

Minutes of a Regular Meeting of the Town Board of the Town of Thompson held at the Town Hall, 4052 State Route 42, Monticello, New York on **May 16, 2017**.

ROLL CALL:

Present: Supervisor William J. Rieber, Jr., Presiding (Arrived 9-Minutes Late)
Councilman Richard Sush
Councilman Peter T. Briggs
Councilman Scott S. Mace
Councilman John A. Pavese

Also Present: Marilee J. Calhoun, Town Clerk
Michael B. Mednick, Attorney for the Town (Arrived 30-Minutes Late)
Michael Messenger, Water & Sewer Superintendent
Glenn Somers, Parks & Recreation Superintendent
James Carnell, Jr., Building, Planning & Zoning Director
Kelly M. Murrin, Deputy Town Clerk

REGULAR MEETING – CALL TO ORDER

Councilman Sush opened the meeting at 7:31 PM with the Pledge to the Flag. He welcomed the participation in government students to the meeting.

APPROVAL OF MINUTES:

On a motion made by Councilman Briggs and seconded by Councilman Mace the minutes of the May 02, 2017 Regular Town Board Meeting were approved as presented.

Vote: Ayes 3 Sush, Briggs, and Mace
 Nays 0
 Absent 1 Rieber (He arrived 9-minutes late and was not present for vote.)
 Recused Pavese (He was not present for the meeting.)

PUBLIC COMMENT:

Paul Walsh of Rock Hill commented on the flashing sign at the sharp turn that was located at the intersection of Bowers Road, Wurtsboro Mountain Road and Rock Hill Drive. There have been numerous incidents at this intersection. He encouraged the Town Board to consider the replacement of the flashing sign as a warning for public safety. Councilman Pavese will discuss this matter with Highway Superintendent Richard L. Benjamin, Jr. who is not present this evening and will report back once he has had an opportunity to speak with him.

PRESENTATION: EAGLE SCOUT SERVICE PROJECT – EVAN WATERTON

This presentation was not held at the request of Mr. Waterton and it will be re-scheduled at a later date, which has not been determined at this time.

CORRESPONDENCE:

Supervisor Rieber reported on correspondence that was sent or received as follows:

- 1) **Grant & Lyons LLP:** Letter to Supervisor Steven Vegliante, Town of Fallsburg dated 05/08/17 on behalf of the Basha Kill Area Association (BKAA) Re: Thompson Education Center (TEC) Proposed Security/Caretaker Facility, Renner Road, SBL # 65.-1-11.59.
- 2) **NYS DEC Office of the Commissioner:** Letter to Deputy Administrator dated 05/08/17 Re: Notice of Awarded Rebate of \$14,609.27 through "2016 Municipal Zero-Emission Vehicle (ZEV) & ZEV Infrastructure Rebate Program".
- 3) **Law Offices Suslovich & Klein LLP:** Letter to Comptroller Lasher dated 05/10/17 Re: Kaufman Colony Corp. & Monticello Resort LLC Water & Sewer Charges.
- 4) **NYS DOH:** Letter to Supervisor Rieber dated 05/03/17 Re: "Boil Water Order" Issued May 3rd, 2017 for Melody Lake Acres Water District due to Water Main Break.
- 5) **NYS DOH:** Letter to Supervisor Rieber dated 05/12/17 Re: "Rescind of Boil Water Order" Issued May 12th, 2017.
- 5) **Daniel L. Briggs:** Letter to Supervisor Rieber dated 05/04/17 Re: Resignation from Town of Thompson Board of Assessment Review.
- 6) **MH&E Consulting Engineers DPC:** Letter to NYS DEC dated 05/09/17 Re: Kiamesha Lake WWTP Influent Bar Screen & Influent Grit Removal System Installation Completion and Operation.
- 7) **NYS DEC:** Letter to Supervisor Rieber & Town Board dated 05/05/17 Re: Approval of Plans and Specifications for Sanitary Sewer Extension to Serve Adelaar Resort Sewer District Phase 2 – Chalet Road with Attachments.
- 8) **NYS Agriculture & Markets:** Municipal Shelter Inspection Report dated 05/05/17 – HS of Port Jervis-Deer Park, Inc., Completed on 05/01/17, Rated "Satisfactory".
- 9) **Al Etkin, Master of Ceremonies:** Letter to Supervisor Rieber and Town Board dated 05/15/17 Re: "Memorial Day" Services on 05/29/17 @ 10:30 AM at Sullivan County Government Center.
- 10) **Community Foundation of Orange & Sullivan:** Letter to Supervisor Rieber dated 05/11/17 Re: Denial Grant Application through the Hudson Valley Animal Shelter Fund for a Dog Kennel.

AGENDA ITEMS:

1. REPORT ON BIDS: OLD ROUTE 17 PUMP STATION REPLACEMENT PROJECT FOR THE HARRIS SEWER DISTRICT

Water & Sewer Supt. Messenger said that the bid opening was last Thursday and McGoey, Hauser & Edsall Consulting Engineers for the Town are still in the process of reviewing the submitted bids and will provide their recommendation. There was no action taken at this time until they obtain direction from the Town Engineer on how to proceed. Supervisor Rieber briefly reported on the (5) bids that were submitted. The matter will be re-scheduled to the 06/06/17 Town Board Meeting.

2. REPORT ON BIDS: 40-50 KW GENERATOR PURCHASE FOR THE MELODY LAKE WATER DISTRICT

Supervisor Rieber reported that there were (2) bids received for the 40-50 KW Generator Purchase for the Melody Lake Water District. The bids are as follows: 1) Peak Power Systems, Inc. Total for Items 1, 2 & 3 - \$23,550.00 and 2) Kinsley Power Total for Items 1, 2 & 3 - \$24,320.00. Senior Engineer Matthew J. Sickler, P.E. of McGoey, Hauser & Edsall Consulting Engineers DPC on behalf of the Town reviewed the bids and provided their recommendation. They recommended that the bid be awarded to the low bidder Peak Power Systems, Inc. for all three items in the amount of \$23,550.00. Action to award the Melody Lake Generator Project bid was taken as follows:

The Following Resolution Was Duly Adopted: Res. No. 181 of the Year 2017.

Resolved, that the bid of Peak Power Systems, Inc., for the Melody Lake Generator Project, for the purchase of a 40-50 KW generator for the Melody Lake Water District in the amount of \$23,550.00, be, and the same hereby is, accepted, and the Town Clerk be, and she hereby is, directed to notify the successful bidder of the award thereof.

Moved by: Councilman Briggs Seconded by: Councilman Pavese

Vote: Ayes 5 Rieber, Sush, Pavese, Briggs and Mace

Nays 0

3. REPORT ON BIDS: ROAD WIDENER SKID STEER FOR THE HIGHWAY DEPARTMENT

Highway Superintendent Richard L. Benjamin, Jr. reported that only one bid was received by Tracey Road Equipment, Inc. for the purchase of a Skid Steer Road Widener Attachment. The cost of the bid is \$34,780.00 each. He is recommending that the bid be awarded to the sole bidder.

The Following Resolution Was Duly Adopted: Res. No. 182 of the Year 2017.

Resolved, that the bid of Tracey Road Equipment, Inc., for a Skid Steer Road Widener Attachment in accordance with bid specifications, in the amount of \$34,780.00 each, be, and the same hereby is, accepted, and the Town Clerk be, and she hereby is, directed to notify the successful bidder of the award thereof.

Moved by: Councilman Pavese Seconded by: Councilman Sush

Vote: Ayes 5 Rieber, Pavese, Briggs, Sush and Mace

Nays 0

4. PLANNING OFFICE: REVIEW PRICES FOR ALUMINUM GLASS PARTITIONS FOR OFFICE CUBICLES

Director Carnell reported that according to procurement guidelines he obtained (3) quotes for installation of aluminum glass partitions/office cubicles for the front Planning Office. The quotes obtained are as follows: 1) Sullivan County Glassworks, Inc. \$7,310.00, 2) Keller Glass Specialty, Inc. \$8,390.00 and 3) Empire Office, Inc. \$13,421.19. The Town Board considered the quotations presented and after discussion it was recommended that the Board approve the low quote from Sullivan County Glassworks, Inc. Action was taken as follows:

**INSTITUTED UNDER ARTICLE 7 OF THE REAL PROPERTY TAX
LAW AGAINST THE TOWN OF THOMPSON**

WHEREAS, Saulo Rodriguez and Mary L. Rodriguez have instituted proceedings under Article 7 of the Real Property Tax Law to review the assessments of Tax Map Parcels Section 12, Block 1, Lot 9 and Section 12, Block 1, Lot 10 and which proceedings are pending in the Supreme Court of the State of New York, County of Sullivan, under Index No. 2091-2012; and

WHEREAS, the parties have appeared through counsel, to wit, Michael B. Mednick, Esq. on behalf of respondents, and Orseck Law Offices PLLC by Gerald Orseck, Esq. on behalf of petitioners; and

WHEREAS, negotiations by and between the parties hereto have produced a proposed settlement of the issues and matters in dispute, and

WHEREAS, the proposed settlement will also result in a fair and equitable resolution of the complaint with respect to petitioner's **2012, 2013, 2014, 2015, 2016 and 2017** assessment going forward, to wit, a correction in the assessment of petitioner's real property, **SBL 12-1-9** from **\$55,600.00** to **\$37,500.00**. There will be no change to the assessment of petitioners' real property, **SBL 12-1-10**, and it **shall remain at \$58,400.00**.

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Thompson as follows:

1. That the settlement of the above referenced proceeding be, and the same hereby is in all respects approved and confirmed.

2. That Michael B. Mednick, Esq., attorney for the Town of Thompson, and Van B. Krzywicki, Assessor, be, and they hereby are authorized, empowered and directed to enter into and execute a formal written stipulation of settlement and to bind the Town thereto, such stipulation to be in form approved by the said attorneys.

3. That said Michael B. Mednick, Esq. and Van B. Krzywicki, Assessor, be, and they hereby authorized and empowered to execute any and all other documents and take such other steps as may be reasonably necessary and incidental to effect and finalize the settlement of the subject proceeding.

Moved by: Councilman Richard Sush

Seconded by: Councilman Peter T. Briggs

and a roll call vote thereon as follows:

Supervisor William J. Rieber, Jr.	voting	Aye
Councilman Peter T. Briggs	voting	Aye
Councilman Richard Sush	voting	Aye
Councilman Scott S. Mace	voting	Aye
Councilman John A. Pavese	voting	Aye

8. HIGHWAY DEPARTMENT: DECLARE TRUCK #3 – 2009 DODGE PICKUP TRUCK SURPLUS

The Following Resolution Was Duly Adopted: Res. No. 186 of the Year 2017.

Resolved, that the following vehicles &/or equipment from the Highway Department hereby be declared surplus and that the Highway Superintendent be authorized to either sell at auction, bid or scrap said vehicles/equipment/items, whichever is best financially. The vehicles/equipment/items are listed as follows:

- 1) Truck # 3 – 2009 Dodge Truck, VIN # 3D6WD66LX9G550005

Moved by: Councilman Pavese Seconded by: Councilman Briggs
Vote: Ayes 5 Rieber, Pavese, Briggs, Sush, and Mace
 Nays 0

9. PURCHASE REQUEST: ELECTRIC STANDBY PUMP FOR THE EMERALD GREEN PUMP STATION #9

Superintendent Messenger is requesting authorization to purchase the Electric Standby Pump at the Emerald Green Pump Station #9 from Xylem Dewatering Solutions, Inc., in the amount of \$13,973.40. This is an Emergency Purchase due to an Emergency Repair Condition at the Pump Station. The Pump is currently being rented and it will be more cost effective for the Town to purchase the Pump at the cost provided by the Company less the cost of rental, which has been deducted from the original purchase price. The cost to purchase the same Pump new would be approximately \$60,000.00 to \$70,000.00. This Pump could be utilized elsewhere once it is no longer needed at Pump Station #9. After further discussion action to approve the purchase request was taken as follows:

The Following Resolution Was Duly Adopted: Res. No. 187 of the Year 2017.

Resolved, that the Town Board of the Town of Thompson hereby approve the purchase request for Invoice #400701979 – Dri-Prime HL80M Electric Standby Pump from Xylem Dewatering Solution, Inc. at a cost of \$13,973.40.

Moved by: Councilman Pavese Seconded by: Councilman Briggs
Vote: Ayes 5 Rieber, Pavese, Briggs, Sush and Mace
 Nays 0

(Note: Sole Source Procurement, Emergency Purchase.)

10. BILLS OVER \$1,250.00 – WATER & SEWER DEPARTMENT

The Following Resolution Was Duly Adopted: Res. No. 188 of the Year 2017.

Resolved, that the following bills over \$1,250.00 for the Water & Sewer Department be approved for payment as follows:

Nays 0

OLD BUSINESS:

There was no old business reported on.

NEW BUSINESS:

There was no new business reported on.

SUPERVISOR REPORT:

- Grow the Gateway Corridor Study Meeting scheduled for Wednesday, May 31st, from 5:30 PM – 7PM in the Legislative Hearing Room at the Sullivan County Government Center. Supervisor Rieber said that there is a conflict with the date for several individuals so that the date might change. He will provide the updated information if the date changes.
- Reported on the Countywide Shared Services Initiative Meetings between Sullivan County Representatives, Town Supervisor's and Village Mayor's, which has been mandated by NYS Governor's Office for participation by all Counties. The purpose for the meetings is to discuss options and suggestions to Consolidate and Share Services between the local Municipalities and the Counties. Supervisor Rieber attended the first meeting that was held this evening, which is the reason for his late arrival to this meeting. He said that there will be more similar meetings held.
- Participation in the Town of Liberty Corridor Study along with Sullivan County, which Supervisor Rieber explained and reported on. Further discussion ensued.

COUNCILMEN & DEPARTMENT HEAD REPORTS:

Councilman Briggs reported on the nomination of Jack Luster as Senior of the Year, Retired Senior Volunteer Program (RSVP) and also the nomination of Phyllis Heins of Monticello for Outstanding Achievement to Sullivan County through Volunteerism and the luncheon for the awards will be held on June 7th at the Villa Roma. Both Supervisor Rieber and Councilman Briggs plan to attend the luncheon event. Councilman Briggs also reported on the following events: 1) Catskill Regional Medical Group Urgent Care Facility Ribbon Cutting Ceremony, Thursday, May 25th, 2017 at 3:30 PM. 2) 2nd Annual Peter H. Cahalan Scholarship Meatloaf Dinner at the Monticello Elks Lodge, Thursday, May 25th, 2017, 5PM to 7PM, Tickets are \$20.00 per person. & 3) 25th Annual Rhulen Rock Hill Run & Ramble 5K Event to take place on Saturday, 06/17/2017.

Supervisor Rieber thanked Councilman Briggs for all his efforts regarding the (RSVP) Nominations and Luncheon Event.

Councilman Sush proposed that the Town Board nominate Casimiro "Chico" Rodriguez and Higinio Rodriguez, brothers and partners in Tilly's Diner for consideration of the Sullivan County Chamber Pride Award. The Town Board agreed with the nomination and Councilman Sush will submit the nomination on behalf of the Town Board. He provided a reminder of the following events: Spring Shred Day Event – Saturday, 05/20/2017 (9AM – 12PM) and Spring Cleanup Event – Friday, 06/02/2017 – Saturday,

06/10/2017 (Permit Required). He also inquired about the change in Supervisor term of office. Attorney Mednick replied on the matter, which will be introduced by Local Law in the middle of July for consideration in the November Election.

Water & Sewer Supt. Messenger reported on the status of the Kiamesha Lake WWTP Improvement Project Upgrades regarding the Clarifier's #1 and #2. He also reported that the Melody Lake Acres Water District Plans have been submitted to the NYS DOH for the new well house, pressure tanks and generator earlier today. They will wait to hear back from the NYS DOH regarding the plans so that project can move forward.

Park Supt. Somers reported on a meeting that is scheduled this Thursday with Sullivan Renaissance to discuss a Shared Services Beautification Project between the Town and Village. He also asked if the Town Board would like his Department to continue taking care of mowing and cleaning up the area off Exit 105 Westbound along the NYS Route 42 Corridor. He is not sure if this is the Town's responsibility and if the Town Board would like them to continue maintaining the area again this year before it becomes overgrown. If the Town Board agrees to continue then Supt. Somers will put on the schedule. The Town Board would like to see both sides of the roadway maintained. After further discussion, Supt. Somers said he will contact the NYS DOT to see if they are willing to handle that side of roadway and the Town would handle the other side. Councilman Pavese will also discuss this matter with a NYS DOT Representative that he has contact with.

Director Carnell reported on the ongoing site work at the Kartrite Waterpark project F/K/A Adelaar Resort Waterpark and possible Building Permit issuance for the foundation by the end of the week. Supervisor Rieber also discussed and explained the purpose of the installation of an additional waterline across the Highway. The Montreign Resort Casino at Adelaar is looking to obtain a Temporary Certificate of Occupancy for portions of the Building in October, 2017.

PUBLIC COMMENT:

There was no public comment given.

ANNOUNCEMENTS, REMINDERS & FOR YOUR INFORMATION

- May 20th: Annual Spring Shred Day Event, Town Hall Parking Lot, 9AM to 12PM.
- June 2nd – June 10th: Annual Spring Cleanup Program (Permit Required).

EXECUTIVE SESSION

On a motion made by Councilman Sush and seconded by Councilman Briggs the Town Board entered into Executive Session at 8:47 PM with Town Attorney Michael B. Mednick, Water & Sewer Supt. Michael Messenger, Parks & Recreation Superintendent Glenn Somers and Director James L. Carnell, Jr. to discuss potential contract negotiations regarding Real Property.

On a motion made by Councilman Pavese and seconded by Councilman Sush the Town Board returned from Executive Session and reconvened the Town Board meeting at 9:17 PM. No further action was taken.

ADJOURNMENT

On a motion made by Councilman Briggs and seconded by Councilman Mace the meeting was adjourned at 9:18 PM.

Respectfully Submitted By:



Marilee J. Calhoun, Town Clerk

TOWN OF THOMPSON

Voucher Detail Report

Voucher No.	Stub- Description	Req. No.	Req. Date	Vendor Code	Vendor Name	Ordered By	Fisc Year	Check ID	Voucher Amt.	Pay Due	Approved
Invoice Date	Batch	Recur Months	Refund Year	PO No.	PO Date	Approved By	Period	Contract No.	Check No.	Non Disc.	Cash Account
	Invoice No.			Taxable	Ref No				Check Date		Disc. Amt.

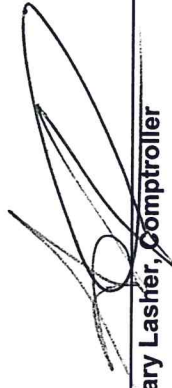
I hereby certify that the vouchers listed on the attached abstracts of prepaid and


claims payable have been duly audited and are presented for payment to the Town

Board of the Town of Thompson at the regular meeting there of, held on the 16th day

of May 2017 in the amounts respectively specified. Authorization is hereby

given and direction is made to pay each of the claimants in the amount as specified upon each claim stated.


 Gary Lasher, Comptroller


 William J. Rieber Jr., Supervisor

