



## Town Board Regular Meetings February 13, 2018

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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, Larry Turcotte, Steve Durkish and Attorney for the Town, Mark Schachner.

### **Regular Meeting:**

Supervisor Leggett opened the Regular Town Board Meeting at 7:00 pm.

### **RESOLUTION NO. 32 OF 2018: ACCEPT THE MINUTES OF THE REGULAR MEETING JANUARY 9, 2018 AS PRESENTED.**

**RESOLVED**, to accept the minutes of the Regular Meeting January 9, 2018, as presented.

On a motion by Mrs. DuRose, seconded by Mr. Packer, Resolution No. 32 of 2018 was **ADOPTED**.

AYE 5 NO 0

### **Committee Reports:**

Supervisor Leggett opened Committee Reports at 7:02 pm.

Steve Durkish stated he has received positive comments concerning the highway departments efforts with the nuisance storms and the parks department for keeping the sidewalks as good as they can.

Larry Turcotte stated that the Loon Lake Park District Committee has met on two separate occasions and will report to the board at the next meeting. Larry met with Tom Wolf at the transfer station about ways to cut costs. Tom suggested using only 40 yard bins to reduce hauling fees. Larry suggested an inventory management system to monitor the intake of garbage and the clean up cards.

Karen DuRose commented that the number one item for the Loon Lake Park District Committee is safety on the lake.

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

- Town Board Minutes for January 9, 2018
- Audited Abstract for February 13, 2018
- Zoning Administrator & Sanitary Code Enforcement Officer's Activity Report for January 2018
- Planning Board Minutes for January 22, 2018
- Assessors Report for February 2018
- Animal Control Report January 2018
- Town Clerk Monthly Report for January 2018
- Youth Commission Minutes for February 6, 2018

Town Clerk reported the office has received the following communication:

- Thank you letter from Mrs. Wells
- Letter of resignation from Ronald Lauzon from the Town of Chester Library Board
- Letter from the APA approving the Tagliabue septic variance application

Supervisor Leggett reported that he completed Tier 1 Emergency Management Training and he presented pictures of ideas for the town drawn by Mrs. Cleveland's 3rd grade class at NWCS.

David Gross reported the NWEMS went out on 64 calls year to date. Dave stated that he spoke at the last Town of Horicon board meeting about having an alternate for the meetings. Ambulance 745 needs a new engine with a rough estimate of \$10,000. They are working on their by-laws and they will be doing their

mailing in house this year. Mike Packer asked if the engine was under warranty? Dave responded that they have not been able to find the maintenance records. Supervisor Leggett thanked Dave and stated that the County has tasked him with researching a County wide EMS.

Debra Eves from the North Warren Chamber of Commerce spoke about the focus groups for the Economic Development Project. The Chamber is compiling a list of action items from the meetings.

Supervisor Leggett introduced Jim Lieberum from the Warren County Soil and Water Conservation District (WCSWD), who gave a presentation on Hazard Mitigation. Jim stated that hazard mitigation covers natural disasters and is there to help reduce the impact by improving infrastructure and town facilities, protecting people, property and first responders. By developing a Hazard Mitigation Plan the Town is available for FEMA mitigation grants. The Plan has to be updated every 5 years. Flooding is the #1 natural hazard in the United States. Infestation by insects and beavers are included in hazard mitigation. The Plan is available on the Town's website, [www.townofchesterny.org](http://www.townofchesterny.org) and there is a hard copy in the Town of Chester Library. Mr. Turcotte asked about updating flood maps. Jim stated the flood maps at Warren County were developed in 1985. Jim Lieberum introduced Jim Thomas as a newly appointed board member on the WCSWD. Jim Lieberum stated that the Town of Chester Highway Superintendent, Jason Monroe was the 2017 Conversationalist of the Year. Supervisor Leggett thanked Jim for his presentation.

Supervisor Leggett introduced Tom Luciano, Commissioner from the Schroon Lake Park District (SLPD) to give an update on the watering tub. Tom introduced Scott Chadborn is a newly appointed Commissioner from Schroon Lake to the SLPD. Tom stated that the watering tub is on SLPD land and has been maintained by the Town of Horicon and was recently shut down because it did not pass water quality testing three times. Tom stated that there is an individual who is interested in leasing or purchasing the land in order to keep the watering tub open. The commissioners of the SLPD have closed the well and wants to keep it closed. Tom went on the talk about the dam and they have spent over \$19,000 this year to repair the gates. Supervisor Leggett thanked Tom for keeping the board updated.

Supervisor Leggett introduced Brian Bearor from the YMCA. Brian stressed the focus of breaking down youth barriers for youths to be successful both academically and life. The YMCA has been partnering with the youth commission through the school year. The Y is currently working on a summer camp, an afterschool program in the fall held at North Warren Central School and adult group classes. Dan McKenzie asked if there was a cost involved? Brian said there would be scholarships available so no one would be turned away. Brian introduced Kayla Carlozzi from the YMCA and local resident. Supervisor Leggett thanked Brian for coming and expanding the youth activities.

Supervisor Leggett closed Committee Reports at 8:13 pm.

**Privilege of the Floor:**

Supervisor Leggett opened Privilege of the Floor at 8:13 pm.

No questions or comments.

Supervisor Leggett closed Privilege of the Floor at 8:14 pm.

**New Business:**

Supervisor Leggett opened New Business at 8:14 pm.

**RESOLUTION NO. 33 OF 2018: AUTHORIZE PAYMENT OF ABSTRACTS**

**RESOLVED**, the Town Board accepts the Abstract of Claims and accounting requirements.

***2017***		
General A	\$12,429.21	596-605
Capital Project - Biomass HB	\$9,770.00	44-44
Highway DA	\$2,421.36	378-381
Chestertown Water CW	\$124.81	62-62
Pottersville Water PW	\$1,004.10	68-69
Library L	\$373.30	54-54
Schroon Lake Park District SX	\$420.00	21-21
***2018***		
General A	\$111,315.90	22-64
Capital Project - Biomass HB	\$67.01	3-4
Highway DA	\$82,779.12	3-38
Chestertown Water CW	\$403.39	2-3
Pottersville Water PW	\$1,412.67	2-4
Library L	\$871.30	1-5
Schroon Lake Park District SX	\$2,187.63	1-2
Fire District SA	\$12,000.00	1-2

On a motion by Mr. Durkish, seconded by Mrs. DuRose, Resolution No. 33 of 2018 was **ADOPTED**.  
 AYE 5 NO 0

**RESOLUTION NO. 34 OF 2018: AUTHORIZE SUPERVISOR TO SIGN 2018 INTERMUNICIPAL AGREEMENT BETWEEN WARREN COUNTY AND THE TOWN OF CHESTER FOR COMBATING AQUATIC INVASIVE SPECIES IN PUBLICLY ACCESSIBLE WATER BODIES WITHIN TOWN OF CHESTER.**

**WHEREAS**, the Town of Chester has agreed to accept the sum of Forty-one Thousand Six Hundred Sixty-six Dollars and Sixty-seven Cents (\$41,666.67) from Warren County to be applied solely to combat aquatic invasive species in publically accessible water bodies in 2018, and **WHEREAS**, the Town and County require an Intermunicipal Agreement each year in order to carry out the funding transaction, **BE IT RESOLVED**, the Supervisor is authorized to sign the 2018 Intermunicipal Agreement between Warren County and the Town of Chester for Combating Aquatic Invasive Species in Publicly Accessible Water Bodies Within Town of Chester.

On a motion by Mr. Turcotte, seconded by Mr. Packer, Resolution No. 34 of 2018 was **ADOPTED**.  
 AYE 5 NO 0

**RESOLUTION NO. 35 OF 2018: AUTHORIZE SUPERVISOR TO SIGN THE COUNTY OF WARREN LOCAL TOURISM PROMOTION AND DEVELOPMENT AMENDED AGREEMENT FOR 2018 WITH THE TOWN OF CHESTER**

**WHEREAS**, each year the Town updates an agreement originally entered into on November 27, 2007 in order to receive a distribution of \$15,000 in additional Occupancy Tax funding for the purpose of tourism promotion in accordance with certain Spending Guidelines,

**BE IT RESOLVED**, the Supervisor is authorized to sign the County of Warren Local Tourism Promotion and Development Amended Agreement for 2018 with the Town Of Chester.

On a motion by Mrs. DuRose, seconded by Mr. Durkish, Resolution No. 35 of 2018 was **ADOPTED**.  
 AYE 5 NO 0

**RESOLUTION NO. 36 OF 2018: AUTHORIZE SUPERVISOR TO SIGN CONTRACT FOR ENGINEERING SERVICES BETWEEN TOWN OF CHESTER AND CEDAR WOOD ENGINEERING SERVICES, PLLC FOR 2018**

**WHEREAS**, the Town has determined that a contract each year for professional engineering services benefits the Town, and

**WHEREAS**, the Town has contracted with Cedarwood Engineering Services, PLLC in previous years and is satisfied with the quality of work and cost of services,

**BE IT RESOLVED**, the Supervisor is authorized to sign a contract for engineering services between Town of Chester and Cedarwood Engineering Services, PLLC for 2018.

On a motion by Mr. Packer, seconded by Mr. Durkish, Resolution No. 36 of 2018 was **ADOPTED**.

AYE 5 NO 0

**RESOLUTION NO. 37 OF 2018: AUTHORIZE SUPERVISOR TO APPLY FOR THE 2018 ARBOR DAY COMMUNITY GRANT AND TO FORM A VOLUNTEER TREE COMMITTEE**

**WHEREAS**, the NYS Urban Forestry Council offers grants up to \$1,000 for planting trees to celebrate Arbor Day 2018, and

**WHEREAS**, a community is eligible if it has a volunteer tree committee,

**BE IT RESOLVED**, the Supervisor is authorized and directed to file an application for an Urban Forestry Council Arbor Day Program Community Grant in an amount not to exceed \$ 1,000 and upon approval of said request to enter into and execute a project agreement with the New York State Department of Environmental Conservation for such financial assistance to the Town of Chester for an Arbor Day Tree Planting Project, and

**BE IT FURTHER RESOLVED**, the Supervisor is authorized to form a volunteer Tree Committee for the purpose of advising and coordinating tree planting projects in the Town.

On a motion by Mr. Packer, seconded by Mr. Turcotte, Resolution No. 37 of 2018 was **ADOPTED**.

AYE 5 NO 0

**RESOLUTION NO. 38 OF 2018: AUTHORIZE SUPERVISOR TO REQUEST A 60 DAY EXTENSION FOR THE 2017 AUD**

**WHEREAS**, towns under 5,000 in population are required to file an Annual Update Document (AUD) 60 days after fiscal year end, and

**WHEREAS**, the Town may not have all of the necessary information available to close the books for FY 2017 by the end of February, and

**WHEREAS**, a 60-day extension is possible with a written request received by OSC from the municipal chief fiscal officer before end of original filing period,

**BE IT RESOLVED**, the Supervisor is authorized to request a 60-day extension from the OSC for filing the 2017 AUD.

On a motion by Mr. Durkish, seconded by Mr. Turcotte, Resolution No. 38 of 2018 was **ADOPTED**.

AYE 5 NO 0

**RESOLUTION NO. 39 OF 2018: AUTHORIZE TOWN CLERK TO ADVERTISE FOR POSTING OF WEIGHT LIMITS ON TOWN ROADS AS SET BY THE TOWN OF CHESTER HIGHWAY SUPERINTENDENT**

**WHEREAS**, Town roads are subject to damage during spring thaw,

**BE IT RESOLVED**, to authorize the Town Clerk to advertise for posting of weight limits on Town Roads, and

**BE IT FURTHER RESOLVED**, the Town Board authorizes the Highway Superintendent to post and enforce weight limit restrictions on Town Roads at his discretion.

On a motion by Mr. Packer, seconded by Mrs. DuRose, Resolution No. 39 of 2018 was **ADOPTED**.

AYE 5 NO 0

**RESOLUTION NO. 40 OF 2018: AUTHORIZE TOWN CLERK TO PUT SURPLUS VEHICLE AND STOCKADE FENCE BACK OUT TO BID**

**WHEREAS**, the two bidders for the surplus 2003 Ford F250 were not able to purchase the truck in a timely manner, and

**WHEREAS**, there were no bids submitted for the surplus 45' long x 6' tall stockade fence,

**BE IT RESOLVED**, the Town Clerk is authorized to re-advertise for bids on the 2003 F250 pickup and the stockade fence with bids due by 2 pm on Friday March 9, 2018.

On a motion by Mr. Turcotte, seconded by Mr. Durkish, Resolution No. 40 of 2018 was **ADOPTED**.

AYE 5 NO 0

**RESOLUTION NO. 41 OF 2018: AUTHORIZE REGISTRATION, TRAVEL, HOTEL, AND MEALS FOR WATER SUPERINTENDENT AND DEPUTY TO ATTEND NY RURAL WATER ASSOCIATION ANNUAL CONFERENCE**

**WHEREAS**, the New York Rural Water Association 39th Annual Technical Training Workshop & Exhibition is from Monday, May 21, 2018 - Wednesday, May 23, 2018, and

**WHEREAS**, Town Water Superintendents and Deputy Water Superintendents are able to attain certification credits at the training workshop,

**BE IT RESOLVED**, the Town Board authorizes the Water Superintendent and Deputy Water Superintendent to attend and for the expenses for registration, travel, hotel, and meals to be paid out of CW & PW budget codes.

On a motion by Mrs. DuRose, seconded by Mr. Packer, Resolution No. 41 of 2018 was **ADOPTED**.

AYE 5 NO 0

**RESOLUTION NO. 42 OF 2018: APPROVE REQUEST OF NORTH WARREN PTO TO HOST A 5K RUN ON SUNDAY, JUNE 3, 2018**

**WHEREAS**, the North Warren PTO is hosting a 5k "Race the Cougar" on Sunday June 3, 2018 from 8 to 11 in the morning through the hamlet of Chestertown,

**BE IT RESOLVED**, the Town Board gives permission to the North Warren PTO for the 5k "Race the Cougar" foot race on June 3, 2018.

On a motion by Mr. Packer, seconded by Mr. Turcotte, Resolution No. 42 of 2018 was **ADOPTED**.

AYE 5 NO 0

Debra Eves was asking for extra money for the advertising for the Downhill Derby. Debra stress how the Chamber was working to draw people in through the whole week.

**RESOLUTION NO. 43 OF 2018: APPROVE OCCUPANCY TAX FUNDING REQUESTS**

**WHEREAS**, the Town Board has received requests for Occupancy Tax funding of certain events, and

**WHEREAS**, the FY 2018 Budget has appropriations for such requests,

**BE IT RESOLVED**, the Town Board grants the following Occupancy Tax awards, to be used for tourism promotion and in accordance with certain Spending Guidelines from appropriation code A6410.4 for \$1,200 for TLBA St Patrick's Day Parade and \$1,000 for NW Chamber of Commerce Downhill Derby, and

**BE IT FURTHER RESOLVED**, all funds are for reimbursement and will be expended up receipt of required documentation.

On a motion by Mr. Turcotte, seconded by Mr. Durkish, Resolution No. 43 of 2018 was **ADOPTED**.

AYE 5 NO 0

**RESOLUTION NO. 44 OF 2018: ACCEPT THE RESIGNATION OF EDNA WELLS FROM THE ZORC**

**WHEREAS**, Edna Wells served on the Zoning Ordinance Review Committee (ZORC) as a Town Board representative, and

**WHEREAS**, Edna Wells has submitted her resignation from the ZORC,

**BE IT RESOLVED**, the Town Board accepts the resignation of Edna Wells from the ZORC and thanks her for her dedicated service to the committee.

On a motion by Supervisor Leggett, seconded by Mr. Durkish, Resolution No. 44 of 2018 was **ADOPTED**.

AYE 5 NO 0

**RESOLUTION NO. 45 OF 2018: ACCEPT THE RESIGNATION OF RON LAUZON FROM THE LIBRARY BOARD OF TRUSTEES**

**WHEREAS**, Ronald Lauzon has submitted a letter of resignation from the Library Board of Trustees, **BE IT RESOLVED**, the Town Board accepts the resignation of Ronald Lauzon from the Library Board of Trustees and thanks him for his service to the community through the years.

On a motion by Mr. Turcotte, seconded by Mr. Durkish, Resolution No. 45 of 2018 was **ADOPTED**.

AYE 5 NO 0

**RESOLUTION NO. 46 OF 2018: SET MARCH 13 AND SEPTEMBER 11, 2018 AS DATES FOR REGULAR TOWN BOARD MEETINGS AT THE POTTERSVILLE FIRE HOUSE**

**WHEREAS**, the Pottersville Fire Commissions provided 2 dates that would be appropriate for Town Board to hold meetings at the Pottersville Firehouse,

**BE IT RESOLVED**, the Town Board sets Tuesday March 13, 2018 and September 11, 2018 as dates for the regular Town Board meetings to be held at the Pottersville Firehouse starting at 7 pm.

On a motion by Mr. Turcotte, seconded by Mr. Durkish, Resolution No. 46 of 2018 was **ADOPTED**.

AYE 5 NO 0

Supervisor Leggett asked if the Board was interested in updating Noise Ordinance from 1977. Mr. Schachner remember that an updated version was presented but not passed in 2000 because of the expense of owning equipment, training and enforceability. No action taken.

Supervisor Leggett was asked by a resident to consider a Loon lake racing boat resolution. Mr. Turcotte stated a resolution would need to not be subjective. No action taken.

Supervisor Leggett stated that the Town of Queensbury is involved in NYSEDA's Clean Energy Community Program and invited the Town of Chester to participate. Supervisor Leggett will have more information at the next meeting.

Supervisor Leggett, Marion Eagan and Mindy Conway meet with Edge to go over the solar panels. No action needs to be taken.

Curt Austin spoke to the board about having a Porsche 926 event on the front lawn of the Town Hall. 22 cars were present last year.

**RESOLUTION NO. 47 OF 2018: AUTHORIZE CURTISS AUSTIN ORGANIZER OF THE PORSCHE 926 EVENT TO USE THE FRONT LAWN JUNE 16, 2018**

**WHEREAS**, Curtiss Austin, organizer of an event for Porsche 928 owners to be held the weekend of June 16, 2018, wishes to hold an informal car show on Main Street Chestertown on the lawn in front of the Municipal Center beginning on or about 3:00 PM on Saturday, June 16 and ending no later than dusk, involving the additional participation of the Hudson—Champlain Chapter of the Porsche Club of America, and with the intention that participants will avail themselves to hospitality services along Main Street,

**BE IT RESOLVED**, that permission is hereby granted for such use subject to the following conditions:

1. A certificate of insurance shall be provided in advance naming the Town of Chester as an insured.
2. Damage to grass shall be avoided; any such damage shall be repaired by the organizer or, should he fail to perform such repairs, shall reimburse the town for its expenses.
3. Should the lawn be soft due to extended rainfall, the organizer shall restrict the event to the paved areas north and/or south of the Municipal Center.
4. The organizer shall pick up all litter.
5. Organizer shall advise participants that no alcoholic beverages are to be consumed on town property.
6. The town may revoke this permission for cause not later than May 16.

On a motion by Mr. Durkish, seconded by Mr. Packer, Resolution No. 47 of 2018 was **ADOPTED**.

AYE 5 NO 0

**Privilege of the Floor:**

Supervisor Leggett opened Privilege of the Floor at 8:56 pm.

David Gross stated that the marquee at the Pottersville Fire Department should be ready by summer. Dave said that there is an issue with the water again.

Mary Clark asked about sidewalks? Supervisor Leggett stated there was concerns about the design. Mary asked about the Japanese knot weed? Supervisor Leggett will put the request in. Mary asked about the solar lights a the Pottersville basketball courts? Supervisor Leggett stated the expense depends on battery life and he is looking into hard wire. Mary asked about the building inspector for a house on Olmstedville Road?

The Town Clerk brought up the passing of one of oldest residence, Emma Walkup at the age of 102.

Mary Jane told everyone Marge Swan turned 96 years old this month.

Dan McKenzie asked if the Town had received an end report from Len Cronin? Supervisor Leggett stated that the Town is still owed \$249. Dan also pointed out that the standard for a student at Paul Smith's College is 25 - 30 acres a day for tallying and marking.

On a motion by Supervisor Leggett, seconded by Mr. Packer, meeting adjourned at 9:12 pm.

Respectfully submitted,

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Town Clerk