



**Town Board  
Regular Meeting  
May 09, 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 Leggett, Karen DuRose, Mike Packer, Edna Wells, and Attorney for the Town, Mark Schachner.  
Steve Durkish, Absent

Regular Meeting:

Supervisor Leggett opened the meeting at 7:03 with The Pledge of Allegiance

**RESOLUTION NO. 88 OF 2017: ACCEPT MINUTES OF THE REGULAR MEETING APRIL 11, 2017.**

**RESOLVED**, to accept the minutes of the Regular Meeting on April 11, 2017

On a motion made by Karen DuRose seconded by Edna Wells, Resolution No. 88 of 2017 was **ADOPTED**.

AYE 4 NAY 0

**Privilege of the Floor:**

Supervisor Leggett opened **Privilege of the Floor**, Public Comment

Linda Muench, Hill Park Road, Chestertown is asking for town board to see if there is a place in the Town Building for a senior center. Mrs. Muench is requesting the room has natural light and is dedicated Monday thru Friday for Seniors. Requesting two card tables. They are looking into the youth commission room.

John Nick spoke on behalf of the Loon Lake Park District Association. Presented Town Board with the News Letter from the Association. People on Loon Lake are concerned about the speed limit and cleanliness of the lake. A new milfoil contractor has started and will be there for up to 18 weeks. They are very happy with the progress.

Supervisor Leggett closed **Privilege** of the floor. 0:00 PM

Supervisor Leggett opened up **Committee Reports** 0:00 PM

**Committee Reports:**

**Highway Transfer Station, Water Facilities** presented by Karen DuRose, Has a meeting with Lance Cleveland and Jim Davis, to discuss signage and cross walk bars in Pottersville. Mrs. DuRose spoke with Jason and as soon as he gets the required permits they can start on the sidewalk in front of beverage center. Mrs. DuRose reminded that the vote is next Tuesday at North Warren Central School budget vote and there are three board seats up for election and they will be voting on a generator for the school. She urged people to get out and vote.

Supervisor Leggett stated he attended the budget hearing meeting and discussed the tax rates briefly. Supervisor stated that Harry Brundage invited the Town Board to be in the Memorial Day Parade in Horicon on that Saturday.

Supervisor Leggett stated that all court clerks must complete training or continued education annually. He said that our court clerk has always completed training. Supervisor Leggett said that it is Spring clean up time, starting in Pottersville.

Jason is working on water district, he stated that Well #1 is not putting out a significant amount of pressure so they will be going back to the Planning Board from Cedarwood Engineering

Supervisor Leggett briefly discussed the Economic Development Initiative on April 27<sup>th</sup>. He said there was a good turnout with about 75 citizens. Ed Bartholomew from Warren County EDC, Mark Migliore, a regional permit administrator for the state Department of Environmental Conservation, and Dan Kelleher from the Adirondack Park Agency Economic Services Unit were also present at the event. A follow-up meeting to the Initiative Event is scheduled for May 17<sup>th</sup> at 6:30 p.m.

On the Assessor's Report, grievance day is on Thursday, May 25<sup>th</sup> between 3 to 6 p.m. and 7 to 8 p.m. Brief mention about Friends Lake Aquatic Plant Control District.

Supervisor Leggett closed Committee Reports at 0:00 p.m.

#### **Privilege of the Floor for Resolutions:**

Supervisor Leggett opened Privilege of the Floor for Resolutions at 0:00 p.m.

Mrs. DuRose said she was sorry to hear about the resignation of Rick Bump from the Planning Board. Supervisor Leggett introduced the Cunningham family with regard to the acquisition of the property the Town is planning on purchasing. Supervisor Leggett invited Mr. Richard Cunningham to speak to the audience on behalf of the purchase of the property. Mr. Cunningham made a brief statement about the history of the property. Supervisor Leggett said the Town is purchasing the property for \$65,000 with a \$50,000 donation from the Peckham Family and \$15,000 coming out of the 2017 budget. Sylvia Redmond expressed her concern for naming the road that starts at her house Ferris Road Extension.

Terry Perkins questioned if the Town was going to appoint a new liaison for North Warren Emergency Squad, as Amy Culver resigned. Supervisor Leggett said that the Town Board would appoint a new liaison. Brief discussion regarding scheduling a Town Board meeting at the Pottersville Firehouse on July 11<sup>th</sup> at 7:30 p.m.

#### **RESOLUTION NO. 89 OF 2017: TO NAME A PRIVATE ROAD AS "FERRIS ROAD EXTENSION".**

**WHEREAS**, the intent of an E-911 address is to help facilitate the location of buildings along various road 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**, there are several parcels of land beyond the termination of Ferris Road, a Town Road, which have legal access and ability to build residences, and

**WHEREAS**, upon recommendation of the Warren County E-911 Coordinator the private access to these lands be called Ferris Road Extension, be it

**RESOLVED**, the Town Board assigns the name "Ferris Road Extension", as a private road to serve the parcels identified as Tax Map Numbers 103.-2-15.12, 103.-2-15.2, 121.-1-2 and any other parcels with legal access from the termination of Ferris Road.

On a motion made by Supervisor Leggett, seconded by Michael Packer, Resolution No. 89 of 2017 was **ADOPTED**.

AYE      Craig Leggett      Karen DuRose - Abstained  
            Edna Wells  
            Michael Packer

**RESOLUTION NO. 90 OF 2017: ACCEPT RESIGNATION OF RICK BUMP FROM PLANNING BOARD.**

**WHEREAS**, Rick Bump has submitted his resignation to the Planning Board effective immediately, be it

**RESOLVED**, the Town Board accepts the resignation of Rick Bump from the Planning Board and thanks him for his service to the Town of Chester.

On a motion by Mrs. DuRose, seconded by Mrs. Wells, Resolution No. 90 of 2017 was **ADOPTED**.

AYE 4      NAY 0

**RESOLUTION NO. 91 OF 2017: APPOINT RAND FOSDICK AS PLANNING BOARD MEMBER TO FILL UNEXPIRED PLANNING BOARD MEMBER POSITION.**

**WHEREAS**, Rand Fosdick is an alternate member of the Planning Board and has accrued 5 hours of applicable training, be it

**RESOLVED**, the Town Board appoints Rand Fosdick to fill the unexpired term created by the resignation of Rick Bump, with the term set to expire April 30, 2018.

On a motion by Mrs. DuRose, seconded by Mrs. Wells, Resolution No. 91 of 2017 was **ADOPTED**.

AYE 4      NAY 0

**RESOLUTION NO. 92 OF 2017: AUTHORIZE HIGHWAY SUPERINTENDENT MONROE TO SIGN RENEWAL OF SHARED SERVICE AGREEMENT WITH THE NYS DOT.**

**WHEREAS**, the NYS Department of Transportation and the Town of Chester have had a Shared Service Agreement that allows NYSDOT or the Town to provide assistance in the absence of a Governor's Emergency Declaration, and

**WHEREAS**, NYS DOT needs a resolution from the Town Board authorizing the Highway Superintendent to enter into the agreement, be it

**RESOLVED**, the Town Board authorizes Highway Superintendent Monroe to sign the Renewal of Shared Services Agreement for a term not to exceed 4 years.

On a motion by Mrs. DuRose, seconded by Mrs. Wells, Resolution No. 92 of 2017 was **ADOPTED**.

AYE 4      NAY 0

**RESOLUTION NO. 93 OF 2017: SUPPORT OR OPPOSE THE USE OF ENVIRONMENTAL PROTECTION FUND MONIES BY THE DEC TO ACQUIRE LAND TO ACCESS MOXHAM MOUNTAIN FROM RT 28N.**

**WHEREAS**, the NYS Department of Environmental Conservation is contemplating the purchase of 4 parcels of land in the north part of the Town of Chester off of NYS RT28 and identified as Tax Map Numbers 32.0-1-2, 32.0-1-3, 32-1-14, and 32-1-18.1, a total of 240.58 acres +/-, and

**WHEREAS**, the Town of Chester has a 90-day time period from date of notice to respond with to the DEC of their support or opposition to the use of Environmental Protection Fund (EPF) monies for this purpose, and

**WHEREAS** these lands will provide public access to Moxham Mountain, which is a recommended feature of the Town of Chester Master Recreational Plan, and the State will pay taxes on these lands, be it

**RESOLVED**, the Town Board supports the NNYS DEC in use of EPF monies for acquisition of the said parcels.

On a motion by Mrs. DuRose, seconded by Mrs. Wells, Resolution No. 93 of 2017 was **ADOPTED**.

AYE 4 NAY 0

**RESOLUTION NO. 94 OF 2017: AUTHORIZE SUPERVISOR LEGGETT TO SIGN AN MOU FOR PURCHASE OF MUNICIPAL FOREST LAND.**

**WHEREAS** the Cunningham Family owns approximately 104.62 acres of forested property located in the Town of Chester, identified by Tax Map Number 121.-1-4, and

**WHEREAS**, the Town is interested in acquiring this property to be owned and managed as a Municipal forest land for various public purposes including preservation of open space, public forest lands, and passive recreational use, and

**WHEREAS**, the Peckham Family Foundation wishes to make a monetary donation to the Town to facilitate Town purchase of the Cunningham forest property, and

**WHEREAS**, a Memorandum of Understanding (MOU) prepared by the Attorney for the Town proposes 6 terms that have been agreed upon by the Cunningham Family and the Peckham Family Foundation, be it

**RESOLVED**, the Town Board agrees to the terms of the MOU and authorizes Supervisor Leggett to sign the document titled “Memorandum of Understanding Among Cunningham Family, The Peckham Family Foundation And Town of Chester for Purchase of Municipal Forest”.

On a motion by Mrs. DuRose, seconded by Mrs. Wells, Resolution No. 94 of 2017 was **ADOPTED**.

AYE 4 NAY 0

**RESOLUTION NO. 95 OF 2017: SET DATE FOR REGULAR TOWN BOARD MEETING AT POTTERSVILLE FIREHOUSE ON TUESDAY JULY 11, 2017 AT 7:30 P.M.**

**RESOLVED**, the Town Board will hold a regular Town Board meeting at the Pottersville Fire House on Tuesday July 11, 2017 at 7:30 PM.

On a motion by Mrs. DuRose, seconded by Mrs. Wells, Resolution No. 95 of 2017 was **ADOPTED**.

AYE 4 NAY 0

**RESOLUTION NO. 96 OF 2017: APPROVE INVOICE FOR BIOMASS COMODITIES CORP. TO BE PAID PRIOR TO AUDIT UPON SATISFACTORY FINAL INSPECTION.**

**WHEREAS**, Biomass Commodities Corporation supplied the wood pellet steam boiler for the Biomass Boiler project, and

**WHEREAS**, the boiler is installed and mechanically ready to work but has yet to be connected to the electronic control system, which is to be done by a vendor under another contract, and

**WHEREAS**, the biomass boiler is expected to be commissioned and operational before the next Town Board Meeting, be it

**RESOLVED**, the Town Board approves payment prior to audit to Biomass Commodities Corporation for the amount of \$15,211.20 upon satisfactory final inspection and commissioning as attested by Rick Handley & Associates.

On a motion by Mrs. DuRose, seconded by Mrs. Wells, Resolution No. 96 of 2017 was **ADOPTED**.

AYE 4 NAY 0

**RESOLUTION NO. 97 OF 2017: ACCEPT THE RESIGNATION OF AMY CULVER AS TOWN OF CHESTER LIAISON TO THE NORTH WARREN EMERGENCY SQUAD.**

**WHEREAS**, Amy Culver was appointed to serve as the Town of Chester representative to the North Warren EMS squad and she has submitted a letter of resignation from that position, be it

**RESOLVED**, the Town Board accepts the resignation of Amy Culver and expresses their gratitude for her service to the Town and to the North Warren community.

On a motion by Mrs. DuRose, seconded by Mrs. Wells, Resolution No. 97 of 2017 was **ADOPTED**.

AYE 4 NAY 0

**RESOLUTION NO. 98 OF 2017: APPOINT MRS. MARY MATROSE AS LIBRARY TRUSTEE MEMBER WITH A TERM ENDING DECEMBER 31, 2022.**

**WHEREAS**, Library Trustee Deanna Tracy resigned and they desire to appoint a replacement, be it

**RESOLVED**, the Town Board appoints Mrs. Mary Matrose as Library Trustee for a term ending December 31, 2022.

On a motion by Mrs. DuRose, seconded by Mrs. Wells, Resolution No. 98 of 2017 was **ADOPTED**.

AYE 4 NAY 0

**RESOLUTION NO. 99 OF 2017: AUTHORIZE PAYMENTS OF ABSTRACTS AND CLAIMS PAID PRIOR TO AUDIT.**

**RESOLVED**, The Town Board accepts the Claims Paid Prior to Abstract, Abstract of Claims, budget transfers and accounting requirements.

|                          |          |              |              |
|--------------------------|----------|--------------|--------------|
| Budget Amendments        |          | 9-May-17     |              |
|                          |          |              |              |
| Appropriate Fund Balance |          |              |              |
| Timber Sale Revenue 2016 | A599     | \$ 44,213.00 |              |
| Amend Estimated Revenues |          |              |              |
|                          | A2001    | \$ 5,834.00  |              |
|                          | A2705.91 | \$ 450.00    |              |
|                          | HB5031   | \$ 44,213.00 |              |
|                          | HB5031   | \$191,000.00 |              |
| Amend Appropriations     |          |              |              |
| Purchase of Land         | A1940.2  |              | \$ 15,000.00 |

|                             |          |              |               |
|-----------------------------|----------|--------------|---------------|
| Contingent account          | A1990.4  |              | \$(15,000.00) |
| Sidewalks - Personnel       | A5410.1  |              | \$ 3,000.00   |
| Youth - Contractual         | A7310.4  |              | \$ 6,284.00   |
| Dynamite Hill - Contractual | A7140.4  |              | \$ (3,000.00) |
| To Cap Projects/Biomass     | A9950.93 |              | \$ 44,213.00  |
| From Timber Sale            | HB1620.2 |              | \$ 25,683.00  |
| From NYSERDA payment        | HB1620.2 |              | \$191,000.00  |
| BAN Principal               | HB9610.7 |              | \$ 14,800.00  |
| BAN Interest                | HB9710.7 |              | \$ 3,730.00   |
|                             |          | \$285,710.00 | \$285,710.00  |

On a motion by Mrs. Wells, seconded by Mr. Packer, Resolution No. 99 of 2017 was **ADOPTED**.

AYE 4      NAY 0

On a motion by Mrs. Wells, seconded by Mrs. DuRose, to approve the abstracts.

AYE 4      NAY 0

Mrs. Conway presented Lucy, the Great Dane, with a pin and a patch for completion of 6 out of the 8 hiking trails for the Chester Challenge.

On a motion by Supervisor Leggett, seconded by Mr. Packer, meeting adjourned at 0:00 p.m.

Respectfully submitted,

\_\_\_\_\_  
Deputy Town Clerk