

**Special meeting** of the Town Board of the Town of Chester was held **March 22, 2010** at 7:30 pm. in the Town of Chester Municipal Center Chestertown, NY.

Roll Call: Fred Monroe, Edna Wells, Karen DuRose and Steve Durkish. Mike Packer - absent.

Purpose for **Special Meeting** was to authorize payment of two vouchers:

**RESOLUTION #39: AUTHORIZE PAYMENT FOR GENERAL FUND VOUCHER #106 AND HIGHWAY FUND VOUCHER #46.**

Introduced by Mrs.Wells, 2<sup>nd</sup> by Mrs.DuRose authorizing payment of the following vouchers:

General Fund voucher #106 (A1910.4) to Upstate Agency Inc. for insurance premiums - in the amount of \$45,704.13.

Note - bill came in after the March meeting.

Highway Fund voucher #46 (DA 5130.2) to Monroe Tractor & Implement Co for new loader - in the amount of \$129,087.84.

Note - invoice was not on March's abstract.

AYE 4                      NO 0

Motion by Mr.Monroe meeting was adjourned at 7:35 pm.

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Town Clerk

**Regular meeting** of the Town Board of the Town of Chester was held **April 13, 2010** at 7:30 pm in the Town of Chester Municipal Center Chestertown, NY.

Roll Call: Fred Monroe, Edna Wells, Karen DuRose, Steve Durkish, and Mike Packer. Mark Schachner - Attorney for Town.

**RESOLUTION #40: ACCEPT BID FROM GILMA ENTERPRISES FOR BANK RUN SAND.**

Introduced by Mr.Packer, 2<sup>nd</sup> by Mrs.Wells to accept the bid for bank-run sand from Gilma Enterprises, Inc. Box 363, Chestertown, NY. Bid price of \$2.00 per cubic yard for bank run sand, screened at the Gilma Pit on Route 8, Chestertown, by the Town of Chester with the Town's equipment.

AYE 5                      NO 0

Highway superintendent Clark submitted a quote from Lane Enterprises for pipe replacement on Hidden Lake Rd (per specs from Warren Cty Soil and Water). Board request that Gary obtain a couple of more quotes (purchasing policy).

**RESOLUTION #41: AUTHORIZE SUPERVISOR TO APPROVE AND ACCEPT QUOTE FOR PIPE REPLACEMENT.**

Introduced by Mrs.Wells, 2<sup>nd</sup> by Mr.Durkish authorizing Highway Superintendent Clark to obtain another quote and then Supervisor Monroe to accept lowest quote for pipe replacement on Hidden Lake Rd.

AYE 5                      NO 0

Highway superintendent Clark submitted three quotes for hopper sander:

1. Loughberry MFG Corp, 249 Excelsior Ave., Saratoga Springs  
\$8672 - installed
2. M A Jerry Co, Box 338, Plattsburgh - \$9131 - installed
3. Viking Cives USA, 14331 Mill St., Harrisville - \$8808

**RESOLUTION #42: ACCEPT QUOTE FROM LOUGHBERRY MFG FOR HOPPER SANDER.**

Introduced by Mrs.Wells, 2<sup>nd</sup> by Mr.Durkish to accept quote from Loughberry MFG. Corp., 249 Excelsior Ave., Saratoga Springs, NY for 10' hopper sander, Model HL-HY2-10R, with catwalks and installation, in the amount of \$8,672. AYE 5 NO 0

Highway Superintendent Clark reported that he meet with Jeff Tennyson (Warren Cty) in regards to Theriot Ave. County will be doing some bridge projects and they will donate the bridge stone, that can be used over where the barrier is on Theriot and the only cost involved would be for landscaping and plantings.

Alder Brook bridge is a GO. County will be replacing their bridge and then the town can do the little bridge.

One bid received for used snowmaking equipment.

**RESOLUTION #43: ACCEPT BID FROM LENKO SNOW AB, INC FOR SNOWMAKING EQUIPMENT, PUMP AND HOSES.**

Introduced by Mrs.DuRose, 2<sup>nd</sup> by Mrs.Wells to accept bid from Lenko Snow AB, Inc., 551 Queensbury Ave., Suite 4, Queensbury, NY for used snow making equipment: Lenko ST 4 \$9875; Goulds SSV multi stage pump \$4238; and snowmaking hoses (new) \$750.

AYE 5 NO 0

**Privilege of the floor:**

Wes Dingman - representing the Community Fund for the Gore Mountain Region. Explained the grant program and matching grant funds. Grant applications will be reviewed in June. He also said there will be a free grant writing workshop on May 5 at 6:30pm at the Copperfield in North Creek.

Mary Jane Dower - Chestertown Enhancement committee - reported on having a planter (Grand Union area), clean-up day will be May 15, and total plan will be in place for town board review in May. She also inquired as to the streetlights. Supervisor Monroe spoke with Wayne LaMoth about the problems between Post Office and bank for lights. Mr.LaMoth did not feel this would be a problem with the grant application, he will check with State Department. He will also work with the town to design and stamp plans. Plans need approval from DOT.

**RESOLUTION #44: TOWN BOARD APPROVES REQUEST FOR A CLEAN-UP DAY ON MAY 15 IN THE HAMLET OF CHESTERTOWN.**

Introduced by Mr.Monroe, 2<sup>nd</sup> by Mrs.Wells approving the request

of the Enhancement Committee for a clean-up day of May 15 in the hamlet of Chestertown. AYE 5 NO 0

**RESOLUTION #45: ADVERTISE FOR THE SALE OF BASKETBALL BACKBOARDS AND SLATE BLACK BOARDS.**

Introduced by Mrs.DuRose, 2<sup>nd</sup> by Mr.Monroe to advertise for the sale of 2 basketball backboards and 2 slate black boards that were items in the building when the town took it over. Bids will be opened at the May 11 town board meeting. AYE 5 NO 0

Loren Pereau - request deeds be reviewed in regards to Theriot Ave barricade. He again expressed his concerns on Theriot Ave being a dead end road. Loren felt that Pine Street needs work done.

**RESOLUTION #46: AUTHORIZE MARK SCHACHNER, ATTORNEY, TO REVIEW DEEDS IN REGARDS TO THERIOT AVE.**

Introduced by Mr.Monroe, 2<sup>nd</sup> by Mr.Packer authorizing Mr.Schachner, Attorney for the Town, to review deeds to make sure there are no legal issues in the language in regards to Theriot Ave. AYE 5 NO 0

**Public hearing - floating objects zoning changes -**

Supervisor Monroe opened the Public Hearing at 7:50 pm on the draft local law amending Chester Zoning law relating to moorings and swim floats.

Comments from the floor were received from both Loon Lake and Friends Lake property owners.

Supervisor Monroe asked Arnold Jensen to explain why he recommended changes to the zoning law in regards to moorings and swim floats.

Mr.Jensen, Loon Lake Constable and member of LLPDA, stated that there has been an increase in floating objects in the lake and the vast majority of swim floats are out farther than 50'. Enforcement needs to be done. Felt that 75' swim float/mooring would be practical, with exception where area is less than 300 feet wide.

Discussion on removing the wording ski jumps, and discussion on moorings, being 50' from the shore line or the proposed 75' with 20' boat tied to the mooring.

Al Muench - Friends Lake property owner - the proposal from Loon Lake applies to all lakes in the town, he felt that enforcement was a problem and that safety issues with swimmers and boaters should there be an increase from 50' to 75' on moorings.

Mary VanLeuvan - representing Friends Lake Property Owners Association - Letter submitted and read. Discussion on the "swing" of a 25' boat moored 75' from shore, changing language in respect to "what is attached to the mooring cannot exceed 75'".

Dawn Freligh - purpose of bringing this change up was so that Loon Lake Constable would be able to enforce that floats are to far out.

Letters and emails received from both Friends Lake and Loon Lake. Mrs.VanLeuven stated that FLPOA is willing to work together with Loon

Lake to come up with clearer wording and something that would satisfy both lakes.

Mr. Turner - Loon Lake - would like to see measurements done on the lake. Mr. Jensen will do measurements after Memorial Day.

Supervisor Monroe - any changes made would need to be sent to APA and probably this would be non-jurisdictional. Any changes will probably not be put into place this boating season.

Enforcement could be done by Loon Lake constable, Mr. Schachner said that zoning administrator could also enforce.

Discussion on enforcement on Friends Lake.

Mrs. VanLeuven inquired as to what is needed from FLPOA for them to continue under the current zoning law and having the amendment apply just to Loon Lake.

Supervisor Monroe felt that just a request from FLPOA was all that would be required. Mrs. VanLeuven will take this back to FLPOA meeting and will then send a copy of resolution/request to Supervisor Monroe.

Public hearing was closed at 8:30pm.

Smart Growth Grant - Community Housing Plan Committee will meet Thursday, April 22<sup>nd</sup> at 7:30 pm.

Payment to North Warren Emergency Squad - Supervisor Monroe stated that Town of Chester has paid one half of the contract and will now submit the remaining half to the Emergency Squad. Changes have been made to the bylaws and adopted by the squad.

Loon Lake Beach - swim lessons will be held from July 6 - Aug. 5 (Tues, Weds, and Thurs.) at 5:00 pm - 6:00 pm. Beach will open at 11am - 6pm, with lifeguards coming in early (10:30am) to rake and cleanup beach area and beach house. Beach will be opening on graduation day.

**RESOLUTION #47: AUTHORIZE HIRING LIFEGUARDS FOR THE 2010 SEASON AND APPROVE WORK SCHEDULE.**

Introduced by Mrs. Wells, 2<sup>nd</sup> by Mr. Monroe authorize hiring the following 6 people for lifeguards and approve work schedule: Elizabeth Helms, Ryan McNally and Jeremy Little will be full time and Emily Shaw, Greg Dower and Allison Whalen will be part time fill ins. Pay rate \$10.75 for lesson instructors and \$10.25 regular.

AYE 5            NO 0

**Flood program recommendations** - Mr. Schachner has prepared a draft letter to send to property owners (approximately 50 home owners) that may be in a flood zone. Letter will be forward to FEMA and DEC for approval, prior to being mailed to property owners.

**John Behan proposal to do mail survey and request town to pay for postage. Survey topic?** Supervisor Monroe has spoke with Mr. Behan as to what to put in the survey - trails, interest in broad ban services,

services or facilities needed in town, and include housing or housing needs. If housing questions are included it may be possible to use some of the Smart Growth Grant funds to pay for part of the postage. Mail survey or on-line survey discussion.

**RESOLUTION #48: APPROVE MAILING FOR SURVEY IF POSTAGE CAN BE PAID FOR FROM SMART GROWTH GRANT.**

Introduced by Mr.Monroe, 2<sup>nd</sup> by Mrs.Wells to approve mailing survey if postage can be paid for from the Smart Growth Grant.

AYE 5 NO 0

**Street lights - start at north end and work south (hamlet Chestertown) - practical problems between bank and post office.**

Mary Jane Dower and Cynthia Behan walked the area. Suggested that perhaps a couple of lights around the bank area. Jason Monroe will look at the area with Mary Jane.

**Request for water at R 8&9 entrance sign** - Mrs.Dower stated that it would be nice to have the welcome sign lit and was also suggested to have a pump in the brook to water the plants.

Highway superintendent Gary Clark, stated that this was in a state right-of-way and permits would be required before the enhancement committee could do anything, such as pumping water from the brook or installing lights to light up the welcome sign.

**Hire water district engineer** - (part of grant is to extend water line south to Peckham Industrial park) - Supervisor Monroe stated that Jim Hutchins had done a preliminary design and asked Mr.Schachner, attorney for the town, if Mr.Hutchins could be hired as the water district engineer or would the town have to do RFP. Supervisor Monroe will contact Mr.Hutchins.

**RESOLUTION #49: APPROVE REQUEST OF PAT SMITH TO ATTEND BOARD OF ASSESSMENT REVIEW MEETING.**

Introduced by Mrs.Wells, 2<sup>nd</sup> by Mrs.DuRose approving request of Pat Smith to attend Board of Assessment Review meeting at Warren County Municipal Center on April 28, 2010. AYE 5 NO 0

**Councilperson DuRose** inquired as to ways to improve the Pottersville playground. The sand/dirt at the playground has a type of burdock in it that sticks to clothing. Suggested that Water and Soil (county) may know of something to destroy this type of burdock.

And if it would be feasible to move the gazebo, that is on Gamble's Beach road to the playground area. Supervisor Monroe will speak with John West.

**Councilperson Packer** inquired about using 4 wheelers on Ferris Rd. Both Supervisor Monroe and Mr.Schachner stated that it has to be access to a trail or connecting trails. What determines a legal trail? Request to have Mr.Schachner research law.

**Request for increase in money for fishing derby, \$600 to \$1000 and if this would be covered under occupancy funds. Date May 15.**

**RESOLUTION #50: APPROVE REQUEST OF \$1000 FOR FISHING DERBY.**

Introduced by Mr.Monroe, 2<sup>nd</sup> by Mrs.Wells approving request of \$1000 for the annual fishing derby (Conservation Club) and funding to be from Occupancy tax. AYE 5 NO 0

Don Nieradka inquired about the Bti program and request to see the map for the area.

**RESOLUTION #51: AUTHORIZE PAYMENT OF ABSTRACT AND CLAIMS PAID PRIOR TO AUDIT.**

Introduced by Mr.Packer, 2<sup>nd</sup> by Mrs.Wells authorizing payment of abstract:

General Fund	\$ 45,704.13	( 106 )	Res.#39
General Fund	\$ 39,663.20	( 107-157)	
Highway Fund	\$129,087.84	( 46 )	Res.#39
Highway Fund	\$ 49,714.95	( 47-76 )	
Chestertown water	\$ 2,471.15	( 11-21 )	
Pottersville Water	\$ 6,696.72	( 13-23 )	
Library	\$ 2,210.86	( 14-17 )	
	AYE 5	NO 0	

Motion by Mr.Monroe, 2<sup>nd</sup> by Mrs.DuRose the Town Board went into Executive Session at 9:15pm to discuss contract proposals from Town Board for CSEA meetings. Motion by Mr.Monroe, 2<sup>nd</sup> by Mrs.DuRose Town Board resumed regular session at 10:15pm. No action taken.

Easement request for snowmobile trail - Mr.Schahner has copy and Supervisor Monroe will talk with Mr.Freidman.

**RESOLUTION #52: AUTHORIZE TO PAY ACO VOUCHERS FROM PRIOR MONTHS.**

Introduced by Mr.Monroe, 2<sup>nd</sup> by Mr.Packer authorizing that vouchers from William Mosher, AACO, that were being held as requested by town board, to be paid. Months were for December 2009 and January and February 2010. AYE 5 NO 0

Motion by Mrs. DuRose meeting was adjourned at 10:15 pm.

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Town Clerk