

**Village of Chester
Board of Trustees Meeting
November 10, 2014**

The Board of Trustees of the Village of Chester held their monthly business meeting in the Village Hall meeting room on Monday, November 10, 2014. Members present: Mayor Philip Valastro, Deputy Mayor Carole Duffy, Trustee Betty-Jo Bono, Trustee John T Bell and Christopher Battiato. Also present: Village Attorney Ian Schlanger, Village, Police Chief Peter Graziano, Street Superintendent, Charles Bono, Water Treatment Operator, Thomas Becker, Village Treasurer, Angela O'Neill and Village Code Enforcement Officer John Orr. In the audience: Town of Chester Park and Recreation Park & Recreation Director Walter Popailo, Virginia Privitar of The Chronicle Newspaper, Gordon Shehab, Nikki Mayer, Leslie Smith, Clifton Patrick, David Stevenson, Anthony Quinn, and Edward Szulwach.

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

AUDIT OF BILLS: Mayor Philip Valastro noted audit of monthly bills for approval was complete.

APPROVAL OF MINUTES: A motion to accept a Village monthly business minutes of October 6, 2014 was made by Trustee John T Bell, second by Deputy Mayor Carole Duffy. Motion unanimously passed.

TREASURER'S REPORT: Treasurer Angela O'Neill was present and read the report as follows:

CASH BALANCES ENDING OCTOBER 31, 2014:

<u>Fund/Bank Account</u>	<u>Deposits</u>	<u>(Disbursements)</u>	<u>Interest</u>	<u>Ending Balance</u>
<u>General Fund</u>				
Checking	239,605.22	263,089.22	11.77	153,004.80
Savings	16,307.39	145,646.85	1,234.64	6,059,777.52
<u>Water Fund</u>				
Checking	24,352.37	30,493.28	18.74	231,235.23
Capital MM	--	--	6.89	85,509.71
<u>Sewer Fund</u>				
Checking	62,139.88	79.15	35.24	473,418.47

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

General Fund	4,837.07
Water Fund	108.80
Sewer Fund	111.04

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) 2014-2015 COLLECTION of Village Property Tax and Sewer continues.
- (4) 5/31/2014 AUDIT ENGAGEMENT: Requesting a motion to accept audit services proposal of Vanacore, DeBenedictus, DiGiovanni & Weddell, LLP.
- (5) BANK ACCOUNTS: Requesting permission to open (3) new checking accounts for general, water and sewer funds @ Orange County Trust in the Village of Chester, N.Y.

A motion to accept audit services proposal of Vanacore, DeBenedictus, DiGiovanni & Weddell LLP was made by Trustee Betty-Jo Bono, second by Deputy Mayor Carole Duffy. Motion unanimously passed.

A motion to authorize the Treasurer to open (3) new checking accounts for general, water and sewer funds @ Orange County Trust in the Village of Chester, N.Y., was made by Deputy Mayor Carole Duffy, second by Trustee Betty-Jo Bono. Motion unanimously passed.

A motion to approve the Treasurers report was made by Trustee John T. Bell, second by Trustee Betty-Jo Bono. Motion unanimously passed.

BUILDING REPORT: Building Inspector/Code Enforcement Officer John Orr was present and read report as follows:

Smith – 65 Greycourt Ave

1- No change.

Satin – 32 Leone Lane

1- Work continues.

Allen’s Falafel 115 Main St

1- Work continues.

Sunoco -68 Brookside Ave

1- Work well underway.

Wendy’s – 78 Brookside Ave

1- Project complete.

Sienko – 20 Oakland Ave

1- Work well underway.

CSA – 62 Leone Lane

1 – Work complete.

Previtera – 18 School St.

1- No work has started.

Symrise – 45 Leone Lane (former Belmay)

1- Issued permit for interior renovation.

Would like to attend a two day conference in Kingston NY given by Tri-County NYSBOC on December 3&4.

A motion to authorized John Orr, Code Enforcement to attend two day conference in Kingston NY given by Tri-County NYSBOC on December 3rd and 4th was made by Trustee John T. Bell, second by Trustee Betty-Jo Bono. Motion unanimously passed.

POLICE REPORT: Police Chief Peter Graziano was present and read his report as follows:

1. Personnel:

- No Issues

2. Citizen Issues:

- Taco Bell held their grand opening on 27 September. Chief Graziano, Officers Rader and Guarneiri performed child fingerprinting and provided public information services. 15 children were fingerprinted.

3. Public Safety Issues:

- Traffic Details: Continuing.

4. Facilities:

5. Equipment:

- No Issues.

6. Vehicles:

7. Department Activity YTD:

Call Type	2014			
Calls for Service	3435			
Criminal Cases	591			

Arrests	379			
Traffic Accidents	188			

STREET REPORT: Street Superintendent Charles Bono was present and read report as follows:

As of November 1st the snow ordinance is in effect in which there is no parking on any village street between the hours of 3:00am to 6:00am.

We spent a couple of days blacktopping with the drag box.

Orange and Rockland will be extending the existing 2” plastic gas main from the intersection of Maple Ave. down towards lower Hudson St.

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

A majority of our time has been spent picking up leaves.

We would like to remind the village residents that all weekly pick up, including leaf pick up will end December 1st, so we urge everyone to put out their leaves at the earliest convenience.

As of October 31st, Orange County DPW has stopped maintaining the Park and Rides. The state has transferred the maintenance over to Coach USA.

WATER REPORT: Water Treatment Operator Thomas Becker was in attendance and read his report as follows:

- 1= Daily Filtration plant and well # 12 routine daily.
- 2= We are currently doing two more monthly coliform test samples. The OCHD is no longer sampling THM and HAA5 for October were completed.
- 3= At the Filtration plant twice weekly EFM membrane cleanings are being done and CIP cleanings were done in October. I received the price quote from the Pall Corp. and a quote for the electrical supplies needed to protect the equipment in the Filter plant from power surges.
- 4= Biweekly mowing have been done at all water facilities.
- 5= All meters were read and bills went out.
- 6= Fall water main flushing has been completed.
- 7= We have started to clean main water curb boxes throughout the Village.
- 8= The water dept. employees have completed a confined space class.
- 9= Gary and Joe helped the Highway dept. pave for two days.
- 10= We continue to do water line mark outs daily.
- 11= I would like to have permission to go out to bid on a new pickup.

PARK & RECREATION: Park & Recreation Director Walter Popailo was not in attendance. No report submitted.

OTHER BUSINESS:

Water Filtration Property Tax Exemption - 2016:

WHEREAS the Village of Chester is the owner of real property in the Town of Monroe, County of Orange identified on the tax map as follows:

<u>Section</u>	<u>Block</u>	<u>Lot</u>
18	5	11
13	1	28
8	1	78
8	1	35
8	1	77
8	1	24
8	1	23
8	1	22

8	1	21
8	1	16
8	1	12
8	1	8
8	1	54
8	1	53
13	1	28
8	1	42
8	1	44
8	1	45
8	1	46

WHEREAS the above real property is devoted solely to public use and is part of the Village owned water system as the site for the Village's Water Filtration Plant, necessary connections and appurtenances; and

WHEREAS the Real Property Tax Law, Section 406(3), provides the authority for each taxing district in which municipally owned property used in such manner is located to grant a whole exemption from real property taxes levied by that taxing district; and

WHEREAS such exemption for the Village of Chester Water supply site real property would provide a direct and immediate benefit for the taxpayers and water users of the Village of Chester, which would enhance real property ownership, encourage industrial and commercial development, and exemplify a spirit of inter-municipal cooperation between the County of Orange and the Village,

NOW, THEREFORE, be it

RESOLVED that the Village Board of the Village of Chester, on behalf of the Village of Chester, its taxpayers, water users and citizens hereby petitions the County of Orange to grant a whole exemption from Orange County real property taxes commencing for the calendar year 2016 for the parcel of real property identified as follows in the Town of Monroe:

<u>Section</u>	<u>Block</u>	<u>Lot</u>
18	5	11
13	1	28
8	1	78
8	1	35
8	1	77
8	1	24
8	1	23
8	1	22
8	1	21
8	1	16
8	1	12
8	1	8
8	1	54
8	1	53
13	1	28
8	1	42
8	1	44
8	1	45
8	1	46

and be it further

RESOLVED that a copy of this resolution be forwarded to the appropriate Orange County Government officials.

Introduced By: Trustee John T Bell

Seconded By Trustee Betty-Jo Bono

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

Resolution Establishing Date of Village Board Reorganization Meeting:

WHEREAS, the Village held its general Village Election; and

WHEREAS, thereafter, the newly elected Mayor and Board of Trustees must hold a reorganization meeting.

NOW, THEREFORE, be it hereby

RESOLVED that the Board of Trustees of the Village of Chester, New York will hold the 2013 Village Reorganization Meeting on December 1, 2014, at 7:00 p.m. at the Village Hall; and be it further

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

Introduced By: Trustee Betty-Jo Bono

Seconded By: Trustee John T Bell

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

Resolution changing date of December's Village Board Meeting.

WHEREAS, the regularly scheduled meeting of the Board of Trustees of the Village of Chester (the "Village Board"), for December 2014, is presently scheduled for December 8, 2014; and

WHEREAS the Village Board is currently scheduled to meet to hold its Organizational Meeting on December 1, 2014,

NOW, THEREFORE, BE IT HEREBY

RESOLVED that the Village Board hereby changes the Village Board's December 2014 Village Board meeting from December 8, 2014, to December 1, 2013 at 7:05 p.m.; and be it further

RESOLVED, that the Village Clerk is hereby authorized and directed to provide notice of the change of date of the December 2014, Village Board meeting in accordance with all laws, rules and regulations.

Introduced By: Trustee Betty-Jo Bono

Seconded By: Trustee John T Bell

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

A motion to hire a contractor to repair the water damage to the police station and carpet in meeting room was made by Deputy Mayor Carole Duffy, second by Trustee John T Bell. Motion unanimously passed.

A motion to renewal Optical Plan with Guardian vision plan was made by Trustee Betty-Jo Bono, second by Trustee John T Bell. Motion unanimously passed.

A motion to renewal Employee Assistance Program Renewal Annual Agreement was made by Trustee Betty-Jo Bono, second by Trustee John T Bell. Motion unanimously passed.

A motion to wave the 30 Day Advance Notice for Rustic Wheelhouse Restaurant, located at 39 Main St., Formerly known as Boodles Opera House was made by Deputy Mayor Carole Duffy, second by Trustee John T Bell. Motion unanimously passed.

RESOLUTION ON HIRING SPECIAL:

WHEREAS, the Village of Chester, New York Board of Trustees ("Board") realizes that litigation may be forthcoming and that Special Counsel representing the Village Board is critical to defend the best interests of the Village and its resident taxpayers; and

WHEREAS, the hiring of Special Counsel does require the expenditure of funds, but the expenditure of those funds is necessary to safeguard the Village from being exposed to unfounded litigation threats and demands for monetary payments that are not warranted under the law and which would cost taxpayers extraordinary sums of money if the Village is not properly represented by experienced Legal Counsel; and

WHEREAS, Special Counsel well versed in municipal matters has been identified in the Firm of Feerick Lynch MacCartney, Esqs. who undertake representation of municipalities in the greater Hudson Valley area.

NOW THEREFORE, it is resolved by the Village Board as follows:

Section 1. All "**WHEREAS**" paragraphs are incorporated herein by reference as though set forth in full herein.

Section 2. The Firm of Feerick Lynch MacCartney, Esqs. is hereby retained by the Board of Trustees to undertake all services necessary with regard to threats of pending litigation and any litigation filed as well as related matters concerning land use and zoning at the hourly rate of \$250 per hour plus expenses. The retention of Feerick Lynch MacCartney, Esqs. as Attorneys for the Board of Trustees for the Village of Chester, New York shall authorize said Special Counsel to review and obtain all Village documents and consult with all Village Officials and Village Employees as well as Planning, Zoning, Land Use and other Consultants for the Village.

Section 3. This Resolution shall take effect immediately.

The question of the adoption of the foregoing was duly put to a vote on roll call, which resulted as follows:

The Resolution was thereupon duly adopted.

BY ORDER OF THE VILLAGE BOARD OF THE
VILLAGE OF CHESTER, NEW YORK.

Roll Call Vote

Name	Ayes	Noes	Abstain	Absent
Mayor Philip Valastro		X		
Deputy Mayor Carole Duffy		X		
Trustee Betty-Jo Bono	X			
Trustee John T. Bell	X			
Trustee Christopher Battiato	X			
TOTAL	3	2		

The following was presented:

By Trustee John T Bell

Second by Trustee Betty-Jo Bono

Date of Adoption November 10, 2014

CALENDAR

- Village Board meeting is scheduled for December 1, 2014 at 7:10pm
- Village Reorganization meeting scheduled for December 1, 2014 at 7:00pm
- Village Offices Closed on November 27, 28 and December 25, 2014.
- Village Office will close at 1pm on the following days: Wednesday, December 24 and Wednesday, December 31, 2014.

ADJOURNMENT

A motion to adjourn the monthly business meeting and go into executive session was made by Trustee John T Bell, second by Deputy Mayor Carole Duffy. Motion unanimously passed.

Respectfully submitted,

Rebecca Rivera
Village Clerk