

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 **June 05, 2018**.

ROLL CALL:

Present: Supervisor William J. Rieber, Jr., Presiding
Councilman Peter T. Briggs
Councilman John A. Pavese
Councilman Scott S. Mace

APPROVED

Absent: Councilwoman Melinda S. Meddaugh

Also Present: Marilee J. Calhoun, Town Clerk
Michael B. Mednick, Attorney for the Town
Michael Messenger, Water & Sewer Superintendent
Keith Rieber, Assistant Water & Sewer Superintendent
Glenn Somers, Parks & Recreation Superintendent
James Carnell, Jr., Director of Building, Planning, & Zoning
Patrice Chester, Deputy Administrator
Melissa DeMarmels, Comptroller
Luis A. Alvarez, Chairman Sullivan County Legislature
Michael A. Schiff, Sullivan County Sheriff
Freda Eisenberg, Sullivan County Planning Commissioner

PUBLIC HEARING: TO AMEND TOWN & VILLAGE JOINT COMPREHENSIVE PLAN TO INCLUDE "GROW THE GATEWAY CORRIDOR STUDY & DESIGN GUIDELINES"

Supervisor Rieber opened the Public Hearing at 7:32 PM.

Town Clerk Marilee J. Calhoun read the legal public notice and stated that she had an original affidavit of publication. The legal notice for the Town was published in the Sullivan County Democrat on May 25, 2018. Notification was also posted on the Town Hall Bulletin Board and Town of Thompson website.

Freda Eisenberg, Commissioner of Sullivan County Division of Planning and Environmental Management gave a 10 minute overview regarding the "Grow the Gateways Corridor Study and Design Guidelines". A full 20-minute Power Point Presentation was given at the last meeting during the Joint Public Hearing with the Village. Questions and answers were then provided in an open forum.

Supervisor Rieber asked if the Board had any comments. Councilman Mace said that it's great to have all layers of Government working together.

Supervisor Rieber asked if anyone from the public would like to be heard on this matter. There was no public comment made.

After an opportunity for all persons to be heard Supervisor Rieber entertained a motion that the public hearing be closed.

A motion to close the Public Hearing at 7:44 PM was made by Councilman Mace and seconded by Councilman Briggs.

REGULAR MEETING – CALL TO ORDER

Supervisor Rieber opened the meeting at 7:45 PM with the Pledge to the Flag.

MONTHLY REPORTS FOR MAY 2018 RECEIVED AND FILED

Building Department & Code Enforcement Officer's Report
Dog Control Officer's Report
Comptroller's Budgetary Report

APPROVAL OF MINUTES:

On a motion made by Councilman Briggs and seconded by Councilman Pavese the minutes of the May 22, 2018 Regular Town Board Meeting was approved as presented.

Vote: Ayes 4 Rieber, Pavese, Briggs, and Mace

Nays 0

Absent 1 Meddaugh

PRESENTATION BY: HON. LUIS ALVAREZ, CHAIRMAN SULLIVAN COUNTY LEGISLATURE – REVIEW & DISCUSS 2018 STATE OF THE COUNTY ADDRESS

Hon. Luis Alvarez, Chairman Sullivan County Legislature gave a 35-minute presentation regarding the 2018 State of the County Address, which was recently provided. Sullivan County representatives Sheriff Michael A. Schiff and Division of Planning and Environmental Management Commissioner Freda Eisenberg were also present for the presentation. After the presentation there were brief comments made with some discussion. Supervisor Rieber and the Town Board thanked Legislator Alvarez, Sheriff Schiff and Commissioner Eisenberg for attending the meeting and working together with the local municipalities.

PUBLIC COMMENT:

Phillip Winograd of Starlight Road, Monticello thanked the Town for having the Shred Day Event and the town employees that helped. He also thanked the Monticello Fire Department for providing the water and dry ice during the recent storm.

CORRESPONDENCE:

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

1. Town Clerk Calhoun: Letter dated 05/15/18 to Lebaum Company, Inc. Re: Notice of Claim – Lance D. Tate, Sr. vs. Town of Thompson, Date of Action: 03/17/2018.

2. Dawn DiMilita: Letter dated 05/29/18 to Town of Thompson Re: Reimbursement for Vehicle Damage. Notice of Claim would be required in order to proceed.

3. Thompson Sanitation Corp.: Letter dated 05/30/18 to Town of Thompson Re: Requests for the Rhulen Run & Ramble Event scheduled in Rock Hill on June 16th.

4. NYS DOH: Letter dated 05/23/18 to Supervisor Rieber Re: Notification to Rescind Boil Water Order for the Lucky Lake Water District.

5. NYS Dept. of Taxation & Finance, Office of Real Property Tax Services: Notice of Tentative State Equalization Rate for 2018 is 86.00 dated 05/22/18.

6. Birchwood Estates, LLC: Town of Thompson Planning Board Notice of Public Hearing on June 13th, 2018 at 7:00 PM – to Consider Application for Site Plan Modification for Special Use Permit.

AGENDA ITEMS:

1. ACTION: RESOLUTION TO AMEND TOWN & VILLAGE JOINT COMPREHENSIVE PLAN TO INCLUDE “GROW THE GATEWAY CORRIDOR STUDY & DESIGN GUIDELINES”

The Following Resolution Was Duly Adopted: Res. No. 213 of the Year 2018.

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 June 05, 2018

RESOLUTION FOR A NEGATIVE DECLARATION PURSUANT TO SEQRA FOR THE ADOPTION OF THE GROW THE GATEWAYS PLAN AND DESIGN GUIDELINES AS AN AMENDMENT TO THE TOWN OF THOMPSON AND VILLAGE OF MONTICELLO JOINT COMPREHENSIVE PLAN

WHEREAS, the Town of Thompson, in conjunction with the Village of Monticello and County of Sullivan Planning Department, has compiled a Grow the Gateways Plan and Design Guidelines, which the Town would like to include as part of its Joint Comprehensive Plan with the Village of Monticello; and

WHEREAS, Lead Agency for such Project is the Town Board of the Town of Thompson, whose address is 4052 Route 42, Monticello, New York 12701, the designation of which was accomplished by resolution duly adopted at a regular meeting of the Town Board held on June 5, 2018; and

WHEREAS, this Project is an Unlisted Action for the purposes of SEQRA; and

WHEREAS, the Supervisor has prepared and submitted Part 1- Project Information - of the (short) Environmental Assessment Form; and

WHEREAS, this Board has thoroughly reviewed the Environmental Assessment Form and considered each and every impact in accordance with SEQRA.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board makes the following determinations:

1. That the inclusion of the Grow the Gateways Plan and Design Guidelines into the Joint Comprehensive Plan will not have a negative impact on the environment; and
2. That the Town Board adopts a Negative Declaration; and
3. This Resolution shall take effect immediately.

Moved by: Councilman Scott S. Mace
Seconded by: Councilman Peter T. Briggs

Adopted the 5th day of June, 2018.

The members of the Town Board voted as follows:

Supervisor WILLIAM J. RIEBER, JR.	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Councilman PETER S. BRIGGS	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Councilman SCOTT S. MACE	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Councilman JOHN A. PAVESE	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Councilwoman MELINDA S. MEDDAUGH	Yes <input type="checkbox"/> No <input type="checkbox"/> Absent

The Following Resolution Was Duly Adopted: Res. No. 214 of the Year 2018.

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 June 05, 2018

RESOLUTION TO ADOPT GROW THE GATEWAYS PLAN AND DESIGN GUIDELINES AS AN AMENDMENT TO THE TOWN OF THOMPSON AND VILLAGE OF MONTICELLO JOINT COMPREHENSIVE PLAN

WHEREAS, the Town of Thompson and Village of Monticello are the County seat in Sullivan County which draws people from all over the county and state on a daily basis; and

WHEREAS, the Gateway Corridors along State Route 17 in the Town of Thompson are the first impressions to thousands of visitors who are going to major attractions such as Bethel Woods Center for Performing Arts or to Resorts World Catskills Casino; and

WHEREAS, the Town of Thompson wants to plan for the future growth of the Town and seize the opportunities provided by the new resort development in the area, to make new development better, faster, more efficient, more attractive and more supportive of the community

needs and goals; and

WHEREAS, the Town of Thompson, in conjunction with the Village of Monticello and County of Sullivan Planning Department, has conducted a study of these local gateway entrances and have compiled a “Grow the Gateways” Plan and Design Guidelines, which the Town of Thompson would like to include as part of its Comprehensive Plan as a blueprint for future development of its gateway corridors; and

WHEREAS, the Town of Thompson and Village of Monticello have conducted a joint public hearing on this Grow the Gateways Plan and Design Guidelines, which took place on May 22, 2018, and the Town of Thompson conducted a second public hearing regarding the amendment of the Joint Comprehensive Plan to add the Grow the Gateways Plan and Design Guidelines as an addendum to such Comprehensive Plan on June 5, 2018, where all persons interested had an opportunity to be heard.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Thompson adopts the Grow the Gateways Plan and Design Guidelines as an addendum to the Town of Thompson and Village of Monticello Joint Comprehensive Plan. A copy of the Grow the Gateways Plan and Design Guidelines are attached to this Resolution; and

BE IT FURTHER RESOLVED, that the Town of Thompson and Village of Monticello Joint Comprehensive Plan shall hereby be amended to include the Grow the Gateways Plan and Design Guidelines and same shall become part and parcel of the Joint Comprehensive Plan.

Adopted the 5th day of June, 2018.

Moved by: Councilman Peter T. Briggs
Seconded by: Councilman John A. Pavese

The members of the Town Board voted as follows:

Supervisor WILLIAM J. RIEBER, JR.	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Councilman PETER T. BRIGGS	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Councilman SCOTT S. MACE	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Councilman JOHN A. PAVESE	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Councilwoman MELINDA S. MEDDAUGH	Yes <input type="checkbox"/> No <input type="checkbox"/> Absent

2. AUTHORIZE EXECUTION OF MEMORANDUM OF UNDERSTANDING BETWEEN THE TOWN AND THE ROCK HILL BUSINESS AND COMMUNITY ASSOCIATION TO ALLOCATE FUNDS UNDER THE SULLIVAN RENAISSANCE 2018 MUNICIPAL PARTNERSHIP GRANT PROGRAM.

The Following Resolution Was Duly Adopted: Res. No. 215 of the Year 2018.

Resolved, that the Town Board of the Town of Thompson hereby approves a Memorandum of Understanding between the Town of Thompson and the Rock Hill

Business and Community Association to allocate funds under the Sullivan Renaissance 2018 Municipal Partnership Grant Program and Further Be It Resolved, that the Town Supervisor hereby be authorized to execute said Memorandum of Understanding on behalf of the Town as presented.

Moved by: Councilman Mace Seconded by: Councilman Briggs

Vote: Ayes 4 Rieber, Pavese, Briggs and Mace

Nays 0

Absent 1 Meddaugh

3. DISCUSSION AND APPROVAL OF REQUEST FOR PROPOSALS FOR PROFESSIONAL SERVICES FOR BRAND MESSAGING, WEBSITE DESIGN, PROMOTION CAMPAIGN AND PUBLIC INFORMATION STRATEGY.

Deputy Administrator Patrice Chester reported that the Town received (6) Proposals for Professional Services for Brand Development and Messaging, Website Design, Promotional Campaign and Public Information Strategy. There was (1) Proposal only for Branding and (1) Proposal only for website design. The other (4) Proposals were interviewed by the Committee of (4) Members. The Monticello Chamber of Commerce has \$10,000.00 from the County for Plans and Progress Grants to apply towards this project. The proposal selected is Honest Creative for a total price quote for 6-month period is \$39,000.00. The proposal was not selected solely on dollar amount, but they happen to be the lowest bidder. The Committee liked the presentation, product and past campaigns. The net cost would be \$29,000.00 after the \$10,000.00 Plans and Progress Grant Funds are deducted. Supervisor Rieber said that \$50,000.00 was budgeted for this project. There will be several items done during the same time period and should be completed within a 6-month period. Deputy Administrator also said that there could be additional items including promotional and advertising that could be considered and possibly budgeted for next year. The \$29,000.00 cost would be billed out monthly rather than one payment. The Town Board reviewed the provided documentation and took action to approve the proposal of Honest Creative upon the recommendation of the Committee. Action was taken as follows:

The following Resolution Was Duly Adopted: Res. No. 216 of the Year 2018.

Resolved, that the Proposal of Honest Creative for Professional Services for Brand Development and Messaging, Website Design, Promotional Campaign and Public Information Strategy in the amount of \$39,000.00 hereby be approved as submitted. Further Be It Resolved, that the Town Supervisor hereby be authorized to execute any necessary documents in connection with said proposal and engagement of services.

Moved by: Councilman Mace Seconded by: Councilman Briggs

Vote: Ayes 4 Rieber, Pavese, Briggs and Mace

Nays 0

Absent 1 Meddaugh

4. KIAMESHA LAKE SEWER DISTRICT TRIBUTARY SEWERLINE REPLACEMENT PROJECT: ESTABLISH DATE FOR PUBLIC HEARING JUNE 19TH, 2018 AT 7:30 PM – BONDING ON THE PROPOSED INCREASE AND IMPROVEMENT OF THE

FACILITIES OF KIAMESHA LAKE SEWER DISTRICT, ESTIMATED COST
\$1,500,000.00.

The Following Resolution Was Duly Adopted: Res. No. 217 of the Year 2018.

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 June 5, 2018, at 07:30 o'clock P.M., Prevailing Time.

PRESENT:

William J. Rieber, Jr.
Supervisor

Scott S. Mace
Councilman

John A. Pavese
Councilman

Peter T. Briggs
Councilman

ABSENT:

Melinda S. Meddaugh
Councilwoman

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In the Matter of the Increase and Improvement
of the Facilities of the Kiamesha Lake Sewer
District in the Town of Thompson, Sullivan
County, New York.

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ORDER CALLING PUBLIC HEARING

WHEREAS, the Town Board of the Town of Thompson, Sullivan County, New York, has had under consideration the increase and improvement of the facilities of the Kiamesha Lake Sewer District, in said Town, consisting of the replacement of the sewer main trunk line tributary to the Kiamesha Waste Water Treatment Plant, including incidental expenses in connection therewith; and

WHEREAS, the Town Board of said Town has duly caused McGoey, Hauser and Edsall Consulting Engineers D.P.C. to prepare a plan and report, including an estimate of cost, dated March 1, 2018, relating to said increase and improvement of facilities in said District; and

WHEREAS, the estimated maximum cost to said District of such increase and improvement of facilities is determined to be \$1,500,000; and

WHEREAS, such cost shall be annually apportioned and assessed upon the several lots and parcels of land within said District in the manner provided by law in an amount sufficient to pay the principal and interest on said bonds as the same become due; and

WHEREAS, it is now desired to call a public hearing on said proposed increase and improvement of facilities and the plan and report, including estimate of cost pursuant to Section 202-b of the Town Law; NOW, THEREFORE, BE IT

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

Section 1. A meeting of the Town Board of the Town of Thompson, Sullivan County, New York, shall be held at the Town Hall, in Monticello, New York, in said Town, on June 19, 2018, at 7:30 o'clock P.M., Prevailing Time, for the purpose of conducting a public hearing on the proposed increase and improvement of the facilities of said District in said Town, and the plan and report, including estimate of cost referred to in the preambles hereof, at which time and place said Town Board will hear all persons interested in the subject thereof concerning the same.

Section 2. The Town Clerk is hereby authorized and directed to cause a notice of said public hearing to be published in the Sullivan County Democrat, a newspaper having general circulation in said Town, and posted in the manner prescribed by law, which notice shall be in substantially the following form, to-wit:

Section 3. This order shall take effect immediately.

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that the Town Board of the Town of Thompson, Sullivan County, New York, will meet at the Town Hall, in Monticello, New York, in said Town, on June 19, 2018, at 7:30 o'clock P.M., Prevailing Time, for the purpose of conducting a public hearing relating to the proposed increase and improvement of the facilities of the Kiamesha Lake Sewer District (the "District") in said Town, consisting of the replacement of the sewer main trunk line tributary to the Kiamesha Waste Water Treatment Plant, including incidental expenses in connection therewith, in said District, at an estimated maximum cost of \$1,500,000, at which time and place said Town Board will hear all persons interested in the subject thereof concerning the same.

Such cost shall be annually apportioned, levied and collected in said District in the manner provided by law in an amount sufficient to pay the principal and interest on said bonds as the same become due.

The plan and report, including estimate of cost, relating to this project, prepared by McGoey, Hauser and Edsall Consulting Engineers D.P.C. and dated March 1, 2018, is on the file in the Office of the Town Clerk where it is available for public inspection during normal business hours.

Dated: Monticello, New York
June 05, 2018

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF THOMPSON,
SULLIVAN COUNTY, NEW YORK

Marilee J. Calhoun, Town Clerk

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

William J. Rieber, Jr., Supervisor	VOTING	Aye
Scott S. Mace, Councilman	VOTING	Aye
John A. Pavese, Councilman	VOTING	Aye

Peter T. Briggs, Councilman	VOTING	Aye
Melinda S. Meddaugh, Councilwoman	VOTING	Absent

The order was thereupon declared duly adopted.

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5. TAX CERTIORARI SETTLEMENT: ANTHOS HOMES NY LLC (9) PARCELS FOR 2015, 2016 & 2017

Attorney Mednick presented a Resolution on the above named property tax settlement proceeding. Attorney Mednick and Assessor Van B. Krzywicki recommended that the settlement be approved as per the provided Resolution. Attorney Mednick explained the settlement agreement. The Town Board took action on the settlement as follows:

The Following Resolution Was Duly Adopted: Res. No. 218 of the Year 2017.

RESOLUTION AUTHORIZING SETTLEMENT OF A PROCEEDING INSTITUTED UNDER ARTICLE 7 OF THE REAL PROPERTY TAX LAW AGAINST THE TOWN OF THOMPSON

WHEREAS, Anthos Homes NY LLC has instituted proceedings under Article 7 of the Real Property Tax Law to review the assessments of the tax map parcels attached hereto as “Schedule A” and which proceedings are pending in the Supreme Court of the State of New York, County of Sullivan, under the Index Numbers contained in “Schedule A”; and

WHEREAS, the parties have appeared through counsel, to wit, Michael B. Mednick, Esq. on behalf of respondents, and Drew, Davidoff & Edwards Law Offices, LLP, on behalf of petitioner; 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 **2015, 2016, and 2017** assessment, to wit, a reduction in the assessment of petitioner’s real property, **SBL 102-3-10.2** from \$135,100.00 to \$110,900.00; and

WHEREAS, the proposed settlement will also result in a fair and equitable resolution of the complaint with respect to petitioner’s **2016 and 2017** assessment of petitioner’s real property, **SBL 109A-2-5.3**, to wit, the assessment will remain unchanged at \$68,900.00; and

WHEREAS, the proposed settlement will also result in a fair and equitable resolution of the complaint with respect to petitioner’s **2016 and 2017** assessment, to wit, a reduction in the assessment of petitioner’s real property, **SBL 109A-2-5.16** from \$130,000.00 to \$97,200.00; and

WHEREAS, the proposed settlement will also result in a fair and equitable resolution of the complaint with respect to petitioner's **2015, 2016 and 2017** assessment, to wit, a reduction in the assessment of petitioner's real property, **SBL 119-8-4** from \$111,100.00 to \$94,800.00; and

WHEREAS, the proposed settlement will also result in a fair and equitable resolution of the complaint with respect to petitioner's **2016 and 2017** assessment of petitioner's real property, **SBL 102-3-10.1**, to wit, the assessment will remain unchanged at \$102,100.00; and

WHEREAS, the proposed settlement will also result in a fair and equitable resolution of the complaint with respect to petitioner's **2017** assessment, to wit, a reduction in the assessment of petitioner's real property, **SBL 52P-2-5** from \$192,300.00 to \$145,900.00; and

WHEREAS, the proposed settlement will also result in a fair and equitable resolution of the complaint with respect to petitioner's **2017** assessment, to wit, a reduction in the assessment of petitioner's real property, **SBL 52G-1-37** from \$229,600.00 to \$199,900.00; and

WHEREAS, the proposed settlement will also result in a fair and equitable resolution of the complaint with respect to petitioner's **2017** assessment of petitioner's real property, **SBL 52V-1-13**, to wit, the assessment will remain unchanged at \$95,600.00; and

WHEREAS, the proceeding pending in the Supreme Court of the State of New York, County of Sullivan, under Index No. 1368-2017 is hereby withdrawn as Petitioner is no longer the owner of record for tax map parcel **SBL 114-10-16.1**.

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 Scott S. Mace
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 Scott S. Mace	voting	Aye
Councilman John A. Pavese	voting	Aye
Councilwoman Melinda S. Meddaugh	voting	Absent

SCHEDULE A

<u>Index No.</u>	<u>SBL</u>
1760-2015; 1271-2016; 1365-2017	102-3-10.2
1270-2016; 1363-2017	109A-2-5.3
1272-2016; 1364-2017	109A-2-5.16
1755-2015; 1273-2016; 1366-2017	119-8-4
1269-2016; 1367-2017	102-3-10.1
1360-2017	52P-2-5
1362-2017	52G-1-37
1361-2017	52V-1-13
1368-2017	114-10-16.1

6. TAX CERTIORARI SETTLEMENT: RONSTEIN CONSTRUCTION CORP., SBL # 52G.-1-30, 45 DARTMOUTH DRIVE, ROCK HILL FOR 2017 & 52V.-3-11, 8 WESTFIELD CT., ROCK HILL FOR 2017.

Attorney Mednick presented a Resolution on the above named property tax settlement proceeding. Attorney Mednick and Assessor Van B. Krzywicki recommended that the settlement be approved as per the provided Resolution. Attorney Mednick explained the settlement agreement. The Town Board took action on the settlement as follows:

The Following Resolution Was Duly Adopted: Res. No. 219 of the Year 2017.

**RESOLUTION AUTHORIZING SETTLEMENT OF A PROCEEDING
INSTITUTED UNDER ARTICLE 7 OF THE REAL PROPERTY TAX
LAW AGAINST THE TOWN OF THOMPSON**

WHEREAS, Ronstein Construction Corp. has instituted proceedings under Article 7 of the Real Property Tax Law to review the assessment of Tax Map Parcel Section 52G, Block 1, Lot 30 and which proceeding is pending in the Supreme Court of the State of New York, County of Sullivan, under Index No. 1372-2017; and Tax Map Parcel Section 52V, Block 3, Lot 11 and which proceeding is pending in the Supreme Court of the State of New York, County of Sullivan, under Index No. 1370-2017; and

WHEREAS, the parties have appeared through counsel, to wit, Michael B. Mednick, Esq. on behalf of respondents, and Drew, Davidoff & Edwards Law Offices, LLP, on behalf of petitioner; 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 2017 assessment, to wit, a reduction in the assessment of petitioner's real property, **SBL 52G-1-30** from \$229,100.00 to \$200,900.00; and

WHEREAS, the proposed settlement will also result in a fair and equitable resolution of the complaint with respect to petitioner's 2017 assessment of petitioner's real property, **SBL 52V-3-11**, to wit, the assessment will remain unchanged at \$127,400.00.

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 Peter T. Briggs

Seconded by: Councilman Scott S. Mace

and a roll call vote thereon as follows:

Supervisor William J. Rieber, Jr.	voting	Aye
Councilman Peter T. Briggs	voting	Aye
Councilman Scott S. Mace	voting	Aye
Councilman John A. Pavese	voting	Aye
Councilwoman Melinda S. Meddaugh	voting	Absent

7. BUILDING DEPARTMENT: DISCUSS AND APPROVE REPLACEMENT OF TABLET.

Director James Carnell, Jr. reported that one of the Building Department's tablets was damaged back in April due to a dog bite incident that occurred involving an employee. The tablet was insured through Asurion, which is a separate entity and not through Verizon. There is a \$99.00 deductible due in order to replace the tablet. The deductible has to be paid by an electronic check, electronic transfer or credit card. Purchase Orders and Vouchers are not acceptable. Director Carnell with the Boards approval is willing to use his credit card to pay the \$99.00 deductible and submit receipt for reimbursement once the payment has been processed and new tablet received.

The Following Resolution Was Duly Adopted: Res. No. 220 of the Year 2018.

Resolved, that the Town Board of the Town of Thompson hereby authorize payment of the \$99.00 deductible to Asurion Corp. and authorize James L. Carnell, Jr., Director of Zoning, Planning and Building Departments to use his personal credit card to pay for said expense and to be reimbursed by the Town upon submission of proof of payment.

Moved by: Councilman Pavese Seconded by: Councilman Briggs

Vote: Ayes 4 Rieber, Pavese, Briggs and Mace

Nays 0

Absent 1 Meddaugh

8. DISCUSSION: NYSEG/TOWN OF THOMPSON STREETLIGHT SALE PROPOSAL CONFIDENTIALITY AGREEMENT

The Following Resolution Was Duly Adopted: Res. No. 221 of the Year 2018.

Resolved, that Agenda Item No. 8 regarding Discussion involving NYSEG/Town of Thompson Streetlight Sale Proposal Confidentiality Agreement hereby be tabled pending further review.

Motion by: Councilman Briggs Seconded by: Councilman Mace

Vote: Ayes 4 Rieber, Pavese, Briggs and Mace

Nays

Absent 1 Meddaugh

9. WATER & SEWER DEPT.: PROMOTE EMPLOYEE JONAH LAGRUTTA TO SEWER PLANT OPERATOR TRAINEE WITH GRADE C WATER LICENSE AT CONTRACTED RATE OF \$23.13 PER HOUR.

Water & Sewer Superintendent Michael Messenger provided a request to promote employee Jonah LaGrutta to Sewer Plant Operator Trainee with Grade C Water License with a CDL license at a contracted rate of \$23.13 per hour. Further discussion regarding this matter will take place during Executive Session at the end of the meeting.

10. HIGHWAY DEPARTMENT ITEMS:

- A) Discuss Transfer of \$109,000.00 from "A" Fund Casino Revenues to Highway DA 5130.2 for Equipment.
- B) Approve the Purchase of a 2018 Caterpillar 420F Backhoe from HO Penn on State Bid Contract.
- C) Discuss Transfer of \$24,210.00 from the Proceeds of Equipment Sales (Highway DA 000.2665.000) to (Highway DA 5130.2) for Equipment.
- D) Discuss Purchase of a Used Plow Truck for use as a spare vehicle.

Highway Superintendent Richard L. Benjamin, Jr. provided a request regarding the above mentioned items A-D. There was a brief discussion regarding the requests. Supt. Benjamin was away attending Highway School and not present. The Town Board would like to have further discussion and clarification with Superintendent Benjamin prior to taking action on the requested items.

contingency plan. There is funding to replace the gravity line as part of the original contract and the force main would be additional. The maximum cost for both change orders to include the (2) contingency items should not exceed \$25,000.00.

The Following Resolution Was Duly Adopted: Res. No. 229 of the Year 2018.

Resolved, that the 1st and 2nd Change Orders for the Emerald Green Pump Station No. 9 Replacement Project in the amount not to exceed \$25,000.00 between the Town of Thompson and PK Songer Plumbing (Contract 1-G) for (2) contingency items hereby be approved and that the Town Supervisor hereby be authorized to execute said Change Orders up to \$25,000.00; Further Be It Resolved, that said resolution shall be subject to receipt of formal Change Orders provided by McGoey, Hauser and Edsall Consulting Engineers DPC (Town Engineers) and funding approval by the Town Comptroller.

Moved by: Councilman Pavese Seconded by: Councilman Mace

Vote: Ayes 4 Rieber, Pavese, Briggs and Mace

Nays 0

Absent 1 Meddaugh

Director Carnell reported on the status of the employment canvass letters that have been sent out to the various candidates for a part-time Code or Enforcement Officer Position with the Building Department for the 2018 summer season. The letters are due to be returned by June 13th after that date interviews will be conducted.

PUBLIC COMMENT:

There was no public comment given.

ANNOUNCEMENTS, REMINDERS & FOR YOUR INFORMATION

- June 1st – June 16th: Annual Spring Cleanup Program (Permit Required).
- June 19th: Regular Town Board Meeting at 7:30 PM.
- June 19th: Public Hearing at 7:30 PM – Kiamesha Lake Sewer District Tributary Sewerline Replacement Project Bonding on The Proposed Increase and Improvement of The Facilities Of Kiamesha Lake Sewer District, Estimated Cost \$1,500,000.00.

EXECUTIVE SESSION

On a motion made by Councilman Pavese and seconded by Councilman Briggs the Town Board entered into Executive Session at 9:17 PM with Town Attorney Michael B. Mednick to discuss a personnel matter.

On a motion made by Councilman Briggs and seconded by Councilman Pavese the Town Board returned from Executive Session and reconvened the Town Board meeting at 9:35 PM. Further action was taken as follows:

AMEND WATER & SEWER DEPARTMENT EMPLOYEE CLASSIFICATION FOR JONAH LAGRUTTA FROM A SEWER PLANT OPERATOR TRAINEE TO A SEWER PLANT OPERATOR TRAINEE WITH A GRADE C WATER LICENSE

The Following Resolution Was Duly Adopted: Res. No. 230 of the Year 2018.

Resolved, that the title classification of Water & Sewer Department Employee Jonah LaGrutta hereby be changed from a Sewer Plant Operator Trainee at a contracted salary of \$18.89 per hour to a Sewer Plant Operator Trainee with a Grade C Water License at the appropriate contracted salary of \$23.13 per hour and that said changes are to become effective today.

Moved by: Councilman Pavese Seconded by: Councilman Briggs

Vote: Ayes 4 Rieber, Pavese, Briggs and Mace

Nays 0

Absent 1 Meddaugh

ADJOURNMENT

On a motion made by Councilman Mace and seconded by Councilman Briggs the meeting was adjourned at 9:36 PM.

Respectfully Submitted By:



Marilee J. Calhoun, Town Clerk