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 **July 17, 2018.**

ROLL CALL:

Present:

Supervisor William J. Rieber, Jr., Presiding

Councilman John A. Pavese Councilman Scott S. Mace

Councilwoman Melinda S. Meddaugh

Absent:

Councilman Peter T. Briggs

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

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

Melissa DeMarmels, Town Comptroller Patrice Chester, Deputy Administrator Paula E. Kay, Deputy Town Attorney

REGULAR MEETING – CALL TO ORDER

Supervisor Rieber opened the meeting at 7:32 PM with the Pledge to the Flag.

APPROVAL OF MINUTES:

On a motion made by Councilman Mace and seconded by Councilman Pavese the minutes of the July 03, 2018 Regular Town Board Meeting were approved as presented.

Vote: Ayes 4

Rieber, Pavese, Meddaugh and Mace

Navs 0

Absent 1 Briggs

PRESENTATION: LED STREETLIGHT PROPOSAL BY NY POWER AUTHORITY

Mr. Jesse Scott on behalf of Casey Mastro of the New York Power Authority was present and gave a 46 minute presentation regarding the LED Street Light Conversion Project Proposal, and he answered several questions. Information including Financial Analysis and Summaries regarding the project were provided.

PUBLIC COMMENT:

There was no public comment given.

CORRESPONDENCE:

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

1) Town Clerk Calhoun: Letter dated 07/05/18 to Ms. Leslie M. Fernandez, Fireworks by Grucci, Inc. Re: Fireworks Display Permit for Empire Resorts, Inc.

(Resorts World Catskills), 888 Resorts World Drive, Monticello, NY 12701 on 07/08/18 at 10PM, Rain Date: 07/09/18, SBL # 23.-1-52.1.

- **2) NYS Office of the State Comptroller:** Letter dated 07/06/2018 acknowledging receipt of Town of Thompson's response for the Board Oversight Audit Report.
- **3) NYS Office of the State Comptroller:** Report of Examination Audit was received by the Town Clerk and filed on 07/13/2018. The Town Clerk presented the Town Board and Town Attorney with a copy of the Report of Examination Audit.
- **4) Supervisor Rieber:** Letter to Doreen Huebner, Town of Thompson Tax Collector Re: Water & Sewer Late Payment Penalty Charges.

AGENDA ITEMS:

1. ZONE CHANGE REQUEST: ARTHUR GLICK TRUCK SALES, INC., OLD ROUTE 17, MONTICELLO, SBL #31.-1-62.1 FROM SR TO HC-2 ZONE

Supervisor Rieber stated that there is parcel of land adjacent to this car dealership that is currently zoned as Suburban Residential (SR) and in order to expand the business the zone needs to be changed to Highway Commercial (HC-2). The request will be forwarded to the Planning Board for review and recommendation.

The Following Resolution Was Duly Adopted: Res. No. 267 of the Year 2018.

Resolved, that the request of <u>Arthur Glick Truck Sales, Inc.</u> for a zone change request for <u>SBL# 31.-1-62.1</u>, from Suburban Residential (SR) to Highway Commercial 2 (HC-2) is to hereby be forwarded to the Planning Board for their review and recommendation. Motion by: Councilwoman Meddaugh

Seconded by: Councilman Pavese

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

Nays 0

Absent 1 Briggs

2. AWARD RATE QUOTES: BOND ANTICIPATION NOTE (BAN) FOR KIAMESHA LAKE SEWER DISTRICT TRIBUTARY SEWERLINE REPLACEMENT PROJECT

Supervisor Rieber reported that the Town solicited quotes from six (6) banks, two of which declined to quote: Catskill Hudson Bank and TD Bank. The lowest rate was from The Bank of Green County at 2.37%. The remaining three quotes were submitted from M & T Bank: 2.66%, Jeff Bank: 2.79%, and Wayne Bank: 3.04%. Action to approve the quote with The Bank of Green County was taken as follows:

The Following Resolution Was Duly Adopted: Res. No. 268 of the Year 2018.

Resolved, that the rate quote of The Bank of Green County at a rate of 2.37% for a \$1.5 Million Dollar Bond Anticipation Note (BAN) for the Kiamesha Lake Sewer District Tributary Sewerline Replacement Project hereby be approved and that the Town of Thompson shall commit to borrow the funds and that the Town Supervisor hereby be authorized to execute all necessary documentation in connection with the borrowing. Motion by: Councilman Mace Seconded by: Councilman Pavese

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

Nays 0

Absent 1 Briggs

3. AWARD BIDS: KIAMESHA LAKE SEWER DISTRICT TRIBUTARY SEWERLINE REPLACEMENT PROJECT

Supervisor Rieber reported that there were four bids received:

Vacri Constuction - \$794,000.00

H. Osterhoudt

- \$1,088,888.00

Boyce Excavating - \$1,192,043.00

TAM Enterprises

- \$1,818,155.00

The Town has a resolution requiring that Contractors have approved Apprenticeship Agreements on contracts exceeding \$500,000.00. The lowest bidder Vacri Construction only partially complies with this requirement. The second lowest bidder H. Osterhoudt fully complies. Therefore, the Town's Engineers recommended that the bid of H. Osterhoudt be considered for this project.

The Following Resolution Was Duly Adopted: Res. No. 269 of the Year 2018.

Resolved, that the bid of H. Osterhoudt, for the Kiamesha Lake District Tributary Sewerline Replacement Project, in the amount of \$1,088,888.00, be, and the same hereby is, accepted, and the Town Clerk be, and she hereby is, directed to notify the successful bidder of the award thereof.

Moved by: Councilman Mace

Seconded by: Councilwoman Meddaugh

Vote: Ayes 4

Rieber, Pavese, Meddaugh, and Mace

Navs 0

Absent 1

Briggs

Mr. Andrew Storno, Business Representative/Organizer of International Union of Operating Engineers Local 825 was present and commended the Town Board for doing the right thing and awarding the bid to the lowest bidder that complied with the requirements. Mr. Storno thanked the Town Board for allowing him the opportunity to speak on the matter.

4. SUMMER YOUTH DAY CAMP SPECIAL EVENTS: APPROVE AND AUTHORIZE AGREEMENT WITH SPENCER DANIELS AGENCY FOR INFLATABLE **ENTERTAINMENT ACTIVITIES \$3,154.93**

Supervisor Rieber said the Town is doing some special events for the children attending the Summer Camp at the Town Park. Spencer Daniels Agency, Inc. submitted a proposal for inflatable activities, slides, mini golf, and obstacle course with staffing, in the amount of \$3,154.93. Deputy Administrator Patrice Chester said that the Town got verbal approval of a \$2,500.00 donation from Walmart. Town Comptroller Melissa DeMarmels will transfer the remaining balance as needed. Supervisor Rieber said that the children love the activities and commended Walmart for reaching out to the Town of Thompson to provide a grant towards these youth programs. The Town reached out to other vendors requesting proposals for the same type of services with no response.

The Following Resolution Was Duly Adopted: Res. No. 270 of the Year 2018.

Resolved, that the contract with <u>The Spencer Daniels Agency</u>, <u>Inc.</u> hereby be approved in the amount of \$3,154.93 and the Town Supervisor hereby be authorized to execute said contract.

Moved by: Councilman Pavese

Seconded by: Councilwoman Meddaugh

Vote: Aves 4

Rieber, Pavese, Meddaugh and Mace

Nays 0

Absent 1

Briggs

5. DISCUSSION: HEALTHY KIDS CDBG GRANT APPLICATION

Deputy Administrator Chester said that the Town has been asked to support the Healthy Kids Community Development Block Grant Program application. Healthy Kids would like to convert the VFW Building on Liberty Street into a Day Care Center. The project is good, however due to restrictions the Town is unable to support the project at this time. It will also be very difficult to obtain if the Town were to apply. In the future, the Town may be asked to support other applications as a municipality. There was further discussion with no action taken.

6. DISCUSS AND APPROVE (3) NEW PILOT AGREEMENTS: GOLDEN RIDGE DEVELOPMENT

The lenders want to split up the Pilot Agreement so that each phase stands alone. The contracts were revised to reflect the current rates and expand the terms from forty years from now for each phase as it is constructed. There was discussion regarding the (3) separate Pilot Agreements for the Golden Ridge Development as follows:

Isabella Housing Development Fund Company, Inc.

Golden Ridge II Housing Development Fund Company, Inc.

Golden Ridge IV Housing Development Fund Company, Inc.

The Board took action to approve each pilot agreement, which can be found on file in the Office of the Town Clerk.

The Following Resolution Was Duly Adopted: Res. No. 271 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 July 17, 2018

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF THOMPSON AUTHORIZING THE EXECUTION OF A PAYMENT IN-LIEU OF TAX ("PILOT") AGREEMENT BY AND AMONG THE TOWN OF THOMPSON, ISABELLA HOUSING DEVELOPMENT FUND COMPANY, INC. AND ISABELLA LIMITED PARTNERSHIP

WHEREAS, the Town of Thompson (the "Town") desires to encourage a sufficient supply of adequate, safe and sanitary dwelling accommodations properly planned for persons with low incomes; and

WHEREAS, Isabella Housing Development Fund Company, Inc., a New York Article XI private housing finance law corporation and a New York not-for-profit corporation (the "HDFC"), and Isabella Limited Partnership, a New York limited partnership (the "Partnership"), have identified property located at 7 and 9 Isabel Lane, Town of Thompson, County of Sullivan, State of New York (Section 13, Block 3, Lot 37.7) (the "Land"), for the purpose of construction on the Land of a housing project for persons of low income, said project to consist of: (i) the acquisition of the Land; (ii) the construction thereon of eighty-one (81) units (including 1 superintendent's unit) of senior or workforce housing, including special needs, for persons of low income, to be known as Isabella Apartments (the "Improvements"); and (iii) the acquisition and installation therein and thereon of certain machinery, equipment, furniture, fixtures and other tangible personal property (the "Equipment", and collectively with the Land and the Improvements, the "Project"); and

WHEREAS, the HDFC was formed for the purpose of providing residential rental accommodations for persons of low-income; and

WHEREAS, the HDFC will acquire fee title to the Land, as nominee for the Partnership, and will convey its equitable and beneficial interests in the Land to the Partnership in furtherance of the development of the Project; and

WHEREAS, the HDFC's and the Partnership's plan for the use of the Land constitutes a "housing project" as that term is defined in the Private Housing Finance Law of the State of New York ("PHFL"); and

WHEREAS, the HDFC is a "housing development fund company" as the term is defined in Section 572 of the PHFL and Section 577 of the PHFL authorizes the Town Board to exempt the Project from real property taxes; and

WHEREAS, the HDFC will be a co-general partner of the Partnership; and

WHEREAS, the Partnership and the HDFC are willing to enter into a PILOT Agreement whereby they will make annual payments in lieu of taxes to the Town as set forth in the PILOT Agreement presented to the Town Board for approval;

NOW THEREFORE, BE IT RESOLVED that the Town Board hereby exempts the Project from real property taxes to the extent authorized by Section 577 of the PHFL and approves the proposed PILOT Agreement by and among the Town, the Partnership and the HDFC, in substantially the form presented at this meeting, providing for annual payments as set forth in such agreement; and it is

FURTHER RESOLVED, that the Supervisor of the Town is hereby authorized to execute and deliver the foregoing PILOT Agreement on behalf of the Town; and it is

FURTHER RESOLVED, that this resolution shall take effect immediately.

Moved by: Councilman Scott S. Mace

Seconded by: Councilwoman Melinda S. Meddaugh

Adopted the 17th day of July, 2018.

The members of the Town Board voted as follows:

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

The Following Resolution Was Duly Adopted: Res. No. 272 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 July 17, 2018

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF THOMPSON AUTHORIZING THE EXECUTION OF A PAYMENT INLIEU OF TAX ("PILOT") AGREEMENT BY AND AMONG THE TOWN OF THOMPSON, GOLDEN RIDGE II HOUSING DEVELOPMENT FUND COMPANY, INC. AND GOLDEN RIDGE II LIMITED PARTNERSHIP

WHEREAS, the Town of Thompson (the "Town") desires to encourage a sufficient supply of adequate, safe and sanitary dwelling accommodations properly planned for persons with low incomes; and

WHEREAS, Golden Ridge II Housing Development Fund Company, Inc., a New York Article XI New York private housing finance law corporation and a New York not-for-profit corporation (the "HDFC"), and Golden Ridge II Limited Partnership, a New York limited partnership (the "Partnership"), have identified property located at 6 and 8 Isabel Lane, Town of Thompson, County of Sullivan, State of New York (Section 13, Block 3, Lot 37.8) (the "Land"), for the purpose of construction on the Land of a housing project for persons of low income, said project to consist of: (i) the acquisition of the Land; (ii) the construction thereon of eighty-one (81) units (including 1 superintendent's unit) of senior or workforce housing, including special needs, for persons of low income, to be known as Golden Ridge II Apartments (the "Improvements"); and (iii) the acquisition and installation therein and thereon of certain machinery, equipment, furniture, fixtures and other tangible personal property (the "Equipment", and collectively with the Land and the Improvements, the "Project"); and

WHEREAS, the HDFC was formed for the purpose of providing residential rental accommodations for persons of low-income; and

WHEREAS, the HDFC will acquire fee title to the Land, as nominee for the Partnership, and will convey its equitable and beneficial interests in the Land to the Partnership in furtherance of the development of the Project; and

WHEREAS, the HDFC's and the Partnership's plan for the use of the Land constitutes a "housing project" as that term is defined in the Private Housing Finance Law of the State of New York ("PHFL"); and

WHEREAS, the HDFC is a "housing development fund company" as the term is defined in Section 572 of the PHFL and Section 577 of the PHFL authorizes the Town Board to exempt the Project from real property taxes; and

WHEREAS, the HDFC will be a co-general partner of the Partnership; and

WHEREAS, the Partnership and the HDFC are willing to enter into a PILOT Agreement whereby they will make annual payments in lieu of taxes to the Town as set forth in the PILOT Agreement presented to the Town Board for approval;

NOW THEREFORE, BE IT RESOLVED that the Town Board hereby exempts the Project from real property taxes to the extent authorized by Section 577 of the PHFL and approves the proposed PILOT Agreement by and among the Town, the Partnership and the HDFC, in substantially the form presented at this meeting, providing for annual payments as set forth in such agreement; and it is

FURTHER RESOLVED, that the Supervisor of the Town is hereby authorized to execute and deliver the foregoing PILOT Agreement on behalf of the Town; and it is

FURTHER RESOLVED, that this resolution shall take effect immediately.

Moved by: Councilman Scott S. Mace

Seconded by: Councilwoman Melinda S. Meddaugh

Adopted the 17th day of July, 2018.

The members of the Town Board voted as follows:

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

The Following Resolution Was Duly Adopted: Res. No. 273 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 July 17, 2018

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF THOMPSON AUTHORIZING THE EXECUTION OF A PAYMENT IN-LIEU OF TAX ("PILOT") AGREEMENT BY AND AMONG THE TOWN OF THOMPSON, GOLDEN RIDGE IV HOUSING DEVELOPMENT FUND COMPANY, INC. AND GOLDEN RIDGE IV LIMITED PARTNERSHIP

WHEREAS, the Town of Thompson (the "Town") desires to encourage a sufficient supply of adequate, safe and sanitary dwelling accommodations properly planned for persons with low incomes; and

WHEREAS, Golden Ridge IV Housing Development Fund Company, Inc., a to-be-formed New York Article XI private housing finance law corporation and a New York not-for-profit corporation (the "HDFC"), and Golden Ridge IV Limited Partnership, a to-be-formed New York limited partnership (the "Partnership"), have identified property located at 3 and 5 Isabel Lane, Town of Thompson, County of Sullivan, State of New York (Section 13, Block 3, Lot 37.5) (the "Land"), for the purpose of construction on the Land of a housing project for persons of low income, said project to consist of: (i) the acquisition of the Land; (ii) the construction thereon of eighty-one (81) units of senior or workforce housing, including special needs, for persons of low income, to be known as Golden Ridge IV Apartments (the "Improvements"); and (iii) the acquisition and installation therein and thereon of certain machinery, equipment, furniture, fixtures and other tangible personal property (the "Equipment", and collectively with the Land and the Improvements, the "Project"); and

WHEREAS, the HDFC will be formed for the purpose of providing residential rental accommodations for persons of low-income; and

WHEREAS, the HDFC will acquire fee title to the Land, as nominee for the Partnership, and will convey its equitable and beneficial interests in the Land to the Partnership in furtherance of the development of the Project; and

WHEREAS, the HDFC's and the Partnership's plan for the use of the Land constitutes a "housing project" as that term is defined in the Private Housing Finance Law of the State of New York ("PHFL"); and

WHEREAS, the HDFC will be a "housing development fund company" as the term is defined in Section 572 of the PHFL and Section 577 of the PHFL authorizes the Town Board to exempt the Project from real property taxes; and

WHEREAS, the HDFC will be a co-general partner of the Partnership; and

WHEREAS, the Partnership and the HDFC will be willing to enter into a PILOT Agreement whereby they will make annual payments in lieu of taxes to the Town as set forth in the PILOT Agreement presented to the Town Board for approval;

NOW THEREFORE, BE IT RESOLVED that the Town Board hereby exempt the Project from real property taxes to the extent authorized by Section 577 of the PHFL and approves the proposed PILOT Agreement by and among the Town, the Partnership and the HDFC, in substantially the form presented at this meeting, providing for annual payments as set forth in such agreement; and it is

FURTHER RESOLVED, that the Supervisor of the Town is hereby authorized to execute and deliver the foregoing PILOT Agreement on behalf of the Town; and it is

FURTHER RESOLVED, that this resolution shall take effect immediately.

Moved by: Councilman Scott S. Mace

Seconded by: Councilwoman Melinda S. Meddaugh

Adopted the 17th day of July, 2018.

The members of the Town Board voted as follows:

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

7. TARA SPAY/NEUTER PROGRAM: APPROVE ADDITIONAL SPENDING OF \$2,500.00

Supervisor Rieber said that the Town has almost expended the allotment of \$2,500.00 for the year. He would like to request more funding to get another 100 cats spayed/neutered this year. The Town Board felt the Town should continue this program.

The Following Resolution Was Duly Adopted: Res. No. 274 of the Year 2018.

Resolved, that an additional \$2,500.00 be allocated to fund The Animal Rights Alliance, Inc. (TARA) program for the spaying and neutering of cats located within the Town of Thompson.

Moved by: Councilman Mace

Seconded by: Councilwoman Meddaugh

Vote: Ayes 4

Rieber, Pavese, Meddaugh and Mace

Navs 0

Absent 1 Briggs

8. DISCUSSION: CHANGING THE SEPTEMBER 4TH TOWN BOARD MEETING TO SEPTEMBER 11TH

Supervisor Rieber would like to cancel the Town Board meetings for August 21st, September 4th and September 18th and tentatively re-schedule for Tuesday, August 28th and Monday, September 10th. Further discussion took place and a decision will take place at the August 7th Town Board Meeting.

9. AWARD BIDS: (1) OR MORE 2020 OR NEWER FREIGHTLINER MODEL 108SD 4X4 DIESEL TRUCK CHASSIS FOR THE HIGHWAY DEPARTMENT

Highway Superintendent Richard L. Benjamin, Jr. submitted a request that the Town Board award the bid for the 108SD Model Freightliner 108SD 4X4 Diesel Chassis or Approved Equal to Campbell Freightliner of Orange County, LLC who is the Sole Bidder for this item. He asked that the bid be awarded at this time, but the estimated delivery date would not be until the vehicle is available.

The Following Resolution Was Duly Adopted: Res. No. 275 of the Year 2018.

Resolved, that the bid of <u>Campbell Freightliner of Orange County</u>, <u>LLC.</u> for <u>(1) or More 2020 or Newer Freightliner Model 108SD 4X4 Diesel Truck Chassis or Approved Equal</u>, for the base price of <u>\$108,332.00 plus options item 1 through 7</u> be, and the same hereby is, accepted, and the Town Clerk be and hereby is directed to notify the successful bidder of the award thereof.

Motion by: Councilman Pavese

Seconded by: Councilwoman Meddaugh

Vote: Ayes 4

Rieber, Pavese, Meddaugh, and Mace

Nays 0

Absent 1 Briggs

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

The Following Resolution Was Duly Adopted: Res. No. 276 of the Year 2018.

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

Harry F. Rotolo & Sons, Inc.

\$32,585.00 Total Cost

MH&E Project No. 17-702.3 Payment No. 05

For Emerald Green Pump Station No. 09 Replacement Project

Vacri Construction Corp.

\$31,638.20 Total Cost

MH&E Project No. 15-727 Payment No. 08

For Kiamesha Wastewater Treatment Plant Improvement Project (Clarifiers & Bar Screen)

Motion by: Councilwoman Meddaugh

Seconded by: Councilman Pavese

Vote: Ayes 4

Rieber, Pavese, Meddaugh and Mace

Nays 0

Absent 1 Briggs

11. BUDGET TRANSFERS & AMENDMENTS

There were no budget transfers or amendments requested for this meeting.

12. ORDER BILLS PAID

The Following Resolution Was Duly Adopted: Res. No. 277 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 Mace

Seconded by: Councilman Pavese

Vote: Ayes 4

Rieber, Pavese, Meddaugh and Mace

Nays 0

Absent 1 Briggs

OLD BUSINESS:

There was no old business reported on.

NEW BUSINESS:

MONSTER GOLF COURSE HOTEL PROJECT

Attorney Paula E. Kay and Attorney George Duke were both present to discuss the Monster Golf Course Hotel Project. Attorney Kay provided an explanation of the (4) Proposed Resolutions. Attorney Duke provided (2) checks to the Town for \$247,098.00 for the restoration and roadway security including a 10% contingency and \$148,705.65 for the 2.5% site inspection fees.

The Following Resolution Was Duly Adopted: Res. No. 278 of the Year 2018.

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF THOMPSON APPROVING INSPECTION FEES FOR THE MONSTER GOLF COURSE

WHEREAS, on June 27, 2018, the Town Planning Board adopted a resolution extending the Final Site Plan Approval for the Monster Golf Course Hotel Project (the "Project") for one year; and

WHEREAS, construction of the Project is anticipated to start in July 2018; and

WHEREAS, consistent with Section 250-52.1(C)(4) of the Town of Thompson Town Code, inspection fees are required to be paid to the Town as part of its authorization to proceed with construction activities; and

¹ ATTACHMENT: ORDER BILLS PAID

WHEREAS, the Town previously adopted resolutions authorizing the reduction of inspection fees inspection fees pursuant to Section 250-52.1(C)(4) for the casino, entertainment village hotel, and the waterpark hotel projects from 4% to 2.5%; and

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS:

- 1. Consistent with other large-scale projects within the PRD district such as the casino, water park and entertainment village hotel, the Town Board of the Town of Thompson hereby authorizes the reduction in inspection fees inspection pursuant to Section 250-52.1(C)(4) for the Project from 4% to 2.5%; and
- 2. The Town Board of the Town of Thompson hereby authorizes the Town Supervisor to do and perform any and all such acts, including execution of any and all documents and agreements related thereto, as he shall deem necessary or advisable, to carry out the purposes and intent of the foregoing resolution.

Motion by: Councilman Scott S. Mace

Seconded by: Councilwoman Melinda S. Meddaugh

Adopted July 17, 2018 by the Town Board of the Town of Thompson.

William J. Rieber, Jr., Supervisor

Peter T. Briggs, Councilman

John A. Pavese, Councilman

Scott S. Mace, Councilman

Aye

Melinda S. Meddaugh, Councilwoman

Aye

Filed in the Office of the Town Clerk of the Town of Thompson on July 24, 2018.

The Following Resolution Was Duly Adopted: Res. No. 279 of the Year 2018.

Resolved, that the Monster Golf Course Hotel Project Site Work Construction Review Agreement for Professional Engineering Services between McGoey, Hauser & Edsall Consulting Engineers DPC and the Town of Thompson for an estimated 1.5% site inspection fee in the amount of \$89,223.39 hereby be approved.

Motion by: Councilwoman Meddaugh

Seconded by: Councilman Pavese

Vote: Ayes 4

Rieber, Pavese, Meddaugh and Mace

Nays 0

Absent 1 Briggs

The Following Resolution Was Duly Adopted: Res. No. 280 of the Year 2018.

Resolved, that the Town Board hereby approves the Developer's Agreement between ERREI, LLC and the Town of Thompson for the Monster Golf Course Hotel Project and

Further Be It Resolved, that the Town Supervisor hereby be authorized to accept said agreement as presented subject to Town Attorney approval. A fully executed copy will be filed in the Town Clerk's Office and available for review upon request.

Motion by: Councilwoman Meddaugh Seconded by: Councilman Pavese

Vote: Ayes 4

Rieber, Pavese, Meddaugh and Mace

Nays 0

Absent 1

Briggs

The Following Resolution Was Duly Adopted: Res. No. 281 of the Year 2018.

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF THOMPSON APPROVING RESTORATION SECURITY FOR THE MONSTER GOLF COURSE

WHEREAS, on June 27, 2018, the Town Planning Board adopted a resolution extending the Final Site Plan Approval for the Monster Golf Course Hotel Project (the "Project") for one year; and

WHEREAS, as a condition of its approval, the Town Planning Board required a restoration bond or its functional equivalent for the purpose of funding the restoration of the Project site in the event the Project does not go forward and the developer cannot restore the site to its current condition; and

WHEREAS, The Town engineer reviewed the restoration estimate of \$179,180 and concurred with same, with recommendations for an additional 10% contingency and \$50,000 Town roadway security as recommended by the Town Highway Superintendent (collectively the "Restoration Security"); and

WHEREAS, the Restoration Security will be refundable at the end of the Project (i.e. upon issuance of a Certificate of Occupancy) and be held by the Town consistent with an agreement similar to those used for other large-scale projects within the Town of Thompson; and

WHEREAS, construction of the Project is anticipated to start in July 2018; and

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Town Board of the Town of Thompson hereby authorizes the Town Supervisor to do and perform any and all such acts, including execution of any and all documents and Restoration Security agreements related thereto (which shall also be subject to the Town attorney's review and consent), as he shall deem necessary or advisable, to carry out the purposes and intent of the foregoing resolution.

Motion by: Councilman Scott S. Mace Seconded by: Councilwoman Melinda S. Meddaugh

Adopted July 17, 2018 by the Town Board of the Town of Thompson.

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

Filed in the Office of the Town Clerk of the Town of Thompson on July 24, 2018.

REQUEST FOR PROPOSAL - ELECTRICAL MAINTENANCE AND REPAIR SERVICES AT SELECT FACILITIES OWNED AND/OR OPERATED BY THE TOWN OF THOMPSON

Superintendent Messenger provided an RFP to obtain an electrician to maintain lighting services for the lighting owned and/or operated by the Town. Supt. Messenger recommended that the Town Attorney, Deputy Town Attorney and Town Board review the RFP and provide recommendations and corrections if necessary prior to soliciting. The RFP is for an Electrical Contractor to provide electrical maintenance and repair services at selected facilities owned and/or operated by the Town of Thompson.

The Following Resolution Was Duly Adopted: Res. No. 282 of the Year 2018.

Resolved, that the Town Board of the Town of Thompson hereby authorizes Water & Sewer Superintendent Michael G. Messenger to solicit and obtain quotations (Request for Proposals) for electrical maintenance and repair services at select facilities owned and/or operated by the Town of Thompson.

Motion by: Councilwoman Meddaugh Seconded by: Councilman Pavese

Vote: Ayes 4 Rieber, Pavese, Meddaugh and Mace

Nays 0

Absent 1 Briggs

NYS DEC - ANNUAL COMPLIANCE INSPECTION REPORT

Superintendent Messenger reported on an issue and violation concerning the Kiamesha Lake Wastewater Treatment Plant. The incident was discovered during the Annual Compliance Inspection that was performed on June 11th. A copy of the inspection report will be provided giving further detailed information. Resorts World performed cleaning of their Cooling Tower, which was discharged into the wastewater collection system that upset the biological process of the plant. A discussion was held regarding the issuance and enforcement of the violation under the current local Town Ordinance. The NYS DEC is requiring an Emergency Status Industrial Pre-Treatment Plan that must be submitted to the NYS DEC by August 1st, 2018. Supt. Messenger will solicit RFP's to obtain an engineering firm for the purposes of establishing an Emergency Status Industrial Pre-Treatment Plan as directed by the NYS DEC. The Town will engage the emergency services of the engineering firm with the lowest quote that can provide the services necessary within the required time period.

The Following Resolution Was Duly Adopted: Res. No. 283 of the Year 2018.

Resolved, that the Town Board hereby authorizes Water & Sewer Superintendent Michael G. Messenger to solicit quotations (request for proposals) to retain an engineering firm for the purposes of establishing an Emergency Status Industrial Pre-Treatment Plan as directed by the NYS DEC.

Motion by: Councilman Mace

Seconded by: Councilwoman Meddaugh

Vote: Aves 4

Rieber, Pavese, Meddaugh and Mace

Nays 0

Absent 1

Briggs

ENGINEERING PLANNING GRANT APPLICATIONS

Superintendent Michael Messenger reported on three projects that the Town can apply to the NYS EFC for Grant Funding and Low Financing Options. The three projects are 1) Sackett Lake Sewer District Collection System, 2) Kiamesha Lake Sewer District Disinfection System and 3) Emerald Green Sewer District Pump Station No. 6 Collection System. Deputy Chester said that these grant applications need to be prioritized since the Town can apply for three projects, but the most that can be awarded are two grants. The Emerald Green Pump Station #06 Collection System, the Sackett Lake Collection System, and the Kiamesha Lake Sewer District Disinfection are three different projects that could be submitted for the grants. The Sackett Lake and Kiamesha Lake projects are more of a priority at this time. The Emerald Green project is not a priority at this time. Further discussion continued with the Town Board, Superintendent Messenger, and Deputy Chester.

The Following Resolution Was Duly Adopted: Res. No. 284 of the Year 2018.

Rieber, Pavese, Meddaugh and Mace

Resolved, that the Town Board of the Town of Thompson hereby authorizes the submittal of (2) Engineering and Planning Grants for the Sackett Lake Sewer District Collection System and the Kiamesha Lake Sewer District Disinfection System projects through the CFA Process with NYS DEC/ EFC and authorize the Town Supervisor to execute the necessary documents in connection with the applications.

Motion by: Councilman Pavese

Seconded by: Councilwoman Meddaugh

Vote: Ayes 4

Nays 0

Absent 1

Briggs

SUPERVISOR'S REPORT:

Supervisor Rieber reported on the following:

The Aktion Club of Sullivan County (Sponsored by the Kiwanis Clubs of Monticello and Woodridge) – 3rd Annual Car Wash on Saturday, August 4th, 2018, 10am to 2pm, Rain Date: Saturday, August 18, 2018, at Sullivan ARC, 162 East Broadway, Monticello, NY, No Charge for Car Wash, Donations and Tips Gladly Accepted.

COUNCILMEN & DEPARTMENT HEAD REPORTS:

<u>Councilman Pavese</u> reported that the Highway Department purchased a used 1999 plow truck from Town of Manillus located in Upstate New York.

<u>Superintendent Somers</u> reported that the Sullivan Renaissance judging will take place at the Town Park on August 4th. The Summer Day Camp is going very well.

<u>Deputy Administrator Chester</u> also provided comments on the Sullivan Renaissance project and judging.

<u>Comptroller DeMarmels</u> reported that the Paychex system was implemented last week. There were a few issues, but hopefully all will be resolved prior to the next payroll.

<u>Superintendent Messenger</u> reported that the new time clocks were received and started to be used as a trial for the next payroll period. During the trial period both time clocks will be used until after the next payroll to make sure there are no issues.

PUBLIC COMMENT:

There was no public comment given.

ANNOUNCEMENTS, REMINDERS & FOR YOUR INFORMATION

August 7th: Regular Town Board Meeting at 7:30 PM.

ADJOURNMENT

On a motion made by Councilman Pavese and seconded by Councilwoman Meddaugh the meeting was adjourned at 9:40PM.

Respectfully Submitted By:

Maeilee J. Calhoun
Marilee J. Calhoun, Town Clerk