

**Village of Chester
Board of Trustees Meeting
April 6, 2009**

The Board of Trustees of the Village of Chester held their monthly business meeting in the Village Hall meeting room on Monday, April 6, 2009. Members present: Mayor Philip Valastro, Deputy Mayor John Collins, Trustees John Deshler, 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: Tom Kelly, Frank Pileggi, Tom Flynn, 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.

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

2. APPROVAL OF MINUTES: A motion to accept the minutes of the March 9, 2009 meeting was made by Trustee Deshler and, second by Deputy Mayor John Collins.

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

CASH BALANCES ENDING MARCH 31, 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	366,182.21	(321,991.78)	32.09	108,374.24
Key Savings MM	--	(325,000.00)	1,489.75	2,206,096.94
<u>Water Fund</u>				
Provident Checking	1,749.24	(39,434.91)	95.04	193,088.17
Provident Capital MM	--	--	279.60	731,427.67
Provident Capital Checking	--	--	7.88	18,953.26
<u>Sewer Fund</u>				
Key Checking	42,155.61	(125.94)	81.44	259,242.71
Provident Checking	--	--	5.79	27,804.24

Cumulative Fiscal Year 08-09 Total Interest Earned by Fund June 1, 2008 – March 31, 2009:

General Fund:	36,704.10
Water Fund:	6,673.74
Sewer Fund:	1,651.89

BUDGET

- **2009-2010 Tentative Budget:** A summary of the Village of Chester's tentative operating budget is listed bellow for the General Fund, Water and Sewer Fund. The proposed General Fund tentative budget represents the following.
 - Estimated appropriations (expenses) are projected at \$4,170,621 – a \$48,649 or 1.18% **increase** over 2008-2009.
 - Estimated revenues are projected at \$1,079,850 – a \$141,577 or 11.59% **decrease** over 2008-2009.
 - Base on projected fund balance, the tax rate will remain **unchanged** for 2009-2010 at \$12.00 per thousand.

<u>Operating Funds</u>	<u>Estimated Appropriations</u>	<u>Less Estimated Revenues</u>	<u>Less Fund Bal.</u>	<u>Tentative Tax Levy</u>
A General Fund	\$ 4,170,621	\$ 1,079,850	\$ 211,750	\$ 2,879,021
F Water Fund	684,450	685,450	--	--
G Sewer Fund	712,372	755,500	--	--
Total Operating Funds	\$ 5,568,443	\$ 2,520,800	\$ 211,750	\$ 2,879,021

2008-2009 Budget: A year to date printout of the current budget expenditures for General, Water and Sewer Fund is provided for your review. Next, month, a detailed revision of budget line item transfers will be presented for your approval as we approach the close of the fiscal year.

A motion to accept the Treasure’s report was made by Trustee John Deshler, second by Deputy Mayor John Collins.

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.

Zangrill 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

Buttegieg 26 High Street

- 1-Issued building permit for renovation of 3 Family house

Green Meadows Apartments

- 1-Issued building permit for renovation of apartments and the additions of new building for storage, office & laundry space.

I would like to attend five courses offered by Orange County Department of Planning. The courses are being given Monday nights April 20, 27, May 4, 11, and May 18th from 7:30 p.m. to 9:30 p.m.

A motion to approve Code Enforcement Officer John Orr to attend Orange County Department of Planning courses was made by Trustee John J. Reilly III, second by Trustee John Deshler.

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:

- The U.S. Census Bureau will have members collecting data between April and July. Flyers will be posted in the station and Village Hall. Members will have official ID and handheld computers to collect the data and GPS physical addresses. Contact information is on the bottom of the flyer.

3. Public Safety Issues:

- Traffic Details: Continuing.

4. Facilities:

- None

5. Equipment:

- None

6. Department Activity:**YTD 2009:**

Blotters = 763

Cases = 177

Arrests = 085

Accidents = 033

6. HIGHWAY REPORT: Highway Superintendent J. Thomas Bell was not present. Mayor Valastro reported that the Village Highway department began picking up leaves and brush as of April 1, 2009. The Highway department will pick up branches that are bundled and that are not longer than 3 feet.

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

- 1- Daily Filtration plant and well #12
- 2- Our Quarterly testing of THMs, HAA5s, and Iron & Mang. Plus our monthly TOC and Alkalinity samples were taken to the lab.
- 3-The Bid for the Filtration Plant upgrades is scheduled to be awarded tonight.
- 4-I received a verbal approval from the O.C. Health Dept. for the plan to serve water to 15 residents along the water transmission into the Village during our Filtration plant upgrade.
- 5-Fitting and Valves were assembled to be installed on the Rt.17m water main replacement.
- 6-All of our small equipment such as mowers and pumps has been serviced.
- 7- I am working on our Annual Drinking Water Quality Report for 2008 with help from Rebecca.
- 8-I have been contacted by Transcend Wireless who is interested in having a Cell Tower site at our Princeton St. tank or at another site in the Village. I have informed them that this location has no ground space available. Is the board interested in having Cell Tower antennas located at any other location in the Village?
- 9-The Orange County Real Property Tax Service Agency has sent information on another property on Walton Lake that is available through bidding. The price listed is \$750.00 or best offer. Do you want me to place a bid on this property?
- 10-Gary and Joe have started reading meters for the May billing.

Walton Lake Water Plant Upgrade Awarded Bids was read by Mayor Valastro as follows:
The bids awarded were recommended by McGoey, Hauser and Edsall village engineers.

- Contract 1G for General Construction awarded to Copolla Services, Inc. in the amount of \$ 969,980
- Contract 1E for Electrical awarded to Hudson Valley EC&M Inc. in the amount of \$ 113,111

A motion to except to accept Copolla Services, Inc. and Hudson Valley EC&M, Inc. bids was made by Deputy Mayor John Collins, second by Trustee John Deshler. Motion unanimously passed.

8. OTHER BUSINESS

- **Community Park lights** - Tom Kelly of the Park and Recreation Commission addressed issues with regards to the lights at the Community Park ball field. Tom stated that he received more than one call and was asked why the lights are being used in this environment, meaning the economical environment, and also if the lights are being used properly. Tom explained what the Park and Recreation has done as far as making sure that the lights were being used properly. The Park and Recreation Commission emailed all the coaches that the ball field lights must be turned off by 10 p.m. to show respect to the surrounding residents. He further explained that he gave Chief Graziano, and Dave Bell, The Town of Chester Highway Superintendent, a combination for the box in the instance that the lights are left on after 10 p.m. or the timer needs resting due to power loss. Tom Kelly thanked everyone for their assistance and cooperation in resolving this matter.
- **Easter Seals Tele-a-thon** - Frank Pileggi from WTbQ' Radio "Uncle Buck" and the Prime Time Gang mentioned to the Village Board that the Chester Diner is donating 10% of the daily proceeds on 5/12/09 from 6am- 11pm to support The Easter Seals Tele-a-thon taking place on Sunday May 17, 2009 at Warwick Valley High School in Warwick.
- **Annual Chester Clean up** - Tom Flynn from Flynn Funeral home was present and stated the following: Chester Clean up will take place on May 2, 2009 starting at 8am - 11am and if anyone is interested in volunteering or needs information they could contact Tom Flynn at the Chester office.
- **Matthew Dudgeon Walk** - The Matthew Dudgeon Walk & 7k Run scheduled for Saturday May 12, 2009 will take place at the Heritage Trail in Chester. Registration begins at 7:45 a.m. and Race begins at 8:30 a.m.
- **Peddling Law**: Mayor Valastro stated that a date for the Public Hearing for Peddling Law would be mentioned at the May 11, 2009 Village Board Meeting.
- **Outdoor Burning Furnaces**: Mayor Valastro read as follows:

Resolution Adopting Local Law 1 of 2009

WHEREAS on the 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 was held and closed on April 6, 2009; and

WHEREAS, the adoption of the above referenced local law is classified as an "action" "under the New York State Environmental Quality Review Act and the regulations promulgated thereunder ("SEQRA"),
NOW, THEREFORE, be it hereby

RESOLVED that the Village Board hereby determines that the Proposed Action is a "Type II" Action under SEQRA, specifically 6 NYCRR 617.5 (30), and therefore no further review under SEQRA is required; and be it further

RESOLVED that the Village Board hereby adopts proposed Local Law #1 of 2009, entitled Ban on Outdoor Wood Burning Furnaces, which upon adoption, becomes Local Law No. 1 of 2009; and be it further

RESOLVED that the Village Clerk is hereby authorized to take all actions necessary to effectuate the same.

Introduce By: Deputy Mayor John Collins

Second By: Trustee John Deshler

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

- **2009/2010 Village Budget** - Mayor Valastro read the resolution as follows:

Resolution Adopting the 2009/2010 Village Budget

WHEREAS on 9th day of March, 2009, a proposed budget for the Village was prepared and introduced for the 2009/2010 fiscal year; and

WHEREAS a public hearing was held and closed on April 6, 2009,

NOW, THEREFORE, be it hereby

RESOLVED that the Village Board hereby adopts the proposed Village Budget of the 2009/2010 fiscal year which upon adoption, becomes the Village Budget for the 2009/2010 fiscal year.

Introduce By: Deputy Mayor John Collins

Second By: Trustee John Deshler

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

- **Moodna Basin Vehicle agreement** – Mayor Valastro asked Village Attorney Henry Christensen to give brief explanation of the Moodna Agreement. Mayor Valastro read resolution as follows:

Resolution Approving Moodna Basin Vehicle Agreement

WHEREAS, by Agreement dated December 1, 1982, (the "Agreement"), the VILLAGE OF CHESTER, the TOWN OF CHESTER, and the TOWN OF MONROE (collectively the "Municipalities") created a commission known as the Moodna Basin Joint Operation and Maintenance Commission (the "Commission"); and

WHEREAS the Commission was formed to "administer, operate and maintain" certain Sewerage Facilities as set forth in the Agreement; and

WHEREAS, the Town of Chester, for the benefit and convenience of the Commission, has purchased and/or leased vehicles for the use of the Commission, its employees and/or agents, using Commission funds or having been reimbursed by Commission funds; and

WHEREAS, the Commission and the Municipalities wish the Town of Chester to continue to purchase and/or lease and hold title to vehicles on behalf of the Commission; and

WHEREAS, in furtherance thereof, the parties have drafted an agreement to define the rights, duties and responsibilities of the parties (the "Vehicle Agreement"); and

WHEREAS, the Mayor and the Board of Trustees of the Village of Chester, having reviewed the Vehicle Agreement, do hereby determine and find that the terms and conditions contained therein are acceptable and are in the best interest of the Village; and

WHEREAS, the Village Attorney has reviewed and approved of the form of the Vehicle Agreement,

NOW, THEREFORE, be it hereby

RESOLVED that the Mayor and Board of Trustees of the Village of Chester do hereby ratify and approve the Vehicle Agreement; and be it further

RESOLVED, that the Mayor is hereby authorized to execute the Vehicle Agreement on behalf of the Village.

Introduce By: Trustee John Deshler

Second By: Trustee John J. Reilly III

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

- **Resolution for Parking on Main Street uptown** – Mayor Valastro voiced his concerns regarding parking uptown on Main Street. Following a lengthy discussion Mayor Valastro stated that the Village will have a public hearing regarding the proposed adoption of additional parking restrictions on Main Street and the Village Parking Lots public hearing regarding this matter on May 11, 2009 at 7:00 p.m.
- **Park & Recreation Meeting** – Trustee John Deshler mentioned that he had nothing to report on Park & Recreation meeting because the meeting is schedule for April 7, 2009.

9. ADJOURN:

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

Respectfully submitted,



Rebecca Rivera
Village Clerk