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 20, 2017.**

ROLL CALL:

Present:

Supervisor William J. Rieber, Jr., Presiding

Councilman Richard Sush Councilman Peter T. Briggs Councilman John A. Pavese

Absent:

Councilman Scott S. Mace

Also Present:

Marilee J. Calhoun, Town Clerk

Michael B. Mednick, Attorney for the Town

Paula E. Kay, Deputy Town Attorney

Michael Messenger, Water & Sewer Superintendent Glenn Somers, Parks & Recreation Superintendent

Patrice Chester, Deputy Administrator Gary J. Lasher, Town Comptroller

REGULAR MEETING – CALL TO ORDER

Supervisor Rieber opened the meeting at 7:33 PM with the Pledge to the Flag.

APPROVAL OF MINUTES:

On a motion made by Councilman Briggs and seconded by Councilman Pavese the minutes of the June 06, 2017 Regular Town Board Meeting were approved as presented.

Vote: Ayes 4

Rieber, Pavese Sush and Briggs

Nays 0

Absent 1

Mace

PUBLIC COMMENT:

There was no public comment given.

CORRESPONDENCE:

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

- June Romer Thank You Letter to Ms. Kelly Murran for all her Work and Assistance with a Record Request.
- 2) NYS DEC Notice of Complete Application dated 06/08/17 for EPT Concord Resort (Waterpark & Resort Hotel at Adelaar Project).
- 3) Press Release County of Sullivan Office of Sustainable Energy dated 06/20/17 entitled "Thompson, Sullivan County Charging Forward" regarding \$5,000.00 grant

funding authorized to allow Town of Thompson to install an electric vehicle charging station.

- **4) Environmental Design & Research:** Letter dated 06/15/17 Re: Entertainment Village Hotel Notice of Adoption of SEQRA Negative Declaration.
- 5) Yankee Lake Preservation Association (YLPA): Letter dated 06/12/17 from Robert F. Rogers, President advising of significant concerns regarding the proposed Thompson Education Center's project. Copies of the following documents regarding the same project were also provided: Letter dated 05/17/17 to Paula E. Kay from Laura A. Coruzzi, Esq. on behalf of the (YLPA), Letter dated 05/23/17 to Town of Thompson Planning Board Chairman Lou Kiefer and Planning Board Members from John F. Lyons & Kimberly A. Garrison of Grant & Lyons LLP and Letter dated 08/05/16 to Town of Thompson Planning Board Chairperson Patrice Chester and Planning Board Members from Norbert Quenzer Jr., PWS, CWB, CE, Vice President/Senior Ecologist of Bagdon Environmental.

AGENDA ITEMS:

1. EPR PROPERTIES-WATERPARK PROJECT: AUTHORIZE SUPERVISOR TO EXECUTE AGREEMENT WITH EPR PROPERTIES WITH REGARD TO PERMIT AND INSPECTION FEES AND CONCURRENT AGREEMENT WITH TOWN ENGINEER MH&E TO PROVIDE SAID SERVICES.

Deputy Town Attorney Paula E. Kay said that she has not received the agreement from Attorney Helen Mauch on behalf of EPR Properties regarding the Waterpark Project Permit and Inspection Fees. Attorney Kay briefly explained terms that should be included in the agreement. Attorney Kay is recommending that the matter be rescheduled until once the agreement has been received. There was some discussion regarding the matter, but there was no action taken.

2. EPR PROPERTIES-CHALET ROAD PROJECT: AUTHORIZE SUPERVISOR TO EXECUTE AGREEMENT WITH EPR PROPERTIES WITH REGARD TO PERMIT AND INSPECTION FEES AND CONCURRENT AGREEMENT WITH TOWN ENGINEER MH&E TO PROVIDE SAID SERVICES.

Deputy Town Attorney Paula E. Kay explained the proposed permit fee and bonding agreements for the Chalet Road Improvements between the Town of Thompson and Adelaar Developer, LLC and the Town of Thompson and McGoey, Hauser & Edsall Consulting Engineers, DPC. This agreement covers the infrastructure, inspection fees, bonding and Planning Board escrow fees all included in one agreement for the Chalet Road Improvements. Supervisor Rieber and Deputy Town Attorney Kay both briefly explained some of the stipulations in the agreements. Action to approve and authorize execution of the agreements was taken as follows:

The Following Resolution Was Duly Adopted: Res. No. 200 of the Year 2017.

Resolved, that the Town Board of the Town of Thompson hereby approves the Permit Fee and Bonding Agreement between Adelaar Developer, LLC and the Town of Thompson for the Chalet Road Improvements subject to Town Attorney approval. Further Be It Resolved, that the Town Supervisor hereby be authorized to execute said agreement, which will be filed in the Town Clerk's Office and available for inspection upon request.

Moved by: Councilman Briggs Seconded by: Councilman Sush

Vote: Ayes 4 Rieber, Pavese, Briggs and Sush

Nays 0

Absent 1 Mace

The Following Resolution Was Duly Adopted: Res. No. 201 of the Year 2017.

Resolved, that the Adelaar Infrastructure Agreement for Professional Engineering Services between McGoey, Hauser & Edsall Consulting Engineers DPC and the Town of Thompson for Construction Review (Bid Package G – Chalet Road Improvements) hereby be approved and Further Be It Resolved that the Town Supervisor hereby be authorized to execute said agreement as presented, which will be filed in the Town Clerk's Office and available for inspection upon request.

Moved by: Councilman Briggs Seconded by: Councilman Sush

Vote: Ayes 4 Rieber, Pavese, Briggs and Sush

Nays 0

Absent 1 Mace

3. SLEEPY HOLLOW DEVELOPMENT – DISCUSS FORMAL PILOT REQUEST AND TERMINATION OF OLD PILOT.

Supervisor Rieber reported that the Edgewater Housing Development Fund Company of the Sleepy Hollow Development has a deal to sell the property to another Company who is looking to request a new PILOT Agreement to extend the agreement by 20-Years to coincide with the mortgage. Assessor Van B. Krzywicki and Supervisor Rieber have both reviewed the proposed PILOT Agreement and have found some items of concern and/or question to forward to Town Attorney Mednick for recommendation. There was some discussion regarding the contribution of Special District taxes since the Town has authority to waive on Affordable Housing if authorized. The consensus of the Town Board was not to waive the Special District taxes. There was no action taken at this time. Attorney Mednick will review and provide his recommendations.

4. NYS FAMILY PAID LEAVE - DETERMINE WHETHER TO OPT INTO THE PROGRAM FOR COVERAGE.

Supervisor Rieber provided information regarding the New York State Family Paid Leave Program. The Town has the option to opt into the Program for coverage. If the Town opts in for coverage it would apply to all eligible employees and the cost for the Program would be deducted from all employees pay. The cost would be approximately \$1.65 per pay period. The cost would not be optional for individual employees should the Town decide to opt into the Program. Municipalities are not mandated, they have the option to opt out of the Program if they choose to. Supervisor Rieber provided a

brief explanation of the current Program. After further discussion the Town Board felt that the Town should not opt into the Program for the first year until it can be negotiated with the Collective Bargaining Agreements. Attorney Mednick said that the Town has time to consider whether they want to participate or not. The Town Board agreed to circulate the information to employees to obtain feedback regarding whether the Town should consider opting in the first year or wait until negotiations next year. A final decision will be made once the employee feedback has been received.

5. EMERALD CORPORATE PARK WATER DISTRICT – GENERAL DISCUSSION.

There was discussion regarding the potential acquisition of the Emerald Corporate Park Water District from the County of Sullivan. The Town will pursue the possibility. There was a cover letter and email with information provided by the County of Sullivan regarding the matter. Supervisor Rieber will ask McGoey, Hauser & Edsall Consulting Engineers on behalf of the Town to inspect the District and report back with their findings and recommendation. There was no action taken at this time.

6. MONTICELLO RESORTS/KAUFMAN'S BUNGALOWS: CONTINUED DISCUSSION REGARDING STATUS OF REQUEST FOR CORRECTION OF SEWER BILLS AND REFUND.

Attorney Mednick said that there is a meeting scheduled for next Wednesday to discuss the matter. There was no action taken at this time.

7. DELAWARE RIVER SOLAR: CONTINUED DISCUSSION REGARDING STATUS OF NOTICE OF INTERCONNECTION AGREEMENT FOR SACKETT LAKE #1 PROJECT.

Attorney Mednick contacted Delaware River Solar and the interconnect agreement is between NYSEG and the Sackett Lake #1 Project entity, which is proposing a small solar project on a property located in Sackett Lake. Attorney Mednick said that this is just a notice the Town has no requirement to do anything at this time. They have to put the County and Town on notice that they have entered into an agreement. Attorney Mednick obtained a copy of the agreement, which he will review. Attorney Mednick recommended putting the entity on notice that when they submit a Site Plan before the Planning Board for consideration and approval the Town would also require that they enter into a PILOT Agreement prior to any operation. He will also provide a copy of the Town's Solar Ordinance for reference. Attorney Mednick will send the notification out within the next few days.

8. INFLUENT MANHOLE REPLACEMENT & TANK REPAIR PROJECT BIDS – STATUS REPORT TO ACCEPT OR REJECT.

Supt. Messenger reported on a conversation that he had with Matthew Sickler, P.E. of McGoey, Hauser & Edsall Consulting Engineers on behalf of the Town who recommended that the bids be rejected. They are looking into other options and also possibly including as part of the larger Pump Station #9 Project. He also reported that Engineer Sickler advised they are still reviewing the Old Route 17 Pump Station Replacement Project Bids for the Harris Sewer District.

The Following Resolution Was Duly Adopted: Res. No. 202 of the Year 2017.

Resolved, that the two bids for the Influent Manhole Replacement and Tank Repair Project for the Emerald Green Lake Louise Marie Sewer District that were publicly opened and read on Tuesday, April 11th, 2017 at 2PM are hereby rejected upon the recommendation of the Town Engineers McGoey, Hauser & Edsall Consulting Engineers DPC. Further Be It Resolved, that the Town Clerk be and hereby is directed to notify all bidders that said bids have been rejected.

Moved by: Councilman Sush

Seconded by: Councilman Pavese

Vote: Ayes 4

Rieber, Pavese, Sush and Briggs

Nays 0

Absent 1 Mace

9. BILLS OVER \$1,250.00 - WATER & SEWER DEPARTMENT

The Following Resolution Was Duly Adopted: Res. No. 203 of the Year 2017.

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

EMMONS PUMP & CONTROL, INC.

\$3,870.00 Total Cost

Invoice #17-0696 – For purchase of (1) Hydromatic Submersible Sewage Pump 5HP to replace an existing Hydromatic Broken Pump for the Kiamesha Lake Wastewater Treatment Facility.

(Note: Sole Source Procurement, Emmons Pump & Control, Inc. is the area Hydromatic representative.)

Motion by: Councilman Sush

Seconded by: Councilman Briggs

Vote: Ayes 4

Rieber, Pavese, Briggs and Sush

Nays 0

Absent 1 Mace

9. BILLS OVER \$1,250.00 - HIGHWAY DEPARTMENT

The Following Resolution Was Duly Adopted: Res. No. 204 of the Year 2017.

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

E. Tetz & Sons

\$4,614.00 Total Cost

Invoice #'s 268181, 268295, 268531, 268636, 268750 & 268870

Aggregate products for Hilltop and Mongaup Roads

(Note: Purchase subject to Best Value Pricing due to location of project.)

Moved by: Councilman Pavese

Seconded by: Councilman Sush

Vote: Ayes 4

Rieber, Pavese, Briggs and Sush

Nays 0

Absent 1 Mace

10. ORDER BILLS PAID

The Following Resolution Was Duly Adopted: Res. No. 205 of the Year 2017.

Resolved, that all regular bills for the course of the month, which have been properly audited be approved for payment. A complete list of the regular bills as identified can be found appended to these minutes as per attached. ¹

Motion by: Councilman Briggs

Seconded by: Councilman Pavese

Vote: Ayes 4

Rieber, Pavese, Sush and Briggs

Nays 0

Absent 1

Mace

OLD BUSINESS:

ACCEPTANCE & FILING OF TOWN OF THOMPSON PARKS AND RECREATION STUDY COMPLETED BY DELAWARE ENGINEERING, D.P.C. DATED JUNE 2017

Supervisor Rieber reported on receipt of the Town of Thompson Parks and Recreation Study that was completed by Delaware Engineering, D.P.C., dated June 2017. This study is necessary and important moving forward toward the future. A brief discussion was held on the subject.

The Following Resolution Was Duly Adopted: Res. No. 206 of the Year 2017.

Resolved, that the Town of Thompson Town Board hereby accepts the Town of Thompson Parks and Recreation Study completed by Delaware Engineering, D.P.C. dated June 2017 and hereby acknowledges the filing of the Parks and Recreation Study in the Office of the Town Clerk.

Motion by: Councilman Briggs

Seconded by: Councilman Pavese

Vote: Ayes 4

Rieber, Pavese, Sush and Briggs

Navs 0

Absent 1

Mace

NEW BUSINESS:

HIGHWAY DEPARTMENT ITEMS:

Highway Superintendent Richard L. Benjamin, Jr. submitted a request dated 06/15/2017 for the purchase of a 2018 Freightliner Truck Chassis, Monroe Stainless Steel Combination Dump Body, Plow Equipment and Hydraulic Controls as follows:

1) REQUEST TO PURCHASE 2018 FREIGHTLINER TRUCK CHASSIS ON TOWN'S BID AWARDED 06/07/2016, \$109,910.00

The Following Resolution Was Duly Adopted: Res. No. 207A of the Year 2017.

¹ ATTACHMENT: ORDER BILLS PAID

Resolved, that Highway Supt. Richard L. Benjamin, Jr. hereby be authorized to purchase a 2018 Freightliner 4X4 Diesel Truck Chassis under the existing Highway Department bid awarded by the Town of Thompson Town Board on 06/07/2016 for the amount of \$109,910.00 from Campbell Freightliner of Orange County, LLC, the sole bidder for the Freightliner Chassis.

Moved by: Councilman Sush

Seconded by: Councilman Briggs

Vote: Ayes 4

Rieber, Pavese, Sush and Briggs

Navs 0

Absent 1

Mace

2) REQUEST TO PURCHASE A MONROE STAINLESS STEEL COMBINATION DUMP & SPREADER BODY ON TOWN'S BID AWARDED 10/04/2016, \$32,077.00

The Following Resolution Was Duly Adopted: Res. No. 207B of the Year 2017.

Resolved, that Highway Supt. Richard L. Benjamin, Jr. hereby be authorized to purchase a Monroe Stainless Steel Combination Dump & Spreader Body under the existing Highway Department bid awarded by the Town of Thompson Town Board on 10/04/2016 for the amount of \$32,077.00 from Hudson River Truck & Trailer the sole bidder for the Monroe Stainless Steel Combination Dump & Spreader Body.

Moved by: Councilman Sush

Seconded by: Councilman Briggs

Vote: Ayes 4

Rieber, Pavese, Sush and Briggs

Nays 0

Absent 1

Mace

3) REQUEST TO PURCHASE PLOW EQUIPMENT FROM ROBERT GREEN TRUCK DIVISION - EQUIPMENT ON STATE CONTRACT AND STANDARDIZATION FOR \$28,572.00

The Following Resolution Was Duly Adopted: Res. No. 207C of the Year 2017.

Resolved, that the Highway Department hereby be authorized to purchase Plow Equipment off of the New York State Bid List as follows:

1) Class 4/5 Trucks, Switch-N-Go, Truck Equipment, State Award #22746, Group #40580, Contract #PC66589 - Total Cost \$28,572.00 from Robert Green Truck Division and said purchase also according to Standardization Resolution adopted 01/06/2015.

Moved by: Councilman Sush

Seconded by: Councilman Briggs

Vote: Ayes 4

Rieber, Pavese, Sush and Briggs

Navs 0

Absent 1

Mace

4) REQUEST TO PURCHASE HYDRAULIC CONTROLS FROM REED SYSTEMS LTD, RFP AND STANDARDIZATION FOR \$18,760.00

Highway Supt. Benjamin obtained (2) proposals for the purchase of Hydraulic Controls from Reed System LTD in the amount of \$18,760.00 and from Hudson River Truck & Trailer in the amount of \$19,161.00. Supt. Benjamin is recommending that the Town

Board authorize him to purchase from Reed Systems LTD who is the lower proposal and also according to the Resolution on Standardization adopted by the Town Board on 01/06/2015. The purchase will be allocated from the General A Fund.

The Following Resolution Was Duly Adopted: Res. No. 207D of the Year 2017.

Resolved, that the Town of Thompson Highway Superintendent Richard L. Benjamin, Jr. hereby be authorized to purchase Hydraulic Controls from Reed Systems LTD in the amount of \$18,760.00 for the Highway Department. Further Be It Resolved, that said equipment hereby be purchased according to the previously submitted proposal August 2016 and Resolution on Standardization adopted 01/06/2015.

Moved by: Councilman Sush

Seconded by: Councilman Briggs

Vote: Ayes 4

Rieber, Pavese, Sush and Briggs

Nays 0

Absent 1 Mace

5) AUTHORIZE TOWN COMPTROLLER TO OBTAIN FIVE YEAR NOTE NOT TO EXCEED \$200,000.00, 40% TO BE REPAID BY THE ROAD DISTRICT & 60% TO BE REPAID BY THE DA FUND

The Following Resolution Was Duly Adopted: Res. No. 208 of the Year 2017.

Resolved, that the Town Comptroller Gary J. Lasher hereby be authorized to obtain a five year Bond Anticipation Note (BAN) not to exceed \$200,000.00 along with the necessary paper work to permit the repayment as follows: 40% to be repaid by the Road District and 60% to be repaid by the DA Fund for the purchase of a 2018 Freightliner Truck Chassis, Monroe Stainless Steel Combination Dump Body, Plow Equipment and Hydraulic Controls.

Moved by: Councilman Sush

Seconded by: Councilman Briggs

Vote: Ayes 4

Rieber, Pavese, Sush and Briggs

Nays 0

Absent 1 Mace

PROPOSED LOCAL LAW NO. 03 OF 2017 – TO AMEND CHAPTER 183 OF THE TOWN CODE ENTITLED "PROPERTY MAINTENANCE"

Deputy Town Attorney Paula E. Kay explained the Proposed Local Law No. 03 of 2017 to Amend Chapter 183 entitled "Property Maintenance", which has been introduced for review and consideration. The proposed local law is to include additional violations such as excessive accumulations of trash, garbage, waste, rubbish, junk, tires, vehicle parts, and other harmful, poisonous and/or offensive materials or substances. The cost for abatement would be charged back to the property owner and the Town would also be permitted to impose a 20% charge of the costs of abatement. Further discussion was held regarding the subject. Action to establish date for a public hearing on the proposed local law was taken as follows:

The Following Resolution Was Duly Adopted: Res. No. 209 of the Year 2017.

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 20, 2017

RESOLUTION TO AUTHORIZE A PUBLIC HEARING FOR THE ADOPTION OF A LOCAL LAW

WHEREAS, there has been introduced at a meeting of the Town Board of the Town of Thompson held on June 20, 2017, a proposed Local Law No. <u>03</u> of 2017, entitled "A local law amending Chapter 183 of the Town of Thompson Code entitled 'Property Maintenance'."

NOW, THEREFORE, BE IT RESOLVED, that a public hearing be held on said proposed local law by the Town Board of the Town of Thompson on July 18, 2017 at 7:30 P.M., or as soon thereafter as said public hearing shall be convened, at the Town Hall, 4052 Route 42, Monticello, New York, and at least three (3) days' notice of such public hearing be given by the Town Clerk of the Town of Thompson by due posting thereof on the bulletin board of the Town of Thompson and by publishing such notice at least once in the official newspaper of said Town.

Moved by: Councilman John A. Pavese

Seconded by: Councilman Peter T. Briggs

Adopted on Motion June 20, 2017

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

Town of Thompson

Proposed Local Law No. <u>03</u> of the year 2017

A local law amending Chapter 183 entitled "Property Maintenance" in the Town of Thompson Code

Be it enacted by the Town Board of the

Town of Thompson

§183-1 Unchanged

§183-2 Unchanged

§183-3 language unchanged and is renumbered as §183-4 A

New §183-3 is as follows:

§183-3. Duty of owner or occupant.

It shall be unlawful for any person having control or ownership of any type of tenancy of occupied or unoccupied land or any part thereof in the Town of Thompson, New York, to permit or maintain on any such land, yard, court or lot excessive accumulations of trash, garbage, waste, rubbish, junk, tires, vehicle parts, and other harmful, poisonous and/or offensive materials or substances which may cause a fire hazard, unsanitary conditions, or may act as a breeding place for vermin, rodents or insects.

§183-4 language unchanged and is renumbered as §183-5 A

§183-4 B is added as follows:

§183-4

B. It shall be the duty of every owner occupant, tenant or person in control of land or any portion thereof in the Town of Thompson, New York to maintain all yards, courts or lots free of excessive accumulations of trash, garbage, waste, rubbish, junk, tires, vehicle parts, and other harmful, poisonous or offensive materials or substances which may cause a fire hazard, unsanitary conditions or may act as a breeding place for vermin, rodents or insects as may be necessary to comply with the provisions of §183-3.

§183-5 language unchanged and is renumbered as §183-6

§183-5 B is added as follows:

§183-5

B. If any violation of this section shall be deemed to be of an emergency in nature, unsanitary, unsafe or hazardous to the immediate health, safety and welfare of the citizens of the Town of Thompson, upon such finding of exigent circumstances, the Town Code Enforcement Officer or an authorized representative may enter said property to immediately ameliorate or abate the unsanitary, unsafe and/or hazardous condition without compliance with the notice requirements as contained in §183-5 A of this section. Should the Town be required to act in this manner, all actual costs attributed to the amelioration or abatement of the unsanitary, unsafe or hazardous

condition, along with a charge equal to 20% of the costs of abatement or minimum of \$100.00 shall be imposed for the inspection and administration expense and shall be certified by the officers and employees of the Building Department to the Town Clerk, and such charges shall be assessed against such premises and shall be levied and collected in the same manner as provided in Article 15 of the Town Law for the levy and collection of a special ad valorem levy.

- 2. Except as herein specifically amended, the remainder of Chapter 183 of such code shall remain in full force and effect.
- 3. If any clause, sentence, paragraph, subdivision, section or part thereof this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment, decree or order shall not affect, impair or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part thereof directly involved in the controversy in which such judgment, decree or order shall have been rendered and the remainder of this local law shall not be affected thereby and shall remain in full force and effect.
- 4. Except as herein otherwise provided penalties for the violation of this local law, any person committing an offense against any provision of the chapter of the Code of the Town of Thompson shall, upon conviction thereof, be punishable as provided in Chapter 1, General Provisions, Article II, of such Code.
- 5. This local law shall take effect immediately upon filing with the Secretary of State.

AUTHORIZE PARTICIPATION AND EXECUTION OF (2) GRANT APPLICATIONS WITH THE NYS ENVIRONMENTAL FACILITIES CORPORATION (EFC) FOR IMPROVEMENTS TO THE MELODY LAKE WATER DISTRICT AND THE EMERALD GREEN SEWER DISTRICT

Deputy Administrator Patrice Chester explained that the Town would like to apply for a Grant Application with the NYS Environmental Facilities Corporation (EFC) for Improvements to the Melody Lake Water District and the Emerald Green Sewer District. Matthew Sickler, P.E. of McGoey, Hauser & Edsall Consulting Engineers DPC on behalf of the Town is currently working on the completion of the grant applications along with Attorney Mednick and herself. The applications fall under the Drinking Water Grant Program and the Clean Water Grant Program. Deputy Administrator Chester and Attorney Mednick both explained the proposed (4) Resolutions, (2) Resolutions for each application and project. Action on all (4) Resolutions was taken as follows:

The Following Resolution Was Duly Adopted: Res. No. 210 of the Year 2017.

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 20, 2017

RESOLUTION PURSUANT TO 6 N.Y.C.R.R. SECTION 617.5 TO DETERMINE THAT THE TOWN OF THOMPSON EFC APPLICATION FOR A GRANT PURSUANT TO THE NYS WATER INFRASTRUCTURE IMPROVEMENT ACT (DRINKING WATER) FOR MELODY LAKE WATER DISTRICT WATER MAIN REPLACEMENT PROJECT IS A TYPE II ACTION UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA)

WHEREAS, the Melody Lake Water District is a Special Improvement District located in the Town of Thompson and is under the control and oversight of the Town of Thompson Town Board; and

WHEREAS, the infrastructure, including the mains, of the Melody Lake Water District are over fifty (50) years old and are beginning to fail, requiring replacement; and

WHEREAS, the Town is presently required to replace existing water mains with similar sized mains in the streets of Melody Lake Water District to prevent disruption of service caused by holes and/or breaks in the mains; and

WHEREAS, the Town of Thompson is actively pursuing an application to the NYS Environmental Facilities Corporation (EFC) for a grant pursuant to the NYS Water Infrastructure Improvement Act (WIIA) for Drinking Water to assist in the costs of the infrastructure improvements which are necessary for the Melody Lake Water District; and

WHEREAS, 6 N.Y.C.R.R. Section 617.5 (Title 6 of the New York Code of Rules and Regulations) under the State Environmental Quality Review Act (SEQRA) provides that certain actions identified in subdivision (c) of that section are not subject to environmental review under the Environmental Conservation Law; and

WHEREAS, it is the Town Board's belief that the aforementioned grant application falls within those certain actions as enumerated in subdivision (c) of 6 N.Y.C.R.R. Section 617.5 which are not subject to environmental review.

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

1. The Town Board hereby determines that the proposed EFC grant application pursuant to the NYS Water Infrastructure Improvement Act (WIIA) for Drinking Water on behalf of Melody Lake Water District Water Main Replacement Project is a Type II action in accordance with 6 N.Y.C.R.R. Section 617.5(c)(2) which constitutes the "maintenance, repair, replacement, rehabilitation or reconstruction of a structure or facility in kind, on the same site, including upgrading buildings to meet building or fire codes", and such action does not meet or exceed any of the thresholds in Section 617.4 of this part and is therefore not subject to review under 6 N.Y.C.R.R. part 617.

Moved by: Councilman Richard Sush Seconded by: Councilman Peter T. Briggs Adopted the 20th of June, 2017.

The members of the Town Board voted as follows:

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

The Following Resolution Was Duly Adopted: Res. No. 211 of the Year 2017.

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 20, 2017

RESOLUTION TO AUTHORIZE THE TOWN OF THOMPSON SUPERVISOR TO EXECUTE ALL DOCUMENTS NECESSARY FOR THE TOWN'S EFC GRANT APPLICATION FOR IMPROVEMENTS TO THE MELODY LAKE WATER DISTRICT WATER MAIN REPLACEMENT PROJECT, AND THE TOWN TO AUTHORIZE AND APPROPRIATE LOCAL MATCHING FUNDS OF AT LEAST 40% OF THE TOTAL PROJECT COSTS

WHEREAS, the Melody Lake Water District is a Special Improvement District located in the Town of Thompson and is under the control and oversight of the Town of Thompson Town Board; and

WHEREAS, the infrastructure, including the mains, of the Melody Lake Water District are over fifty (50) years old and are beginning to fail, requiring replacement; and

WHEREAS, the Town is presently required to replace existing water mains with similar sized mains in the streets of Melody Lake Water District to prevent disruption of service caused by holes and/or breaks in the mains; and

WHEREAS, the Town of Thompson is actively pursuing an application to the NYS Environmental Facilities Corporation (EFC) for a grant pursuant to the NYS Water Infrastructure Improvement Act (WIIA) for Drinking Water to assist in the costs of the infrastructure improvements which are necessary for the Melody Lake Water District; and

WHEREAS, the Town of Thompson is prepared and willing to expend and appropriate local matching funds of greater than 40% of the total project cost.

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

- 1. That the Supervisor of the Town of Thompson is hereby authorized to execute a grant application with the NYS Environmental Facilities Corporation and any and all other contracts, documents, and instruments necessary to bring about the project and to fulfill the Town's obligations under WIIA Grant Agreement; and
- 2. That the Town of Thompson authorizes and appropriates a minimum of 40% local matching funds as required by the WIIA Drinking Water Grant Program for the Melody Lake Water District Water Main Replacement Project. Under the WIIA Drinking Water Grant Program, this local match must be at least 40% of the grant award of \$240,000.00. The maximum local share appropriated subject to any changes agreed to by the Town Board of the Town of Thompson shall not exceed \$160,000.00. The total estimated project cost is \$400,000.00. The Town Board may increase this local match through the use of in-kind services without further approval from the Town of Thompson.

Moved by: Councilman Richard Sush Seconded by: Councilman John A. Pavese

Adopted the 20th of June, 2017.

The members of the Town Board voted as follows:

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

The Following Resolution Was Duly Adopted: Res. No. 212 of the Year 2017.

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 20, 2017

RESOLUTION PURSUANT TO 6 N.Y.C.R.R. SECTION 617.5 TO DETERMINE THAT THE TOWN OF THOMPSON EFC APPLICATION FOR A GRANT PURSUANT TO THE NYS WATER INFRASTRUCTURE IMPROVEMENT ACT (CLEAN WATER) FOR EMERALD GREEN PUMP STATION NO. 9 COLLECTION SYSTEM REPLACEMENT PROJECT IS A TYPE II ACTION UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA)

WHEREAS, the Emerald Green Sewer District is a Special Improvement District located in the Town of Thompson and is under the control and oversight of the Town of Thompson Town Board; and

WHEREAS, the infrastructure, including the mains, of the Emerald Green Sewer District are over fifty (50) years old and are beginning to fail, requiring replacement; and

WHEREAS, the Town is presently required to replace existing sewer mains with similar sized mains in the streets of Emerald Green Sewer District to prevent ongoing flooding at the Emerald Green Pump Station No. 9 Collection System; and

WHEREAS, the Town of Thompson is actively pursuing an application to the NYS Environmental Facilities Corporation (EFC) for a grant pursuant to the NYS Water Infrastructure Improvement Act (WIIA) for Clean Water to assist in the costs of the infrastructure improvements which are necessary for the Emerald Green Sewer District Pump Station No. 9; and

WHEREAS, 6 N.Y.C.R.R. Section 617.5 (Title 6 of the New York Code of Rules and Regulations) under the State Environmental Quality Review Act (SEQRA) provides that certain actions identified in subdivision (c) of that section are not subject to environmental review under the Environmental Conservation Law; and

WHEREAS, it is the Town Board's belief that the aforementioned grant application falls within those certain actions as enumerated in subdivision (c) of 6 N.Y.C.R.R. Section 617.5 which are not subject to environmental review.

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

1. The Town Board hereby determines that the proposed EFC grant application pursuant to the NYS Water Infrastructure Improvement Act (WIIA) for Clean Water on behalf of Emerald Green Sewer District for Pump Station No. 9 Collection System Replacement Project is a Type II action in accordance with 6 N.Y.C.R.R. Section 617.5(c)(2) which constitutes the "maintenance, repair, replacement, rehabilitation or reconstruction of a structure or facility in kind, on the same site, including upgrading buildings to meet building or fire codes", and such action does not meet or exceed any of the thresholds in Section 617.4 of this part and is therefore not subject to review under 6 N.Y.C.R.R. part 617.

Moved by: Councilman Peter T. Briggs Seconded by: Councilman Richard Sush

Adopted the 20th of June, 2017.

The members of the Town Board voted as follows:

Supervisor WILLIAM J. RIEBER, JR.

Councilman PETER T. BRIGGS

Councilman RICHARH SUSH

Councilman SCOTT S. MACE

Councilman JOHN A. PAVESE

Yes [X] No []

Yes [X] No []

Yes [X] No []

The Following Resolution Was Duly Adopted: Res. No. 213 of the Year 2017.

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 20, 2017

RESOLUTION TO AUTHORIZE THE TOWN OF THOMPSON SUPERVISOR TO EXECUTE ALL DOCUMENTS NECESSARY FOR THE TOWN'S EFC GRANT APPLICATION FOR IMPROVEMENTS TO THE EMERALD GREEN SEWER DISTRICT PUMP STATION NO. 9 COLLECTION SYSTEM REPLACEMENT PROJECT, AND THE TOWN TO AUTHORIZE AND APPROPRIATE LOCAL MATCHING FUNDS OF AT LEAST 75% OF THE TOTAL PROJECT COSTS

WHEREAS, the Emerald Green Sewer District is a Special Improvement District located in the Town of Thompson and is under the control and oversight of the Town of Thompson Town Board; and

WHEREAS, the infrastructure, including the mains, of the Emerald Green Sewer District are over fifty (50) years old and are beginning to fail, requiring replacement; and

WHEREAS, the Town is presently required to replace existing sewer mains with similar sized mains in the streets of Emerald Green Sewer District to prevent ongoing flooding at the Emerald Green Pump Station No. 9 Collection System; and

WHEREAS, the Town of Thompson is actively pursuing an application to the NYS Environmental Facilities Corporation (EFC) for a matching grant pursuant to the NYS Water Infrastructure Improvement Act (WIIA) for Clean Water to assist in the costs of the infrastructure improvements which are necessary for the Emerald Green Sewer District Pump Station No. 9; and

WHEREAS, the Town of Thompson is prepared and willing to expend and appropriate local matching funds of greater than 75% of the total project cost.

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

- 1. That the Supervisor of the Town of Thompson is hereby authorized to execute a grant application with the NYS Environmental Facilities Corporation and any and all other contracts, documents, and instruments necessary to bring about the project and to fulfill the Town's obligations under WIIA Clean Water Grant Agreement; and
- 2. That the Town of Thompson authorizes and appropriates a minimum of 75% local matching funds as required by the Engineering Planning Grant Program for the Emerald Green Sewer District Pump Station No. 9 Collection System Replacement Project. Under the WIIA Clean Water Grant Program, this local match must be at least 75% of the grant award of \$787,500.00. The maximum local share appropriated subject to any changes agreed to by the

Town Board of the Town of Thompson shall not exceed \$2,362,500.00. The total estimated project cost is \$3,150,000.00. The Town Board may increase this local match through the use of in-kind services without further approval from the Town of Thompson.

Moved by: Councilman Richard Sush Seconded by: Councilman John A. Pavese

Adopted the 20th of June, 2017.

The members of the Town Board voted as follows:

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

SUPERVISOR REPORT:

- Introduced Brian Rourke and David Komatz who were both present and thanked them for attending the Town Board Meeting.
- Status of the Town of Thompson Justice Courtroom/Meeting Room
 Improvements that currently in progress and should be completed by next week.

COUNCILMEN & DEPARTMENT HEAD REPORTS:

<u>Councilman Briggs</u> reported on the following events: Monticello Fire Department Annual Golf Tournament, Saturday, July 15th at Lochmor Golf Course at 1:30 PM. Rock Hill Business & Community Association along with the Rock Hill Fire Department will be having a Kids Day Event this Saturday, June 24th, 11AM at the Farmers Market location across from the Rock Hill Trading Post.

<u>Councilman Sush</u> thanked Councilman Pavese for providing the Adopt-A-Road Program Lists for review and updating. The updated information will be forwarded to the Adopt-A-Road Coordinator for review.

<u>Councilman Pavese</u> reported that the information on the Adopt-A-Road Program List was in need of updating. It was brought to his attention by some local residents regarding several roadways in the Town.

<u>Park Supt. Somers</u> reported on a request by Sherri Trust of Rural Sullivan County Housing Opportunities to hold a "Duck Derby" Fundraising Event at the Town Park on Sunday, July 30th, 2017.

The Following Resolution Was Duly Adopted: Res. No. 214 of the Year 2017.

Resolved, that the use of the Town Park for a "Duck Derby" Fundraising Function to support the Rural Sullivan County Housing Opportunities to be held on Sunday, July 30th, 2017 hereby be approved and the rental fee hereby be waived.

Moved by: Councilman Pavese Seconded by: Councilman Sush

Vote: Ayes 4 Rieber, Pavese, Briggs and Sush

Nays 0

Absent 1 Mace

<u>Supt. Somers</u> also reported that Jamie Ferrara, Beautification Coordinator has been working out at the Town Park and is doing a great job. He also reported that the Sullivan Renaissance Intern has started today.

<u>Deputy Administrator Chester</u> reported on a tentative meeting scheduled for next week with Sullivan Renaissance and Saratoga Associates to discuss the different types of recreation facilities and uses that the Town could need at the Town Park as part of our Parks & Recreation Study. They will help the Town determine how some of those needs could be incorporated at the Town Park. They will review the layout and decide the proper fit.

Town Clerk Calhoun reported on the results of the Spring Cleanup Program. There were many residents that participated in the Event it was one of the largest ever. There were 726 permits given and 333 permits turned in. The sign out in front of the Town Hall was great for advertisement. The total tonnage used was approximately 86.84 tons. Sullivan County allotted the Town 96 tons. There were approximately 41 property owners who went over the 500 lb. limit by 200 lbs. or more. There were approximately 12 property owners that exceeded 1,000 lbs. A copy of the spreadsheet will be provided to each Town Board Member at the next meeting. Town Clerk Calhoun advised that she received some suggestions regarding changing the permit requirements for next year. There was some discussion regarding possible changes for next year including the possibility of coordinating a joint event with the Village of Monticello.

PUBLIC COMMENT:

There was no public comment given.

ANNOUNCEMENTS, REMINDERS & FOR YOUR INFORMATION

- July 3rd: Regular Town Board Meeting @ 4PM (Note: Change of Date & Time).
- July 18th: Public Hearing @ 7:30 PM Proposed Local Law No. 03 of 2017 To Amend Chapter 183 of the Town Code Entitled "Property Maintenance".

EXECUTIVE SESSION

On a motion made by Councilman Sush and seconded by Councilman Briggs the Town Board entered into Executive Session at 8:52 PM with Town Attorney Michael B. Mednick, Deputy Town Attorney Paula E. Kay, Water & Sewer Supt. Michael Messenger, Parks & Recreation Superintendent Glenn Somers and Deputy

Administrator Patrice Chester to discuss potential contract negotiations regarding Real Property.

On a motion made by Councilman Pavese and seconded by Councilman Briggs the Town Board returned from Executive Session and reconvened the Town Board meeting at 9:30 PM. No further action was taken.

ADJOURNMENT

On a motion made by Councilman Sush and seconded by Councilman Briggs the meeting was adjourned at 9:31 PM.

Respectfully Submitted By:

Marilee J. Calhoun, Town Clerk

Date Prepared: 06/27/2017 11:27 AM

TOWN OF THOMPSON

Voucher Detail Report

Page 51 of 51 Prepared By: GARY PUR4090 1.0

Report Date:

06/27/2017

oncher No.	Stub- Description	tion		Vendor Code	Vendor Nam	me	>	oucher Amt.	Pay Due A	Approved
Voucher Date	Batch	Reg. No.	Req. Date	PO No.	PO Date	Ordered By	Fisc Year Check ID Check No. C	Check No. Check Date	0	Sash Account
Invoice Date	Invoice No.	Recur Months	Refund Year	Taxable	Ref No	Approved By	Period Contract No.	Disc. %	Non Disc.	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 day

1000 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

PUR4090 1.0 Page 50 of 51 Prepared By: GARY

TOWN OF THOMPSON

Date Prepared: 06/27/2017 11:27 AM

06/27/2017

Report Date:

Voucher Detail Report

Voucher Defail

Cash Account Approved 195.39 713.50 402.13 76,012.25 138,696.52 294,809.81 5,374.47 97,721.03 39,767.46 1,688.93 1,366.61 1,117.99 24,076.33 34,220.09 4,938.36 11,184.29 1,710.78 70.80 204.67 3,728.18 1,176,740.81 154.31 8,586.91 Pay Due Non Disc. 0.00 ----- Direct Pay ------0.00 0.00 0.00 Check No. Check Date 0.00 0.00 0.00 0.00 0.00 0.00 Outstanding 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 00.0 0.00 00.0 0.00 Voucher Amt. Period Contract No. Fisc Year Check ID 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 Wire Transfer 62,037.40 62,037.40 Ordered By Approved By 3,461.73 338.18 338.18 0.00 84.52 84.52 0.00 84.73 Prepaid 0.00 0.00 326.25 84.60 723.20 0.00 30,057.45 12,741.49 0,439.09 55,613.54 14,230.08 4,512.04 12,626.82 175,746.42 Vendor Name PO Date Or Ref No Ag 1,040.36 375.32 110.87 317.61 70.80 119.94 3,728.18 Regular 779.81 4,215.16 1,348.03 938,956.99 78,639.07 282,068.32 5,374.47 142,107.49 69,767.46 1,688.93 69.71 13,637.24 5,125.18 19,990.01 5,672.25 1,710.78 Vendor Code PO No. **Taxable** Refund Year Req. Date **TOWN** TOWN TOWN TOWN NWO OWN NWO TOWN TOWN **TOWN** TOWN TOWN TOWN **TOWN** TOWN TOWN TOWN TOWN TOWN TOWN TOWN TOWN Reg. No. Recur Months SWA - ADELAAR RESORT WATER DISTRICT SAR - ADELAAR RESORT SEWER DISTRICT SSS - SACKETT LAKE SEWER DISTR SSM - MELODY LAKE SEWER DISTR. SSR - ROCK HILL SEWER DISTRICT SSK - KIAMESHA SEWER DISTRICT SSA - ANAWANA SEWER DISTRICT SWL - LUCKY LAKE WATER DISTR Stub- Description SSG - EMERALD GREEN SEWER A - GENERAL FUND TOWN WIDE SSH - HARRIS SEWER DISTRICT SWD - DILLON WATER DISTRICT SSD - DILLON SEWER DISTRICT SHW - HARRIS WOODS SEWER SWK - KIAMESHA RT42 WATER DB - HWY#1 - TOWN OUTSIDE B - GENERAL TOWN OUTSIDE SWM - MELODY LAKE WATER DA - HWY#3 / 4 - TOWN WIDE SWC - COLD SPRING WATER T - TRUST & AGENCY FUND Invoice No. H - CAPITAL PROJECTS Batch Voucher Date Invoice Date **Grand Totals** Voucher No.

1,176,740.81

Grand Total Regular, Prepaid, Wire Transfer and Direct Pay