Village of The Branch – Board of Trustees Meeting February 11, 2020 Track #11

The monthly meeting of the Village of The Branch was held in the Village Hall, 40 Route 111, Smithtown, NY 11787 at seven p.m. on February 11, 2020. Deputy Mayor Carro, Trustees Ryan and Botto, Treasurer Mequia, Village Attorney Ring, Building Inspector Joe Arico, and Village Clerk Cozine were present.

Deputy Mayor Carro called the meeting to order and lead those present in the Pledge of Allegiance at 7:33 pm.

Trustee Botto made a **motion** to open meeting to the Public for a hearing on Local Law #1 of 2020. Trustee Ryan seconded the motion. All are in favor.

At this time Deputy Mayor Carro read Local Law #1 of 2020.

Local Law No. 1 of the year 2020

Village of The Branch, 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 The Branch to adopt a budget for the fiscal year commencing June 1st, 2020 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 City Council/Board of Trustees of the Village of The Branch, County of Suffolk, is hereby authorized to adopt a budget for the fiscal year commencing June 1st, 2020 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.

Deputy Mayor Carro asked if there were any questions or comments and there were none.

Trustee Botto made a **motion** to close Public Hearing. Trustee Ryan seconded the motion. All are in favor.

Trustee Botto made a **motion** to accept Local Law #1 of 2020. Trustee Ryan seconded the motion. All are in favor.

Trustee Botto made a **motion** to accept the January 2020 Board of Trustees minutes and Trustee Ryan seconded the motion. All are in favor.

Trustee Botto made a **motion** to accept the February 2020 Board of Trustees work session minutes and Trustee Ryan seconded the motion. All are in favor.

Treasurer's Report

Treasurer Mequia reported that:

- Down to only 3 outstanding delinquent taxes.
- Received a call for tax information on 9 Branch Drive
- Moved \$10,000 from contingency to Building Inspector accounts to reflect raise in June.
- If you know of any expenses coming up in next year, please let me know asap because budgeting season has begun. Deputy Mayor Carro mentioned Dogwood and Clearbrook need to be paved.
- Received Court grant monies in our account, approximately \$1,900.

Trustee Botto made a **motion** to accept the treasurer's report as submitted and direct treasurer to pay all the bills on Abstract # 2157 totaling \$28,059.04. Trustee Ryan seconded the **motion** which was approved unanimously.

Attorney Ring's Report

Attorney Ring reported that:

- Sonnenberg landscaping contract 1 year renewal will be coming due on May 1
- Altice agreement submitted changes to contract, waiting to hear back from attorney.
- Met with Sunrise Attorney and Mayor Delaney. Making changes to the contract, Mayor Delaney is taking the lead on that.
- Will send Local Law #1 to Albany that was just passed this evening.
- Justice Court 4 cases had fines, 1 dismissed, 2 required adjournments and 2 set up for trials next month.

At this time Building Inspector Joe Arico arrived 7:54pm.

Building Inspector's Report

Building Inspector Arico reported that:

Four visits to Farm Fresh since groundbreaking ceremony

- Met with Smithtown Fire Marshal about manhole cover in Acadia parking lot.
 Acadia said they would fix it.
- Met with Libby Smith regarding 202 E Main Street; they want to go up 3 stories and looking to use Smithtown Methodist Church parking lot for parking. Also talked about 289 E Main Street which will need Planning Board approval. They will need a variance for new proposals.

Trustee Carro's Report

Deputy Mayor Carro had nothing to report:

Trustee Ryan's Report

Trustee Ryan reported that:

- Worked with Attorney Ring on modifications for noise ordinances and forwarded to Clerk Cozine to send to General Code to be included in code book.
- Spoke to Karen Sylvester from Public Safety and PS is getting equipment to measure/monitor sound levels.
- Spoke to Nick Forte, IT specialist, about firewall for Village computers. He will service our needs. Could do a monthly plan at \$200/month or pay as you go. Opted for the pay as you go.

Trustee Albrecht's Report

Trustee Albrecht was not present to report:

Trustee Botto's Report

Trustee Botto reported that:

- Asked Landscaping/snow plowing contractor to provide all insurance and registrations for all his vehicles.
- Questioned salt/sand on January 18th storm.

Mayor Delaney's Report

Mayor Delaney was not present to report:

Trustee Botto made a **motion** to close meeting at 8:41pm. Trustee Ryan seconded the motion. All are in favor.

Mayor Delaney just arrived at 8:43pm

Trustee Botto made a **motion** to open meeting at 8:45pm. Trustee Ryan seconded the motion. All are in favor.

Mayor Delaney made a **motion** to appoint Evan Dick to the Board of Zoning Appeals. Trustee Botto seconded the motion. All are in favor.

Trustee Botto made a **motion** to close meeting at 8:49pm. Trustee Ryan seconded the motion. All are in favor.

Respectfully Submitted,

Christine Cozine Village Clerk