 5, 2024

Motion to adopt: Mayor Valdinì

Second: Trustee Dopsovic

Vote: Mayor Valdinì – Aye  
Deputy Mayor Zepf – Aye  
Trustee Del Vecchio – Aye  
Trustee Dopsovic – Aye  
Trustee Fawcett – Absent

**Permission** to purchase a 2024 TC-3012 Weedoo Boat from Weedoo Greenboat, Inc. including accessories in the amount of \$104,135.08.

Motion: Mayor Valdinì                      Second: Trustee Dopsovic  
Vote: 2 ayes                      2 nays (Trustee Del Vecchio & Deputy Mayor Zepf) 1 Absent  
**MOTION DOES NOT PASS**

**Comments:**

- Trustee Zepf – A big number that was not budgeted for and will be an expense to maintain. Was not thrilled with the results looking into other options.
- Mayor Valdinì – The chemicals did not work but was happy with the results we got from renting the boat. There is 60,000 in our budget for equipment.
- Resident Nicholas Del Vecchio – Could the Village rent from another municipality?
- Resident Halper – Can a portion of it be financed?
- Resident Carmine Chiapetta – Is there any grant funding available for this? The Village applied for funding through the DEC and was denied.

**Approve** Public Assembly Permit – Sounds of Silence 10K/5K Walk/Run at Walker Beach and designated roads on May 18, 2024 from 6AM-1PM. Fee: \$500

Motion: Mayor Valdinì                      Second: Trustee Dopsovic  
Vote: 4 ayes                      0 nays                      1 Absent

**Approve** payment to National Grid for Gas Hookup to the new Highway Building in the amount of \$2,542 from the Capital Account.

Motion: Mayor Valdinì                      Second: Trustee Dopsovic  
Vote: 4 ayes                      0 nays                      1 Absent

**Approve** payment to KAMCO for carpentry supplies for the Highway Building in the amount of \$2,532.46 from the Capital Account.

Motion: Mayor Valdinì                      Second: Trustee Dopsovic  
Vote: 4 ayes                      0 nays                      1 Absent

**Approve** payment to East Islip Lumber for carpentry supplies for the Highway Building in the amount of \$2,735.57 from the Capital Account.

Motion: Mayor Valdinì                      Second: Trustee Dopsovic  
Vote: 4 ayes                      0 nays                      1 Absent

**Approve** Treasurer's Report and Abstracts  
**VILLAGE OF BRIGHTWATERS**

**ABSTRACT REPORT FOR BOT February 5, 2024**

Seeking to approve payment on:

Abstracts #4411-4412	vouchers	\$66,877.03
Expense		
NYS Employees Health Insurance February 2024		\$23,763.44
Vacuum Truck Rental (storm drain cleaning)		\$6,500.00

## 2/5/2024 – Board of Trustees Meeting

Income for Period: 1/9/2024-2/5/2024		\$13,118.84
Building / Plumbing Permits	3,724.50	
Business Licenses	4,165.00	
Taxes & penalties	\$3,624.64	
Treasurer's Report		
<b>Cash on Hand as of 2/5/24</b>		
General Fund - BNB		118,234
General Money Market - BNB		50
CLASS General		1,457,105
		<hr/>
Total Cash on Hand - General		<b>1,575,389</b>
Capital Fund		27,088
CLASS Capital fund		14,951
		<hr/>
Total Cash on Hand - Capital		<b>42,039</b>
Canal Enterprise Fund - BNB		180,511
Canal Savings Fund - BNB		56
		<hr/>
		<b>180,567</b>

Motion: Mayor Valdinì                      Second: Deputy Mayor Zepf  
Vote: 4 ayes                                  0 nays                      1 Absent

### **Motion to Open to Public:**

Motion: Mayor Valdinì                      Second: Deputy Mayor Zepf  
Vote: 4 ayes                                  0 nays                      1 Absent

### **Public Comment:**

- Carmine Chiapetta of Pine Acres Blvd. – Can we apply a double tax assessment on vacant properties until the value is increased? This was done in Washington DC.
- Carl Fraser of Richland Blvd. – Update on Suffolk County Bus Stops. Took away the one on Union.
- Resident Halper – Follow up with check valves at Concourse.
- Resident Mark Mulvey – Check Valves on Concourse.
- Chris Pace of N Windsor – Sidewalk near railroad tracks.

### **Adjourn the meeting:**

Motion: Mayor Valdinì                      Second: Trustee Dopsovic  
Vote: 4 ayes                                  0 nays                      1 Absent

Meeting adjourned at 8:45PM.