**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 19, 2018.** 

### **ROLL CALL:**

Present:

Supervisor William J. Rieber, Jr., Presiding

Councilman Peter T. Briggs Councilman John A. Pavese Councilman Scott S. Mace

Councilwoman Melinda S. Meddaugh



Also Present:

Marilee J. Calhoun, Town Clerk

Michael B. Mednick, Attorney for the Town

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

James Carnell, Jr., Director of Building, Planning, & Zoning

Patrice Chester, Deputy Administrator Melissa DeMarmels, Comptroller

Richard L. Benjamin Jr., Highway Superintendent

# PUBLIC HEARING: KIAMESHA LAKE SEWER DISTRICT TRIBUTARY SEWERLINE REPLACEMENT PROJECT BONDING FOR \$1,500,000.00

Supervisor Rieber opened the Public Hearing at 7:30 PM.

Town Clerk, Marilee J. Calhoun read the legal public notice and stated that she had an original affidavit of publication. Notice of said hearing was duly published in the <u>Sullivan County Democrat</u> on <u>June 08, 2018</u> with same being posted at the Town Hall on <u>June 07, 2018</u>.

Supervisor Rieber explained the purpose of the bonding, which is for the Kiamesha Lake Sewer District Replacement of the Sewer Main Trunk Line Tributary to the Kiamesha Lake WWVTP. The Sewer Main Trunk Line Tributary is currently in poor condition and requires replacement by the NYS DEC. The project is almost ready to begin once the bids have been reviewed and awarded.

Supervisor Rieber asked if the Board had any comments. There were no comments made by the Board.

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 7:36 PM was made by Councilman Briggs and seconded by Councilman Pavese.

# REGULAR MEETING - CALL TO ORDER

Supervisor Rieber opened the meeting at 7:37 PM with the Pledge to the Flag.

#### **APPROVAL OF MINUTES:**

On a motion made by Councilman Pavese and seconded by Councilman Briggs the minutes of the June 05, 2018 Regular Town Board Meeting was approved as presented.

Vote: Ayes 4

Rieber, Pavese, Briggs, and Mace

Nays 0

Abstained 1 Meddaugh (She was not present for the meeting.)

# <u>PRESENTATION: RJK MIDDLE SCHOOL PTO – REQUEST FOR 5K EVENT</u> 10/27/2018 AT TOWN PARK

Bonnie McFarland, President of the Monticello RJK Middle School PTO gave a brief presentation regarding the request for a 5K Event on Saturday, October 27<sup>th</sup>, 2018 at the Town Park. They are trying to do larger fundraising events to get the kids involved and more active. Highway Superintendent Benjamin said that the end of the roadway is located in the Town of Liberty and he suggested contacting them to obtain their permission as well if they intend to use that section of roadway. Supt. Somers and Supt. Benjamin both had no objections with the use of the Town Park &/or roadway. The Town Board agreed to the use of the Town Park and Roadway and waiver of the rental fee.

## The Following Resolution Was Duly Adopted: Res. No. 231 of the Year 2018.

Resolved, that the use of the Town Park and Roadway for a 5K Fundraising Event to support the "Monticello RJK Middle School PTO" to be held on Saturday, October 27<sup>th</sup>, 2018 hereby be approved and the rental fee hereby be waived with the condition that prior proof of insurance be provided by the organization for said event.

Motion by: Councilman Pavese

Seconded by: Councilwoman Meddaugh

Vote: Ayes 5

Rieber, Pavese, Briggs, Meddaugh and Mace

Nays 0

#### **PUBLIC COMMENT:**

There was no public comment given.

#### CORRESPONDENCE:

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

- **1. Sullivan Renaissance:** Letter to Far-Site Bungalows regarding notification of 2018 Property Enhancement Grant Program for Award of a Reimbursement Grant up to \$2,500.00.
- **2. Town Clerk Calhoun:** Letter dated 06/14/18 to Lebaum Company, Inc. Re: Notice of Claim Earl Gomez, Sr. vs. Town of Thompson, Date of Accident: 03/17/2018.

- **3. Kiamesha Artesian Spring Water Company:** Annual Water Quality Report for 2017, Dated: May, 2018.
- **4. Michael G. Rielly, PE:** Town of Thompson Planning Board Notice of Intent & Lead Agency Designation dated 06/04/18 to Town Board and Other Interested/Involved Agencies Re: KL Housing Corp. for Site Plan and Subdivision Application.
- **5) Sullivan County Treasurer's Office:** 1<sup>st</sup> Quarter Mortgage Tax Payment, Check #2882 dated 06/15/18 for \$152,058.39.

### **AGENDA ITEMS:**

1. ACTION TO APPROVE: 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.

The Following Resolution Was Duly Adopted: Res. No. 232 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, on June 19, 2018, at 7:30 o'clock P.M., Prevailing Time.

PRESENT:
William J. Rieber, Jr.
Supervisor

Scott S. Mace Councilman

John A. Pavese Councilman

Peter T. Briggs Councilman

Melinda S. Meddaugh Councilwoman

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.

Resolution No. 232

PUBLIC INTEREST ORDER

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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 to be prepared a plan and report, including an estimate of cost 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, at a meeting of said Town Board duly called and held on June 5, 2018, an order was duly adopted by it and entered in the minutes specifying the said Town Board would meet to consider the increase and improvement of the Kiamesha Lake Sewer District in said Town at an estimated maximum cost of \$1,500,000 and to hear all persons interested in the subject thereof concerning the same at the Town Hall, in Monticello, New York, in said Town, on June 19, 2018, at 7:30 P.M., Prevailing Time; and

WHEREAS, said order duly certified by the Town Clerk was duly published and posted at least ten, but not more than twenty, days prior to the date of the public hearing, as required by law; and

WHEREAS, a public hearing was duly held at the time and place set forth in said notice, at which all persons desiring to be heard were duly heard; and NOW, THEREFORE, BE IT

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

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to increase and improve 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, at an estimated maximum cost of \$1,500,000.

<u>Section 2.</u> This order shall take effect immediately.

Motion by: Councilman Scott S. Mace

Seconded by: Councilman Peter T. Briggs

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	Aye

The order was thereupon declared duly adopted.

## The Following Resolution Was Duly Adopted: Res. No. 233 of the Year 2018.

Resolved, that the Town Board of the Town of Thompson hereby declares a Negative Declaration pursuant to SEQRA in connection with the Issuance of \$1,500,000 Bonds of The Town Of Thompson, Sullivan County, New York, to Pay Costs of 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, In Said District.

Motion by: Councilman Briggs Seconded by: Councilman Mace

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

Nays 0

The Following Resolution Was Duly Adopted: Res. No. 234 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, New York, in said Town, on June 19, 2018, at 7:30 o'clock P.M., Prevailing Time.

The meeting was called to order by <u>Supervisor William J. Rieber, Jr.</u>, and upon roll being called, the following were

PRESENT:

William J. Rieber, Jr., Supervisor

Scott S. Mace, Councilman

John A. Pavese, Councilman

Peter T. Briggs, Councilman

Melinda S. Meddaugh, Councilwoman

ABSENT:

The following resolution was offered by <u>Councilman Peter T. Briggs</u> who moved its adoption, seconded by <u>Councilman John A. Pavese</u>, to-wit:

BOND RESOLUTION DATED JUNE 19, 2018.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$1,500,000 BONDS OF THE TOWN OF THOMPSON, SULLIVAN COUNTY, NEW YORK, TO PAY COSTS OF 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, IN SAID DISTRICT.

WHEREAS, pursuant to the provisions heretofore duly had and taken in accordance with the provisions of Section 202-b of the Town Law, and more particularly an order dated June 19, 2018, said Town Board has determined it to be in the public interest to increase and improve the facilities of the Kiamesha Lake Sewer District (the "District") in the Town of Thompson, Sullivan County, New York, at an estimated maximum cost of \$1,500,000; and

WHEREAS, it is now desired to provide funding for such capital project; NOW, THEREFORE, BE IT

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

Section 1. For the class of objects or purposes of paying costs of 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, there are hereby authorized to be issued \$1,500,000 bonds of said Town pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the estimated maximum cost of the aforesaid class of objects or purposes is \$1,500,000 and that the plan for the financing thereof is by the issuance of the \$1,500,000 bonds of said Town authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is forty years, pursuant to subdivision four of paragraph a of Town Board Meeting

June 19, 2018

Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years.

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

Section 5. The faith and credit of said Town of Thompson, Sullivan County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such obligations as the same respectively become due and payable. To the extent not provided for from other sources, an annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. Such cost shall be annually apportioned and assessed upon the several lots and parcels of land within the Kiamesha Lake Sewer 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.

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

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State

Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by Section 52.00 of the Local Finance Law, as the Supervisor shall determine.

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

- (1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- (2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

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

Section 10. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 11. This resolution, which takes effect immediately, shall be published in summary in the Sullivan County Democrat, a newspaper having general circulation in said Town, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

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

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	Aye

The resolution was thereupon declared duly adopted.

# 2. LEBAUM COMPANY, INC.: DISCUSS CYBER INSURANCE PROPOSALS

Mr. Nuchem E. Lebovits, VP of Lebaum Company, Inc. provided the Town with (4) proposals for Cyber Insurance Coverage, which he is recommending. The proposals are as follows: 1) Trident Insurance (written by Argonaut and adding to existing policy) \$1,684.00 + \$173.00 increase to Umbrella Coverage for total additional premium of \$1,857.00. 2) Travelers Insurance \$3,035.00 with Retroactive Date of Inception or \$3,566.00 with no Retroactive Date. 3) North American Insurance \$2,139.46. 4) Philadelphia Insurance \$6,448.00. The Board discussed the proposals and has several questions before selecting a proposal. There was no action taken, Supervisor Rieber

will contact Mr. Lebovits to see if he can come to the next Town Board Meeting to answer the Boards questions.

# 3. NYSOGS FEDERAL SURPLUS PROPERTY PROGRAM: DISCUSS AND AUTHORIZE RENEWAL FOR SURPLUS PROPERTY

The Following Resolution Was Duly Adopted: Res. No. 235 of the Year 2018.

Resolved, that the Town of Thompson hereby renews our membership with the New York State Federal Property Assistance Program provided by the New York State Office of General Services to participate in the Federal Surplus Property Program; Further Be It Resolved, that the Town Supervisor hereby be authorized to complete and execute the necessary applications, agreements and authorizations required to participate.

Motion by: Councilman Pavese

Seconded by: Councilman Briggs

Vote: Ayes 5

Rieber, Pavese, Briggs, Meddaugh and Mace

Nays 0

# 4. LED STREETLIGHT CONVERSION PROJECT: REPORT BY COUNCILWOMAN MELINDA S. MEDDAUGH

Councilwoman Meddaugh reported on an analysis completed by the NY Power Authority and that there will be a meeting with the NY Power Authority on June 25<sup>th</sup>, 2018 at 2PM regarding the program and project. There will also be a webinar next Wednesday regarding the Kingston program for anyone that is interested in participating or that might not be able to attend the June 25<sup>th</sup> meeting. There was no action taken on this matter at this time.

# 5. NYSEG/TOWN OF THOMPSON STREETLIGHT SALE PROPOSAL CONFIDENTIALITY AGREEMENT: REPORT BY TOWN ATTORNEY MICHAEL B. MEDNICK

Attorney Mednick briefly reported on the Confidentiality Agreement between NYSEG and the Town, should the Town consider the agreement. He said that this is a standard agreement supplied by NYSEG. Discussion ensued regarding the subject, which will be discussed further at the June 25<sup>th</sup> meeting with the NY Power Authority.

6. DISCUSSION REGARDING TUESDAY, JULY 3<sup>RD</sup>, 2018 TOWN BOARD MEETING Supervisor Rieber discussed whether the Tuesday, July 3<sup>rd</sup>, 2018 Town Board Meeting should be rescheduled to another date or time due to the July 4<sup>th</sup> Holiday. After further discussion the Town Board decided that since the Holiday falls on Wednesday in the middle of the week to leave the meeting date and time the same. There was no action to change the date or time of the meeting. The regularly scheduled Town Board Meeting on Tuesday, July 3<sup>rd</sup>, 2018 will be held at 7:30 PM.

# 7. BOARD OF ASSESSMENT REVIEW & ZONING BOARD OF APPEALS: (2) APPOINTMENTS ARE NEEDED, (1) VACANCY FOR EACH BOARD.

Supervisor Rieber announced that there are vacancies on the Board of Assessment Review and Zoning Board of Appeals. The individual originally appointed to the Board

of Assessment Review decided to not accept the position, which needs to be filled. Also the Zoning Board of Appeals still has (1) vacancy to be filled. The Town Board should provide a list of possible individuals that would be interested in serving on either of those Boards for consideration.

### **8. HIGHWAY DEPARTMENT ITEMS:**

# A) <u>Discuss Transfer of \$109,000.00 from "A" Fund Casino Revenues to</u> Highway DA 5130.2 for Equipment.

Highway Superintendent Richard L. Benjamin, Jr. submitted a request to transfer \$109,000.00 from the "A" Fund Casino Revenues to the Highway "DA" Fund 5130.2 for the purchase of a 2018 Cat Backhoe Loader 420F2 from HO Penn off the NYS Bid Contract. The current Backhoe 420 is 10 years old and has 8000 hours. The Town has not purchased heavy equipment since 2012. The Town is getting behind on equipment replacement. There was past discussion that some of the casino revenues would go towards the replacement of equipment. After further discussion the Town Board agreed to take action to authorize the purchase and the transfer of funds will take place as part of agenda item no. 13 budget transfers and amendments. The Town Board suggested that they discuss and plan other possible equipment purchase requests during the budget review process. After further discussion action was taken on item B as follows:

# B) Approve the Purchase of a 2018 Caterpillar 420F Backhoe from HO Penn on State Bid Contract.

The Following Resolution Was Duly Adopted: Res. No. 236 of the Year 2018.

Resolved that purchase request of Highway Superintendent Richard L. Benjamin, Jr. for (1) 2018 Cat Backhoe 420F2 from HO Penn under NYS Bid Contract at a total cost of \$109,000.00 for the Highway Department hereby be approved.

Moved by: Councilman Mace Seconded by: Councilman Pavese

Vote: Ayes 5 Rieber, Pavese, Briggs, Meddaugh and Mace Nays 0

C) <u>Discuss Transfer of \$24,210.00 from the Proceeds of Equipment Sales</u>
(Highway DA 000.2665.000) to (Highway DA 5130.2) for Equipment.

The Town board discussed the transfer of \$24,240.00 from the Austier Day.

The Town board discussed the transfer of \$24,210.00 from the Auction Proceeds of Equipment Sales (DA 2665.0) to Equipment Fund (DA 5130.2) for the purchase of equipment. The Town Board will take action to authorize the purchase of the transfer of funds as part of agenda item no. 13 budget transfers and amendments.

D) <u>Discuss Purchase of a Used Plow Truck for use as a spare vehicle.</u>

There was no action at this time to purchase a used plow truck for use as a spare vehicle, but with the transfer of the \$24,210.00 they will look to purchase in the near future if a good deal comes along.

Also, Supt. Benjamin's original request to transfer FEMA funds for the March 2017 Blizzard to the 5130.2 Equipment Fund for the purchase of equipment is being tabled. There will be no action to transfer those funds at this time. Comptroller DeMarmels said that those funds have to remain in the 2017 Budget, because it had to do with 2017 winter storm recovery. The auditors for the Town will require that those funds be allocated to the 2017 budget. However if the funds were not used they will end up in the Town Fund Balance, which can eventually be appropriated out of Fund Balance this year.

# E) Resolution on Standardization of Snow Plow Trucks The Following Resolution Was Duly Adopted: Res. No. 237 of the Year 2018.

#### RESOLUTION ON STANDARDIZATION

WHEREAS, the Highway Department of the Town of Thompson, Sullivan, County, New York, operates a fleet of at least twelve heavy duty snow plow trucks and presently owns four *FREIGHTLINER MODEL108SD 4X4 DIESEL snow plow* trucks equipped with snow plows and equipment and has on hand a supply of spare parts that provides for interchangeability, ease of maintenance, repairs and economy, therefore; and

WHEREAS, to purchase different models or makes of new snow plow trucks has proved to be inefficient and uneconomical since alternate and additional supplies of spare parts would have to be purchased which would not be interchangeable with the ones already on hand and require additional technical training and knowledge; and

WHEREAS, for other reasons such as safe and efficient operation, driver familiarity of the equipment and attaching snowplows and other implements, it is determined by this Board desirable to purchase additional snow plow trucks of the same make and model as the ones presently owned by the town; and

WHEREAS newer model years may be slightly improved, it is the intent of the Town to purchase this manufacturers snow plow truck that is as similar to the current trucks as possible;

Now THEREFORE, BE IT RESOLVED, that for reasons of efficiency and economy and pursuant to the authority conferred by Subdivision 5 of Section 103 of the General Municipal Law, it is determined by this Board that there is a need for standardization in the purchase of snow plow trucks for the Town of Thompson Highway Department; and

BE IT FURTHER RESOLVED that the Superintendent of Highways be and he hereby is authorized to contract for the purchase of snow plow trucks of the same style and brand as the ones presently owned by the Town Highway Department with the lowest responsible bidder after advertisement for sealed bids and public bidding or in accordance with the towns procurement policy, in the manner provided by Section 103 of the General Municipal Law; and

BE IT FURTHER RESOVLED that this resolution shall remain in effect until rescinded by this Board.

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

Adopted on a Motion 06/19/2018.

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

# 9. EMERALD GREEN SEWER DISTRICT PUMP STATION NO. 9 REPLACEMENT PROJECT – APPROVE RECOMMENDATION OF PAYMENT FOR PK SONGER PLUMBING FOR \$72,865.00.

The Following Resolution Was Duly Adopted: Res. No. 238 of the Year 2018.

Resolved, that the Emerald Green Sewer District Pump Station No. 9 Replacement Project for Contract 1G (General Construction) Recommendation of Payment as per the provided documentation by McGoey, Hauser & Edsall Consulting Engineers, D.P.C. for payment in the amount of \$72,865.00 hereby be approved and issued to PK Songer Plumbing.

Moved by: Councilman Briggs Seconded by: Councilman Pavese

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

Navs 0

# 10. DILLON FARMS WATER DISTRICT GENERATOR PROJECT – DISCUSS AND APPROVE PROPOSALS

Superintendent Messenger reported that there were (2) Proposals received for the Generator Project for the Dillon Farms Water District. The Proposals are as follows: 1) Peak Power Systems, Inc. for \$12,600.00 and 2) Gentec LTD for \$13,890.00. Engineer Matthew J. Sickler, P.E., Associate of McGoey, Hauser & Edsall Consulting Engineers DPC on behalf of the Town reviewed the proposals and provided their recommendation. They recommended that the low proposal from Peak Power Systems, Inc. in the amount of \$12,600.00 be approved. Action to award the proposal was taken as follows:

## The Following Resolution Was Duly Adopted: Res. No. 239 of the Year 2018.

Resolved, that the proposal of <u>Peak Power Systems</u>, <u>Inc.</u>, for the <u>Dillon Farms Water District Generator Project</u>, for the purchase of a generator for the Dillon Farms Water District in the amount of \$12,600.00, be, and the same hereby is, accepted, and the Town Clerk be and is hereby directed to notify them of such approval.

Moved by: Councilman Pavese Seconded by: Councilwoman Meddaugh

Town Board Meeting June 19, 2018 Page 14 of 24 Vote: Ayes 5 Rieber, Pavese, Briggs, Meddaugh and Mace

Navs 0

# 11. PARKS DEPARTMENT: PURCHASE REQUEST FOR A NEW COMPACT UTILITY TRACTOR OFF NYS BID

Superintendent Glenn Somers submitted a purchase request for (1) John Deere 3046R Compact Utility Tractor (34 PTO HP) with 385A Backhoe and adding a John Deere 72D AutoConnect 7-Iron Mid-Mount Side Discharge Mower under NYS Bid Contract Sourcewell Ag Tractors 021815-DAC (# PG 1P CG 70) at a cost of \$43,556.92 for the Department of Parks and Recreation. There are funds budgeted for this purchase, but a transfer for some of the funds will be required.

## The Following Resolution Was Duly Adopted: Res. No. 240 of the Year 2018.

Resolved that purchase request of Superintendent Glenn Somers for (1) John Deere 3046R Compact Utility Tractor (34 PTO HP) with 385A Backhoe and John Deere 72D AutoConnect 7-Iron Mid-Mount Side Discharge Mower under NYS Bid Contract Sourcewell Ag Tractors 021815-DAC (# PG 1P CG 70) at a total cost of \$43,556.92 for the Department of Parks and Recreation hereby be approved.

Moved by: Councilman Pavese Seconded by: Councilman Briggs

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

Nays 0

# TOWN COURT ROOM RENOVATIONS FLOORING PROJECT: AUTHORIZE CHANGE ORDER IN THE AMOUNT OF \$240.00 FOR TCF FLOORING, INC. The Following Resolution Was Duly Adopted: Res. No. 241 of the Year 2018.

Resolved, that the 1<sup>st</sup> Change Order for the Town Court Room Renovations Flooring Project in the amount of \$240.00 between the Town of Thompson and TCF Flooring, Inc. for changing the size of the wall base from 4" base to 4 ½" base hereby be approved and that the Town Supervisor hereby be authorized to execute said Change Order and Payment.

Motion by: Councilwoman Meddaugh Seconded by: Councilman Briggs

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

Nays 0

# 12. BILLS OVER \$2,500.00 – TOWN COURTROOM RENOVATIONS The Following Resolution Was Duly Adopted: Res. No. 242 of the Year 2018.

Resolved, that the following bills over \$2,500.00 for the Town of Thompson Justice Court be approved for payment as follows:

TCF Flooring, Inc. Invoice # 2018-2407

\$18,275.00 Total Cost

The removal and disposal of old carpet in Vestibule, Court Clerk's Office and Meeting/Court Room. Installation of new flooring and carpeting in Vestibule, Court Clerk's Office and Meeting/Court Room with 4 ½" wall base.

(The amount of \$12,655.28 will be paid from the JCAP Grant and the remaining \$5,619.72 will be paid from Town Renovations.)

Motion by: Councilwoman Meddaugh Seconded by: Councilman Pavese

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

Nays 0

### 12. BILLS OVER \$2,500.00 - HIGHWAY DEPARTMENT

The Following Resolution Was Duly Adopted: Res. No. 243 of the Year 2018.

Resolved, that the following bills over \$2,500.00 for the Highway Department be approved for payment as follows:

#### **Dutchess Overhead Doors**

\$12.700.00 Total Cost

Invoice #0193434-IN – Replacement of (5) New Overhead Garage Doors at the Highway Facility @ \$2,540.00 each.

(Note: (2) Price Quotes obtained in 2017 when (1) prior door was replaced, which were submitted as per Procurement Policy –1) Dutchess Overhead Doors honored same price of \$2,540.00 and 2) Friedlander Garage Doors, Inc. for \$2,955.00.)

Moved by: Councilwoman Meddaugh Seconded by: Councilman Mace

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

Nays 0

#### 12. BILLS OVER \$2,500.00 - WATER & SEWER DEPARTMENT

The Following Resolution Was Duly Adopted: Res. No. 244 of the Year 2018.

Resolved, that the following bills over \$2,500.00 for the Water & Sewer Department be approved for payment as follows:

# Mercurio-Norton-Tarolli-Marshall (MNTM) Engineering & Land Surveying \$9,600.00 Total Cost

Invoice # 10824

Additional Professional Surveying and Mapping Services related to the Melody Lake Water Distribution System Improvement Project.

(Note: Proposal approved by Town Board on 02/06/2018 Res. No. 89 of 2018.)

Motion by: Councilman Mace Seconded by: Councilman Briggs

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

Nays 0

### 12. BILLS OVER \$2,500.00 - HARRIS AND COLD SPRING SEWER DISTRICT

Town Board Meeting June 19, 2018 Page 16 of 24

## The Following Resolution Was Duly Adopted: Res. No. 245 of the Year 2018.

Resolved, that the following bills over \$2,500.00 for the Harris and Cold Spring Sewer District be approved for payment as follows:

Village of Monticello \$141,784.53 Total Cost

2017 Flow Monticello WWTP

Harris Sewer District Flow 10/01/16 to 09/30/17

38,877,000 gal x \$0.003148039/gal \$122,386.31

Cold Spring Sewer District Flow

6,162,000 gal x \$0.003148039/gal \$19,398.22

Total Cost: \$141,784.53

Moved by: Councilman Mace Seconded by: Councilman Briggs

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

Nays 0

# EMERALD GREEN SEWER DISTRICT PUMP STATION NO. 9 REPLACEMENT PROJECT – APPROVE RECOMMENDATION OF PAYMENTS #3 & #4 FOR HARRY F. ROTOLO & SONS, INC. TOTAL FOR \$94,982.42.

The Following Resolution Was Duly Adopted: Res. No. 246 of the Year 2018.

Resolved, that the Emerald Green Sewer District Pump Station No. 9 Replacement Project for Contract 1E (Electrical Contract) Recommendation of Payments as per the provided documentation by McGoey, Hauser & Edsall Consulting Engineers, D.P.C. for two payments in the amount of \$3,914.00 and \$91,068.42 for a total due of \$94,982.42 hereby be approved and issued to Harry F. Rotolo & Sons, Inc..

Moved by: Councilman Mace Seconded by: Councilman Briggs

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

Nays 0

# 12. BILLS OVER \$2,500.00 – DEPARTMENT OF PARKS & RECREATION The Following Resolution Was Duly Adopted: Res. No. 247 of the Year 2018.

Resolved, that the following bills over \$2,500.00 for the Department of Parks & Recreation be approved for payment as follows:

### Fallsburg Lumber Company

\$5,735.00 Total Cost

Invoice # 1805-551330 – Lumber for the foot bridge at the Town Park, which is part of the 2018 Sullivan Renaissance project.

#### Total Cost = \$5,735.00

(Note: (3) Price Quotes obtained, which were submitted as per Procurement Policy –1) Fallsburg Lumber Company \$5,735.00, 2) Superior Building Supply \$6,753.18 and 3)

Town Board Meeting June 19, 2018 Page 17 of 24 Wyde Lumber & Supply Corporation \$7,600.00. Supt. Somers provided a project status update.)

Motion by: Councilman Pavese Seconded by: Councilwoman Meddaugh

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

Nays 0

### 13. BUDGET TRANSFERS

The Following Resolution Was Duly Adopted: Res. No. 248 of the Year 2018.

Resolved, that the following budgetary transfers hereby be approved as presented.

**Town Of Thompson** 

**Budget Transfers/Amendments** 

FYE 12/31/18

Town Board Meeting Date:

6/19/2018

			Revenue	Revenue	Appropriation	Appropriation
Account Number	Account Description	<u>Reason</u>	<u>Increase</u>	<u>Decrease</u>	<u>Increase</u>	<u>Decrease</u>
A000.3016.000	Gaming Revenues	RW Catskills	129,000.00			
A000.1315.110	Comptroller - Personal Services				20,000.00	
A000.9901.000	Transfers to Other Funds				109,000.00	
DA00.5031.000	Transfer from General A Fund		109,000.00			
DA00.5130.200	Machinery/Equipment Purchase				109,000.00	
DA00.2665.000	Sales of Equipment	Auction proceeds	24,210.00			
DA00.5130.200	Machinery/Equipment Purchase				24,210.00	

Totals

262,210.00

262,210.00

Net Effect To Budget

Moved by: Councilman Mace

Seconded by: Councilman Briggs

Vote: Ayes 5

Rieber, Pavese, Briggs, Meddaugh and Mace

Nays 0

### 14. ORDER BILLS PAID

The Following Resolution Was Duly Adopted: Res. No. 249 of the Year 2018.

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: Councilwoman Meddaugh

Vote: Ayes 5

Rieber, Pavese, Briggs, Meddaugh and Mace

Nays 0

### **OLD BUSINESS:**

# AUTHORIZE WIIA INFRASTRUCTURE GRANT APPLICATION WITH THE NYS EFC FOR MELODY LAKE WATER SYSTEM PROJECT AND EMERALD GREEN COLLECTION SYSTEM PROJECT

Supervisor Rieber received information from Engineer Matthew Sickler, P.E. of McGoey, Hauser & Edsall Consulting Engineers DPC (MH&E) on behalf of the Town regarding the WIIA Infrastructure Grant with the NYS EFC for the Melody Lake Water System Project and the Emerald Green Collection System Project. The application deadline is 06/29/2018. The interest on the short term financing is approximately 2% and the last BAN was approximately 2.69%. (MH&E) will help assist with the application process. Supt. Messenger, Deputy Administrator Chester and Supervisor Rieber all feel that it would be in the best interest to apply.

## The Following Resolution Was Duly Adopted: Res. No. 250 of the Year 2018.

Resolved, that the Town of Thompson Town Board hereby apply for the funding for the WIIA Grant Short-Term Financing through the NYS EFC for the Melody Lake Water System Project and the Emerald Green Collection System Project and Further Be It Resolved, that the Town Supervisor hereby be authorized to execute the applications and all necessary documentation to be submitted in order to apply for said funding.

Motion by: Councilwoman Meddaugh

Seconded by: Councilman Pavese

Vote: Ayes 5

Rieber, Briggs, Pavese, Meddaugh and Mace

Nays 0

### **BUILDING DEPARTMENT: STATUS OF PART-TIME SEASONAL HELP**

Director Carnell said that at the May 22<sup>nd</sup>, 2018 Town Board Meeting he was authorized to canvass and interview candidates for a part-time seasonal code enforcement &/or enforcement officer. He said that the Sullivan County Personnel Office advised him that due to changes in the Civil Services Regulations, Municipalities with more than 5,000 Population are required to hire off the Civil Service List for all part-time competitive positions. The canvass letters were completed and sent out to approximately (16) eligible parties on the list countywide. There were (3) candidates that expressed interest, which he will schedule interviews with by the end of next week.

## <u>USDA GRANT APPLICATIONS - OFFER OF ASSISTANCE BY MCGOEY, HAUSER</u> <u>& EDSALL CONSULTING ENGINEERS DPC</u>

<sup>&</sup>lt;sup>1</sup> ATTACHMENT: ORDER BILLS PAID

Supervisor Rieber reported that according to an email that he received from McGoey, Hauser & Edsall Consulting Engineers DPC on behalf of the Town has offered to handle all of the USDA Grant Applications for Melody Lake Acres Water System and Emerald Green Sewer District without additional cost to the Town. Further discussion will be held regarding this matter. There was no action taken at this time.

### **NEW BUSINESS:**

### WALMART GRANT APPLICATION FOR YOUTH PROGRAMS

Deputy Administrator Patrice Chester reported that she applied for another Grant from Walmart Stores, Inc. for \$5,000.00 towards Community Grant towards Youth Programs. A grant was applied for and received last year for \$2,500.00 and the Town is hopeful to receive another grant again this year.

# SULLIVAN COUNTY WORKERS COMPENSATION SELF INSURANCE PROGRAM CALCULATION CHANGES

Supervisor Rieber advised the Board that the County of Sullivan is proposing calculation changes to the Workers Compensation Self Insurance Program. They are looking to change the method to a rating system instead of claims made basis way (formula) of calculating. This could increase the cost for all parties involved. He will report back with additional information once it becomes available.

# YO1 GRAND OPENING - THURSDAY, JUNE 21<sup>ST</sup>, 2018, 10AM-1PM & 5PM-9PM

Supervisor Rieber announced that the Grand Opening for the YO1 is scheduled for Thursday, June 21<sup>st</sup>, 2018 at 10AM-1PM and 5PM-9PM. Director Carnell reported that the cash bond in the amount of \$200,000.00 and acceptance letter was received today. A Temporary Certificate of Occupancy will be issued tomorrow.

## The Following Resolution Was Duly Adopted: Res. No. 251 of the Year 2018.

Resolved, that the Town Supervisor hereby be authorized to execute the acceptance letter for the \$200,000.00 cash bond from Veria Lifestyle, Inc. for the YO1 project. A fully executed copy of the acceptance letter shall be filed in the Town Clerk's Office.

Motion by: Councilman Briggs Seconded by: Councilman Pavese

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

Navs 0

# DISCUSSION: CREATION OF JOB DESCRIPTION FOR ADDITIONAL STAFF SUPPORT IN THE BUILDING DEPARTMENT TO WORK WITH THE PLANNING & ZONING BOARD

Councilwoman Meddaugh discussed the creation of the job description for additional staff support in the Building Department to work with the Planning and Zoning Board. The job description has a lot of responsibility for one person, which needs to be tailored down to what would be acceptable for one person. They will work on revising the job description before proceeding further.

# <u>HIGHWAY DEPARTMENT: SET DATE FOR BID OPENING – (1) OR MORE 2020 OR NEWER FREIGHTLINER MODEL 108SD 4X4 DIESEL TRUCK CHASSIS (THURSDAY, 07/12/2018 @ 2PM)</u>

Highway Superintendent Richard L. Benjamin, Jr. is requesting to go out to bid for the purchase of (1) or More 2020 or Newer Freightliner Model 108SD 4X4 Diesel Truck Chassis. The funds are budgeted in the 5130.2 DA Account.

The Following Resolution Was Duly Adopted: Res. No. 254 of the Year 2018.

Resolved, that the Town Board of the Town of Thompson advertise for bids for a (1) or More 2020 or Newer Freightliner Model 108SD 4X4 Diesel Truck Chassis for the Highway Department to be opened on Thursday, July 12, 2018, at 2:00 o'clock P.M., Prevailing Time, at the Town Hall, 4052 State Route 42 North, Monticello, New York, and the Town Clerk be, and she hereby is, directed to advertise for bids in the official newspaper of the Town.

Motion by: Councilman Pavese Seconded by: Councilwoman Meddaugh

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

Nays 0

### SUPERVISOR'S REPORT:

Supervisor Rieber reported on the following:

 Sullivan County Retired and Senior Volunteer Program (RSVP) Celebration Luncheon was held on Wednesday, June 13<sup>th</sup>, 2018 at the Villa Roma. Supervisor Rieber said that Deputy Administrator Patrice Chester attended the ceremony in his absence. Mrs. Edith Speer was recognized as Senior of the Year from the Town of Thompson. Supervisor Rieber publicly congratulated her for being selected and recognized for all of her hard work and volunteerism.

# **COUNCILMEN & DEPARTMENT HEAD REPORTS:**

Councilman Mace reported on the 1<sup>st</sup> Park Advisory Committee Meeting that was held last Tuesday.

<u>Councilman Meddaugh</u> reported that Honest Company will be providing the Town with questionnaires regarding the Town website and Town Logo. She also reported on the Business Friendly Zoning Program with the County of Sullivan.

<u>Councilman Briggs</u> reported on an issue with the new Town Payroll Checks not having the Town's name listed on them. The Supervisor's Secretary Karen Schaefer is looking into why that is occurring. Comptroller DeMarmels said that once the Town switch's to PayChex Payroll Services that should resolve the issue. Councilman Briggs also reported on a Presentation that he recently attended at the Ethelbert B. Crawford Public Library by Gordon MacAdam regarding the One Room Schoolhouse Project.

<u>Director Carnell</u> reported on the County of Sullivan Brownfield Re-Development Program Community Visioning Session, Thursday, June 21<sup>st</sup>, 2018, from 6 to 8 PM to be held in the Legislative Hearing Room, SC Government Center, Monticello. Director Carnell provided a brief explanation regarding the program. Information was provided to the Town Board and for anyone that was interested.

<u>Deputy Administrator Chester</u> reported that the Town has been awarded \$15,000.00 from the Sullivan County Planning Department under the Business Friendly Zoning Matching Grant Application to finalize sign design guidelines and to take a look at the Town's zoning and make recommendations to implement those guidelines to be more user friendly for anyone interested in installing a sign in the Town. This would help simplify the application process and provide guidelines that apply to the Town zoning to make the process easier. The Town is required to approve a resolution to authorize the Town Supervisor to execute the contracts. The Town would match \$5,000.00 in funding. Action was taken as follows:

### The Following Resolution Was Duly Adopted: Res. No. 252 of the Year 2018.

Resolved, that the Town Supervisor hereby be authorized to execute the contracts with the Sullivan County Planning Department for participation and acceptance of the Business Friendly Zoning Matching Grant Program for a total grant to be awarded in the amount of \$15,000.00 with the Town Matching \$5,000.00 towards the Sign Design Guidelines Project.

Motion by: Councilman Mace Seconded by: Councilman Briggs

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

Nays 0

Deputy Administrator Chester also reported that the Town has been awarded \$7,500.00 from the Sullivan County Planning Department under the Sullivan Signs Grant Program for the replacement of the Welcome to the Town of Thompson Signs. She thanked Supt. Benjamin for taking pictures of some of the current Welcome Signs that the Town has, which are in disrepair and need of replacement. As part of the program the Melody Lake Property Owners Association will also replace one of the signs located in that area. They also received a grant from Sullivan Renaissance to replace another sign in their community as well. The Town plans to replace all (10) of the Welcome Signs. Sullivan Renaissance offers an additional \$10,000.00 to apply for towards the banners and additional signage as well. After further discussion action was taken as follows:

## The Following Resolution Was Duly Adopted: Res. No. 253 of the Year 2018.

Resolved, that the Town Supervisor hereby be authorized to execute the contract with the Sullivan County Planning Department for participation and acceptance of the Sullivan Signs Grant Program for a total grant to be awarded in the amount of \$7,500.00 towards the replacement of the Town of Thompson Welcome Signs Project.

Motion by: Councilman Mace

Seconded by: Councilman Briggs

Vote: Ayes 5

Rieber, Briggs, Pavese, Meddaugh and Mace

Nays 0

<u>Superintendent Somers</u> reported that next Monday, June 25<sup>th</sup>, 2018 is the 1<sup>st</sup> day of the Summer Youth Day Camp. They will be all ready to start the camp.

<u>Superintendent Messenger</u> reported on the status of the Emerald Green Pump Station No. 9 Replacement Project. He expressed a need for some portable generators for power outages and emergency situations when necessary. He also reported on the North Emerald Drive Lighting Replacement and the Emerald Corporate Park Lighting Replacement Projects. There was also some discussion regarding the Adelaar Lighting District Replacement and Maintenance issues.

<u>Highway Superintendent Benjamin</u> reported on the status of the salt shed project. The concrete should be poured tomorrow for the walls of the salt shed. Councilman Pavese also commented on the status of the salt shed project.

Attorney Mednick reported that the Standard Work Day and Reporting Resolution for the NYS Retirement System will be provided for action by the second meeting in July. Anyone who is required to submit their Record of Activities/Hours should do so by the next Town Board Meeting so that the Resolution can be prepared.

<u>Comptroller DeMarmels</u> is planning to provide the Town Board with a Budget update at the next Town Board Meeting.

#### **PUBLIC COMMENT:**

There was no public comment given.

### ANNOUNCEMENTS, REMINDERS & FOR YOUR INFORMATION

 July 12<sup>th</sup>: Bid Opening at 2PM for (1) or More 2020 or Newer Freightliner Model 108SD 4X4 Diesel Truck Chassis.

#### **EXECUTIVE SESSION**

On a motion made by Councilwoman Meddaugh and seconded by Councilman Briggs the Town Board entered into Executive Session at 9:06 PM with Town Attorney Michael B. Mednick, Highway Superintendent Benjamin and Water & Sewer Superintendent Messenger to discuss a contract matter.

On a motion made by Councilman Mace and seconded by Councilman Briggs the Town Board returned from Executive Session and reconvened the Town Board meeting at 9:37 PM. No further action was taken.

#### ADJOURNMENT

On a motion made by Councilman Mace and seconded by Councilwoman Meddaugh the meeting was adjourned at 10:00 PM.

Respectfully Submitted By:

Marilee J. Calhoun, Town Clerk