

**Board of Trustees
Monthly Meeting Minutes
June 13, 2022**

The Board of Trustees of the Village of Chester held its monthly meeting at the Village of Chester, 47 Main Street, Chester, NY conference room at 7:01 pm, on Monday, June 13, 2022.

Members present: Mayor Christopher Battiato, Deputy Mayor Elizabeth A. Reilly, Trustee Brian J. Boone, and Trustee Anthony Laspina. Trustee Alan Battiato was absent.

Also present: Deputy Clerk Jennifer Cruz, Clerk/Treasurer Angela O'Neill, Village Street Superintendent Charles Bono, Water Commissioner Gary A. Green Jr., Village Code Enforcement Officer John Orr, and Chief Timothy McGuire.

CALL THE MEETING TO ORDER:

Mayor Christopher Battiato called the meeting to order.

Mayor Christopher Battiato opened the meeting at 7:01pm lead with the Pledge of Allegiance.

Mayor Christopher Battiato thanked everyone for attending the meeting.

AUDIT OF BILLS: Mayor Christopher Battiato noted that the audit of May 2022, Village's monthly bills for approval was complete.

A motion to pay the audited bills of May 2022, was made by Deputy Mayor Elizabeth A. Reilly, seconded by Trustee Anthony Laspina. Motion unanimously passed.

APPROVAL OF MINUTES: Approval of Monthly Meeting Minutes May 9, 2022, meeting.

A motion to accept the approval of the monthly meeting minutes for May 9, 2022, was made by Deputy Mayor Elizabeth A. Reilly, seconded by Trustee Brian J. Boone. Motion unanimously passed.

POLICE REPORT: Chief Timothy McGuire read police report as follows:

1. Personnel:

There was one COVID case in the department where an Officer tested positive. The Officer was fully vaccinated and has returned to work.

2. Citizen Issues:

- Radar sign was posted at 2 different locations on Main St after receiving complaints from residents in the area. First, the sign was posted at 155 Main St from 04/14/22-04/21/22 capturing vehicles traveling Northbound, from Cumberland Farms towards Academy Ave. The posted

speed limit is 30 mph. Out of 11,414 vehicles that were captured by the sign 0 traveled at over 20+ mph. 146 vehicles (1.3%) traveled at 10+ mph over the speed limit and 5,179 (45%) traveled within 5 mph over the speed limit. 6,089 (53%) vehicles traveled at or below the speed limit

- The sign was then posted at 134 Main St from 05/17/22-05/31/22 capturing vehicles traveling Southbound, from Academy Ave towards Cumberland farms. The posted speed limit is 30 mph. Out of 27,745 vehicles that were captured by the sign, 8 vehicles (.03%) traveled at over 20+ mph (at least 4 vehicles were Police vehicles responding to calls), 199 (.7%) traveled at 10+ mph over the speed limit and 7,195 (26%) traveled within 5 mph over the speed limit. 20,343 (73%) vehicles traveled at or below the speed limit.
- Attached to this report are two sample noise ordinances. One is from the Town of Goshen, and one is from the Village of Goshen. They both have some good sections that I think the board should take into consideration and draft a Village of Chester Noise ordinance. Right now, there is no such ordinance in the Village.

3. Public Safety Issues:

- Officers have been out enforcing the NYS Vehicle and traffic laws, 329 tickets were issued for the month. 1,730 tickets have been issued for the year.

4. Facilities:

- No issues to report

5. Equipment:

- No issues to report

6. Vehicles:

- Nothing to report.

7. Other:

- On May 9, 2022, The Village of Chester Police Department suddenly and unexpectedly lost one of our Officers, John Grzywaczewski. PO Grzywaczewski was a 16-year veteran of the Police Department and without a presence in the department that can never and will never be replaced. I would like to thank the, Village of Chester Board of Trustees and all the Village employees, the Town of Chester Police and Chief Doellinger, the New York State Police and Captain Pete Cirigliano, the Village of Monroe Police Department and Chief Darwin Guzman, the Town of Woodbury Police Department and Lt. Phillips, the Town of Warwick Police Department and Chief Rader, the Orange County Ceremonial unit and Orange County

Fire Coordinator Vini Tankasali for everything that they did to assist my department through this hard time. The amount of phone calls and messages all our Officers received truly shows that the profession we have chosen is a brotherhood.

8. Department Activity:

Call Type	May	2022/Year to date		
Calls for Service	169	807		
Criminal Cases	36	178		
Arrests	20	90		
Traffic Accidents	8	44		

A motion to accept the Police report as read by Chief Timothy McGuire was made by Trustee Brian J. Boone, seconded by Trustee Anthony Laspina. Motion unanimously passed.

CLERK/TREASURER'S REPORT: Clerk/Treasurer Angela O'Neill read the Clerk/Treasurer's report as follows:

CASH BALANCES ENDING MAY 31, 2022:

<u>FUND/BANK ACCOUNT</u> <u>ENDING BAL</u>	<u>DEPOSITS</u>	<u>(DISBURSEMENTS)</u>	<u>INTEREST</u>
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General Fund

Savings (Sterling National Bank)	--	--	384.81
2,821,876.32			

Checking (Orange Bank & Trust)	221,535.29	270,847.97	3.45
362,200.09			

Savings (Orange Bank & Trust)	--	--	360.64
1,959,198.68			

Savings (NY CLASS)	--	--	209.23
500,451.01			

Water Fund

Checking (Orange Bank & Trust)	165,849.38	143,768.33	4.36
485,480.23			

Sewer Fund

Checking (Orange Bank & Trust)	1.41	90,005.00	1.41
102,132.97			

Capital Projects Funds

H01: Water (Sterling Natl Bank)	--	2,477.58	3.55
78,627.36			

H02: General (Orange Bank & Trust)	--	2,122.10	4.89
556,927.19			

H03: Sewer (Orange Bank & Trust)	20,000.00	15,788.34	--
8,032.44			

<u>Cumulative Fiscal Year Interest Earned by Fund 06/1/2021 – 2/28/2022 FYE 5/31/21 as of 5/31/21</u>			
General Fund	\$	7,992.28	\$9,185.48
Water Fund	\$	85.73	215.77
Sewer Fund	\$	27.65	117.27
Capital Projects	\$	77.81	N/A

Treasurer's Discussion:

- 1. STATEMENT OF REVENUE & EXPENDITURES:** Attached.
- 2. 2022-2023 TAX/SEWER COLLECTION:** Collection of Village Property Taxes and Sewer are underway. Village Property Tax Bill is due by 6/30/2022. Sewer Installment #2 is due by 6/30/2022.

A motion to accept Clerk/Treasurer's report as read by Clerk/Treasurer Angela O'Neill was made by Trustee Anthony Laspina, seconded by Deputy Mayor Elizabeth A. Reilly. Motion unanimously passed.

BUILDING REPORT: Village Code Enforcement Officer John Orr read his report as follows:

Steris – Nucifora Blvd.

1– Site work continues.

Noble – 4 Chester Acres Blvd

1- Renovation continues.

Beer World 35 Brookside Ave

1- Almost complete.

92 Main Street

- 1- Work continues. A new entrance was set to be built. Village Code Enforcement Officer John Orr mentioned that he would need to provide additional site plans.

25 Oakland Ave.

- 1- Work almost complete.

6 Main Street

- 1- No work has started.

12- Meadow Ave

- 1- Framing underway.

Chester Elite

- 1- Issued permit for new seating.

- 2- Issued permit for new Sign "Flagship Cinemas".

3 Winkler Place

- 1- Issued permit for minor work to open Soap Store.

44- Main Street

- 1- Issued permit for minor renovations for "Taco Express"

Issued numerous Notice of Violations for lawns. Most are taken care of. See attached.

Walgreens and CVS were given a notice of violation, both have a site plan deficiency. Walgreens has a huge pothole in the parking lot for over a year. CVS has no striping in the parking lot and a few potholes as well. The Bowling alley, Colonial Lanes, has closed. Tractor Supply wants to take over some of the space. GW's may move to another mall space.

A motion to accept Village Code Enforcement Officer John Orr's report was made by Deputy Mayor Elizabeth A. Reilly, seconded by Trustee Anthony Laspina. Motion unanimously passed.

STREET REPORT: Village Street Superintendent, Charles Bono read the Street Department report as follows:

We spent some time preparing for Memorial Day weekend and the 5K Race. (Blacktopping, mowing, picking up garbage and sweeping)

We have completed our 1st round of roadside mowing, weed-whacking and picking up garbage throughout the village. (Including the industrial park)

The flags and banners were put up on the telephone poles on Main St., and High Street.

We spent a couple of days blacktopping on Main St, Whispering Hills Drive where the slurry seal has lifted and Meadow View Terrace.

The parking lot has been stripped down at the Amphitheater.

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

A motion to accept the Street Department's Report as read by Street Superintendent Charles Bono was made by Trustee Brian J. Boone, seconded by Trustee Anthony Laspina. Motion unanimously passed.

WATER REPORT: Water Commissioner, Gary A. Green, Jr read the Water Department report as follows:

WATER REPORT

1. Daily filter plant & well operations
2. Twice per week filter cleaning
3. Monthly samples were taken to the lab.
4. Mark outs for dig safe NY.
5. Backflow preventer testing continues.
6. Meter replacement continues.
7. Weekly mowing of Water facilities.
8. We replaced curb box at 18 and 24 Miller.
9. We attended an excavator safety training course.
10. We worked with a contractor to complete the last 2-meter installs at Knollcrest apartments.
11. Walton Lake is 1.5 inches over pin level.

Cell Tower Offer:

A company approached Water Commissioner Gary A. Green, Jr. to lease the space where Sprint used to be. Engineers were sent out to look at the site. The engineers are trying to figure out if they want to use the existing brackets on the tank, they are trying to see if it's the right elevation for their equipment. It appears fiber will be routed along the outside of the tank. Water Commissioner Gary A. Green, Jr doesn't think there will be any issue with the structure of the tank other than the fiber running across a few different water lines (the feed for the tank and the feed for the old Nexans building. There will also be a gas line installed for the new generator for Team Mobile). It may be best to have the engineers look at it and see if the fiber can be rerouted along the outside of the property/the back of the tank.

Three quotes were already obtained for the camera work for the inlet at the plant; Fred A. Cook was the lowest bidder. Mayor Christopher Battiatto asked how soon they can get the work done.

Water Commissioner Gary A. Green, Jr. stated as soon as possible. 130-140 feet of piping needs to be inspected, shouldn't be longer than 2 hours

A motion to accept the Water Department's report as read by Water Commissioner Gary Green Jr. was made by Trustee Brian J. Boone, seconded by Trustee Anthony Laspina. Motion unanimously passed.

PARK & RECREATION REPORT: no report.

NEW BUSINESS:

**22-23 RESOLUTION TO AUTHORIZE ON-PREMISES BEVERAGE LICENSE FOR
44 MAIN STREET, CHESTER NY 10918**

WHEREAS, the Taco Express Restaurant & Bar, Inc. ("Restaurant") has submitted its application for on premises liquor license at property located at 44 Main Street, Village of Chester, New York ("Premises")

WHEREAS, on June 3, 2022, the Restaurant presented to the Village its required 30-day notice to file said license with the New York State Liquor Authority; and

WHEREAS, the Village has no objections to said application or issuance of license.

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

Section 1. The above "WHEREAS" clauses are incorporated herein as if set forth in full.

Section 2. The Village Board hereby authorizes the Mayor to execute a letter waiving the thirty-day review period.

Section 3. The Mayor, and any officer, employee or consultant as directed by the Mayor is hereby authorized to take any and all actions necessary to carry out the provisions of this resolution.

Section 4. This resolution shall be effective immediately.

Resolution Introduced by: Trustee, Brian Boone,
Seconded by: Trustee, Anthony Laspina

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

	<u>Yea</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
Mayor Christopher Battiato	[X]	[]	[]	[]

Deputy Mayor Elizabeth Reilly	[X]	[]	[]	[]
Trustee Alan Battiato	[]	[]	[]	[X]
Trustee Brian Boone	[X]	[]	[]	[]
Trustee Anthony Laspina	[X]	[]	[]	[]

The Resolution was thereupon duly adopted.

22-24 RESOLUTION OF THE VILLAGE BOARD TO INCREASE FUNDING AMOUNT TO SEWER CAPITAL FUND AND AUTHORIZE EXPENDITURES

WHEREAS the Village Board (“Village Board”) for the Village of Chester (“Village”) in the management of Village finances, may take all measures and do all acts deemed expedient or desirable for the good government of the Village, its management and business, the protection of its finances; and

WHEREAS, based on information and professional advice received by the Village, and after consulting with the Village’s Certified Professional Accountant, on March 29, 2021, the Village Board previously authorized the transfer of \$100,000 in funds to the Sewer Capital Fund for long range financial and strategic planning and all public purposes including, but not limited to, operating, investigation, capital replacement, emergency capital, capacity, and stabilization; and

WHEREAS, based on information and professional advice received by the Village, and after consulting with the Village’s Certified Professional Accountant, the Village Board desires to transfer an additional One Hundred Thousand Dollars (\$100,000.00) from the Village’s Sewer Fund Checking Account to the Village’s Sewer Capital Fund and to ratify and approve previous expenditures.

NOW, THEREFORE, BE IT RESOLVED: that:

- Section 1. All “WHEREAS” clauses are hereby incorporated by reference as though set forth in full herein.
- Section 2. The Mayor is authorized to execute all documents necessary to transfer the sum of One Hundred Thousand Dollars (\$100,000.00) from the Village’s Sewer Fund Checking Account to the Village’s Sewer Capital Fund.
- Section 3. The Village Board hereby ratifies and approves any prior amounts expended for the purposes set forth herein made in excess of the amount set forth in the March 29, 2021, resolution.

Section 4. The Mayor, and any other officer, employee or consultant as directed by the Mayor, is hereby authorized to take any and all necessary actions to carry out the provisions of this Resolution.

Section 5. This Resolution shall be effective immediately.

Resolution Introduced by: Trustee, Anthony Laspina

Seconded by: Deputy Mayor, Elizabeth A. Reilly

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

	<u>Yea</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
Mayor Christopher Battiato	[X]	[]	[]	[]
Deputy Mayor Elizabeth A. Reilly	[X]	[]	[]	[]
Trustee Alan Battiato	[]	[]	[]	[X]
Trustee Brian J. Boone	[X]	[]	[]	[]
Trustee Anthony Laspina	[X]	[]	[]	[]

The Resolution was thereupon duly adopted.

22-25 RESOLUTION AUTHORIZING EXECUTION OF THE FY 2021 ORANGE COUNTY CDBG MUNICIPAL APPLICATION

WHEREAS the Village Board ("Village Board") for the Village of Chester ("Village") has entered into a municipal cooperation agreement with the County of Orange to apply for and receive Community Development Block Grant (CDBG) funds from the United States Department of Housing and Community Development (HUD) under Title I of the Housing and Community Development Act of 1975 ("HCD Act"), as part of the Orange County Urban County Consortium for the Fiscal Year 2021; and

WHEREAS, the Village has been allocated funding under the FY 2021 CDBG Program for the improvement and installation of sanitary sewer mains to benefit Low-Mod Areas within the Village in the amount of \$375,000.00; and

WHEREAS a duly adopted Resolution authorizing the execution of the agreement is necessary for the Village to submit the requisite application to receive the CDBG funds through the County to implement community development activities; and

NOW, THEREFORE, BE IT RESOLVED: that:

- Section 1. All “WHEREAS” clauses are hereby incorporated by reference as though set forth in full herein.
- Section 2. The Mayor is authorized to execute all documents and agreements necessary in the submission of the Village’s CDBG application in order to obtain the grant funds for the Village.
- Section 3. The Village Board hereby ratifies and approves any prior resolutions and agreements executed as related to the CDBG application.
- Section 4. The Mayor, and any other officer, employee or consultant as directed by the Mayor, is hereby authorized to take any and all necessary actions to carry out the provisions of this Resolution.
- Section 5. This Resolution shall be effective immediately.

Resolution Introduced by: Deputy Mayor, Elizabeth A. Reilly
Seconded by: Trustee, Brian J. Boone.

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

	<u>Yea</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
Mayor Christopher Battiato	[X]	[]	[]	[]
Deputy Mayor, Elizabeth A. Reilly	[X]	[]	[]	[]
Trustee Alan Battiato	[]	[]	[]	[X]
Trustee Brian J. Boone	[X]	[]	[]	[]
Trustee Anthony Laspina	[X]	[]	[]	[]

The Resolution was thereupon duly adopted.

Bell Way Street Block Party 6/18/2022 2pm-9pm:

Lashaunna Pierce of 3 Bell Way would like to have a block party on her cul-de-sac and she wanted to inquire if a permit is needed. There will be bounce houses for the children and a DJ but will not be blocking the road. No barriers will be needed as the street is not being closed for

this event. Being that there are only three houses on that block, Village Code Enforcement Officer, John Orr suggested a that each owner of those houses write a letter stating they agree.

CALENDAR: Summer Concert Series beginning 6/14-8/30/2022

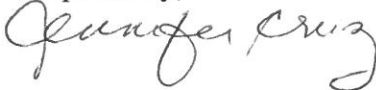
PUBLIC COMMENTS:

Gordon Shehab of 68 High Street asked how tall the cell tower was and how tall is the new one. The cell tower is on top of the water tank. Gordon Shehab was concerned with radiation and cancer if you live within a quarter mile of these towers. Water Commissioner Gary A. Green Jr stated that the tower has been there for over 20 years. Gordon Shehab also mentioned that he is having problems with the Village's website, he can never look at the calendar. We will ask our web developer what could be causing that, but this is the first time we hear of this issue.

Jimmy Baltimore of 58 Greycourt Avenue would like new signs to be added to the bridge on the corner of Lehigh Avenue and Greycourt Avenue and if signs could be added before the bridge. When vehicles including Amazon trucks and FedEx trucks exit on 127, they go on the other side of the tracks and hit the bridge. This has been happening 2-3 times per week. There is a sign there, but Jimmy Baltimore says the sign needs to be updated since the same sign has been there since he was a child. Height limit signs are needed since the bridge is 8'4". By the time the drivers see the sign, it's too late.

A motion to go into executive session at 7:58pm was made by Deputy Mayor Elizabeth A. Reilly, seconded by Trustee Anthony Laspina.

Respectfully,



Jennifer Cruz

Deputy Clerk

