

# VILLAGE OF BREWSTER

## BOARD OF TRUSTEES

August 5, 2009

### Minutes

#### REGULAR MEETING

The Board of Trustees of the Village of Brewster is holding a Regular Meeting on August 5, 2009 at Village Hall, 208 Main Street, Brewster, New York. The meeting is called to order at **P.M.** by Mayor Schoenig, 2<sup>nd</sup> by Trustee Stockburger, all in favor 5 to 0.

Attendees:

Mayor: James Schoenig

Deputy Mayor and Trustee: Christine Piccini

Trustees: William Banks, Yoshihiko Ito, Terri Stockburger

Village Engineer: John Folchetti

Village Counsel: Anthony Molé,

Clerk & Temporary Treasurer: Peter Hansen

Absent:

#### Pledge to flag.

- 1) Retaining Wall, near 125 Main Eastbound side
  - a) John Folchetti provided an overview of the collapse and stabilization of the section of retaining wall that collapsed. Mr. Folchetti related that this was first documented and approached by the Village and DOT over 5 years ago. Money was secured to support the project from the Federal government. Unfortunately this project has not been a high priority for DOT. DOT tried to delay it last Spring until 2015-16 year. The Village of Brewster hotly disputed that decision and was able to bring the monies back into the current year. Since that time the Village and DOT have exchanged design documents necessary for approval. DOT & Putnam County Highways, along with the Village of Brewster have committed resources to stabilize the wall as quickly as possible. NYS DOT will have a grader on site tomorrow and is trucking heavy stone in to place a barrier preventing further collapse of the wall. Mr. Folchetti is working diligently with NYS DOT to finalize plans to replace the entire retaining wall before other sections collapse.
  - b) Authorize emergency repairs – see following resolution
  - c) Establish capital project - see following resolution
  - d) Authorize seeking funds from other agencies - see following resolution

## VILLAGE OF BREWSTER

County of Putnam, State of New York

RESOLUTION No. 080509-1

### AUTHORIZATION OF EMERGENCY REPAIRS AND ESTABLISHMENT OF CAPITAL PROJECT

INTRODUCED BY: Trustee Banks

SECONDED BY: Trustee Stockburger

DATE OF CONSIDERATION/ADOPTION: August 5, 2009

WHEREAS, there is a retaining wall located along the eastbound side of Main Street in the Village of Brewster in the public right of way (hereinafter the “wall”), and

WHEREAS, a portion of the wall near 125 Main Street in the Village of Brewster has recently collapsed and has been inspected by the Village engineering consultants, who advised that the wall is in need of immediate repair, and

WHEREAS, the Village is working with the New York State Department of Transportation to develop a plan for immediate stabilization and temporary repair of the wall, and

WHEREAS, once the aforementioned steps are taken to make the wall safe, further steps will have to be taken to renovate the wall to ensure that it is structurally sound for an extended period of time, and

WHEREAS, for the above stated reasons, the Village of Brewster desires to declare this matter an emergency and to authorize emergency repairs to the wall, to establish a capital project to fund the stabilization, repair and renovation of the wall, and to authorize the Village Clerk and the Village engineering consultants to seek funding from other agencies for this matter;

NOW, THEREFORE BE IT RESOLVED, that the Board of Trustees of the Village of Brewster hereby declares the aforementioned retaining wall collapse an emergency with regard to the health, safety and welfare of the community and in accordance therewith hereby authorizes emergency repairs to the wall, and

BE IT FURTHER RESOLVED, that the Board of Trustees of the Village of Brewster hereby establishes a capital project to fund the stabilization, repair and renovation of the wall, and hereby authorizes the Village Clerk and the Village engineering consultants to seek funding from other agencies for this matter, and

BE IT FURTHER RESOLVED, that the Board of Trustees of the Village of Brewster hereby authorizes the Mayor to execute any and all documents necessary to give effect to this resolution on behalf of the Village of Brewster.

UPON ROLL CALL VOTE:

Mayor Schoenig Aye

Trustee Ito Aye



a)	A General	\$8,907.72
b)	F Water	9,011.42
c)	G Sewer	19,046.06
d)	H05 50 Main	632.27
e)	H05 50 Main (2)	13,587.85
f)	H10 Sewers	8,899.63
g)	H90 Water	670.69
h)	Total Vouchers Payable	\$60,755.64

Mayor Schoenig motions to approve Vouchers Payable, Deputy Mayor Piccini 2<sup>nd</sup> all in favor 5 to 0.

8) Other Business

- a) Sign Ordinance – Deputy Mayor Piccini provided an update and concluded by saying she hoped to have it complete for review and public hearing within the next few weeks.
- b) Mayor Schoenig requested the status of other local law changes. Counsel Molé said he would provide emailed copies of his proposed changes to the Board. Trustee Ito said he would forward proposed changes for Vehicle and Traffic ordinances and reminded the Board that new Water Rules need to be developed as well.
- c) Deputy Mayor Piccini reminded the Board that the ethics policy and employee handbook need to be developed and approved. The Clerk told the Board that Paychex, the chose vendor for this effort, was demanding payment as the contract has dragged on for over a year. Paychex is expecting any and all last changes to be completed by Sept 1.

9) New Business

- a) Minor alterations to 50 Main courtroom – Deputy Mayor Piccini motions to approve up to \$10,000 for some construction changes to the new courtroom to accommodate the safe and efficient handling of prisoner arraignments, attorney client meetings, raising the floor behind witness and clerk benches, and improving symmetry behind judges bench, Mayor Schoenig 2<sup>nd</sup> all in favor 5 to 0.
- b) Request to hang banner across Main Street on existing guy wire to announce Founders Day celebration. Trustee Stockburger motions to approve hanging banner for up to 21 days prior to the event, Deputy Mayor Piccini 2<sup>nd</sup>, all in favor 5 to 0.
- c) Mayor Schoenig related a meeting he had with MTA regarding the installation of new transformers on metro north tracks to increase capacity. The project should be complete within one year.

Mayor Schoenig motions to go into executive session to discuss legal matters, Deputy Mayor Piccini 2<sup>nd</sup> all in favor 5 to 0.

10) Executive Session

- a) Legal matters

Mayor Schoenig motions to come out of executive session Deputy Mayor Piccini 2<sup>nd</sup> all in favor 5 to 0.

11) Adjourn

Mayor Schoenig motions to resume regular meeting and adjourn, Deputy Mayor Piccini 2<sup>nd</sup> all in favor 5 to 0.