

VILLAGE OF BREWSTER BOARD OF TRUSTEES

DRAFT Minutes

The Board of Trustees of the Village of Brewster is holding a Regular Meeting on August 15, 2007 at Village Hall, 208 Main Street, Brewster, New York. The meeting is scheduled to be called to order at 7:30 P.M. by Deputy Mayor Banks

Present:

Absent:

Mayor: John Degnan (arrived at 8:30 PM)

Deputy Mayor and Trustee: William Banks

Trustees: James Schoenig, Yoshihiko Ito, Terri Stockburger

Village Engineer: John Folchetti,

Village Counsel: Gary Kropkowski (arrived at 8 PM)

Clerk & Temporary Treasurer: Peter Hansen

Pledge to flag.

1. Public Comment - None
2. MS4 Local Law I of 2007 – A Local Law for Stormwater Management and Erosion & Sediment Control

Deputy Mayor Banks moved to adopt and file with the State of New York Local Law 1 of 2007 as written, Trustee Schoenig seconded, Passed unanimously 4 to 0, 1 Absent.

1. MS4 Local Law II of 2007 – A Local Law to prohibit Illicit Discharges, Activities and Connections to Separate Storm Sewer System

Deputy Mayor Banks moved to adopt and file with the State of New York Local Law 2 of 2007 as written, Trustee Schoenig seconded, Passed unanimously 4 to 0, 1 Absent.

1. Continuation of Public Hearings
 1. Sewer Rents – Public Hearing opened by Deputy Mayor Banks, seconded by Trustee Stockburger, Passed 4-0.

Mr. Stockburger provided a summary sheet describing the impact of “connection” fees on the usage rate as requested by the Board at the last Public Hearing. The board reviewed the information and individually concurred that a connection fee would not be in keeping with the equitable application of rates based on usage. Mr. Gress stated he would like the rate to be a flat rate applicable to total water metered usage. Deputy Mayor Banks asked if there were any further comments; there being none the Mr. Banks moved to close the public hearing on sewer rents and instructed the clerk to prepare a written schedule to the Board of Trustees for review and potential approval at the next regular meeting, September 5th 2007. Trustee Ito seconded, motion carried 4 to 0.

1. Local Law III of 2007 - A Local Law Providing For The Administration And Enforcement Of The New York State Uniform Fire Prevention And Building Code
2. Public Hearing opened by Deputy Mayor Banks, seconded by Trustee Stockburger, Passed 4-0. Jack Gress pointed out that this is another mandate from Albany and has been reviewed by our code enforcement officer, our legal counsel, and the New York State Department of State. All have concurred with the language as written.

There being no further comment, Deputy Mayor Banks moved to close the Public Hearing, Trustee Schoenig seconded, Passed 4-0.

Deputy Mayor Banks moved to adopt and file with the State of New York Local Law 3 of 2007 as written, Trustee Ito seconded, Passed unanimously 4 to 0, 1 Absent.

1. Reports

1. Police – Chief Mancone presented the July 2007 Police report.

Trustee Stockburger moved to accept the July 2007 Police report, Trustee Banks seconded, Passed unanimously 4 to 0, 1 Absent.

Chief Mancone asked the Board of Trustees to consider his request to modify the paint scheme of the new Police Car to a black and white design. Cost to be about \$300.00. Trustee Ito questioned the Police vehicle inventory and costs and asked the Clerk to prepare a summary for the next meeting.

Trustee Ito moved to approve the painting expenditure up to \$300 for the new Police Car. Trustee Stockburger seconded, Passed 4 to 0.

1. Engineer – Mr. Folchetti presented the report and noted significant progress on the sewer connection project and continuing ahead of schedule. Mr. Folchetti noted the Severn Trent WWTP Operations contract is due to expire on August 25th and would like to carry the contract for an additional 3 months only as there are some issues with this contractor that need to be rectified.

Trustee Banks moved to accept the July 2007 Engineer's report, Trustee Stockburger seconded, Passed unanimously 4 to 0, 1 Absent.

Trustee Stockburger moved to authorize the Village Engineer, Village Clerk, and Village Mayor to negotiate and sign a 3 month extension to the Severn Trent Operations Contract, Trustee Banks seconded, Passed unanimously 4 to 0, 1 Absent.

Mayor John Degnan arrives, approximately 8:30 PM

1. Nasser Aqeel - Special Use Permit – Dr. Nasser Aqeel submitted engineering plans to the board describing the planned build out of the site including the “Subway” restaurant. Discussion ensued that during the waiver of moratorium hearing the Subway water and wastewater usage was used as a determining factor in the waiver. The Planning Board has reviewed the initial submittal and made some comments for conditional approval. The matter is being referred back to the Planning Board to prepare a report to the Board of Trustees regarding this application. The Board of Trustees directed the Clerk to

I FURTHER CERTIFY that all members of the Village Board of the Village of Brewster had due notice of said meeting and a legally sufficient vote was thereafter conducted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Village this 16th day of August, 2007.

Clerk

Village of Brewster, New York

VILLAGE OF BREWSTER

Village Board

At a regular meeting of the Village Board of the Village of Brewster, held on August 15, 2007 the following resolution was introduced by Mayor Degnan and seconded by Trustee Schoenig.

Resolution No. 08152007-2

Fee Schedule Resolution

NOW, THEREFORE, BE IT RESOLVED by the Village Board of the Village of Brewster,

A Fee Schedule shall be established by resolution of the Board of Trustees of the Village of Brewster. Such Fee Schedule may thereafter be amended from time to time by like resolution.

The fee schedule will be on file with the Clerk of the Village of Brewster.

MAYOR

JOHN DEGNAN AYE: Y NAY: _____ ABSENT: _____
ABSTAIN:

TRUSTEES

TERESA STOCKBURGER AYE: Y NAY: _____ ABSENT: ABSTAIN: _____
WILLIAM C. BANKS AYE: Y NAY: _____ ABSENT: ABSTAIN: _____
JAMES J. SCHOENIG AYE: Y NAY: _____ ABSENT: ABSTAIN: _____
YOSHIHITO ITO AYE: Y NAY: _____ ABSENT: ABSTAIN: _____

VOTE TALLY: AYE: 5 NAY: 0 ABSENT: 0 ABSTAIN: 0

STATE OF NEW YORK)
)
ss.:
COUNTY OF)

I, Peter B. Hansen, Clerk of the Village of Brewster and State of New York. DO HEREBY CERTIFY:

That I have compared the annexed Resolution No. 08152007-2 of the Village Board of the Village of Brewster, New York, with the original thereof on file in my office, and do hereby affirm that the same is a true *and* correct copy of said original.

I FURTHER CERTIFY that all members of the Village Board of the Village of Brewster had due notice of said meeting and a legally sufficient vote was thereafter conducted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Village this 16th day of August, 2007.

Clerk

Village of Brewster, New York

Authorization to Transfer Budget Funds between the following accounts.

1. \$9,000.00 to buy used 4WD Chevy Truck for Emergency Police Vehicle
 1. \$3,600.00 from A00.3120.100.0000 (new total \$50,400)
 2. to A00.3197.200.0000 (new total: \$7,200.00)
 3. \$2,700.00 from F00.8340.150.0000 (new total \$37,800.00)
 4. to F00.3197.200.0000 (new total: \$5,400.00)
 5. \$2,700.00 from G00.8340.140.0000 (new total \$37,800.00)
 6. to G00.3197.200.0000 (new total: \$5,400.00)
2. Voucher Approval
 1. Total of \$489,446.17
 1. A – \$31,236.24
 2. F – \$9,096.24
 3. G – \$36,544.61
 4. H1 – Wastewater Capital Fund: \$412,446.17
3. Heit Water Billing Dispute
4. Insurance - Employment Practices Liability has a limit of \$5,000,000 and is not covered by umbrella or any other. \$5,000,000 is the maximum.
 1. Additional options regarding the employee dishonesty bond as requested by the board:
 1. 1) 100,000 per employee, 100,000 excess for tax collector and mayor \$495 in premium
 2. 2) 200,000 per employee, 200,000 excess for tax collector and mayor \$620 in premium
 3. 3) 300,000 per employee, 300,000 excess for tax collector and mayor \$736 in premium
 4. 4) 400,000 per employee, 400,000 excess for tax collector and mayor \$851 in premium
 5. 5) 500,000 per employee, 500,000 excess for tax collector and mayor \$968 in premium
 1. Note: we would need another application completed by each individual requiring excess coverage over \$200,000.
5. New Business
6. Public Comment
7. Executive Session - Ground Lease Contract Discussions
8. Adjourn