

MINUTES OF THE TOWN OF CHESTERFIELD TOWN BOARD MEETING HELD ON FEBRUARY 5, 2019 AT 7:00P.M. AT THE TOWN OFFICE ON THE CORNER OF CLINTON AND VINE STREETS, IN KEESEVILLE, COUNTY OF ESSEX, STATE OF NEW YORK, PURSUANT TO DUE NOTICE.

SUPERVISOR MORROW CALLED THE MEETING TO ORDER AT 7:00P.M. EVERYONE STOOD FOR THE PLEDGE OF ALLEGIANCE.

THOSE PRESENT WERE:

SUPERVISOR: GERALD H. MORROW
TOWN CLERK: LYNN A. JARVIS
COUNCILMAN: CLAYTON J. BARBER
COUNCILMAN: RICHARD J. KLAGES
COUNCILMAN: DAVID P. GLOAD
COUNCILMAN: RUSSELL L. BLAISE
SUPT. OF HIGHWAYS: PHILIP W. PRAY
TOWN ATTORNEY: MICHAEL J. McCormick.

GUEST IN ATTENDANCE:

BOBBI BIESINBACH
MICHAEL GARVEY
DAVID WINTERS

UPON A MOTION BY COUNCILMAN KLAGES AND SECONDED BY COUNCILMAN BARBER AND UNANIMOUSLY CARRIED IT WAS

#22 RESOLVED: THAT THE READING OF THE MINUTES OF THE ORGANIZATIONAL AND REGULAR BOARD MEETINGS HELD ON JANUARY 8TH, 2019 CAN BE DISPENSED WITH.

SUPERVISOR MORROW OFFERED THE COURTESY OF THE FLOOR TO THE GUEST IN ATTENDANCE. NO ONE WISHED TO ADDRESS THE TOWN BOARD AT THIS TIME.

SUPERVISOR MORROW INFORMED THE TOWN BOARD THAT THE WATER DEPARTMENT IS READY TO PURCHASE A TRUCK WITH THE FUNDS RECEIVED FROM SENATOR BETTY LITTLE'S OFFICE. HE OFFERED THE COURTESY OF THE FLOOR TO DAVE WINTERS.

MR. WINTERS INFORMED THE TOWN BOARD THAT HE OBTAINED QUOTES ON 7 (SEVEN) VEHICLES; DID COMPARISONS AND HE WOULD LIKE APPROVAL TO PURCHASE A NEW 2019 FORD F550 DUMP TRUCK WITH A PLOW FROM GENESEE VALLEY FORD,LLC. THE TRUCK IS A 2 DOOR VEHICLE WITH A REGULAR CAB. IT CAN BE PURCHASED THROUGH ESSEX COUNTY PURCHASE OFFICE FOR \$52,946.86. SEVERAL SMALL OPTIONS MAY BE NEEDED.

UPON A MOTION BY COUNCILMAN BLAISE AND SECONDED BY COUNCILMAN KLAGES AND UNANIMOUSLY CARRIED IT WAS

#23 RESOLVED: THAT APPROVAL BE GIVEN TO DAVE WINTERS TO MOVE FORWARD AND PURCHASE THE 2019 FORD F550 DUMP TRUCK WITH PLOW FROM GENESEE VALLEY FORD, LLC.THE PURCHASE WILL BE THROUGH ESSEX COUNTY PURCHASE OFFICE FOR THE AMOUNT OF \$52,946.86. APPROVAL IS ALSO GIVEN FOR SEVERAL SMALL OPTIONS TO BE PURCHASED. FUNDS FOR PURCHASE WILL BE FROM GRANT MONIES FROM SENATOR BETTY LITTLE'S OFFICE.

DAVE WINTERS THANKED THE BOARD AND INFORMED THEM THAT HE ANTICIPATED DELIVERY IN 90-120 DAYS.

SUPERVISOR MORROW INFORMED THE BOARD THAT THE BALANCE OF THE MONEY FROM SENATOR LITTLE'S OFFICE WILL BE USED TO PURCHASE AN EXCAVATOR.

SUPERVISOR MORROW RE-INTRODUCED THE TOBACCO FREE POLICY. A DISCUSSION WAS HELD, MANY OPTIONS WERE PRESENTED. THE TOWN BOARD AGREED THAT SMOKING AND VAPING MUST BE 50'

FROM ENTRANCE DOORS OF ALL TOWN FACILITIES. THERE WILL BE NO SMOKING OR VAPING AT TOWN PARKS OR AT THE TOWN BEACH. THE TOWN ATTORNEY WILL REVIEW AND ESTABLISH A TOWN LAW WHICH WILL BE BROUGHT BEFORE THE TOWN BOARD.

SUPERVISOR MORROW INFORMED THE TOWN BOARD THAT CDBG FUNDING IS AVAILABLE. THE GRANT WILL REQUIRE AN INCOME SURVEY OF EVERYONE THAT IS SERVICED BY OUR WATER SYSTEMS. A LETTER WILL BE SENT OUT TO ALL USERS OF THE TOWN OF CHESTERFIELD AND TOWN OF AUSABLE WATER USERS EXPLAINING THE PURPOSE OF THE INCOME SURVEY. THE SURVEY WILL BE CONDUCTED BY THE GRANT WRITING AGENCY. AN APPLICATION WILL NEED TO BE FILED. A PUBLIC HEARING WILL NEED TO BE HELD.

UPON A MOTION BY COUNCILMAN GLOAD AND SECONDED BY COUNCILMAN KLAGES AND UNANIMOUSLY CARRIED IT WAS

#24 RESOLVED: THAT SUPERVISOR MORROW IS APPROVED TO SEND OUT LETTERS FOR INCOME SURVEY TO WATER USERS SERVICED BY OUR WATER IN THE TOWN OF CHESTERFIELD AND THE TOWN OF AUSABLE. THIS IS IN PREPARATION FOR APPLICATION FOR CDBG FUNDING FOR WATER SYSTEM IMPROVEMENTS. THE PUBLIC HEARING WILL BE HELD MARCH 3, 2019 AT 6:45P.M.

SUPERVISOR MORROW INFORMED THE TOWN BOARD THAT A RESIDENT WAS CHARGED \$40 DEBT SERVICE FOR TWO PARCELS; HOWEVER BOTH HOUSES ARE ACTUALLY ON ONE PARCEL OF PROPERTY PER TAX BILL. THE RESIDENT IS REQUESTING A REFUND FOR ALL BILLING CYCLES IN WHICH SHE PAID THE EXTRA DEBT SERVICE CHARGE. THAT AMOUNT WOULD BE \$440.00

UPON A MOTION BY COUNCILMAN BARBER AND SECONDED BY COUNCILMAN GLOAD AND UNANIMOUSLY CARRIED IT WAS

#25 RESOLVED: THAT THE OVER CHARGE ON THE DEBT SERVICE OF \$440.00 MAY BE REFUNDED.

SUPERVISOR MORROW GAVE AN UPDATE ON THE AQUATIC PLANT GROWTH CONTROL DISTRICT REGARDING THE RESTOCKING OF CARP IN AUGUR LAKE. THE TOWN OF CHESTERFIELD TOWN BOARD FORMED THE AQUATIC PLANT CONTROL DISTRICT ON AUGUR LAKE SEVERAL YEARS AGO TO ALLOW THE TOWN TO CONTROL INVASIVE SPECIES IN AUGUR LAKE. CARP WERE LAST STOCKED IN AUGUR LAKE IN 2014. THE DEC HAVE RECOMMENDED RESTOCKING WITH 1300 CARP BETWEEN 2019 AND 2021. THE AQUATIC PLANT GROWTH DISTRICT WILL PAY FOR THE RESTOCKING OF THE CARP. PERMITS WILL NEED TO BE APPLIED FOR FROM APA AND DEC.

UPON A MOTION BY COUNCILMAN KLAGES AND SECONDED BY COUNCILMAN BLAISE AND UNANIMOUSLY CARRIED IT WAS

#26 RESOLVED: THAT APPROVAL IS GIVEN FOR THE RESTOCKING OF 1300 CARP IN AUGUR LAKE BETWEEN 2019 AND 2021 FOR THE CONTROL OF INVASIVE SPECIES. SUPERVISOR MORROW WILL SUBMIT THE NECESSARY APPLICATIONS TO THE APA AND DEC FOR NEEDED PERMITS. THE AQUATIC PLANT GROWTH DISTRICT WILL BE RESPONSIBLE FOR FUNDING OF THE PROJECT.

SUPERVISOR MORROW GAVE AN UPDATE ON THE BUTTERNUT POND INVASIVE SPECIES PROJECT. THE TOWN IS CURRENTLY WORKING ON A PROJECT TO CONTROL INVASIVE SPECIES ON BUTTERNUT POND. IN 2018 HARVESTING AND MAT PLACEMENT WAS STARTED; PROJECT WAS HALF DONE AND NEEDS TO BE COMPLETED IN 2019. BUTTERNUT POND IS THE ONLY SOURCE OF DRINKING WATER FOR THE TOWN OF CHESTERFIELD, THEREFORE WE NEED TO APPLY FOR THE NYS DEC INVASIVE SPECIES PROGRAM GRANT FUNDING.

UPON A MOTION BY COUNCILMAN BARBER AND SECONDED BY COUNCILMAN BLAISE AND UNANIMOUSLY CARRIED IT WAS

#27 RESOLVED: THAT SUPERVISOR MORROW IS APPROVED TO APPLY FOR THE NYS DEC INVASIVE SPECIES PROGRAM GRANT FUNDING. THIS GRANT IS FOR THE CONTROL OF INVASIVE SPECIES ON BUTTERNUT POND. SINCE BUTTERNUT POND IS THE ONLY SOURCE

OF DRINKING WATER FOR THE TOWN OF CHESTERFIELD IT IS IMPERATIVE THAT THE TOWN CONTINUES WITH THEIR INVASIVE SPECIES CONTROL PROGRAM ON BUTTERNUT POND.

SUPERVISOR MORROW INFORMED THE TOWN BOARD THAT THE EMPIRE TRAIL AGREEMENT LANGUAGE NEEDS TO BE ALTERED TO ENSURE THAT THE IMPLEMENTED IMPROVEMENTS ARE MAINTAINED FOR A PERIOD OF NO LESS THAN TEN YEARS. THE PURPOSE OF THIS CHANGE IS BECAUSE THE TERM END DATE NEEDS TO BE 10 YEARS FROM THE ANTICIPATED CONSTRUCTION COMPLETION DATE.

SUPERVISOR MORROW ALSO INFORMED THE TOWN BOARD THAT THE EMPIRE STATE TRAIL ORGANIZATION WOULD LIKE PERMISSION TO PLACE A TRAIL AMENITIES STATION IN THE AREA OF THE VETERANS PARK. THIS WOULD INCLUDE A 16' X 16' TRAIL HEAD STATION AND BIKE RACKS. THIS STATION WOULD BE PLACED NEAR THE FENCE GOING NORTH. SUPERVISOR MORROW HAD AREA MEASURED AND THERE IS SUFFICIENT SPACE FOR THE AMENITIES STATION.

A COPY OF THE EMPIRE STATE TRAIL AMENITIES PACKAGE WAS GIVEN TO ALL BOARD MEMBERS FOR REVIEW.

UPON A MOTION BY COUNCILMAN BLAISE AND SECONDED BY COUNCILMAN BARBER AND UNANIMOUSLY CARRIED IT WAS

#28 RESOLVED: THAT APPROVAL IS GIVEN TO SUPERVISOR MORROW TO SIGN THE ALTERED AGREEMENT WITH THE EMPIRE STATE TRAIL WHICH STATES THAT THE IMPLEMENTED IMPROVEMENTS ARE MAINTAINED FOR A PERIOD OF **NO LESS THAN 10 YEARS** BECAUSE THE TERM END DATE NEEDS TO BE 10 YEARS FROM THE ANTICIPATED COMPLETION DATE.

UPON A MOTION BY COUNCILMAN BLAISE AND SECONDED BY COUNCILMAN KLAGES AND UNANIMOUSLY CARRIED IT WAS

#29 RESOLVED: THAT APPROVAL IS GIVEN TO PLACE AN EMPIRE STATE TRAIL AMENITIES CENTER IN THE AREA OF THE VETERANS PARK.

DOG CONTROL OFFICE STEVE JOHNSON MET WITH A REPRESENTATIVE FROM THE DEPARTMENT OF AGRICULTURE AND MARKETS. IT WAS RECOMMENDED THAT THE CURRENT DOG LAW SHOULD BE UPDATED.

SUPERVISOR MORROW PRESENTED A COPY OF CURRENT DOG LAW TO BOARD MEMBERS AND HIGHLIGHTED THE AREAS IN NEED OF REVIEW.

1. SECTION 4.
 - i. TERMINAL LIMITS.
2. SECTION 6
 - b. RUN AT LARGE.
3. VIOLATIONS AND PENALTIES.

THE NEW DOG LAW WILL BE INTRODUCED AT THE MARCH 5, 2019 TOWN BOARD MEETING. A PUBLIC HEARING WILL NEED TO BE HELD.

UPON A MOTION BY COUNCILMAN BARBER AND COUNCILMAN KLAGES AND UNANIMOUSLY CARRIED IT WAS

#30 RESOLVED: THAT APPROVAL IS GIVEN TO INTRODUCE THE TOWN OF CHESTERFIELD N UPDATED DOG CONTROL LAW AT THE MARCH 5, 2019 TOWN BOARD MEETING WITH A PUBLIC HEARING TO BE HELD AT 6:30P.M.

UPON A MOTION BY COUNCILMAN KLAGES AND SECONDED BY COUNCILMAN GLOAD AND UNANIMOUSLY CARRIED IT WAS

#31 RESOLVED: THAT THE SUPERVISOR'S FINANCIAL REPORT FOR THE MONTH OF JANUARY 2019 BE ACCEPTED. A COPY OF THE FINANCIAL REPORT CAN BE FOUND ON FILE IN THE OFFICE OF THE TOWN CLERK.

UPON A MOTION BY COUNCILMAN BARBER AND SECONDED BY COUNCILMAN GLOAD AND UNANIMOUSLY CARRIED IT WAS

#32 RESOLVED: THAT ALL AUDITED BILLS PRESENTED TO THE TOWN BOARD BE PAID. BILLS IN THE AMOUNT \$8913.63 WERE AUDITED AND PAID FROM THE GENERAL FUND; CLAIMS WERE NUMBERED FROM 20 TO 37. BILLS IN THE AMOUNT OF \$30,628.35 WERE AUDITED AND PAID FROM THE HIGHWAY FUND; CLAIMS WERE NUMBERED FROM 13 TO 29. BILLS IN THE AMOUNT OF \$484.74 WERE AUDITED AND PAID FROM THE PKWD FUND; CLAIMS WERE NUMBERED FROM 11 TO 12. BILLS IN THE AMOUNT OF \$3250.18 WERE AUDITED AND PAID FROM THE TCWD FUND; CLAIMS WERE NUMBERED FROM 13 TO 19.

UPON A MOTION BY COUNCILMAN BLAISE AND SECONDED BY COUNCILMAN BARBER AND UNANIMOUSLY CARRIED IT WAS

#33 RESOLVED: THAT ALL LETTERS BROUGHT BEFORE THE TOWN BOARD MAY BE FILED.

SUPERVISOR MORROW INFORMED THE TOWN BOARD THAT THE NORTH COUNTRY UNDERGROUND RAILROAD MUSEUM WOULD LIKE TO TAKE OVER OWNERSHIP OF THE ESTES HOUSE. SUPERVISOR MORROW MET WITH THE AUSABLE CHASM BOARD AND THE REVERSION CLAUSE WOULD REMAIN IN THE DEED.

UPON A MOTION BY COUNCILMAN GLOAD AND SECONDED BY COUNCILMAN BLAISE AND UNANIMOUSLY CARRIED IT WAS

#34 RESOLVED: THAT APPROVAL IS GIVEN TO TRANSFER OWNERSHIP OF THE ESTES HOUSE TO THE NORTH COUNTRY UNDERGROUND RAILROAD MUSEUM SUBJECT TO PERMISSIVE REFERENDUM. THE NORTH COUNTRY UNDERGROUND RAILROAD MUSEUM WILL ABSORB ALL COSTS ASSOCIATED WITH THE TRANSFER.

TOWN ATTORNEY MCCORMICK WILL DO THE DEED AND

THE AUSBLE CHASM COMPANY WILL REVIEW THE DOCUMENTS PRIOR TO FINALIZATION.

SUPERVISOR MORROW OFFERED THE COURTESY OF THE FLOOR TO THE TOWN BOARD MEMBERS.

TOWN ATTORNEY McCormick INFORMED THE TOWN BOARD THAT THE DEEDS FOR TRANSFER OF THE PROPERTIES BEHIND THE STORE FRONTS HAVE BEEN COMPLETED.

SUPERVISOR MORROW INFORMED THE TOWN BOARD THAT THE STORE FRONT OWNERS WERE NOT CHARGED FOR SURVEY OR TRANSFER COSTS; HOWEVER THE OWNERS ARE REFUSING TO PAY FOR HAVING THE DEEDS DRAWN UP. THE TOWN WILL ASK THE THAT THEY REMOVE ANY EQUIPMENT THAT THEY HAVE ON THESE PROPERTIES.

SUPT. OF HIGHWAYS PRAY INFORMED THE TOWN BOARD THAT THE SIDEWALK TRACTOR THAT HE WAS GOING TO PURCHASE DID NOT HAVE ENOUGH GROUND CLEARANCE. THE COST OF THE CURRENT SIDEWALK TRACTOR MODEL 2301 THAT HE WOULD LIKE TO PURCHASE IS \$36,902.36.

UPON A MOTION BY COUNCILMAN BARBER AND SECONDED BY COUNCILMAN KLAGES AND UNANIMOUSLY CARRIED IT WAS

#35 RESOLVED: THAT THE SUPT. OF HIGHWAYS IS APPROVED TO PURCHASE THE SIDEWALK TRACTOR MODEL #2301 FOR THE PURCHASE PRICE OF \$36,902.36.

SUPT. OF HIGHWAYS PRAY INFORMED THE TOWN BOARD MEMBERS THAT ADVOCACY DAY IN ALBANY WILL BE HELD ON MARCH 5TH AND 6TH. BOARD MEMBERS ARE ENCOURAGED TO ATTEND AND CAN PRE-REGISTER WITH SHELLEY.

SUPT. OF HIGHWAYS PRAY INFORMED THE TOWN BOARD THAT THE PEOPLE ON FRONT STREET ARE GOOD ABOUT MOVING THEIR VEHICLES DURING SNOW STORMS; HOWEVER THERE HAS BEEN

ISSUES ON BEACH STREET. IT IS HAZARDOUS FOR THE PLOWS AND EMERGENCY VEHICLES.

SUPERVISOR MORROW INFORMED THE TOWN BOARD THAT THE NYS SPoke WITH THE INDIVIDUAL ON BEACH STREET REGARDING THE PARKING ISSUES.

SUPERVISOR MORROW WOULD LIKE PERMISSION TO SEND A LETTER TO GOVERNOR CUOMO ENCOURAGING HIM NOT TO CUT AID/FUNDS TO MUNICIPALITIES.

UPON A MOTION BY COUNCILMAN KLAGES AND UNANIMOUSLY SECONDED IT WAS

#36 RESOLVED: THAT SUPERVISOR MORROW BE APPROVED TO SEND A LETTER TO GOVERNOR CUOMO ENCOURAGING HIM NOT TO FINANCIALLY BURDEN MUNICIPALITIES BY CUTTING AID/ FUNDING.

UPON A MOTION BY COUNCILMAN KLAGES AND SECONDED BY COUNCILMAN BARBER AND UNANIMOUSLY CARRIED IT WAS

#37 RESOLVED: THAT WITH NO FURTHER BUSINESS TO COME BEFORE THIS TOWN BOARD MEETING, THIS MEETING COULD BE ADJOURNED AT 7:50P.M.

LYNN JARVIS

A handwritten signature in black ink, appearing to read "Lynn Jarvis", written in a cursive style. The signature is positioned over the printed name and title.

TOWN CLERK

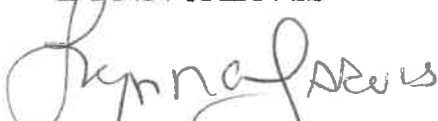
TOWN OF CHESTERFIELD

AT A REGULARLY SCHEDULED TOWN BOARD MEETING OF THE TOWN OF CHESTERFIELD HELD ON FEBRUARY 5, 2019 AT THE TOWN OF CHESTERFIELD TOWN OFFICES ON THE CORNER OF CLINTON AND VINE STREETS, IN KEESEVILLE, THE COUNTY OF ESSEX, STATE OF NEW, PURSUANT TO DUE NOTICE, THE FOLLOWING RESOLUTION WAS ADOPTED:

UPON A MOTION BY COUNCILMAN BARBER AND SECONDED BY COUNCILMAN BLAISE AND UNANIMOUSLY CARRIED IT WAS

#27 RESOLVED: THAT SUPERVISOR MORROW IS AUTHORIZED TO APPLY FOR THE NYS DEC INVASIVE SPECIES PROGRAM GRANT FUNDING. THIS GRANT IS FOR THE CONTROL OF INVASIVE SPECIES ON BUTTERNUT POND. SINCE BUTTERNUT POND IS THE ONLY SOURCE OF DRINKING WATER FOR THE TOWN OF CHESTERFIELD IT IS IMPERATIVE THAT THE TOWN CONTINUES WITH THEIR INVASIVE SPECIES CONTROL PROGRAM ON BUTTERNUT POND.

LYNN JARVIS



TOWN CLERK

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