**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 **November 20, 2018.** 

#### ROLL CALL:

Present:

Supervisor William J. Rieber, Jr., Presiding

Councilman Peter T. Briggs Councilman Scott S. Mace

Councilwoman Melinda S. Meddaugh

APPROVED

Also Present:

Marilee J. Calhoun, Town Clerk

Michael B. Mednick, Attorney for the Town

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

Melissa DeMarmels, Town Comptroller Patrice Chester, Deputy Administrator

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

Absent:

Councilman John A. Pavese

### **WORK-SESSION – HELD PRIOR TO REGULAR MEETING**

Supervisor Rieber opened the Work-Session at 6:45 PM.

Discussion was held regarding the following matters:

- 1) Water & Sewer Department Supt. Messenger provided updates regarding the Kiamesha Lake Sewer District, Dillon Farms Sewer District, Emerald Green Pump Station No. 09 projects.
- 2) Adelaar Lighting District
- 3) The LED Streetlight Program
- 4) Nob Hill Country Club, Inc. Attorney Jay Zeiger was present during the work session to explain the reason for the petitions filed for municipal consent to formation of sewer-works and water-works corporations. There will be 2-parcels sharing the same sewer line connection. The Town of Thompson Planning Board is requiring a cross-usage easement. Attorney Zeiger further explained the reason for sub-divided property. He will provide comments from the NYSDEC, NYSDOH and Planning Board prior to further action. The matter will be re-scheduled on the next Town Board meeting after the comments have been received. He also discussed the developer's agreement between the property owner and the Town for site and clearing work. The Town Board will be provided a copy of the developer's agreement for review.

The Work-Session was closed at 7:14 PM.

### **REGULAR MEETING - CALL TO ORDER**

Supervisor Rieber opened the meeting at 7:15 PM with the Pledge to the Flag.

### APPROVAL OF MINUTES:

On a motion made by Councilwoman Meddaugh and seconded by Councilman Briggs the minutes of the November 05, 2018 Town Board Meeting were approved as presented.

Vote: Ayes 4

Rieber, Briggs, Meddaugh and Mace

Nays 0

Absent 1 Pavese

### **PUBLIC COMMENT:**

There was no public comment given.

### **CORRESPONDENCE:**

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

- April A. Barschow, SC Division of Planning & Community Development: Letter dated 11/01/18 to Town Clerk Calhoun Re: Continuing Education Training entitled "Historic Preservation Planning" for Thompson Planning & Zoning Board Members, (5) Attended.
- 2) April A. Barschow, SC Division of Planning & Community Development: Letter dated 11/01/18 to Town Clerk Calhoun Re: Continuing Education Training entitled "GML-239 Review" for Thompson Planning & Zoning Board Members, (5) Attended.
- 3) Edward McAndrew PE, Commissioner SC DPW: Memo dated 11/05/18 Re: Snow & Ice Watch beginning Saturday, 11/17/2018 at 12:00 AM.
- 4) **NYS Gaming Commission:** Resorts World Casino Licensing Fee & Gaming Revenues Received Check #06755819 Dated: 11/02/2018 in the amount of \$569,177.85 Distribution for 2<sup>nd</sup> Quarter.
- 5) **Hon. Sharon L. Jankiewicz, Thompson Town Court:** Letter dated 11/09/18 to Supervisor Rieber & Town Board Re: Annual Audit of Justice Court records and dockets.

#### **AGENDA ITEMS:**

1. ACTION: ADOPTION OF FISCAL YEAR 2019 TOWN BUDGET
The Following Resolution Was Duly Adopted: Res. No. 383 of the Year 2018.

Resolved, that the 2019 Fiscal Year Preliminary Budget as filed in the Town Clerk's Office will hereby be adopted as presented with amendments as the 2019 Fiscal Year Final Budget. A copy of the Adopted Budget is hereby appended to these minutes. Motion by: Councilwoman Meddaugh

Seconded by: Councilman Mace

Vote: Ayes 4

Rieber, Briggs, Meddaugh, and Mace

Nays 0

Absent 1 Pavese

### 2. SULLIVAN RENAISSANCE: DISCUSS 2019 MUNICIPAL PARTNERSHIP GRANT PROGRAM PARTICIPATION

<sup>&</sup>lt;sup>1</sup> ATTACHMENT: 2019 FISCAL YEAR ADOPTED BUDGET.

### The Following Resolution Was Duly Adopted: Res. No. 384 of the Year 2018.

Resolved, that the Town Board of the Town of Thompson hereby authorizes the issuance and submittal of a "Letter of Intent/Expression of Interest" form expressing interest in the participation of the Sullivan Renaissance's 2019 Municipal Partnership Grant Program and to prepare the necessary paperwork for said participation.

Moved by: Councilman Briggs

Seconded by: Councilwoman Meddaugh

Vote: Ayes 4

Rieber, Briggs, Meddaugh and Mace

Nays 0

Absent 1 Pavese

#### 3. TOWN PARK: REVIEW AND APPROVE CHANGES TO RENTAL AGREEMENT

The Town Park Facility Rental Agreement and Fee Schedule were amended according to the Town Board's recommendations. Councilman Mace said that taking out the insurance requirement will help make the rental more affordable for many people. Superintendent Somers confirmed that if alcohol is served the additional insurance for that would be about \$175.00 to \$300.00.

### **Town Park Facility Rental Agreement Fee Schedule:**

Community Building: \$150.00

### Main Pavilion and Gunther Pavilion:

# of Participants	Town Residents	Non-Town Residents
25 – 75	\$50.00	\$100.00
76 – 150	\$75.00	\$200.00
151 – 300	\$200.00	\$400.00
301 – 500	\$250.00	\$600.00
501 & Above	Fee to be set by Town	of Thompson Town Board

(A \$300.00 refundable security and cleaning deposit is also required to rent community building or pavilions.)

### The Following Resolution Was Duly Adopted: Res. No. 385 of the Year 2018.

Resolved, that the presented Town Park Facility Rental Agreement and Fee Schedule with the elimination of the insurance requirement hereby be adopted.

Moved by: Councilman Briggs

Seconded by: Councilwoman Meddaugh

Vote: Aves 4 Riebe

Rieber, Briggs, Meddaugh and Mace

Nays 0

Absent 1 Pavese

### 4. ACTION: FINAL ORDER CREATING LAKEVIEW ESTATES SEWER DISTRICT The Following Resolution Was Duly Adopted: Res. No. 386 of the Year 2018.

 X

In the Matter of the Creation of LAKE VIEW ESTATES SEWER DISTRICT in the Town of Thompson, County of Sullivan, State of New York.

FINAL ORDER CREATING LAKE VIEW ESTATES SEWER DISTRICT

----X

A resolution having been duly adopted by the Town Board of the Town of Thompson directing Town Engineers, McGoey, Hauser and Edsall Consulting Engineers, P.C., to supervise the preparation of a map, plan and report relating to the creation of the Lake View Estates Sewer District in the Town of Thompson, and said map, plan and report were duly filed in the office of the Town Clerk, and an order having been duly adopted by the said Town Board on September 6, 2016, reciting a description of the boundaries of the said proposed district, the improvements proposed, the maximum amount proposed to be expended for said improvements, the proposed method of financing to be employed, the fact that a map, plan and report were on file in the Town Clerk's Office for public inspection, and specifying the 4<sup>th</sup> day of October, 2016, at 7:30 o'clock, P.M., Prevailing Time, at the Town Hall, 4052 Route 42, Monticello, New York, in said Town, as the time when and the place where said Town Board would meet for the purpose of holding a public hearing to hear all persons interested in the proposal to create the said sewer district and after due publication and posting of said order according to law, said hearing was duly held by said Board at such time and place, and said hearing was held open to October 4, 2016, and the Town Board having considered said proposal and heard all persons interested in the same, and did on October 4, 2016 resolve and determine that the notice of hearing for October 4, 2016 was published and posted as required by law, and otherwise sufficient, that all the property and property owners within the created district would be benefitted thereby, that all property and property owners benefitted were included within the limits of the created district, and that it was in the public interest to grant and hold the relief sought, and it having been then

and there further duly resolved that the creation of such district as proposed be approved subject to permissive referendum in the manner provided in Article 7 of the Town Law, and a certificate of the Town Clerk having been duly filed pursuant to subdivision 4 of Section 209-e of the Town Law certifying that no petition was filed requesting such a referendum.

#### NOW, THEREFORE, IT IS HEREBY

**ORDERED,** that the Lake View Estates Sewer District, in the Town of Thompson, Sullivan County, New York, be, and the same hereby is, created, to be bounded and described as more particularly set forth in Schedule "A" annexed hereto and made a part hereof; and it is further

**ORDERED,** that the Town Board, acting for and on behalf of the said Lake View Estates Sewer District, as created be, and it hereby is, authorized to make such improvements in said district as may be required for the proposed operation thereof, provided that the required funds for the same are made available or provided for; and it is further

**ORDERED,** that the entire amount to be expended for such improvements, including, but not limited to, costs of construction, engineering, administrative, legal and other fees and expenses, shall be borne solely and entirely by the developer, The Mossberg Group a/k/a Lake View Estates Monticello, LLC; and it is further

**ORDERED,** that the Town Clerk of the Town of Thompson be, and she hereby is, authorized and directed to cause a certified copy of this order to be duly recorded in the office of the Clerk of Sullivan County, in which the Town of Thompson is located, within ten (10) days after adoption of this order; and it is further

**ORDERED,** that the Town Clerk be, and she hereby is, authorized and directed to file a certified copy of this order in the office of the Department of Audit and Control, Albany, New

York, within ten (10) days after the adoption hereof, if so required.

Motion by: Councilman Scott S. Mace

Seconded by: Councilman Peter T. Briggs

Dated: Monticello, New York November 20, 2018

### THE MEMBERS VOTED ON THE FOREGOING RESOLUTION AS FOLLOWS:

WILLIAM J. RIEBER, JR	[X ] Yes	[ ] No	[ ] Absent
PETER T. BRIGGS	[X ] Yes	[ ] No	[] Absent
SCOTT S. MACE	[X ] Yes	[ ] No	[] Absent
JOHN A. PAVESE	[ ] Yes	[ ] No	[X ] Absent
MELINDA S. MEDDAUGH	[X ] Yes	[ ] No	[] Absent

#### SCHEDULE "A"

Lakeview Estates Sewer District
Narrative Description
Tax Lot 8-1-31.1

Beginning at the southeasterly corner of tax lot 8–1–31.1 also being the intersection of Anawana Lake Road and Fraser Road; thence in a westerly direction along the southerly boundary of tax lot 8–1–31.1 and the northerly right-of-way line of Fraser Road to the southwesterly corner of tax lot 8–1–31.1 and the southeasterly corner of tax parcel 8–1–32; thence in a northerly direction along the westerly boundary of tax lot 8–1–31.1 and the easterly boundary of tax lot 8–1–32 and 8-1-29 to the northwesterly corner of tax lot 8–1–31.1 also a point along the easterly boundary of tax lot 8–1–29; thence in an easterly direction along the northerly boundary of tax lot 8–1–31.1 and the southerly boundary of tax lot 8–1–30.1 to the westerly right-of-way line of Anawana Lake Road and the northeasterly corner of tax lot 8–1–31.1 and the southeasterly corner of tax lot 8–1–30.1 also being a point along the westerly right-of-way line of Anawana Lake Road; thence in a southerly direction along easterly boundary of tax lot 8–1–31.1 also the westerly right-of-way line of Anawana Lake Road to the southeasterly corner of tax lot 8–1–31.1 and the intersection of Anawana Lake Road and Fraser Road also being the Point or Place of Beginning.

### 5. SLUDGE, GRIT & BAR SCREENINGS REMOVAL & DISPOSAL - ESTABLISH DATE FOR BID OPENING (THURSDAY, 12/13/2018 @ 2PM)

Water & Sewer Superintendent Messenger said that he would like to bid it as a 3-year contract (Years 2019 -2021) so it doesn't need to be done each year. It has been costing between \$93.00 and \$97.00 per ton.

The Following Resolution Was Duly Adopted: Res. No. 387 of the Year 2018.

Resolved, that the Town Board of the Town of Thompson advertise for bids for 1. Wastewater Bio-Solids (Sludge) Removal and Disposal and 2. Grit & Screens Removal and Disposal, in accordance with specifications prepared therefore, said bids to be opened on Thursday, December 13, 2018, at 2:00 o'clock P.M., Prevailing Time, at the Town Hall, 4052 Route 42 North, Monticello, New York, and the Town Clerk be, and he hereby is directed to advertise for bids in the official newspaper of the Town.

Moved by: Councilman Mace

Seconded by: Councilman Briggs

Vote: Ayes 4

Rieber, Briggs, Meddaugh and Mace

Nays 0

Absent 1

Pavese

### 6. BUILDING DEPARTMENT: UNSAFE BUILDING(S)

A) STEVEN MOSS CONSESSIONS, INC. (ROCK HILL DRIVE, SBL #32.-2-48) — ORDER OF TOWN BOARD AFTER PUBLIC HEARING

The Following Resolution Was Duly Adopted: Res. No. 388 of the Year 2018.

At a regular meeting of the Town Board of the Town of Thompson, Sullivan County, New York, held at the Town Hall, in Monticello, New York, in said Town, on November 20, 2018, at 7:00 PM.

#### PRESENT:

WILLIAM J. RIEBER, JR

SUPERVISOR

PETER T. BRIGGS

COUNCILMAN

SCOTT S. MACE

COUNCILMAN

MELINDA S. MEDDAUGH

COUNCILWOMAN

IN THE MATTER OF THE PROCEEDING TO ORDER THE REPAIR AND SECURING OR DEMOLITION AND REMOVAL OF A DANGEROUS AND UNSAFE BUILDING ON THE REAL PROPERTY OF

ORDER OF TOWN BOARD AFTER PUBLIC HEARING

NAME OF OWNER: Steven Moss Consessions, Inc.

Street Address of Property: Rock Hill Drive, Rock Hill, NY 12775

WHEREAS, the Town of Thompson Code Enforcement Office inspected the building located on the above described premises and found it to be dangerous and/or unsafe pursuant to Section 112-4 of the Town of Thompson Code, Chapter 112, Unsafe Buildings; and

WHEREAS, on August 28, 2018, the Town Board of the Town of Thompson reviewed the findings and recommendations of the Code Enforcement Officer relative to the above-described property and found grounds to believe that the building was dangerous and/or unsafe to the general public; and

WHEREAS, a notice as required by Section 112-7 was directed to be served upon the owner, executors, legal representatives, agents, lessees or any other person having a vested or contingent interest in the premises, as shown by the records of the receiver of taxes and/or by the records of the Sullivan County Clerk's office; and

WHEREAS, on August 28, 2018, the Town Board ordered the owner of the Rock Hill Diner to repair and secure or demolish and remove the unsafe building on said property to commence within 30 days and to complete same within sixty (60) days after being served a copy of the Notice to Repair and Secure or Demolish and Remove; and

WHEREAS, the owner of the Rock Hill Diner has failed to repair or removed the unsafe building within the prescribed sixty (60) days; and

WHEREAS, on October 2, 2018 (held open to November 5, 2018), Town Board held a hearing pursuant to Section 112-6 of the Town of Thompson Code, Chapter 112, Unsafe Buildings relative to the above described parcel, and the Code Enforcement Officer, having appeared in support of the application and having in opposition/having defaulted, and after due deliberation

NOW, THEREFORE, BE IT RESOLVED AND ORDERED.

1.					es, agents, lessees or and e premises hereby directed
	[]	repair and secure th	ne unsafe buil	ding or	
	[x]	demolish and remo	ve the unsafe	building	
on	or before	December 20, 2018	, and that in t	he event said	owner fails to repair or
rer	move and	secure or demolish a	and remove sa	aid building or	or before January 19,
20	19, said bu	uilding shall be remo	ved by the To	wn of Thomp	son, and all costs and
ex	pense incu	rred by the town in	connection wi	th the proceed	dings to repair and secure
or	demolish a	and remove such bu	ilding or build	ings, including	the actual cost of repairing
an	d securing	or demolishing and	removing, sh	all be assesse	ed against the land on which
su	ch building	(s) is/are located an	d collected at	the same tim	e and in the same manner
as	provided i	n Article 15 of the To	own Law for th	ne levy and co	ollection of a special ad
va	lorem levy.	,			
Mc	oved by: Co	ouncilman Scott S. N	Mace		
	Voc. 100 A	r: Councilwoman Me		laugh	
	•	Motion on: NOVEMB		laugii	
<i>,</i> (0	opica on i	Notion on: NOVEND	LIN 20, 2010		
TH	ІЕ МЕМВЕ	ERS VOTED ON THI	E FOREGOIN	IG RESOLUT	ION AS FOLLOWS:
W	ILLIAM J. F	RIEBER, JR	[X ] Yes	[ ] No	[ ] Absent
PE	TER T. BF	RIGGS	[X ] Yes	[ ] No	[ ] Absent
SC	OTT S. M.	ACE	[X ] Yes	[ ] No	[ ] Absent
JO	HN A. PAV	√ESE	[ ]Yes	[ ] No	[X ] Absent

B) DIBA TODOROVIC (LANAHAN ROAD, SBL #13.-1-33) – ORDER OF TOWN BOARD AFTER PUBLIC HEARING

MELINDA S. MEDDAUGH

[X ] Yes [ ] No [ ] Absent

The Following Resolution Was Duly Adopted: Res. No. 389 of the Year 2018.

At a regular meeting of the Town Board of the

Town of Thompson, Sullivan County, New York, held at the Town Hall, in Monticello, New York, in said Town, on November, 20, 2018 at 7:00 P M.

#### PRESENT:

WILLIAM J. RIEBER, JR.

SUPERVISOR

SCOTT S. MACE.

COUNCILMAN

MELINDA S. MEDDAUGH,

COUNCILWOMAN

PETER T BRIGGS,

COUNCILMAN

IN THE MATTER OF THE PROCEEDING ORDER OF TOWN BOARD TO ORDER THE REPAIR AND SECURING AFTER PUBLIC HEARING OR DEMOLITION AND REMOVAL OF A DANGEROUS AND UNSAFE BUILDING ON THE REAL PROPERTY OF

NAME OF OWNER: Diba Todorovic, Trustee, Diba Todorovic Rev. Living Trust

TAX MAP#: 13.-1-33

Street Address of Property: 64 Lanahan Road, Monticello, NY 12701

WHEREAS, the Town of Thompson Code Enforcement Office inspected the building located on the above described premises and found it to be dangerous and/or unsafe pursuant to Section 112-4 of the Town of Thompson Code, Chapter 112, Unsafe Buildings; and

WHEREAS, on August 28, 2018 the Town Board of the Town of Thompson reviewed the findings and recommendations of the Code Enforcement Officer relative to the above-described property and found grounds to believe that the building was dangerous and/or unsafe to the general public; and

WHEREAS, a notice as required by Section 112-7 was directed to be served upon the owner, executors, legal representatives, agents, lessees or any other person having a vested or contingent interest in the premises, as shown by the records of the receiver of taxes and/or by the records of the Sullivan County Clerk's office; and

WHEREAS, on August 28, 2018 the Town Board ordered the owner of the buildings on the property located at <u>64 Lanahan Road</u>, <u>Tax Map No. 13.-1-33</u> to repair and secure or demolish and remove the unsafe building on said property to commence within 30 days and to complete same within sixty (60) days after being served a copy of the Notice to Repair and Secure or Demolish and Remove; and

WHEREAS, the owner of the property located at 64 Lanahan Road, Tax Map No. 13.-1-33 has failed to repair or removed the unsafe building within the prescribed sixty (60) days; and

WHEREAS, on October 02, 2018 Town Board held a hearing pursuant to Section 112-6 of the Town of Thompson Code, Chapter 112, Unsafe Buildings relative to the above described parcel, and the Code Enforcement Officer, having appeared in support of the application and having in opposition/having defaulted, and after due deliberation

NOW, THEREFORE, BE IT RESOLVED AND ORDERED,

- 2. The above named owner, executors, legal representatives, agents, lessees or and other person having a vested or contingent interest in the premises hereby directed to
  - [ ] repair and secure the unsafe building or
  - [X] demolish and remove the unsafe building

on or before December 20, 2018 and that in the event said owner fails to repair or remove and secure or demolish and remove said building on or before January 19, 2019 said building shall be removed by the Town of Thompson, and all costs and expense incurred by the town in connection with the proceedings to repair and secure or demolish and remove such building or buildings, including the actual cost of repairing and securing or demolishing and removing, shall be assessed against the land on which such building(s) is/are located and collected at the same time and in the same manner as provided in Article 15 of the Town Law for the levy and collection of a special ad valorem levy.

Moved by: Councilman Scott S. Mace

Seconded by: Councilman Peter T. Briggs

Adopted on Motion on: November 20, 2018

### THE MEMBERS VOTED ON THE FOREGOING RESOLUTION AS FOLLOWS:

William J. Rieber, Jr	[X ] Yes	[ ] No	[ ] Absent
Scott S. Mace	[X ] Yes	[ ] No	[] Absent
John A. Pavese	[ ] Yes	[ ] No	[X ] Absent
Melinda S. Meddaugh	[X ] Yes	[ ] No	[] Absent
Peter T. Briggs	[X ] Yes	[ ] No	[] Absent

### 7. RESOLUTION TO ACCEPT MAINTENANCE RESPONSIBILITES FOR BRIDGE NO. CB323/BIN 3357350 LOCATED ON CHALET ROAD

Supervisor Rieber said that this is a new bridge that was constructed by the Casino. Chalet Road (leads to new Waterpark) and has not been taken over by the Town as of yet. Therefore, the Town cannot accept maintenance of the Bridge before the Road itself. This matter will be revisited on the December 04, 2018 Town Board Meeting.

### The Following Resolution Was Duly Adopted: Res. No. 390 of the Year 2018.

Resolved, that Agenda Item No. 07 regarding Resolution to Accept Maintenance Responsibilities for Bridge No. CB323/Bin 3357350 located on Chalet Road hereby be tabled pending further review.

Moved by: Councilman Briggs

Seconded by: Councilwoman Meddaugh

Vote: Aves 4 Riebe

Rieber, Briggs, Meddaugh and Mace

Nays 0

Absent 1 Pavese

### 8. RESOLUTION TO ESTABLISH DATE FOR TENTATIVE SPECIAL DISTRICT ASSESSMENT HEARING 12/18/18 @ 6:30 PM

The Following Resolution Was Duly Adopted: Res. No. 391 of the Year 2018.

At a regular meeting of the Town Board of the Town of Thompson held at the Town Hall, 4052 Route 42, Monticello, New York on November 20, 2018

### RESOLUTION TO DIRECT FILING OF TENTATIVE SPECIAL DISTRICT ASSESSMENT ROLLS AND FIX A DATE FOR THE HEARING OF OBJECTIONS

### NOW, THEREFORE, BE IT RESOLVED:

1. The Town Board of the Town of Thompson has filed with the Town Clerk of the Town of Thompson the tentative special district assessment rolls for the Adelaar Sewer District, Anawana Sewer District, Cold Spring Sewer District, Dillon Farms

Sewer District, Emerald Green/Lake Louise Marie Sewer District, Harris Sewer District, Harris Woods Sewer District, Kiamesha Lake Sewer District, Melody Lake Sewer District, Rock Hill Sewer District, Sackett Lake Sewer District, Kiamesha Outside User, Adelaar Water District, Cold Spring Water District, Dillon Water District, Kiamesha Route 42 Water District and Lucky Lake Water District for the year 2019.

- 2. The Town Board will meet at the Town Hall, 4052 State Route 42, Monticello, New York at 6:30 P.M. on December 18, 2018 to hear and consider any objections, which may be made to the roll.
- 3. Not less than 10 nor more than 20 days prior to said meeting, the Town Clerk is directed to publish notice of such filing in the official newspaper of the Town and to post in a public place a copy of the public notice and a general copy of each district's rates for any property owner who appears on said assessment roll to be able to view.
- 4. This resolution shall take effect immediately

Moved by: Councilwoman Melinda S. Meddaugh

Seconded by: Councilman Scott S. Mace

Adopted on Motion: November 20, 2018

Supervisor William J. Rieber, Jr. Yes [X] No [ ]

Councilman John A. Pavese Yes [ ] No [ ] ABSENT

Councilman Peter T. Briggs Yes [X] No [ ]
Councilwoman Melinda S. Meddaugh Yes [X] No [ ]
Councilman Scott S. Mace Yes [X] No [ ]

### 9. DISCUSS PROPOSED LOCAL LAW NO. 10 OF 2018 TO ESTABLISH SEWER RATES FOR FISCAL-YEAR 2019

The Following Resolution Was Duly Adopted: Res. No. 392 of the Year 2018.

### 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 November 20, 2018, a proposed Local Law No. 10 of 2018, entitled "A local law to amend the Town of Thompson Code, Chapter 197, entitled 'Sewers'".

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 December 18,

2018 at 7:00 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 Peter T. Briggs

Seconded by: Councilman Scott S. Mace

Adopted on Motion November 20, 2018

Supervisor WILLIAM J. RIEBER JR.	Yes [X]	No [ ]
Councilman PETER T. BRIGGS	Yes [X]	No [ ]
Councilman SCOTT S. MACE	Yes [X]	No [ ]
Councilman JOHN A. PAVESE	Yes [ ]	No [ ] ABSENT
Councilwoman MELINDA S. MEDDAUGH	Yes [X]	No [ ]

Town of Thompson

Proposed Local Law No. 10 of 2018

A local law entitled "A local law to amend the Town of Thompson Code, Chapter 197, entitled 'Sewers'."

Be it enacted by the Town Board of the

### Town of Thompson

- 1. The Town Board of the Town of Thompson, pursuant to the provisions of Article 14-F of the General Municipal Law, entitled "Sewer Rent Law", and in particular Section 452 thereof, does hereby establish and impose sewer rents to be charged in the Harris Sewer District, Harris Woods Sewer District, Dillon Farms Sewer District, Kiamesha Lake Sewer District, Melody Lake Sewer District, Sackett Lake Sewer District, Cold Spring Sewer District, Emerald Green-Lake Louise Marie Sewer District, Anawana Sewer District, and Adelaar Resort Sewer District for the year 2019.
- 2. The rates to be charged pursuant to Chapter 197 of the Code of the Town of Thompson, Section 197-45, for the year 2019 are as follows:

DISTRICT: Anawana Sewer District: Cold Spring Sewer District:	Operation & <u>Maintenance</u>	Cap	oital
Anawana Sewer District:	\$40.32	\$	0.00
Cold Spring Sewer District:	\$30.33	\$	0.00

Dillon Farms Sewer District:	\$73.15	\$ 0.00
Emerald Green/Lake Louise Marie		
Sewer District	\$63.02	\$ 19.67
Harris Sewer District:	\$24.61	\$ 0.00
Kiamesha Lake Sewer District:	\$80.07	\$ 6.26
Melody Lake Sewer District	\$86.08	\$ 20.68
Sackett Lake Sewer District:	\$62.84	\$ 2.07
Harris Woods Sewer District:	\$21.32	\$107.78
Adelaar Resort Sewer District:	\$10,054.30 per lot	\$6,553.89

- 3. Except as herein specifically amended, the remainder of Chapter 197 of such code shall remain in full force and effect.
- 4. 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.
- 5. This local law shall take effect immediately.

10. NOB HILL COUNTRY CLUB, INC.: PETITION FOR MUNICIPAL CONSENT TO FORMATION OF SEWER-WORKS CORPORATION AND PETITION FOR MUNICIPAL CONSENT TO FORMATION OF WATER-WORKS CORPORATION This matter was discussed earlier during the work session prior to the meeting.

11. HIGHWAY DEPARTMENT: APPROVE STATE BID FOR ROAD SALT MATERIALS: NYS BID GROUP 01800, AWARD #23134 @ \$71.40 PER TON The Following Resolution Was Duly Adopted: Res. No. 393 of the Year 2018.

Resolved that the request of Highway Superintendent Richard L. Benjamin, Jr. to accept the state bid for <u>road salt materials</u> (<u>road salt, treated salt and Emergency standby road salt)</u> from NYS Bid Group 01800, Award # 23134 in the amount of \$71.40 per ton hereby be approved as per the contract award notification effective 09/01/18 – 08/31/19, revised 10/18/18.

Moved by: Councilman Mace

Seconded by: Councilman Briggs

Vote: Ayes 4

Rieber, Briggs, Meddaugh and Mace

Nays 0

Absent 1 Pavese

12. BILLS OVER \$2,500.00 – WATER & SEWER DEPARTMENT
The Following Resolution Was Duly Adopted: Res. No. 394 of the Year 2018.

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

M&T Bank

\$14,000.00 Total Cost

Melody Lake Sewer Bond Payment – NYS EFC Project No. C3-5378-03-00, Loan ID 4805.

Moved by: Councilwoman Meddaugh

Seconded by: Councilman Briggs

Vote: Ayes 4

Rieber, Briggs, Meddaugh and Mace

Nays 0

Absent 1

Pavese

The Following Resolution Was Duly Adopted: Res. No. 395 of the Year 2018.

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

P.K. Songer Plumbing

\$15,200.00 Total Cost

For payment on Emerald Green Pump Station No. 09 General Construction Contract – Application #7, upon recommendation of payment from McGoey, Hauser & Edsall Consulting Engineers DPC for the Town, Engineer's Project No. 17-702.3.

Motion by: Councilwoman Meddaugh

Seconded by: Councilman Briggs

Vote: Ayes 4

Rieber, Briggs, Meddaugh and Mace

Nays 0

Absent 1

Pavese

### 13. BUDGET TRANSFERS & AMENDMENTS

The Following Resolution Was Duly Adopted: Res. No. 396 of the Year 2018.

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

### own Of Thompson

**Judget Transfers/Amendments** 

'E 12/31/18

Town Board Meeting Date:

11/20/2018

E 12/31/18	Town Board Meeting Date:	11/20/2018				
*			Revenue	Revenue	Appropriation	Appropriat
<u>Account</u>					50	
<u>Number</u>	Account Description		<u>Increase</u>	<u>Decrease</u>	<u>Increase</u>	<u>Decreas</u>
B000.8160.400	Potusa Pond Sida alaan un				1 700 00	
B000.8160.400	Refuse - Road Side clean up				1,700.00	
B000.2590.000	Permits		1,700.00			
	Town Wide Highway - Machinery					
DA00.5130.400	Contractual				50,000.00	

DA00.5142.401	Town Wide Highway - Snow Contractual			50,000.00
_				,
3				

Totals

1.700.00

- 51,700.00

50,000.00

Net Effect To Budget

Motion by: Councilman Briggs

Seconded by: Councilman Mace

Vote: Ayes 4

Rieber, Briggs, Meddaugh and Mace

Nays 0

Absent 1

Pavese

### **OLD BUSINESS:**

# <u>DASNY: AUTHORIZE GRANT DISBURSEMENT AGREEMENT ("GDA") STATE AND MUNICIPAL FACILITIES PROGRAM ("SAM") GRANT – \$50,000.00 FOR CONSTRUCTION OF A SALT STORAGE FACILITY</u>

Supervisor Rieber said that this is an agreement with the State to accept the money and use it towards the construction of the salt storage facility. Deputy Administrator Chester said this is the final step in the grant process.

### The Following Resolution Was Duly Adopted: Res. No. 397 of the Year 2018.

Rieber, Meddaugh, Briggs, and Mace

Resolved, that the Town Supervisor hereby be authorized to execute (2) copies of the Grant Disbursement Agreement with the Dormitory Authority of the State of New York (DASNY) for receiving the State and Municipal Facilities (SAM) grant in the amount of \$50,000 to be utilized for the construction of the salt storage facility.

Motion by: Councilwoman Meddaugh

Seconded by: Councilman Mace

Vote: Ayes 4 Navs 0

Absent 1

Pavese

### <u>PATIO HOMES SEWAGE SYSTEM IMPROVEMENTS FOR LAKE VIEW ESTATES DEVELOPMENT</u>

Town Engineers, McGoey Hauser & Edsall Consulting Engineers, DPC have obtained proposals from two surveying companies in regards to upgrades to the Patio Homes Pump Station in the Kiamesha Lake Sewer District to support the Lakeview Estates Development. Rinaldi Land Surveying, LLC quoted the amount of \$2,850.00 and Mercurio-Norton-Tarolli-Marshall Engineering Land Surveying quoted the amount of \$5,000.00. McGoey Hauser & Edsall Consulting Engineers, DPC have recommended Rinaldi Land Surveying, LLC in the amount of \$2,850.00.

### **Survey Agreement**

The Following Resolution Was Duly Adopted: Res. No. 398 of the Year 2018.

Resolved, that the Town Supervisor hereby be authorized to execute the survey agreement with Rinaldi Land Surveying, LLC in the amount of \$2,850.00 for the Patio Homes Pump Station Improvements in regards to the Lake View Estates Development.

Motion by: Councilwoman Meddaugh

Seconded by: Councilman Briggs

Vote: Ayes 4

Rieber, Meddaugh, Briggs, and Mace

Nays 0

Absent 1

Pavese

### **Professional Engineering Services Agreement**

The Following Resolution Was Duly Adopted: Res. No. 399 of the Year 2018.

Resolved, that the Town Supervisor hereby be authorized to execute the agreement for professional engineering services between the Town of Thompson and McGoey, Hauser and Edsall Consulting Engineers, DPC for the design and construction administration for the Patio Homes Pump Station Improvements in regards to the Lake View Estates Development.

Motion by: Councilman Mace

Seconded by: Councilwoman Meddaugh

Vote: Ayes 4

Rieber, Meddaugh, Briggs, and Mace

Nays 0

Absent 1

Pavese

### **EAGLE SCOUT RECOGNITION - CONNOR JAMES FOSS**

Supervisor Rieber stated that he did a presentation this past Sunday for Boy Scouts Troop 101, Rock Hill for their newest Eagle Scout, Connor James Foss. He read the letter of congratulations that he had presented to him. The Town Board commended Mr. Foss for this great accomplishment.

### WATER & SEWER DEPARTMENT EMPLOYEE CLASSIFICATION CHANGES

Water & Sewer Superintendent Michael G. Messenger has recommended classification changes for (3) of his employees as follows:

# AMEND WATER & SEWER DEPARTMENT EMPLOYEE CLASSIFICATION FOR FLOYD TYLER WAGNER FROM A SEWER PLANT OPERATOR TRAINEE TO A SEWER PLANT OPERATOR 2A WITH A GRADE C WATER LICENSE

Water & Sewer Superintendent Messenger is requesting to waive the CDL requirement temporarily for Mr. Wagner due to a mishap with the post office. Apparently, his permit to take the test was returned back to the Department of Motor Vehicles and he is trying to get it mailed back to him.

The Following Resolution Was Duly Adopted: Res. No. 400 of the Year 2018.

Resolved, that the title classification of Water & Sewer Department Employee Floyd Tyler Wagner hereby be changed from a Sewer Plant Operator Trainee at a contracted salary of \$18.89 per hour to a Sewer Plant Operator 2A with a Grade C Water License

at the appropriate contracted salary of \$27.47 per hour and that said changes are to become effective November 27, 2018.

Moved by: Councilman Mace

Seconded by: Councilman Briggs

Vote: Ayes 4

Rieber, Briggs, Meddaugh, and Mace

Nays 0

Absent 1 Pavese

# AMEND WATER & SEWER DEPARTMENT EMPLOYEE CLASSIFICATION FOR JONAH LAGRUTTA FROM A SEWER PLANT OPERATOR TRAINEE WITH A GRADE C WATER LICENSE TO A SEWER PLANT OPERATOR 2A WITH A GRADE C WATER LICENSE

The Following Resolution Was Duly Adopted: Res. No. 401 of the Year 2018.

Resolved, that the title classification of Water & Sewer Department Employee Jonah LaGrutta hereby be changed from a Sewer Plant Operator Trainee with Grade C Water license at a contracted salary of \$23.13 per hour to a Sewer Plant Operator 2A with a Grade C Water License at the appropriate contracted salary of \$27.47 per hour and that said changes are to become effective November 27, 2018.

Moved by: Councilman Mace

Seconded by: Councilman Briggs

Vote: Ayes 4

Rieber, Briggs, Meddaugh, and Mace

Nays 0

Absent 1 Pavese

## WATER & SEWER DEPARTMENT EMPLOYEE CLASSIFICATION FOR SHANE REID FROM A SEWER PLANT OPERATOR TRAINEE TO A SEWER PLANT OPERATOR TRAINEE WITH A GRADE C WATER LICENSE

Mr. Reid has 11 months of experience. Because the current Collective Bargaining Agreement requires a full year of experience before the classification can be amended, this request will be re-addressed in the near future. There was no action taken at this time.

#### 14. ORDER BILLS PAID

The Following Resolution Was Duly Adopted: Res. No. 402 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.<sup>2</sup>

Motion by: Councilwoman Meddaugh

Seconded by: Councilman Briggs

Vote: Ayes 4

Rieber, Meddaugh, Briggs and Mace

Nays 0

Absent 1 Pavese

### **OLD BUSINESS:**

NYS ENVIRONMENTAL FACILITIES CORPORATION FUNDING - EMERALD GREEN PUMP STATION NO. 09 COLLECTION SYSTEM PROJECT

<sup>&</sup>lt;sup>2</sup> ATTACHMENT: ORDER BILLS PAID

Supervisor Rieber reported that there is a request from the NYS EFC regarding the short term financing for the Emerald Green Pump Station No. 09 Collection System Project to confirm certain information.

### The Following Resolution Was Duly Adopted: Res. No. 403 of the Year 2018.

Resolved, that the Town Supervisor hereby be authorized to execute the confirmation document regarding the Project Finance Agreement with the Environmental Facilities Corporation in regards to Emerald Green Pump Station No. 09 Collection System Project (EFC Project No. C3-5378-04-11).

Motion by: Councilman Briggs

Seconded by: Councilman Mace

Vote: Ayes 4

Rieber, Meddaugh, Briggs, and Mace

Nays 0

Absent 1 Pa

Pavese

### HARRIS WOODS - PLANNED UNIT DEVELOPMENT

Attorney Mednick said he received an email saying that this development was created in 1986. The local law was never filed because there is no PUD section in the Town Code. It was created by resolution but the local law was never done. Attorneys Mednick and Kay will review what had previously been done and draft a proposed local law to establish the PUD.

### **COUNCILMEN & DEPARTMENT HEAD REPORTS:**

Councilman Briggs reported that the 4<sup>th</sup> Annual Tinsel Trot 5K event will take place on 12/08/18 at 8:00 AM starting at Dutch's in Rock Hill and the Rock Hill Tree and Menorah Lighting will take place on 12/02/18 at 5:00 PM at Dutch's.

Councilwoman Meddaugh said that the Parks & Recreation Committee will meet on 11/27/18 to go over the surveys and feedback from the public.

<u>Councilman Mace</u> also commented on the last meeting of the Parks & Recreation Committee.

### **PUBLIC COMMENT:**

Roger Betters of Columbia Hill commended Highway Superintendent Benjamin and the Highway Department for removing the tires on Whitaker Road.

### **ANNOUNCEMENTS, REMINDERS & FOR YOUR INFORMATION**

- December 4<sup>th</sup>: Regular Town Board Meeting Work-Session @ 6:30 PM and Meeting @ 7PM.
- December 4<sup>th</sup>: Public Hearing @ 7:30 PM Proposed Local Law No. 09 of 2018 Zone Change Request: Arthur & Maureen Glick Old Route 17, Monticello, SBL # 31.-1-56 from SR to HC-2 Zoning District.
- December 18<sup>th</sup>: Regular Town Board Meeting Work-Session @ 6:30 PM and Meeting @ 7PM.

- December 18<sup>th</sup>: Public Hearing @ 6:30 PM Tentative Special District
- Assessment Hearing.

   December 18<sup>th</sup>: Public Hearing @ 7PM Proposed Local Law No. 10 of 2018 Establish Sewer Rents for the Year 2019.

### **ADJOURNMENT**

On a motion made by Councilwoman Meddaugh and seconded by Councilman Mace the meeting was adjourned at 8:03PM.

Respectfully Submitted By: