

# VOC MONTHLY MEETING

Monday, January 14, 2019  
7:00 p.m.  
Conference Room

## Agenda

- 
- I. Mayor John Thomas Bell, Call the meeting to Order
  - II. Audit of Bills for the month of **December 2018**
  - III. Approval of Monthly Meeting minutes: **December 2018 Monthly Meeting Minutes.**
  - IV. Treasurer's Report:
  - V. Building Inspector's Report:
  - VI. Police Chief's Report:
  - VII. Street Superintendent's Report:
  - VIII. Water Commissioner's Report:
  - IX. Park & Recreation Report:
  - X. Old Business:
    - 19-3 Adoption of Introductory Local Law #7 of 2018 as Local Law #1 of 2019 -A Local Law replacing CHAPTERS 38 and 48 of the VILLAGE CODE of the VILLAGE OF CHESTER with a new CHAPTER 38 OF THE VILLAGE CODE OF THE VILLAGE OF CHESTER TO BE ENTITLED "FIRE PREVENTION AND BUILDING CONSTRUCTION"
  - XI. New Business:
    - 19-1 Resolution Authorizing Chester Kiwanis Hambletonian 5K Walk/Run 2019,
    - 19-2 Resolution Authorizing Reimbursement of Medicare Part B Payments for 2018.
    - 19-3 Board of Trustee monthly meeting schedule for 2019.
    - 19-4 Approving a Short Form Environmental Assessment and making a negative declaration under SEQRA for a proposed parking lot project on Bank Street
    - 19-5 Authorizing the implementation, and funding in the first instance of the State-aid Program eligible costs, of a capital project for a Downtown municipal parking lot, and appropriating funds therefore
    - 19-6 Resolution acceptance of architectural services proposal for documentation of existing facility layout and preparation of existing condition drawings. 92 Main Street Project – Former Lippincott Funeral Home
    - 30 day Waiver 2019 – Chester Mall Brother Bruno's Pizza
    - Letter from Kiryas Joel Emergency Management Services.
    - Mary Altobelli – 4 Garden St.
  - XII. Calendar:
    - Comprehensive Committee Meeting on
    - Proposed Comprehensive plan meeting will be held on **(to be determined)**. Location: **45 Main St., 2nd Floor** above Police Station in the Village hall conference room.
    - **Village of Chester Closed on January 21, 2019** Martin Luther King, Birthday.
    - See our calendar for more upcoming meetings and events: <https://www.villageofchesterny.org>
  - XIII. Public Comments:
  - XIV. Adjournment:
  - XV. Executive Session: **(If needed)**      **\*\*AGENDA IS SUBJECT TO CHANGE\*\***

**\*If you require assistance attending the Village's Monthly Meeting in the conference room on 2<sup>nd</sup> floor, please contact the clerk a few hours before the meeting. 845-469-2388 ext. 222 \***

## RESOLUTIONS JANUARY 14, 2019

### **19-1 Resolution Authorizing KIWANIS 5K Run 2019:**

**WHEREAS**, the Chester Kiwanis Club (the "Applicant") has requested the use of Main Street in the Village of Chester for the Kiwanis' Hambletonian 5K Race on \_\_\_\_\_ (the "Event") from \_\_\_\_\_ am to \_\_\_\_\_ ; and

**WHEREAS**, the Applicant has promised to provide the Village with a certificate of liability insurance naming the Village of Chester as an additional named insured (the "Insurance Certificate"),

**NOW, THEREFORE**, be it hereby

**RESOLVED**, that the Applicant's request for use of the identified Village of Chester Property for the Event is hereby granted, subject to the Applicant providing the Village with the Insurance Certificate.

Introduced By:

Seconded By:

On a vote of \_\_\_\_\_ to \_\_\_\_\_, the resolution was adopted.

### **19-2 Resolution Authorizing Reimbursement of Medicare Part B Payments for 2018.**

**WHEREAS**, in providing The New York State Healthcare Plan as a healthcare plan option, the Village Board is required to reimburse each retiree's Medicare Part "B" payments; and

**WHEREAS**, the person identified in the attached list are entitled to reimbursement from the Village for their Medicare Part "B" payments,

**NOW, THEREFORE**, be it

**RESOLVED**, that the Mayor, Treasurer and/or Clerk of the Village are hereby authorized to reimburse those persons listed as eligible for reimbursement of their Medicare Part "B" payments.

Introduced By:

Seconded By:

On a vote of \_\_\_\_\_ to \_\_\_\_\_, the resolution was adopted

### **19-3 Resolution Adoption of Introductory Law No. 7 of 2018 as Local Law No. 1 of 2019**

**A Local Law replacing CHAPTERS 38 and 48 of the VILLAGE CODE of the VILLAGE OF CHESTER with a new CHAPTER 38 OF THE VILLAGE CODE OF THE VILLAGE OF CHESTER TO BE ENTITLED "FIRE PREVENTION AND BUILDING CONSTRUCTION"**

#### **"FIRE PREVENTION AND BUILDING CONSTRUCTION"**

**WHEREAS**, Introductory Local Law No. 7 of 2018, was presented at the October 1, 2018, meeting of the Mayor and Trustees, proposing a restatement of CHAPTER 38 of the Code of the Village of Chester entitled "FIRE PREVENTION AND BUILDING CONSTRUCTION", and

**WHEREAS**, at the October 1, 2018, meeting of the Mayor and Trustees, a public hearing was set for November 13, 2018, to hear any and all comments from the public concerning such proposed legislation, and

**WHEREAS**, notice of such public hearing was duly published and posted, and such public hearing was duly

convened on November 13, 2018, and all persons interested were afforded the opportunity to be heard as to the proposed legislation, and

Due consideration having been given to the proposed legislation, now, therefore,

**Motion on SEQRA determination:**

on motion by \_\_\_\_\_ and seconded by \_\_\_\_\_

with the Mayor and all trustees voting in favor [or trustees \_\_\_\_\_ and \_\_\_\_\_ voting in favor and trustee \_\_\_\_\_ voting against], it is

**RESOLVED**, that the Board of Trustees hereby determines that the adoption of the legislation proposed will not have a significant impact on the environment and therefore is deemed a Type II action under the State Environmental Quality Review Act ("SEQRA") so that no further action under SEQRA needs to be taken in connection with the adoption of this legislation.

**MOTION TO ADOPT LOCAL LAW No. 1 of 2019**

on motion by \_\_\_\_\_ and seconded by \_\_\_\_\_

with the Mayor and all trustees voting in favor [or trustees \_\_\_\_\_ and \_\_\_\_\_ voting in favor and trustee \_\_\_\_\_ voting against],

**Be it enacted** by the Board of Trustees of the Village of Chester, in the County of Orange, as follows:

Section 1. Chapters 38 and 48 of the Village Code of the Village of Chester are repealed and replaced by a new Chapter 38 of the Village Code of the Village of Chester as follows:

- **19-4 Approving a Short Form Environmental Assessment and making a negative declaration under SEQRA for a proposed parking lot project on Bank Street Approving a Short Form Environmental Assessment and making a negative declaration under SEQRA for a proposed parking lot project on Bank Street.**

**WHEREAS**, a Project for a Downtown municipal parking lot in the Village of Chester has been proposed involving the paving of approximately ¾ of an acre off Bank Street near the Village's Center Street parking lot; and

**WHEREAS**, the Mayor has submitted to this Board a proposed Part I Short Environmental Assessment Form and a proposed Part II Impact Assessment; and

**WHEREAS**, the Village Board Agrees with the description of the Project and the Impact Assessment proposed by the Mayor; and

**WHEREAS**, the Village Board, after due consideration, has determined that the proposed project will not result in any significant adverse environmental impacts,

**NOW, THEREFORE, be it**

**RESOLVED**, that the Village Board finds the proposed project is an Unlisted Action for purposes of the State Environmental Quality Review Act; and it is further

**RESOLVED**, that the Village Board approves and adopts the Part I Information and Part II Impact Assessment of the Short Environmental Assessment as presented to this meeting; and it is further

**RESOLVED**, that the Village Board determines that the proposed project will not result in any significant adverse environmental impacts and hereby makes a negative declaration in that regard, and it is further

**RESOLVED**, that the Mayor and the Clerk are authorized and directed to execute the negative declaration on Part 3 of the Short Environmental Assessment Form and to file same in the Office of the Village Clerk.

• **19-5 Authorizing the implementation, and funding in the first instance of the State-aid Program eligible costs, of a capital project for a Downtown municipal parking lot, and appropriating funds therefor**

**WHEREAS**, a Project for the Downtown municipal parking lot in the Village of Chester, PIN 8762.29 (the Project") is eligible for funding under a New York State Program administered by the New York State Department of Transportation (NYSDOT); and

**WHEREAS**, a sum not to exceed \$165,000 in Program Funding is available to progress the project.

**WHEREAS**, the Village of Chester desires to advance the Project by making a commitment of 100% of the State share of the costs of the (preliminary engineering, right-of-way incidentals, right-of-way acquisition, and construction.)

**NOW, THEREFORE, be it**

**RESOLVED**, that the Chester Village Board hereby approves the above-subject project; and it is hereby further

**RESOLVED**, that the Chester Village Board hereby authorizes the Village of Chester to pay in the first instance 100% of the cost of preliminary engineering, right-of- way incidentals, right-of-way acquisition, and construction work for the Project or portions thereof; and it is further

**RESOLVED**, that the sum of \$165,000 is hereby appropriated from the Capital Project Account and made available to cover the cost of participation in the above phase(s) of the Project; and it is further

**RESOLVED**, that in the event the full state share costs of the project exceeds the amount appropriated above, the Chester Village Board shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Mayor of the Village of Chester thereof, and it is further

**RESOLVED**, that the Mayor of the Village of Chester be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for State Aid on behalf of the Village of Chester with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's/Sponsor's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

**RESOLVED**, that a Certified Copy of this resolution be filed with the New York State Commissioner of Transportation of the State of New York by attaching it to any necessary Agreement in connection with the Project between the Village of Chester and the State of New York; and it is further

**RESOLVED**, this Resolution shall take effect immediately.

**19-6 Resolution acceptance of architectural services proposal for documentation of existing facility layout and preparation of existing condition drawings.**

**WHEREAS**, the Village of Chester intends to renovate the former Lippincott Funeral Home into the new Village Office, and

**WHEREAS**, as a first step in the designing of the renovation, documentation of an existing facility layout and the preparation of existing condition drawings are required, and

**WHEREAS**, the Village has received a proposal from DeGraw and DeHaan, Architects, to perform the architectural services on a time and material basis for a fee in the \$4,000 and \$4,500 range, and

**WHEREAS**, the Village's Board of Trustees determines that it is in the best interest of the Village to accept the DeGraw and DeHaan proposal, and

**WHEREAS**, a contract for professional architectural services does not required an invitation for bids or request for proposals, now therefore

**IT IS HEREBY RESOLVED**, by the Village of Chester Board of Trustees that the Mayor is authorized to enter into a written agreement, after approval of its form by the Village Attorney, with DeGraw and DeHaan, Architects, for the documentation of an existing facility layout and the preparation of existing condition drawings for the former Lippincott Funeral Home, 92 Main Street, Chester, NY, on a time and material basis not to exceed \$4,500 based upon the fee schedule contained in the proposal.