

The Town Board of the Town of Chester convened at the Town of Chester Municipal Center, 6307 State Route 9, Chestertown, New York, at 7:00 pm.

Roll Call: Supervisor Craig Leggett, Karen DuRose, Mike Packer, Edna Wells, Steve Durkish and Attorney for the Town, Mark Schachner.

Regular Meeting:

Supervisor Leggett opened the Regular Town Board Meeting at 7:03 pm with the Pledge of Allegiance. Supervisor Leggett introduce Town Board Member Elect, Larry Turcotte.

RESOLUTION NO. 178 OF 2017: ACCEPT MINUTES OF THE REGULAR MEETING OCTOBER 10, 2017, OCTOBER 17, 2017 AND NOVEMBER 1, 2017

RESOLVED, to accept the minutes of the Regular Meeting October 10, 2017, October 17, 2017 and November 1, 2017 as written.

On a motion by Mrs. Wells, seconded by Mr. Durkish, Resolution No. 178 of 2017 was **ADOPTED**.

AYE 5 NO 0

Public Hearings:

Supervisor Leggett opened the Public Hearing on a Local Law for the Maximum Exemption Allowable for the Cold War Veteran's Exemption for Real Property Taxation at 7:04 pm and read the Law as presented.

LOCAL LAW NO. 3 OF 2017

A LOCAL LAW AMENDING LOCAL LAW NO. 3 OF 2008 TO EXTEND THE DURATION OF THE THE COLD WAR VETERANS EXEMPTION FROM REAL PROPERTY TAXATION

Be it enacted by the Chester Town Board as follows:

SECTION 1. Section 458-b of the New York Real Property Tax Law was recently amended to provide local governments and school districts the option to continue to provide a real property tax exemption to Cold War veterans without regard to the previous ten-year limitation. The purpose of this Local Law is to provide for the continuation of the real property tax exemption for Cold War veterans pursuant to this revision of Section 458-b of the Real Property Tax Law. This Local Law is adopted pursuant to Municipal Home Rule Law Section 10 and Real Property Tax Law Section 458-b.

SECTION 2. Pursuant to the provisions of subdivision 2(c)(iii) of Section 458-b of the New York Real Property Tax Law, the following new Section 3 is added to Local Law No. 3 of 2008 and current Section 3 is renumbered accordingly:

SECTION 3. Notwithstanding the 10 year limitation on the Cold War veterans exemption imposed by Real Property Tax Law Section 458-b[2](c)(iii), the exemption authorized by Section 458-b shall apply to qualifying owners of qualifying real property for as long as they remain qualifying owners, without regard to such 10 year limitation on the duration of such exemption.

SECTION 3. All Local Laws or Ordinances or parts of Local Laws or Ordinances in conflict with any part of this Local Law are hereby repealed. In particular, this Local Law is

specifically intended to amend Local Law No. 3 of 2008. All other provisions of Local Law No. 3 of 2008 shall continue in full force and effect.

SECTION 4. This Local Law shall take effect upon filing by the Secretary of State of the State of New York.

No public comment. Supervisor Leggett call the Public Hearing closed at 7:08 pm.

Supervisor Leggett opened the Public Hearing on Contracts with North Warren Chamber of Commerce, North Warren Emergency Squad, Chestertown Fire District, North Creek Fire District, and Riverside Volunteer Fire Company at 7:08 pm.

No public comment. Supervisor Leggett call the Public Hearing closed at 7:10 pm.

Opening Bids:

Supervisor Leggett authorized the Town Clerk to open the bids at 7:10 pm.

Town Clerk received one **Fuel Bid** from Buckman's Family Fuel for a markup of 22¢ per gallon for fuel oil, kerosene and diesel, markup of 18¢ per gallon for fuel oil for the Town Hall only and agree to have a qualified service person available for emergency service upon a two hour notice.

Town Clerk received one **Senior Transportation Bid** from Warren-Hamilton Counties Community Action Agency (ACEO Inc) for a total cost of \$11,730.00 which includes 51 trips at a cost of \$230.00 per trip.

Town Clerk received two **Hardwood Pellet Bids**. 1) Curran Renewable Energy for \$240 per ton for a max delivery load of 15 tons. 2) Vincent's Heating & Fuel Service LLC for \$219 per ton for a max delivery load of 25 ton.

Mrs. Wells asked how many people used the Senior Transportation? Mr. Leggett replied 5 to 7 people weekly.

Mrs. DuRose asked if there was a minimum amount for delivery for the pellet bid? Mrs. Conway replied that there was no minimum stated.

RESOLUTION NO. 179 OF 2017: ACCEPT FUEL BID FROM BUCKMAN'S FAMILY FUEL

WHEREAS, the Town Board has received one bid for fuel from Buckman's Family Fuel for a markup of 22¢ per gallon for fuel oil, kerosene and diesel, markup of 18¢ per gallon for fuel oil for the Town Hall only and agree to have a qualified service person available for emergency service upon a two hour notice, **BE IT RESOLVED**, the Town Board accepts the Fuel Bid from Buckman's Family Fuel.

On a motion by Mrs. DuRose, seconded by Mrs. Wells, Resolution No. 179 of 2017 was **ADOPTED**.

AYE 5 NO 0

RESOLUTION NO. 180 OF 2017: ACCEPT SENIOR TRANSPORTATION BID FROM WARREN-HAMILTON COUNTIES COMMUNITY ACTION AGENCY

WHEREAS, the Town Board has received one bid for senior transportation from Warren-Hamilton Counties Community Action Agency (ACEO Inc) for a total cost of \$11,730.00 which includes 51 trips at a cost of \$230.00 per trip,

BE IT RESOLVED, the Town Board accepts the senior transportation bid from Warren-Hamilton Counties Community Action Agency (ACEO Inc).

On a motion by Mr. Durkish, seconded by Mr. Packer, Resolution No. 180 of 2017 was **ADOPTED**.

AYE 5 NO 0

RESOLUTION NO. 181 OF 2017: ACCEPT HARDWOOD PELLET BID FROM VINCENT'S HEATING & FUEL SERVICE LLC

WHEREAS, the Town Board Received two bids for hardwood pellets, and

WHEREAS, Vincent's Heating & Fuel Service LLC submitted the lowest bid for \$219 per ton for a max delivery load of 25 ton,

BE IT RESOLVED, the Town Board accepts the bid from Vincent's Heating & Fuel Service LLC. On a motion by Mrs. DuRose, seconded by Mrs. Wells, Resolution No. 181 of 2017 was **ADOPTED**.

AYE 5 NO 0

Committee Reports:

Supervisor Leggett opened Committee Reports at 7:18 pm.

Town Clerk reported the following were enclosed in the Board packets:

- Zoning Administrator & Sanitary Code Enforcement Officer's Activity Report for October 2017
- Minutes of the Planning Board Meeting October 16, 2017
- Assessors Report for November 2017
- Animal Control Report October 2017
- Town Clerk Monthly Report for October 2017
- Youth Commission Minutes November 7, 2017
- Letter from NYS Ags and Markets about grant funding
- Letter from APA Leonard Septic Variance Application

Supervisor Leggett reported that they are still working on the floors in the Town Hall. The Town Board has met a few times concerning the budget with a result of a 10¢ increase.

Privilege of the Floor:

Supervisor Leggett opened Privilege of the Floor at 7:23 pm.

David Gross gave a recap of the 45 calls for October for the NWEMS and there has been discussion about going to a tax district. David stated the EMS is in need of a secretary and a medical director. Supervisor Leggett reminded everyone that the Emergency Squad is a standalone agency.

Ann Coberg and Rose Cooper from ADK asked about the status of the trails at Dynamite Hill and asked Mr. Leggett to notify them when the trails will be ready so they can advertize for tours.

Old Business:

Supervisor Leggett opened Old Business at 7:36 pm.

RESOLUTION NO. 182 OF 2017: SET NOVEMBER 20, 2017 AT 6 PM FOR SPECIAL MEETING TO VOTE ON THE 2018 BUDGET

RESOLVED, to set November 20, 2017 at 6 pm for a Special Meeting to vote on the 2018 Budget. On a motion by Mr. Packer, seconded by Mrs. DuRose, Resolution No. 182 of 2017 was **ADOPTED**.

AYE 5 NO 0

Supervisor Leggett read a prepared letter regarding the 2018 Budget. After a discussion with Mr. Packer Supervisor Leggett will work with Mr. Packer to reduce the Budget to be under the tax cap.

David Gottesman asked about the impact on the transfer station with the cuts in the 2018 Budget. Supervisor Leggett stated that there will not be any changes in the transfer station schedule at this time.

New Business:

Supervisor Leggett opened New Business at 7:52 pm.

RESOLUTION NO. 183 OF 2017: ADOPT A LOCAL LAW AMENDING LOCAL LAW NO. 3 OF 2008 TO EXTEND THE DURATION OF THE COLD WAR VETERAN'S EXEMPTION FROM REAL PROPERTY TAX TAXATION

WHEREAS, the Town Board adopted Local Law #3 of 2008 titled "A Local Law Providing For The Maximum Exemption Allowable For The Cold War Veteran's Exemption From Real Property Taxation", and

WHEREAS, the exemption was set by NYS to expire in 2018 but Chapter 290 of the Laws of 2017 authorizes localities to extend the Cold War Veterans exemption beyond the initial ten year previously allowed by adopting a local law, and

WHEREAS, the Town Board has held a public hearing on a local law regarding the extension of property tax exemptions to Cold War Veterans,

BE IT RESOLVED, the Town Board amends Local Law #3 of 2008 to continue to provide a real property tax exemption to Cold War Veterans without regard to the previous ten-year limitation so that such exemption may continue with no time limit set, and

BE IT FURTHER RESOLVED, the Town Board authorizes the Town Clerk to sign Local Law # 3 of 2017 and submit to the NYS DOS when in a form acceptable to the Attorney for the Town.

On a motion by Mr. Durkish, seconded by Mrs. Wells, Resolution No. 183 of 2017 was **ADOPTED**.

AYE 5 NO 0

RESOLUTION NO. 184 OF 2017: ACCEPT CONTRACTS WITH NORTH WARREN CHAMBER OF COMMERCE, NORTH WARREN EMERGENCY SQUAD, CHESTERTOWN FIRE DISTRICT, NORTH CREEK FIRE DISTRICT, AND RIVERSIDE VOLUNTEER FIRE COMPANY

WHEREAS, the Town Board has held a public hearing regarding contacts with North Warren Chamber of Commerce, North Warren Emergency Squad, Chestertown Fire District, North Creek Fire District, and Riverside Volunteer Fire Company,

BE IT RESOLVED, the Town Board authorizes the Supervisor to sign contracts for the services and amounts listed in the following table:

CONTRACTOR	DESCRIPTION OF SERVICE	AMOUNT
North Warren Chamber of Commerce	to act as advertising agent for the Town of Chester	\$14,000
	to furnish emergency ambulance service in the	
North Warren EMS	Town of Chester	\$95,000
North Creek Fire District	to provide fire protection	\$30,000
Riverside Volunteer Fire Co	to provide fire protection	\$7,000
	to provide fire protection in the Riverside Fire	
Chestertown Fire Company	Protection District	\$5,000

Mrs. DuRose stated she would like the Town Board to speak to the NWEMS about in kind services. On a motion by Mr. Packer, seconded by Mr. Durkish, Resolution No. 184 of 2017 was **ADOPTED**.

AYE 5 NO 0

Septic Variances:

Zach Monroe from Winchip Engineering spoke on behalf of **Corpas at 5493 State Route 8**. Mr. Monroe gave Board Members new maps after speaking with DEC they are going to split into two systems instead of one to eliminate the SPDES permit.

RESOLUTION NO. 185 OF 2017: SET DECEMBER 12, 2017 AT 7 PM FOR A PUBLIC HEARING FOR THE CORPAS SEPTIC VARIANCE APPLICATION

WHEREAS, the Town Board has reviewed the septic variance application for Corpas at 5493 State Route 8 and considers it to be a complete application,

BE IT RESOLVED, the Town Clerk is directed to advertise for public hearings on septic variance application for Corpas at 5493 State Route 8 and such hearings are set for December 12, 2017 at 7 pm, **BE IT FURTHER RESOLVED**, to refer the Corpas Septic Application to Cedarwood Engineering as Town Engineer for its evaluation and opinion at the expense of the applicant.

On a motion by Supervisor Leggett, seconded by Mrs. Wells, Resolution No. 185 of 2017 was **ADOPTED**.

AYE 5 NO 0

Mr. Monroe also spoke on behalf of **Angell at 114 E. Hudson River Drive**.

RESOLUTION NO. 186 OF 2017: SET DECEMBER 12, 2017 AT 7 PM FOR A PUBLIC HEARING FOR THE ANGELL SEPTIC VARIANCE APPLICATION

WHEREAS, the Town Board has reviewed the septic variance application for Angell at 114 E. Hudson River Drive and considers it to be a complete application,

BE IT RESOLVED, the Town Clerk is directed to advertise for public hearings on septic variance application for Angell at 114 E. Hudson River Drive and such hearings are set for December 12, 2017 at 7 pm,

BE IT FURTHER RESOLVED, to refer the Angell Septic Application to Cedarwood Engineering as Town Engineer for its evaluation and opinion at the expense of the applicant.

On a motion by Supervisor Leggett, seconded by Mrs. DuRose, Resolution No. 186 of 2017 was **ADOPTED**.

AYE 5 NO 0

Matthew Huntington from Schoder Rivers Associates spoke on behalf of **Lippincott at 13 Schroon River Forest**. Matthew proposed using a holding tank on the small lot. Matt pointed out that there is an existing holding tank that would be connected to the proposed holding tank. Supervisor Leggett ask Matthew to reapply to include the existing tank.

RESOLUTION NO. 187 OF 2017: RESCIND WELL DRILLING AWARD AND AWARD AZTECH WELL DRILLING AS PER REQUEST FROM WARREN COUNTY PLANNING DEPARTMENT IN ORDER TO MEET MWBE REQUIREMENTS IN GRANT

WHEREAS, the Town Board accepted the low bid for test borings and well installation from SJB at the September 12, 2017 Town Board Meeting, and

WHEREAS, the test borings and well installation is partially funded by a NYS grant through the Warren County Planning Department which requires a certain amount of work to be done by Minority and Women Owned Enterprises (MWBE) in order to be eligible for grant funding, and

WHEREAS, SBJ is not a MWBE but Aztech Technologies are,

BE IT RESOLVED, the Town Board rescinds its award to SJB for test boring and well installation and awards the bid to Aztech Technologies for 2 borings and 2 well installations as per specifications provided by Cedarwood Engineering for the total amount of \$14,350.

On a motion by Mrs. DuRose, seconded by Mr. Packer, Resolution No. 187 of 2017 was ADOPTED.

AYE 5 NO 0

Supervisor Leggett stated that there is a traffic assessment available in the Loon Lake Beach area. Mrs. Wells asked if traffic lights by the school could be used. Al Muench asked if part of the study could be done during the summer.

RESOLUTION NO. 188 OF 2017: APPROVE A TRAFFIC ASSESSMENT BY THE AGFTA FOR THE LOON LAKE BEACH AREAS

WHEREAS, traffic safety is of concern on State Route 8 in the area of the Town-owned Loon Lake Beach and Boat Launch, and

WHEREAS, the Adirondack Glens Falls Transportation Council (AGFTC) is able to do a traffic assessment at no charge to the Town,

BE IT RESOLVED, the Town Board authorizes the Supervisor to engage the AGFTC to do a traffic assessment in the area of State Route 8 and the Loon Lake Beach and Boat Launch.

On a motion by Mrs. DuRose, seconded by Mrs. Wells, Resolution No. 188 of 2017 was ADOPTED.

AYE 5 NO 0

RESOLUTION NO. 189 OF 2017: INTENTION TO BUY JD 644K LOADER

WHEREAS, the Highway Superintendent recommends the replacement of the 2003 John Deere Wheel Loader 624H with a new John Deere 644K Wheel Loader, and

WHEREAS, the sum of \$120,000 is in the 2018 Highway Fund budget for the trade in of the 2003 loader and purchase of the new 644K Loader,

BE IT RESOLVED, the Town Board authorizes the Supervisor to write a letter of intent to purchase a new 644K wheel loader from Nortrax in FY2018.

On a motion by Mrs. Wells, seconded by Mr. Durkish, Resolution No. 189 of 2017 was ADOPTED.

AYE 5 NO 0

Supervisor Leggett spoke about applying for a grant to install an Electric Vehicle (EV) Charging station. One of the conditions is that it has to be installed on municipal property. Mrs. DuRose asked about site work and the yearly expenses? Larry Turcotte asked who sets the rates? Supervisor Leggett stated that he would find out how much site work is involved, yearly expenses and how the rates are set for the next meeting. Mr. Leggett stated one of the benefits of having the station at the Town Hall would be people would be able to shop will their vehicle is charging.

RESOLUTION NO. 190 OF 2017: AUTHORIZE SUPERVISOR TO APPLY FOR GRANT AND PUT OUT RFP FOR ELECTRIC VEHICLE CHARGING STATION

WHEREAS, NYS has Zero-Emission Vehicle (ZEV) and Municipal Rebate Program that provides up to \$16,000 for a municipality to install an Electric Vehicle (EV) Charging Station on municipal property, and

WHEREAS, Apex Solar is able to install a dual output EV charging station for under \$16,000 with site prep done by the municipality,

BE IT RESOLVED, the Town Board authorizes the Supervisor to submit an application to the Zero-Emission Vehicle (ZEV) and Municipal Rebate Program for the purpose of installation of a dual EV Charging Station to be installed on Town-owned property.

On a motion by Mrs. Wells, seconded by Mr. Durkish, Resolution No. 190 of 2017 was **ADOPTED**.

AYE 5 NO

RESOLUTION NO. 191 OF 2017: ACCEPT RESIGNATION OF KATHE WICKHAM FROM THE LIBRARY BOARD OF TRUSTEES

WHEREAS, Kathe Wickham has submitted a letter of resignation from the Library Board of Trustees, **BE IT RESOLVED**, the Town Board accepts the resignation of Kathe Wickham from the Library Board of Trustees and thanks her for her service to the Town.

On a motion by Mrs. DuRose, seconded by Mr. Packer, Resolution No. 191 of 2017 was ADOPTED.

AYE 5 NO (

RESOLUTION NO. 192 OF 2017: AUTHORIZE SUPERVISOR TO SIGN MOA WITH CSEA FOR HEALTH BENEFITS

WHEREAS, the Town of Chester has a 3-year Agreement with the CSEA Local 1000 AFSCME that includes provisions for health insurance plans, and

WHEREAS, health insurance plans change from year to year and it is necessary to amend the Agreement to accommodate those changes,

BE IT RESOLVED, the Town Board authorizes the Supervisor to sign the Memorandum of Agreement (MOA) reflecting changes to health insurance plan renewals.

On a motion by Supervisor Leggett, seconded by Mrs. Wells, Resolution No. 192 of 2017 was **ADOPTED**.

AYE 5 NO 0

RESOLUTION NO. 193 OF 2017: APPOINT JEREMY LITTLE AS DEPUTY ZONING ADMINISTRATOR

WHEREAS, there is no person available to sign Zoning & Planning related permits and other documents if the Zoning Administrator is not available,

BE IT RESOLVED, the Town Board appoints Jeremy Little to be Deputy Zoning Administrator with the authority to sign permits and other documents when the Zoning Administrator is not available to do so at the same rate of pay.

On a motion by Mrs. DuRose, seconded by Mrs. Wells, Resolution No. 193 of 2017 was **ADOPTED**.

AYE 5 NO 0

Supervisor Leggett stated that he had been contacted by a resident of the Town about trapping on Town property. Mr. Schachner, Attorney for the Town recommended checking with the insurance company. Mrs. Wells stated that it would be hard to limit use on Town property.

Mrs. DuRose asked if Privilege of the Floor could be moved to the beginning of the meetings. Mrs. Wells recommends if it move to be strict on the time.

Pat Powers read a letter from the Zoning Administrator. Pat feels that the Town should take legal action on some of the properties in Town.

Supervisor Leggett stated that there was going to be a ribbon cutting November 29th at 1 pm of the Biomass Boiler Project and the Cunningham Forest. Supervisor Leggett thanked the Peckham Family for their generous donation.

RESOLUTION NO. 194 OF 2017: ACCEPT 2017 BUDGET AMENDMENTS

RESOLVED, the Town Board accepts the B2017 Budget Amendments as presented.

Increase Estimated Revenues:

A2001 Youth Fees \$3,000. A3089 JCAP Justice Court Grant \$3.000.

A2705.92 Restricted gift from Peckham Family Foundation—Cunningham Municipal Forest \$50,000. TOTAL \$56,000.

Amend Appropriations

A1110.41	Court—JCAP grant expenditures—cont \$3,000.		
A1450.2	Elections—equip (\$2,400)		
A1450.4	Elections—contr exp +\$2,400		
A1480.1	Website—pers srvcs +\$1,000.		
A1480.4 A1990.4 A1940.2	Website—contr exp (-1,000) Contingent Account (-4,500) Purchase of land +4,500		
A1940.2	Purchase of land +50,000		
A3120.11	Lake Constable-pers srvc (-800)		
A3310.4	Traffic Ctrl—signs-cont exp (-300)		
A4068.4	Insect Control—contr exp (-400)		

A7310.4	Youth—Recreation-cont exp + \$1,500.
A7310.41	Youth—service—contr exp (-1,000)
A8010.41 A8020.41	Zoning—contr exp (-1,500) Planning—contr exp (-1,000)
A1410.4 A7310.4	Town Clerk—contr exp +3,500 Youth—Recr—contr exp +3,000 TOTAL \$56,000.

Amend Appropriations—Highway Fund

DA5110.4	General Repair	—contr exp	(-29,700)
DA5112.2	Capital Outlay—	•	+29,700
DA5110.4	CHIPS General Repair	—contr exp	(-2,400)
DA5142.4	Snow Removal—	exp-	(-1,000)
DA5110.2	contr General Repairs	equipment	+\$3,400
DA5130.2	Machinery—equipm	nent	(\$6,000)
DA5110.1	General Repair	—pers srvc	+\$6,000
	TOTAL	-0-	

CHESTERTOWN WATER DISTRICT:

Amend Appropriations:

CW8320.4 Source & Supply—contr exp (-3,000) CW8330.4 Purification—contr exp + 3,000 TOTAL -0-

POTTERSVILLE WATER DISTRICT:

Amend Appropriations:

PW8320.2 Source & Supply—equipment (-7,500) PW8320.4 Source & Supply—contr exp +7,500 PW8320.2 Source & Supply—equipment (-700) PW8340.1 Distribution—pers srvcs +700 TOTAL -0-

On a motion by Mr. Packer, seconded by Mr. Durkish, Resolution No. 194 of 2017 was **ADOPTED**.

AYE 5 NO 0

RESOLUTION NO. 195 OF 2017: AUTHORIZE PAYMENT OF ABSTRACTS AND CLAIMS PAID PRIOR TO AUDIT

RESOLVED, the Town Board accepts the Claims Paid Prior to Audit, Abstract of Claims and accounting requirements.

requirements.		
General A	\$ 54,123.79	455-500
Capital Project - Biomass HB	\$ 10,419.27	29-31
Highway DA	\$ 135,342.77	284-315
Chestertown Water CW	\$ 1,636.64	47-52
Pottersville Water PW	\$ 835.90	48-52
Library L	\$ 2,435.39	41-47
Loon Lake Park District SP	\$ 28.05	15
Schroon Lake Park District SX	\$ 4,167.88	14-15

Mr. Packer asked if Supervisor Leggett authorized purchase of the trailer. Mr. Durkish asked if the old trail would be sold for surplus.

On a motion by Mrs. DuRose, seconded by Mrs. Wells, Resolution No. 195 of 2017 was **ADOPTED**.

Pending Items:

Supervisor Leggett opened pending items at 9:25 pm.

Mary Clark asked about the lights in Pottersville. Supervisor Leggett will check. Mary asked about the sidewalks. Supervisor Leggett stated engineers are working on the sidewalk design. Mary brought up the bumps in the s-curves on Olmstedville Road. Mary asked if there was an update from the building inspector. Supervisor Leggett stated not at this time. Mary asked what the concrete pad was for in Pottersville. Supervisor Leggett stated they were for the First Wilderness Heritage Corridor Kiosk.

Pat Powers asked about the lamp in the triangle. Supervisor Leggett stated that there is plans for the triangle to be removed as recommended in the 2001 Pottersville Streetscape.

On a motion by Supervisor Leggett, seconded by Mr. Packer, meeting adjourned at 9:37 pm.	
Respectfully submitted,	

 Town Clerk	