

Regular meeting of the Town Board of the Town of Chester was held August 11, 2009 at 7:30 pm in the Town of Chester Municipal Center, Chestertown, NY.

Roll Call: Frederick Monroe, Mike Packer, Stephen Durkish, Edna Wells and Karen DuRose. Mark Schachner - attorney for the Town.

BID OPENINGS:

Five bids were received for various pieces of town equipment:

Peckham Industries Inc, 438 Vaughn Road, Hudson Falls

Bid \$4,500 on 1992 Single Axle Dump truck w/sander, wing, plow
Fred Bollman, Box 161, Pottersville

Bid \$1,261 on 1990 ford water truck

Bid \$3,261 on 1992 ford plow truck w/sander - etc.

John G Little, Chestertown

Bid \$ 489.44 on 6' flail mower

Bid \$ 649.44 on 1990 ford water truck

William McIntyer, 387 Lee Road, Granville

Bid \$ 250.00 on 6' flail mower

Ralph Peets Box 175, N.Granville

Bid \$1,000 on 1990 water truck

Bid \$1,500 on 1992 plow truck w/sander etc.

RESOLUTION #99: ACCEPT BIDS FROM PECKHAM INDUSTRIES, FRED BOLLMAN, AND JOHN G LITTLE FOR SURPLUS TOWN EQUIPMENT.

Introduced by Mrs.Wells, 2nd by Mrs.DuRose to accept the following bids:

Peckham Industries Inc, 438 Vaughn Road, Hudson Falls

Bid \$4,500 on 1992 Single Axle Dump truck w/sander, wing, plow
Fred Bollman, Box 161, Pottersville

Bid \$1,261 on 1990 ford water truck

John G Little, Chestertown

Bid \$ 489.44 on 6' flail mower

AYE 5 NO 0

RFP's for chimney repairs and scaffolding.

Jason explained that he and the highway department had originally planned to do the repairs to the town hall chimney, but under OSCHA (?) rules certification is needed to be on scaffolding.

Jason will check on the RFP's for scaffolding.

No RFP's were received for the scaffolding.

One bid received from Adirondack Masonry - Daryl Harley Clute - bid was: labor rate is \$2500 a week plus materials.

RESOLUTION #100: ACCEPT RFP FROM ADIRONDACK MASONRY.

Introduced by Mr.Monroe, 2nd by Mr.Durkish to accept RFP from Adirondack Masonry. AYE 5 NO 0

RESOLUTION #101: ACCEPT MINUTES OF TOWN BOARD MEETING.

Introduced by Mr.Packer, 2nd by Mr.Durkish to accept the minutes

of the July Town Board meeting. AYE 5 NO 0

Old Business:

Revision of timber cutting regulation in Zoning Ordinance -

Mr.Schachner did a draft proposal and was reviewed. Copy of draft can be reviewed in town clerk's office. Some changes were made and Mr.Schachner will send a corrected draft copy. APA approval will be needed.

RESOLUTION #102: SET DATE FOR PUBLIC HEARING TO AMEND ZONING LAW RELATING TO TIMBER HARVESTING.

Introduced by Mr.Packer, 2nd by Mrs.DuRose to set date of September 8, 2009 at 7:30 pm for a public hearing on amending zoning law relating to timber harvesting in the Town of Chester.

AYE 5 NO 0

Proposal to submit application for Waterfront/Main Street -

Revitalization - Supervisor Monroe reported that the county is willing to submit application.

New Business;

Theriot Avenue repairs and sidewalks - Highway Superintendent, Gary Clark, will repair the hole, in September along with other repairs.

Rotary Club willing to do community improvement project - projects still under discussion, possibly playground.

Chamber booth rentals - discussion on not charging for booth rentals to non-profit organizations. Talk on doing a deposit for the space.

RESOLUTION #103: STANDARD WORK DAY RESOLUTION FOR TOWN OF CHESTER.

Introduced by Mrs.Wells, 2nd by Mrs.DuRose to set the standard work day for purposes of calculating service earned in the New York State and Local Retirement System is as follows:

All elected and appointed officials 6 hours (except highway superintendent which is 8 hours.)

Bookkeeper 6 hours

Full time, temporary, and part-time clerks 6 hours

Full time, part-time and seasonal laborers 6 hours

Library aides and technicians 6 hours

Food pantry worker 6 hours

AYE 5 NO 0

RESOLUTION #104: RATIFY FUEL MANAGEMENT AGREEMENT WITH WARREN COUNTY.

Introduced by Mrs.Wells, 2nd by Mr.Durkish to ratify fuel management agreement with Warren County. Amended paragraph 2b

"The Municipal Corporation shall pay Warren County for its share of fuel by paying an amount equal to the Municipal Corporation's consumption (in gallons) multiplied by (x) Warren County's average cost (in gallons) for fuel purchased during the month of consumption.

In addition, the Municipal Corporation agrees to pay to Warren County an amount equal to Sixteen Cents (\$0.16) per gallon of fuel received by an authorized agent or employee from the Facilities as and for the Municipal Corporation's share of costs associated with maintenance, ownership, operation, liability, insurance and other expenses related to the fuel and Facilities."

AYE 5 NO 0

Response to Perryman letter regarding Perry Road - no comments to be made.

DOT response to lower speed limit in Agard Road area, request denied.

Mrs. Howe had contacted Assemblywoman Sayward's office and was told that the town could set the speed limit. Supervisor Monroe and Mr. Schachner did not think that was correct and that DOT approval was needed. Nicole will request more information from Sayward's office.

Court staffing - Discussion on reducing the time for temporary-part time clerk, Sally Cook. All over time is trying to be avoided. Supervisor Monroe said that the reports he is getting is that there is no need for overtime and not enough work for both Karen and Sally. Sally's position is that she would like full time or be cut back to one or two days a week and then still be able to collect partial unemployment or be laid off completely. Supervisor Monroe requested that the Judge attend meeting and express his feelings. Judge McDermott stated overtime was not needed. He would be willing to cut Sally to 2 days a week. Councilperson DuRose inquired on to Patty still working in the court and helping and stated that 2 full time clerks is out of the question. The judge will talk to Sally on working 2 days a week.

Millfoil in Loon Lake - work has seemed to slow down and perhaps a different approach needs to be tried to remove the millfoil. Discussion on a 2 part plan - someone preparing a plan and then someone doing the work. Supervisor Monroe will get more information.

RESOLUTION #105: AUTHORIZE TOWN OF CHESTER JUSTICE COURT TO APPLY TO THE CHIEF ADMINISTRATIVE JUDGE FOR A GRANT OF STATE FUNDS.

Introduced by Mrs. DuRose, 2nd by Mrs. Wells authorizing the Town of Chester Justice Court to apply to the Chief Administrative Judge for a grant to assist in the operation of the Chester Justice Court.

AYE 5 NO 0

RESOLUTION #106: LETTER OF ACKNOWLEDGEMENT TO ART TROISI.

Introduced by Mr. Packer, 2nd by Mrs. Wells to have a letter of acknowledgement sent to Mr. Arthur Troisi for the twenty five years of service on the Board of Assessment. AYE 5 NO 0

Councilperson DuRose commented on the pictures of the shower room and request that clean up be done. Supervisor Monroe stated that this had

been cleaned up in February. Theater people will be going back into to clean it up again. Other repairs need to be done to the building.

RESOLUTION #107: APPOINT PAT SMITH TO BOARD OF ASSESSMENT.

Introduced by Mrs.Wells, 2nd by Mrs.DuRose to appoint Pat Smith to Board of Assessment and advertise for two alternates to Board of Assessment. AYE 5 NO 0

RESOLUTION #108: APPROVE WATER RENT WARRANTS FOR 2009.

Introduced by Mr.Monroe, 2nd by Mr.Packer to approve water warrant for Districts I and II:
 Chestertown District \$47,865.60 Pottersville District \$24,802.51.
 AYE 5 NO 0

RESOLUTION #109: AUTHORIZE PAYMENT OF ABSTRACT, APPROVE CLAIMS PAID PRIOR TO AUDIT AND AMENDMENTS TO 2009 BUDGET.

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

General fund	\$23,858.91	(323-376)
Highway fund	\$17,078.36	(140-160)
Chtwn water	\$ 1,532.90	(53- 58)
P'ville water	\$ 508.55	(37- 43)
Library	\$ 1,324.54	(29- 33)
Loon Lake Park Dist	\$ 4,420.00	(2)

Amendments to 2009 budget.

Amend appropriations:

A1110.12	court - file clerk	+ 3,000
A1990.4	contingent account	<-3,000>
A6410.41	tourism promotion	<-6,000>
A6410.44	bathhouse from OCC tax	+ 8,000
A8020.4	contr expend	+ 3,000
A9010.8	NYS retirement	<-3,000>
		2,000

Amend estimated revenues:

A1113	occupancy tax	+2,000
		AYE 5 NO 0

Motion by Mr.Monroe, 2nd by Mrs.Wells the Town Board went into Executive Session at 9:00pm in regards to Considine and Lincoln Log litigation. Mr.Monroe and Mr.Durish did not attend the executive session. Motion by Mrs.DuRose, 2nd by Mrs.Wells Town Board resumed regular session at 9:15. No action taken.

Motion by Mr.Monroe meeting was adjourned at 9:15 pm.

Town Clerk