

Village of The Branch – Board of Trustees Meeting  
May 10, 2016

The monthly meeting of the Village of The Branch was held in the Village Hall, 40 Route 111, Smithtown, NY 11787, at seven thirty p.m. on May 10, 2016. Mayor Delaney, Trustees Botto, Buonaiuto, and Newman, Treasurer Mequia, Building Inspector Gerard Harris and Village Clerk Cozine were present.

Mayor Delaney called the meeting to order and lead those present in the Pledge of Allegiance at 7:35pm.

Trustee Buonaiuto made a **motion** to open the Public Hearing. Trustee Botto seconded the motion, which was approved unanimously. At this time Mayor Delaney read Local Law #2 of 2016 titled “Storage of unlicensed vehicles not stored in commercial district”

Trustee Newman made a **motion** to close the Public Hearing. Trustee Botto seconded the motion, which was approved unanimously.

Trustee Newman made a **motion** to adopt Local Law #2 of 2016. Trustee Botto seconded the motion, which was approved unanimously.

Trustee Buonaiuto made a **motion** to open the Public Hearing. Trustee Botto seconded the motion, which was approved unanimously. At this time Mayor Delaney read Local Law #3 of 2016 titled “Repeal Tax Cap Override of 2016”

Trustee Buonaiuto made a **motion** to close the Public Hearing. Trustee Botto seconded the motion, which was approved unanimously.

Trustee Buonaiuto made a **motion** to adopt Local Law #3 of 2016. Trustee Botto seconded the motion, which was approved unanimously.

Mayor Delaney then read Resolution regarding the Smithtown Historical Society special use permits.

**RESOLUTION**

**Meeting of the Board of Trustees of the**

**Incorporated Village of the Branch, in the**

**County of Suffolk**

**May 10, 2016**

A duly noticed regular meeting of the Board of Trustees of the Incorporated Village of the Branch, in the County of Suffolk, New York, was held at the Village Hall, 40 Route 111, Smithtown, New York, on May 10, 2016

There were present:

Mark Delaney, Mayor

Trustees:

Roger Botto

Paul Buonaiuto

Thomas Newman

There were absent:

Michael Donnelly

Also present: Christine Cozine, Village Clerk  
Theresa Mequia, Village Treasurer

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Mayor Mark Delaney offered the following resolution and moved for its adoption:

EIGHT (8) APPLICATIONS FOR SPECIAL USE PERMITS TO  
CONDUCT FUNDRAISING EVENTS IN THE HISTORIC DISTRICT  
ON EIGHT (8) SEPARATE DATES INTERPOSED BY THE  
SMITHTOWN HISTORIC SOCIETY

These applications having come before the Board of Trustees of the Incorporated Village of the Branch for hearing and public comment on April 12, 2016, be it

RESOLVED BY THE BOARD OF TRUSTEES OF THE INCORPORATED VILLAGE OF THE BRANCH, IN THE COUNTY OF SUFFOLK, NEW YORK, AS FOLLOWS:

1. The Board of Trustees are required to review the current applications for special use permits pursuant to Section 85-817 of the Village Code.
2. As presently written, the Code does provide for the application of mandatory criteria to be utilized by the Board of Trustees in reviewing all the applications for special use permits.
3. As submitted all of the instant applications for special use permits do not comply with all of the requirements of Section 85-817.
4. Due to the foregoing, the eight (8) applications for special use permits submitted by the Smithtown Historical Society are hereby denied.
5. This resolution shall take effect immediately.

The adoption of the foregoing resolution was seconded by Paul Buonaiuto and duly put to a vote on roll call, which resulted as follows:

AYES: 4

NOES: 0

The resolution was duly adopted.

Trustee Buonaiuto made a **motion** to accept the minutes of the March Trustees meeting. Trustee Botto seconded the motion. All was approved unanimously.

Trustee Newman made a **motion** to accept the minutes of the April Trustees meeting. Trustee Botto seconded the motion. All was approved unanimously.

Trustee Newman made a **motion** to accept the minutes of the April work session. Trustee Botto seconded the motion. All was approved unanimously, Buonaiuto abstained.

Trustee Buonaiuto made a **motion** to approve the Landscaping bid to Sonnenberg Nursery. Trustee Botto seconded the motion. All was approved unanimously. Mayor Delaney wanted to make note that it is pending legal review since Attorney Ring wasn't present.

### **Treasurer's Report**

Treasurer Mequia distributed her reports and reported that:

- Ready to print tax bills
- 1 tax arrears payment received, now only 5 in arrears.

Trustee Buonaiuto a **motion** to accept the Treasurer's Report as submitted and direct the Treasurer to pay all the bills on Abstract # 2112 totaling \$18,235.68. Trustee Botto seconded the motion which was approved unanimously.

### **Building Inspector's Report**

Building Inspector Harris reported that:

- 7 CO's and CC's issued, 3 building permits issued, 0 sign permits
- 2 Notice of Violations: Terry Road(Dr. Kridley) and 11 Cambridge for property maintenance
- 1 summons for 11 Cambridge who is due in Court May 23rd

### **Attorney's Report**

Attorney Ring was not present to report.

### **Trustee Donnelly's Report**

Trustee Donnelly was not present to report

### Trustee Botto's Report

Trustee Botto reported that:

- The Boy Scouts did a nice job cleaning up the area by Uncle Guiseppe's.

### Trustee Newman's Report

Trustee Newman reported that:

- 11 Cambridge issued a NOV and a summons
- 6 Birchbrook is in dire need of a spring cleanup
- Received a call from resident Mrs. Lasheen about suspicious activity in driveway of 6 Birchbrook(vacant house) Trustee Newman recommends Building Inspector Harris get in touch an issue a NOV with 14 days to correct. Trustee Newman would also like Attorney Ring to write a letter as well.
- Gator had a garbage receptacle leaking and removed. In meantime, they used an open dumpster. Trustee Newman is going to have a sit down with the new Uncle Guiseppe's store manager. Also noted the spring cleanup should be done, will call the property manager Gator. Wants Building Inspector to issue NOV and give 14 days to rectify.
- For repeat and serious offenders of overnight parking, want to get new ticket books as motivation since ticket will now be \$100 from \$35.
- Need 3 proposals for signs.

### Dan Falasco Report

Engineer Falsco reported that:

- SWPP for Judges Lane needs signature from storm water or highest elected official, or have Village Engineer, but will need a resolution. Mayor Delaney signed since he is on the MS4.
- Water rights from the Silo Building on E. Main St. transfer use from property in Setauket (property in Smithtown). Need to send letter to Allison Murray to acknowledge transfer of water rights.
- Prepare a Resolution transfer of density flow rights to Suffolk County tax map 803-05-1.06
- \$30,000 Grant paperwork set up meeting with Jen Mesiano. Need to pass Resolution accepting grant money.
- Also mentioned that Attorney Ring is aware of DiCanio's "line of credit" letter, which is unacceptable.
- Mayor Delaney added that Old Rte.111 earliest start time has been pushed back to start in the fall.

At this time Mayor Delaney opened the meeting to the public to speak:

Libby Smith – Judges Lane resident was confused about the resolution whether it was denied or not. Mayor Delaney explained the 8 permits were denied due to the wording of the Code. He also mentioned he had just received a letter from the SHS earlier that day that he needs to go over with the Board. Mayor Delaney expressed that the SHS is looking to be good neighbors. He also mentioned all complaints need to be in writing and not a phone call. Libby said that she has seen improvement, with exception to the past Saturday night when the Brass Band played after 10pm.

Trustee Newman made a **motion** to pass a resolution to allow Mayor Delaney to sign paperwork for water density rights. Trustee Botto seconded the motion. All was approved unanimously.

### **Trustee Buonaiuto's Report**

Trustee Buonaiuto reported that:

- Maggie from PSEGLI has to price out what the savings would be if we go with new energy contract.

### **Mayor Delaney's Report**

Mayor Delaney reported that:

- Farm Place entrance to Greenbelt has some cut logs, but doesn't obstruct trail. Don't want to spend tax payer money to fix the Greenbelt.
- Need new ticket books for Public Safety.
- Send letters to Commercial Vehicle offenders
- Process documentation, we need to revisit this again.
- Cameras will be installed in the Village Hall.
- "Business Spotlight" on website , should be used to put new businesses

Trustee Buonaiuto made a **motion** to close the meeting. Trustee Botto seconded the motion, which was approved unanimously. The meeting was adjourned at 8:59 pm.

Respectfully submitted,  
Christine Cozine  
Village Clerk