

**Village of Chester
Board of Trustees Meeting Minutes
May 11, 2015**

The Board of Trustees of the Village of Chester held their monthly meeting in the Village Hall meeting room on Monday, May 11, 2015.

Members present: Mayor Philip Valastro, Deputy Mayor Carole Duffy, Trustee Betty-Jo Bono, Trustee John T Bell and Trustee Christopher Battiato.

Also present: Village Attorney, Ian L. Schlanger, Village Police Chief, Peter Graziano, Water Commissioner, Thomas Becker, Village Street Superintendent, Charles Bono, Village Treasurer, Angela O'Neill, and Village Code Enforcement Officer, John Orr. Village Clerk, Rebecca Rivera was not present.

Mayor Philip Valastro opened the meeting at 7:00 PM with the Pledge of Allegiance.

AUDIT OF BILLS: Mayor Philip Valastro noted that the audit of the Village's monthly bills for approval was complete.

APPROVAL OF MINUTES: A motion to accept the Village Board Meeting Minutes of April 13, 2015, was made by Trustee, John T. Bell, and seconded by Trustee Betty-Jo Bono. Motion unanimously passed.

TREASURER'S REPORT: Village Treasurer, Angela O'Neill, read her report as follows:

CASH BALANCES ENDING APRIL, 2015:

<u>Fund/Bank Account</u>	<u>Deposits</u>	<u>(Disbursements)</u>	<u>Interest</u>	<u>Ending Balance</u>
<u>General Fund</u>				
Checking	--	114,538.53	--	0.00
Savings	--	--	597.53	2,868,757.54
Checking(Orange County Trust)	698,656.55	499,422.15	21.05	295,284.35
M.M. (Orange County Trust)	--	149,405.23	117.26	921,165.46
<u>Water Fund</u>				
Checking	--	140,074.68	--	0.00
Capital M.M.	--	--	7.73	85,560.08
Checking(Orange County Trust)	258,554.63	105,794.01	18.87	326,017.19
<u>Sewer Fund</u>				
Checking	--	199,275.17	--	0.00
Checking(Orange County Trust)	377,640.20	85,464.00	17.88	384,996.15

Cumulative Fiscal Year Interest Earned by Fund 06/01/2014 – 05/31/2015

General Fund	10,838.34
Water Fund	319.55
Sewer Fund	276.96

Treasurer's Discussion:

- 1. EXPENSE CONTROL REPORT:** Year to Date Expense Control Reports submitted 5/7/15 via email.
- 2. REVENUE CONTROL REPORT:** Year to Date Income Control Reports submitted 5/7/15 via email.
- 3. 2014-2015 CAPITAL PROJECTS TRANSFER:** Budget Transfers will be made per 2014-2015 budgets for street, building and water departments.
- 4. 2015-2016 TAX COLLECTION NOTICE:** A Tax Collection Notice (attached) has been prepared and will be published in the Times Herald Record for (2) consecutive Sundays on 5/17/15 and 5/24/15.
- 5. 2014-2015 BUDGET MODIFICATIONS:** Any over budget accounts as of 5/31/15 will be presented as budget modifications and presented at the June 2015 Village Board Meeting for Board Approval.

6. 2015-2016 SEWER CHARGES: Any installment received after their due date (6/30/15, 9/30/15, 12/31/15 and 3/31/16) will incur penalties. Penalties are incurred at a rate of 5% of installment base amount in the 1st month and ½ of 1% for every month thereafter until such installment is paid in full. Any balance left on a sewer account as of 3/31/16 will be re-levied on to 6/1/16 Village Property Tax Bill.

A motion to accept the Treasurer’s report, as read, was made by Deputy Mayor, Carole Duffy, and seconded by Trustee, Betty-Jo Bono. Motion unanimously passed.

POLICE REPORT: Police Chief, Peter Graziano, read his report as follows:

1. Personnel:

- No issues.

2. Citizen Issues:

- No issues.

3. Public Safety Issues:

- Traffic Details: Continuing.
- Chester Clean-Up, 16 May 0800-1100 groups will be around the Village picking up trash please be careful when driving through the village.
- Kiwanis 5k Race, 23 may 800 some streets in the Cherry Heights area, SR94 (Cumberland Farms to FD); downtown area traffic will be affected. Please use caution.

4. Facilities:

- No Issues

5. Equipment:

- No Issues.

6. Vehicles:

- No issues.

7. Other:

- Police Week 2015 (10-16 May 2015) Proclamation reading.

8. Department Activity YTD:

Call Type	2015
Calls for Service	1343
Criminal Cases	261
Arrests	187
Traffic Accidents	079

BUILDING REPORT: Building Inspector/Code Enforcement Officer, John Orr, read his report as follows:

Sienko – 20 Oakland Ave

- 1- Project almost complete.

Previtera – 18 School St.

- 1- Work continues.

BYK – 48 Leone Lane (former Chemi-Cor)

- 1- Work continues.

N2O – 2 Vidalia Rd.

- 1- Site work continues.

F&A – 41 Greycourt Ave

- 1- Foundation is complete.

Norris – 26 Elm Street

- 1 – Work has started.

2- Footings are in.

Castle – 109 Brookside Ave

1- Issued permit for Solar System.

May is “Building Safety Month” would like to remind everyone if you don’t know if you need a permit “just ask”, building permits are intended to make your project safe.

The “Building Safety Month” event at Lowe’s went great. I along with the Building Inspectors from the Town of Goshen and Town of Warwick attend and gave out information and answered questions.

STREET REPORT: Street Superintendent, Charles Bono, read his report as follows:

We have started going around the village repairing some of the pot holes, as of right now we are concentrating on taking care of the bigger ones that are out in the center of the street and come back to the ones on the side of the street.

C & S Warehouse has replaced the catch basin in the front of the driveway to their truck entrance.

Tires can be brought to The Town of Chester Highway Dept. during the hours of 9:00 am-3:30 pm, however they must be off the rims.

Our lift down at the garage has been red flagged due to a hair line crack in the concrete where the lift is bolted to the floor.

We have started our weekly mowing.

We continue with the normal weekly sweeping, picking up of bags and brush and the collection of garbage.

We will be cracked sealing on May 26, 2015. The following streets will be affected: Moffatt Ln., Carpenter Rd., Butler Terrace and Cherry Heights.

Greycourt Ave. will be closed on May 26, 2015 to install a new drainage pipe across the street. The street will be closed until the installation of the drainage pipe is complete.

The Street department will be accepting tires (off the rim) for the Month of May.

WATER REPORT: Water Commissioner, Thomas Becker, read his report as follows:

1= Daily filtration plant and well #12 daily routine.

2= Still testing backflow devices.

3= Quarterly testing of THMs, HAA5, Iron and Mang. Have been done.

4= Two bacteria samples for April were taken to the lab.

5= Twice weekly EFM filter membrane cleanings continue.

6= The new water dept. pickup truck has been delivered. I have received pricing to install a cap and roll out tray for the truck at a cost of \$4,315.00 from Caps Plus and \$4,600.00 from Suburban Cars. I also have a price for the plow frame + wiring for \$ 2,000.00 from Robert Green we need to use with our old plow.

7= We spent several days preparing for the installation of main line valves and hydrants on Grey Court Ave so the Orange County DPW can replace a 36 inch culvert pipe across the road. On 5/6/2015 the work was completed.

8= Water mains throughout the Village have been flushed.

9= At 3 Hudson St we replace a water service line today that was leaking.

A motion to authorize Water Commissioner, Tom Becker to request bids for Cap and rollout tray for new pickup truck was made by Deputy Mayor Carole Duffy, and seconded by Trustee Christopher Battiato. Motion unanimously passed.

PARK & RECREATION: no report submitted.

OTHER BUSINESS:

Resolution Certifying Delinquent Sewer and Water Charges and Authorizing Levy of Same Against Real Property In Default:

WHEREAS, the Village of Chester provides, among other things, sewer service to the residents of the Village of Chester and certain outlying property owners; and

WHEREAS, certain property owners have failed to pay their outstanding balances for sewer services and/or water services, including, but not limited to, late fee, interest and/or penalties; and

WHEREAS, pursuant to sections 79-45 and 95-11 of the Code of the Village of Chester, the Village Board may, as an alternative to the commencement of an action, levy past due sewer charges and water charges, and the associated late fees, interest and penalties, upon the real property in default; and

WHEREAS, the Village Clerk has prepared a statement setting forth the amount of each lien for sewer charges and/or water charges in arrears, including penalties computed to the first day of the month following the month in which the fiscal year commences, the real property affected thereby, and the name of the person in whose name such real property is assessed, a copy of which is attached hereto as Schedule "A,"

NOW, THEREFORE, be it hereby

RESOLVED, that there shall be levied, assessed, and collected against the real property hereinafter specified the amounts set opposing such real property as certified on the Schedule "A" attached hereto; and be it further

RESOLVED, that a warrant for the collection of such arrears so levied shall be issued to the Tax Collector and collected by her in the same manner and at the same time as other Village Taxes; and be it further

RESOLVED, that the Village Clerk is hereby authorized to post notice of such warrant and collection as required by the Village Code and the laws of the State of New York; and be it further

RESOLVED, that the Village Clerk and Village Treasurer are hereby authorized to take such actions and to perform such other and further acts that are reasonably necessary, proper or convenient to fulfill the purposes of this Resolution.

Introduced By: Trustee John T Bell

Seconded By: Deputy Mayor Carole Duffy

On a vote of 5 to 0, the resolution was adopted

Resolution Approving Inter-Municipal Agreement Between The County And Village - Walton Lake Dam Compliance With 6 Nycrr § 673:

WHEREAS, the County of Orange (the "County") and the Village of Chester (the "Village") are "owners" (as defined by 6 NYCRR Part 673.2(t)) of Walton Lake Dam, which is located in the Town of Monroe, New York - DEC Dam Identification Number 195-0427; and

WHEREAS, as "owners" of Walton Lake Dam, the Parties have agreed to enter into an Inter-Municipal Agreement to ensure compliance with the requirements of 6 NYCRR § 673; and

WHEREAS, a proposed Inter-Municipal Agreement between the County and the Village has been drafted and is annexed hereto; and

WHEREAS, pursuant to Article 5-G, § 119-o of the General Municipal Law of the State of New York, municipalities have the authority to enter into intermunicipal agreements; and

WHEREAS, the proposed Inter-Municipal Agreement has been reviewed and approved, as to form, by the Village Attorney,

NOW, THEREFORE, be it hereby

RESOLVED, that the Mayor and Board of Trustees of the Village of Chester hereby approves the form and content of the proposed Inter-Municipal Agreement;

and be it further

RESOLVED, that the Mayor is hereby authorized to execute the Inter-Municipal Agreement, and to take such actions and to perform such other and further acts that are reasonably necessary, proper or convenient to fulfill the purposes of this Resolution.

Introduced By: Trustee Betty-Jo Bono

Seconded By: Deputy Mayor Carole Duffy

On a vote of 5 to 0, the resolution was adopted

Resolution Authorizing Request for Quotation/Bid 2015 Sanitary Sewer Continuous Flow Monitoring:

RESOLVED, that, the Mayor and the Board of Trustees of the Village of Chester, hereby authorizes the Village Engineer to solicit bids for the following service: 2015 Sanitary Sewer Continuous Flor Monitoring Project, located in six (6) manhole locations within the Village of Chester

and be it further

RESOLVED, that invitations to bid shall be published by the Village of Chester in accordance with General Municipal Law §103;

and be it further

RESOLVED, that the Village Clerk and Village Engineer, are hereby authorized to take such actions and to perform such other and further acts that are reasonably necessary, proper or convenient to fulfill the purposes of this Resolution.

Introduced By: Deputy Mayor Carole Duffy

Seconded By: Trustee John T Bell

On a vote of 5 to 0, the resolution was adopted

Resolution Engaging Advent Valuation Advisors, LLC, To Determine The Value of The Village's Cellular Tower Leases:

RESOLVED, that, the Mayor and Board of Trustees of the Village of Chester, authorize the hiring of Advent Valuation Advisors, LLC, at the rate of \$325/hour, not to exceed \$2,000.00, to advise the Mayor and Board of Trustees of the value of their Cellular Tower leases;

and be it further

RESOLVED, that the Mayor is hereby authorized to take such actions and to perform such other and further acts that are reasonably necessary, proper or convenient to fulfill the purposes of this Resolution.

Introduced By: Trustee Betty-Jo Bono

Seconded By: Trustee John T Bell

On a vote of 5 to 0, the resolution was adopted

Resolution Directing Public Hearing On Proposed Local Law 2 Of 2015 Amendment To Chapter 79: Sewers And Sewage Disposal; Self-Service Laundromat:

WHEREAS, on this 11th day of May, 2015, a proposed local law was introduced, proposed Local Law #2 of 2015 ““Amendment to Chapter 79: Sewers and Sewage Disposal; Self-Service Laundromat;” and

WHEREAS, a public hearing is required to be held thereon

NOW, THEREFORE, be it hereby

RESOLVED, that the Village Board will hold a Public Hearing at 6:45 P.M., or as soon thereafter as the matter may be heard, on the 8th day of June, 2015, at the Village Hall, on the proposed Local Law entitled:

Proposed Local Law #2 of 2015 “Amendment to Chapter 79: Sewers and Sewage Disposal; Self-Service Laundromat;”

and be it further

RESOLVED, that the Village Clerk give due notice of this public hearing in accordance with the Village Code and the Laws of the State of New York.

Introduced By: Trustee John T Bell

Seconded By: Deputy Mayor Carole Duffy

On a vote of 5 to 0, the resolution was adopted

Resolution Authorizing Request For Quotation/Bid 2015 Sanitary Sewer Continuous Flow Monitoring:

RESOLVED, that, the Mayor and the Board of Trustees of the Village of Chester, hereby authorizes the Village Engineer to solicit bids for the following service:

2015 Sanitary Sewer Continuous Flow Monitoring Project, located in six (6) manhole locations within the Village of Chester and be it further

RESOLVED, that invitations to bid shall be published by the Village of Chester in accordance with General Municipal Law §103; and be it further

RESOLVED, that the Village Clerk and Village Engineer, are hereby authorized to take such actions and to perform such other and further acts that are reasonably necessary, proper or convenient to fulfill the purposes of this Resolution.

Introduced By: Deputy Mayor Carole Duffy

Seconded By: Trustee Betty-Jo Bono

On a vote of 5 to 0, the resolution was adopted

A motion to authorize a Special Board Meeting on May 26, 2015 to discuss, and vote on, a resolution recognizing the vested rights associated with the property identified on the Tax Map of the Village of Chester as 120-1-2 (the “BT Holdings Property”), and discuss the BT Holdings litigation and such other business as may lawfully come before the Board was made by Trustee Betty-Jo Bono, and second by Trustee John T Bell. Motion unanimously passed.

IDA – Discussion on Pilot for Isomedix

Orange IDA Chairman James Petro and Laurie Villasuso, associate executive director gave a brief presentation on IDA Pilot:

Items of discussion:

- Begins @ 50% abatement
- Special District taxes excluded from abatement. Pilot term can be altered 2/5/100yr.
- Real property tax abatements
- Sales and use tax exemptions
- Mortgage recording tax exemptions
- An enhanced ten-year PILOT offers a 55 percent tax savings to the company. A super-enhanced 15-year PILOT offers a 56 percent savings.
- Independent Board Appointments of officials for Orange County IDA
- IMA Walton Lake Dam Invitation to Bid – 2015 Sanitary Sewer Continuous Flow Monitoring

CALENDAR

- 21st Annual Chester Kiwanis Hambletonian 5K is scheduled for Saturday May 23, 2015 with a start time of 8:45 a. m. Walkers welcome. Trophies to top 3 overall winners, Age group awards,
- Tech T-shirt. Registration form - <https://register.chronotrack.com/reg/form?eventID=12907>

- Village Clerk's office will be closed on May 26, 2014 (Memorial Day Holiday)
- Memorial Day - Ceremonies will be at 11am at the Chester Fire house
- Chester Fireworks for 2015. The Chester fireworks are scheduled for Saturday, July 11, 2015. The event is going to begin at 4:00 p.m., and will be an evening celebration with bands, bandstands and vendors. The fireworks will begin at dusk.

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ADJOURNMENT

A motion to adjourn the meeting was made by Deputy Mayor Carole Duffy, and seconded by Trustee, John T Bell. Motion unanimously passed.

Respectfully submitted,

Rebecca Rivera
Village Clerk