

MINUTES OF THE TOWN OF CHESTERFIELD TOWN BOARD PUBLIC HEARING HELD ON DECEMBER 5, 2017 AT 6:45P.M , THE MEETING BEING HELD AT THE TOWN OFFICES ON THE CORNER OF CLINTON AND VINE STREETS, IN KEESEVILLE, COUNTY OF ESSEX, STATE OF NEW YORK, PURSUANT TO DUE NOTICE. THE PURPOSE OF THE PUBLIC HEARING IS TO HEAR ALL PERSONS FOR OR AGAINST LOCAL LAW #3 OF 2017, A LOCAL LAW PROVIDING FOR WRITTEN NOTIFICATION OF DEFECTS AND OBSTRUCTIONS OF TOWN HIGHWAYS, BRIDGES, STREETS, SIDEWALKS, CROSSWALKS AND CULVERTS IN THE TOWN OF CHESTERFIELD.

SUPERVISOR MORROW OPENED THE PUBLIC HEARING AT 6:45P.M.

TOWN CLERK JARVIS READ THE LEGAL NOTICE. A COPY OF THE LEGAL NOTICE CAN BE FOUND ON FILE IN THE OFFICE OF THE TOWN CLERK.

SUPERVISOR MORROW SUMMARIZED LOCAL LAW #3. THIS LAW WAS RECOMMENDED BY THE TOWN'S LIABILITY INSURANCE AGENT.

SUPERVISOR MORROW OFFERED THE COURTESY OF THE FLOOR TO ANYONE THAT WISHED TO SPEAK FOR OR AGAINST LOCAL LAW #3 OF 2017.

NO ONE SPOKE IN FAVOR OF OR AGAINST LOCAL LAW #3 OF 2017.

SUPERVISOR MORROW AND TOWN BOARD ARE IN AGREEMENT THAT LAW PROTECTS THE TAX PAYERS.

WITH NO FURTHER PERSONS TO SPEAK IN FAVOR OF OR AGAINST LOCAL LAW#3 OF 2017, AND WITH ALL PERSONS DESIRING TO BE HEARD, AND HAVING BEEN HEARD, THE PUBLIC HEARING WAS CLOSED BY THE SUPERVISOR AT 6:48P.M.

TOWN CLERK

LYNN A. JARVIS

MINUTES OF THE TOWN OF CHESTERFIELD REGULAR
TOWN BOARD MEETING HELD ON DECEMBER 5, 2017 AT THE TOWN
OFFICE ON THE CORNER OF CLINTON AND VINE STREETS,
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:	RUSSELL L. BLAISE
COUNCILMAN:	DAVID P. GLOAD
COUNCILMAN:	RICHARD J. KLAGES
COUNCILMAN:	CLAYTON J. BARBER
SUPT. OF HWYS:	PHILIP W. PRAY
TOWN ATTORNEY:	MICHAEL J. McCORMICK

GUESTS IN ATTENDANCE:

HOLLY HILLYER

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

#153 RESOLVED: THAT THE READING OF THE MINUTES FROM THE
PUBLIC HEARING AND REGULAR TOWN BOARD MEETING HELD ON
NOVEMBER 9, 2017 BE DISPENSED WITH.

TOWN CLERK JARVIS READ THE LEGAL NOTICE FOR THE SALE OF
SURPLUS PROPERTY. A COPY OF THE LEGAL NOTICE IS ON FILE IN
THE OFFICE OF THE TOWN CLERK.

TWO BIDS WERE RECEIVED. ONE (1) BID WAS WITHDRAWN UPON REQUEST OF THE INDIVIDUAL BIDDER RANDALL PRAY.

JOHN ROY JR. 241 SILVER LAKE ROAD, AUSABLE FORKS, NY
SUBMITTED THE FOLLOWING BIDS:

2004 CHEVY TRUCK AND PLOW BID WAS \$2800.00.

TWO (2) 500 GALLON AND (2) 275 GALLON TANKS BID WAS \$125.00
EACH.

SUPT. OF HIGHWAYS PRAY INFORMED THE TOWN BOARD THAT THE
(2) TWO 275 GALLON TANKS COULD NOT BE SOLD BECAUSE THEY
DID NOT MEET DEC SPECIFICATIONS. THOSE TANKS HAVE BEEN
DEMOLISHED.

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

#154 RESOLVED: THAT THE 2004 CHEVY TRUCK AND THE TWO (2) 500
GALLON TANKS BE AWARDED TO JOHN ROY JR. FOR \$125.00 EACH.

SUPERVISOR MORROW SPOKE ON LOCAL LAW #3 OF 2017. HE
INFORMED THE BOARD THAT THERE HAS NOT BEEN A WRITTEN
COMPLAINT IN THE 32 YEARS THAT HE HAS BEEN INVOLVED WITH
THE TOWN OF CHESTERFIELD; THE TOWN OF CHESTERFIELD HAS
ALWAYS TAKEN CARE OF PROBLEMS WHEN THEY ARISE. THE NEW
LAW WILL PROTECT THE TOWN TAX PAYERS. WHEN A COMPLAINT IS
MADE IN WRITING TO THE TOWN CLERK OR THE SUPERINTENDENT
OF HIGHWAYS SOME ACTION WILL BE TAKEN. A COPY WILL BE
FILED IN THE OFFICE OF THE TOWN CLERK ; COPIES WILL BE GIVEN
TO THE TOWN BOARD MEMBERS.

SUPERVISOR MORROW ASKED THE TOWN BOARD WHAT IS THE
PLEASURE OF ADOPTING LOCAL LAW #3 OF 2017, A LOCAL LAW
PROVIDING FOR WRITTEN NOTIFICATION OF DEFECTS AND
OBSTRUCTIONS ON TOWN HIGHWAYS, BRIDGES, STREETS,

SIDEWALKS, CROSSWALKS AND CULVERTS IN THE TOWN OF CHESTERFIELD.

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

#155 RESOLVED: THAT A PUBLIC HEARING WAS DULY HELD ON DECEMBER 5, 2017, AT 6:45 P.M. TO HEAR ANY AND ALL PERSONS CONCERNING THE ADOPTION OF LOCAL LAW #3 OF 2017; AND THAT THE TOWN OF CHESTERFIELD HEREBY ADOPTS PROPOSED LOCAL LAW #3 OF 2017, ENTITLED "A LOCAL LAW PROVIDING FOR WRITTEN NOTIFICATION OF DEFECTS AND OBSTRUCTIONS ON TOWN HIGHWAYS, BRIDGE, STREETS, SIDEWALKS, CROSSWALKS AND CULVERTS IN THE TOWN OF CHESTERFIELD," READING AND PROVIDING AS FOLLOWS:

"TOWN OF CHESTERFIELD LOCAL LAW #3 OF 2017"

A LOCAL LAW PROVIDING FOR WRITTEN NOTIFICATIONS OF DEFECTS AND OBSTRUCTIONS ON TOWN HIGHWAYS, BRIDGES, STREETS, SIDEWALKS CROSSWALKS AND CULVERTS IN THE TOWN OF CHESTERFIELD.

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF CHESTERFIELD AS FOLLOWS:

SECTION 1. NO CIVIL ACTIONS SHALL BE MAINTAINED AGAINST THE TOWN OR TOWN SUPERINTENDENT OF HIGHWAYS FOR DAMAGES OR INJURIES TO PERSON OR PROPERTY SUSTAINED BY REASON OF ANY HIGHWAY, BRIDGE, STREET, SIDEWALK, CROSSWALK OR CULVERT BEING DEFECTIVE, OUT OF REPAIR, UNSAFE, DANGEROUS OR OBSTRUCTED UNLESS WRITTEN NOTICE OF SUCH DEFECTIVE, UNSAFE, DANGEROUS OR OBSTRUCTED CONDITION OF SUCH HIGHWAY, BRIDGE, STREET, SIDEWALK, CROSSWALK OR CULVERT WAS ACTUALLY GIVEN TO THE TOWN CLERK OR SUPERINTENDENT OF HIGHWAYS, AND THERE WAS A FAILURE OR NEGLECT WITHIN A REASONABLE TIME AFTER GIVING OF SUCH NOTICE TO REPAIR OR

REMOVE THE DEFECT, DANGER OR OBSTRUCTION COMPLAINED OF. NO SUCH ACTION SHALL BE MAINTAINED FOR DAMAGES OR INJURIES TO PERSON OR PROPERTY SUSTAINED SOLELY IN CONSEQUENCE OF THE EXISTENCE OF SNOW OR ICE UPON ANY HIGHWAY, BRIDGE, STREET, SIDEWALK, CROSSWALK OR CULVERT, UNLESS WRITTEN NOTICE THEREOF, SPECIFYING THE PARTICULAR PLACE, WAS ACTUALLY GIVEN TO THE TOWN CLERK OR SUPERINTENDENT OF HIGHWAYS AND THERE WAS FAILURE OR NEGLIGENCE TO CAUSE SUCH SNOW OR ICE TO BE REMOVED, OR TO MAKE THE PLACE OTHERWISE REASONABLY SAFE WITHIN A REASONABLE TIME AFTER THE RECEIPT OF SUCH NOTICE.

SECTION 2. THE TOWN SUPERINTENDENT OF HIGHWAYS SHALL TRANSMIT IN WRITING TO THE TOWN CLERK WITHIN TEN (10) DAYS AFTER THE RECEIPT THEREOF ALL WRITTEN NOTICES RECEIVED PURSUANT TO THIS LOCAL LAW AND SUBDIVISION 2 OF SECTION 65-1 OF THE TOWN LAW. THE TOWN CLERK SHALL CAUSE ALL WRITTEN NOTICES RECEIVED PURSUANT TO THIS LOCAL LAW AND SUBDIVISION 2 OF SECTION 65-a OF THE TOWN LAW, TO BE PRESENTED TO THE TOWN BOARD WITHIN TEN (10) DAYS OF THE RECEIPT THEREOF OR AT THE NEXT SUCCEEDING TOWN BOARD MEETING WHICHEVER SHALL BE SOONER.

SECTION 3. THIS LOCAL LAW SHALL SUPERSEDE IN ITS APPLICATION TO THE TOWN OF CHESTERFIELD SUBDIVISIONS 1 AND 3 OF SECTION 65a OF THE TOWN LAW.

SECTION 4. THIS LOCAL LAW SHALL TAKE EFFECT IMMEDIATELY UPON ITS FILING IN THE OFFICE OF THE SECRETARY OF STATE.

THIS RESOLUTION WAS DULY ADOPTED UPON A ROLL CALL VOTE AS FOLLOWS:

COUNCILMAN BLAISE **AYE**

COUNCILMAN GLOAD **AYE**

COUNCILMAN KLAGES **AYE**

COUNCILMAN BARBER **AYE**

SUPERVISOR MORROW **AYE**

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

#156 RESOLVED: THAT THE FOLLOWING ROADS BE DESIGNATED AS SEASONAL LIMITED USE HIGHWAYS: SHUNPIKE ROAD FROM THE END OF THE BLACKTOP TO THE HIGHLANDS ROAD; HARM'S WAY OFF FROM THE CORLEAR BAY ROAD; AND THE UPPER END OF DOG HILL ROAD.

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

#157 RESOLVED: THAT THE FOLLOWING LIST OF SALARIES (RATES) FOR THE APPOINTED, ELECTED AND HIRED PERSONNEL FOR THE YEAR 2018 BE ACCEPTED

CLAYTON BARBER	COUNCILMAN	\$6,536	ANNUALLY
DAVID BASHAW	JUSTICE	\$13,849.00	ANNUALLY
RUSSELL BLAISE	COUNCILMAN	\$6,536.00	ANNUALLY
JOHN BOLTON	MEO	\$15.88	HOURLY
BRUCE BOURGEOIS	TAX COLLECTOR	\$8,886.00	ANNUALLY
RICHARD BREMER	HEALTH OFFICER	\$600	ANNUALLY
DAVID CALL	MEO	\$15.25	HOURLY
JOHN CHAMPINE	MEO	\$14.89	HOURLY
FREDERICK COLGROVE JR.	LABORER	\$11.14	HOURLY
DANIEL COSTIN	LABORER	\$13.79	HOURLY
SUSAN CROWNINGSHIELD	CLERK	\$10.60	HOURLY

SHELLEY DAVIS	CLERK TO SUPERVISOR	\$44,368	ANNUALLY
SHELLEY DAVIS	ASSESSOR	\$23,620	ANNUALLY
SHELLEY DAVIS	CLERK PLAN BOARD	\$862	ANNUALLY
KEVIN DENNIS	LABORER/grade D	\$15.85	HOURLY
SHANE-MICHAEL FLORA	LABORER/grade D	\$14.82	HOURLY
GARY FRIEDRICH	ON-CALL	\$11.09	HOURLY
DAVID GLOAD	COUNCILMAN	\$6,536	ANNUALLY
GREGORY HALL	ON-CALL	\$11.09	HOURLY
LYNN JARVIS	TOWN CLERK	\$14,896	ANNUALLY
STEVEN JOHNSON	DOG CONTROL	\$6,896	ANNUALLY
RICHARD KLAGES	COUNCILMAN	\$6,536	ANNUALLY
HARVEY LeCUYER	CODE ENFORCEMENT	\$9,012	ANNUALLY
RICHARD LEE	GROUNDSKEEPER	\$100	WEEKLY
GILBERT LIBERTY	BUS DRIVER	\$10.02	HOURLY
PATRICIA MAFFA	BUS DRIVER	\$10.02	HOURLY
MICHAEL McCORMICK	ATTORNEY	\$7,695	ANNUALLY
CHRISTINE MORROW	CLERK	\$14.63	ANNUALLY
GERALD MORROW	SUPERVISOR	\$54,934	ANNUALLY
GERALD MORROW	BUDGET OFFICER	\$1,847	ANNUALLY
GEORGE OUIMETTE	MEO/DEPUTY	\$16.46	HOURLY
JAMES PASHO	MEO	\$15.25	HOURLY
PHILIP PRAY	SUPT. OF HWYS	\$51,693	ANNUALLY
KIM RENNIE	JUSTICE	\$13,849	ANNUALLY

JAMES SPEAR	LABORER	\$14.48	HOURLY
EDWARD TAYLOR	WATER OPERATOR	\$7,621	ANNUALLY
DAVID WINTER	WATER OPERATOR	\$20.15	ANNUALLY

SUPERVISOR MORROW GAVE AN UPDATE ON AUGUR LAKE DAM PROJECT. THE DAM HAS BEEN COMPLETED. THE TOTAL COST WAS \$297,228.00. IN THE SPRING THE WORK ON THE FISH BARRIER WILL BE STARTED, ALPOA AND AQUATIC PLANT DISTRICT WILL FUND IT.

SUPERVISOR MORROW AGAIN THANKED SUPT. OF HIGHWAYS PRAY AND HIS CREW AS WELL AS MR. GORDON HOWARD.

SUPERVISOR MORROW GAVE AN UPDATE ON THE TOWN OF CHESTERFIELD WATER DISTRICT PROJECT. A 12" WELL WAS DRILLED ON TOWN PROPERTY, AN ARTESIAN WATER SOURCE WAS REACHED PRODUCING APPROXIMATELY 50 GALLONS PER MINUTE. NO PUMP TEST HAS YET BEEN DONE. IT HAS BEEN SEALED AROUND THE PIPE. A 6" WELL WILL BE DRILLED NEAR THE VICINITY TO LOOK FOR A WELL TO SUPPORT THE 12" WELL. THE AMOUNT OF WATER NEEDED TO SUPPORT THE WATER DISTRICT IS 150 GALLONS PER MINUTE. FRED BICKFORD AND DAVE WINTERS SPOKE WITH 2 LANDOWNERS IN THE AREA AND BOTH ARE RECEPTIVE AND SUPPORTIVE OF THE TOWN SEARCHING FOR A WATER SOURCE ON THEIR PROPERTY. SUPERVISOR MORROW STATED THAT HE IS NOT A SPECIALIST AND WILL LEAVE THE CHOICES TO THE HYDROLOGIST. THE NEXT FOLLOW UP MEETING OF ALL PARTICIPANTS WILL BE HELD DECEMBER 20, 2017. SUPERVISOR MORROW WILL ASK IF BUTTERNUT POND WILL BE ABLE TO BE USED AS A BACK -UP WATER SOURCE.

SUPERVISOR MORROW GAVE AN UPDATE ON BUTTERNUT POND GRANT FOR INVASIVE SPECIES. IT IS A 50/50 GRANT THROUGH DEC. THE PROJECT COST IS \$22,000; WITH \$11,000 TO BE IN-KIND SERVICES. ALL OPTIONS MUST BE INVESTIGATED TO CONTROL INVASIVE SPECIES. SUPERVISOR MORROW HAD A MEETING WITH A COMPANY

FROM THE TOWN OF JAY, NY THAT WOULD BE ABLE TO INSTALL MATS. THEY WILL DO AN ESTIMATE FOR THE TOWN. THE TOWN WILL NEED TO DO A CONTRACT. SUPERVISOR MORROW CHECKED WITH THE APA AND DEC, NO PERMITS NEEDED SINCE THE TOWN IS UNDER AN ADMINISTRATIVE ORDER.

SUPERVISOR MORROW SPOKE WITH A MAN FROM SARANAC LAKE, NY THAT HAS BENTHIC MATS AND HE IS WILLING TO GIVE THEM TO THE TOWN OF CHESTERFIELD. THE MATS ARE 12'X12'. WHEN THE MATS ARE LOWERED INTO THE WATER THEY MUST BE SECURED IN PLACE WITH 12" DIAMETER BAGS AND CRUSHED STONES TO HOLD MATS IN PLACE.

SUPERVISOR MORROW REINTRODUCED THE NYSEG ENERGY EFFICENCY AUDIT THAT WAS DONE FOR THE PORT KENT WATER PLANT. SUPERVISOR MORROW INFORMED THE BOARD THAT THE LIFE EXPECTANCY OF THE BULBS WOULD BE 7 TO 8 YEARS AND WOULD REQUIRE LESS MAINTENANCE. THE PROPOSAL IS \$5533.13 WITH TOWN COST TO BE \$4829.88 WITH NYSEG PICKING UP THE DIFFERENCE OF \$703.25.

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

#158 RESOLVED: THAT THE SUPERVISOR BE AUTHORIZED TO SIGN THE ENERGY EFFICENCY PROPOSAL AND MOVE FORWARD WITH THE RECOMMENDATIONS OF THE NYSEG ENERGY AUDIT FOR THE PORT KENT WATER PLANT WITH THE TOTAL COST TO BE \$5533.13. THE TOWN OF CHESTERFIELD WILL BE RESPONSIBLE FOR \$4829.88 WITH NYSEG PICKING UP THE DIFFERENCE OF \$703.25.

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

#159 RESOLVED: THAT THE END OF THE YEAR MEETING BE SET FOR DECEMBER 27, 2017 AT 5:00P.M.

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

#160 RESOLVED: THAT THE ORGANIZATIONAL MEETING AND REGULAR BOARD MEETING FOR JANUARY 2018 BE SET FOR JANUARY 2, 2018 AT 7:00P.M.

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

#161 RESOLVED: THAT THE SUPERVISOR'S FINANCIAL REPORT FOR THE MONTH OF NOVEMBER 2017 BE ACCEPTED. THE FINANCIAL REPORT CAN BE FOUND ON FILE IN THE OFFICE OF THE TOWN CLERK.

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

#162 RESOLVED: THAT ALL BILLS PRESENTED TO THE TOWN BOARD BE PAID. BILLS IN THE AMOUNT OF \$6,193.79 WERE AUDITED AND PAID FROM THE GENERAL FUND; CLAIMS WERE NUMBERED FROM 209 TO 221. BILLS IN THE AMOUNT OF \$32,774.45 WERE AUDITED AND PAID FROM THE HIGHWAY FUND; CLAIMS WERE NUMBERED FROM 195 TO 213. BILLS IN THE AMOUNT OF \$1,648.51 WERE AUDITED AND PAID FOR THE PKWD FUND; CLAIMS WERE NUMBERED FROM 235 TO 240. BILLS IN THE AMOUNT OF \$8,362.32 WERE AUDITED AND PAID FROM THE TCWD FUND; CLAIMS WERE NUMBERED FROM 241 TO 254.

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

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

SUPERVISOR MORROW WISHED EVERYONE A VERY MERRY CHRISTMAS AND A SAFE AND HEALTHY NEW YEAR.

SUPERVISOR MORROW OFFERED THE COURTESY OF THE FLOOR TO THE TOWN BOARD MEMBERS. NO BOARD MEMBER HAD ANYTHING FURTHER TO OFFER.

SUPERVISOR MORROW OFFERED THE COURTESY OF THE FLOOR TO THE SUPT. OF HIGHWAYS.

SUPT. OF HIGHWAYS PRAY INFORMED THE TOWN BOARD:

THAT FUNDING FOR A GRANT THAT HE WAS WORKING ON WITH DPW FELL THROUGH.

HE WAS PRICING A DUMP BOX FOR THE MILITARY TRUCK.

THE ONE TON IS DELAYED FOR WINDSHIELD REPAIR.

THE 95 TRUCK HAS ENGINE PROBLEMS AND CURRENTLY WORKING TO IDENTIFY THE PROBLEM

COUNCILMAN KLAGES ASKED IF HIGHWAY STAFFING WAS SUFFICIENT; SUPT. OF HIGHWAYS PRAY SAID IT WAS AT PRESENT TIME.

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

#164 RESOLVED: THAT WITH NO FURTHER BUSINESS TO COME BEFORE THE TOWN BOARD, THIS MEETING COULD BE ADJOURNED AT 7:30P.M.

LYNN A. JARVIS

TOWN CLERK