

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 **October 15, 2019**.

ROLL CALL:

Present: Supervisor William J. Rieber, Jr., Presiding
Councilman John A. Pavese
Councilman Peter T. Briggs
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
Melissa DeMarmels, Town Comptroller
Patrice Chester, Deputy Administrator
James L. Carnell, Director of Building, Planning, & Zoning

6:00 P.M. WORK-SESSION: PRESENTATION BY DELAWARE ENGINEERING, DPC (DRAFT TOWN RECREATION DEVELOPMENT PLAN)

The Work-Session scheduled for 6PM this evening was canceled due to a scheduling conflict, which will be re-scheduled to another date later during the meeting.

REGULAR MEETING – CALL TO ORDER

Supervisor Rieber opened the meeting at 7:04 PM with the Pledge to the Flag.

RECONVENED PUBLIC HEARINGS: (2) UNSAFE BUILDINGS PROPERTY HEARINGS

Supervisor Rieber advised that due to the Jewish Holiday Sukkas the public hearings would be tabled and left open until the next Town Board Meeting. Director Carnell said that the property owners on both properties have contacted them regarding the hiring of contractors; however no work can be completed during the holiday.

1) 23 FISHEL LLC, 3 TEMPLE LANE, SBL#29.-2-54

A motion was made by Councilwoman Meddaugh and seconded by Councilman Mace to leave the Public Hearing open until the next Town Board Meeting on Wednesday, 11/06/2019.

2) 290 SOUTH MAPLEWOOD RD. LLC, SOUTH MAPLEWOOD ROAD, SBL#17.-1-38

A motion was made by Councilwoman Meddaugh and seconded by Councilman Mace to leave the Public Hearing open until the next Town Board Meeting on Wednesday, 11/06/2019.

The regular meeting was reconvened at 7:10 PM.

APPROVAL OF MINUTES:

On a motion made by Councilman Briggs and seconded by Councilwoman Meddaugh the minutes of the October 1st, 2019 Regular Town Board Meeting were approved as presented.

Vote: Ayes 4 Rieber, Briggs, Meddaugh and Mace
 Nays 0
 Abstained 1 Pavese (He was not present for meeting.)

PUBLIC COMMENT:

There was no public comment given.

CORRESPONDENCE:

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

1. **Douglas J. Upright, P.E., Assistant Engineer, NYS DEC:** Notice of Violation POTW Design, Planning & Flow Management Annual Certification – Dillon Farms WWTP, SPDES Permit # NY0214507.
2. **Mary Paige Lang-Clouse, Library Director, Ethelbert B. Crawford Public Library:** Letter dated 10/07/19 to Town Clerk Calhoun Re: 2020 Library Budget & Trustee Vote Results.
3. **Michael Messenger, Supt., Town of Thompson Water & Sewer Dept.:** Letter dated 10/11/19 to Property Owner’s in the Sackett Lake Sewer District Re: Easement Clearing within the District.
4. **Chris J. Coddington, District Director, NYS DOH:** Letter dated 09/13/19 to Hidden Ridge Homeowners Association Re: Notification of Boil Water Order for the Crystal Water Supply Company, Inc.
5. **Gary Palumbo, Sr. Planner, AECOM:** Letter dated 10/09/19 to Supervisor Rieber Re: NY Power Authority Communications Backbone Execution Plan for Western to Central/Southern New York – (SEQRA) Full Environmental Assessment Form Part 3 – Evaluation of the Magnitude and Importance of Project Impacts and Determination of Significance.

AGENDA ITEMS:

1) (5) UNSAFE BUILDINGS: REVIEW & APPROVE ORDER OF TOWN BOARD AFTER PUBLIC HEARING (GLEN WILD RE HOLDING CORP, 276 GLEN WILD RD, SBL #25.-1-28, WILLISH, 500 COLD SPRING RD, SBL#49.-1-12.1, GRECO, 135 EAST GLEN WILD RD, SBL#25.-1-40.22, 23 FISHEL LLC, 3 TEMPLE LN, SBL#29.-2-54, 290 SOUTH MAPLEWOOD RD. LLC, SOUTH MAPLEWOOD RD, SBL#17.-1-38)

Director Carnell reported on each of the (5) Properties remaining as follows:

1) 23 FISHEL LLC, 3 TEMPLE LANE, SBL#29.-2-54

There is no action necessary at this time since the public hearing has been left open until the next Town Board Meeting on 11/06/2019. There was no action taken.

2) 290 SOUTH MAPLEWOOD RD. LLC, SOUTH MAPLEWOOD ROAD, SBL#17.-1-38

There is no action necessary at this time since the public hearing has been left open until the next Town Board Meeting on 11/06/2019. There was no action taken.

3) GLEN WILD RE HOLDING CORP, 276 GLEN WILD ROAD, SBL #25.-1-28

Director Carnell said that the demolitions have been completed there is only a little cleanup of debris remaining, which should be removed shortly.

4) WILLISH, 500 COLD SPRING ROAD, SBL#49.-1-12.1

Director Carnell said that the demolition has been completed, no further action is necessary.

5) GRECO, 135 EAST GLEN WILD ROAD, SBL#25.-1-40.22

Director Carnell said that there is no action necessary since the unsafe building is removed and the main house is boarded and secured.

2) ESTABLISH DATE FOR PUBLIC HEARING: PROPOSED LOCAL LAW #8 – TAX LEVY LIMIT OVERRIDE

The Following Resolution Was Duly Adopted: Res. No. 426 of the Year 2019.

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 October 15,
2019

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 October 15, 2019, a proposed Local Law No. 08 of 2019, entitled "A local law to override the tax levy limit established in General Municipal Law §3-c".

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 November 19, 2019 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: Councilwoman Melinda S. Meddaugh

Adopted on Motion October 15, 2019

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

Town of Thompson

Proposed Local Law No. 08 of the year 2019

A local law to override the tax levy limit established in General Municipal Law §3-c

Be it enacted by the Town Board of the

Town of Thompson

1. Legislative Intent. It is the intent of this local law to allow the Town of Thompson to adopt a budget for the fiscal year commencing 2020 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law §3-c.
2. Authority. This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local government’s governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.
3. Tax Levy Limit Override. The Town Board of the Town of Thompson, County of Sullivan, is hereby authorized to adopt a budget for the fiscal year commencing 2020 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.
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 upon filing with the Secretary of State.

3) INTRODUCE PROPOSED LOCAL LAW #9 – NO PARKING ZONE ON PORTION OF ROCK HILL DRIVE

The Following Resolution Was Duly Adopted: Res. No. 427 of the Year 2019.

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 October 15, 2019

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 October 15, 2019, a proposed Local Law No. 09 of 2019, entitled "A local law to amend Chapter 235 entitled ‘Vehicle and Traffic’ in the Town of Thompson Code”.

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 November 19, 2019 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 Scott S. Mace

Seconded by: Councilman Peter T. Briggs

Adopted on Motion October 15, 2019

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

Town of Thompson

Proposed Local Law No. 09 of the year 2019

A local law to amend Chapter 235 entitled “Vehicles and Traffic” in the Town of Thompson Code

Be it enacted by the Town Board of the

Town of Thompson

1. §235-46. Schedule K: No Parking At Any Time is amended to include:

Name of Street	Side	Location
Rock Hill Drive	Both	From the northern end of Rock Hill Drive to the intersection of Rock Hill Drive and the entrance ramp to Exit 109 of State Highway 17

2. §235-49. Schedule N: Standing Prohibited is amended to include:

Name of Street	Side	Location
Rock Hill Drive	Both	From the northern end of Rock Hill Drive to the intersection of Rock Hill Drive and the entrance ramp to Exit 109 of State Highway 17

3. Except as herein specifically amended, the remainder of Chapter 235 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. Except as herein otherwise provided penalties for the violation of this local law, any person committing an offense against any provision of the chapter of the Code of the Town of Thompson shall, upon conviction thereof, be punishable as provided in Chapter 1, General Provisions, Article II, of such Code.
6. This local law shall take effect immediately upon filing with the Secretary of State.

4) FRONTIER INSURANCE GROUP PROPERTY: REPORT ON SEWER TAX APPORTIONMENT RULING – MICHAEL B. MEDNICK, ESQ.

Resolved, that a Town Board Work-Session hereby be re-scheduled for Tuesday, November 19th, 2019 at 6:00 PM to be held at the Town Hall, 4052 State Route 42, Monticello, New York for the purpose of reviewing, discussing and accepting public input regarding the Draft Town Recreation Development Plan prepared by Delaware Engineering, D.P.C.. Further Be It Resolved that the Town Clerk is hereby directed to publish notice of said Work-Session in the official newspaper of the Town.

Moved by: Councilwoman Meddaugh Seconded by: Councilman Briggs

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

Nays 0

SUPERVISOR'S REPORT:

Supervisor William J. Rieber, Jr.

- Sullivan Health & Wellness Gold Medal for Excellence Presented to Town of Thompson with Assistance of Deputy Administrator Patrice Chester, Assessor Van B. Krzywicki and Justice Court Clerk Tammy Price.

COUNCILMEN & DEPARTMENT HEAD REPORTS:

Councilman John A. Pavese

- Lanahan Road Culvert Replacement Project Completed

Water & Sewer Superintendent Michael G. Messenger

- Will be obtaining price quotes to replace bearings on 2-Blowers in the Emerald Green Sewer District, which is estimated to cost \$16,000.00 to \$17,000.00. In order to maintain warranty they are required to use factory replacement parts, which are priced higher. Further discussion was held.

Parks & Recreation Superintendent Glenn R. Somers

- Town Park Pavilion Project Status Update

Comptroller Melissa DeMarmels

- Updated Fiscal Year 2020 Budget Summary Report Provided with Changes. Further discussion will be held on Thursday, 10/24/2019 at 4:30 PM.

Director James L. Carnell, Jr.

- Reported on status of the Hampton Inn Hotel and Thompson Square Mall Projects. Discussion was held regarding access to the Thompson Square Mall.

PUBLIC COMMENT:

Roger Betters of Columbia Hill Neighborhood Alliance commented on the entrance and exits to the Thompson Square Mall.

ANNOUNCEMENTS, REMINDERS & FOR YOUR INFORMATION

- 10/24/19 at 4:30 PM: Work-Session – Tentative Budget
- 10/31/19 at 2PM: Generator Service Maintenance Bids to be Opened
- 11/06/19 at 7PM: Regular Town Board Meeting – Re-Scheduled to Wednesday

- 11/06/19 at 7PM: Public Hearing – 2020 FY Preliminary Budget.
- 11/06/19 at 7PM: Public Hearing – Proposed Local Law No. 07 of 2019 – Leisure Acres Summer Homes LLC Zone Change Request from RR-1 to SR, SBL #'s 29.-2-22 & 29.-2-23.
- 11/19/19 at 6PM: Work-Session – Review, Discuss and Accept Public Input Regarding the Draft Town Recreation Development Plan
- 11/19/19 at 7PM: Regular Town Board Meeting
- 11/19/19 at 7PM: Public Hearing – Proposed Local Law No. 08 of 2019 – Override Tax Levy Limit.
- 11/19/19 at 7PM: Public Hearing – Proposed Local Law No. 09 of 2019 – No Parking on Portion of Rock Hill Drive.

EXECUTIVE SESSION

On a motion made by Councilman Pavese and seconded by Councilman Meddaugh the Town Board entered into Executive Session at 7:54 PM with Town Attorney Michael B. Mednick and Director James L. Carnell, Jr. to discuss a personnel matter.

On a motion made by Councilman Mace and seconded by Councilwoman Meddaugh the Town Board returned from Executive Session at 8:06 PM. Further action was taken as follows:

CREATION & APPOINTMENT TO THE POSITION OF ASSISTANT BUILDING INSPECTOR FOR THE TOWN OF THOMPSON

The Following Resolution Was Duly Adopted: Res. No. 440 of the Year 2019.

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 October 15, 2019

RESOLUTION TO CREATE THE POSITION OF ASSISTANT BUILDING INSPECTOR IN THE TOWN OF THOMPSON

WHEREAS, the Town of Thompson has seen an exponential amount of growth and development over the last several years; and

WHEREAS, due to such growth and development, the Town’s Building Department has been stretched to its limits and needs additional personnel in order to keep up with the influx of work; and

WHEREAS, the Town Board recognizes the need to expand the Building Department and wants to create an Assistant Building Inspector position to alleviate some of the constraints on the Building Department.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Thompson does hereby authorize the creation of an Assistant Building Inspector position with

the same job duties and responsibilities as the current Building Inspector position; and

BE IT FURTHER RESOLVED, that the Town Board does hereby appoint James Carnell, Jr. to the position of Assistant Building Inspector, subject to civil service certification through the Sullivan County Human Resources Office, at his current salary and accrued benefits.

Adopted the 15th day of October, 2019.

Moved by: Councilman John A. Pavese
Seconded by: Councilman Scott S. Mace

The members of the Town Board voted as follows:

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

ADJOURNMENT

On a motion made by Councilwoman Meddaugh and seconded by Councilman Pavese the meeting was adjourned at 8:09 PM.

Respectfully Submitted By:

Marilee J. Calhoun

Marilee J. Calhoun, Town Clerk