

DRAFT

**TOWN BOARD MEETING
AND PUBLIC HEARING
SEPTEMBER 9, 2020**

7:00 PM

Supervisor Valentine opened the meeting at 7:00pm followed by a salute to the flag. Members present:
Supervisor Valentine, Councilman Becker, Councilman Courtenay, Councilwoman Smith

Also present: Scott Bonacic, Esq., Al Fusco, Engineer

Due to COVID-19, this meeting was live-streamed via FB Live. Public comments were taken, and will be accepted via email or regular mail.

PUBLIC HEARING - INTRODUCTORY LOCAL LAW NO. 2 OF 2019 - A LOCAL LAW ADDING CHAPTER 66 ENTITLED, "NOISE POLLUTION CONTROL" TO THE TOWN CODE OF THE TOWN OF CHESTER

ON A MOTION OFFERED BY Councilwoman Smith and second by Councilman Courtenay to open the Public Hearing at 7:00pm on the matter of the Introductory Local Law No. 2 of 2019 - A Local Law Adding Chapter 66 Entitled, "Noise Pollution Control" To The Town Code Of The Town Of Chester.

VOTE: AYES 4: Valentine, Becker, Courtenay, Smith

ADOPTED

Supervisor Valentine read the Public Notice as it appeared in the Times Herald Record on September 3, 2020.

**TOWN OF CHESTER
1786 KINGS HIGHWAY
CHESTER, NY 10918
NOTICE OF PUBLIC HEARING
ON PROPOSED LOCAL LAW**

The Town Board of the Town of Chester will hold a public hearing on a proposed local law entitled:

**INTRODUCTORY LOCAL LAW NO. 2 OF 2019
A LOCAL LAW ADDING CHAPTER 66 ENTITLED
"NOISE POLLUTION CONTROL" TO THE TOWN CODE
OF THE TOWN OF CHESTER**

Be it enacted by the Town of Chester in the County of Orange, as follows:

Section 1: Title

This Local Law Shall be referred to as "A Local Law Adding Chapter 66, Entitled "Noise Pollution Control," to the Town Code of the Town of Chester.

Section 2: Legislative Intent

The Town Board of the Town of Chester has determined that it is in the best interest of the Town to establish and impose restrictions upon the creation of excessive, unnecessary or unusually loud noise within the limits of the Town of Chester. It is the intention of the Town Board of the Town of Chester that these restrictions shall further secure and promote the public health, comfort convenience, safety, welfare, prosperity and peace and quiet of the Town of Chester and its residents.

Section 3: Noise Pollution Control

Chapter 66, entitled "Noise Pollution Control" is hereby added to the Town Code of the Town of Chester, to read as follows:

§66-1. Title

This Chapter shall be cited and may be referred to hereinafter as the, "Noise Pollution Control Law of the Town of Chester."

§66-2. Legislative Intent

It is the intention of the Town Board of the Town of Chester by the adoption of this Chapter to establish and impose restrictions upon the creation of excessive, unnecessary or unusually loud noise within the Town of Chester. These restrictions shall further secure and promote the public health, comfort, safety, welfare and peace and quiet of the Town of Chester and its residents.

It is the intention of the Town Board of the Town of Chester by the adoption of this Chapter to establish and impose restrictions upon the creation of excessive, unnecessary or unusually loud noise within the Town of Chester. These restrictions shall further secure and promote the public health, comfort, safety, welfare, and peace and quiet of the Town of Chester and its residents.

A complete copy of the proposed local law is on file and can be obtained at the Town Clerk’s Office, 1786 Kings Highway, Chester, NY.

Said public hearing will take place in the Town Hall Meeting Room, 1786 Kings Highway, Chester, NY on Wednesday, September 9, 2020 at 7 PM or as soon thereafter as the matter may be heard.

All persons interested in the subject matter may appear in person or by agent. All written communications should be addressed to the Board at the above address.

**BY ORDER OF THE TOWN BOARD
TOWN OF CHESTER**

**LINDA A. ZAPPALA,
TOWN CLERK**

Dated: August 31, 2020

He asked for comments from the public.

Geoff Hawthorne, 127 Lake Region Boulevard thanked the Town Board, Councilman Perez and all who were involved for all the work that went into writing the law. He said as a 20-year resident, Chester is a safe and great Town to live in and as a retired Police Officer with experience in other noise ordinances, he had two slight suggestions. He asked that Section 66-5 (Prohibited Acts “system” be changed to “device” to coincide with the definition of “sound reproduction device” and asked that in Section 66-5 paragraph d, the sound curfew on the weekends be changed to 10pm to accommodate those who work on weekends.

Bruce Dunn, Esq., representing the Monroe-Chester Sportsmen Club showed appreciation to the Town Board for acknowledging their long-standing presence since 1931. He said the club appreciates the opportunity to continue service to the community, scouts, law enforcement and the teaching of safety.

Supervisor Valentine read from the written comments from Brown Duke & Fogel which appears below in its entirety.

BROWN DUKE & FOGEL, P.C.

ATTORNEYS AND CO UNSELO RS AT LAW

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September 9, 2020

Town Board Town of
Chester
1786 Kings Highway
Chester, NY 10918

RE: Introductory Local Law No. 2 of 2019 - A Local Law Adding Chapter 66 Entitled "Noise Pollution Control" to the Town Code of the Town of Chester

Dear Town Board Members:

My firm represents E. Tetz & Sons, Inc. ("Tetz"). Please accept this comment letter on behalf of Tetz regarding the above referenced proposed noise control local law scheduled for public hearing today. We learned of this public hearing only on Tuesday of this week. Therefore, the following are only preliminary comments, and we ask that the public hearing be held open to allow further review and comment on this local law which may have substantial negative impacts on local businesses.

Tetz is an important business in the Town, providing a source of local employment and a substantial tax base, and there have not been any noise complaints about its operations. The proposed noise control local law could have a detrimental effect on Tetz's ability to continue to do business in the Town and the ability to attract businesses into locations such as the Tetz Industrial Park.

There are many noise control laws and regulations already in effect that regulate local businesses and activities, and this local law would have implications for legally operating businesses that have already been subjected to lengthy and costly environmental reviews including noise assessment review. We believe that another layer of regulation is unnecessary and would discourage business in the Town.

The Town has established industrial and commercial areas as well as areas that have been classified during the Comprehensive Planning and zoning process as industrial and commercial, including the industrial zoning district where Tetz's Chester Mine is located. Lawful operation of existing or future commercial or industrial facilities, such as Tetz's Chester Mine, should not be subjected to or should be exempted from the proposed noise control local law, particularly in areas zoned for such uses and where the use has already been subjected to lengthy and costly permitting procedures and environmental review, which includes noise assessment review.

The following includes examples of state and federal laws that already regulate noise for commercial and industrial operations. The New York State Vehicle and Traffic Law, including Section 386, sets noise limits with which all heavy vehicles must comply and already regulates trucks serving Tetz's business and other businesses in the community. Laws such as the Occupational Safety and Health Act ("OSHA") already regulate sound levels at commercial and industrial facilities. The State Environmental Quality Review Act ("SEQRA") already provides a procedure for the Town to require a detailed noise study for potential projects requiring Town approvals. The proposed noise control local law may conflict with such laws, which will not only increase financial costs to the Town and its taxpayers but is also fraught with other enforcement problems.

The proposed noise control local law may be preempted by state and federal laws that already regulate noise of industrial and commercial operations such as the New York State Mined Land Reclamation Law ("MLRL"). This will further complicate the implementation of the variance and enforcement procedures set forth in the proposed local law.

Operations such as Tetz's mining facility in the Town are subject to stringent environmental controls described in the plans, including noise impact assessments, submitted for a New York State Department of Environmental Conservation ("NYSDEC") mining permit, and the MLRL has a supersedure clause stating that regulation of mining is done by NYSDEC. The mining permit requires compliance with these plans. All mining permit applications are subjected to a stringent environmental review under SEQRA and the NYSDEC Noise Policy. The Noise Policy requires the preparation of a detailed noise impact assessment study prepared by a qualified expert that includes the identification of potential receptors, detailed measurements of ambient sound levels and equipment sound levels, modeling of sound levels and determination of expected worst-case increases in sound levels at potential receptors at various stages of the mining operation. These studies are extremely detailed and can cost thousands of dollars to complete. Sound levels from mining operations must be mitigated through the application of best management practices so that sound levels do not significantly increase at potential receptors. By issuing the NYSDEC mining permit and completing the SEQRA process, the NYSDEC has already determined that there will not be any potential noise impacts associated with the mining operation that have not already been mitigated to the maximum extent practicable. Therefore, further regulation by the Town is preempted and not needed.

There are other issues such as to definitions in the proposed noise control local law, including a lack of definitions of terms or inconsistency in how terms are defined in Section 66-4 and then used in the text of the law, including but not limited to the definition of the term "Town enforcement officers", "power equipment", "explosive devices", "unreasonable noise" versus "excessive sound", "excessive noise" or "offensive sound", etc.

For all the foregoing reasons, we respectfully submit that the Town Board should not adopt the proposed noise control local law, or at the least should consider exempting established commercial and industrial uses located in commercial or industrial zoning districts that have already been through comprehensive environmental reviews, such as Tetz's Chester Mine. We note that certain pre-existing uses are specifically exempted from the proposed noise control law, such as the Monroe Chester Sportsman's Club and the use of firearms generally. As such, we request that other pre-existing uses such as Tetz's Chester Mine also be exempted. It does not make sense, and may even be unlawful, to exempt certain pre-existing uses and not others.

BROWN DUKE & FOGEL, P.C.
September 9, 2020
3 of 3

Finally, we ask that the Town Board continue the public hearing to allow for more time to submit further comments on this local law which may have substantial negative impacts on local businesses.

Please include this letter in the record of your consideration of the proposed local law. Thank you for your attention and consideration.

Sincerely,
BROWN DUKE & FOGEL, P.C.

cc: E. Tetz & Sons, Inc.

Town Attorney J. Scott Bonacic

By Michael A. Fogel, Esq.

Supervisor Valentine also read into the minutes comments received from Tracy Shuh via email which appear below.

Hello I would like to submit comments for the public hearing on the Town's new noise pollution control ordinance via email for public record at tonight's Town Board meeting (*please confirm receipt*).

First comment – thank you to the Board for revising the last draft and listening to the resident's input about different uses, concerns, exemptions, etc for consideration.

First question – Since there is no active Comprehensive Plan/Zoning Committee, I wanted to know if the Board forwarded this new regulation to the Planning Board for help with input?

Second question - is the intention in this new code to override decisions by the Planning Board with limitations on construction noise activities with their approvals particularly if there is more restrictive times from an outcome of a noise study?

I ask because the Planning Board approves construction and hours of operation with new development projects particularly in areas of close proximity to homes like in Sugar Loaf. Their determinations might conflict with those permitted times listed in this draft. For instance, a recent project approved, the site plan notes said construction between 7am and 7pm which would be different compared to new code allowing construction noise until 8pm. Also, Mining permits from the DEC have different requirements.

Third question - As a result of different agency approvals based on certain conditions, did the Board discuss amending code to reflect other board or agency approvals? – perhaps add the following in italics:

Prohibited Acts: add

“Noise outside of any time restrictions set by an authorized agency, building Inspector, or the Planning Board through permit, subdivision, or site plan approval.”

Forth question -

Will the Town Board consider reconvening a Comprehensive Plan/Zoning Committee to help review recommendations going forward with other future regulations? This noise ordinance is just one of many recommendations listed in the Town Plan adopted in 2015. A dedicated Committee to review the Plan might help facilitate other improvements in codes needed that the Board considers drafting going forward.

Thank you for your consideration.
Tracy Schuh

Upon Attorney Bonacic clarification, the Town Board adopted the following resolution.

ON A MOTION OFFERED BY Councilwoman Smith and second by Councilman Courtenay to keep the public hearing open until September 23, 2020 for any additional written comments.

VOTE: AYES 4: Valentine, Becker, Courtenay, Smith

ADOPTED

AUDIT OF CLAIMS

ON A MOTION OFFERED BY Councilwoman Smith and second by Councilman Becker to approve payment of the bills from the following accounts.

GENERAL FUND	124,364.19
GENERAL - PART TOWN	90,758.39
HIGHWAY - TOWNWIDE	18,426.84
HIGHWAY – OUTSIDE	120,601.16
FIELDCREST WATER	485.00
LAKE HILL FARMS WATER	9,893.16
SUGAR LOAF HILLS WATER	5,152.59
SURREY MEADOWS WATER	1,905.16
WALTON LAKE WATER	9,459.98
TRUST AND AGENCY	12,692.47
GARBAGE DISTRICT	45,990.44
Grand Total	\$439,729.38

VOTE: AYES 4: Valentine, Becker, Courtenay, Smith

ADOPTED

RESIGNATION

Supervisor Valentine read the resignation letter of Orlando Perez from the Town Board which appears below.

Town of Chester
Attn: Town Supervisor Robert Valentine
1786 Kings Highway
Chester, NY 10918

Dear Supervisor Valentine:

Please accept this letter of resignation as formal notification that I am resigning from my position as Town Board Councilman as of September 1, 2020. I would like to take this opportunity to thank you and the Town Board for the guidance, support and knowledge I have gained. Although this was not an easy decision to make, it is what is best for my family at this time.

I look forward to continuing our relationship as I will remain active in the Chester community and as a member of the Chester Knights of Columbus Organization.

Sincerely,
Orlando Perez

Supervisor Valentine provided a history of events leading up to this decision, which concerned the selection of Nanette Perez as the best qualified applicant for an appointment, but due to our nepotism law, the matter was brought before the Ethics Board for consideration, who determined it would be a breach of the code. He understands Orlando's consideration of his family's best interest and believes the process was done openly.

Councilwoman Smith said that the Town followed every step in the process and she is sorry to see him leave as he did a good job on the Board. Councilman Courtenay said he thought it was important to put the ethics board in play and respects their decision, will miss Orlando, but he is not ruling Orlando Perez out of politics. Councilman Becker thanked Orlando Perez for his service on the Board and was good to work with him. Supervisor Valentine said he was a great Councilmember, always made himself available and will be missed.

Attorney Bonacic clarified the process whereby Chapter 7 of the Town Code deals with the general provisions of the nepotism law and the stated exceptions. So as there was one exception that could be considered in this instance, it called for the Ethics Board determination and it was found not to meet the threshold.

INTERMUNICIPAL AGREEMENT FOR SNOW AND ICE CONTROL ON CERTAIN COUNTY ROADS FOR THE 2020-2021 SEASON

RESOLUTION

The following resolution was offered by Councilwoman Smith and seconded by Councilman Courtenay and,

ADOPTED: AYES 4 Valentine, Becker, Courtenay, Smith, NAYS 0, ABSENT 0

BE IT RESOLVED, that Robert Valentine, Supervisor of the Town of Chester, New York, is hereby authorized and directed to execute the Intermunicipal Agreement with Orange County for Snow and Ice Control on Certain County Roads for the 2020-2021 Season within the Town of Chester. Motion carried 4-0.

REQUEST FOR PROPOSALS (RFP) FOOD AND BEVERAGE CONCESSION VENDOR

ON A MOTION OFFERED BY Councilwoman Smith and second by Councilman Becker to approve the Request for Proposals for Food and Beverage Concession Vendor at the Sugar Loaf Performing Arts Center.

VOTE: AYES 4: Valentine, Becker, Courtenay, Smith

ADOPTED

RFP FOR WATER TANKER SERVICE – WALTON LAKE ESTATES

Councilman Becker spoke on the low yield situation with the wells at Walton Lake Estates and the need to solicit bids for the possibility of a temporary water source. A discussion ensued as to whether it would be considered an emergency situation. As the expectations is under \$500 per tanker, an RFP would not be needed at this time. Councilman Becker will seek three verbal quotes for this service.

CORRESPONDENCE AND ANNOUNCEMENTS

Harriman Sewerage Flow Report

Supervisor Valentine read from the monthly report received from Orange County, a copy which is on file at the Town Clerk's office.

Tracy Shuh asked if the Town Board had discussed the impacts of the expansion. Supervisor Valentine said they should be discussed at the next Moodna Meeting.

Agricultural District

Supervisor Valentine announced the County's Agricultural Update Plan concerning the ag district and the removal of parcels. He said he believes it is their way of cleaning up the district. More information can be found at the County of Orange Planning Department website or by calling 845-615-3840.

Department Of Transportation

Supervisor Valentine noted the Local Highway Inventory report due the State by December. Engineer Fusco said he obtained the resolutions adopting the new roads from Town Clerk Zappala. It will be completed to aid in CHIPS funding.

CDPHP –Delta Dental

Supervisor Valentine announced that CDPHP – Delta Dental has waived the premium of \$3,845 for the month of September.

Shred Event

Supervisor Valentine announced the upcoming Shred Event to be held by the Town Clerk on October 23, 2020 from 10am-12pm at the Town Hall. Residents with proper I.D. can bring their unwanted documents for secure shredding at no cost. Social distancing guidelines will be followed.

REPORTS

Supervisor Valentine read the following reports into the minutes.

Engineer's Progress Report

GREENS AT CHESTER:

We sent letter to reduce and stabilize open areas, stabilize piles of material, add check dams, and inlet protection. They did comply with our directions. Continuing with infrastructure. I visited the site yesterday and the stabilization and erosion control were within our requirements.

RIDGEVIEW:

SWPPP inspection continuing.

HIGHWAY GARAGE:

1. Electric is in progress is almost completed.
2. Applying for insurance funds for alarms and to paint exterior where smoke damage occurred. Recommend possible approval from Town Board to complete pending insurance determination.

JOHNSON ROAD:

Highway grant for Johnson Road – NYSDOT multi-modal approved for signature by Supervisor. Just checking with State for project name.

WELL:

We are locating a second well and getting a proposal from a hydrogeologic company to assist. Tom Becker had a reasonable idea to re-drill the existing well to get more water and a short term basis which has merit.

Water Dept. Report – August 2020

The water department processed and distributed 8,007,473 gallons of water for the month of August. The districts daily average ranged from 372 gallons to 81,000 gallons. The monthly breakdown is:

Lake Hill Farms- 2,525,000 gal.

Sugar Loaf- 1,818,500 gal.

Surrey Meadows-2,274,100 gal.

Walton Lake Estates- 1,124,600 gal.

Fieldcrest- 253,732 gal. (Distribution only)

Town Hall- 11,541 gal.

Distribution sampling by us as well as random sampling by Orange County DOH showed adequate disinfection levels and tested negative for any signs of bacteria.

Monthly DOH 360 forms and test results for July were submitted on 8/4/19.

Laboratory testing dates were the 5th and the 19th.

Annual Disinfection by-products testing was conducted at all districts on the 11th.

Mowing dates were the 10th & 12th.

A 500 foot test well was drilled for Walton Lake Estates on 8/14 & 8/17 at the property behind Juniper woods. Only a 10 gpm yield was found. The plan is to choose another spot.

Other Business:

Walton Lake Estates had a busy month with the aftermath of tropical storm Isaias. There was no electric from 8/4 through 8/7. We ran the generator and back up well. Service went without any interruptions. A large tree uprooted at 4 Hickory. It pulled the water line and shutoff out of the ground. We did a temporary patch until the tree was removed. A final repair was completed afterwards. We replaced the curb valve at 6 Tulip on the 26th. Highway assisted with the backhoe and trucking.

Sugar Loaf was quiet with normal operation and maintenance.

Surrey Meadows was mostly quiet with normal operation and maintenance. We repaired a service line break at 2 Price road on the 20th. Moodna assisted with the hydro-vac truck, and Highway with trucking.

Lake Hill Farms was somewhat busy with the aftermath of tropical storm Isaias. The power was out on 8/4 & 8/5. We brought in a tow behind generator to resume operations. Service went uninterrupted. The well pump motor at Windridge failed and had to be replaced. It was repaired by Quackenbush pump service on the 17th.

Fieldcrest was mostly quiet with normal operation and maintenance.

Police Department Report – Month of August 2020

During the month of August, the Town of Chester Police Department remained active in the community. We continued to take a proactive stance towards detecting crime and enforcing the laws, while maintaining our overall objective of community commitment. In August, the police department responded to 270 calls for service. Officers patrolled for 15,617 miles during the month. A breakdown of the criminal and non-criminal activity for the month is included below:

CRIMINAL ACTIVITY

The Town of Chester Police Department made 9 arrests during the month. A summary of the arrests is as follows:

- 6 arrests for Suspended Driver License or Vehicle Registration misdemeanors
- 1 arrest for Criminal Impersonation and Unauthorized Use of a Motor Vehicle
- 1 arrest for Driving While Intoxicated
- 2 arrests for Unlawful Possession of Marihuana

NON-CRIMINAL ACTIVITY

In addition to the arrests listed above, officers also responded to other calls for service. A summary of those calls for service is as follows:

- 24 medical calls
- 20 noise complaints
- 16 reports of suspicious conditions, people and/or vehicles
- 16 residential & commercial alarms
- 12 trees down
- 11 domestic complaints, disputes, fights, family court matters & disturbances
- 0 motor vehicle crashes with injuries
- 4 motor vehicle crashes without injuries
- 2 motor vehicle crashes involving deer

Officers also issued 148 uniform traffic tickets during the month.

SEX OFFENDERS

There were no changes to the sex offender registrations for our residents in August.

LEVEL	BEGINNING OF MONTH	END OF MONTH
1	1	1
2	1	1
3	0	0
TOTAL	2	2

COMMUNITY POLICING

During the month, Town of Chester police officers assisted members of the community in many ways. Some of the community policing activity is listed below.

Officers completed 6 house security checks and 1329 business security checks.

We hosted a Child Passenger Safety Seat Technician course organized by the Orange County Traffic Safety Division from August 26th to 29th. The course ended with a Child Passenger Safety Seat check at our station on August 29th.

Sgt. Dugan and Officers Bird, Weinstein, and Stack continue to remain available for child passenger safety seat checks and installations.

The light tower was delivered and set up at the Performing Arts Center for use during the outdoor concerts being held on Friday evenings there. Periodic patrols of the location were conducted during the events.

TRAINING

Admin Sgt. Vitale, Sgt. Dugan, Del. Slaughter and Officers Monsees, Chambers, Calderone, Rosengrant and Lindeman attended the Procedural Justice -Principled Policing course at various locations on various dates in August. All sworn officers have now completed this training.

Officer Bird assisted as an instructor in Child Passenger Safety Seat Technician update course held in Goshen on August 13th. He also assisted as an instructor in the basic certification course held at our PD during the last week of August.

MISCELLANEOUS

Commercial vehicle enforcement details were held on August 5th and 19th in conjunction with the NYS Department of Transportation.

Sixteen vehicles were inspected and nine unsafe vehicles were taken out of service.

Part-time Police Officer Madison Lindeman continued her field training in August.

The police department continued to provide full service to the community at our normal staffing levels in August with only minor modifications to how some interactions with the public were handled. Some calls that would normally be responded to were handled by phone and personal contact with the community was completed at a distance and/or outside when possible. Our region entered re-opening Phase 4 in early July and most locations in town are now open, although not all are operating at full capacity.

Court sessions were expected to resume in August, but on the scheduled date, the internet service was still down at the town hall following Tropical Storm Isaias, so the session was cancelled and is now expected to resume on September 1. Arraignments are still being conducted virtually.

SCHEDULING

There were 211.5 hours of overtime paid in August.

Shift Coverage	157.5
Training (Principled Policing)	15.75
Stop DWI Patrols	16.5
Commercial Vehicle Enforcement Detail	8
Police Traffic Services Grant Enforcement	6
Investigations	4
Late Calls/Arrests	2.75
Tropical Storm Isaias	1

Part-time police officers were used for 296 hours of patrol coverage (296 regular hours and no overtime hours).



**MONROE-WOODBURY
CENTRAL SCHOOL DISTRICT**

*Eric J. Hassler, Ed. D.
Assistant Superintendent for Curriculum and Instruction*

*Education
Center, 278
Route 32,
Central Valley, New
York 10917
www.mw.k12.ny.us
(845) 460-6200
Fax (845) 460-6082*

July 28, 2020

Chester Police Department
Chief Daniel Doellinger
79 Laroe Road
Chester, NY 10918

Dear Chief Doellinger,

I hope this letter finds you well.

Once again, I would like to thank you the Chester Police Department for its contribution to the Monroe-Woodbury Central School District during the 2019-20 school year. As your award was presented virtually during the June 3, 2020 Board of Education meeting, please find your certificate enclosed with this letter.

During these challenging times, it is a pleasure to take a moment to mark your contribution and generosity. On behalf of the Monroe-Woodbury Central School District, please accept this certificate of award as a token of our deep appreciation.

Again, thank you for all you have done this past school year. I hope you enjoy the remainder of summer.

Sincerely,

Dr. Eric J. Hassler
Assistant Superintendent for Curriculum & Instruction

/s
Enclosure

Warwick Valley Humane Society Monthly Report – August 2020

All totals include calls from the Town of Chester, Village of Chester, Village of Sugar Loaf, and Orange County 911 Center for calls located within the geographic area of the Town of Chester.

Number of calls received:	5	1 Police, 4 other
Number of times ACO dispatched to calls:	1	8/9 – stray dog at Village Police Dept.
Number of dogs impounded by ACO:	1	8/9 – stray dog Village PD
Number of dogs impounded by police:	0	
Number of dogs returned to owners:	1	#20410
Number of after hour call-outs:	1	8/9 – stray Village PD #20410
Amount of impoundment fees collected:	\$50	#20410
Amount of license fees collected:	\$20	#20410, #19674-adopted
Amount of impoundment fees paid to Town:	\$50	9/3/20 ck# 16107
Amount of license fees paid to Town:	\$20	9/3/20 ck #16108
Number of hours of enumeration:	0 hrs.	
Number of bite reports received:	0	
Number of appearance tickets issued:	0	
Number of unlicensed dogs	1	#204101
Status of unlicensed dogs:	1	licensed upon redemption
Number of Chester cats admitted to shelter	0	

Location of enumeration: Suspension of enumeration and delivery of notices due to COVID-19.

SNR certificates sold in August: 9

NOTE: SNR certificates are now available by appointment only

OTHER None

TOWN BOARD COMMENTS

Councilwoman Smith provided detailed information concerning the upcoming election, absentee and early voting as published by the Times Herald Record.

- Registered voters must request by application an absentee ballot through the Board of Elections using the temporary illness option if unable to vote in person due to risk of Coronavirus. Applications are also available at the Town Clerk's office.
- Application must be postmarked by October 27.

- Ballot application can be returned in person by November 2 or by mail 15 days before Election Day. Request prior to October 19th.
- Ballot postmarked by November 3, must be received by November 10th. USPS recommends mailing 7 days before election or drop off at early voting site during early voting or Board of Elections by Election Day.
- Absentee ballot will be tossed if you vote in person.

Councilwoman Smith said she thinks if the County legislature votes to allow a lease to Chester on the Glenmere property, the Town would be responsible for improvements and maintenance, but must allow use by all in Orange County. She said there should be more discussion on the matter.

Councilman Becker stated the informational letter for the residents of Walton Lake Estates about the steps being taken for their water district has been completed and will be sent out with the upcoming water billing to save postage costs. He said Bill Keller would like us to authorize him to have Turnbull Well drilling drill the existing well that is currently supplying water to Walton Lake Estates to a depth of 500 ft. It is currently 400 ft deep. This may give us an additional increase in capacity until we can find a new source of supply. After the fracking of this well in the spring capacity did increase some to over 50 GPM, but was short lived. This well's capacity is currently at 42 GPM and is running 22 hours a day to maintain adequate tank level. Bill will also be supplementing this source with a backup well that produces between 25 to 30 GPM to reduce the run times. He has spoken to John Turnbull and Al Fusco about this and at this time this may be our only alternative until a new source of supply is found. The pump will have to be replaced again in the near future and that will be the time to have the well drilled deeper. He has confirmed with Bill that there is an amount left in this district's budget to cover the costs for this to be done.

ON A MOTION OFFERED BY Councilman Becker and second by Councilman Courtenay to approve the well drilling work to be done by Turnbull Drilling at the Walton Lake Estate Water District.

VOTE: AYES 4: Valentine, Becker, Courtenay, Smith

ADOPTED

Councilman Becker is gathering information and pricing on updating the way water meters are read in the Town water districts. The hand held units used for reading meters at this time are outdated and the meters currently being used may not be available in the near future. Also, many of the meters in the Town are currently passed the replacement time of 15 years. He will be meeting with a representative from Badger meters along with Bob Courtenay to discuss the new technology available. We will be looking at the system that the Village of Chester purchased and has installed about 200 meters. He also has reached out again to Keith from ABM to get a time frame for the completion of work on the Highway garage and for the roof leaks to be repaired. He is planning to have a crew there by the end of this week.

Councilman Courtenay reported that he had a meeting with the Land Trust and Don Serotta and County Exec Neuhaus concerning the trail to Sugar Loaf Mountain. He said he is looking at something he believes will be huge for the Sugar Loaf Performing Arts Center and will have more to discuss at the next meeting. He reminded the community about the Helping Hands Food Pantry and said anyone interested should call Town Clerk Zappala.

PUBLIC COMMENTS

Vincent Finizia, 69 Pewter Circle thanked Councilman Becker for his email response, but he felt it didn't go as deep as he wanted. He said back then it was capricious who could put in cast iron or stainless steel and he is looking into the code in effect during the 1990's. He asked Councilwoman Smith if she had located the documentation he asked for concerning energy savings while being closed on Fridays. She said she did not. Supervisor Valentine directed Mr. Finizia to limit his remarks to comments, not questions.

Barbara Morrow asked if the shred event could be held on a week night. Town Clerk Zappala said she would look into that and respond. Ms. Morrow stated if the Town is not saving money, to please consider opening on Fridays.

Tracy Shuh submitted comments on line. She asked if the town Board discussed the financial impacts to Town residents of the Harriman Treatment Plant expansion and written comments need to be received at the County by September 14. With regard to the County Ag District update she said Town Engineer stated he would review of changes and impacts to small farms in the Town. Tracy reminded the Board of the upcoming Planning Board meeting on October 7.

EXECUTIVE SESSION

ON A MOTION OFFERED BY Councilwoman Smith and second by Councilman Becker to enter into Executive Session at 7:57pm to discuss the litigation concerning the Greens of Chester.

VOTE: AYES 4: Valentine, Becker, Courtenay, Smith

ADOPTED

ON A MOTION OFFERED BY Councilwoman Smith and second by Councilman Becker to adjourn the Executive Session at 8:20pm.

VOTE: AYES 4: Valentine, Becker, Courtenay, Smith

ADOPTED

ADJOURNMENT

ON A MOTION OFFERED BY Councilwoman Smith and second by Councilman Courtenay to adjourn the meeting at 8:21pm there being no further business brought before the Town Board. Motion carried 4-0.

Respectfully submitted,

Linda A. Zappala
Town Clerk
2020-9-9