



Town Board Regular Meeting August 8, 2017

The Town Board of the Town of Chester convened at the Town of Chester Municipal Center, 6307 State Route 9, Chestertown, New York, at 7:00 pm.

Roll Call: Supervisor Craig Leggett, Karen DuRose, Mike Packer, Edna Wells, Steve Durkish and Attorney for the Town, Mark Schachner.

Regular Meeting:

Supervisor Leggett opened the Regular Town Board Meeting at 7:00 pm with the Pledge of Allegiance.

**RESOLUTION NO. 124 OF 2017: ACCEPT MINUTES OF THE REGULAR MEETING
JULY 11, 2017**

RESOLVED, to accept the minutes of the Regular Meeting July 11, 2017 as written.

On a motion by Mrs. DuRose, seconded by Mr. Durkish, Resolution No. 124 of 2017 was **ADOPTED**.

AYE 5 NAY 0

Supervisor Leggett gave a ten minute slideshow presentation summarizing the results from the April and May meetings on the Economic Development Initiative. The slideshow will be on the website, www.townofchesterny.org. Supervisor Leggett reminded everyone that this is a community based project.

Public Hearing:

Supervisor Leggett **resumed** the Public Hearing with the Town Board acting as the Local Board of Health in the matter of Joseph Leonard, 24 Atateka Loop at 7:10 pm. Applicant parcel identified as Tax Map # 120.11-1-28. Applicant was represented by Garry Robinson Consulting Engineer. Mr. Robinson gave the Board members pictures and described in detail another septic project he installed in Sacandaga, 100 feet from the lake.

There was a lengthy discussion ensued on the proposed Eljen GSF Trench System. The property owners are willing to do baseline water samples of neighboring wells and the stream. They would test for coliform. The applicant proposed changing the tank size from a 1,000 gallon tank to a 2,000 gallon tank. If a problem arises the tank could be capped off and used as a holding tank.

Supervisor Leggett asked Mr. Robinson about his conversation with Tom Suozzo. Gary stated he spoke to Tom after the last Town Board meeting about Eljen systems, about going out in the field to discuss options, putting in a holding tank and taking samples. Gary spoke with the Leonards about the time and money. Leonards would like to be in the house next year.

Supervisor Leggett read three letters: Joanne McCambridge, John McCambridge and the Friends Lake Property Owners Association (FLPOA).

Mr. Leggett opened the Public Hearing to public comment. Al Muench asked if there was any testing done at the Sacandaga site. Al recommended testing upstream and downstream and stated the increase in tank size seems like a good alternative. Lynda Albright stated the Sacandaga site was 500 feet from the lake and did not have a high water table, so it is a very different situation.

Mr. Packer, Mrs. DuRose and Supervisor Leggett have visited the Leonard site.

Supervisor Leggett closed the Public Hearing at 7:42 pm.

Committee Reports:

Supervisor Leggett opened Committee Reports at 7:42 pm.

Town Clerk reported the following were enclosed in the Board packets:

Zoning Administrator & Sanitary Code Enforcement Officer's Activity Report for July 2017
Minutes of the Planning Board Meeting July 17, 2017
Assessors Report for August 2017
Animal Control Report July 2017
Town Clerk Monthly Report for July 2017
Areas to be Mowed Spreadsheet

Mr. Monroe stated that the new pump has been installed in Pottersville. The old pump was a 15 gallon per minute and the new one is a 5 gallon per minute. Tom Suozzo is waiting for quotes for the tests wells. The highway is on the final stages of constructing Bird Pond Road, just over 2 miles. August 23rd and 24th Peckhams is coming to CHIP seal the road. When that is done they will head to Kingsley Lane to state reconstruction. Mrs. DuRose asked if Kingsley Lane was going to be CHIP sealed? Jason state that it was not. It would be a total reconstruction. Karen asked how Jason determines whether a road is CHIP sealed or paved? Jason stated CHIP seal does not hold well on hills where tucks are starting and stopping. Jason stated that the snow plow is what is breaking up the sides of the road. Mr. Leggett met with Jim Davis from NYSDOT about extending the sidewalk in front of All Brands Redemption Center in Pottersville and he has submitted to plans.

Mrs. Wells said the cemeteries and grounds were caught up and looking much better. Edna attended the Schroon Lake Steering Committee where there was discussion on the decrease in fish and to monitor the lake levels.

Mrs. DuRose spoke to Lance Cleveland about the stop lines in Pottersville. Lance told Karen there is a line crew and we have to wait until they are in our areas. Karen also attended the NWEMS meeting where they passed new by-laws.

The Town Clerk has been discussing with Mr. Monroe, the Water Superintendent about conducting the meter readings in March when he is not working on roads and billing in April. Supervisor Leggett stated we will discuss it further at the next meeting.

Mr. Durkish attended the Library Board of Trustees meeting where they presented the Southern Adirondack Library System (SALS) Report. Steve stated that the report shows that phenomenal amount of people visit our library. Steve also stated he heard positive comments about the Chester Challenge and Farmer's Market.

Supervisor Leggett stated they are progressing on the evaluation of the Loon Lake Dam. Mr. Leggett gave a copy of the State Audit to the Board members. Craig attended 13 county committee meetings and 1 Board meeting this month. The Shared Services Plan Meeting will be held August 25th at the Warren County Municipal Center.

Supervisor Leggett introduced Ed Corcoran, Executive Director for Countryside Adult Home in Warrensburg to tell about the services they have to offer. Countryside has been in operation for over 50 years and offers respite care for 1 - 2 weeks, adult daycare program Monday – Friday 8 am to 4 pm and an adult home for independent adults who need assistance with meals and medications. Ed stated they currently have openings. Linda Muench asked if it was still County owned. Ed stated that it was still County owned and operated. Sue Dunaigan asked if they were going to get certified for assisted living? Ed stated they were currently researching assisted living. Mrs. DuRose asked if they accept Medicaid from other counties. Ed stated they do not always receive full amounts from other counties. Craig thanked Ed for coming.

Supervisor Leggett closed Committee Reports at 8:12 pm.

New Business:

Supervisor Leggett opened New Business at 8:12 pm.

Supervisor Leggett introduced Jack Jennings from Boy Scout Troop 30 to speak about his proposed Eagle Scout Project. Jack proposed building and installing 8 to 10 fitness stations along the Chester Creek Trail of the Chester Challenge and asked for the Boards approval to start the project.

RESOLUTION NO. 125 OF 2017: AUTHORIZE JACK JENNINGS TO CONSTRUCT AND INSTALL FITNESS STATIONS ON THE CHESTER CREEK TRAIL

WHEREAS, the Town of Chester owns the land on which the Chester Creek Trail is situated, and
WHEREAS, Jack Jennings desires his Eagle Scout project to be the installation of a series of fitness trail stations along the Chester Creek Trail,

BE IT RESOLVED, the Town Board authorizes the installation of fitness trail stations along the Chester Creek Trail and advises Jack Jennings to consult with the Chester Challenge Trail Coordinator for their placement and provide proof of insurance before commencing work.

RESOLUTION NO. 126 OF 2017: APPOINT LYNN THOMAS TO THE LIBRARY BOARD OF TRUSTEES

WHEREAS, Deanna Tracy has resigned from the Library Board of Trustees, leaving an unexpired term to be filled, and

WHEREAS, the Board of Trustees has interviewed and does recommend Lynn Thomas to fill the unexpired term,

BE IT RESOLVED, the Town Board appoints Lynn Thomas to fill the vacant seat left by Deanna Tracy that expires December 31, 2019 and directs Mrs. Thomas to take an oath of office with the Town Clerk within 30 days of this appointment.

RESOLUTION NO. 127 OF 2017: TOWN BOARD SUPPORTS THE LAKE GEORGE TRIATHLON FESTIVAL

WHEREAS, the Lake George Triathlon Festival seeks support from the Town Board for its use of the Schroon River Road from the South Horicon Bridge to the Warrensburg town line for its race on September 2 & 3, 2017,

BE IT RESOLVED, the Town Board supports the use of the Schroon River Road by the Lake George Triathlon Festival on September 2 & 3, 2017.

RESOLUTION NO. 128 OF 2017: AMEND TIMBER CONTRACT TO ALLOW SUMMER HARVEST AT DYNAMITE HILL

WHEREAS, the Town of Chester has a contract with Prentiss & Carlisle and Finch Paper LLC for timber harvesting at Dynamite Hill with the expiration date of March 31, 2018, and

WHEREAS, the intent was to have the harvest done during the winter months but the past 2 winter seasons have not been cold enough nor soon enough to provide for frozen surfaces, and

WHEREAS, Prentiss & Carlisle desires to do a summer harvest at Dynamite Hill and Finch Paper, LLC, as agents for the Town, do not see problems with a summer harvest this year,

BE IT RESOLVED, the Town Board approves Prentiss & Carlisle to carry out the timber harvest at Dynamite Hill beginning in August 2017 and ending before November 2017.

RESOLUTION NO. 129 OF 2017: ACCEPT QUOTE FROM EMPIRE INSTALLATION SPECIALTIES FOR THE INSTALLATION OF THE WET STEAM ACCUMULATOR

WHEREAS, a request for quotes for insulating the wet steam accumulator (part of the biomass boiler system) has gone out to 5 vendors and 2 vendors have returned quotes to the Town,

BE IT RESOLVED, Empire Insulation Specialties of Schenectady, NY provided the lowest quote and is therefore awarded the contract to insulate the wet steam accumulator for a price of \$9,770 and is compliant with the Town of Chester Purchasing Policy.

RESOLUTION NO. 130 OF 2017: AUTHORIZE SIGNING OF THE 2018 ROADWAY MAINTENANCE AGREEMENT WITH WARREN COUNTY

WHEREAS, Warren County has provided a 2018 Roadway Maintenance Agreement for the Town of Chester, and

WHEREAS, the Town of Chester will receive \$297,735.57 for snow and ice removal and \$4,601.80 for mowing County Roads according to the agreement,

BE IT RESOLVED, the Supervisor is authorized to enter the Intermunicipal Agreement with County for such work for said amount of money.

RESOLUTION NO. 131 OF 2017: APPROVE 2017 WATER WARRANT

WHEREAS, the Town Clerk has prepared the 2017 Water Warrant for the Chestertown and Pottersville Water Districts, and

WHEREAS, the Chestertown Water District total warrant is \$57,895.38 and the Pottersville Water District total warrant is \$27,814.85,

BE IT RESOLVED, the Town Board approves the 2017 Water Warrant as presented by the Town Clerk so that water bills may be sent out and revenues collected.

On a motion by Mrs. Wells, seconded by Mr. Durkish, Resolutions 125 through 131 of 2017 were **ADOPTED**.

AYE 5 NAY 0

Leonard Septic:

Supervisor Leggett asked to board members for their opinions. Mrs. DuRose stated the Eljen System is better than the current system, however there should be testing. Mr. Packer stated the Eljen system would be better but there should be testing to closely monitor the system. Mr. Robinson stated his client is willing to do testing. Mrs. Well asked about the holding tanks. Mr. Robinson stated the 2,000 gallon tank could be capped off and used as a holding tank if necessary. Mr. Durkish stated the Leonards seem to be willing to do testing and he likes the idea of a larger tank. Mr. Leggett stated there needs to be conditions like a larger tank and testing. Mr. Schachner stated that with the concerns there be more specific conditions attached to the approval and suggests Craig work with Cedarwood Engineering to write proposed conditions. Mr. Robinson proposed testing the 2 wells and stream before construction, test again 2 months after construction and every 2 years for 6 years. Mr. Packer suggested Cedarwood come up with a plan that can be used in the future.

Mark Schachner recommended as Town Council that the Board wait to approve until conditions are decided.

On a motion by Mr. Packer, seconded by Mrs. DuRose, the Leonard Septic Application was **TABLED**.

AYE 5 NAY 0

Supervisor Leggett introduced John Nick from the Loon Lake Park District Association (LLPDA). Mr. Nick gave the Board members a packet summarizing his presentation on the lake. The packet included: positives on the lake, concerns on the Lake and suggestions to improve concerns. John would like to setup a committee to review regulations, registration fees and trends on the Lake.

Supervisor Leggett opened up the discussion about holding Town Board Meetings in Pottersville by saying that the attendance was good at the July meeting held in Pottersville. Mr. Leggett asked the Town Clerk how it worked from a clerk's perspective. Mindy responded that our current recording device was not sufficient and it was very hard to hear. Mrs. Wells suggested that everyone should go to the microphone and introduce themselves. Mr. Durkish stated that it was a comfortable room and everyone seemed to enjoy it. Mr. Packer stated there were no problems. The only problem would be if we had to find information in the files. Mrs. DuRose thought the meeting went very well. Mindy suggested that the

meeting time be consistent. Al Muench suggested having a microphone at the Pottersville meeting like there is at the Town Hall to assist in recording and the Town Hall is where all of the records are and that it is an inconvenience to have meeting away from the Town Hall. There were many comments from the audience expressing the importance of having another meeting in Pottersville.. Craig will discuss with the Clerk to see which month will work logistically.

RESOLUTION NO. 132 OF 2017: AMEND 2017 BUDGET

RESOLVED, to increase estimated revenues A2001 (youth fees) \$2,475.00, increase estimated revenues A2012 (youth concession), increase estimated revenues A2705.91 (youth donations) and increase appropriations A7310.4 (youth contractual expenses) totaling \$9,521.16, and reduce appropriations A1450.2 (election equipment) \$2,400.00 and increase appropriations A1450.4 (election contractual) \$2,400.00.

On a motion by Supervisor Leggett, seconded by Mrs. Wells, Resolution No. 132 of 2017 was **ADOPTED**.

AYE 5 NO 0

RESOLUTION NO. 133 OF 2017: AUTHORIZE PAYMENT OF ABSTRACTS AND CLAIMS PAID PRIOR TO AUDIT

RESOLVED, the Town Board accepts the Claims Paid Prior to Audit, Abstract of Claims and accounting requirements.

2017		
General A	\$ 40,338.08	301-354
Capital Project - Biomass HB	\$ 0	
Highway DA	\$ 51,748.67	206-226
Chestertown Water CW	\$ 1,175.54	36-41
Pottersville Water PW	\$ 4,579.74	35-39
Library L	\$ 2,223.79	23-28
Loon Lake Park District SP	\$ 0	
Schroon Lake Park District SX	\$ 3,347.50	8-10

On a motion by Mrs. Wells, seconded by Mrs. DuRose, Resolution No. 133 of 2017 was **ADOPTED**.

AYE 5 NAY 0

Mary Clark asked about the wall in Pottersville. Supervisor Leggett will follow up with John West. Mary asked if the blacktop will be removed at the playground. Craig stated they will remove the blacktop when finished. Mary asked about the lights at the triangle. Craig stated he was in the process of getting quotes for the solar power lights at the triangle and the basketball court.

David Gross has not noticed any air in the water in the last two days. The smaller pump seems to have worked.

Susan Andonucci asked the Board about being appointed as the Town Officiant. Craig stated he would do more research for the next meeting.

Al Muench thanked the Board for allowing him to paint pickle ball courts and John West for trimming back the shrubs on the tennis courts. Al also asked if the NWEMS could give a financial report.

On a motion by Supervisor Leggett, seconded by Mrs. DuRose, Board went into Executive Session at 9:25 pm to discuss matters leading to the appointment, employment, promotion, demotion, discipline,

suspension, dismissal or removal of a particular person and collective negotiations pursuant to article 14 of the civil service law. Supervisor Leggett asked Gary Frenz and the Town Clerk to stay for Executive Session.

On a motion by Mrs. Wells, seconded by Mr. Durkish, Board exited Executive Session at 10:07 pm. No action taken.

RESOLUTION NO. 134 OF 2017: RESCIND TERRY PERKINS APPOINTMENT TO THE NWEMS

WHEREAS, the Town Board appointed Terry Perkins to be the Town’s representative on the North Warren EMS Board of Directors, at the regular Town Board meeting of June 13, 2017

WHEREAS, the appointment was made with a 60 probationary period, and

WHEREAS, after further review and discussion the Town Board determines that the appointee should not be fully seated as the Town of Chester representative to the NWEMS,

BE IT RESOLVED, the appointment of Terry Perkins to the North Warren EMS Board of Directors is hereby rescinded.

On a motion by Mr. Packer, seconded by Mrs. Wells, Resolution No. 134 of 2017 was **ADOPTED**.

AYE 5 NAY 0

RESOLUTION NO. 135 OF 2017: AUTHORIZE TOWN CLERK TO ADVERTISE FOR A REPRESENTATIVE TO THE NWEMS BOARD OF DIRECTORS

WHEREAS, North Warren Emergency Squad, Inc (NWEMS) has a provision in their bylaws that reserves one seat on their board of directors for a person to be selected by the Town of Chester, and

WHEREAS, the Town Board rescinded the appointment of Terry Perkins as the Town’s representative on the NWEMS Board of Directors,

BE IT RESOLVED, to authorize the Town Clerk to advertise for a representative to the NWEMS Board of Directors.

On a motion by Mrs. DuRose, seconded by Mr. Durkish, Resolution No. 135 of 2017 was **ADOPTED**.

AYE 5 NAY 0

On a motion by Mrs. DuRose, seconded by Mr. Durkish, meeting adjourned at 10:08 pm.

Respectfully submitted,

Town Clerk