

VILLAGE OF BREWSTER

BOARD OF TRUSTEES

September 2, 2009

Public Hearing Minutes

The Board of Trustees of the Village of Brewster is holding Public Hearings on September 2, 2009 at Village Hall, 208 Main Street, Brewster, New York. The meeting is called to order at **P.M.** by Mayor Schoenig

Attendees:

Mayor: James Schoenig

Deputy Mayor and Trustee:

Trustees: William Banks, Yoshihiko Ito, Terri Stockburger

Village Engineer: John Folchetti

Village Counsel: Anthony Molé,

Clerk & Treasurer: Peter Hansen

Absent:

Christine Piccini

Pledge to flag.

1) Notation of Exits

a) Mayor Schoenig identified the exits.

2) Public Hearing 1 – Local Law regulating vehicle towing and impound

Mayor Schoenig introduces the vehicle and traffic law and asks for public comment.

Jack Gress speaks toward a rumor he heard that 208 Main might be used for an impound facility and explains his opposition to that idea because of the impact on the property which has undergone recent improvements and the potential impact on the farmers market in future years. Mr. Gress goes on to say that local businesses should perform the towing and impound for vehicles and it should not be the business of the Village of Brewster.

Denis Castelli agrees with Jack Gress. Mr. Castelli points out that the 208 Main property is the gateway into the village and should be treated as such.

Steve Presti speaks to the complications of towing and impound and the responsibility of the entity that performs those services.

There being no further public comment, Mayor Schoenig motions to close the Public Hearing.

Trustee Ito 2nd all in favor 4 to 0

3) Public Hearing 2 – Local Law to control signage

Mayor Schoenig motions to open the Public Hearing on signage local law.

Mr. Ruchala points out there are some parameters that need to be filled in to make the local law complete and after those parameters are filled in by the Board he would like some more time to review it. Mr. Ruchala also thinks the business owners should be involved in the development process of this law.

Rick Stockburger submits comments in writing regarding the

proposed sign law as follows:

2 Sept. 2009 Public Hearing comments on proposed Village Sign Law Note: I

am a planning board member and these comments are as a private citizen.

1. §199-6 Obtaining a sign permit

The fee for a sign permit for the planning board needs to be set. Recommended fee \$50.00.

2. §199-7 Sign Standards

– *Temporary signs should be removed from this section, 1st amendment may restrict standards. Temp signs are limited to private property.*

- *Para E area of a sign should match the sign area definition.*
- 3. *§199-10 Temporary signs*
Paras. B/C/F Need to be looked at non-commercial signs on private may have 157 amendment implications.
Separate sections may be need for temp. commercial and for temp noncommercial signs
- 4. *§199-1 1 Signs permitted by special use permit*
 - *Para A 1. a) Should be deleted. Murals should be allowed up to 100% of a building face if the VoB Board agrees, i.e. Avery building or on 20 Main.*
 - *Current VoB Board special exception use permit fee is \$500.00, recommend a sign special use permit fee be set at \$50.00*
- 5. *§199-14 Nonconforming signs*

Para needs to be added to make clear nonconforming window signs must be removed on the effective date of law.

- 6. *§199-8 Allowable commercial signs*

Para D Window signs -

- o *should state animated or moving signs are prohibited.*
- o *Should state total of all temp and permanent window signs can not cover more than 10% of the square footage of the window.*

Rick Stockburger 50 Oak St. Brewster, NY 10509

Mike Santos takes issue with the provision that instructs business owners to turn off window signs at 11:00 P.M. Mr. Santos believes that the lighted window signs add to illumination on the sidewalks and helps to deter mischief.

Jack Gress wants to clarify for the public that there were a number of meetings open to the public to discuss the proposed sign ordinance that were properly noticed. Mr. Gress takes issue with Mr. Ruchala's assertion that there was no opportunity for business owner input. Additionally, there were 5 or 6 local laws used as examples, along with the Main Street Partnership Grant recommendations.

Trustee Ito suggests that the signage control be made part of the zoning code.

Mayor Schoenig motions to continue the public hearing at 50 Main St. Brewster, NY 10509 at 7:30 P.M. Trustee Banks 2nd all in favor 4 to 0.

VILLAGE OF BREWSTER

BOARD OF TRUSTEES

September 2, 2009

Minutes

REGULAR MEETING

The Board of Trustees of the Village of Brewster is holding Regular Meeting on September 2, 2009 at Village Hall, 208 Main Street, Brewster, New York. The meeting is called to order at **P.M.** by Mayor Schoenig, 2nd by Trustee Stockburger, all in favor 4 to 0.

Attendees:

Mayor: James Schoenig

Deputy Mayor and Trustee:

Trustees: William Banks, Yoshihiko Ito, Terri Stockburger

Village Engineer: John Folchetti

Village Counsel: Anthony Molé,

Clerk & Treasurer: Peter Hansen

Absent:

Christine Piccini

1. SEQRA determination for sidewalk project
 - a. Mr. Folchetti has recommended that the sidewalk rehabilitation project is a Type II SEQRA action and that no further action is needed because only existing concrete will be replaced. Trustee Ito motions to approve SEQRA Type II determination, Trustee Stockburger 2nd all in favor 4 to 0.
 - b. Mr. Folchetti also notes there is a meeting with DOT n 9/10/09 at 9:00 A.M. in Poughkeepsie to discuss the Retaining Wall project.
2. Grace Assembly street closure request
 - a. Mayor Schoenig motions to authorize the closing of Marvin Ave. between Park St. and Railroad Ave. between the hours of 11:00 A.M and 4:00 P.M. on Saturday September 5, 2009 provided that; Grace Assembly and their participants do not block the Park St. intersection at any time, that they allow access to Parking Permit Holders if necessary, that they notify the Brewster-Southeast Joint Fire District of the activity, and that they work in cooperation with the Village of Brewster Police Department. Trustee Stockburger 2nd all in favor 4 to 0.
3. Local Law
 - a. 2 of 2009 – Trustee Ito motions to adopt Local Law 2 of 2009 “Vehicles and Traffic” amending certain sections of the Vehicle and Traffic Law, Mayor Schoenig 2nd all in favor 4 to 0.
 - b. 3 of 2009 – no action taken, Public Hearing still open.
4. Court Audit update – Trustee Banks
 - a. Trustee Banks has not resolved the question as yet.
5. Columbia Film department request
 - a. Mayor Schoenig explains that Columbia Film School would like to use a Village of Brewster Police Car in a film they are producing at the Red Rooster on Rte. 22, one of our officers is willing to donate his time, and Columbia Film School is providing insurance certificate of liability naming Village of Brewster as an insured party. Mayor Schoenig notes that Columbia and the Village of Brewster have maintained a good working relationship since they collaborated on the Village Master Plan some years ago and he would like to see this good working relationship continue. Trustee Stockburger motions to approve the request based on Mayor Schoenig’s description, Mayor Schoenig 2nd all in favor 4 to 0.
6. Garbage RFQ
 - a. Clerk notes the Request for Proposal draft was delivered to the trustees for comment. Trustee Ito has provided feedback so far. Clerk asks the Board of Trustees to provide feedback to the clerk in order to bring the document forward at the next meeting on Sept. 16 for approval.

7. Employee handbook, job hazard assessments and policies
 - a. Clerk explains that the employee handbook does not need to be approved tonight but that the other hazard assessments and policies need board approval. Trustee Ito motions to approve the policy statements
 - i. VOB Sexual Harassment Policy
 - ii. Police Officer Hazard Assessment
 - iii. Village of Brewster Prevention of Violence in the Workplace Policy
 - iv. Office Worker Hazard Assessment
 - v. Village of Brewster Non-Harassment Policy

Mayor Schoenig 2nd all in favor 4 to 0.

Clerk asks Board of Trustees to be prepared to address the Employee Handbook at our next meeting on 9-16-09.

8. Resolution authorizing Parking Commissioner to suspend metered parking in front of 50 Main St. on September 15 (primary day) and assign the spaces for use by "Voters Only".
 - a. Trustee Stockburger motions to authorize Parking Commissioner Ito to suspend parking rules in front of 50 Main Street on primary election day, Sept. 15, 2009 and cover the meters in front of 50 Main. Mayor Schoenig 2nd, all in favor 4 to 0.
9. Scout Banner request
 - a. Bruce Gordon requested permission to hang a Scout recruiting banner across Main Street when the Founders Day banner comes down. Trustee Stockburger motions to authorize the hanging of the banner from the time the Founders Day banner comes down until October 16, 2009 and to be removed no later than 3 days after the 10-16-09 date. Mr. Gordon will need to make arrangements with someone to help hang the banner and will contact the village office for particulars. Trustee Banks 2nd all in favor 4 to 0.

10. Vouchers Payable

a. A General	\$51,901.14
b. F Water	7,167.95
c. G Sewer	7,639.60
d. H05 50 Main	1,015.40
e. H10 Sewers	107,542.93
f. T Trust & Agency	171.60
g. Total Vouchers Payable	\$175,438.62

Mayor Schoenig motions to approve Vouchers Payable as listed, Trustee Stockburger 2nd all in favor 4 to 0.

11. Other Business

- a. Trustee Stockburger reminds the board that we still need lids for trash cans. Clerk offered to get the name of a company that might supply replacement lids besides the original company we purchased from.

12. New Business

- a. Mayor Schoenig mentions that DEP and DEC have neared agreement on remediation procedures for the old sewer plant site and the area should be renovated within the next few months.
- b. Mayor Schoenig relates a meeting held with NYS DOT regarding replacement of the traffic signal at Progress and Main. This will require the Village to lose two parking spaces due to repositioning of the crosswalk and street to sidewalk access ramps.
- c. Mayor reminds the Board that Team Brewster will meet tomorrow at 10:00 A.M.
- d. Trustee Ito proposes to approve the minutes from the 8-19-09 meeting, Trustee Stockburger 2nd all in favor 4 to 0.

13. Public Comment

- a. Denis Castelli recommends that the Village Board of Trustees have nameplates to identify them and reiterates a request by a member of tonight's audience to install sound amplification equipment as the room is bigger now, has different acoustics, and in conjunction with the intent to record and broadcast our meetings it would behoove us to address this need now rather than later.
 - b. Jack Gress would like to schedule the Village of Brewster office dedication for 11:00 A.M. on Founders Day. The Board has no objections. Mr. Gress asks if the Board would like a tent or podium and asks if there is a sound system as well. The board requests a podium and asks if a sounds system is available from others. Mr. Gress and Mr. Castelli will check with the Museum and Senator Leibell's office.
 - c. Mr. Gress also complements Mr. Castelli on a excellent job of designing, framing, and hanging the pictures in 50 Main.
14. Executive Session – Mayor Schoenig motions to go into Executive Session to discuss legal matters and says no further action will be taken at the conclusion of Executive Session. Trustee Stockburger 2nd all in favor 4 to 0.
Mayor Schoenig motions to come out of Executive Session and resume Regular meeting, Trustee Stockburger 2nd, all in favor 4 to 0.
15. Adjourn – Trustee Stockburger motions to adjourn, Trustee Banks 2nd all in favor 4 to 0.