

Regular meeting of the Town Board of the Town of Chester was held **September 14, 2011** 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. Mark Schachner - Attorney for Town.

One bid received for Bti.

RESOLUTION #111: ACCEPT BID FROM BIOCONSERVATION INC. FOR THREE YEAR Bti PROGRAM.

Introduced by Mrs.Wells, 2nd by Mr.Durkish to accept bid from Bioconservation Inc., 2 White Birch Lane, Gansevoort, NY 12831 in the amount of \$44,998 (monthly rate is \$3749) for a three year program, beginning in 2012. Payments will be made quarterly beginning in January 2012.

AYE 4 NO 0

RESOLUTION #112: ACCEPT MINUTES OF THE AUGUST MEETING.

Introduced by Mrs.DuRose, 2nd by Mrs.Wells to accept minutes of the August 9th meeting.

AYE 4 NO 0

Solar proposal - Greg (?), Winslow Moore and Joe Madden were present to review with the Town Board the five locations that were being considered for solar panels/electric. A Memorandum of Understanding had been signed. Engineering drawings were shown. The five locations: town hall, 2 at the Dynamite Hill are - hut and water, and transfer station and highway garage. Sketches show where the panels could be placed. Perhaps a few small trees could be removed at one of the sites, or could be done without removal of trees. Panels for chamber building would need to be put on town land. Discussion on checking to see if health center building could be considered. Paper work has been submitted for approval and completion date could be before winter.

May need to apply for APA permit. Will need to check on a Conservation Easement on Route 8.

Mr.Schachner, attorney for the town, will review contract.

Privilege of the floor:

Mindy Conway - request to apply for a grant in the amount of \$15,000. Grant is through KaBOOM and is for playground equipment. \$24,000 worth of equipment would be purchased, grant would pay for \$15,000 and Mindy has already raised \$4,800 leaving a balance to be raised through donations and/or fund raisers. Mindy stated that playground would be located at the Douglas C VanWeelden Memorial Park that is also being proposed for playing fields. Property is town owned and located by Chester Rural cemetery. Deadline date for application to be submitted is September 30.

RESOLUTION #113: APPROVE REQUEST OF YOUTH DIRECTOR TO APPLY FOR PLAYGROUND EQUIPMENT GRANT.

Introduced by Mrs.Wells, 2nd by Mr.Durkish to approve request of

youth director, Mindy Conway, to apply for a playground equipment grant through KaBOOM in the amount of \$15,000. \$24,000 worth of equipment must be purchased and donations of \$4800 have been received already. Fund raising and donations will be accepted for the balance.

AYE 4 NO 0

Jim McDermott - inquired about the building on Pine Street in regards removal. Supervisor Monroe stated that he has authorized for asbestos and lead testing be done.

Arnold Jensen reported that as a result of the golf tournament fund raiser, six \$500 donations were made to local charities in the Town.

Old business:

Request for boat for Loon Lake patrol - tabled

Review final sign design specifications - Linda Muench stated that the Chestertown Enhancement committee has been left out of the loop in respect to input. Library requests where their name would be located on the sign, and how the sign would be located. Mr. Monroe stated that it would be perpendicular to Route sign. Library would prefer a prominent position on the sign, stating that they were not a town office. Mr. Monroe stated that the town provides the space and the funding for the Library. Library feels that they are a separate entity. As it is, a variance will be needed for the size of the sign, also allowing for space on the bottom to advertise meetings and special events. Mr. Monroe suggested to put on the top of the sign: Town of Chester Offices & Library. Mr. Monroe will now return to Mr. Behan and check the contract for a final drawing.

New business:

Loon Lake Park District Association request that the town apply for a permit to use Renovate in Loon Lake - Roy Layton, Vice President of Loon Lake Park District Association. Milfoil is still in the lake and more funding is needed to control it. Matting has been done in dense areas. Renovate is an application that is being considered for treatment and is a NYS approved herbicide and has been used in other area lakes. Lycott suggests the use of Renovate. More funding will be needed.

Southern end of the lake is beyond hand harvesting of Milfoil. Mr. Monroe suggested cost could be put into the budget, along with the cost of the boat. Will probably exceed the 2% tax increase cap. A small committee may be formed to help.

RESOLUTION #114: AUTHORIZE LYCOTT TO MEET WITH APA TO DETERMINE WHAT REQUIREMENTS ARE FOR A PERMIT.

Introduced by Mr. Monroe, 2nd by Mrs. Wells to authorize LYCOTT to meet with APA to determine their requirements in order to file for a permit.

AYE 4 NO 0

RESOLUTION #115: Authorizing the Town of Chester, New York to be a Participating Partner in a Regional Consortium for the Purposes of the U.S. Department of Housing and Urban Development (HUD) FY 2011 Sustainable Communities Regional Planning Grant Application and Program, and Authorizing the Supervisor to Sign Required Certifications.

Introduced by Mrs. Wells, 2nd by Mrs. DuRose:

WHEREAS, the U.S. Department of Housing and Community Development (HUD) has issued a Notice of Funding Availability (NOFA) under the HUD Sustainable Communities Regional Planning Grant Program; and

WHEREAS, the Program provides grant assistance to support metropolitan and multijurisdictional efforts that integrate housing, land use, economic and workforce development, transportation and infrastructure investments; and

WHEREAS, a regional consortium of municipal and regional participating partners and other supporting organizations as defined by the requirements of the NOFA has been formed that meets the requirements of the NOFA; and

WHEREAS, the Adirondack Gateway Council (AGC), a nonprofit organization, and a participating partner in the regional consortium has been formed and desires to be the Lead Applicant to submit a HUD Sustainable Communities Regional Planning Grant Program application on behalf of the regional consortium and to administer the grant upon award; and

WHEREAS, the Town, as a participating partner in the regional consortium may use funds available under a grant award to identify planning priorities consistent with the goals of the HUD Livability Principles; and

WHEREAS, each regional consortium partner will contribute towards the consortium match as identified in the grant application but not less than 20% cash and/or in-kind services as a requirement of grant funding awarded and dedicated to the express purposes stated in the grant application; and

WHEREAS, the grant application deadline is September 26, 2011; and

NOW THEREFORE BE IT RESOLVED, that the Town desires to become a participating partner in the regional consortium; and

BE IT FURTHER RESOLVED, that as a participating partner the Town commits cash and/or in-kind services towards the consortium match as identified in the grant application but not less than 20% upon Program award;

BE IT FURTHER RESOLVED, that the Town authorizes the Adirondack Gateway Council to be the Lead Applicant, submit the application on behalf of the regional consortium and to administer the grant upon award; and

BE IT FURTHER RESOLVED, that the Town agrees in concept to a consortium agreement to be executed no later than 120 days after the effective start date of the grant award agreement, and

BE IT FURTHER RESOLVED, that the Town will maintain an on-going

relationship with the City of Glens Falls, New York, the local HUD Preferred Sustainability Community, and a partner in the regional consortium, and that the activities proposed will be in consultation with the City of Glens Falls, New York point-of-contact; and

BE IT FURTHER RESOLVED, that the Town of Chester, New York Supervisor is authorized to execute required certifications and provide such other assurances and information as required for a complete application.

AYES: Frederick Monroe, Edna Wells, Steve Durkish and Karen DuRose. NOES: none ABSENT: Michael Packer

RESOLUTION #116: REAPPOINT ARNOLD JENSEN TO BOARD OF ASSESSMENT REVIEW.

Introduced by Mr. Monroe 2nd by Mrs. Wells to reappoint Arnold Jensen to Board of Assessment Review. Term is for 5 years and is from September 30, 2011 to September 30 2016. AYE 4 NO 0

Pottersville Playground - Discussion on burdock infestation of Pottersville Playground. John West spoke with Soil & Water in Warrensburg, and was told the best way to treat it would be to torch the weeds, cover ground in black plastic, let sit for 2 to 3 weeks, then roto till, dig out and impact the surface. Research needs to be done with regard to cost of resurfacing after the soil is dug out.

Delaware Water Engineers - met with Wayne LaMothe, and there is more detail that is required in order to put in another Grant application. He suggested, if it can be done legally, to appoint Delaware Engineers as Water Dist. Engineers. Attorney Mark Schachner stated Town of Chester does have authority to do that. Delaware can then do the design work, which will put the town in a good position to apply for the Grant. A comprehensive review and map plan of the entire water district needs to be done first.

RESOLUTION #117: APPOINT DELAWARE WATER ENGINEERS AS WATER DISTRICT ENGINEERS FOR BOTH CHESTERTOWN AND POTTERSVILLE.

Introduced by Mr. Monroe, 2nd by Mr. Durkish to appoint Delaware Water Engineers as Water District Engineers for both Chestertown and Pottersville to work with them on any projects the town may have. Roll Call vote: Fred Monroe - AYE Steve Durkish - AYE Karen DuRose - AYE and Edna Wells - Abstain.

Establish water rate for out of district users with water meters.

Discussion on extension of the water line, formerly supplied by Wendell Ross, but now being maintained by the town. Jason suggested putting in water meters, but we do not have a separate charge. This is unfair to those in the district, because they pay a tax in the district which out of district users do not, but at this time out of district users pay a higher rate than in district and non metered out of district users also pay a higher rate than in district un-metered.

RESOLUTION #118: SET NEW WATER RATES FOR OUT OF DISTRICT USERS.

Introduced by Mr.Monroe, 2nd by Mr.Durkish to set new water rates for those users who are out of the water district and have meters installed. New rates to be done for both districts (Chestertown and Pottersville), flat rate plus the meter. AYE 4 NO 0

RESOLUTION #119: SET DATE FOR TENTATIVE BUDGET MEETING.

Introduced by Mrs.DuRose, 2nd by Mr.Monroe to set the date of October 4, 2011 at 7:00 p.m. for Tentative budget meeting.

AYE 4 NO 0

Bobcat - Hydro pump failed. \$10,000 cost to replace. - John West explained that the hydro pump had failed on the current bobcat, brass and silver shavings were found in the filter, and cost to repair would be in excess of \$10,000.00, according to Crane Mountain Mechanics. Regular price for a new machine would run about \$35,000.00, State Contract would be \$25,680.00. The old machine is 10 years old, has about 3000 hours on it. The size of the present machine is adequate for a new one. If surplus money is not available, purchase under State Contract could be under a Bond Anticipation Note, and be paid for after the first of the year. A new machine would only come with a bucket, town already has all of the attachments.

RESOLUTION #120: PROCEED IN PURCHASE OF NEW BOBCAT.

Introduced by Mrs.Wells, 2nd by Mrs.DuRose to purchase a new Bobcat under State Contract and look into means of financing it. Further discussion on October 4th tentative budget meeting

AYE 4 NO 0

Court officer - discussion on what is being required/suggested for a court officer. Jim McDermott explained that he had just attended a statewide teleconference, and there is great concern over having security in the Courts. The suggestion is for all courts to have an armed Court officer. There is a Jay Cap Grant available, which has money for court officer's, wands, magnetometers, etc. There needs to be a resolution in order to apply for the grant. State Police, Sheriff, etc. can be used. Suggested \$15.00 per hour, resulting in \$2700.00 or \$2800.00 per year. Any Security Guard would have to be trained. OCA has not mandated this, just a strong suggestion.

RESOLUTION #121: AUTHORIZE COURT TO APPLY FOR GRANT.

Introduced by Mrs.Wells, 2nd by Mrs.DuRose authorizing Judge McDermott to apply for grant, subject to Supervisor Monroe's approval of exactly what will be applied for. AYE 4 NO 0

Assessor budget proposal - Assessor is shared with the Town of Horicon, and plans to retire at the beginning of 2012. He is in a tier whereby he could come back to work part time. He suggests that he will do that if the town wants him to. The re-assessment for next year has been put off for the time being. Current budget is for

62,000. To come back part time would cost only \$30,000.00 and would cost the town just \$16,500.00. If he did come back part time, there would be more work for the Deputy, so a \$3000.00 increase would be asked for. The total expense would go down from \$97,950.00 to \$67,200.00. Revenues from the Town of Horicon would also be reduced from \$30,600.00 to \$13,500.00. The net difference would be \$52,700.00 as opposed to \$66,350.00. Supervisor Monroe thinks it's worth a try, and the board agrees, as long as he can do it. Some kind of agreement would need to be drawn up, or modified, along with the co-op agreement with the Town of Horicon.

RESOLUTION #122: APPROVE REQUEST OF DAISY GIRL SCOUT TROOP #3408 TO COLLECT REFUNDABLE BOTTLES AT THE TRANSFER STATION.

Introduced by Mrs.Wells, 2nd by Mrs.DuRose to approve request of Samantha Hitchcock, Scout Leader, for the Daisy scout troop #3408 to collect refundable bottles at the transfer station for a two month period. AYE 4 NO 0

RESOLUTION #123: APPLY FOR LARAC GRANT.

Introduced by Mr.Monroe, 2nd by Mrs.Wells authorizing the Town of Chester Youth Commission to submit application for a grant through LARAC. Grant would enable Youth Commission to provide funding for Seagle Colony Children's Opera program, tentatively program is "Little Red Riding Hood" for 2012. AYE 4 NO 0

RESOLUTION #124: ELECTRONIC WASTE HAULER CONTRACT

Introduced by Mr.Monroe, 2nd by Mrs.DuRose sign contract for electronic waste hauler. There will be no cost to the town. Aye 4 NO 0

RESOLUTION #125: AUTHORIZE PAYMENT OF ABSTRACT AND APPROVE CLAIMS PAID PRIOR TO AUDIT.

Introduced by Mrs.DuRose, 2nd by Mrs.wells authorizing payment of abstract:

General Fund	\$36,392.70	(350-436)
Highway Fund	\$194,863.14	(160-182)
Chestertown water	\$ 2,482.05	(40- 43)
Pottersville Water	\$ 3,346.79	(42- 47)
Library	\$ 2,415.74	(41- 45)
		AYE 4 NO 0

Motion by Mr.Monroe, 2nd by Mrs.Wells the Town Board went into Executive Session at 9:45 pm to discuss employment matter. Motion by Mr.Monroe, 2nd by Mrs.DuRose Town Board resumed regular session at 10:15 pm. No action taken.

Motion by Mr.Monroe meeting was adjourned at 10:15 pm.

Town Clerk - Dep Town Clerk

