

VILLAGE OF BREWSTER  
BOARD OF TRUSTEES  
REGULAR MEETING  
SEPTEMBER 15, 2010  
7:30 P.M.

Minutes

The Board of Trustees of the Village of Brewster held a Regular Meeting at 7:30 P.M. on September 15, 2010 at Village Hall, 50 Main Street, Brewster, New York.

Attendees:

Mayor: James Schoenig  
Deputy Mayor and Trustee: Christine Piccini  
Trustees: William Banks, Terri Stockburger  
Village Engineer: John Folchetti  
Village Counsel: Anthony Molé,  
Clerk & Treasurer: Peter Hansen

Absent:

Yoshihiko Ito

**Pledge to flag.**

Notation of Exits

Mayor Schoenig motions to open the meeting, Trustee Banks 2<sup>nd</sup> all in favor 4 to 0.

1. Monthly reports
  - a. Engineer's Report – Mayor Schoenig motions to accept the Engineer's report, Trustee Stockburger 2<sup>nd</sup> all in favor 4 to 0.
    - i. Overlay District for Main Street (Green Lot).
  - b. Police Report – Deputy Mayor Piccini motions to accept the Police report, Trustee Stockburger 2<sup>nd</sup> all in favor 4 to 0.
  - c. Planning Board Report – Mr. Kulo not in attendance, tabled until Mr. Kulo arrives. The Planning Board Report is addressed after item 2 (special use permit). – Mayor Schoenig motions to accept the Planning Board report of August 24<sup>th</sup>, Trustee Stockburger 2<sup>nd</sup> all in favor 4 to 0.
2. 571 N. Main Special Use Permit – Mike Liguori representing Steve Alongi. Owner of the building and in attendance, Mr. Liguori acknowledges the Fountain of Faith Church has been using the space in violation of the Zoning code since 2008-9. Mr. Liguori requests a special use permit based on the zoning section for preexisting non-conforming. Mr. Liguori: FOF Church is not a new church to the village just moved to a different location. Mr. Liguori displayed drawings regarding the space, parking, and desired exemptions (special use permit) and went on to say: Total occupancy is 4,100 square feet – about half the building. Impact on district (Light Manufacturing), impact on adjacent property, whether a nuisance is created, traffic, parking, and special services have been addressed in the application packet provided to the Board of Trustees. The church hours are different from the other uses in the building so there is no impact on the district as the space also has large parking capabilities. Other businesses in the area are benefitting from the Church business through increased patronage.

Mayor Schoenig said the applicant was before us in the beginning of this relocation and learned they needed a special use permit. The owner went away and did the work anyway and occupied the building for this purpose without a special use permit and now they are coming back as they are faced with legal action for violating our code. Additionally, the owner is the same one who allowed Club Verona to occupy the building, again, without proper compliance to code. This repeat behavior flouting the code of the Village of Brewster is not acceptable.

Mr. Alongi says that Club Verona deceived him and when he learned of the nature of the business he went to the Village and made them aware of the situation. Additionally, he says the Church made application but the application was lost by his previous attorney. Mr. Alongi points out that he has changed attorneys. Mr. Alongi pleads with the board to allow the permit as loss of the tenant would be a hardship.

Mayor Schoenig says that safety is also an issue because electrical work and reconfiguration of the space was done without permits. Mr. Alongi claims that everything was done according to code.

Counsel Molé advised the board that the procedure was for the Planning Board to review the application and make a report to the Board of Trustees for action. The Board of Trustees will then have the final say whether to grant the special use permit.

Trustee Stockburger motions to refer this to the Planning Board for their consideration and a report to the Board of Trustees, Deputy Mayor Piccini 2<sup>nd</sup> all in favor? Motion carries 3 to 1 with Mayor Schoenig dissenting.

3. First Baptist Church (FBC) Sign – Mayor Schoenig says the Church approached him after they replaced the sign and he advised them to send a letter to the Board of Trustees and the Board could refer it for review.
4. Scouting banner request to be hung over Main Street after Founders Day – Bruce Gordon reads the many positive contributions the scouts make for the Village and surrounding community and requests the banner be placed over Main Street for 2 weeks following Founders Day. Sign is 20 feet long, bright yellow, blue letter, 2' wide. Counsel Molé request of Bruce that Bob Serino be involved to make sure the sign is secured properly. Also a certificate of insurance naming the village as an additional insured. Motion to permit the sign pending Code Enforcement Officer review, and a certificate of insurance is provided, Mayor Schoenig 2<sup>nd</sup> all in favor 4 to 0.
5. Parade Permit/Road Closure, Grace Assembly Deputy Mayor Piccini motions to approve the parade permit/street closure September 26, 1-6 P.M. on Marvin Ave. between Park and Railroad. With fees waived, Trustee Stockburger 2<sup>nd</sup> all in favor 4 to 0.
6. Minutes for Approval
  - a. September 1, 2010 minutes for approval – Tabled until October 6, 2010

7. Vouchers Payable

i.	A	General	\$17,820.39
ii.	F	Water	6,988.12
iii.	G	Sewer Operations	35,757.99
iv.	H10	Wastewater Treatment Capital Project	12,592.25
v.	H15	Sidewalks SAFETEA LU	372.00
vi.	H90	Potable Water Distribution System Capital	1,054.06
vii.	T	Trust and Agency	<u>14,969.30</u>
<b>Total Vouchers Payable</b>			<b>\$89,554.11</b>

Mayor Schoenig motions to approve Vouchers Payable, Deputy Mayor Piccini 2<sup>nd</sup> all in favor 4 to 0.

8. Other Business

- a. Status of Ethics disclosure reports? Clerk will follow up September 16<sup>th</sup>.
- b. Painting of street curbs where there is no parking “from here to corner.” DPW will take direction from Board of Trustees. Deputy Mayor Piccini so moves, Trustee Stockburger 2<sup>nd</sup> all in favor 4 to 0.

9. New Business

- a. Cameras for WWTP – Deputy Mayor Piccini motions to approve the contract which has been reviewed by Counsel Molé, Trustee Banks 2<sup>nd</sup> all in favor 4 to 0.
- b. Parade Permit Ragamuffin Parade – Deputy Mayor Piccini motions to approve, Trustee Banks 2<sup>nd</sup> all in favor 4 to 0.

- c. Founders Day, Oct 3<sup>rd</sup> Mayor Schoenig motions to close Main street 8 A.M. to 5 P.M. from Wilkes Street at Main to Railroad Ave. at Main, Trustee Banks 2<sup>nd</sup> all in favor 4 to 0.
10. Mayor Schoenig advises that there will be no Congressional appropriations for the Village this year. Congressman Hall's office is following up on our sidewalks grant to try to move the money closer from 2015 to a more current date.
11. Public Comment
  - a. Renée Diaz says the Village businesses need a shot in the arm and presents the Micro Enterprise grant paperwork to the Village Board. Mayor Schoenig asks who would be interested in this program. Jan Stark has expressed interest and others are interested. Camoin Associates is available to write the grant application pending an RFQ process. The Village must pay the cost of writing the grant, possibly \$1,000. Deputy Mayor Piccini suggests we use our in-house grant writer to follow up. Congressman Hall's office has offered to help secure grants since the appropriations did not materialize. Deputy Mayor Piccini requests this to be put on our next agenda (Oct. 6) which will give the Board a chance to look into the process more thoroughly and obtain Trustee Ito's input.
  - b. Tyler Murello has questions on vouchers. The K-9 dog is costing us money when the dog was not supposed to cost the village money.
  - c. Mr. Ruchala says there are bicyclists riding on the sidewalk which creates a dangerous situation.
  - d. Renée Diaz asks if our Police could reach out to the community and relay the inappropriateness, concern, and danger of this behavior.
12. Mayor Schoenig motions to adjourn, Trustee Stockburger 2<sup>nd</sup> all in favor 4 to 0.