

TOWN OF THOMPSON

-Meeting Agenda-

TUESDAY, AUGUST 01, 2017

7:30 P.M.

**PUBLIC HEARING: PROPOSED LOCAL LAW #4 OF 2017
TO AMEND CHAPTER 41 OF THE TOWN CODE ENTITLED "OFFICERS AND EMPLOYEES"
TO EXTEND TOWN SUPERVISOR TERM OF OFFICE FROM 2 TO 4 YEARS**

CALL TO ORDER

ROLL CALL

PLEDGE TO THE FLAG

APPROVAL OF PREVIOUS MINUTES: July 18, 2017 Regular Town Board Meeting

PUBLIC COMMENT:

CORRESPONDENCE:

- **Grant & Lyons LLP:** Letter to Town of Fallsburg Supervisor Steven Vegliante and copied to Deputy Supervisor Richard Sush dated 05/08/17 regarding the proposed Thompson Education Center project proposed Security Caretaker Facility to be located on Renner Road, SBL #65.-1-11.59.
- **Grant & Lyons LLP:** Letter to Town of Fallsburg Code Enforcement Officer Mollie Messenger and copied to Deputy Supervisor Richard Sush dated 07/21/17 regarding the proposed Thompson Education Center project proposed Development of Renner Road Parcel and Access Road onto Renner Road, SBL #65.-1-11.59.

AGENDA ITEMS:

- 1) **Proposed Local Law #4 of 2017** – To Amend Chapter 41 of the Town Code Entitled "Officers and Employees" to Extend Town Supervisor Term of Office from 2 to 4 Years
- 2) **Bonding Resolution for Purchase of Highway Equipment - \$200,000.00**
- 3) **Resolution Declaring Thompson Town Parks Tobacco Free Zones**
- 4) **Town Park Pavilion Roof Replacement Project** – Status Update
- 5) **Mad Science of the Mid-Hudson:** Approve Contract for Special Event at Town Park Day Camp at a Cost of \$775.00 – August 3rd, 2017
- 6) **Outragehiss...Pets, Inc.:** Approve Contract for Special Event at Town Park Day Camp at a Cost of \$725.00 – August 2nd, 2017
- 7) **Conrad, Close & Ewald, P.C.:** Approve Revised Quote for Emerald Green Pump Station No. 9 Survey Services and Authorize Payment of \$4,500.00
- 8) **Petition Requesting to Adopt a Road by Use in the Town of Thompson** – Brian Road, Forestburgh
- 9) **Highway Department:** Request to Declare Surplus Equipment – Truck #2 (2013 F250 Ford with Boss Plow) and Truck #64 (2007 Chevrolet Crew Cab)
- 10) **Bills Over \$1,250.00**
- 11) **Order Bills Paid**

REPORTS: SUPERVISOR, COUNCILMEN & DEPARTMENT HEADS

OLD BUSINESS

NEW BUSINESS

PUBLIC COMMENT:

ADJOURN

Sullivan County Democrat
5 Lower Main St., PO Box 308
Callicoon, NY 12723-0308
845-887-5200 Fax: 845-887-5386

Affidavit of Publication

State of New York

SS:

County of Sullivan

Legal Notice Ad

I, Fred W. Stabbert, III, being duly sworn,
Depose and say: That I am the Publisher of
Sullivan County Democrat, a twice weekly
newspaper of general circulation published in
Callicoon, County of Sullivan, State of New
York; and that a notice, of which the annexed
is a printed copy, was duly published in
Sullivan County Democrat 7/21/17



Fred W. Stabbert, III

Sworn to before me this 21st day of July, 2017



Susan M. Owens

Notary Public, State of New York

No. #010W8025547

Qualified in Sullivan County

My commission expires on June 1, 2019

**LEGAL NOTICE
TOWN OF
THOMPSON**

**NOTICE OF PUBLIC
HEARING ON PRO-
POSED LOCAL LAW**

NOTICE IS HERE-

BY GIVEN that there has been duly introduced at a meeting of the Town Board of the Town of Thompson, New York, held on July 03, 2017, a proposed Local Law No. 04 of 2017, entitled "A local law to extend the term of office for the Town Supervisor from two years to four years and amend Chapter 41 of the Town of Thompson Code entitled .

'Officers and Employees'."

NOTICE IS FUR-

THER GIVEN that the Town Board of the Town of Thompson will conduct a public hearing on the aforesaid proposed Local Law at the Town Hall, 4052 Route 42, Monticello, New York, on August 01, 2017 at 7:30 P.M., or as soon thereafter as said public hearing shall be convened, at which time all persons interested will be heard.

The proposed local law seeks to extend the term of office for the Town Supervisor

from two years to four years.

Copies of the Local Law described above are on file in the office of the Town Clerk of the Town of Thompson, where the same are available to public inspection during regular office hours.

PLEASE TAKE FURTHER NOTICE, that all interested persons will be given an opportunity to be heard on said proposed Local Law at the place and time aforesaid.

NOTICE IS HERE-BY GIVEN, pursuant to the requirements of the Open Meetings Law of the State of New York, that the Town Board of the Town of Thompson will convene in public meeting at the place and time aforesaid for the purpose of conducting a public hearing on the proposed Local Law described above and, as deemed advisable by said Board, taking action on the enactment of said Local Law.

Dated: July 03, 2017 BY ORDER OF THE TOWN BOARD TOWN OF THOMPSON
MARILEE J. CALHOUN, TOWN CLERK 53214

**TOWN OF THOMPSON
NOTICE OF PUBLIC HEARING
ON PROPOSED LOCAL LAW**

NOTICE IS HEREBY GIVEN that there has been duly introduced at a meeting of the Town Board of the Town of Thompson, New York, held on July 03, 2017, a proposed Local Law No. 04 of 2017, entitled "A local law to extend the term of office for the Town Supervisor from two years to four years and amend Chapter 41 of the Town of Thompson Code entitled 'Officers and Employees'."

NOTICE IS FURTHER GIVEN that the Town Board of the Town of Thompson will conduct a public hearing on the aforesaid proposed Local Law at the Town Hall, 4052 Route 42, Monticello, New York, on August 01, 2017 at 7:30 P.M., or as soon thereafter as said public hearing shall be convened, at which time all persons interested will be heard.

The proposed local law seeks to extend the term of office for the Town Supervisor from two years to four years.

Copies of the Local Law described above are on file in the office of the Town Clerk of the Town of Thompson, where the same are available to public inspection during regular office hours.

PLEASE TAKE FURTHER NOTICE, that all interested persons will be given an opportunity to be heard on said proposed Local Law at the place and time aforesaid.

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Dated: July 03, 2017

BY ORDER OF THE TOWN BOARD

TOWN OF THOMPSON

MARILEE J. CALHOUN, TOWN CLERK

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

Town of Thompson

Local Law No. 04 of the year 2017

A local law to extend the term of office for the Town Supervisor from two years to four years and amend Chapter 41 of the Town of Thompson Code entitled "Officers and Employees"

Be it enacted by the Town Board of the

Town of Thompson

SECTION 1: TITLE

This local law shall be known as the "Local law extending the term of the Town Supervisor from two years to four years in the Town of Thompson, County of Sullivan, State of New York and amending Chapter 412 of the Town of Thompson Code entitled 'Officers and Employees'."

SECTION 2: PURPOSE

The purpose of this local law is to extend the term of office for the Town Supervisor from two (2) years to four (4) years. The Town Board recognizes that the Office of the Town Supervisor is a full-time position, and the Town Board believes an extended term would bring greater continuity to the office, and thus believes that the extended term is in the public's best interest.

SECTION 3: AUTHORITY

This local law is enacted pursuant to the Town's authority under Sections 10(1)(ii)(a) and 23(2)(e) of the Municipal Home Rule Law of the State of New York.

SECTION 4: APPLICATION

This local law shall extend the term of the Town Supervisor from two (2) years to four (4) years, such four (4) year terms shall commence on the 1st day of January, 2018, and shall apply to those persons elected to such office at the Biennial Town Election to be held on November 7, 2017, and to those elected to the position of Supervisor thereafter.

SECTION 5: Town of Thompson Town Code Chapter 41 entitled "Officers and Employees" shall be amended by adding Article V, as follows:

ARTICLE V
Supervisor

41-11. Term of office.

Notwithstanding the provisions of §24 of Article 3 of the Town Law, the term of office of the Supervisor of the Town of Thompson elected in the November, 2017 election and all Supervisors elected in the Town of Thompson thereafter shall be four (4) years.

41-12. Referendum, when effective.

This article shall be subject to mandatory referendum and be submitted therefore in compliance with §23(1) of the Municipal Home Rule Law and shall become effective when filed in the Office of the Secretary of State and as otherwise provided in §27 of said law.

SECTION 6: EFFECTIVE DATE

In accordance with the provisions of the Municipal Home Rule Law of the State of New York, this local law shall not become operative or effective unless and until it shall have been approved at the above-referenced Biennial/general election held within the Town of Thompson on November 7, 2017, by the affirmative vote of a majority of the qualified electors of the Town of Thompson voting upon the proposition.

This local law shall take effect, if approved as set forth above by the electors, upon the filing with the Office of the Secretary of State.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out the matter therein which is not applicable.)

1. (Final adoption by local legislative body only)

I hereby certify that the local law annexed hereto, designated as local law No. ___ of 2017 of the Town of Thompson was duly passed by the Town Board on _____, 2017 in accordance with the applicable provisions of law.

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by Elective Chief Executive Officer*)

I hereby certify that the local law annexed hereto, designated as local law No. ___ of 2017 of the County/City/Town/Town/Village of _____ was duly passed by the _____ on _____ 2017 and was (approved) (not approved) (repassed after disapproval) by the _____ on _____ and was deemed duly adopted on _____ 2017, in accordance with the applicable provisions of law.

3. (Final adoption by referendum)

I hereby certify that the local law annexed hereto, designated as local law No. ___ of 2017 of the County/City/Town/Town/Village of _____ was duly passed by the _____ on _____ 2017 and was (approved) (not approved) (repassed after disapproval) by the _____ on _____. Such local law was submitted to the people by reason of a (mandatory) (permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general) (special) (annual) election held on _____ 2017, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum, and final adoption because no valid petition filed requesting referendum)

I hereby certify that the local law annexed hereto, designated as local law No. ___ of 2017 of the County/City/Town/Town/Village of _____ was duly passed by the _____ on _____ 2017 and was (approved) (not approved) (repassed after disapproval) by the _____ on _____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 2017 in accordance with the applicable provisions of law.

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, chairman of the county legislative body, the mayor of a city or village or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. ___ of 2017 of the City of _____ having been submitted to referendum pursuant to the provisions of sections 36/37 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at a special/general election held on _____ 2017 became operative.

6. (County local law concerning adoption of Charter)

I hereby certify that the local law annexed hereto, designated as local law No. ___ of 2017 of the County of _____, State of New York, having been submitted to the electors at the General Election of November ___ 2014, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and of a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide the appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1 above.

~~Clerk of the county legislative body, city, town,
village clerk or officer designated by local legislative
body~~

Date: _____, 2017

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality)

STATE OF NEW YORK
COUNTY OF SULLIVAN

I, the undersigned, do hereby certify that the foregoing local law contains the correct text and that all proper proceeding have been had or taken for the enactment of the local law annexed hereto.

Date: _____, 2017

Attorney for Town of Thompson



ENVIRONMENTAL, LAND USE AND REAL ESTATE LAW

08 May 2017

Via UPS Delivery and
Email to: svegliante@fallsburgny.com

Steven Vegliante, Town Supervisor
Town of Fallsburg
19 Railroad Plaza
South Fallsburg, NY 12779

Re: Thompson Education Center (TEC) : Proposed Security/Caretaker Facility

Subj: TEC Request to Construct Security/Caretaker Facility
Location: Renner Road, Tax Parcel No. 65.-1-11.59

Dear Supervisor Vegliante:

Grant & Lyons, LLP is a law firm dedicated to the practice of environmental, land use and real estate law. We represent the Basha Kill Area Association (BKAA).

Since its founding in 1972, the mission of the BKAA has been to protect the Basha Kill wetlands and surrounding area from ecological degradation, to promote education and respect for the environment in general and to preserve the beauty of the area. The BKAA consists of some 800 members working together to preserve the unspoiled quality of the beautiful and unique Basha Kill, and to serve as a local guardian for the wetland by being alert to threats such as pollution, vandalism and unwise development.

The BKAA has had deep misgivings about the Thompson Education Center (TEC) project and has been involved in the review of the project since its inception four years ago. The Security/Caretaker Facility proposed on a 4.93 acre parcel on Renner Road in Fallsburg (Tax Parcel No. 65.-1-11.59) is clearly part of this larger project. This huge proposed venture, sited at the westernmost border of the Basha Kill Watershed, will potentially discharge significant volumes of wastewater effluent to waters that eventually flow to the Basha Kill, besides generating other negative watershed impacts.

Summary

The purpose of this letter is to notify the Town of Fallsburg that it would be illegal for the Town to grant to TEC any permits or approvals for the Security/Caretaker Facility. Given its obvious connection with the larger TEC project, the rule against improper segmentation prohibits Fallsburg from approving or issuing permits for TEC's Security/Caretaker Facility until full compliance with the State Environmental Quality Review Act (SEQRA) has been achieved. That means that the lead agency for the SEQRA environmental review must have issued either a negative declaration, or a Statement of Findings based on a Final Environmental Impact Statement (EIS) on the whole TEC project before Fallsburg can issue any approvals or permits for this Facility.

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149 Wurttemberg Road
Rhinebeck, New York 12572

jl Lyons@grantlyons.com
845 876 2800
grantlyons.com

Mailing address:
P.O. Box 370
Rhinecliff, New York 12574

Proposed Security Facility is Part of the Larger TEC Project

From its inception, TEC has envisioned using the Renner Road parcel as part of the larger Education Center project. This is evidenced by its Environmental Assessment Form (EAF), which says:

Thompson Education Center (TEC), as proposed would be a school of higher education located on an approximately 57.3 acre parcel off of Wild Turnpike in the Town of Thompson (s/b/l 26-1-6) and in the Town of Fallsburg (s/b/l 65-1-11.59), Sullivan County, New York [emphasis added].

Clearly, the proposed building in Fallsburg is part of the project in Thompson.

SEQRA Regulations Prohibit the Issuance of Permits Or Approvals until SEQRA Has Been Complied with

Section 617.3(a) of the SEQRA Regulations says:

no agency involved in an action may undertake, fund or approve the action until it has complied with SEQR. A project sponsor may not commence any physical alteration related to an action until the provisions of SEQR have been complied with.¹

This means that no permits or approvals for any part of an action may be issued until the SEQRA lead agency has issued a Negative Declaration or a Statement of Findings based on an EIS for the entire project.²

SEQRA Rule Against Improper Segmentation Prohibits the Issuance Of Any Approvals or Permits for the Security/Caretaker Facility at this Time

The NYSDEC's "SEQR Handbook" defines segmentation as follows:

...the division of the environmental review of an action so that various activities or stages are addressed as though they were independent, unrelated activities needing individual determinations of significance. Except in special circumstances, considering only a part, or segment, of an overall action is contrary to the intent of SEQRA.

There are two types of situations where segmentation typically occurs. One is where a project sponsor attempts to avoid a thorough environmental review by splitting a project into two or more smaller projects. The second is where activities that may be occurring at different times or places are excluded from the

¹ 6 NYCRR 617.3(a).

² NYSDEC, *The SEQR Handbook*, Ch. 1 "Agencies and Decisions Subject to SEQR", p. 15.

scope of the environmental review.³

The "SEQR Handbook" says further:

Reviewing the "whole action" is an important principal in SEQR; interrelated or phased decisions should not be made without consideration of their consequences for the whole action, even if several agencies are involved in such decisions. Each agency should consider the environmental impacts of the entire action before approving, funding, or undertaking any specific element of the action [emphasis added].⁴

Here, TEC is attempting to obtain approval to construct the Security/Caretaker Facility as though it were independent, and unrelated to the larger TEC project. This is prohibited.

The "SEQR Handbook" provides important guidance on segmentation by setting forth a basic eight-part segmentation test. It says:

When trying to determine if segmentation is occurring, agencies should consider the following factors. If the answer to one or more of these questions is yes, an agency should be concerned that segmentation is taking place [emphasis added].

The segmentation test is comprised of eight questions. In this case, six of the eight questions can be answered yes.

Segmentation Test Question	Answer, as Relates to TEC Project
Purpose: is there a common purpose or goal for each segment?	Yes. clearly the Security/Caretaker facility is part of the larger TEC project. Without a related project for which Security and/or Caretaker services are required, there is simply no need for a Security/Caretaker facility.
Location: is there a common geographic location?	Yes. The Fallsburg parcel abuts the TEC's Town of Thompson parcel. Moreover, TEC's plan identifies use of the Fallsburg parcel to allow the portions of the project on the Town of Thompson parcel to access Renner Road.

³ Id., at Ch.2 "Review Required under SEQR", Subch. D "Segmentation", at p. 52.

⁴ Id.

<p>Impacts: Do any of the activities being considered for segmentation share a common impact that may, if the activities are reviewed as one project, result in a potentially significant adverse impact, even if the impacts of single activities are not necessarily significant by themselves?</p>	<p>Yes. Clearly if the Security/Caretaker Facility is reviewed with TEC as one project, the project will result in potentially significant adverse impacts. This is evident simply from the project's scale, intensity, its contrast to existing conditions and its proximity to sensitive environmental resources.</p>
<p>Ownership: Are the different segments under the same or common ownership or control?</p>	<p>Yes. Both parcels are under common ownership.</p>
<p>Common Plan: Is a given segment a component of an identifiable overall plan? Will the initial phase direct the development of subsequent phases or will it preclude or limit the consideration of alternatives in subsequent phases?</p>	<p>Yes. As noted above, the TEC EAF indicates that the Fallsburg parcel will be used as part of the Education Center to be built on TEC's Thompson property.</p>
<p>Utility: Can any of the interrelated phases of various projects be considered functionally dependent upon each other?</p>	<p>Yes. As noted above, the TEC EAF indicates that the Fallsburg parcel will be used as part of the Education Center to be built on TEC's Thompson property.</p>

Here the NYSDEC's segmentation test yields a clear result. Answering "Yes" to six of the eight questions proves that considering the Security/Caretaker Facility as a stand-alone project would be improper segmentation. This is supported by the court decision in *Karasz v. Wallace*.⁵ In that case, in reviewing an application involving a single building on a large parcel, the court held that a town ZBA was required to consider simultaneously the other buildings planned by the same developer for that parcel. The court found it would violate the anti-segmentation rule "[t]o allow a piecemeal development, single building by single building, single permit by single permit, without an early examination of the environmental impact" of the entire development.⁶

In addition, the NYSDEC's segmentation test also shows that the key consideration is whether the Security/Caretaker Facility is a component of a larger project. The fact that the project spans two towns is irrelevant.⁷ Given the clear connection to the TEC project proposed for the Town of Thompson parcel, the Security/Caretaker Facility in Fallsburg must be reviewed as part

⁵ 134 Misc.2d 1052 (Sup. Ct. Saratoga Co. 1987).

⁶ *Id.*, at 1055.

⁷ *Town of Blooming Grove v. County of Orange*, 103 A.D.3d 655 (2d Dept. 2013).

of the larger project.

It bears noting as well that, at its recent meeting held on April 12, 2017, the Town of Thompson Planning Board's consulting engineer raised concerns about segmentation as regards TEC's attempts to build the Security/Caretaker Facility under the guise of an independent project. As shown by the foregoing, his concerns are well-founded.

Conclusion

The rule against improper segmentation prohibits the Town of Fallsburg from approving or issuing permits for TEC's Security/Caretaker Facility until SEQRA has been fully complied with. That means that the lead agency for the SEQRA environmental review must have issued either a negative declaration, or a Statement of Findings based on a Final EIS on the whole TEC project before approvals or permits can be issued for the Security/Caretaker Facility. Until that time, our clients urge Town of Fallsburg not to issue any approvals or permits for the Security/Caretaker Facility.

Thank you for your time and consideration.

Very truly yours,

Grant & Lyons, LLP



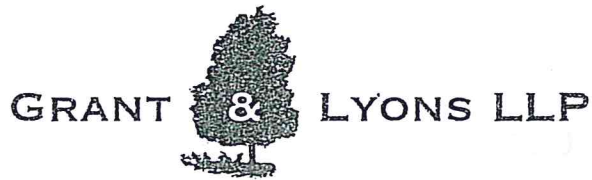
John F. Lyons

enc:

- c: Paula Elaine Kay, Esq., Attorney to the Town of Fallsburg
and Town of Thompson Planning Boards
Mollie Messenger, Code Enforcement Officer, Town of Fallsburg
Will Illing, PE, Town Engineer, Town of Fallsburg
Lou Kiefer, Chairman, Town of Thompson Planning Board
Heather Zangla, Secretary to the Town of Thompson Planning Board
Richard Sush, Deputy Supervisor, Town of Thompson
James Carnell, Jr., Director - Building, Planning & Zoning, Town of Thompson
Mary Beth Bianconi, Town of Thompson Planning Consultant
Logan Morey, Code Enforcement Officer, Town of Thompson
Richard D. McGoey, PE, Town Engineer, Town of Thompson
Bill Herrmann, Supervisor, Town of Mamakating
Daniel T. Whitehead, Regional Permit Administrator, NYSDEC Region 3
Joseph R. Murray, Environmental Analyst, NYSDEC Region 3
Alan Sorensen, Sullivan County Legislator, District 9
Freda Eisenberg, AICP, Commissioner, Sullivan County Div of Planning & Env Mgmt
Paula Medley, Basha Kill Area Association
Toby Boritz, Rock Hill Neighborhood Coalition

Laura Coruzzi, Yankee Lake Preservation Association
Andrew Willingham, PE, Willingham Engineering
Katherine Beinkafner, Mid-Hudson Geosciences
Norbert Quenzer, Bagdon Environmental

c via email: Paula Elaine Kay, Esq., at peklaw@hvc.rr.com
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Lou Kiefer, at LJKiefer@hvc.rr.com
Heather Zangla, at planning@townofthompson.com
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Richard D. McGoey, PE, at rdm@mhepc.com
Mollie Messenger at mmessenger@fallsburgny.com
Bill Herrmann at supervisor@mamakating.org
Daniel Whitehead at daniel.whitehead@dec.ny.gov
Joseph R. Murray at joseph.murray@dec.ny.gov
Alan Sorensen, at Alan.Sorensen@co.sullivan.ny.us
Freda Eisenberg, AICP, at planning@co.sullivan.ny.us
Toby Boritz, at boritzt@gmail.com
Laura Coruzzi, at lacoruzzi@gmail.com
Andrew Willingham, at awillingham@willinghamengineering.com
Norbert Quenzer, at nquenzer@bagdonenvironmental.com



ENVIRONMENTAL, LAND USE AND REAL ESTATE LAW

21 July 2017

Via 1st Class Mail and
Email to: mmessenger@fallsburgny.com

Ms. Mollie Messenger, Code Enforcement Officer
Town of Fallsburg
5250 Main Street
South Fallsburg, NY 12779

Re: Thompson Education Center (TEC)

Subj: TEC Development of Renner Road Parcel & Access Road onto Renner Road
Location: Renner Road, Tax Parcel No. 65.-1-11.59

Dear Ms. Messenger:

Grant & Lyons, LLP is a law firm dedicated to the practice of environmental, land use and real estate law. We represent the Basha Kill Area Association (BKA).

Summary : Building Permit for Single-Family Residence Should be Denied

In the near future, the Thompson Education Center (TEC) may apply to you for a building permit to build a "single-family residence" on a parcel of land owned by TEC on Renner Road in Fallsburg (Tax Parcel No. 65.-1-11.59)(the "Renner Road parcel"). In that event, we urge you to deny that application. The reasons in support of this position are set forth below.

Explanation : Reasons in Support of Building Permit Denial

1. Development of TEC's Renner Road parcel with a single-family home, when that same parcel is also proposed to contain the TEC educational complex access road, constitutes improper segmentation.

A building permit for a "single-family residence" on TEC's Renner Road parcel must be denied because that parcel is undisputably a critical part of TEC's proposed educational complex (the "project") proposed for its abutting land in the Town of Thompson (Tax Parcel No. 26.-1-6). Allowing any development on TEC's Renner Road parcel before completion of the SEQRA review of the proposed educational complex would be improper segmentation.

Since its inception, TEC has planned to utilize its Renner Road property as part of the project. In a letter dated April 29, 2014 to the Thompson Planning Board, Sherry Li said that the Renner Road property will be used as an "exit road" for the project. And this remains the case. According to the latest version of the site plan (Revised June 20, 2017), an access road will be built on the Renner Road parcel which will connect vehicular traffic from the complex to Renner Road. TEC's plan to use the Renner Road parcel for an access road is also stated twice in TEC's Environmental Assessment Form (EAF) dated June of 2017, where TEC says:

Office address:
149 Wurtemberg Road
Rhinebeck, New York 12572

jllyons@grantlyons.com
845 876 2800
grantlyons.com

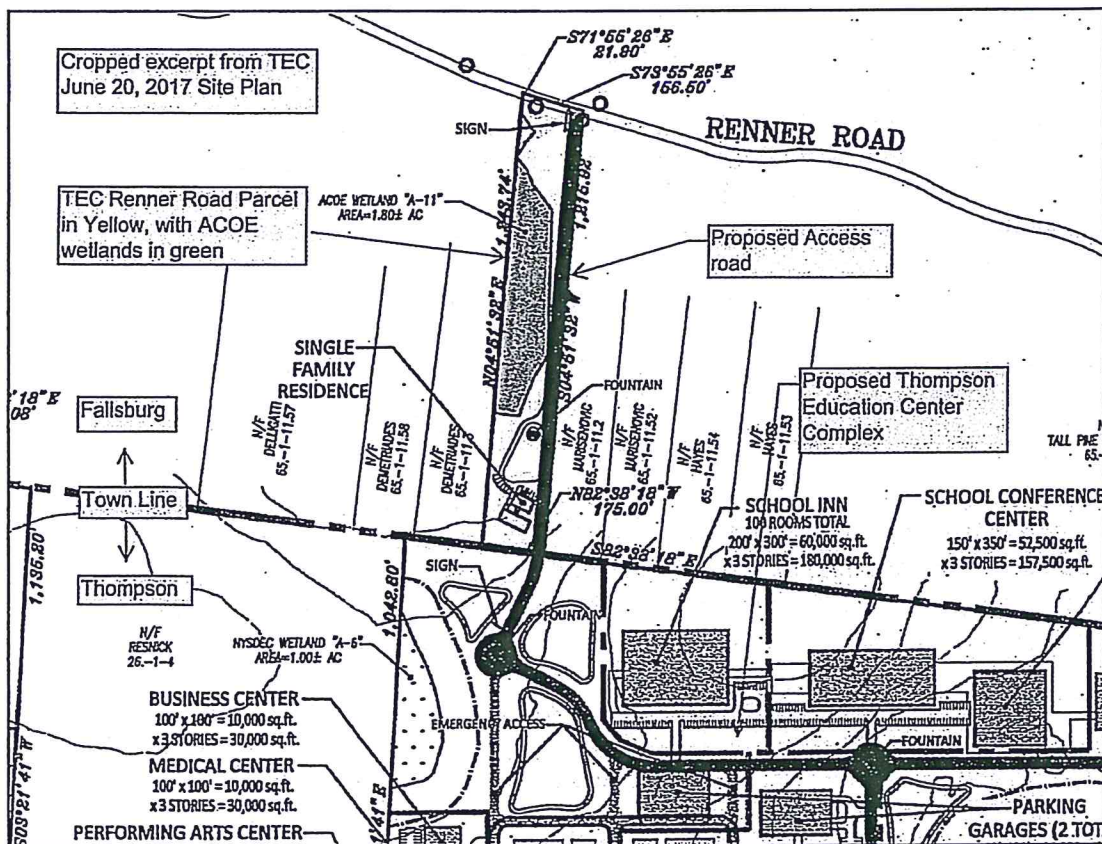
Mailing address:
P.O. Box 370
Rhinecliff, New York 12574

Thompson Education Center (TEC) is to be a school of higher education located on an approximately 573 acre parcel off of Wild Turnpike in the Town of Thompson (s/b/l 26.-1-6) and in the Town of Fallsburg (s/b/l 65.-1-11.59), Sullivan County, New York ... [emphasis added].¹

Thus, TEC's Renner Road parcel will play a critical role in the project by providing a traffic outlet from the project onto Renner Road. Because this parcel is an integral part of the project, a building permit cannot be issued for a single-family residence on this parcel.

SEQRA's rule against improper segmentation ensures that the lead agency will examine the potential adverse environmental impacts of an entire project, viewing it as a whole. That whole view makes sure that projects don't evade full environmental review by being built piecemeal. Just as important, it also ensures the existence of a full range of flexibility for project design changes that accomplish mitigation to the "maximum extent practicable" as required by SEQRA. Diminishing that flexibility will constrain the range of alternatives, and hence constrain mitigation

To illustrate this, below is an excerpt from the June 20, 2017 site plan map showing TEC's Renner Road parcel and the proposed access road which traverses it.



¹ See TEC Environmental Assessment Form dated June of 2017 at both "Description of the Action" and at the beginning of the "Proposed Overview".

As lead agency, the Thompson Planning Board will have to look at potential adverse environmental impacts presented by this project, and SEQRA requires that alternative designs be considered as possible means of mitigating adverse impacts. The site plan maps show that TEC's Renner Road parcel is already very constrained. Federal wetlands occupy much of the middle of the parcel. Moreover, TEC proposes to build the access road right on the property line. The proposed access road raises numerous questions about potential adverse environmental impacts:

- How will the paved access road affect water quality and wildlife in the wetland?
- How will the access road, smashed up against the property line, affect neighboring parcels?
- How will the routing of significant volumes of traffic onto Renner Road affect safety and the condition of Renner Road?
- Is the access road on the Renner Road parcel wide enough to handle all the traffic that will be generated by the huge TEC educational complex?
- If it has to be wider, how does that affect its location on the Renner Road parcel?
- Would there still be room left for a structure?

These are all questions which will have to be examined by the Thompson Planning Board as it conducts its environmental review of the project. Part of that review may involve the consideration of design alternatives that will do a better job of mitigating impacts. For example, possible design alternatives might be: changing the access road location; changing its configuration; or changing its dimensions. But the range of these design alternatives is a function of the available space on the parcel.

Importantly, TEC's Renner Road parcel is already very constrained. It is covered by a large area of federal wetland. It is also constrained by its narrow, rectangular shape. Standing alone, these constraints already limit the range of alternatives. Developing a single-family residence on the Renner Road parcel, before the SEQRA review is completed, will further constrain the parcel and materially diminish the range of design alternatives available down to the point of almost eliminating them.

To conduct a proper environmental review of the proposed use of this parcel for an access road for the TEC project, the parcel must be left undeveloped until the SEQRA review is completed. Further constraining this parcel will adversely and materially affect the effectiveness of the SEQRA review.

For a fuller discussion of the rule against improper segmentation, especially as it applied to this project, please see my previous letter dated May 8, 2017 to Steven Vegilante, Town Supervisor for the Town of Fallsburg. A copy of that letter is attached for your convenience.

2. Proposed single-family home may exceed allowed maximum lot coverage.

In addition to the SEQRA argument, there is an argument for denial of a single-family home

building permit based on the Town of Fallsburg Zoning Law .

Below appears an excerpt from Page 1 of the Bulk Regulation table from the Town of Fallsburg Zoning Law.

ZONING											
310 Attachment 2											
Town of Fallsburg, New York											
Schedule I - Table of Use and Bulk Requirements											
[Amended 6-25-2012 by L.L. No. 4-2012; 12-22-2014 by L.L. No. 8-2014]											
Permit Use	Use Type	Minimum Lot Area (acres)	Required Setbacks (feet)				Maximum Lot Coverage	Minimum Floor Area	Maximum Height (feet)	Notes	
			Width	Front	Rear	Side, 1	Side, 2				
1 Recreation Districts REC-1	P	1.5	100	50	50	40	80	10%	1,200 square feet	35	See § 310-29.1
One-family residence (w/public/central water and sewer)***	P	3	200	50	50	40	80	10%	1,200 square feet	35	
One-family residence (w/p public/central water and sewer)	P	3	350	75	50	50	100	20%	NA	35	See § 310-3.5
Agricultural operation - Class 1	P	10	500	75	100	100	200	20%	NA	35	See § 310-3.6

Maximum Lot Coverage for a single family home

TEC's Renner Road property is located in the Recreation REC-1 Zoning District. According to a note on the Town's bulk regulations table, the bulk regulations are designed to help achieve the purpose of the various zoning districts. The table states that the purpose of the REC-1 District is:

To conserve open space by encouraging a very low density development pattern while permitting clustering at higher densities, provided that central water and sewer service is provided and common open space provided.

In order to achieve that end, the bulk table states that the maximum lot coverage in this District for a lot developed with a single-family home is ten percent (10%).

We do not have the benefit of an original, scaled version of the site plan map. But it appears to the eye that the lot coverage presented by the proposed structure, driveway, and the access far exceeds ten percent (10%) of the lot area.² We urge you to scrutinize and calculate the area of lot coverage proposed. If it exceeds ten percent (10%), an application for a building permit which is based on the building and driveway dimensions shown on the TEC site plan must be denied for failure to comply with the Zoning Law.

Conclusion

The rule against improper segmentation prohibits the Town of Fallsburg from approving or issuing building permits for any development on TEC's Renner Road parcel as it is clear it is included as part of TEC's proposed educational complex. Allowing partial development of the parcel will improperly constrain the environmental review and narrow the range of potential design alternatives to mitigate potential adverse impacts, or perhaps eliminate them completely.

What's more, it appears as if the single-family residence structure and driveway/access road on

² The driveway and access road must both be included in the calculation of lot coverage because, as proposed, the driveway for the "single-family residence" does not connect directly to Renner Road, but instead relies upon a connection to the proposed access road in order to reach Renner Road.

the Renner Road parcel may far exceed the maximum lot coverage allowed in Fallsburg's REC-1 Zoning District for a parcel developed with a single-family home.

For these reasons, we urge denial of any application by TEC for a building permit to construct a single-family home on its Renner Road parcel.

Thank you for your time and consideration.

Very truly yours,

Grant & Lyons, LLP

John F. Lyons

enc:

- c: Steven Vegliante, Town Supervisor, Town of Fallsburg
- Paula Elaine Kay, Esq., Attorney to the Town of Fallsburg, and the Town of Thompson Planning Board
- Arthur Rosenshein, Chairman, Town of Fallsburg Planning Board
- Will Illing, PE, Town Engineer, Town of Fallsburg
- Lou Kiefer, Chairman, Town of Thompson Planning Board
- Richard Sush, Deputy Supervisor, Town of Thompson
- James Carnell, Jr., Director - Building, Planning & Zoning, Town of Thompson
- Mary Beth Bianconi, Town of Thompson Planning Consultant
- Logan Morey, Code Enforcement Officer, Town of Thompson
- Richard D. McGoey, PE, Town Engineer, Town of Thompson
- Bill Herrmann, Supervisor, Town of Mamakating
- J. Benjamin Gailey, Esq., Counsel to the Town of Mamakating
- John Petronella, Regional Permit Administrator, NYSDEC Region 3
- Joseph R. Murray, Environmental Analyst, NYSDEC Region 3
- Alan Sorensen, Sullivan County Legislator, District 9
- Freda Eisenberg, AICP, Commissioner, Sullivan County Div of Planning & Env Mgmt
- Paula Medley, Basha Kill Area Association
- Toby Boritz, Rock Hill Neighborhood Coalition
- Laura Coruzzi, Yankee Lake Preservation Association
- Andrew Willingham, PE, Willingham Engineering
- Katherine Beinkafner, Mid-Hudson Geosciences
- Norbert Quenzer, Quenzer Environmental LLC

- c via email: Steven Vegilante, at svegliante@fallsburgny.com
- Paula Elaine Kay, Esq., at peklaw@hvc.rr.com
- William Illing, PE, at willing@fallsburgny.com
- Lou Kiefer, at LJKiefer@hvc.rr.com
- Heather Zangla, at planning@townofthompson.com
- Richard Sush at rsush@townofthompson.com
- James Carnell, Jr. at jcarnell@townofthompson.com
- Mary Beth Bianconi, at mbbianconi@delawareengineering.com

Logan Morey at lmorey@townofthompson.com
Richard D. McGoey, PE, at rdm@mhepc.com
Bill Herrmann at supervisor@mamakating.org
J. Benjamin Gailey, Esq., at jbg@jacobowitz.com
John Petronella, at john.petronella@dec.ny.gov
Joseph R. Murray at joseph.murray@dec.ny.gov
Alan Sorensen, at Alan.Sorensen@co.sullivan.ny.us
Freda Eisenberg, AICP, at planning@co.sullivan.ny.us
Laura Coruzzi, at lacoruzzi@gmail.com
Toby Boritz, at boritzt@gmail.com
Andrew Willingham, at awillingham@willinghamengineering.com
Norbert Quenzer, at norbert@quenzerenvironmental.com

AI

At a regular meeting of the Town Board of the
Town of Thompson held at the Town Hall, 4052
Route 42, Monticello, New York on August 01,
2017

RESOLUTION TO ENACT LOCAL LAW NO. 04 OF 2017

WHEREAS, proposed Local Law No. 04 of the year 2017 entitled, "A local law to extend the term of office for the Town Supervisor from two years to four years and amend Chapter 41 of the Town of Thompson Code entitled 'Officers and Employees'" was introduced to the Town Board at a meeting held July 03, 2017, at the Town Hall, Monticello, New York, to consider said proposed local law and notice of public hearing having been duly published and posted as required by law, and said public hearing having been held and all persons appearing at said public hearing deeming to be heard having been heard, and

WHEREAS, said local law was duly adopted after a public hearing.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Thompson, New York, does hereby enact and adopt Local Law No. 04 for the year 2017, Town of Thompson, State of New York, which local law is annexed hereto and made a part hereof.

Moved by:

Seconded by:

Adopted on Motion August 01, 2017

Supervisor WILLIAM J. RIEBER, JR.	Yes []	No []
Councilman PETER T. BRIGGS	Yes []	No []
Councilman RICHARD SUSH	Yes []	No []
Councilman SCOTT S. MACE	Yes []	No []
Councilman JOHN A. PAVESE	Yes []	No []

STATE OF NEW YORK)
COUNTY OF SULLIVAN (ss.:

The undersigned, Town Clerk of the Town of Thompson, does hereby certify that the resolution annexed hereto to enact Local Law No. 04 of 2017 was adopted by said Town Board on August 01, 2017, a majority of all Board members voting in favor thereof, and the same has been compared with the original on file in my office and is a true and correct copy of said original and is in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on August 02, 2017.

Marilee J. Calhoun, Town Clerk

VIA EMAIL: glasher@townofthompson.com

July 6, 2017

Mr. Gary Lasher
Comptroller
Thompson
Town Hall
4052 Route 42
Monticello, New York 12701-3221

Norton Rose Fulbright US LLP
1301 Avenue of the Americas
New York, New York 10019-6022
United States

Randolph J. Mayer
Partner
Direct line +1 212 318 3383
randolph.mayer@nortonrosefulbright.com

Tel +1 212 318 3000
Fax +1 212 318 3400
nortonrosefulbright.com

Re: Town of Thompson, Sullivan County, New York
Acquisition Highway Maintenance Equipment
- \$200,000 Bonds
Our File No. 10604802.203

Dear Gary:

In accordance with your request, we have prepared and enclose the following:

- (a) Bond resolution to pay the cost of the acquisition of various equipment. This resolution requires the affirmative vote of at least four of the five members of the Town Board and is effective immediately.
- (b) Legal Notice of Estoppel, which must be published once in the official newspaper(s) designated in Section 11 of the bond resolution. This publication can be made at any time after adoption. (The form enclosed is for your use in submitting the Legal Notice of Estoppel to the printer and does not have to be returned to us.)

When available, kindly return to me the following:

- (a) Certified copy of the bond resolution.
- (b) Original printer's affidavit of publication of the Legal Notice of Estoppel of the resolution from the newspaper or newspapers in which the same was published.

If you have any questions or comments, please do not hesitate to call.

Very truly yours,

Randolph J. Mayer

RJM:jv
Encl.

Norton Rose Fulbright US LLP is a limited liability partnership registered under the laws of Texas.

Norton Rose Fulbright US LLP, Norton Rose Fulbright LLP, Norton Rose Fulbright Australia, Norton Rose Fulbright Canada LLP and Norton Rose Fulbright South Africa Inc are separate legal entities and all of them are members of Norton Rose Fulbright Verein, a Swiss verein. Norton Rose Fulbright Verein helps coordinate the activities of the members but does not itself provide legal services to clients. Details of each entity, with certain regulatory information, are available at nortonrosefulbright.com.

At a regular meeting of the Town Board of the Town of Thompson, Sullivan County, New York, held at the Town Hall, in Monticello, New York, in said Town, on July 18, 2017, at _____ o'clock _____.M., Prevailing Time.

The meeting was called to order by _____, and upon roll being called, the following were

PRESENT:

ABSENT:

The following resolution was offered by _____, who moved its adoption, seconded by _____, to-wit:

BOND RESOLUTION DATED JULY 18, 2017.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$200,000 BONDS OF THE TOWN OF THOMPSON, SULLIVAN COUNTY, NEW YORK, TO PAY THE COST OF THE ACQUISITION OF HIGHWAY MAINTENANCE EQUIPMENT, IN AND FOR SAID TOWN.

WHEREAS, all conditions precedent to the financing of the capital purpose hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act to the extent required, have been performed; and

RESOLVED, by the Town Board of the Town of Thompson, Sullivan County, New York, as follows:

Section 1. For paying the cost of the acquisition of highway maintenance equipment, in and for the Town of Thompson, Sullivan County, New York, including incidental expenses in connection therewith, a class of objects or purposes, there are hereby authorized to be issued \$200,000 bonds of said Town pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the estimated maximum cost of the aforesaid class of objects or purposes is \$200,000, and that the plan for financing thereof shall be by the issuance of the \$200,000 bonds authorized pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is five years under subdivision twenty-eight of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds authorized will not exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Town of Thompson, Sullivan County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Thompson, Sullivan County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he or she shall deem best for the interests of the Town provided, however, that in the exercise of these delegated powers, he or she shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquaintance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the

Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by Section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. The validity of such bonds and bond anticipation notes may be contested only if:

(1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or

(2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 10. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.450-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 11. This resolution, which takes effect immediately, shall be published in summary in _____, the official newspaper of the Town, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call,
which resulted as follows:

_____ VOTING _____
_____ VOTING _____
_____ VOTING _____
_____ VOTING _____
_____ VOTING _____

The resolution was thereupon declared duly adopted.

* * *

STATE OF NEW YORK)
) ss.:
COUNTY OF SULLIVAN)

I, the undersigned Clerk of the Town of Thompson, Sullivan County, New York, DO
HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town Board
of said Town, including the resolution contained therein, held on July 18, 2017, with the original
thereof on file in my office, and that the same is a true and correct transcript therefrom and of the
whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open
Meetings Law), said meeting was open to the general public.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public
notice of the time and place of said meeting to be given to the following newspapers and/or other
news media as follows:

Newspaper and/or Other News Media

Date Given

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s) of Posted Notices

Date of Posting

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town,
on July _____, 2017.

Town Clerk

(SEAL)

LEGAL NOTICE OF ESTOPPEL

NOTICE IS HEREBY GIVEN that the resolution, a summary of which is published herewith, has been adopted by the Town Board of the Town of Thompson, Sullivan County, New York, on July 18, 2017, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which said Town is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

A summary of the aforesaid resolution is set forth below. The resolution provides as follows: that the faith and credit of the Town of Thompson, Sullivan County, New York (the "Town"), are irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable; that an annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year; that the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds authorized by such resolution including renewals of such notes, is delegated to the Town Supervisor; that all other matters, except as provided in such resolution relating to the bonds authorized, including the date, denominations, maturities and interest payment dates, within the limitations prescribed in such resolution and the manner of the execution of the same and also including the consolidation with other issues, and the authority to issue such obligations on the basis of substantially level or declining annual debt service, is delegated to and shall be determined by the Town Supervisor; and that this LEGAL NOTICE shall be published.

A summary of the bond resolution follows:

BOND RESOLUTION DATED JULY 18, 2017.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$200,000 BONDS OF THE TOWN OF THOMPSON, SULLIVAN COUNTY, NEW YORK, TO PAY THE COST OF THE ACQUISITION OF HIGHWAY MAINTENANCE EQUIPMENT, IN AND FOR SAID TOWN.

The period of probable usefulness of the aforesaid class of objects or purposes is five years pursuant to subdivision twenty-eight of paragraph a of Section 11.00 of the Local Finance Law.

THE FULL TEXT OF THIS BOND RESOLUTION IS AVAILABLE FOR PUBLIC INSPECTION AT THE OFFICE OF THE TOWN CLERK LOCATED AT 4052 ROUTE 42, MONTICELLO, NEW YORK, DURING NORMAL BUSINESS HOURS.

Dated: Monticello, New York
_____, 2017

Town Clerk

Young Lungs At Play Resolution

WHEREAS, smoking is responsible for the premature deaths of over 480,000 Americans EACH YEAR from lung cancer, heart disease, respiratory illness and other diseases and

WHEREAS, to help role model non-smoking behavior to children and youth of our town and to provide the youth and their families with a safe, smoke-free environment

WHEREAS, secondhand smoke is responsible for over 500,000 deaths among non-smokers each year and the Surgeon General's report states that evidence indicates there is no risk-free level of exposure to secondhand smoke

WHEREAS, 90% of smokers start before the age of 18 and the average age is 12 years

WHEREAS, everyday an estimated 2,500 young people under the age of 18 try their first cigarette and one third will die prematurely from tobacco related illnesses and

WHEREAS, smoking kills more Americans each year than alcohol, illegal drugs, AIDS, car accidents and murders and suicides COMBINED

WHEREAS, Cigarette filter litter is not bio-degradable (plastic cellulose) and litter clean- up costs taxpayer money, has environmental consequences and litter in community decreases property values 7%

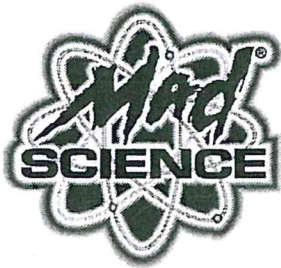
Now, therefore be it resolved that from day forward the playground/park areas located within the Town of _____ are duly designated as Tobacco Free Zone.

Adopted by the Town Board on _____ -

Town Supervisor: _____

Date: _____





Special Event / Assembly Confirmation

Mad Science of the Mid-Hudson
300 Reservoir Road
Goshen, NY 10924
(845) 294-5434

Dear Karen Schaefer,

Thank you for choosing Mad Science. We look forward to presenting you with our unique and exciting science programs.

Please confirm the details below to help us ensure you will have a hassle-free experience.

Contact:	Karen Schaefer	Work Phone:	(845) 794-2500 Ext; 306
Title:		Alt Phone:	
Location:	Town of Thompson 4052 State Rte. 42 N Monticello, 12701	Instructor:	
		Price:	Total: \$775.00

Type of Event: # of children

Event/Booth Topics	Date	Start Time	End Time	Grades/# kids
Fire & Ice x2	8/3/2017	2:00 PM	4:15 PM	

In order to deliver our programs we will need:

- Access to electricity and water (for some shows we will need to fill buckets with warm water)
- 2 tables for the Mad Scientist's equipment
- Floor space for the kids to sit (please, no chairs)
- A trash can
- 60 minutes to set up
 - Without children in the room – please reschedule sports activities if we are in the gym
 - If the show is early in the morning, someone should be available to let us into the school before school starts
- Access to an appropriate door close to the show location for unloading

Your feedback is important to use. If you have any comments or suggestions, please contact the Mad Science office at (845) 294-5434, or e-mail Brian (Brian@MadScienceMidHudson.com).

Someone from our office will contact you the week before your event to confirm the details. If you do not receive a phone call, please call us! This is especially important during the winter. Weather conditions may cause us to reschedule an event and we prefer to make that decision the previous day if possible.

Your Mad Science Team

Please sign and return by e-mail (Jane@madsciencemidhudson.com) to confirm your reservation.



Authorized Signature

William J. Rieber, Jr.

Print Name Supervisor

7/26/17

Date

Mad Science of the Mid Hudson
Goshen, NY 10924

Invoice

(845) 294-5434

INVOICE DATE	INVOICE #
8/3/2017	8086 MidH

BILL TO
Town of Thompson 4052 State Rte 42 North Monticello, NY 12701

REP	TERMS
MidH	Due on complet...

ITEM	DESCRIPTION	EVENT DATE	QUANTITY	RATE	AMOUNT
1 Events - 1	One 45-60 minute show for up to 150 children - includes set up and clean-up time	8/3/2017	1	425.00	425.00
2 Events - ...	Additional shows on the same day, in the same location (one set up for the day)	8/3/2017	1	350.00	350.00

Thank you for choosing Mad Science. We appreciate your business!

Total

\$775.00



Outragehiss...Pets, Inc.

811 Chestnut Ridge Road
Chestnut Ridge, NY 10977

(845) 352-HISS (4477) • E: outragehiss@optimum.net • F: (845) 426-6269
www.outragehisspets.com • Tax ID: 13-3908113

EDUCATIONAL PROGRAM CONTRACT

Exhibitor Nicole

School/Organization Town of Thompson^(B.11), 4052 Rt. 42N, Monticello, NY 12701
Town of Thompson Town Park
 Address 179 Town Park Road City Monticello State NY Zip 12701
 Tel (845) 794-2500, x306 Work (Town Park) 845-434-7303

Cell ()

Contact Person Telephone #

Contact Person Karen Schaefer (845) 794-2500, Ext. 306
 Email kschaefer @ townofthompson.com

Program Day: Monday Tuesday Wednesday Thursday Friday Saturday Sunday

Program Date August 2, 2017 for 2, 60 minute interactive live animal program.

⇒ Presentation will take place: Outdoors* Indoors Air Conditioning: Yes No

Note: *Outdoor program weather must be a minimum 70° and no more than 90°.

- Reptiles & Amphibians
 Senses
 Rainforest
 Mammals
 Evolution
 Insects & Arachnids
 Camouflage
 Scouts & Pack Badges
 Mix of Animals

	# <u>(2)</u> of Programs		Start Time	End Time	# of People	Children Age Range
1)	30 <input type="checkbox"/> 45 <input type="checkbox"/> 60 <input checked="" type="checkbox"/>		<u>02:00</u> AM (PM)	<u>03:00</u> AM (PM)	<u>100</u>	<u>5-8</u>
2)	30 <input type="checkbox"/> 45 <input type="checkbox"/> 60 <input checked="" type="checkbox"/>		<u>03:00</u> AM (PM)	<u>04:00</u> AM (PM)	<u>100</u>	<u>9-13</u>
3)	30 <input type="checkbox"/> 45 <input type="checkbox"/> 60 <input type="checkbox"/>		__:__ AM PM	__:__ AM PM		
4)	30 <input type="checkbox"/> 45 <input type="checkbox"/> 60 <input type="checkbox"/>		__:__ AM PM	__:__ AM PM		
5)	30 <input type="checkbox"/> 45 <input type="checkbox"/> 60 <input type="checkbox"/>		__:__ AM PM	__:__ AM PM		
6)	30 <input type="checkbox"/> 45 <input type="checkbox"/> 60 <input type="checkbox"/>		__:__ AM PM	__:__ AM PM		

Fee: \$ 650.00 for two 60-minute program with 101 - 200 Total children per group.
 OR Travel Fee Yes No \$ 75 = Total: \$ 725.00 Contract emailed: Yes
 Fee: \$ for program with children per group.

NOTE: Fees are for the same day and the same location. When two fees are noted, the final number of attendees will determine the final cost. ⇒ **Payment is due the day of the program.**

Name Karen Schaefer - Town Park Date Wednesday, 08/02/17 page 2

Please list the OPets you would like to have at your party (4 animals = 30 minutes; 6 animals = 45 minutes; and 8 animals = 60 minutes). Kindly include alternate animals in case your first-choice animals are not available. Due to license regulations, some animals cannot be touched and/or brought into New Jersey - please refer to the Animal List for specific information.

	<u>Animals - 1st Choice</u> <i>See Attached</i>	<u>Alternate Animals</u> <i>Your choice</i>
	1)	1)
	2)	2)
	3)	3)
30 minutes⇒	4)	4)
	5)	5)
45 minutes⇒	6)	6)
	7)	7)
60 minutes⇒	8)	8)

Outragehiss...Pets, Inc. is a licensed animal exhibitor and breeder business with the USDA and NY and NJ Division of Fish and Wildlife. We are fully insured and our animals are inspected by a licensed veterinarian.

John Tarrant
John Tarrant, Owner/Exhibitor

07/19/17
Date

⇒ To guarantee your date and time: read, sign, and return contract by 07 / 26 / 17

⇒ Printed Name of Adult (21 or over) supervising students: Melinda Gwiozdowski, Camp Director *YMCA*

Balance is due the day of the program, **payable by check: Outragehiss Pets** or by American Express, Discover, MasterCard, or VISA. **Gratuity is not included and can be paid by cash or check only.** There is a \$35.00 fee for bounced checks. Cancellation notice of 10 days prior to program is required or in case of severe weather or illness, the program can be rescheduled one time only, within one year of original scheduled date. We ask that everyone be seated during the animal show; the Exhibitor cannot safely do the presentation if people are moving around the room. Everyone is required to wash their hands before and after the animal show. If safety rules are not observed, the Exhibitor RESERVES THE RIGHT TO END THE PROGRAM EARLY (we may not show all of the animals). **No food or drinks are allowed during the presentation.**

NOTE: If you select a **60-minute** program, *the animal show is 8 animals or an hour, whichever comes first.*

I agree to the terms specified above, take full responsibility, and will supervise the people in my care.

⇒ Customer's Signature [Signature] Date 7/26/17

OFFICE USE Exhibitor N; Cal ✓; USDA/NJF&W ✓; Cert. of Insurance Yes ✓; Directions ✓

CC Last 4-digits _____ Expiration date ____/____ Type _____ Ck _____ Total: \$ 725.00

Ages 1-6

- 1- Burmese Python
- 2- Cuban Rock Iguana
- 3- Alligator
- 4- Cavy
- 5- Wallaby
- 6- Emu
- 7- Red Foot Tortoise
- 8- Mini Pig

Older-

- 1- Boa Constrictor
- 2- Blue Tongue Skink
- 3- Artic Fox
- 4- Hissing Roaches
- 5- Caiman
- 6- Wallaby
- 7- Chinchilla
- 8- Tarantula

Your Choice on any alternates.

CONRAD, CLOSE & EWALD, P.C.
PROFESSIONAL LAND SURVEYORS
LICENSED FOR PRACTICE IN NY, NJ, PA, NH & CA

161 JERSEY AVENUE
PORT JERVIS, NEW YORK 12771
PHONE (845) 856-8713
FAX (845) 856-2589
E-MAIL: CCE@FRONTIERNET.NET
 PLEASE REPLY TO

P.O. BOX 365
MILFORD, PENNSYLVANIA 18337
PHONE (570) 296-8393
FAX (845) 856-2589
E-MAIL: CCE@FRONTIERNET.NET
 PLEASE REPLY TO

June 27, 2017

William J. Rieber, Jr.
Town of Thompson Supervisor
4052 Route 42
Monticello, New York 12701

Dear Bill,

At the request of Matthew Sickler, P.E. of McGoey, Hauser & Edsall, Consulting Engineers, we are hereby submitting the following revised fee proposal for Surveying and Mapping services relating to the expanded area for the Emerald Green Sewer District, Pump Station No. 9 relocation, situate at Davies Lake, Town of Thompson, Sullivan County, New York, for your review and consideration.

SCOPE OF SERVICES:

- (1) Topographical Survey (2 foot contour interval) of expanded area outlined on map provided by McGoey, Hauser, & Edsal, Consulting Engineers. Survey will show all visible improvements in the surveyed area.
- (2) Location of shoreline and water level elevation of Davies Lake in the location of the above mentioned site.
- (3) Location and Mapping of additional Manholes with rim and invert elevations.

FEE:

Our fee for the above will be **four thousand and five hundred dollars (\$4,500.00)**, with payment to be made as follows:

FEE SCHEDULE:

Billing for the above services will be upon completion of work with payment expected within thirty days from the date of said billing.

EXCLUSIONS:

This proposal does **not** include any wetland location, any flood elevation or flood related mapping that may be required, **or any other surveying services that may be required in the development of this parcel.**

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 PLEASE REPLY TO

Emerald Green Sewer Dist.
Page 2 of 2

We shall consider an appropriately executed copy of this proposal as our formal authorization to proceed. The foregoing proposal is valid for a period of 30 days.

If you wish to proceed with this project, please sign a copy of this proposal in the designated area and return the same to us.

Thank you for considering our firm for this project and if you have any questions please feel free to call.

Sincerely,



Conrad, Close & Ewald, P.C.
By: Raymond J. Close, P.L.S.

We approve and accept the terms and conditions of this proposal and you are hereby authorized to proceed.

By: _____

Title: _____

Date: _____

marilee (clerk-town of thompson)

From: Rich Benjamin <richhiway@gmail.com>
Sent: Tuesday, July 25, 2017 3:41 PM
To: Marilee (Town of Thompson); John Pavese; William J. Rieber, Jr.; Michael B. Mednick
ESQ; Paula Kay
Subject: Fwd: E-mail Message
Attachments: 20170725153745.tif

Attached find a petition for the town to adopt Brian rd, a short dead end in St Joseph Estates. Mr. Cash made a request that we adopt the road and I suggested he supply a petition from all the landowners adjacent to the road.

It would be my recommendation that the the road be adopted by use.

It seems to have been left out of the original dedication as it would have been continued to future lots if the development had been completed.

Let me know if this is agreeable and I will provide the measurements for the next meeting.

From: **Town of Thompson Highwat Dept.** <davehiway@gmail.com>

Date: Tue, Jul 25, 2017 at 4:37 PM

Subject: E-mail Message

To: Rich <richhiway@gmail.com>

This is an E-mail message.

Please open the attached file.

Sent from : "Town of Thompson Highwat Dept." <davehiway@gmail.com>

Number of pages : 1

Date : Tue, 25 Jul 2017 15:37:45 -0500

May 31, 2017

Mr. Richard Benjamin Jr.
Town of Thompson Highway Superintendent
4052 Route 42
Monticello, N.Y. 12701

Mr Benjamin,

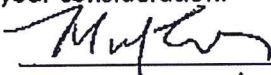
As per our prior discussions, on behalf of the homeowners bordering Brian Rd, Forestburgh, please allow this correspondence to formally request that the Town of Thompson adopt Brian Rd in the Town of Thompson.


Brian Rd is currently considered a private road and, as such, does not receive services. In fact, during the winter, the town of Forestburgh plows Lena Rd and Adam Rd (the two adjacent streets) resulting in snow being piled up at the beginning Brian Rd, blocking clear access and blocking the fire hydrant located there.


The properties bordering the road are:


- Brian Rd, Forestburgh Cash, Mark & Janice, Sussman, April & Robert
- Adam Rd, Forestburgh Muller, Richard L & Judith A
- Brian Rd, Forestburgh Gruber, Pamela & Eugene

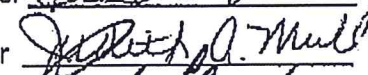
Thank you for your consideration.

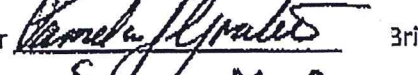
Mark Cash  Brian Rd

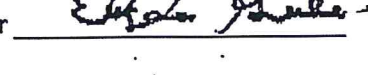
Janice Cash  Brian Rd

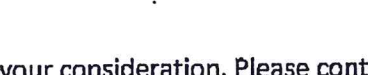
April Sussman  Brian Rd

Robert Sussman  Brian Rd

Richard L Muller  Adam Rd

Judith A Muller  Adam Rd

Pamela Gruber  Brian Rd

Eugene Gruber  Brian Rd

Thank you for your consideration. Please contact me with any questions or concerns.

We look forward to hearing from you.

Best,

Mark Cash

Forestburgh, NY 12777

Town of Thompson Highway Dept

Rich Benjamin Jr. Superintendent of Highways
33 Jefferson St. Monticello, NY 12701
Phone: 794-5560

Dave Wells Deputy Superintendent
davehiway@gmail.com
Fax: 794-5722

July 25, 2017

Town Board,

I recommend that the board declare truck #2 and truck # 64 surplus.
#2 2013 F 250 Ford with Boss plow Vin# 1FTBF2B61DEA93091

#64 2007 Chevrolet Crew Cab Vin# 1GCHC23K97F526153

Both to be listed on A.I. We hope to see good return as these trucks are still in average condition.

Thanks,
Rich

Town of Thompson

Town Hall
4052 State Route 42
Monticello, NY 12701

Water and Sewer Department

Phone: (845) 794-5280

Fax: (845) 794-2777

Email: waterandsewer@townofthompson.com

Michael Messenger, Superintendent
Keith Rieber, Assistant Superintendent

BILLS OVER \$1250.00

We are requesting permission to pay the attached invoice for GP JAGER INC. for the purchase of miscellaneous repair and replacement parts for the sludge press at the Kiamesha Wastewater Facility. This is part of the approved Kiamesha Wastewater Facility Upgrade.

GP Jager Inc. - Invoice #22834-070317 - \$19,105.04

Grand total due: \$19,105.04

Procurement: Sole source procurement. We are repairing and replacing parts on the existing sludge press. Parts are only available for purchase from a representative of Evoqua Water Technologies. GP Jager is their local representative. This constitutes sole source procurement only!

GP Jager Inc.

P.O. Box 50
 Boonton, N.J. 07005
 Phone: 973-750-1180
 Fax: 973-750-1181
 Email: apfaff@jagerinc.com
 Website: www.jagerinc.com

INVOICE

Invoice 22834-070317

Voucher No.:

Customer P.O. No.: 90815

Date of Invoice: 7/3/2017

Bill To: Town of Thompson Water & Sewer Dept.
 128 Rock Ridge Drive
 Kiamesha Lake, NY 12751
 Tel: 845-794-5280
 Attn: Mike Messenger
 Email: lab@townofthompson.com

Ship To: Town of Thompson
 128 Rock Ridge Drive
 Kiamesha Lake, NY 12751
 Attn: Michael Messenger
 Tel: 845-794-5280 ext 104
 PO #90815

Please Remit Payment to:
 GP Jager Inc.
 P.O. Box 50, Boonton, NJ 07005
 Fed I.D. # 46-3762691

Town of Thompson

Town Hall
4052 State Route 42
Monticello, NY 12701

Water and Sewer Department

Phone: (845) 794-5280

Fax: (845) 794-2777

Email: waterandsewer@townofthompson.com

Michael Messenger, Superintendent
Keith Rieber, Assistant Superintendent

BILLS OVER \$1250.00

We are requesting permission to pay the attached invoice for USA Blue Book for the purchase of a Thern Crane Hand Winch and Pedestal Base for Melody Lake Wastewater Facility.

USA Blue Book - Invoice #311114 - \$2316.57

Grand total due: \$2,316.57

**Procurement: Please see attached price quotes
for the Hand Winch.**

USABlueBook®

Get the Best Treatment™

Remit To:
 P.O. Box 9004
 Gurnee, IL 60031-9004
 TEL: (847) 689-3000
 FAX: (847) 689-3001
 TOLL FREE: 1-800-493-9876
 F.E.I.N.: 52-2418852

INVOICE

INVOICE NO.	PAGE NO.
311114	1 of 1
CUSTOMER NO.	DATE
10363	07/14/17

View online at: <http://usabluebook.billtrust.com>
 Web Enrollment Token: MMK QMB FKP

BILL TO: 10363

SHIP TO: 1

THOMPSON WATER & SEWER DEPT
 TOWN HALL
 4052 RTE 42
 MONTICELLO NY 12701
 USA

THOMPSON WATER & SEWER DEPT
 128 ROCKRIDGE DR
 KIAMESHA LAKE NY 12751
 USA

Ordered by: 0005 MIKE MESSENGER

Attention: 0005 MIKE MESSENGER

CUSTOMER P.O. NO.	SHIP DATE	SLP	TERMS	TAX CODE	SALES ORDER NO.	W/H	FREIGHT	SHIP VIA
91105	07/13/17	www	NET 30	NYEXEMPT	410402	33	FXD/PPD	YRC
USA STOCK NO.	DESCRIPTION	ORDERED	SHIPPED	BACKORDER	U/M	PRICE	PER	EXTENSION
88632	Thorn Crane w/Worm Gear Hand Winch 5PT10-M2	1	1	0	EA	1,719.95	EA	1,719.95
88634	Thorn 5BP10 Pedestal Base Powder Coat Upright Mount ** ESTIMATED TAX AMOUNT \$0.00	1	1	0	EA	334.95	EA	334.95

Verbal Quote @ 1,719.95 + freight

THANK YOU for your business!
 1.5% MONTHLY FINANCE CHARGE
 ON AMOUNTS 30 DAYS PAST DUE
 Discounts Apply to Merchandise Only

MERCHANDISE	MISCELLANEOUS	DISCOUNT	TAX	FREIGHT	TOTAL
2,054.90	0.00	0.00	0.00	261.67	2,316.57

Should it become necessary to refer your unpaid balance to a collection agency, a collection fee, not to exceed 25% of the balance referred; plus reasonable attorney's fees; and court costs when necessary, will be added to the balance due.

Please Detach and Return Bottom Portion to Insure Proper Credit to Your Account

USABlueBook®

Get the Best Treatment™

****IMPORTANT****
 Please include this customer #
 on the face of your remittance check.

INVOICE NO.	CUSTOMER NO.	DATE	TOTAL
311114	10363	07/14/17	2,316.57

THOMPSON WATER & SEWER DEPT
 TOWN HALL
 4052 RTE 42
 MONTICELLO NY 12701
 USA

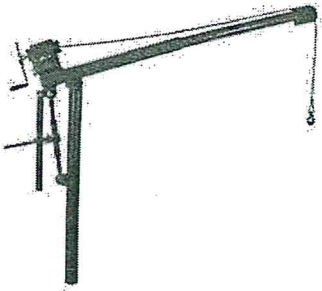
REMITTANCE ADDRESS

USABlueBook
 P.O. Box 9004
 Gurnee, IL 60031-9004



DAYTON 7CZ14 Davit Crane Portable 1000Lb 0-540In Red

[Home](#) [View cart](#)



DAYTON 7CZ14 Davit Crane Portable 1000Lb 0-540In Red

List Price: \$2,792.00

Our Price: \$2,759.53

Sale Price: \$2,696.82

You save \$95.18!

PRICE #.2

Availability Usually Ships Today

Description

DAYTON 7CZ14 Davit Crane Portable 1000Lb 0-540In Red

- [© Copyright 2017 JobSite Express](#)
[Powered by Volusion](#)
[Go to main site](#)

\$ 2,696.82 + freight

Buy Job Site Express

Material Handling | Cranes and Festoon Equipment | Davit Cranes | Davit Crane, 1000 lb., Reach 38", 48", 58" and 68", Lift Range 0" to 540"
View Product Family

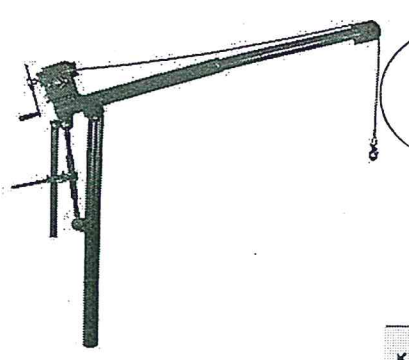
Email Print

DAYTON

Davit Crane, 1000 lb., Reach 38", 48", 58" and 68", Lift Range 0" to 540"



Item # 7CZ14 Mfr. Model # 7CZ14 Catalog Page # 1105 UNSPSC # 24101630



Your Price **\$2,149.20 / each**
~~List Price \$2,368.00~~

This item requires special shipping, additional charges may apply.

Auto-Reorder Every 1 Month

Deliver one time only

1 ADD TO CART

+ Add to list

Shipping Pickup

Expected to arrive Thu. Jul 06.

Ship To 12751 (Change)

Jump to: Required Accessories (2)

PRICE #3

This item is approved for your organization's Custom Catalog.

☆☆☆☆☆ Be the first to write a review

Shipping Weight 225.46 lbs.

Country of Origin China | Country of Origin is subject to change.

Note: Product availability is real-time updated and adjusted continuously. The product will be reserved for you when you complete your order. More



How can we improve our Product Images?

Compare

PRODUCT DETAILS

Portable manual davit crane breaks down into smaller components, allowing them to be used with multiple bases. Corrosion-resistant crane has adjustable base for use on uneven ground. Clever reach is used to calculate load capacity. Stainless steel hand winches come with stainless steel cranes. Local control.

TECHNICAL SPECS			
Item	Davit Crane	Material	Welded Steel
Capacity	1000 lb.	Operation Mode	Manual or Drill
Reach	38", 48", 58" and 68"	Mast Diameter	3.50"
Lift Range	0" to 540"	Span	45 ft.
Color	Red	Swivel Angle	360 Degrees
Finish	Powder Coated	Includes	Crane (35Z841), Winch (35Z849), and Cable (35Z858)

\$ 2,149.20 + freight

Grainger Co.