



Town Board

Regular Meeting

September 10, 2019

The Town Board of the Town of Chester convened at the Pottersville Fire House, 20 Valley Farm Road, Pottersville, New York, at 7:00 pm.

Roll Call: Supervisor Craig Leggett, Karen DuRose, Mike Packer, Larry Turcotte, Steve Durkish, Deputy Supervisor Marion Eagan and Attorney for the Town, Mark Schachner

Regular Meeting:

Supervisor Leggett opened the Regular Town Board Meeting at 7:05 pm with Steve Durkish leading the Pledge of Allegiance.

RESOLUTION NO. 150 OF 2019: ACCEPT MINUTES OF THE REGULAR TOWN BOARD MEETING AUGUST 13, 2019

RESOLVED, to accept the minutes of the Regular Town Board Meeting August 13, 2019.

On a motion by Mrs. DuRose, seconded by Mr. Turcotte, Resolution No. 150 of 2019 was **ADOPTED**.

AYE 5 NO 0

Committee Reports:

Supervisor Leggett opened Committee Reports at 7:07 pm.

Town Clerk reported the following documents were emailed to all Board Members:

- Abstract of Audited Vouchers dated September 10, 2019
- Town Board Minutes for August 13, 2019
- Zoning Administrator Activity Report for August 2019
- Planning Board Minutes for August 19, 2019
- Zoning Board Minutes for August 27, 2019
- Zoning Enforcement Officer Report for August 2019
- Assessor's Report for September 2019
- Animal Control Monthly Report for August 2019
- Town Clerk Monthly Report for August 2019
- Town Court Report dated September 9, 2019
- Letter from APA for the review of the Loonie & Wen Septic Variance Application
- Letter from Renate Wildermouth praising the Town of Chester Library

Mr. Turcotte reviewed the proposed short term rental law and went over the trash flow software for the transfer station and did a training session with the software company.

Mrs. DuRose attended a meeting with the senior group, met with Barb Carlozzi about the church park lot in Chestertown, met with Brian Sabatis, Superintendent of Buildings and Grounds from North Warren Central School, met with Larry from Larry Thompson Flooring about refinishing the gym floor at the Municipal Center, and lastly attended a meeting with the YMCA and our Youth Commission to coordinate upcoming events and sports.

Supervisor Leggett reported the following:

- Met with the Seniors
- Met with the YMCA
- Hill Park regarding an easement for the Friends Lake Aquatic Control
- Went out with the Loon Lake Safety Officer
- Met with a representative for a trash compactor with Brett Hitchcock
- Currently there is a 72 hour water test going on for the new well in Pottersville

Supervisor Leggett closed Committee Reports at 7:10 pm.

Privilege of the Floor:

Supervisor Leggett opened Privilege of the Floor at 7:10 pm by introducing Al Muench to speak about Pickle Ball.

Al thanked the Board for allowing the use of the outside courts to play pickle ball for the last six years where the group has grown to over 100 on an email list and 20-30 who play regularly during the summer. Al asked the Town Board about having pickle ball in the gymnasium. Al said that the noise has been a suggested concern and propose that they try a normal ball first and if there is an impact with the noise then switch to a foam pickle ball. Al would work with Mindy for scheduling. Mrs. DuRose asked when they would primarily play. Al replied it was up to the Board and Mindy with the scheduling, but he would like to play a few days a week. Supervisor Leggett asked how many hours a day. Al commented that when they play outside it usually runs 2 - 2 ½ hours. Supervisor Leggett asked if there were any objections. Mr. Durkish commented that the Municipal Center is a place of business and the sound may be a concern to all the people who work there and maybe it should take place after business hours or something done to keep the noise down. Steve said it was a great thing. Supervisor Leggett said that in Indian Lake they play at night. Al commented that they have played at Johnsbury School but they had to have a custodian come in. The Attorney for the Town commented that the insurer should be notified.

RESOLUTION NO. 151 OF 2019: ALLOW PICKLE BALL ON A TRIAL BASIS

RESOLVED, to allow pickle ball in the gymnasium on a trial basis.

On a motion by Mrs. DuRose, seconded by Mr. Durkish, Resolution No. 151 of 2019 was **ADOPTED**.

AYE 5 NO 0

Ava Ashendorff spoke about having a group to create a Senior Center along with Co-Chair Linda Muench in Chestertown. Ava said they held one meeting and were going to hold another informational meeting September 30th because they want to hear from everyone their ideas. So far they have an email address, ava@chestertownseniorsgroup.org and developing a website. Ava said she has been in contact with the meal sites in the Luzerne and Johnsbury, where in both cases they have enough room in their meal sites to host between 80 and 100 people and are able to incorporate their senior centers right into their meal sites. Ava would like to see a senior center near the meal site and increase the numbers at the meal site. Ava asked the Board to create a resolution to redirect the money from the 50-50 Card Club to the Chestertown Seniors Group so that they would have money to work with. Supervisor Leggett clarified that the 50+ Club was not a line item in the budget and they dissolved over a year ago.

Linda Muench stated that she is helping Ava create a senior center. Linda listed a few expenditures at the request of Mr. Packer at the last meeting. The Library has offered their space on Mondays to use. The money will be used for trips, board games, coffee and guests speakers. Linda stated that it is \$5 if you are not a senior and \$3 if you are 60 or over.

Harry Brundage, Commander of Post 5513 of the VFW in Chestertown, stated that the first Hometown Hero Banners will go up September 11th in Pottersville. The first will be Harry Smith Sr. and Harry Smith Jr., father and son both on the same poll. Harry said that applications will be available in the Town Clerk's Office.

Barbara Repp commented that it looks like it is just Chestertown Seniors, Pottersville is part of Chester. Linda Muench said they want to be known for Chester Seniors and Mary Clark is going to be the representative from Pottersville. Linda reminded everyone that there will be an informational meeting September 30th at the Chester Town Hall Auditorium from 10:30 am to 11:30 am

Rick Bump thanked the Fire Commissioners for allowing the Town Board to have a meeting at the firehouse.

Supervisor Leggett closed Privilege of the Floor at 7:34 pm.

New Business:

Supervisor Leggett opened New Business at 7:34 pm.

RESOLUTION NO. 152 OF 2019: REAPPOINT RICK BUMP TO THE BOARD OF ASSESSMENT REVIEW FOR A THREE (3) YEAR TERM EXPIRING SEPTEMBER 30, 2022

WHEREAS, Rick Bump has served on the Board of Assessment Review for the past year filling an unexpired term,

BE IT RESOLVED, the Town Board reappoints Richard Bump to the Board of Assessment Review to fill a three (3) year term ending September 30, 2022 and authorizes expenditure for appropriate training, registration, and travel expenses.

On a motion by Mr. Packer, seconded by Mr. Durkish, Resolution No. 152 of 2019 was **ADOPTED**.

AYE 5 NO 0

RESOLUTION NO. 153 OF 2019: AUTHORIZE THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH ADIRONDACK PARK LOCAL GOVERNMENT REVIEW BOARD AND APPROPRIATE \$300 IN THE TOWN'S FY 2020 BUDGET

WHEREAS, the Adirondack Park Local Government Review Board is an effective advocate for Municipalities within the Blue Line, and

WHEREAS, the APLGRB has requested funding for their activities for FY 2020 and the Town of Chester has supported the APLGRB in previous years,

BE IT RESOLVED, the Town Board authorizes the Supervisor to enter into an agreement with APLGRB and appropriate \$300 in the Town's FY 2020 Budget.

On a motion by Mrs. DuRose, seconded by Mr. Turcotte, Resolution No. 153 of 2019 was **ADOPTED**.

AYE 5 NO 0

RESOLUTION NO. 154 OF 2019: ACCEPT THE SMALL GROUP HEALTH RENEWAL AS SUBMITTED FROM JAEGER AND FLYNN

WHEREAS, Jaeger and Flynn submitted 2019-2020 plan design and rates for small group health renewal,

BE IT RESOLVED, the Town Board accepts the small group health renewal as submitted from Jaeger and Flynn.

On a motion by Mr. Turcotte, seconded by Mr. Durkish, Resolution No. 154 of 2019 was **ADOPTED**.

AYE 5 NO 0

RESOLUTION NO. 155 OF 2019: AUTHORIZE THE SUPERVISOR TO EXTEND THE CONTRACT WITH ABF CLEANING SPECIALIST TO CLEAN THE TOWN MUNICIPAL CENTER 3 NIGHTS A WEEK UNTIL DECEMBER 31, 2019

WHEREAS, the Contract between the Town and ABF Cleaning Specialist is due to expire,

BE IT RESOLVED, the Town Board authorizes the Supervisor to extend the contract with ABF Cleaning Specialist to clean the Town Municipal Center 3 nights a week until December 31, 2019.

On a motion by Mrs. DuRose, seconded by Mr. Packer, Resolution No.155 of 2019 was **ADOPTED**.

AYE 5 NO 0

RESOLUTION NO. 156 OF 2019: AUTHORIZE THE SUPERVISOR TO APPLY FOR GRANT IF APPLICABLE WITH FEMA FOR THE LOON LAKE DAM ENGINEERING AND CONSTRUCTION COSTS

RESOLVED, to authorize the supervisor to apply for a FEMA grant if applicable for the Loon Lake Dam for engineering and construction costs.

On a motion by Mr. Packer, seconded by Mr. Durkish, Resolution No. 156 of 2019 was **ADOPTED**.

AYE 5 NO 0

RESOLUTION NO. 157 OF 2019: SCHEDULE A SPECIAL TOWN BOARD MEETING FOR WEDNESDAY, OCTOBER 2, 2019 AT 7 PM AT THE TOWN HALL IN CHESTERTOWN FOR PRESENTATION OF THE TENTATIVE BUDGET

WHEREAS, the Budget Officer is to file a tentative Budget with the Town Clerk no later than September 30th and the Town Clerk is to present the Tentative Budget to the Town Board on or before October 5th,

BE IT RESOLVED, the Town Board schedules a Special Town Board Meeting for Wednesday, October 2nd at 7 pm at the Town Hall in Chestertown for presentation of the Tentative Budget to Town Board.

On a motion by Mr. Packer, seconded by Mr. Turcotte, Resolution No. 157 of 2019 was **ADOPTED**.

AYE 5 NO 0

First Wilderness Heritage Corridor:

Supervisor Leggett introduced Tracey Clothier from The LA Group to speak about the Final Layout of the First Wilderness Trail that was sponsored by Warren County and funded by the Department of State and Warren County.

Tracey gave an overview of the 99.3 mile long recreational trail from the Village of Corinth to the hamlet of Tahawus in the Town of Newcomb, going through 9 municipalities. The Trail will follow the Hudson River, crossing back and forth over mostly public lands. Tracey asked for the Town Board to deem the June 2019 First Wilderness Heritage Corridor final layout of the First Wilderness Trail complete.

RESOLUTION NO. 158 OF 2019: APPROVE THE JUNE 2019 FIRST WILDERNESS HERITAGE CORRIDOR FINAL LAYOUT OF THE FIRST WILDERNESS TRAIL

WHEREAS, Warren County is asking that the Town Board approve a resolution to accept the June 2019 First Wilderness Heritage Corridor final layout of the First Wilderness Trail,

BE IT RESOLVED, the Town Board approves the June 2019 First Wilderness Heritage Corridor final layout of the First Wilderness Trail.

On a motion by Mrs. DuRose, seconded by Mr. Durkish, Resolution No. 158 of 2019 was **ADOPTED**.

AYE 5 NO 0

RESOLUTION NO. 159 OF 2019: ASSIGN THE NAME "RON GILL LANE", AS A PRIVATE ROAD TO SERVE THE PARCELS IDENTIFIED AS TAX MAP NUMBERS 87.20-1-1 AND 87.-1-41.113 WITH LEGAL ACCESS FROM STATE ROUTE 8

WHEREAS, the intent of an E-911 address is to help facilitate the location of power and buildings along various roads and streets by local EMS, Fire Department, Police, and any other emergency services, and to help facilitate the reporting of emergencies and dispatching under the County 911 system, and

WHEREAS, upon recommendation of the Warren County E-911 Coordinator the private access to these lands be called Ron Gill Lane,

BE IT RESOLVED, the Town Board assigns the name "Ron Gill Lane", as a private road to serve the parcels identified as Tax Map Numbers 87.20-1-1 and 87.-1-41.113 with legal access from State Route 8.

On a motion by Mr. Packer, seconded by Mr. Durkish, Resolution No. 159 of 2019 was **ADOPTED**.

AYE 5 NO 0

Lake Safety Officer:

Supervisor Leggett stated that it was brought to his attention by the Loon Lake Park District Association that they would like to go from a Lake Safety Officer back to a Lake Constable.

Rick Bump stated that Karen DuRose, himself and Dave Gross expressed their concern about taking the constable out. Supervisor Leggett replied that the record shows that the prior two years there was a retired sheriff's patrol officer as our Lake Constable and there were no citations written by him during that time. Al Muench asked about the training required for a constable. Mr. Turcotte thought that the Park District Association wanted a "friendly" officer and asked the reason for the change. Mr. Turcotte commented that the thought was to have the safety officer there to educate. Mary Clark commented that that does not always work. Mrs. DuRose said that she was in favor as before of having a constable and doesn't think a lot of people are paying attention to the safety officer. Mr. Turcotte would like to hear from Rich Konig, Lake Safety Officer. Karen Griffen said that tickets were written at night after the constable went off duty by the Sherriff's Department. Mrs. DuRose asked John Maday if the Sheriff's Department receives a lot of calls for the Lake. John replied that they do get some. Horicon pays the Sheriff's Department to be on the Lake. Supervisor Leggett commented that he had a call in to Sheriff York to discuss contracts and costs.

Supervisor Leggett will look into the cost of having the Sheriff's Department patrol Loon Lake and having a Constable for the October Board Meeting.

Short Term Rentals:

Mr. Turcotte sent out Warrensburg's Short Term Rental Local Law to a few realtors to hear their comments because we want to bring people to Town and there are only so many hotel beds. From the people Larry spoke with no one had any objections as long as the Town was going to allow short term rentals. Larry would like to see a few definitions worked on.

Frank Doberman has been speaking with Supervisor Leggett over the last few about the issue of short term rentals. Frank said he has a building next to his house that he is not sure if it is a home or a residence, a motel or a hotel, or a camping area because this year it was rented approximately every four days since Memorial Day weekend and sometime rented to fourteen to sixteen people. There are safety issues for Friends Lake, septic problems and rules that need to be considered. Frank feels that there should be areas where short term rentals are not recommended. Frank added that there was an impact on traditional places where people go to stay from the short term rentals and they are not required to safety standards

Al Muench is concerned about septic systems that are not designed for the number of people who are renting. Al said that companies are buying single family homes just to rent. Safety needs to be a priority. Rick Bump said the home owners should be responsible. Mary Clark commented that someone has to be in charge. Mr. Turcotte stated that in Warrensburg's Law there has to be a fire inspection and a specific person in charge.

Supervisor Leggett and Mr. Turcotte will work on a proposed short term rental for the October Board Meeting.

RESOLUTION NO. 160 OF 2019: AUTHORIZE THE FOLLOWING BUDGET AMENDMENT TO THE 2019 BUDGET

RESOLVED, to authorize the following amendments to the 2019 Budget:

Amend Budget				
TOWN OF CHESTER BUDGET 2019 - REVENUE			Revenue Amendments: Sept 10, 2019	
		Budget		
ITEM	CODE #	FY 2019	Increase	Decrease
PILOT	A1081	\$16,000	\$6,579	

TOTAL			\$6,579	\$ -
TOWN OF CHESTER BUDGET 2019 - Appropriations		Budget	Appropriations Amendments: September 10, 2019	
ITEM	CODE #	FY 2019	Decrease	Increase
Town Municipal Center	A1620.2	\$15,000		\$1,600
School Share 480	A1989.4	\$2,640		\$4,979
				\$6,579
Budget Adjustment				
TOWN OF CHESTER BUDGET 2019		Budget	Budget Adjustment: September 10, 2019	
ITEM	CODE #	FY 2019	Increase	Decrease
Central Printing	A1670.4	\$1,500.00	\$600.00	
Supervisor Equipment	A1220.2	\$900.00		\$600.00
Medical Center	A4560.1	\$8,600.00		\$4,500.00
Sidewalks	A5410.1		\$4,500.00	
Contingency	A1990.4	\$20,000.00		\$9,000.00
Highway Garage	A5132.2	\$1,000.00	\$9,000.00	
General Repair	DA5110.4	\$100,000.00		65000
Capital Improvement	DA5112.2	\$210,000.00	65000	

On a motion by Mr. Turcotte, seconded by Mr. Packer, Resolution No. 160 of 2019 was **ADOPTED**.
 AYE 5 NO 0

RESOLUTION NO. 161 OF 2019: AUTHORIZE PAYMENT OF ABSTRACTS
RESOLVED, the Town Board accepts the Abstract of Claims accounting requirements:

2019	
General A	\$60,964.07
Highway DA	\$137,389.23
Library L	\$1,011.57
Loon Lake Park District SP	\$15,419.16
Chestertown Water SW1	\$980.63
Pottersville Water SW2	\$3,296.98
Other TA	\$2,140.39
Total	\$221,202.03

On a motion by Mrs. DuRose, seconded by Mr. Durkish, Resolution No. 161 of 2019 was **ADOPTED**.
 AYE 5 NO 0

On a motion by Mrs. DuRose, seconded by Mr. Packer, meeting adjourned at 8:34 pm.

Respectfully submitted,

Town Clerk

DRAFT