

Regular meeting of the Town Board of the Town of Chester was held **November 9, 2010** at 7:30pm in the Town of Chester Municipal Center, Chestertown, NY.

Roll Call: Frederick H Monroe, Mike Packer, Edna Wells, Karen DuRose and Steve Durkish. Mark Schachner - attorney for town.

RESOLUTION #125: ACCEPT MINUTES OF THE OCTOBER MEETING.

Introduced by Mrs. DuRose, 2nd by Mr. Packer to accept minutes of the October 5th and 12th Town Board meetings. AYE 5 NO 0

Privilege of the floor:

Andy Deliveron - concerns of signs at Rt 9 and Stone Bridge Rd and Stone Bridge Rd and Agard Rd that are not professionally made and advertise wood for sale. Town Board will have Zoning administrator check this out and other signs that are in Pottersville and do not have sign permits.

Joe Koch - representing East Shore Association and Schroon Lake

Association - in regards to the prior (July 6, 2010 joint meeting) discussion on the noise and speed on Schroon Lake. Town of Horicon has passed a noise ordinance, which includes noise from boats and vessels. Mr. Koch is requesting that the Town of Chester adopt a similar noise ordinance for the "south basin" of Schroon Lake that is in the Town of Chester. He stated that this would then cover the entire south basin of the lake.

Supervisor Monroe stated that what Horicon adopted is town wide. Boats and Vessels in Section 2.02 E. Mr. Koch stated that this was modeled after the Lake George Park Commission.

Discussion on Town of Chester's noise ordinance and was stated that there is a provision in the zoning ordinance. In regards to monitoring (enforcement) this would probably be the Sheriff's Department. Mr. Koch stated that Schroon Lake contracts with Warren County Sheriff for four days per week at a cost of \$4000.

Motion by Mr. Durkish, 2nd by Mrs. DuRose the town board determined to review this request and **Tabled.**

Bela Ambrus - request that at the "stop signs" that intersect with State Rt 9 (in Pottersville) that a stop bar be painted on the highway, he felt that this was an inexpensive way that will "save accidents and perhaps lives" . He submitted pictures: Old Schroon Road and Rt 9; Olmstedville Rd and Rt 9 and Valley Farm Rd and Rt 9. Also suggested that an area, before the stop sign on the Olmstedville and Route 9 intersection (by Gareth Griffen's) be painted with a "no parking" block, so that the stop sign would be visible and not blocked by trucks or other vehicles that park close to it.

Mr. Ambrus spoke with state DOT and was told he would have to address the town board.

Town Board welcomed the suggestions. Highway Superintendent has also (upon request from Mr. Ambrus) discussed the painting of the road with Mr. Frank Komoroske, NYSDOT Warren Cty Resident Engineer.

RESOLUTION #126: REQUEST NYS DEPARTMENT OF TRANSPORTATION TO CONSIDER THE RECOMMENDATION OF PAINTING STOP BARS AND A NO PARKING BLOCK ON ROUTE 9 IN POTTERSVILLE.

Introduced by Mrs.DuRose, 2nd by Mrs.Wells requesting New York State Department of Transportation to consider painting STOP bars on the pavement and a NO PARKING block in the hamlet of Pottersville at the areas stated:

STOP bars - at Valley Farm Rd and Route 9 intersection;
Old Schroon Road and Route 9 intersection (north and south coming out from Old Schroon Rd) and;
Olmstedville Road and Route 9 and to also include a NO PARKING block, by the curb, before the STOP sign at this intersection, so that the STOP can be seen when approaching the intersection.

AYE 5 NO 0

Old Business:

Dog Licensing local law - town clerk stated that the new dog tag licenses have been received, special paper will be ordered to print license renewals, and BAS will have the necessary software changes in place around the 8th of December. Town clerk also inquired about the qualifications/and or requirements for animal control officer (Section 5 4b 1 through 7).

Mr.Schachner will check to see what the state requires for Animal Control officer and redo the draft local law.

RESOLUTION #127: SET DATE AND ADVERTISE FOR PUBLIC HEARING ON ANIMAL CONTROL AND DOG LICENSING LOCAL LAW.

Introduced by Mrs.Wells, 2nd by Mr.Durkish to set date of December 14, 2010 at 7:35 pm for public hearing on Animal Control and Dog Licensing Local Law. This local law will repeal and replace Local Law No.2 of 1995 and Local Law No.2 of 2006.

AYE 5 NO 0

New Business:

Fred R.Monroe -wastewater variance application - Supervisor Monroe turned meeting over to Deputy Supervisor Packer. Variance application is for his father's property. Frederick R Monroe, 99 Blythewood Island, Chestertown, NY. Property location 86.5-1-11.2. Jim Hutchins, engineer, representing Mr.Monroe, explained the need for the variance request, which is for a wastewater system: The required distance is 100'.

Well to north - distance proposed 83' (estimated)

Well to west - distance proposed 76' (estimated)

Loon Lake - distance proposed 76' (estimated)

Mr.Hutchins stated that under the present code 100' is required for a shallow system.

Mr.Hutchins will send Mr.Matrose copy of the application for review, per request of Town Board.

RESOLUTION #128: SET DATE FOR PUBLIC HEARING FOR MONROE WASTEWATER VARIANCE.

Introduced by Mrs.Wells, 2nd by Mr.Durkish to set date for public hearing on December 14, 2010 at 7:30 pm for Frederick R Monroe waste water variance. Property location is 86.5-1-11.2 at 99 Blythewood Island Road, Chestertown, NY.

AYE 4 NO 0

Meeting was turned back over to Supervisor Monroe.

RESOLUTION #129: AUTHORIZE SUPERVISOR TO SIGN LOCAL WATERFRONT REVITALIZATION GRANT AGREEMENT.

Introduced by Mr.Durkish, 2nd by Mrs.Wells authorizing Supervisor Monroe to sign Local Waterfront Revitalization Grant Agreement.

AYE 5 NO 0

RESOLUTION #130: AUTHORIZE CLERK TO ADVERTISE FOR BIDS FOR #2 FUEL OIL, DIESEL FUEL AND KEROSENE FOR TOWN BUILDINGS.

Introduced by Mrs.Wells, 2nd by Mrs.DuRose authorizing clerk to advertise for the following bid:

#2 fuel oil, diesel fuel and kerosene and provide emergency service for all town locations, listed in ad, other than the new Town Municipal Center, and prepare a separate bid for fuel oil for the Town of Chester Municipal Center, with a minimum deliver of 5000 gallons. Bid opening to be held December 14, 2010 at 7:40pm.

AYE 5 NO 0

RESOLUTION #131: AUTHORIZE CLERK TO ADVERTISE FOR BID FOR WEEKLY SENIOR CITIZEN MINI-BUS TRANSPORTATION.

Introduced by Mrs.DuRose, 2nd by Mrs.Wells authorizing clerk to advertise for the following bid:

Weekly mini-bus transportation to Glens Falls for Senior Citizens during the fiscal year 2011. 15 passenger seating. Bid openings to be held December 14th, 2010 at 7:40pm.

AYE 5 NO 0

RESOLUTION #132: AUTHORIZE SUPERVISOR TO SIGN SNOW AND ICE CONTRACT WITH THE COUNTY FOR 2011.

Introduced by Mrs.Wells, 2nd by Mrs.DuRose authorizing Supervisor to sign contract with Warren County for snow and ice removal for the fiscal year 2011. Included in contract is sweeping of roads and mowing. Total miles 32.87. Contract amount -----?.

AYE 5 NO 0

RESOLUTION #133: AUTHORIZE CLERK TO ADVERTISE FOR PUBLIC HEARINGS ON 2011 CONTRACTS.

Introduced by Mrs.DuRose, 2nd by Mrs.Wells authorizing clerk to advertise for public hearings on December 14th, 2010 at 7:40 pm at the Town Hall, Chestertown, NY on proposed contracts with: North Warren Chamber of Commerce, Inc. to act as advertising agent for

the Town of Chester in the amount of \$14,000 (code A6410.4)
Contract with North Warren Emergency Squad to furnish emergency ambulance service in the Town of Chester in the amount of \$60,000 (code A4540.4)

Contract with North Creek Fire District to provide fire protection in the amount of \$30,000 per year; contract with Riverside Volunteer Fire Co. to provide fire protection in the amount of \$7,000 (SA3410.41) and Chestertown Fire Company to also provide protection in the Riverside Fire Protection District in the amount of \$5,000. (SA3410.42) AYE 5 NO 0

Letter from Wendell Ross and plan for water service on south end as well - Mr. Ross's letter was to advise the town that he would be discontinuing use of his water line as of 7/31/2011 and relinquish all rights to the line not on his property. He stated reasons for discontinuing use and also offered some suggestions to the town to supply water to the five businesses that he is now supplying with water.

Supervisor Monroe stated that an estimate had been done, March 2001, to run town water to these businesses. Cost was approximately \$70,000 and the businesses did not want to pay. Mr. Ross stated that at other times the expense was for the whole water district (he gave the example of Panther Mtn Drive many years ago and the cost was absorbed by the district, not the individual).

Supervisor Monroe asked if Mr. Schachner had any comments: He stated that first there would need to be preparation of a map plan, by licensed engineer, cost can be absorbed by those to be included or by "the district as a whole". (note: this area is not in the water district.)

RESOLUTION #134: RETAIN JIM HUTCHINS, ENGINEER, TO PREPARE A MAP PLAN AND REPORT FOR THE EXTENSION OF THE CHESTERTOWN WATER DISTRICT AREA BETWEEN PANTHER MOUNTAIN DR AND THE NEW STATE TROOPER'S BARRACKS ON ROUTE 9.

Introduced by Mr. Monroe, 2nd by Mrs. Wells to retain Jim Hutchins, engineer, to prepare a map plan and report and evaluate options for providing water service to the area in the Chestertown Water District between Panther Mountain Dr and the new State Trooper's Barracks on Route 9. AYE 5 NO 0

Mr. Hutchins will meet with water superintendent, Jason Monroe and property owner Wendell Ross.

Substitute custodian - Executive session.

Supervisor Monroe reported on "Railroads on Parade". Clark Dunham, Pottersville, designs and builds train sets and is considering opening up a museum in the former auto part store building in Pottersville. One of the issues will be parking. Supervisor Monroe stated that because of that the traffic circle idea has been brought up.

Request for permit parking and traffic circle in Pottersville -

Request was received from Andy Deliveron, on behalf of some Pottersville residents, for (permit parking for residents) parking permits from the fire house to the building owned by Rick Bump (old Pottersville Store) and also to consider two traffic circles in Pottersville: 1 at the intersection of Valley Farm Rd and Route 9 (by the Black Bear restaurant) and one at the Wells House triangle (Route 9 and Olmstedville Road). The Town Board stated that this is state and county roads and did not feel that traffic circles were needed and would not probably be approved of by the state. Councilperson Durkish is not in favor of permit parking.

Discussion again on moving "your speed is" sign part way down the hill on Route 9, before Black Bear,, between Landon Hill Rd and Norine Shaw's and lowering it to 30 mph instead of the present 40 mph. Request to have highway move the sign, Gary agreed.

Sign at Loon Lake Beach - change wording to say Town of Chester and Loon Lake Park District. (in prior minutes).

RESOLUTION #135: SET DATE FOR RE-ORGANIZATIONAL MEETING.

Introduced by Mr.Monroe, 2nd by Mrs.DuRose to set the date of January 3, 2011 (Monday) at 7:00 pm for the Re-organizational meeting.
AYE 5 NO 0

RESOLUTION #136: AUTHORIZE PAYMENT OF ABSTRACT AND APPROVE CLAIMS PAID PRIOR TO AUDIT.

Introduced by Mrs.Wells, 2nd by Mr.Durkish authorizing payment of abstract and approve claims paid prior to audit.

General fund	\$61,696.94	(478-543)
Highway fund	\$39,194.45	(229-251)
Chtwn water	\$ 1,493.51	(56- 62)
P'ville water	\$ 3,097.52	(53- 60)
Library	\$ 1,381.19	(49- 53)
	AYE 5	NO 0

Motion by Mr.Monroe, 2nd by Mr.Packer the Town Board went into Executive Session at 8:45 pm to discuss health insurance/CSEA and terms of employment. Motion by Mr.Monroe, 2nd by Mrs.DuRose Town Board resumed regular session at 10:00pm. No action taken.

The snow maker will be stored in the lower part of Dynamite Hill building.

RESOLUTION #137: ADVERTISE FOR SUBSTITUTE CUSTODIAN AND YOUTH DIRECTOR.

Introduced by Mrs.Wells, 2nd by Mrs.DuRose to advertise for substitute custodian, to fill in for regular custodian when he is on vacation and to advertise for youth director.
AYE 5 NO 0

RESOLUTION #138: AUTHORIZE PAY TO MINDY CONWAY, TEMPORARY YOUTH DIRECTOR.

Introduced by Mrs.Wells, 2nd by Mrs.DuRose authorizing that Mindy Conway is to receive pay in the amount of \$ 75 per week, retroactive since October 1, for the time that she has been filling in as youth director.

AYE 5 NO 0

Motion by Mr.Monroe meeting was adjourned at 10:00 pm.

Town Clerk

LEGAL NOTICE - PLEASE PUBLISH ONE TIME

Town of Chester Budget Adoption.

Please take notice that the Town Board of the Town of Chester, Warren County, NY after a public hearing on November 4, 2010 adopted the budget for the fiscal year beginning on January 1, 2011 and ending on December 31, 2011.

Said adopted budget is available for inspection in the office of the Town Clerk, 6309 St Rt 9 Chestertown, NY. during regular business hours.

Bernice Roberts, Town Clerk

TOWN OF CHESTER ~ NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that there will be a Public Hearing before the Town Board of the Town of Chester, acting as the local Board of Health, on Tuesday, December 14, 2010, at 7:30 p.m. at the Town Municipal Center, Chestertown, NY, to consider the following application:

Frederick R. Monroe, 99 Blythewood Island Road, seeking relief from the required separation distances in order to install an engineered Septic Disposal System in a Moderate Intensity Land Use Area, tax parcel #86.5-1-11.2.

Application is open for inspection in the Office of the Town Clerk. Anyone wishing to appear at such hearing may do so in person, by Attorney or other representative, or send communication in writing in relation there-to to the Town Clerk, PO Box 467, Chestertown, NY, 12817.

Bernice Roberts

Town Clerk

TOWN OF CHESTER ~ NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a Public Hearing will be held by the Town Board of the Town of Chester, Warren County, on the 14th day of December 2010 at 7:35pm at the Town Hall, Chestertown, New York regarding the adoption of a Local Law to Repeal and Replace Local Law No.2 of 1995 pertaining to establishment of the position of Animal Control Officer, to clarify duties and Repeal Local Law 2 of 2006 pertaining to control of animals and to comply with Article 7 of the Agriculture and Markets Law regarding licensing of animals.

At said hearing all interested persons may appear and will be given an opportunity to be heard either in support of or in opposition to said proposed local law.

Bernice Roberts, Town Clerk

NOTICE OF PUBLIC HEARING

The Town Board of the Town of Chester, Warren County, NY will conduct a Public Hearing on December 14, 2010 at 7:40pm at the Town Hall, Chestertown, NY regarding the following proposed contracts for the 2011 budget year: North Warren Chamber of Commerce, Inc. to act as advertising agent for the Town of Chester in the amount of \$14,000. Contract with North Warren Emergency Squad to furnish emergency ambulance service in the Town of Chester in the amount of \$60,000.

Contract with North Creek Fire District to provide fire protection in the amount of \$30,000. Contract with Riverside Volunteer Fire Co. to provide fire protection in the amount of \$7,000 and Chestertown Fire Company to also provide protection in the Riverside Fire Protection District in the amount of \$5,000.

All interested persons will be heard concerning same at this time.
Bernice Roberts, Town Clerk.

NOTICE TO BIDDERS

The Town Board of the Town of Chester, Warren County, NY does hereby invite sealed bids for the sale and delivery of #2 Fuel Oil, Low sulfur diesel fuel, kerosene, and a separate price for minimum delivery of 5000 gallons fuel oil for the new Town Hall.

All bidders must have and so state, that a qualified serviceman is available for any required emergency service upon no more than two hours notice.

All bids will be based on the tank wagon low price for all products. All bids must be in an envelope marked "Bids for fuel, diesel fuel and kerosene."

Bids will be accepted by the Town Clerk, Chestertown, NY on or before December 14, 2010 at 7:40pm at which time they will be opened and read publicly at the Town Hall, Chestertown, NY.

The Town Board reserves the right to reject any or all bids.
Bernice Roberts, Town Clerk.

NOTICE TO BIDDERS

The Town Board of the Town of Chester, Warren County, NY does hereby invite sealed bids for mini-bus service to provide weekly transportation for Senior Citizens during the year of 2011. Bids should state the amount per week and total number of weeks for the year. The successful bidder must provide proof that he is a properly licensed public carrier with authority to conduct the specified program from the NY State Transportation Dept., Division of Regulatory Affairs, and must provide proof of public liability insurance. All bids must be in an envelope marked "Senior Citizens/Mini-bus service".

Bids will be accepted by the Town Clerk, Chestertown NY on or before December 14, 2010 at 7:40pm at which time they will be opened and read publicly at the Town Hall, Chestertown, NY.

The Town Board reserves the right to reject any or all bids.

ACCEPTING APPLICATIONS

The Town Board of the Town of Chester is seeking applicants for the positions of substitute custodian and Youth Director, letter of intent to be include for youth director, and application to be sent to Frederick H Monroe, Supervisor, Box 423, Chestertown, NY 12817.