

**Village of Chester
Board of Trustees Meeting Minutes
November 14, 2017**

The Board of Trustees of the Village of Chester held their monthly meeting in the Village Hall meeting room on Monday, November 13, 2017.

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

Also, present: Village Clerk Rebecca Rivera, Village Treasurer Angela O'Neill, Attorney for the Village, Harold Pressberg, Village Street Superintendent Charles Bono, Village Police Chief Peter Graziano, Village Water Commissioner Gary Green, and Village Code Enforcement Officer John Orr.

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

AUDIT OF BILLS: Mayor John Tom Bell noted that the audit of the **October 2017**, 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 Trustee Brian J Boone. Motion unanimously passed.

APPROVAL OF MINUTES: Monthly Meeting Minutes of **October 10, 2017**.

A motion to approve the Monthly Meeting Minutes of October 10, 2017, was made by Trustee Elizabeth A. Reilly, second by Trustee Alan Battiato. Motion unanimously passed.

TREASURERS REPORT:

CASH BALANCES ENDING October 31, 2017

<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)	---	--	625.63	2,906,809.37
Checking (Orange County Trust)	539,208.18	382,160.31	9.49	313,959.45
Savings (Orange County Trust)	---	--	346.97	3,536,797.49
<u>Water Fund</u>				
Capital Checking	--	--	7.93	92,150.16
Checking	42,621.83	30,215.12	17.59	358,465.94
<u>Sewer Fund</u>				
Checking	62,106.31	1,022.42	39.05	782,586.88

Cumulative Fiscal Year Interest Earned by Fund 06/1/17 – 05/31/2018

General Fund	\$	4,790.63
Water Fund	\$	133.19
Sewer Fund	\$	175.08

Treasurer's Discussion:

- 1. STATEMENT OF REVENUE & EXPENDITURES:** Year to Date Report is attached.

2. **2017-2018 COLLECTION:** Collection of Village Sewer continues. Sewer installment #3 is due by 01/02/18
3. **UNPAID TAX:** An unpaid tax file was submitted to Orange County Commissioner of Finance Office for the purpose of re-levying unpaid village property taxes on to the January 1, 2018 Town/County Property Tax Bill.
4. **SEWER BILL ADJUSTMENT:** Requesting Village Board permission to adjust account #234-0 reducing assessment by 4 units (\$232.00).

A motion to allow the Treasurer to adjust account #234-0 reducing assessment by 4 units (\$232.00) was made by Trustee Elizabeth A. Reilly, second Trustee Alan Battiato. Motion unanimously passed.

A motion to accept the Treasurer's report, as read by Treasurer, Angela O'Neill, was made by Trustee Elizabeth A. Reilly, second by Deputy Mayor Christopher Battiato. Motion unanimously passed.

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

Peterman – 11 Elm Street

- 1- Footing & foundation now in.

7 Springs Dup LLC. - 143 Main St

- 1- Issued permit for renovation of office area.

Beer World – 35 Brookside Ave

- 1- Issued permit for renovation of store.

Meadow Hill – 44 High St.

- 1- Issued permit for construction of Pavilion.

UPS – 1 Leone Lane

- 1- Issued permit for construction of new dock door.

Castle – 109 Brookside Ave

- 1- Issued permit for construction of deck for the Zipline.

Pep Boys – 29 Elizabeth Dr.

- 1- Issued permit for alteration to product racking.

BYK – 48 Leone Lane

- 1- Issued permit for the addition and roof line expansion.

Amscan – 47 Elizabeth Dr.

- 1- Issued permit for the alteration of product racking with automation.

A motion to accept the Building Department report, as read, was made by Trustee Brain J. Boone, second by Trustee Alan Battiato. 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.

4. Facilities:

- Halloween went well, we had 1 call for a fight in progress in Whispering Hills and patrols stopped a large group that was crossing from Surrey Meadows on to June Road near curfew time.

5. Equipment:

- No issues.

6. Vehicles:

- 726 2011 impala 88,000+ is having a chronic transmission issues. Since it was just out of warranty, a GM replacement was put in which gave us a new 3yr warranty. Academy Transmissions also absorbed most of the cost since it was an on-going problem.
- 727, 2014 Impala, still has an on-going issue where it won't start for some unknown reason intermittently. It has been up to Healy numerous time and several parts have been replaced to no avail. I have contacted GM Leet in Michigan; they are not aware of any issues and have no possible solutions.
- We have attempted to drive the vehicle for months in the hope that the affected part would fail, leading to cause but nothing has presented itself. As a result, the vehicle either cannot be turned off while in use or must be taken out of services since it may not start, particularly in an emergency.

7. Other:

- No issues.

8. Department Activity YTD:

Call Type	2017
Calls for Service	2389
Criminal Cases	491
Arrests	291
Traffic Accidents	185

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

STREET REPORT: Street Superintendent, Charles Bono, read his 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 have blacktopped the ditch line on Vadala Rd., where the new drainage pipe was installed next to the school's ballfield.

We have repaired a catch basin on Greycourt Ave. by the Outdoors Clothing Store.

We have blacktopped the ditch line at Brady's Auto, where the water dept. repaired a broken water main.

The state has made repairs to the intersection of Brookside Ave. and Kings Hwy. We had asked them to include in their scope of work a section in the middle of the intersection that was severely rutted in the west bound lane as you cross over from Kings Hwy, but they failed to include into the project because of limited funds.

We were out a few hours on Saturday and Sunday the 28th and 29th of October picking up leaves that were placed in or near catch basins and ditch lines, because of the heavy rains and winds that forecasted for Sunday and Monday. In all we had 2.8" of rain and two big tree limbs come down. One tree limb came down at 1 Railroad Ave. which brought wires down and fell onto the street. We had to shut the street down until Orange and Rockland could come and put the wires back up. The other tree limb came down by 1 High St.

which fell onto the sidewalk.

We have replaced 80 feet of drainage pipe on Walnut St. by the school gym with the intention of the school installing new sidewalk and repaving the paving area.

We also replaced a drainage line and two catch basins at the intersection of Highland Ave. and Kerner Dr. Since then that ditch line has also been blacktopped

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

We also continue to pick up leaves.

A motion to accept the Street Department report, as read, was made by Trustee, Elizabeth A. Reilly, second by Deputy Mayor, Christopher 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) Replaced Roof at Well house.
- 5) Meter reading was completed.
- 6) Clean in place procedure was completed on both filter skids.
- 7) Monthly samples were taken to lab for testing.
- 8) Marking out of water lines for Dig safe N.Y.
- 9) Replaced water pump and belts on 206 GMC.
- 10) Patched spots on the Filter Plant roof with tar.

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

PARK & RECREATION: No one present from Park and Recreation.

I received an email from Park and Recreation stating that they would not be able to attend the meeting and if I would mention the following: Park & Recreation is sponsoring Children's Holiday Party- **December 1, 2017** at the Sugar Loaf Fire House from **6pm-8pm**.

Park & Recreation is sponsoring NYC "on your own" Bus Trip, Saturday, **December 2, 2017**, Leaving Chester at **8:30am**. For more information call **845-469-7000 ext. 8**

OLD BUSINESS:

Mr. Robert Young and Dominick Dierna requesting a zone change on property located on Kings Highway.

A motion was made to refer the zone change request to the Village of Chester Planning Board, was made by Trustee Elizabeth A. Reilly, second by Deputy Mayor Christopher Battiato. Motion unanimously passed.

Resolution Adopting Local Law #3 of 2017, Amending The Zoning Code 98-20 (E) Off Street Parking and Loading, Computation of Spaces in a B-1 Zone.

OTHER BUSINESS:

On Motion of Trustee Alan Battiato, seconded by Deputy Mayor, Christopher Battiato, it is resolved that:

WHEREAS, by Resolution, date June 12, 2017, the Village Board of Trustees referred Introductory Local Law #4, Amending the Zoning Code 98-20 (E) Off- street Parking and Loading, Computation of Spaces in a B-1

Zone, to the Village Planning Board for a report as provided in Village Code 98-40(A); and

WHEREAS, on August 31, 2017, the Village Planning Board reported, as provided in Village Code 98-40(A), that it recommended the adoption of Proposed Local Law #4, Amending the Zoning Code 98-20 (E) Off-street Parking and Loading, Computation of Spaces in a B-1 Zone, with certain changes as set forth in its Report, and

WHEREAS, the Orange County Planning Department recommended "Approval" in its July 11, 2017, response to the referral required by General Municipal Law§239-1,m,n; and

WHEREAS, on September 11, 2017, the Village Board passed a resolution acknowledging the Planning Board's Report and scheduling a public hearing to be held on October 10, 2017, and

WHEREAS, on October 10,2017, such public hearing was called to order and any member of the public was invited to be heard on the subject and such public hearing was duly closed, and

WHEREAS, a Short Form Environmental Assessment Form ("EAF") was prepared indicating that the adoption of the Introductory Local Law was an Unlisted Action under State Environmental Quality Review Act ("SEQRA") and that there were no potentially significant environmental impacts associated with the proposed adoption, and

WHEREAS the Mayor and Trustees having duly considered any and all comments made by the public, and the same having been recorded and, as a result of the public comments, the proposed local law has been revised to clarify that it only applies to parking for business uses in a B-1 district, and there appearing to be good and sufficient reason that the proposed amendments to the Village Zoning Code with respect to off-street parking in a B-1 District be adopted

NOW, THERE, be it

RESOLVED, the Village Board of Trustees types the adoption of Local Law #3 of 2017 as an "Unlisted Action" under SEQRA, that the Short Form EAF is approved, that the proposed action is hereby given a negative declaration and the Mayor is authorized to sign the Part 3 Determination of Significance so indicating, and it is further

RESOLVED, that Local Law #3 of 2017, in the form presented to this meeting, is hereby adopted, and the Clerk is authorized and directed to file same with the Secretary of State and to annex a copy thereof to the minutes of this meeting.

Votes:	FOR	AGAINST
Mayor John T. Bell	<u>X</u> _____	_____
Deputy Mayor Christopher Battiato	<u>X</u> _____	_____
Trustee Alan Battiato	<u>X</u> _____	_____
Trustee Elizabeth A. Reilly	<u>X</u> _____	_____
Trustee Brian J. Boone	<u>X</u> _____	_____

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

RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR REHABILITATION OF PUMP STATION # 3

WHEREAS, pursuant to the provisions of the General Municipal Law and the Village of Chester Code, the Village of Chester invited bids for the Rehabilitation of Sewer Pump Station #3 (the "Project"); and

WHEREAS, on the opening of bids, the low bidder was found to be TAM Enterprises, Inc., of 114 Hartley Road, Goshen, New York, with a bid of \$324,628.00; and

WHEREAS TAM Enterprises, Inc., appears to be properly qualified to perform the work required and has submitted a conforming bid, together with surety bid bond; and

WHEREAS award of a contract for performance of the work of this Project to TAM Enterprises, Inc., has been approved by the Project Engineers, Lanc & Tully, P.C., and by the attorney for the Village,

NOW, THEREFORE, BE IT RESOLVED, that the Mayor is authorized to award the contract for construction of the Project to TAM Enterprises, Inc., and to enter into the said contract on behalf of the Village of Chester, subject an appropriate affidavit supplied by TAM Enterprises, Inc., and that there's no conflict of interest.

Introduced By: Trustee Brian J. Boone
Second By: Deputy Mayor, Christopher Battiato
On a vote of 5 to 0 the resolution was adopted.

Resolution Property Tax Exemption – 2019 Property Tax Exemptions on properties owned by the Village of Chester located in Town of Monroe surrounding Walton Lake.

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:

Section	Block	Lot
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	14
8	1	13
8	1	12
8	1	11
8	1	10
8	1	9
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 2019 for the parcel of real property identified as follows in the Town of Monroe:

Section	Block	Lot
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	14
8	1	13
8	1	12
8	1	11
8	1	10
8	1	9
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 Alan Battiato

Second By: Trustee Elizabeth A. Reilly.

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 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 2017 Village Reorganization Meeting on December 4, 2017, 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: Deputy Mayor Christopher Battiato

Seconded By: Trustee Alan Battiato

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

The Chester Agricultural Center is asking permission to use a village water tap on the corner of Meadow Avenue and Acres Way. Simon Ziegler will be representing the CAC.

30-day waiver requested for Brother Bruno's located 78 Brookside Ave
 A motion to waive the 30-day advance notice to a Local Municipality was made by Deputy Mayor, Christopher Battiato, second by Trustee Brian J. Boone.

Discussion on two complaints submitted regarding Trucks going down Garden Street off Route 94
 Street Superintendent, Charles Bono stated that he will petition the state

CALENDAR:

- Village will be closed on, November 23 & 24 Thanksgiving Day and day after.
- November 30, 2017, Chester Academy art students will be decorating the windows of the businesses located downtown Main Street by painting Christmas scenes on the windows. Rustic Wheel House is donating pizza to the students.
- Park & Recreation is sponsoring Children's Holiday Party- December 1, 2017 at the Sugar Loaf Fire House from 6pm-8pm.
- Park & Recreation is sponsoring NYC "on your own" Bus Trip, Saturday, December 2, 2017, Leaving Chester at 8:30am. For more information call 845-469-7000 ext. 8
- Proposed Village of Chester Comprehensive Plan- Saturday, December 2, 2017 at 9:30 am. Location: Chester Senior Center behind Chester Library, 1784 Kings Hwy, Chester.
- December 10, 2017 at 5pm, Chester Historical 25th Annual Tree Lighting and Parade – Sponsored by Chester Historical Society. Tetz is bringing their Clydesdale horses to join the parade Beginning at the 4:30pm on Hudson Street, by Flynn's Funeral and ending the train station by the Erie Depot, next to trail. For more information go to: chesterhistoricalsociety.com

Mayor John T. Bell opened the meeting up to the public.

A motion to close the meeting at 8:10p.m., was made by Trustee Elizabeth A. Reilly, second by Trustee Alan Battiato. Motion unanimously passed.

Respectfully submitted,

Rebecca Rivera
Village Clerk