

**Village of Chester
Board of Trustees Meeting
July 14, 2008**

The Board of Trustees of the Village of Chester met in the Village Hall meeting room on Monday, July 14, 2008. Members present: Mayor Philip Valastro, Deputy Mayor John Deshler, Trustees Jack Collins, Eugene Collins, and John Reilly. Also present Village Attorneys Henry Christensen, Ian Schlanger, Police Chief Peter Graziano, Highway Superintendent J. Thomas Bell, Water Commissioner Thomas Becker, Code Enforcement Officer John Orr and Village Treasurer Cathy Richards. In the audience Frank Nussbaum, Liz Axelson, Stew Turner, Jim Garafalo, Tracy Shue, Gordon Shehab and Nikki Mayer.

Mayor Valastro opened the meeting at 7:30 PM with the Pledge of Allegiance.

Mayor Valastro noted that the monthly auditing of monthly bills has been completed.

APPROVAL OF MINUTES: A motion to accept the minutes of the June 9, 2008 meeting was made by Deputy Mayor John Deshler second by Trustee Jack Collins. Motion unanimously passed.

Mayor Valastro read a brief statement regarding the last item on the agenda BT Holdings project. The Mayor stated that there will be no further opportunity for public comment on the scoping of the BT Holdings environmental impact statement. The village board has already given the public the opportunity to comment on this aspect of the SEQRA process. The village board held a public scoping on April 30, 2008 and further allowed written statements as late as May 23, 2008. I want to be clear that this is not the last opportunity were the public participates in the SEQRA process. The public will have other opportunities to comment with other session during BT Holdings preparations of environmental impacted statement also know as the EIS.

TREASURER'S REPORT: Treasurer Cathy Richards presented and read her report as follows:

VILLAGE OF CHESTER CASH BALANCES ENDING JUNE 30, 2008

<u>Fund/Bank Account</u>	<u>Deposits</u>	<u>(Payouts)</u>	<u>Interest</u>	<u>Ending Balance</u>
<u>General Fund</u>				
Key Checking	221,658.55	(280,308.07)	64.26	5,983.38
Key Savings MM	2,080,493.40	(180,000.00)	2,346.09	3,073,148.01
<u>Water Fund</u>				
Provident Checking	19,520.78	(65,565.24)	70.47	140,531.39
Provident Capital MM			607.52	801,044.06
Provident Capital Checking				.01
<u>Sewer Fund</u>				
Key Checking	279,355.11	(300,000.00)	345.90	425,643.12
Provident Checking			5.58	27,751.39

Cumulative Total Interest Earned by Fund June 1, 2008 - June 30, 2008:

General Fund:	2,410.35
Water Fund:	677.99
Sewer Fund:	351.48

REAL PROPERTY TAX COLLECTION

2008-2009 Tax Warrant

Real Property Taxes	2,846,793.52
Relevied Prior Year Sewer	<u>109,765.36</u>
Total Warrant 2008-2009	2,956,558.88

Collected through 7/01/08 (penalty free)	2,670,326.67
Unpaid remaining	286,232.21

Note: The Village accepted real property tax payments penalty free through end of business day 7/1/08.

BUDGET

The 2007-2008 budget is not yet finalized. There are a few invoices that have been received for services prior to 5/31/08. Once 2007-2008 expenditures are finalized, the Village accountant will submit the annual financial report to the NYS Office of the Comptroller. A final printout of budget expenditures will be forwarded to the Board of Trustees once this process is complete.

OTHER

The technology upgrade process is currently underway for the Clerk's office. Four new workstations and one network server were ordered through Dell NYS Government. The workstations have been installed with Windows XP Operating System and Microsoft Office Professional 2007. Roger McKelvey, the Village's technology consultant, will begin the process to replace the server over the next two weeks.

The KVS software up grade will be scheduled once the network installation is complete.

A motion to accept the Treasurer's Report was made by Deputy Mayor John Deshler, second by Trustee Jack Collins. Motion unanimously passed.

BUILDING REPORT: Building Inspector/Code Enforcement Officer John Orr presented his report as follows:

Current projects that were inspected during the last month:

1. **Lowe's**
 - General site work continues
2. **Provident Bank**
 - Temporary Certificate of Occupancy issued.
 - Working through some minor issues to finalize project.
3. **Fentazi 21 Elm Street**
 - Work continues
4. **49-51 Main Street**
 - Work continues on the interior renovation.
5. **Orange County Trust**
 - Two houses have been demolished.
 - Work has started preparing the house for renovation.
6. **Meadow Hill Senior**
 - Demolition of main house and barns complete.

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

1. Department Items

Commendations: The following Officers are hereby commended for outstanding acts in the performance of their duties over the past year:

Officer David Hagberg -Drug Arrest Award
 Officer John Grzywaczewski - Life Saving Award
 Sgt James P. Thornton - Honorable Service
 Officer John Courtenay- Honorable Service
 Officer John Raftery - Honorable Service

Manpower: None

Vehicles: None

2. Citizen Issues:

- Received a letter from the Chester Historical Society thanking the Police Department for securing the area in front of the Rail Road Station for their annual yard sale and for the donations to the sale.
- Received a note from the Chester Academy All Night Party Committee thanking the Police Department for supporting and monitoring the event held at The Castle.
- Received a letter from the Chester Kiwanis thanking the Police Department for traffic control duties during the annual 5K race.

3. Public Safety Issues

- Traffic Details: Continuing

4. Facilities

- None

5. Equipment

- None

6. Department Activity

- a. Blotters = 1583
- b. Cases = 425
- c. Arrests = 248
- d. Accidents = 70

HIGHWAY REPORT: Highway Superintendent J. Thomas Bell was present and read his report as follows:

1. This past month most of our time was spent on Hambletonian and Oakland Avenues and Princeton Street in preparation of our paving project.
2. We rebuilt four catch basins. All sewer manholes were raised and driveway aprons were dug out and put to grade.
3. Paving was done on July 1st and 2nd. Stop and starts were paved in. Now we are preparing to add some blacktop berms to help keep water off residential property.
4. We will soon be putting a top coat of slurry seal on to seal the pavement.
5. We have been mowing and sweeping on a weekly basis.
6. Due to the fireworks on Saturday, all roads were swept and all village property was mowed.

The Mayor thanked all departments for their assistances and support during the Fire works that took place on July 12, in the Village.

WATER REPORT: Water Commissioner Thomas Becker was present and read as follows:

- 1- Daily Filtration Plant and Well #12 Routine.
- 2- We have Received a Second list of comments from the Health Dept on our filtration plant upgrade.
- 3- Everything has been completed by Joe Sexton and a meter has been installed.
- 4- On West Ave. we have worked with Harris and Burrows to install water main from Rite Aid to the Black Meadow Creek.
- 5- We replaced the old 10 inch water main under West Ave that feeds into Whispering Hills. New valves and a new fire hydrant were installed.
- 6- Quarterly meters were read
- 7 - Quarterly testing of THMs, HAAS, monthly TOC and lead and copper tests were taken to the lab.

8- Joel Reich has contacted me in reference to property at 157 Grey Court Rd. an Out of corp. water customer. He has requested that the water service be turned on. I have informed him that the water had been shut off since 2005 for non payment and to attend a Village Board Meeting to make a request for restoring water service. At this time the outstanding water bill is \$826.58; the water meter may be missing and the previous owner never installed a backflow device as requested. Joel Reich was not present.

RELEASE OF PERFORMANCE BOND RELATING TO TOWER
REMOVAL AT PRINCETON STREET CHESTER NEW YORK

Introduced by Deputy Mayor John Deshler

Seconded by Trustee Jack Collins

Date of Adoption: July 14 2008

WHEREAS Safeco Insurance Company of America informed the Village that it's Bond No 6381602 effective October 20, 2005 on behalf of Independent Wireless One Leased Realty Corporation would be cancelled effective July 22, 2008 and

WHEREAS Thomas E Becker Water Commissioner of the Village of Chester has confirmed that the work required to be performed by the Independent Wireless One Leased Realty Corporation has for sometime been satisfactorily completed and that the Bond is no longer required

NOW, THEREFORE be it hereby

RESOLVED that the Village of Chester hereby consents to the release and cancellation of the Bond No 6381602

RESOLVED that the Mayor is authorized to execute and deliver any and all documents necessary to effectuate the above

On a vote 5 of 0 to the Mayor declared the resolution adopted

A motion to table the discussion was made by Deputy Mayor John Deshler and second by Trustee Jack Collins.

PARKS & RECREATION REPORT: Deputy Mayor John Deshler was present and read his report as follows:

BOCCE COURT - COMMUNITY PARK - William Tully reported that the Bocce Courts were in need of resurfacing. The matter will be looked into and corrective action will be taken.

OAK DRIVE PARK - Several Residents from the Walton Lake Estates area were present to request that the Park in their area be cleaned up and repaired as it is becoming an undesirable area. They also reported that there is someone camping out in the park and he cannot be observed by the Police when they patrol the area. The Commission will have its maintenance crew check the park & report back as to what work has to be done. The Commission promised that the Park would be improved.

FIREWORKS - Everything is in order for the event on Saturday July 12th. Representatives from the Chester Presbyterian Church we present to suggest that a local Community Calendar be established so that local organization can post their upcoming events. They stated that their chicken bar-b-queue is scheduled for the same date as the fireworks and that they have always held their event on the 2nd Saturday in July. They suggested the Calendar and also a Web Site Coordinator who would maintain both the Town & Village sites on this matter. The commission will look into the matter

HIKING GOOSEPOND STATE PARK - A second hike was conducted to the top of Goose pond Park. Several people participated. They will be future hikes conducted to the top of the park in the future and it was suggested for all interested parties to check the Town of Chester Web

Site on a regular basis. A hike is in the planning stages to conduct a hike in Goose pond Park to the Chester Commons via the McNeil property recently purchased by Orange County.

DISK GOLF - Dan Doyle a local disk gold participant was present to enlighten the Commission about the program. It is played with a disk that is thrown into a metal basket. It can contain 18 baskets similar to a regular golf course. Mr. Doyle stated he has assisted in the establishment of these courses in the following areas: West Milford, NJ, Town of Warwick Park Thomas Bull Memorial Park and in Dutchess County to name a few. Mr. Doyle stated that tournaments are held with players coming in from all over the United States. He stated that the Town would charge a fee for the use of the course and that it could be a money maker for the businesses in the town. The Commission will further look into the matter and decide what area would be most beneficial for a course.

HALLOWEEN PARADE - Phyllis Battiato was not present to discuss the Annual Halloween Parade. The parade route will be the same as prior years. The race will begin at the Rail Road Station located on Main St. and Vadala Rd. A Certificate of Insurance will be submitted by Kiwanas. Registration is at 1:p.m., and the parade will start at 2:p.m., ending at the Highway Garage. There will be a block party same as last year. Trustee John Collins made a motion second by Deputy Mayor John Deshler to approve the parade for October 19, 2008. All agreed, motion passed.

COLD WAR VETERAN TAX EXEMPTION – Mayor Valastro discussed the Cold War Veteran tax exemption and will table until the September meeting. Deputy Mayor John Deshler made a motion and second by Trustee Jack Collins to table the discussion on Cold War Veteran tax exemption.

ENVIORNMENTAL REVIEW PROCESS – Stew Turner environmental and planning consultant retained by the village to review the environmental impact process. Mr. Turner went into details explaining the process and what will transpire over the next several weeks with regards to environmental impact statement.

Mayor read the Resolution to adopt the final scope under SEQRA for BT Holdings LLC Proposed Action/Project as follows:

ADOPTION OF FINAL SCOPE
UNDER SEQRA FOR BT HOLDINGS LLC PROPOSED ACTION/PROJECT

Introduced by: Deputy Mayor John Deshler

Seconded by: Trustee Jack Collins

Date of Adoption: July 14, 2008

WHEREAS the Mayor and the Trustees of the Village of Chester (the "Village Board") received a petition from BT Holdings, LLC (the "Petitioner"), pursuant to Article 17 of the General Municipal Law of the State of New York, for the annexation from the Town of Chester to the Village of Chester of a parcel of property consisting of 60.6 acres of land; and

WHEREAS the Petitioner seeks, in addition to the annexation of 60.6 acres of land from the Town of Chester to the Village of Chester, the rezoning of said land to the RM zone, approvals for the construction of a 438-unit residential development, variances as may be necessary, and connections to the Village's water and sewer service (collectively the "Proposed Action" or "Project"); and

WHEREAS the Village Board, by resolution adopted on February 11, 2008: (1) determined that the Proposed Action is subject to the State Environmental Quality Review Act ("SEQRA"), (2) made a preliminary classification of the Proposed Action as a type "1" action under SEQRA, (3) identified other Involved Agencies, (4) indicated its desire to assume lead agency status for SEQRA review of the Proposed Action, and (5) authorized the circulation of a Notice of the Village Board's intent to act as lead agency to the other identified involved agencies; and

WHEREAS the Village Board, by resolution adopted on April 14, 2008: (1) accepted and assumed its position as lead agency under SEQRA for the review of the Proposed Action, (2) determined that the Proposed Action may result in significant adverse environmental impacts which were enumerated within that resolution, and (3) acknowledged receipt of a draft scope from the applicant; and

WHEREAS the Village Board, pursuant to SEQRA: (1) filed appropriate notice and conducted a draft environmental impact statement scoping session on April 30, 2008, (2) allowed for a public comment period on the draft scope, which ran through May 22, 2008, (3) considered the comments received on the draft scope, and (4) developed a final scope for the draft environmental impact statement in consultation with its consultant planner, the applicant, the Village's attorneys and Village staff; and

WHEREAS, the Village Board has independently reviewed and considered the content of the final scope.

NOW, THEREFORE, be it hereby

RESOLVED that, pursuant to SEQRA, the Village Board hereby adopts the final scope dated July 14, 2008, entitled "Scoping Document for BT Holdings LLC - Chester Development, Draft Environmental Impact Statement" as the final scope for preparation of the DEIS for the proposed project; and be it further

RESOLVED, that the Village Board hereby directs the applicant to serve copies of the final scope, along with this resolution, on all involved agencies; and be it further

RESOLVED that the applicant is directed to prepare a DEIS consistent with the adopted final scope, and to submit the same to the Village Board upon completion.

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

ADJOURN: A motion to adjourn the business meeting was made by Trustee John Collins, second by Deputy Mayor John Deshler. Meeting was adjourned.

Respectfully submitted,



Rebecca Rivera
Village Clerk