

**Village of Chester  
Board of Trustees Meeting  
November 14, 2011**

The Board of Trustees of the Village of Chester held their monthly business meeting in the Village Hall meeting room on Monday, November 14, 2011. Members present: Mayor Philip Valastro, Deputy Mayor Philip Roggia, Trustee John J. Collins, Trustee Carole Duffy and Trustee Betty-Jo Bono. Also present: Village Attorney Ian Schlanger, Village Treasurer Angela O'Neill, Police Chief Peter Graziano, Village Water Treatment Operator Thomas Becker, and Village Code Enforcement Officer John Orr. Street Superintendent John T. Bell was not present. In audience were Gordon Shehab, Nikki Mayer, Anthony Rizzo, John Westbrook, Sue Barberi, and Susan Cleaver of the Chronicle.

Mayor Philip Valastro opened the meeting at 7:00 PM with the Pledge of Allegiance.

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

**APPROVAL OF MINUTES:** A motion to accept the Village monthly business minutes of October 3, 2011, 2011 was made by Trustee John J. Collins, second by Deputy Mayor Philip Roggia. Motion unanimously passed.

**TREASURER'S REPORT:** Treasurer Angela O'Neill read report as follows:

**CASH BALANCES ENDING October 31, 2011**

<u>Fund/Bank Account</u>	<u>Deposits</u>	<u>(Disbursements)</u>	<u>Interest</u>	<u>Ending Balance</u>
<b><u>General Fund</u></b>				
Provident Checking	206,450.96	221,228.89	8.15*	29148.36
Provident Savings	28,099.64	181,198.04	908.38	4,333,175.51
<b><u>Water Fund</u></b>				
Provident Checking	22,554.50	35,873.47	21.41	123,575.14
Provident Capital MM	--	--	5.57	69,122.72
Provident Capital Checking	--	--	1.12	13,959.30
<b><u>Sewer Fund</u></b>				
Provident Checking	7,942.50	651.53	71.03	431,989.96
MM Saving	--	--	2.26	27,953.27

**Cumulative Fiscal Year Interest Earned by Fund 06/01/2011 – 05/31/2012**

General Fund	5,047.96
Water Fund	237.84
Sewer Fund	544.21

**Treasurer's Discussion:**

- (1) **EXPENSE CONTROL REPORT:** Year to Date Expense Control Report for all Funds attached for your review. If you have any specific questions related to this document, please feel free to discuss with me.
- (2) **REVENUE CONTROL REPORT:** Year to Date Income Control Report for all Funds attached for your review. If you have any specific questions related to this document, please feel free to discuss with me.
- (3) **TAX COLLECTION:** The Village's tax collection period ended as of 11/9/11. An unpaid file was produced and emailed to the Orange County Commissioner of Finance tax department. As part of the process, the Unpaid Village Tax Return certification list has been prepared by the County today and is enclosed for the Mayor and Board of Trustees signature and verification. The County will collect unpaid taxes on the Village's behalf until 11/16/11. Taxes remaining unpaid after this date will be relieved to the Town/County tax bill in January 2012.
- (4) **2% TAX CAP:** Per Village Accounting Firm and the OSC it is recommended that a Local Law be passed to exceed the 2% tax cap for the upcoming fiscal year (2012-2013). Legal Counsel has prepared a draft of such. Please note this Local Law is only effective from year to year. Should we require to exceed the 2% tax cap for the following fiscal year (2013-2014) a new local law would need to be passed at that time.

A motion to approve Village Treasurer's report was made by Trustee John J. Collins, second by Trustee Carole Duffy. Motion unanimously passed.

**BUILDING REPORT:** Building Inspector/Code Enforcement Officer John read report as follows:

Current projects that were inspected during the last month:

Satin Fine Foods

1- Work continues.

Steris – 23 Elizabeth Drive

1- Work continues.

VonThaden – 15 Kerner Drive

1- Interior work underway.

Humbert – 8 Highland Ave

1- Work underway on garage.

Castle

1- Work well underway.

Rachel's Daily Discount is now open at the corner of Main & Academy Ave.

John Westbrook of 2 Moffatt Ave was present and addressed the Village Board with regards to ongoing issues with the property behind his house. He states that if he dredges the property behind him it will not alleviate the problem. He is looking for assistance from the Village Board for some remedy. Village Code Enforcement explained that even if the property in question is dredged it won't alleviate the problem as the problem stems from the drainage coming from Route 17m. After some discussion the Mayor advised Mr. Westbrook to write a letter to Orange County and the Congress woman Nan Hayworth.

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

1. Personnel:
  - No issues.
2. Citizen Issues:
  - Received a thank you letter from O&R for the cooperation during the recent snow storm. Particularly, communicating to O&R damage assessment and locations.
3. Public Safety Issues:
  - Traffic Details: Continuing.
4. Facilities:
  - No issues.
5. Equipment:
  - No issues.
6. Department Activity:

<b>Call Type</b>	<b>2011</b>
Calls for Service	3233
Criminal Cases	617
Arrests	304
Traffic Accidents	127

**HIGHWAY REPORT:** Street Superintendent J. Thomas Bell was not present; no report was submitted.

Mayor Valastro addressed the following:

- Parking Ordinance Nov 1st to April 15 between the hours of 3am – 6am unless there is a snow storm. Vehicles need to be moved at the first signs of snow.
- Green Waste Removal Program Ends December 1<sup>st</sup>

Mayor Valastro thanked the Village of Florida for the loan of their wood chipper.

**WATER REPORT:** Water Treatment Operator Thomas Becker was present and read his report as follows:

1= Daily Filtration Plant and Well #12 routine.

2= the following water sample tests were taken in October. THMs, HAA5s, Principal organic chemicals (VOC), Synthetic organic Chemicals and Primary inorganic chemicals.

3= Meter reading has been completed and water bills have been sent out.

4= EFM backwashes at the Filtration plant are being done weekly and a quarterly CIP backwash was completed on November, 9.

5= We have started to clean main line water valves in the distribution system.

6= Water main flushing has been completed.

7= A service line leak at 41 Maple Ave has been repaired.

8= We helped the Highway Dept. chip downed tree limbs.

9= We helped the Village of Florida with our boring tool so they could replace a service line.

10= We need to discuss the water agreement for free water customers.

11= Sprint will be making upgrades to their cellular antennas on our Princeton St tank and want a release signed to allow work as per our agreement. They have offered a three thousand dollar onetime fee for inconvenience for the lose cable trays they have not repaired in the past.

Walton lake properties?

A motion to authorize Water Treatment Operator Tom Becker to sign the Sprint agreement with regards to the \$3000.00 stipend was made by Trustee Carole Duffy, second by Trustee John J. Collins. Motion unanimously passed.

A motion to authorize Water Treatment Operator Tom Becker to follow through of the purchase of the properties that surround Walton Lake and authorize the Mayor to sign off on the agreement was made by Deputy Philip Roggia, second by Trustee Betty-Jo Bono.

Water Treatment Operator Tom Becker addressed the Village Board with regards the free water users, which are Anthony Rizzo(24 Cromwell Hill Rd), Michael Lofstedt(17 Cromwell Hill Rd), Eric Christerer (19 Cromwell Hill Rd).and fourth property is owned by the bank. After some discussion the Village Board decided to table until we received documentation from Michael Lofstedt attorney.

**PARK& RECREATION:** No report submitted.

**OTHER BUSINESS:**

Girls Scouts Heart of the Hudson Leader Susan Barberi came before and stated that they would like to have a parade in the Village of Chester. Susan Barberi is currently working on a grant to obtain funds to hold a parade in April of 2011. She stated that although the parade is to be held in April, she must get permission from the Village Board in order to complete the grant processes. Susan Barberi would like to request permission to hold a parade on Sunday, April 22, 2012 from 1:00pm to 4:00pm with no rain date.

A motion (subject to insurance certificate) to grant permission to hold a parade on Sunday, April 22, 2012 from 1:00pm to 4:00pm, parade route from the train station located on Winkler Place to Vadala road was made by Trustee Carole Duffy, second by Trustee Betty-Jo Bono. Motion unanimously passed.

Resolution Authorizing Settlement Payment On Personnel Matter:

RESOLVED, that the Village Mayor is hereby authorized to execute any documents to effectuate the above, and the Village Treasurer is authorized, at the direction of the Mayor, to make such a payment if and when a final settlement agreement is reached and executed.

Introduced By: Deputy Mayor Philip Roggia  
Seconded By: Trustee Betty-Jo Bono  
On a vote of 5 to 0, the resolution was adopted.

Adoption of Local Law 2 of 2011: Gross Utilities Tax Law of the Village of Chester:

WHEREAS a proposed local law was introduced, proposed Local Law #2 of 2011, Gross Utilities Tax Law of the Village of Chester; and

WHEREAS a public hearing was held and closed on November 14, 2011,

NOW, THEREFORE, be it hereby

RESOLVED that the Village Board hereby adopts proposed Local Law #2 of 2011, entitled, Gross Utilities Tax Law of the Village of Chester, which upon adoption, becomes Local Law No. 2 of 2011; and be it further

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

Introduced By: Trustee Carole Duffy  
Seconded By: Trustee Betty-Jo Bono  
On a vote of 5 to 0, the resolution was adopted.

Resolution Directing Public Hearing on Proposed Local Law 3 of 2011 Tax Cap Override Law of the Village of Chester.

WHEREAS on this 14th day of November, 2011, a proposed local law was introduced, proposed Local Law #3 of 2011 Tax Cap Override Law of the Village of Chester; 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 6:45 P.M., on the 12th day of December, 2011, at the Village Hall, on the proposed Local Law entitled: Proposed Local Law #3 of 2011 Tax Cap Override Law of the Village of Chester; 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 Carole Duffy  
Seconded By: Trustee Betty-Jo Bono  
On a vote of 5 to 0, the resolution was adopted.

30 Day Waiver for Liquor License Renewal – A motion to waive the 30 day renewal application for Chester Lanes LLC and Mogoya Japanese restaurant was made by Deputy Mayor Philip Roggia, second by Trustee Betty-Jo Bono. Motion unanimously passed.

Peddlers Permit Discussion:

Village Attorney Ian Schlanger stated that some time ago the village was forced to revisit its Peddler's and Solicitation Law in light of some issues that were encountered. After the draft the Village encountered a snag which received some objections from the public. Village Attorney proposed that he met with Police Chief Peter Graziano and Village Clerk Rebecca Rivera to come up with an application fee that covers back ground check are needed. After some discussion the Mayor requested to table to the next monthly meeting.

A motion to table Peddlers Permit Discussion to the following Village Board Monthly Meeting was made by Deputy Mayor Philip Roggia, second by Trustee Carole Duffy. Motion unanimously passed.

**CALENDAR:**

- Senior Movie Day at the Senior Center – November 17, 2011- Senior Center – 12:30pm -1pm
- Village Hall will be closed on November 24, and 25th due to the Holiday.

**ADJOURN:** A motion to adjourn the regular was made by Trustee Carole Duffy, second by Trustee Betty-Jo Bono. Motion unanimously passed.

Respectfully submitted,

Rebecca Rivera  
Village Clerk