

**Village of Chester
Board of Trustees Meeting Minutes
October 11, 2016**

The Board of Trustees of the Village of Chester held their monthly meeting in the Village Hall meeting room on Tuesday, October 11, 2016.

Members present: Mayor John Tom Bell, Deputy Mayor, Christopher Battiato, Trustee, Alan Battiato, Trustee Elizabeth A. Reilly and Trustee Brian J Boone.

Also present: Village Treasurer/Deputy Clerk, Angela O'Neill, Village Attorney, Henry Christensen, Village Police Chief, Peter Graziano, Village Water Commissioner, Gary Green, Village Street Superintendent, Charles Bono, and Village Code Enforcement Officer, John Orr. Village Clerk, Rebecca Rivera was absent.

Mayor John Tom Bell opened the meeting at 7:00 PM. and started the meeting off with the Pledge of Allegiance.

AUDIT OF BILLS: Mayor John Tom Bell noted that the audit of the Village's monthly bills for approval was complete. A motion to approve the audit of the bills was made by Trustee Elizabeth A. Reilly, second by Deputy Mayor Christopher Battiato. Motion unanimously passed.

APPROVAL OF MINUTES: Monthly meeting minutes for August 8, 2016 and September 12, 2016. A motion to approved the Monthly meeting minutes for August 8, 2016 and September 12, 2016 with corrections was made by Trustee Elizabeth A. Reilly, second by Trustee Brian J Boone. Motion unanimously passed.

CASH BALANCES ENDING SEPTEMBER 30, 2016

<u>Fund/Bank Account</u>	<u>Deposits</u>	<u>(Disbursements)</u>	<u>Interest</u>	<u>Ending Balance</u>
<u>General Fund</u>				
Savings (Sterling National Bank)	--	--	599.69	2,879,114.51
Checking (Orange County Trust)	386,835.30	341,670.58	5.38	109,308.00
Savings (Orange County Trust)	44,551.02	347,499.96	327.35	3,513,689.85
<u>Water Fund</u>				
Capital Checking	--	--	6.00	72,013.59
Checking	27,967.48	34,240.00	12.52	253,207.22
<u>Sewer Fund</u>				
Checking	62,725.98	17,477.41	25.68	558,004.64

Cumulative Fiscal Year Interest Earned by Fund 06/1/16 – 05/31/2017

General Fund	\$	3,668.07
Water Fund	\$	77.74
Sewer Fund	\$	81.53

Treasurer's Discussion:

1. EXPENSE CONTROL REPORT: Year to Date Expense Control Reports attached.
2. REVENUE CONTROL REPORT: Year to Date Income Control Reports attached.
3. TAX & SEWER COLLECTION: Ongoing. Sewer Installment #3 due by 01/03/2017.

4. UNPAID TAX: Village Property Tax Collection continues until 10/31/16. Unpaid tax bills as of 10/31/16 will be forwarded to Orange County Dept. of Taxation and Finance. Village Property Tax Payment will be accepted at Orange County Dept. of Taxation & Finance until 11/15/16. Any unpaid tax as of 11/15/16 will be re-levied on to 2017 Town/County Tax bill.

A motion to accept the Treasurer's report, as read, was made by Trustee Elizabeth A. Reilly, second by Trustee Alan Battiato. Motion unanimously passed.

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

Meadow Hill Apartments.

- 1- Building #6 interior work continues.
- 2- Building #2 framing complete.
- 3- Building #2 interior work started.
- 4- Building #3 footing and slab are in.

Steris Nucifora Blvd.

- 1- Interior work continues.
- 2- Site work continues.

Christopher's Bistro

- 1- Work almost complete.

FDF Enterprises – 5 Sanford Ave

- 1- Project complete.

Curtain – 1 Railroad Ave

- 1- Interior work continues.

Mott – 45 Meadow Ave

- 1- Footing, Foundation are in.
- 2- Framing has started.

Whispering Hills Condo

- 1- Decks have been reconstructed per plans.

Jean – 7 Vista Dr.

- 1- Footing and foundation work underway.

Quinn – 77 Main Street

- 1- Work well underway.

A motion to accept the Building Department report, as read, was made by Deputy Mayor Christopher Battiato, second by, Trustee Elizabeth A. Reilly. Motion unanimously passed

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

1. Personnel:

- Received a request from Keller-Williams Commercial Real Estate at 69 Brookside Ave for an officer to give a brief presentation on Realtor Safety. Officer Andino was assigned and gave the presentation on 27 September.

2. Citizen Issues:

- On October 7th, we held a "Coffee with Cop" event hosted by Bagel Girls Café at 69 Brookside Ave. Officers spoke about 20-25 citizens during the 3-hours event. Photos/comments are posted on the department Facebook page.

3. Public Safety Issues:

- Traffic Details: Continuing.
- On 2 June, the department received a complaint from a 15-year-old female who was being blackmailed into sending explicit photos and videos of her and her 12-year sister to a male in the U.K. Detective

Vuksanovich investigated and tracked the suspect to Doncaster, South Yorkshire, England. On 20 September, we were notified by the South Yorkshire Police that they had made an arrest in the case, the suspect had confessed and will be prosecuted.

- Halloween Curfew- Beginning 30 October from 8pm to 6am and 31 October 8pm to 6am 1 November. Applies to minors under the age of 18. Full code is on the website.

4. Facilities:

- No Issues

5. Equipment:

- None

6. Vehicles:

- 728, 2007 Impala 70, 000 miles, suffered a major transmission failure and was towed to Academy Transmission, Mdtn. for repair.

7. Other:

- No issues.

8. Department Activity YTD:

Call Type	2016
Calls for Service	2165
Criminal Cases	487
Arrests	300
Traffic Accidents	166

A motion to accept the Police Department report, as read, was made by Trustee Alan Battiato, second by Trustee Elizabeth A. Reilly. Motion unanimously passed

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

Road work continues in the industrial park with the new Steris building. The new catch basins are working on Elizabeth Lane and the old catch basins where the driveway was put in have been eliminated. The street openings for the drainage and sewer lines are in the process of being repaired. They have drilled and pinned the old concrete and poured new concrete into the street openings where the old concrete was removed to put in the new lines. They have to wait for the new concrete to cure and then they will add the blacktop on top of the concrete.

The ditch line where the new drainage pipe was installed on Hambletonian Ave. has been blacktopped.

We have replaced some sidewalks and curbing in various areas of the village that was deteriorated or collapsed. Those areas are as follows:

1. 60' of curbing on Main Street in front of Derosa's Deli.
2. A small section of the island by the Magoya Japanese Restaurant
3. 20' of sidewalk by 23 Academy Ave.
4. 80' of curbing on Whispering Hills Drive from Section 4300-4700 towards the circle.

Received a phone call on Wednesday October 5, 2016 from the Village of Chester Police Department to recover what was once call the hut in the Park and Ride. Apparently, a tractor trailer had back into the hut while trying to turn around and somehow hooked the hut while pulling forward and dragged it onto Chester Blvd. When we arrived, we turned off the power that went to the hut and removed the remaining pieces from the street onto the grass and swept up all the broken glass. The next day I notified Dan Coots from the NYS DOT about the hut and he said that he would notify Coach USA, who is in charge of the maintenance and have the remains removed.

The leaf vac is ready to go and we are in the process of transferring over the leaf box to another dump truck for another season for our leaf pick up. At this time, village residents can bring leaves out to the curb to be picked up. We ask that you do not put out leaves in or near storms drains or by catch basins as this will prevent water from getting to storm drains and catch basins and will cause the water to back up onto the streets. Also, please keep sticks, and stones separate from leaves as this will clog or damage the leaf vac and cause

downtime. All weekly pick up, including leaf pick will end on December 1st, so we urge village residents to put out their leaves at their earliest convenience.

The New York State Salt bid for 2016-2017 year was awarded to Cargill Inc. The price of salt this year will be \$70.90 a ton.

The village snow ordinance will go into effect on November 1st to April 15th, at which time there is no parking on any village street between the hours of 3:00am to 6:00am.

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

A motion to accept the Street Department report, as read, was made by Trustee Brian J Boone, second by Alan Battiato. Motion unanimously passed

WATER REPORT: Water Commissioner, Gary Green Jr., read his report as follows:

- 1) Daily filter plant & well operations
- 2) Twice per week filter cleaning
- 3) Weekly mowing of facilities
- 4) Continue hydrant painting
- 5) Chlorinated main for building 4 Meadow Hill Development
- 6) Installed meter pit at beginning of Ricky lane and worked with contractor on new service install. 800 feet of 1 ½ underground pex.
- 7) Fixed service line leak at intersection of maple and north Hudson street. Pin holes in copper due to stray current electrolysis.
- 8) Monthly samples and THM's were taken to lab for testing
- 9) Patched leak on fiberglass tank at filter plant
- 10) Continue water line mark-outs for Dig Safe N.Y.

A motion to accept the Water Department report, as read, was made by Deputy Mayor Christopher Battiato, second by, Trustee Elizabeth A. Reilly. Motion unanimously passed

PARK & RECREATION: No one present from Park & Rec.

OTHER BUSINESS:

RESOLUTION ENGAGING DANZIGER & MARKOFF LLP FOR ACTUARIAL SERVICES FOR FISCAL YEARS 2016 AND 2017:

RESOLVED, that the Mayor and the Board of Trustees of the Village of Chester hereby engage the services of Danziger & Markoff LLP, attorneys at law, to perform actuarial services for the Village's post-employment benefit plan for the fiscal years of 2016 and 2017; and be it further

RESOLVED, that the Mayor and the Village Clerk and Village Treasurer are hereby authorized and directed to take such actions and perform such other and further acts that are reasonably necessary to fulfill the purpose of this Resolution

Introduced by: Trustee Elizabeth A. Reilly
Seconded By: Deputy Mayor Christopher Battiato
On a vote of 5 to 0, the resolution was adopted.

RESOLUTION ENGAGING RBT CPAs, LLC FOR AN AUDIT OF THE VILLAGE AND THE VILLAGE JUSTICE COURT FOR THE FISCAL YEAR ENDING MAY 31, 2016:

RESOLVED, that the Mayor and the Board of Trustees of the Village of Chester hereby engage the services of RBT CPAs, LLC, certified public accountants, to audit the Village of Chester and the Village of Chester Justice Court as and for the year ending May 31, 2016; and be it

RESOLVED, that the Mayor and the Village Clerk and Village Treasurer are hereby authorized and directed to take such actions and perform such other and further acts that are reasonably necessary to fulfill the purpose of this Resolution.

Introduced by: Trustee Alan Battiato

Seconded By: Trustee Brian J Boone

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

SMALL MIRACLES - SUBMITTAL TO VILLAGE BOARD FOR REQUEST OF ZONE CHANGE.

Project Engineer Andy Willingham was present and gave a brief presentation for the Board member and the audience of their intentions for the property which includes vacant land. Small Miracles submitted a letter and a proposal packet to the Village Clerk and Village Board. (Proposal attached to minutes)

A motion was made by Trustee Brian J Boone and seconded by Deputy Mayor Christopher Battiato to refer the Small Miracles zone change request to the Planning Board for a report. Motion unanimously passed

ELMWOOD PROJECT

Project Engineer Mark Siemers was present and gave a brief presentation. See attached. Village board rejected the application to move forward with project.

FRONTIER COMMUNICATIONS FRANCHISE AGREEMENT

WHEREAS, Frontier Communications of New York, Inc., a New York corporation, has applied for a franchise agreement to permit it to provide cable television service in the Village of Chester; and

WHEREAS, the Frontier Communications of New York, Inc. requires a franchise to operate in and on Village streets; and

WHEREAS, Frontier Communications of New York, Inc. submitted a proposed franchise agreement to operate a cable television system within the Village of Chester; and

WHEREAS, a Public Hearing was held before the Chester Village Board on September 12, 2016; and

WHEREAS, the Mayor and Trustees have considered the submissions by Frontier Communications of New York, Inc., the comments of the public and written submissions by or on behalf of other providers of cable television service in the Village;

NOW, THEREFORE, BE IT

RESOLVED, by the Village Board of the Village of Chester that

1. The Board finds that Frontier Communications of New York, Inc., possesses the technical ability, financial condition and character necessary for the grant of a cable television franchise and that the proposed franchise agreement complies with federal and state law and the franchise standards required by the New York State Public Service Commission, subject to review and approval by that Commission.

2. The Board finds it would serve the public interest of the citizens of the Village to approve granting a franchise to Frontier Communications of New York, Inc.

3. Subject to the conditions mentioned below, the Board does hereby grant to Frontier Communications of New York, Inc. a non-exclusive franchise to construct, own and operate a cable television system within the Village of Chester to Frontier Communications of New York, Inc. for a term of fifteen (15) years from the date of approval by the New York State Public Service Commission.

BE IT FURTHER RESOLVED, that the Mayor be hereby authorized to execute a franchise agreement with Frontier Communications of New York, Inc., substantially in the form presented to this meeting, with an express proviso added to the effect that, at such time as the Village chooses to acquire and use telecommunications equipment for PEG purposes, the franchisee shall be required to provide a monetary grant to the Village for the purpose of acquiring the necessary equipment, and with such other non-substantive modifications thereto as may be agreeable to the Mayor and the attorney for the Village, it being understood substantive modifications, should

any such be proposed, must be presented to this board for further consideration and approval.

Motion by Trustee Elizabeth A. Reilly

Seconded by Trustee Brian J. Boone

Approved by vote of 5 in favor and 0 opposed.

A motion to approve the transfer current employee Joseph Phillips from the Street Department to Water Department, was made by Trustee Elizabeth A. Reilly, second by Deputy Mayor Christopher Battiato. Motion unanimously passed.

CALENDAR:

- October is Bullying awareness month.
- Fall Volunteer Training for Hospice for 2016 as follows: 10/17, 10/24, and 10/31. Where: The Community Church of Wurtsboro, 134 Sullivan St., Wurtsboro NY 12790. Contact: Debra Epstein at 845-565-4849 or derae@hospiceoforange.com.
- Village Hall will be closed on the following dates: November 8th, and 11th for Election day and Veterans day.
- For more information on voting please contact the board of elections at 845-360-6500.

2016 Election Dates General Election- Tuesday, November 8, 2016

 Polls are open from 6am to 9pm

 10/14/16 **Last Day to Register to vote in this Election**

 10/14/16 **Last Day to file change of party affiliation to take affect 7 days after General Election**

 11/1/16 **Last Day to Post Mark an Absentee Ballot Application**

Absentee Voting in Person - In addition to Board of Election office hours 9am to 5pm, the office will also be open the following dates and times:

Extra Absentee Voting Hours:

 Tuesday, October 25, 2016 5pm to 9pm

 Thursday, October 27, 2016 5pm to 9pm

 Saturday, October 29, 2016 9am to 1pm

 Tuesday, November 1, 2016 5pm to 9pm

 Thursday, November 3, 2016 5pm to 9pm

 Saturday, November 5, 2016 9am to 1pm

[Election Inspectors Needed – Earn \\$200 for Election Day!](#)

ADJOURNMENT:

A motion to adjourn the monthly meeting and go into execution to discuss employment matters was made by Trustee Elizabeth A. Reilly, second by Deputy Mayor Christopher Battiato. Motion unanimously passed.

Respectfully submitted,

Rebecca Rivera
Village Clerk