

**Village of Chester
Board of Trustees Meeting
March 9, 2009**

The Board of Trustees of the Village of Chester held their monthly business meeting in the Village Hall meeting room on Monday, March 9, 2009. Members present: Mayor Philip Valastro, Deputy Mayor John Deshler, Trustees John Collins, Eugene Collins and John Reilly, III. Also present: Village Attorney Henry Christensen, Police Chief Peter Graziano, Water Commissioner Thomas Becker, Village Treasurer / Deputy Clerk Cathy Richards and Code Enforcement Officer John Orr, Zoning Board Chairman, Highway Superintendent J. Thomas Bell was absent. In the audience: Gordon Shehab, Howard Spears of Strauss New and Susan Cleaver of the Chronicle.

Mayor Valastro opened the meeting at 7:30 PM with the Pledge of Allegiance. Mayor Valastro asked everyone to remain standing for a moment of silence for Alyssa Barberi an 11 year old Chester Academy student who passed away on March 8, 2009.

1. AUDIT OF BILLS: Mayor Valastro noted audit of monthly bills for approval was complete.

APPROVAL OF MINUTES: A motion to accept the minutes of the February 09, 2009 meeting was made by Deputy Mayor John Deshler, second by Trustee John J. Reilly III.

A motion to accept Tax grievance minutes of the February 17, 2009 meeting was made by Trustee John Collins seconded by Trustee John J. Reilly III. Motion unanimously passed.

2. TREASURER'S REPORT: Treasurer Cathy Richards was present and read her report as follows:

CASH BALANCES ENDING FEBRUARY 28, 2009

<u>Fund/Bank Account</u>	<u>Deposits</u>	<u>(Disbursements)</u>	<u>Interest</u>	<u>Ending Balance</u>
<u>General Fund</u>				
Key Checking	156,694.11	(226,390.84)	26.29	64,151.72
Key Savings MM	--	(125,000.00)	1,489.38	2,529,618.19
<u>Water Fund</u>				
Provident Checking	34,065.30	(22,051.04)	88.26	230,678.80
Provident Capital MM	--	--	347.98	731,148.07
Provident Capital Checking	--	--	7.35	18,945.38
<u>Sewer Fund</u>				
Key Checking	8,610.57	(0.00)	69.75	217,133.88
Provident Checking	--	--	5.40	27,798.45

Cumulative Fiscal Year 08-09 Total Interest Earned by Fund June 1, 2008 – February 28, 2009:

General Fund:	35,193.26
Water Fund:	6,291.22
Sewer Fund:	1,564.66

BUDGET

2009-2010 Tentative Budget: Proposed budgets from department heads and estimated salary projections were submitted to the Mayor and Board of Trustees. The remainders of General Fund, Water and Sewer expenditure and revenue projections are currently being estimated. All data will be combined into one draft document and distributed to the Mayor and Board of Trustees for review.

OTHER

2008-09 Sewer Collection: The final date of Village sewer collection is Tuesday, March 31, 2009. Reminder notices will be mailed out shortly to residents with outstanding sewer balances. A final unpaid sewer list will be forwarded to the Assessor for relevy onto the 2009 Village Real Property Tax.

A motion to accept the Treasurer's report was made by Deputy Mayor John Deshler, seconded by Trustee John J. Reilly III. Motion unanimously passed.

4. **BUILDING REPORT:** Building Inspector/Code Enforcement Officer John Orr was present and read his report as follows:

Current projects that were inspected during the last month:

Lowe's:

- 1- Temporary Certificate of Occupancy issued.

49-51 Main Street

- 1- Work continues on the interior renovation.

Orange County Trust

- 1- Site work continues.
- 2- Working towards an April Opening.

Nexans

- 1-General site work continues.
- 2-New Truck bay almost done.
- 3-Work on silos continues.

Leung 5 North Hudson

- 1-Work continues on garage addition.

Zangrillo 4 Nicotra Lane

- 1-No work has started.

Atkin 4 Howland Ave

- 1- Foundation work complete.

Palumbo 2 School Street

- 1-issued buildings permit for garage

5. **POLICE REPORT:** Police Chief Peter Graziano was present and read his report as follows:

1. Department Items:

- Manpower: None
- Vehicles: None

2. **Citizen Issues:**

- Received a letter from Assistant District Attorney Christopher Kelly advising how impressed he was the preparedness, demeanor and performance of Officer Natalizio and Officer DeGrootd during a recent Felony DWI case in County Court.
- Received at thank you card from Ms.Terry of Chester, thanking Sgt.Thornton and staff for their support and handling of some domestic issues she had.

3. **Public Safety Issues:**

- Traffic Details: Continuing.

4. **Facilities:**

- None

5. **Equipment:**

- None

6. **Department Activity:**

YTD 2009:

Blotters = 530

Cases = 105

Arrests = 055

Accidents = 029

A motion to authorize Chief Graziano to go out to state bid on new Impala was made by John Collins and second by Deputy Mayor John Deshler. Motion unanimously passed

6. **HIGHWAY REPORT:** Highway Superintendent J. Thomas Bell was not present. Mayor Valastro reported that the highway is preparing the sweeper to begin cleaning in April.

7. **WATER REPORT:** Water Commissioner Thomas Becker was present and read his report as follows:

1- Daily Filtration plant and well #12

2-Gary & Joe continue to test backflow devices.

3-All unpaid water bills have been paid.

4-On our Filtration Plant Upgrade

- A walk through of the plant has taken place
- Bids will be opened tomorrow
- MH&E will take about one week to review bids 2009 bid will be award.

5-To serve water 15 homes along the water main into the Village I have researched several options.

- Placing a water tanker at the plant and having it filled daily at a cost of about 34,000 dollars for four months
- Installing a 10 main line valve before the last service line and installing a pump to back feed water. This will still require the tanker at the plant but will not require truck loads of water.
- I have arranged to use electric for the pump from a home on Hunter road if we cover his electric bill during the time we run the pump. This option will cost about 10,000 dollars.

6-I have not received any of the water agreements back.

7-At 69 Brookside Ave we had to replace the gasket and bolts on an 8 inch valve. During the repairs the Q Plaza and Diner were without water for about 30 minutes.

8. **OTHER BUSINESS**

- **Little League Parade:** Amie Miller requested permission to have Little League Parade on April 4, 2009 pending insurance certificate. A Motion to accept little League Parade pending insurance certificate was made by Deputy Mayor John Deshler, second by John J. Reilly III. Motion passed unanimously.

- **Peddling Law:** Proposed Local Law modification to existing law adopted by the village in 1980. Village Attorney Henry Christensen added that a no solicitation addresses will be provided by the village clerk. Mayor Valastro tabled further discussion regarding Peddling Law for April meeting and public hearing set for May meeting.
- **Outdoor Burning Furnaces:** Mayor Valastro read Local Law #1 of 2009. A Local Law entitled "Ban of Outdoor Wood Burning Furnaces"
- **Resolution Directing Public Hearing on Local Law 1 of 2009**

WHEREAS on this 9th day of March, 2009, a proposed local law was introduced, proposed Local Law #1 of 2009, Ban On Outdoor Wood Burning Furnaces; and

WHEREAS a public hearing is required to be held thereon.

NOW, THEREFORE, be it hereby

RESOLVED that the Village Board will hold a Public Hearing at 7:15 P.M., on the 6th day of April, 2009, at the Village Hall, on the proposed Local Law entitled: Proposed Local Law #1 of 2009, Ban On Outdoor Wood Burning Furnaces; and be it further

RESOLVED that the Village Clerk give due notice of this public hearing in accordance with the Village Code and the Laws of the State of New York.

Introduced By: Trustee John Collins

Seconded By: Deputy Mayor John Deshler

On a vote of 5 to 0, the resolution was adopted.

- **Resolution Directing Public Hearing on Proposed Village Budget**

WHEREAS a budget for the Village has been prepared for the 2009/2010 fiscal year; and

WHEREAS a public hearing is required to be held thereon.

NOW, THEREFORE, be it hereby

RESOLVED that the Village Board will hold a Public Hearing at 7:15 P.M., on the 6th day of April, 2009, at the Village Hall, on the proposed Village Budget for the 2009/2010 fiscal year; and be it further

RESOLVED that the Village Clerk give due notice of this public hearing in accordance with the Village Code and the Laws of the State of New York.

Introduced By: Deputy Mayor John Deshler

Seconded By: **Trustee John Collins**

On a vote of 5 to 0, the resolution was adopted.

- **Resolution Establishing Date of Village Board Reorganization Meeting**

WHEREAS, on March 18, 2009, the Village is scheduled to hold its general Village Election; and

WHEREAS, thereafter, the newly elected Mayor and Board of Trustees must hold a reorganization meeting.

NOW, THEREFORE, be it hereby

RESOLVED that the Board of Trustees of the Village of Chester, New York will hold the 2009 Village Reorganization Meeting on April 1, 2009, at 7:30 p.m. at the Village Hall; and be it further

RESOLVED that the Village Clerk shall give due notice of this resolution in accordance with the Village Code and the Laws of the State of New York.

Introduced By: Trustee John Collins

Seconded By: Trustee John J Reilly III

On a vote of 5 to 0, the resolution was adopted.

- **Resolution Ratifying and Approving the CBA Agreement between the Village of Chester and the Village of Chester PBA**

WHEREAS the Collective Bargaining Agreement (the "CBA") by and between the Village of Chester (the "Village") and the Village of Chester Police Benevolent Association (the "PBA") expired on May 31, 2008; and

WHEREAS the Village and the PBA have, since the expiration of the CBA, engaged in negotiations in an effort to agree on terms and conditions acceptable to both parties for a new CBA; and

WHEREAS, as a result of those negotiations, an agreement was reached by and between the parties, in part modifying the terms and conditions of the CBA and extending the same to May 31, 2012 (the "New CBA"); and

WHEREAS the PBA has approved and ratified, on a vote of 11-1, the terms and conditions of the New CBA; and

WHEREAS the Mayor and the Board of Trustees of the Village of Chester, having reviewed the New CBA, do hereby determine and find that the terms and conditions of the New CBA are acceptable and are in the best interest of the Village.

NOW, THEREFORE, be it hereby

RESOLVED that the Mayor and Board of Trustees of the Village of Chester do hereby ratify and approve the New CBA with the PBA.

Introduced By: Deputy Mayor John Deshler

Seconded By: Trustee John J. Reilly III

On a vote of 5 to 0, the resolution was adopted.

- **Resolution Rescheduling the April 2009 Village Board Meeting**

WHEREAS the April, 2009, meeting of the Board of Trustees of the Village of Chester is currently scheduled to be held at 7:30 p.m. on April 13, 2009, at the Village Hall.

NOW, THEREFORE, be it hereby

RESOLVED that the Board of Trustees of the Village of Chester, New York will hold its April, 2009, meeting on April 6, 2009 at 7:30 p.m. at the Village Hall; and be it further

RESOLVED that the Village Clerk give due notice of this public hearing in accordance with the Village Code and the Laws of the State of New York.

Introduced By: Deputy Mayor John Deshler

Seconded By: Trustee John Collins

On a vote of 5 to 0, the resolution was adopted.

- **Website Update**: Mayor Valastro received an update from Tony Donato, webmaster the Village of Chester website shell will be up by March 16, 2009 and the website will be up and running by mid April 2009.
- **Parks and Recreation**: Deputy Mayor John Deshler mention there was no report to submit. Park and Recreation meeting had no official business there were not enough park and recreation members at the meeting. No official business was transacted.
- **Louis E. Allen Scholarship & Community Foundation**- Mayor Valastro mentioned that he was approached by Laureen Sandstrom regarding The 2nd Annual Wing Fling to held on Saturday April 25,2009 3pm – 7pm at G.W.'s Sports Grill pending the following:
 1. Present this matter before the Village Board at the April 6, 2009 Village Board meeting.
 2. A Letter from the New York State Liquor Authority
 3. Temporary site plan approval
 4. Letter from Chester Mall Partners authorizing the use of property
 5. Insurance certificate

9. ADJOURN:

A motion to adjourn the regular business meeting and move into Executive Session for personnel reasons was made by Trustee John Collins, seconded by Deputy Mayor John J. Deshler. Motion unanimously passed.

Respectfully submitted,



Rebecca Rivera
Village Clerk