

**TOWN BOARD MEETING
December 9, 2015
7:00 PM**

Supervisor Jamieson opened the meeting 7:05 PM followed by a salute to the flag. Members present: Supervisor Jamieson, Councilman Brischoux, Councilman Murray, Councilwoman Smith, Councilman Valentine.

AUDIT OF CLAIMS

A MOTION WAS MADE BY Councilwoman Smith and seconded by Councilman Murray and passed 5-0 to approve payment of the bills in the following accounts:

GENERAL FUND	\$ 83,734.84
GENERAL - PART TOWN	24,351.28
HIGHWAY – TOWN WIDE	20,546.87
HIGHWAY – OUTSIDE	6,961.35
FIELDCREST WATER	564.98
LAKE HILL FARMS WATER	2,841.81
SUGAR LOAF HILLS WATER	4,173.62
SEWER DISTRICT #1	534.69
SURREY MEADOWS WATER	1,524.13
GARBAGE DISTRICT	47,532.08
SEWER DISTRICT IV	829.83
TRUST & AGENCY	20,464.93
WALTON LAKE WATER	<u>25,474.64</u>
	\$239,535.05

APPROVAL OF MINUTES

A MOTION WAS MADE BY Councilman Murray and seconded by Councilman Brischoux to accept the minutes through November 18, 2015. Motion carried 5-0.

REORGANIZATION MEETING

A MOTION WAS MADE BY Councilman Murray and seconded by Councilwoman Smith to set the Reorganization Meeting on January 6, 2016 at 7pm and direct the Town Clerk to provide the public with notification. Motion carried 5-0. Said meeting to be held at the Town Hall meeting room.

RESCHEDULING OF MEETING

A MOTION WAS MADE BY Councilwoman Smith and seconded by Councilman Valentine to reschedule the Town Board meeting of December 23, 2015 to December 30, 2015 at 7pm. Motion carried 5-0. Said meeting to take place in the Town Hall meeting room.

PROPOSED LOCAL LAW, TO RESCIND LOCAL LAW #2 OF 2015

A MOTION WAS MADE BY Councilman Murray and seconded by Councilman Valentine, be it enacted by the Town Board of the Town of Chester, Proposed Local Law to Rescind Local Law #2 of 2015 overriding the tax levy limit for fiscal year 2016 and directing the Town Clerk to publish in the

Town's Official Paper five days in advance of the public hearing now set on December 30, 2015 at 7:00pm. Motion carried 5-0.

FOX HILL ROAD DEDICATION

THE FOLLOWING RESOLUTION WAS OFFERED BY Councilman Murray and seconded by Councilwoman Smith and passed 4-0 with Councilman Valentine abstaining.

**RESOLUTION ACCEPTING DEED TO FOX HILL
ROAD FOR DEDICATION**

WHEREAS, a certain parcel of land adjacent to Creamery Pond Road has been offered for dedication to the Town of Chester (the "Town") for highway purposes by Rieger Homes, Inc., and

WHEREAS, Anthony LaSpina, the Highway Superintendent of the Town has recommended acceptance of said parcel for dedication for highway purposes, upon the completion of construction of said roadway in accordance with Town specifications and the filing with the Town of a performance bond in the amount of THIRTY THREE THOUSAND AND 00/11 (\$33,000.00) DOLLARS to guarantee any maintenance and repairs required to said roadway by the Town for a period of TWO (2) years after said road is constructed and accepted by the Town, and

WHEREAS, the Town Board of the Town, on December 9, 2015, approved said dedication subject to said conditions and approval of the Town Attorney, and

WHEREAS, said performance bond has been, or will be, filed and the Highway Superintendent has indicated road construction has been completed to his satisfaction, and

WHEREAS, the Town Attorney has been provide and reviewed a policy of title insurance relating thereto,

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town in regular session duly convened that upon notification from the Town Attorney that the title insurance policy has been issued, the Town Board agrees to accept the deed of dedication on the said road, to be known as Fox Hill Road and directs the Town Clerk to record the same in the Orange County Clerk's Office.

Attorney Bonacic added, for clarification, that the dedication is subject to his receipt of final title policy and bond posting of \$33,000.00.

IMA FOR SPECIAL POLICE OVERTIME STOP-DWI PROGRAM

THE FOLLOWING RESOLUTION WAS OFFERED BY Councilman Murray and seconded by Councilman Brischoux and passed unanimously:

RESOLUTION

BE IT RESOLVED, that Daniel J. Doellinger, Chief of Police of the Town of Chester, New York, is hereby authorized and directed to execute the Orange County IMA for Special Police Overtime STOP-DWI Program, commencing October 1, 2015 through September 30, 2016, with up to \$5,000 in overtime costs reimbursable by the County of Orange through a grant from the Governor's Traffic Safety Committee.

AUDIT SERVICES

A MOTION WAS MADE BY Councilman Murray and seconded by Councilman Valentine to accept the proposal from Phillip G. Mynio, CPA for the services of audit, preparation and submission to the NYS Comptroller, of the Town's financial statements for year end, December 31, 2015 in the amount of \$11,525. Motion carried 5-0.

DAVIDSON DRIVE PROPOSAL

David Niemarko, project representative addressed the Board with the applicant's proposal to add multiple dwellings as an additional acceptable use for subject property located in the IP zone. He said the IP zone allows for pre-existing residential homes and bed and breakfast use. The property which is situated off Bellvale Road would be developed for approximately 22 townhomes. The applicant noted the Comprehensive Plan seeking senior or affordable housing which would be the project plan. He said there has been no interest in the development of industrial or manufacturing land use. The applicant would be ready to proceed with the Planning Board and develop, immediately, if the Town Board would grant this use.

Councilman Valentine asked about soil testing as more septic systems would be required. Mr. Fusco said the project needs preliminary investigation to see if percs were feasible. Supervisor Jamieson said that adding high density housing in the IP zone may be complicated. He thanked Mr. Niemarko for his presentation.

FEMA APPROPRIATION

A MOTION WAS MADE BY Councilman Murray and seconded by Councilman Valentine to increase the DB5110.4 appropriation by \$9,234.87 in unanticipated revenue received from FEMA for Hurricane Sandy expenses to be used for inventory of materials. Motion carried 5-0.

HIGHWAY TRUCK PURCHASE

A MOTION WAS MADE BY Councilman Murray and seconded by Councilman Valentine to order the 2016 tandem truck approved for lease purchase in the 2016 budget at the lower 2015 price of \$218,819.07.

CORRESPONDENCE AND ANNOUNCEMENTS

Supervisor Jamieson announced the Toys for Tots Annual Toy Drive for children of Orange County. New unwrapped toys can be dropped off at Town Hall until December 21, 2015.

Supervisor Jamieson announced the Bellvale Community's Christmas Carol Sing-Along to be held on Friday, December 11, 2015 at 6:30 pm. Refreshments will be served.

Supervisor Jamieson announced the Sugar Loaf Holiday Celebration to be held on Saturday, December 12, 2015 from 12:30pm to 4:45pm.

EDUCATION REQUESTS

A MOTION WAS MADE BY Councilman Murray and seconded by Councilman Brischoux to approve the attendance of Detective Oppmann to a Video Camcorder Surveillance Techniques course to be held from February 23 – 25, 2016 in New Windsor at no cost. Motion carried 5-0.

A MOTION WAS MADE BY Councilman Murray and seconded by Councilwoman Smith to approve the attendance of Police Officer Slaughter to attend the, “Institute of Police Technology and Management Traffic Crash Reconstruction course to be held from May 2 – 13, 2016 in Westchester, NY at no cost. Motion carried 5-0.

TOWN HALL EXTERIOR LIGHTING

A MOTION WAS MADE BY Councilman Valentine and seconded by Councilman Murray to approve the replacement of all exterior light fixtures at Town Hall and Library with LED as an energy efficiency improvement at an estimated cost of \$2,640.00. Motion carried 5-0.

SURREY MEADOWS WATER DISTRICT SAND FILTER REPLACEMENT

A MOTION WAS MADE BY Councilman Murray and seconded by Councilwoman Smith to approve the emergency replacement of media in the sand filters in the Surrey Meadows Water District at an estimated cost of \$17,028.00 Motion carried 5-0.

ANNUAL PAYROLL

A MOTION WAS MADE BY Councilman Murray and seconded by Councilman Valentine to approve payment of the annual payroll. Motion carried 5-0.

INTER-MUNICIPAL AGREEMENT

A MOTION WAS MADE BY Councilman Murray and seconded by Councilman Valentine to approve, and allow the Supervisor to sign, the Inter-Municipal Agreement for Assessor’s services through the County of Orange for two years, under which John Schuller will become full-time assessor for the Town. The two other positions remain as part-time. Motion carried 5-0. Legislator John Vero commented that the vote on this agreement would come to the floor of the legislature next Thursday. It is expected to pass.

REQUEST FOR PROPOSALS

A MOTION WAS MADE BY Councilwoman Smith and seconded by Councilman Valentine to advertise for attorney services for the Town boards. Motion carried 5-0.

TOWN BOARD COMMENTS

Councilman Murray wished happy holidays to everyone.

Councilwoman Smith thanked all the people who contributed to the fencing project for sledding, and other contributors to the Town including Richard Logothetis and the Bellvale Community.

Councilwoman Smith announced that the Town is in search for a location for a dog park.

Councilwoman Smith commented that Orange and Rockland had connected one of the two lights in Sugar Loaf. She would be in contact with them about this.

Councilwoman Smith said Primo Sports made changes to project requirements including soil, and timeslots. She said she had concerns that the lights will be acceptable to the residents. Supervisor Jamieson commented about the long planning board approval process for the new Primo Sports facility. He said he thought it would be a good thing for the community. They are a professional organization with good programs and have been good neighbors to the community.

Councilman Valentine wished a happy holiday to the residents of the Town.

Councilman Valentine commented that he thought the Town should give a look at the zoning with regard to the Davidson Drive project request.

Supervisor Jamieson also wished all a Happy Hanukah and Merry Christmas.

EXECUTIVE SESSION

A MOTION WAS MADE BY Councilman Valentine and seconded by Councilman Murray to enter into an executive session at 7:50pm to discuss contract negotiations and personnel appointment. Motion carried 5-0.

A MOTION WAS MADE BY Councilman Murray and seconded by Councilman Valentine to adjourn the executive session at 8:25pm. Motion carried 5-0.

ZONING BOARD OF APPEALS APPOINTMENT

A MOTION WAS MADE BY Councilman Valentine and seconded by Councilman Murray to appoint Daniel J. Doellinger to the Zoning Board of Appeals for a term ending December 31, 2020. Motion carried 5-0.

There no further business brought before the Board, **A MOTION WAS MADE BY** Councilman Brischoux and seconded by Councilman Murray to adjourn the meeting at 8:30pm. Motion carried 5-0.

Respectfully submitted,

Linda A. Zappala
Town Clerk