

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, 2013.**

ROLL CALL:

Present: Supervisor Anthony P. Cellini, Presiding
Councilman Richard Sush
Councilman Sharon Jankiewicz
Councilman Peter T. Briggs
Councilman Scott Mace

APPROVED

Also Present: Marilee J. Calhoun, Town Clerk
Michael B. Mednick, Attorney for the Town
Paula E. Kay, Deputy Town Attorney
William D. Culligan, Water & Sewer Superintendent
Logan E. Ottino, Building Dept./Code Enforcement Officer
Richard Benjamin, Jr., Highway Superintendent
Gary J. Lasher, Comptroller
Gerald Fielding, Town Historian
Thomas J. Kelly, Deputy Town Clerk & Grants

**PUBLIC HEARING: PROPOSED EXTENSION #10 OF THE KIAMESHA LAKE
SEWER DISTRICT– TREE OF LIFE BUNGALOW COLONY, SBL # 10.-1-5, FRASER
ROAD, MONTICELLO**

Supervisor Cellini called the Public Hearing to order at 7:30 PM.

Town Clerk, Marilee J. Calhoun read the legal public notice and stated that she had an original affidavit of publication. Notice of said hearing was duly published in the Sullivan County Democrat on October 01, 2013 with same being posted at the Town Hall on September 27, 2013.

Supervisor Cellini gave a brief overview of the sewer extension request currently being proposed. He explained that this is proposed extension #10 into the Kiamesha Lake Sewer District consisting of one parcel of property for the Tree of Life Bungalow Colony located along Fraser Road, Monticello, SBL # 10.-1-5. The proposed parcel is contiguous to the Kiamesha Lake Sewer District. All costs for the extension are being borne by the property owner. Supervisor Cellini noted that the property owners / applicant were not present for the hearing. Attorney Mednick agreed with Supervisor Cellini's explanation.

Supervisor Cellini asked if the Board had any comments. The Board made the following comments:

Councilman Jankiewicz asked if there were any upgrades necessary and if the Town has sufficient capacity to service this property.

Water & Sewer Superintendent William D. Culligan said that there is one necessary upgrade in one of the small pump stations, but it will be done at the property owner's

expense, which is included in the Map, Plan & Report at their expense and not the Town's expense.

Councilman Jankiewicz confirmed that any upgrades are being done at the property owner's expense and that the Town has sufficient capacity for the property.

Superintendent Culligan replied yes that is correct.

Supervisor Cellini asked if anyone from the public would like to be heard on this matter. There was no public comment made.

After an opportunity for all persons to be heard Supervisor Cellini entertained a motion that the public hearing be closed.

A motion to close the Public Hearing at 7:36 PM was made by Councilman Briggs and seconded by Councilman Sush.

PUBLIC HEARING: PROPOSED LOCAL LAW NO. 06 OF 2013 TO OVERRIDE THE 2% TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-C.

Supervisor Cellini opened the Public Hearing at 7:37 PM.

Town Clerk, Marilee J. Calhoun read the legal public notice and stated that she had an original affidavit of publication. Notice of said hearing was duly published in the Sullivan County Democrat on October 08, 2013 with same being posted at the Town Hall on October 02, 2013.

Supervisor Cellini explained the proposed local law is to over-ride the 2% tax levy limit being considered. He stated the Tentative Budget is currently under the 2% tax levy limit, however as a precaution just in case it comes in slightly over in order to comply with State Law the Town is required to hold this public hearing and enact the necessary local law. This will cover the Town in the event that the Budget falls over the 2% tax cap due to a calculation error or mistake between now and the date of adoption.

Supervisor Cellini asked if the Board had any comments. The Board made the following comments:

Councilman Jankiewicz said that there is a timeline in which the Town has to enact this law, so the reason the Board is acting on it this evening to fulfill the timeline requirement. The final budget still has to come up for a public hearing and if this law is not enacted prior to adoption of the budget then the Town loses the opportunity. However based on the figures that the Board has worked on over the past (2) hours the Town is under the tax cap percentage and hopes to remain there.

The rest of the Town Board agreed with Councilman Jankiewicz in hopes to remain under the 2% tax levy limit.

Supervisor Cellini asked if anyone from the public would like to be heard on this matter. There was no public comment made.

After an opportunity for all persons to be heard Supervisor Cellini entertained a motion that the public hearing be closed.

A motion to close the Public Hearing at 7:38 PM was made by Councilman Mace and seconded by Councilman Sush.

PUBLIC HEARING: PROPOSED LOCAL LAW NO. 07 OF 2013 – TO AMEND CHAPTER 41 OF THE TOWN CODE ENTITLED OFFICERS AND EMPLOYEES AND CHAPTER 108 ENTITLED BUILDING, CONSTRUCTION AND FIRE PREVENTION OF THE TOWN CODE PERTAINING TO THE CREATION OF VIOLATIONS OFFICER

Supervisor Cellini opened the Public Hearing at 7:39 PM.

Town Clerk, Marilee J. Calhoun read the legal public notice and stated that she had an original affidavit of publication. Notice of said hearing was duly published in the Sullivan County Democrat on October 08, 2013 with same being posted at the Town Hall on October 02, 2013.

Supervisor Cellini briefly explained the reason for the proposed local law. He said that this local law is to establish a position in the Town of Thompson for a Violations Officer.

Supervisor Cellini then called upon Town Attorney Michael B. Mednick to further explain the proposed local law. Attorney Mednick explained that this law is to create a non-competitive position of Violations Officer.

Supervisor Cellini asked if the Board had any comments. The Board made the following comments:

Councilman Jankiewicz stated as she has in the past couple of meetings said that creating this position at this time is inappropriate. The reason that this Town Board is doing so is to hire a person that does not qualify under the Civil Service Laws/Regulations. This Board has decided that creating a position of Violations Officer is necessary, but they did not do so until after someone was hired for the position. It is inappropriate at this time and is not the right thing to do. The Town should never be in a position where the Town is creating a position that is non-competitive and non-civil service when there is a Civil Service position already available for a particular employee to keep them employed by the Town. Councilman Jankiewicz expressed her opposition to this proposed local law.

Supervisor Cellini asked if anyone from the public would like to be heard on this matter. The following public comment was made:

Raymond Nargizian of Monticello read a statement that he prepared regarding his opposition to the proposed local law, which is appended to these minutes as part of the record.¹ He supports user friendly government.

¹ ATTACHMENT: WRITTEN COMMENT PROVIDED BY RAYMOND NARGIZIAN.

Pamela Zaitchick of Glen Wild asked if this position's salary was included in this year's budget.

Supervisor Cellini replied that no the salary is not in the budget.

Craig Johnson of Monticello said that the Building Department has always been a Civil Service position in the Town of Thompson and to now take that Department and the one employee out of the Department and make it non-Civil Service could be jeopardizing that Department by everyone else being Civil Service and now you would have a non-civil service position in the same Department. Luckily when the Town hires under Civil Service, the Town obtains a Civil Service List and hopefully someone within the Town will score high enough on the test so that the position would be made available to someone that lives in the Town of Thompson opposed to someone that does not. Obviously if there is no one on the list in the Town of Thompson you would have to move on to the remainder of the County to see who else is on the list. He feels that the Building Department as well as the other Departments that are Civil Service should be kept Civil Service with a Town list to start with.

After an opportunity for all persons to be heard Supervisor Cellini entertained a motion that the public hearing be closed.

A motion to close the Public Hearing at 7:45 PM was made by Councilman Jankiewicz and seconded by Councilman Briggs.

BUDGET WORK-SESSION: WAS HELD AT 5:35 P.M. PRIOR TO MEETING.

REGULAR MEETING – CALL TO ORDER

Supervisor Cellini opened the meeting at 7:46 PM with the Pledge to the Flag. He welcomed the Participation in Government Students to the meeting.

APPROVAL OF MINUTES:

On a motion made by Councilman Jankiewicz and seconded by Councilman Briggs the minutes of the October 1st, 2013 regular meeting were approved with (2) corrections as follows:

Page 2 – Public Comment: Susan Kaiser should read Sharon Kaiser.

Page 19 – Public Comment: Gerald Fielding, Town Historian for Town of Thompson not Monticello.

Vote: Ayes 5 Cellini, Jankiewicz, Briggs, Sush and Mace
 Nays 0

SPECIAL PRESENTATION: HELEN BUDROCK OF SULLIVAN RENAISSANCE TO TERRY VANDERMEULEN – BEAUTIFICATION AWARD FOR THE “MEMORIAL GARDENS” PROJECT AT THE TOWN PARK

Helen Budrock presented Terry Vandermeulen with a certificate and a beautiful framed photo of the "Memorial Gardens" project at the Town Park that won a Sullivan Renaissance Beautification Award for 1st place and a \$10,000 grant. The framed photograph will be displayed in the front entrance of the Town Hall where there are other projects also displayed that were awarded in the past. Ms. Budrock briefly explained some of Mrs. Vandermeulen's plans for additional beautification efforts at the Town Park for next year. Photographs were taken with Ms. Budrock, Mrs. Vandermeulen and the Town Board with the presentation to also be displayed in the front entrance to the Town Hall. The Town Board thanked Mrs. Vandermeulen for all of her hard work and participation to make this project happen. They also thanked Ms. Budrock and Sullivan Renaissance for offering the beautification program and all of their assistance to make these types of projects possible.

SPECIAL PRESENTATION: ARNOLD JONES OF NYS OFFICE OF REAL PROPERTY TAX SERVICES – STAR REGISTRATION PROGRAM

Mr. Arnold Jones of the NYS Office of Real Property Tax Services provided a 10-minute presentation regarding the STAR Registration Program. A copy of his presentation will be appended to these minutes as part of the record.² An informational card was provided to all members of the public that were in attendance. Extra copies of the cards were provided to the Town Clerk for distribution to the public. He said that the Assessor's Office should also have some of the cards already that can be distributed to the public as well. After the presentation Supervisor Cellini opened the meeting up for questions from the Board and the public. There were several questions and responses provided. Mr. Jones said that he would stay after the presentation for a short period in the Conference Room to be available to answer any further questions that the public might have.

PUBLIC COMMENT:

There was no public comment given.

CORRESPONDENCE:

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

- 1) Letter dated 10/15/13 from Toby Boritz to Supervisor Cellini, Town Board, Town Attorneys, Town Engineer and Town Clerk a (12) page document regarding Type setting corrections in the Town Code.

The Following Resolution Was Duly Adopted: Res. No. 280 of the Year 2013.

Resolved, that the comments provided by Toby L. Boritz dated 10/15/13 regarding type setting corrections in the Town Code hereby be forwarded to the Town of Thompson Planning Board for their review and recommendations regarding the changes that are being requested.

Moved by: Councilman Jankiewicz

Seconded by: Councilman Sush

² ATTACHMENT: STAR REGISTRATION PROGRAM PRESENTATION HANDOUT.

Vote: Ayes 5 Cellini, Jankiewicz, Briggs, Sush and Mace
 Nays 0

- 2) Letter dated 09/27/13 from Town Clerk Calhoun to Ms. Anna Milucky regarding Planning Board Resignation thank you for service.
- 3) Letter dated 09/26/13 from John J. Saraceno, CFO of Keystone Associates, Architects, Engineers and Surveyors, LLC to Supervisor Cellini regarding grant funding for NYS Water Quality.
- 4) Letter dated 10/02/13 from Shohreh Karimipour, P.E., Regional Water Engineer, NYS DEC, Division of Water, Region 3 to Mr. Herschel Mossberg of Forest Park Estates, LLC regarding approval of plans and specifications for sanitary sewer extension to serve Forest Park Estates, Town of Thompson, Sullivan County. A copy of the application for approval of plans for a wastewater disposal system was also provided. This letter was copied to other various Town representatives.
- 5) Letter dated 09/30/13 from NYS Senator John J. Bonacic to Supervisor Cellini regarding funding for Municipal Capital Program.
- 6) News Release: entitled "Cyber Security 101: Why It Matters", NYS Association of Towns and Office of Information Technology Services will be offering a Free State Cyber Security Webinar on Thursday, 10/24/2013 from 1:00 PM to 2:30 PM. Registration is required; Registration Deadline is 10/22/2013.
- 7) Memo dated 09/25/13 from Deborah E. Allen, Director of Sullivan County Office for the Aging to all Town Supervisors regarding public hearing on their programs to be held on 10/16/13, 9am at the Ted Stroebele Recreation Center, Monticello.
- 8) News Release: Sullivan County Senior Safety Day hosted by TRIAD, Wednesday, October 16th, 2013, 10am to 1pm at the Ted Stroebele Recreation Center, Monticello following the Sullivan County Office for the Aging annual public hearing listed above.
- 9) News Article: Empire Resorts, Inc. and EPR Properties announced the Article 78 Petition Proceeding decision of denial by the Sullivan County Supreme Court.
- 10) Letter dated 10/02/13 from Jonathan F. Rouis, Sullivan County Legislator District 4 to Mr. Joseph Martens, Commissioner, NYS DEC regarding Lead Agency Designation to be DEC for the proposed China City of America project.
- 11) Letter dated 09/30/13 from Ramsay Adams, Executive Director, Catskill Mountainkeeper to Mr. Joseph Martens, Commissioner, NYS DEC regarding the China City of America project request for DEC to be Lead Agency.
- 12) Letter dated 09/30/13 from Town Clerk Calhoun to Mr. David Akerib, Esq. of Finkelstein & Partners LLP regarding response to FOIL request regarding property located at 14 Wood Avenue in the Village of Monticello. A copy of the initial FOIL request dated 09/16/13 was provided.
- 13) Letter dated 10/01/13 from Town Clerk Calhoun to Mr. Edward Homenick, E911 Addressing, Sullivan County Real Property Tax Services Office regarding the naming of a private roadway in the Town as "Serenity Lane" located in the Serenity Gardens Development, LLC. A copy of the resolution and request were provided.
- 14) Letter dated 10/09/13 from Town Clerk Calhoun to Ms. Sharon Kazansky Green regarding Zoning Board Resignation and thank you for service.

- 15) News Release: Save the Date – Rural Broadband Symposium hosted by Congressman Chris Gibson on October 21st, 2013, 9am – 12:00pm, Registration 8:15am – 8:50pm at the Sullivan County Community College Seelig Theatre.
- 16) Letter dated 10/10/13 from Supervisor Cellini to Mr. Glenn Pontier, Sullivan Renaissance regarding support of the RHBCA/RH Fire Department 2013 Sullivan Renaissance Project.
- 17) Letter dated 10/09/13 from Town Clerk Calhoun to Lebaum Company, Inc. regarding a Notice of Claim for Marcia and Edward Heller vs. Town of Thompson, Date of Loss: 07/01/2013. A copy of the actual Notice of Claim was provided. Attorney Mednick has been in contact with the Law Firm that is handling the claim for the Towns Insurance Carrier on behalf of the Town.

AGENDA ITEMS:

1. ACTION: PROPOSED EXTENSION #10 OF THE KIAMESHA LAKE SEWER DISTRICT– TREE OF LIFE BUNGALOW COLONY, SBL # 10.-1-5, FRASER ROAD, MONTICELLO

The Following Resolution Was Duly Adopted: Res. No. 281 of the Year 2013.

*****X

In the Matter of Extension No. 10 of the KIAMESHA LAKE SEWER DISTRICT of the Town of Thompson, Sullivan County, New York.

**NEGATIVE DECLARATION
UNDER SEQR**

*****X

1. The Town Board of the Town of Thompson, by resolution duly adopted at a regular meeting thereof, held on the 15th day of October, 2013, did determine that Extension No. 10 of the Kiamesha Lake Sewer District in the Town of Thompson, will not have a significant effect on the environment.

2. Lead agency for such project is the Town Board of the Town of Thompson, whose address is 4052 Route 42, Monticello, New York 12701, the designation of which was accomplished by resolution duly adopted at a regular meeting of the Town Board held on the 15th day of October, 2013.

3. The person to contact for further information is Supervisor Anthony P. Cellini, whose address is 4052 Route 42, Monticello, New York 12701, telephone number 845-794-2500.

4. The proposed extension of the Kiamesha Lake Sewer District enables Tree of Life

Bungalow Colony to become part of the said district and to use the facilities of the Kiamesha Lake Sewer Treatment Plant for the disposal of its sewage, the cost thereof being borne solely by the said property owner.

5. The basis for the negative declaration is as follows: that the administration and operation and maintenance of the sewer facilities and the use thereof by Tree of Life Bungalow Colony will not violate any of the criteria for determining environmental significance as set forth in Part 617 of the Regulations.

Dated: Monticello, New York
October 15, 2013

TOWN OF THOMPSON
Town Hall
4052 Route 42
Monticello, New York 12701

Motion by: Councilman Sharon Jankiewicz
Seconded by: Councilman Peter T. Briggs

The Members voted on the foregoing Resolution as follows:

Supervisor ANTHONY P. CELLINI	Yes [X] No []
Councilman PETER T. BRIGGS	Yes [X] No []
Councilman SHARON JANKIEWICZ	Yes [X] No []
Councilman RICHARD SUSH	Yes [X] No []
Councilman SCOTT MACE	Yes [X] No []

The Following Resolution Was Duly Adopted: Res. No. 282 of the Year 2013.

A RESOLUTION MAKING CERTAIN DETERMINATIONS IN RELATION TO PROPOSED EXTENSION NO. 10 OF THE KIAMESHA LAKE SEWER DISTRICT, IN THE TOWN OF THOMPSON, SULLIVAN COUNTY, NEW YORK.

WHEREAS, the Town Board of the Town of Thompson, Sullivan County, New York, has heretofore duly caused a general map, plan and report to be prepared and filed in the office of the Town Clerk of said Town in relation to the proposed extension No. 10 of the Kiamesha Lake Sewer District in said Town; and

WHEREAS, an order was duly adopted by said Town Board on September 17, 2013, reciting a description of the boundaries of 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 said map, plan and report were on file in the Town Clerk's Office for public inspection and specifying the 15th day of October, 2013, 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 subject thereof concerning the same; and

WHEREAS, such order was duly published and posted in the manner and within the time prescribed by Section 209-d of the Town Law, and proof of said publication and posting has been duly presented to said Town Board; and

WHEREAS, said public hearing was duly held at the time and place set forth in said order, as aforesaid, at which all persons desiring to be heard were duly heard; and

WHEREAS, said Town Board has duly considered said map, plan and report and the evidence given at said public hearing;

NOW, THEREFORE, BE IT

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

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined as follows:

- a) The notice of the aforesaid public hearing was published and posted as required by law and is otherwise sufficient;

- b) All the property and property owners within said proposed district are benefitted thereby;
- c) All the property and property owners benefitted are included within the limits of said proposed district;
- d) The establishment of said proposed district is in the public interest.
- e) That the requirements of the State Environmental Quality Review Act have been complied with.

Section 2. This resolution shall take effect immediately.

Motion by: Councilman Sharon Jankiewicz

Seconded by: Councilman Scott Mace

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

Anthony P. Cellini	VOTING	Aye
Peter T. Briggs	VOTING	Aye
Sharon Jankiewicz	VOTING	Aye
Richard Sush	VOTING	Aye
Scott Mace	VOTING	Aye

The resolution was thereupon declared duly adopted.

* * * * *

The Following Resolution Was Duly Adopted: Res. No. 283 of the Year 2013.

A RESOLUTION APPROVING EXTENSION NO. 10 OF THE KIAMESHA LAKE SEWER DISTRICT IN THE TOWN OF THOMPSON, SULLIVAN COUNTY, NEW YORK, AND FURTHER APPROVING THE CONSTRUCTION OF THE IMPROVEMENTS PROPOSED THEREFOR.

WHEREAS, the Town Board of the Town of Thompson, Sullivan County, New York, has heretofore duly caused a general map, plan and report to be prepared and filed with the Town

Board of said Town in relation to extension No. 10 of the Kiamesha Lake Sewer District in said Town; and

WHEREAS, an order was duly adopted by said Town Board on September 17, 2013, 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 said map, plan and report were on file in the Town Clerk's Office for public inspection, and specifying October 15, 2013 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 subject thereof concerning the same; and

WHEREAS, such order was duly published and posted in the manner and within the time prescribed by Section 209-d of the Town Law and proof of said publication and posting has been duly presented to said Town Board; and

WHEREAS, said public hearing was duly held at the time and place set forth in said order as aforesaid, at which all persons desiring to be heard were duly heard; and

WHEREAS, following said public hearing and based upon the evidence given thereat, said Town Board duly adopted a resolution determining in the affirmative all of the questions set forth in subdivision 1 of Section 209-e of the Town Law; and

WHEREAS, it is now desired to adopt a further resolution pursuant to subdivision 2(b) of Section 209-e of the Town Law approving the establishment of said district and the construction of the improvements proposed therefor;

NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Thompson, Sullivan County, New

York, as follows:

Section 1. Extension No. 10 of the Kiamesha Lake Sewer District in the Town of Thompson, Sullivan County, New York, to be bounded and described as hereinafter set forth, is hereby approved and authorized. The improvement proposed for said Sewer District as extended, consisting of providing a means by which may obtain sewer service by becoming part of the said Kiamesha Lake Sewer District, is likewise approved and authorized. The entire amount to be expended for such improvement, including, but not limited to costs of construction, engineering, administrative and legal fees, shall be borne solely and entirely by Tree of Life Bungalow Colony. Annual charges shall be on a user consumption basis or such other method as the Town Board of the Town of Thompson shall determine by resolution.

Section 2. Said District shall be bounded and described as more particularly set forth in Schedule "A" annexed hereto and made a part hereof.

Section 3. After the adoption of this resolution, the Town Clerk is hereby directed to file certified copies of this resolution, in accordance with and where required by law.

Section 4. This resolution is adopted subject to a permissive referendum.

Motion by: Councilman Sharon Jankiewicz

Seconded by: Councilman Scott Mace

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

Anthony P. Cellini	VOTING	Aye
Peter T. Briggs	VOTING	Aye
Sharon Jankiewicz	VOTING	Aye
Richard Sush	VOTING	Aye

Scott Mace

VOTING

Aye

The resolution was thereupon declared duly adopted.

SCHEDULE "A"

Narrative Description

of

Kiamesha Lake Sewer District Extension No. 10
Tree of Life Bungalow Colony

to include Tax Parcel 10-1-5

Beginning at the southwest corner of the Tree of Life bungalow colony Tax Parcel 10-1-5 also being the northerly right-of-way line of Fraser Road and the southeasterly corner of Tax Parcel 10-1-3; thence running along the westerly boundary of Tax Parcel of 10-1-5 and the easterly boundary of Tax Parcel 10-1-3 to the northeasterly corner of Tax Parcel 10-1-3 and a point along the westerly boundary of Tax Parcel 10-1-5; thence in a westerly direction along the southerly boundary of Tax Parcel 10-1-5 and the northerly boundary of Tax Parcel 10-1-3 to a point along the easterly boundary of Tax Parcel 9-1-6.1 and the southwest corner of Tax Parcel 10-1-5; thence in a northerly direction along the easterly boundary of Tax Parcel 9-1-6.1 and the westerly boundary of Tax Parcel 10-1-5 to the northwesterly corner of Tax Parcel 10-1-5 and a point along the easterly boundary of Tax Parcel 9-1-6.1 also the southwest corner of Tax Parcel 10-1-1.2; thence in an easterly direction along the northerly boundary of Tax Parcel 10-1-5 and the southerly boundary of Tax Parcels 10-1-1.2 and 10-1-1.1 to the southeasterly corner of Tax Parcel 10-1-1.1 and a point along the northerly boundary of Tax Parcel 10-1-5. Continuing in an easterly direction along the northerly boundary of Tax Parcel 10-1-5 and the southerly boundary of Tax Parcel 9-1-7 to the northeasterly corner of Tax Parcel 10-1-5 and the boundary of the existing Kiamesha Lake Sewer District; thence in a southerly direction along the boundary of the Kiamesha Lake Sewer District and the easterly boundary of Tax Parcel 10-1-5 to a point along the northerly boundary of Tax Parcel 10-1-6.1; thence in a westerly direction along the northerly boundary of Tax Parcel 10-1-6.1 to a point along the easterly boundary of Tax Parcel 10-1-5 and to the northwesterly corner of Tax Parcel 10-1-6.1 thence in a southerly direction along easterly boundary of Tax Parcel 10-1-5 and the westerly boundary of Tax Parcel 10-1-6.1 and 10-1-6.2 to the southeasterly corner of Tax Parcel 10-1-5 and the northerly right-of-way line of Fraser Road also being the southwest corner of Tax Parcel 10-1-6.2; thence in a westerly direction along the southerly boundary of Tax Parcel 10-1-5 and the northerly right-of-way line of Fraser Road to the southwest corner of Tax Parcel 10-1-5 and the southeasterly corner of Tax Parcel 10-1-3 also the Point or Place Of Beginning.

2. ACTION: PROPOSED LOCAL LAW NO. 06 OF 2013 TO OVERRIDE THE 2% TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-C.

The Following Resolution Was Duly Adopted: Res. No. 284 of the Year 2013.

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, 2013

Town Board Meeting
October 15, 2013
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RESOLUTION TO ENACT LOCAL LAW NO. 05 OF 2013

WHEREAS, proposed Local Law No. 06 of the year 2013 entitled, "A local law to override the tax levy limit established in General Municipal Law §3-c" was introduced to the Town Board at a meeting held October 01, 2013, at the Town Hall, Monticello, New York, to consider said proposed local law and notice of public hearing having been duly published and posted as required by law, and said public hearing having been held on October 15, 2013 and all persons appearing at said public hearing deeming to be heard having been heard, and

WHEREAS, said local law was duly adopted after a public hearing.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Thompson, New York, does hereby enact and adopt Local Law No. 05 for the year 2013, Town of Thompson, State of New York, which local law is annexed hereto and made a part hereof.³

Moved by: Councilman Peter T. Briggs

Seconded by: Councilman Scott Mace

Adopted on Motion October 15, 2013

Supervisor ANTHONY P. CELLINI	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Councilman PETER T. BRIGGS	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Councilman SHARON JANKIEWICZ	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Councilman RICHARD SUSH	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Councilman SCOTT MACE	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

3. PUBLIC HEARING: PROPOSED LOCAL LAW NO. 07 OF 2013 – TO AMEND CHAPTER 41 OF THE TOWN CODE ENTITLED OFFICERS AND EMPLOYEES AND CHAPTER 108 ENTITLED BUILDING, CONSTRUCTION AND FIRE PREVENTION OF THE TOWN CODE PERTAINING TO THE CREATION OF VIOLATIONS OFFICER
The Following Resolution Was Duly Adopted: Res. No. 285 of the Year 2013.

Resolved, that Proposed Local Law No. 07 of 2013 relating to "The Creation of Violations Officer" in the Town of Thompson is hereby rejected.

Moved by: Councilman Jankiewicz

Seconded by: Supervisor Cellini

³ ATTACHMENT: A COPY OF ENACTED LOCAL LAW NO. 05 OF 2013.

5. PURCHASE REQUEST: NEW DODGE RAM DD8L64 UTILITY STYLE CARGO BOX TRUCK FOR THE WATER & SEWER DEPARTMENT

Superintendent William D. Culligan submitted a purchase request for a new Dodge Ram Utility Style Cargo Box Truck with a crane to assist in removing various pumps, well, water, sewer etc. This vehicle would replace two existing trucks that are in disrepair and need of replacement. This vehicle if purchased would be used as a multi-purpose utility type truck. The requested truck is being piggy backed under the existing Highway Department Bid for a Dodge Truck, which the Highway Department recently purchased back in March 2013. This would be for the same chassis vehicle with different equipment options to be mounted on the chassis. The cost will be shared proportionally by the various districts through our existing budgeted equipment fund. If the truck is ordered now it would be delivered by mid-January early February, 2014. Therefore payment would be out of the 2014 Budget Year. The Total Estimated Cost for the purchase is \$72,000.00.

The Following Resolution Was Duly Adopted: Res. No. 287 of the Year 2013.

At a Special Meeting of the Town Board of the
Town of Thompson held at the Town Hall, 4052
Route 42, Monticello, New York on October 15,
2013

RESOLUTION TO AUTHORIZE THE WATER & SEWER DEPARTMENT TO PURCHASE A NEW DODGE RAM UTILITY STYLE CARGO BOX TRUCK WITH CRANE

WHEREAS, the Town of Thompson Water & Sewer Department has requested to purchase a new Dodge Ram Utility Style Cargo Box Truck with a crane which is necessary and essential to carrying out the general duties of the Water & Sewer Department, including but not limited to removing various pumps and wells; and

WHEREAS, this truck purchase would be as a multi-purpose utility truck and said purchase would be used to replace two currently existing trucks which are in significant disrepair and in need of replacement; and

WHEREAS, this truck is the same truck previously purchased by the Town of Thompson Highway Department in March, 2013 which was purchased under existing Highway Department bid for the amount of \$72,000.00 from Robert Green Auto & Truck Inc.; and

WHEREAS, the cost for this same truck shall significantly increase for the year 2014, and in the interest of time and saving taxpayer dollars the Town of Thompson agrees to piggyback on the previous Highway Department bid of March, 2013 since this purchase is for the identical truck and the instant purchase is required to carry out the daily functions of the Water & Sewer Department in light of the unexpected deterioration of two currently used vehicles by said Department; and

WHEREAS, the previous low bidder has agreed to sell the aforementioned vehicle pursuant to the identical terms of the previous low bid for the same vehicle with expected delivery to take place in mid-January or early February, 2014.

NOW, THEREFORE, BE IT RESOLVED, that the Sewer & Water Department be hereby authorized to purchase a new Dodge Ram Utility Style Cargo Box Truck with a crane for the estimate further described as follows:

Dodge Ram DD8L64, 13,000 GVW Chassis Utility Style Cargo Box Truck with Ventura ET25KX Crane with Electric Hydraulic Down-Out Riggers

BE IT FURTHER RESOLVED that said purchase shall be made pursuant to the terms of the previous Highway Department bid process which took place in March, 2013 for the estimated cost of \$72,000.00 from Robert Green Auto & Truck Inc.

BE IT FURTHER RESOLVED that the Town of Thompson shall utilize the prior Highway Department bid for this purchase since it is an identical purchase and the previous low bidder agrees to continue to honor the bid price for the year 2013 and due to the aforesaid exigent circumstances requiring the immediate purchase of said vehicle and in the best interest of the taxpayers of the Town of Thompson.

Moved by: Councilman Scott Mace
Seconded by: Councilman Peter T. Briggs

Adopted the 22nd day of October, 2013.

The members of the Town Board voted as follows:

Supervisor ANTHONY P. CELLINI	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Councilman PETER T. BRIGGS	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Councilman SHARON JANKIEWICZ	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Councilman RICHARD SUSH	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Councilman SCOTT MACE	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

ANNUAL FALL CLEANUP REPORT

Town Clerk Marilee J. Calhoun briefly reported on the Fall Cleanup results. According to the permits that were picked up on Friday the Town has utilized approximately 11 tons, but the rest of the permits were picked up earlier today and the final numbers from Friday and Saturday have not yet been determined. There were a total of 225 permits issued out to residents and approximately 100 permits were returned at this time. Town Clerk Calhoun said that we are still working on the report and the final numbers, which will be provided to the Town Board at the next meeting.

ANNUAL SHREDDING DAY REPORT

Councilman Mace reported on the Shredding Day event, which took place Saturday, October 5th, 2013. It was well attended by many residents. The businesses did not participate this time. The truck was not filled up this time. Councilman Jankiewicz said that this event is a good thing for the public. The Town Board members have all received positive feedback regarding the event and it is recommended that the Town continue offering the service.

6. ADVERTISEMENT FOR TOWN ASSESSOR POSITION: COUNCILMAN SHARON JANKIEWICZ

Councilman Jankiewicz sent a help wanted advertisement to the NYS Assessors' Association, Inc. to be posted on their website regarding a position that will be available in the Town of Thompson for Town Assessor. She provided a copy of the job posting. She briefly explained that there are qualifications required by state rules and regulations. She encourages anyone that is qualified and interested to apply. The website address where the posting is located is www.nyassessor.com.

7. ESTABLISH DATE FOR A PUBLIC HEARING ON PROPOSED LOCAL LAW NO. 5 OF 2013: ZONING CODE UPDATES PERTAINING TO ACCESSORY BUILDINGS

The Following Resolution Was Duly Adopted: Res. No. 288 of the Year 2013.

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, 2013

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 August 20, 2013, a proposed Local Law No. 05 of 2013, entitled "A local law to amend Chapter 250 (Zoning and Planned Unit Development) and the Schedule of District Regulations of Suburban Residential (SR), Rural Residential-1 (RR1), Rural Residential-2 (RR2), Agriculture Residential (AR) and Commercial Industrial (CI) of 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, 2013 at 7:30 P.M., or as soon thereafter as said public hearing shall be convened, at the Town Hall, 4052 Route 42, Monticello, New York, and at least three (3) days' notice of such public hearing be given by the Town Clerk of the Town of Thompson by due posting thereof on the bulletin board

of the Town of Thompson and by publishing such notice at least once in the official newspaper of said Town.

Moved by: Councilman Sharon Jankiewicz

Seconded by: Councilman Peter T. Briggs

Adopted on Motion October 15, 2013

Supervisor ANTHONY P. CELLINI	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Councilman PETER T. BRIGGS	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Councilman SHARON JANKIEWICZ	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Councilman RICHARD SUSH	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Councilman SCOTT MACE	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

8. ESTABLISH DATE FOR A PUBLIC HEARING ON PROPOSED LOCAL LAW NO. 8 OF 2013: TO AMEND CHAPTER 172 OF THE TOWN CODE ENTITLED "OUTDOOR FURNACES & BOILERS" – TO CHANGE OPERATIONAL TIME PERIOD

The Following Resolution Was Duly Adopted: Res. No. 289 of the Year 2013.

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, 2013

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, 2013, a proposed Local Law No. 08 of 2013, entitled "A Local Law to amend Chapter 172 entitled 'Outdoor Furnaces and Boilers'" of the Code of the Town of Thompson".

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, 2013 at 7:30 P.M., or as soon thereafter as said public hearing shall be convened, at the Town Hall, 4052 Route 42, Monticello, New York, and at least three (3) days' notice of such public hearing be given by the Town Clerk of the Town of Thompson by due posting thereof on the bulletin board of the Town of Thompson and by publishing such notice at least once in the official newspaper of said Town.

Moved by: Councilman Richard Sush

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

EMPIRE ELECTRIC MOTORS

\$3,965.00 TOTAL COST

Repair – 1 FLYGT 20HP

Disassemble, clean and check all parts, install new repair kit (upper, lower seals/bearings and O rings) new impeller, wear ring, volute wear ring and oil. Assemble and Test.

TOTAL COST = \$3,965.00

(Note: To rebuild a pump for the Emerald Green Sewer Treatment Plant.)

Motion by: Councilman Jankiewicz

Seconded by: Councilman Briggs

Vote: Ayes 5 Cellini, Jankiewicz, Briggs, Sush and Mace

Nays 0

11. BILLS OVER \$1,250.00 – WATER & SEWER DEPARTMENT

The Following Resolution Was Duly Adopted: Res. No. 293 of the Year 2013.

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

TAM ENTERPRISES, INC.

\$2,170.00 TOTAL COST

1 – VAC CON Truck with Operator

\$1,600.00

6 Hours additional man @ \$95.00/Hour

\$570.00

TOTAL COST = \$2,170.00 (Price includes all material, labor and equipment.)

(Note: Work performed at the Anawana Pump Station.)

Motion by: Councilman Jankiewicz

Seconded by: Councilman Briggs

Vote: Ayes 5 Cellini, Jankiewicz, Briggs, Sush and Mace

Nays 0

OLD BUSINESS:

MELODY LAKE WATER COMPANY UPDATE CONTINUED DISCUSSION FROM LAST MEETING

The Town Board continued their discussion regarding the formation of the Melody Lake Water District from the last meeting. Superintendent Culligan contacted Town Engineer Richard D. McGoey after the last meeting to discuss the possibility of waiting for payment for the preparation of the Map, Plan and Report until after the district was formed and could then be charged backed to the users. Engineer McGoey agreed to wait for payment and would provide a written agreement regarding such terms.

Superintendent Culligan has not received a copy of the agreement he is still waiting for it. He will contact Engineer McGoey to obtain a copy of the agreement prior to the next Town Board meeting. Superintendent Culligan also reported on the current status of the water service. Comptroller Gary J. Lasher also reported on the receipt of payments for water service that have been coming in.

NYS DEC: LUCKY LAKE DAM OWNERSHIP ISSUE CONTINUED DISCUSSION FROM LAST MEETING

Attorney Mednick reported he was advised that the property owner was contacted who has agreed to make the necessary repairs. The Town of Thompson has taken the position that the Town does not own the dam and/or surrounding property. The NYS DEC has located the property owner who is in the process of making the necessary repairs. Attorney Mednick said that the Town is better off staying out of it at this time.

UPDATE: COMBINING TAX LITIGATION SERVICES BETWEEN THE TOWN, COUNTY AND SCHOOL DISTRICT

Attorney Mednick reported that he is still waiting to hear back from the County Attorney's Office regarding the Counties decision regarding the combining of forces/legal services for tax litigation services between the Town, County and School District. He will keep the Board updated on the matter once he has further information.

NEW BUSINESS:

ZONE CHANGE REQUEST: THE SACKETT LAKE L.P. (JOEL KOHN & RABBI SCHWARTZ) – SACKETT LAKE ROAD PROPERTY, SBL #28.-1-31 FROM THE RR-1 ZONING DISTRICT TO THE SR ZONING DISTRICT

Supervisor Cellini reported on a zoning change request dated 10/10/13 from Joel Kohn and Rabbi Schwartz of The Sackett Lake L.P. requesting to change the zone to their property located along Sackett Lake Road, SBL # 28.-1-31 from the RR-1 zone to the SR zone. The property is surrounded by the SR zone on 3 sides. A copy of a tax map of the property was provided. Supervisor Cellini said that the property owner would like to develop the property, but he is unsure of the specific details at this time.

The Following Resolution Was Duly Adopted: Res. No. 294 of the Year 2013.

Resolved, that the request of Joel Kohn and Rabbi Schwartz of The Sackett Lake L.P. for a zone change request for **SBL# 28.-1-31**, from Rural Residential 1 (RR-1) to Suburban Residential (SR) is to hereby be forwarded to the Planning Board for their review and recommendation.

Motion by: Councilman Jankiewicz Seconded by: Councilman Mace

Vote: Ayes 5 Cellini, Jankiewicz, Briggs, Sush and Mace

Nays 0

VOLUNTEER BOARD VACANCIES & UPCOMING APPOINTMENTS

Councilman Mace announced that the Town Board will be looking for new Zoning and Planning Board members to fill several vacancies. He said that if anyone knows anyone including themselves that would be interested should submit their name advising of their interest and intent to serve.

CHINA CITY OF AMERICA PROJECT: LETTERS TO NYS DEC FOR LEAD AGENCY

Councilman Mace encourages anyone that is interested in the China City of America Project to send a letter to the NYS DEC requesting that they be Lead Agency on the project. He said that it is important that the DEC consider being Lead Agency.

ROCK HILL BALL FIELD PROJECT

Councilman Mace announced that the Rock Hill Fire Department is planning a huge project with a ball field and playground. There are many members of the community who are donating time and energy. The Highway Department has been dropping off ditch dirt to that location, which is a great help. Councilman Mace thanked Highway Superintendent Richard Benjamin and his Department for the ditch dirt it is much appreciated by the Rock Hill Community. Supervisor Cellini said that part of the Sullivan Renaissance grant application is for this project as well.

RESOLUTION TO FILE FOR JUSTICE COURT ASSISTANCE GRANT PROGRAM

The Following Resolution Was Duly Adopted: Res. No. 295 of the Year 2013.

RESOLUTION TO AUTHORIZE FILING A GRANT APPLICATION TO THE NYS UNIFIED COURT SYSTEM FOR A JUSTICE COURT ASSISTANCE PROGRAM GRANT

WHEREAS, the NYS Unified Court System has requested applications for the next cycle of the Justice Court Assistance Program grants; and

WHEREAS, the Town is interested in applying for funds to use at the Justice court; and

WHEREAS, the program requires the Town to adopt a resolution authorizing the submission of the application.

NOW, THEREFORE, BE IT RESOLVED, that the Thompson Town Board authorizes that an application be filed with the NYS Unified Court System; and

BE IT FURTHER RESOLVED, that the Town Supervisor be authorized and empowered to certify the application in the name of the Town of Thompson.

Moved by: Councilman Sharon Jankiewicz
Seconded by: Councilman Scott Mace
and adopted on motion 10/15/2013.

The members of the Town Board voted as follows:

Supervisor Anthony P. Cellini	Aye
Councilman Richard Sush	Aye
Councilman Peter T. Briggs	Aye
Councilman Sharon Jankiewicz	Aye
Councilman Scott Mace	Aye

TAX CERTIARI SETTLEMENT: HALIL CENOVIC, SBL# 10.-12-2 & 6.-1-1.1

Attorney Mednick provided a Resolution on the above named property tax settlement proceeding being presented. Attorney Mednick and Assessor Nora J. Hughson are

recommending that the settlement be approved as per the presented Resolution. Attorney Mednick explained the settlement agreement. The Town Board took action on the settlement as follows:

The Following Resolution Was Duly Adopted: Res. No. 296 of the Year 2013.

**RESOLUTION AUTHORIZING SETTLEMENT OF A PROCEEDING
INSTITUTED UNDER ARTICLE 7 OF THE REAL PROPERTY TAX
LAW AGAINST THE TOWN OF THOMPSON**

WHEREAS, Halil Cenovic, has instituted proceedings under Article 7 of the Real Property Tax Law to review the assessment of Tax Map Parcel Section 10, Block 12, Lot 2 and Section 6, Block 1, Lot 1.1 and which proceedings are pending in the Supreme Court of the State of New York, County of Sullivan, under Index Nos. 2012-2084 and 2013-1875; and

WHEREAS, the parties herein have appeared through counsel, to wit, Michael B. Mednick, Esq., on behalf of respondent, and Michael D. Altman, Esq., on behalf of Petitioner; and

WHEREAS, negotiations by and between the parties hereto have produced a proposed settlement of the issues and matters in dispute, and

WHEREAS, the proposed settlement will also result in a fair and equitable resolution of the complaint with respect to petitioner's **2013 and 2014** assessments, to wit, a reduction in the assessment of petitioner's real property, **SBL 10-12-2** from \$88,300.00 to \$70,000.00; and

WHEREAS, the proposed settlement will also result in a fair and equitable resolution of the complaint with respect to petitioner's **2013 and 2014** assessments, to wit, a reduction in the assessment of petitioner's real property, **SBL 6-1-1.1** from \$43,000.00 to \$35,000.00.

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

1. That the settlement of the above referenced proceeding be, and the same hereby is in all respects approved and confirmed.
2. That Michael B. Mednick, Esq., attorney for the Town of Thompson, and Nora Hughson, Assessor, be, and they hereby are authorized, empowered and directed to enter into and execute a formal written stipulation of settlement and to bind the Town thereto, such stipulation to be in form approved by the said attorneys.
3. That said Michael B. Mednick, Esq. and Nora Hughson, Assessor, be, and they hereby authorized and empowered to execute any and all other documents and take such other steps as may be reasonably necessary and incidental to effect and finalize the settlement of the subject proceeding.

Moved by: Councilman Richard Sush
Seconded by: Councilman Scott Mace
and a roll call vote thereon as follows:

Supervisor Anthony P. Cellini	voting	Aye
Councilman Peter T. Briggs	voting	Aye
Councilman Sharon Jankiewicz	voting	Aye
Councilman Richard Sush	voting	Aye
Councilman Scott Mace	voting	Aye

KUTSHER'S HOTEL CONDITION ISSUES & FATALITY

Deputy Town Attorney Paula E. Kay reported on the Kutsher's Hotel issues regarding the present conditions of the hotel and the recent fatality that occurred on the property. Kutsher's contracted with a production company by the name of Dan Sam Productions for a harvest festival last weekend, which was to take place for three days. Several weeks prior to that weekend, Code Enforcement Officer Logan E. Ottino and the NYS DOH inspected the hotel and discovered very serious safety violations including fire exits being non-accessible and issues with the fire alarm, rodents, holes in the ceiling, disrepair of the kitchen area etc. Ms. Ottino gave the tenant a compliance list after the inspection, which was prioritized according to the most serious to the less serious of the issues. Ms. Ottino re-inspected the property last Wednesday and nothing was complied with. She prepared another 3-page list, which ensued from the second inspection. The arrangement was that she was going to return back to the hotel with the NYS DOH to perform a final walk thru. However Dan Sam Productions was allowed to come in on Thursday to setup for Friday, but there was to be no occupancy prior to the final inspection. Unfortunately what happened was the tenant allowed the production company access to the hotel, they allowed people in the rooms, they allowed people to sleep in the lobby area on Thursday night and there was a tragic accident that occurred involving the fatality of an individual. The accident had nothing to do with the Code Violations, but for them being allowed in the building at all when they should not have been the accident would never have occurred. Friday morning after Ms. Ottino, Code Enforcement Officer was informed, various Town representatives were out at the site along with members of the Sheriff's Department to shut the facility down. The building was closed and everyone was forced to leave the premises. At which time Ms. Ottino and the representative from the Health Department inspected the hotel a final time to verify that if the compliance list was met and once again the inspection completely failed. Attorney Kay said that there will be no further occupancy of the hotel at this time.

PROPOSED IDA PROJECT FOR FORMER KUTSHER'S HOTEL PROPERTY – PROPOSED SALE OF PROPERTY FOR A HOLISTIC HEALING HEALTH CENTER

Supervisor Cellini said that he was informed earlier today that the Sullivan County IDA met with the new owners of the Kutsher's hotel property regarding a proposed development project. Deputy Town Attorney Paula E. Kay reported that she was contacted by the new owners of the Kutsher's hotel property that they would like to setup a meeting with Town Engineer Richard D. McGoey, Code Enforcement Officer Logan E. Ottino and herself and their representatives to go over their plans. The

tentative date for the meeting is scheduled to take place on October 22nd, 2013. Their plans would be to take down most of the hotel structure so the Town would not have any additional issues with the hotel and its safety. Attorney Mednick also reported that he was contacted by the Attorneys who represent the potential owners of the Kutsher's hotel property regarding the approval of a sewer transportation corporation to transfer the existing sewer system at the Kutsher's already. Attorney Mednick said that this matter could come before the Town Board at the next meeting once all of the documentation has been completed by the buyer's Attorney. Supervisor Cellini said that the Sullivan County IDA has contacted the Town of Thompson regarding the use of the Town Hall for the purpose of conducting a public hearing on this project. Supervisor Cellini was not sure if an actual date was determined of when the public hearing would take place, but said he would advise of when the date would be once he is informed.

PUBLIC COMMENT:

Barbara Burton of Monticello reiterated her public comment that was provided at the Village of Monticello Board of Trustees Meeting earlier this evening.

Pamela Zaitchick of Glen Wild made comments pertaining to the need for revised density/zoning regulations in the Town. She explained why this is necessary. She also reported on an article that she read at the last Town Board Meeting regarding proposed development in our area. What happens today could have really intense results tomorrow or even in a few years.

ANNOUNCEMENTS, REMINDERS & FOR YOUR INFORMATION

- October 31st: Open Bids @ 2 PM – Vehicle & Equipment Replacement Parts.
- November 6th: Regular Town Board Meeting @ 7:30 PM. (Note Change in Date from November 5th due to General Election Day.)
- November 6th: Public Hearing @ 7:30 PM – Preliminary Budget FY 2014.
- November 19th: Public Hearing @ 7:30 PM – Proposed Local Law No. 5 of 2013: Zoning Code Updates Pertaining to Accessory Buildings.
- November 19th: Public Hearing @ 7:30 PM – Proposed Local Law No. 8 of 2013: To Amend Chapter 172 of the Town Code Entitled "Outdoor Furnaces & Boilers" to Change Operational Time Period.

MEETING ADJOURNED

On a motion made by Councilman Jankiewicz and seconded by Councilman Briggs the meeting was adjourned at 8:57 PM.

Respectfully Submitted By:



Marilee J. Calhoun, Town Clerk

Good evening – My name is Ray Nargizian. I am a resident of Sullivan County, to be specific I'm a resident of the Town of Thompson for 42 years. I believe I'm the victim of a witch-hunt. Last month I received 6 order to remedy violations from the building dept. It was always my belief that the purpose of code enforcement was to protect the homeowner and his neighbors, not to generate revenue or punish the residents. What has become obvious is that the way you councilmen do things is either at random or certain people are being targeted for political or personal reasons. Either way those councilmen whom support this way of doing business, should be ashamed of themselves.

Cronyism, nepotism, and favoritism have no place in government. Yet it is ramped in Sullivan County that friends and relatives get hired and that laws are circumvented so this can happen, Civil Service testing requirements are ignored, and that jobs are created for specific individuals so that civil service laws can be swept under the rug.

It would have been nice if I had received a phone call before violations were issued, certainly more friendly and professional than sending undated order to remedy violations, especially when your code enforcer did not do her due diligence in investigating the circumstances.

Those of you councilpersons who will vote in favor of circumventing civil service laws, and those of you who will vote tonight to create a new position to hire a specific person will violate the trust of the people. Those of you who did not question the systematic witch-hunt now in process do not deserve the support of the voters when your terms are up. I recognize the temptation to tamper with the system in place, for a friend, or associate, but you must rise above the impulse, follow the protocol and do the right thing to govern fairly.

I know many others who are not here tonight because they are fearful of expressing their thoughts because of retribution. Makes you wonder what are we becoming? Guys, do what's right tonight. Thanks for your time.



STAR Registration Program

Overview

- New legislation requires all homeowners receiving the Basic STAR exemption to register with the Tax Department in order to receive the exemption in 2014 and beyond
- Program applies to more than 2.6 million Basic STAR recipients
- Senior citizens receiving Enhanced STAR exemption are not impacted by this legislation
- **All property owner questions should be directed to DTF at (518) 457-2036**

Online Registration

- Online registration available through DTF Web site ***www.tax.ny.gov***
- Starts with STAR Overview homepage with description of what is needed to complete registration
- Property owner enters STAR code
- Web site displays property address for confirmation

DTF Department of Taxation and Finance

Online Registration

- Property owner enters all owners and spouses names and social security numbers
- For each owner and spouse, answer the following:
 - Is the property their primary residence?
 - Does individual own any other property receiving a residency-based benefit in another state (e.g., Florida homestead exemption)?
 - If yes, user will be asked to provide an address for such property

DTF Department of Taxation and Finance

Appeals Process

- Property owners who are denied an exemption will receive notice to appeal directly to DTF
- If they are not satisfied with the DTF decision, they can appeal to State Board of RPT
- There is no appeal to the local Board of Assessment Review

STAR Code Lookup

- Property owners can look-up their STAR code on DTF Web site
- Beneficial for:
 - Those who can't find their STAR registration letter
 - Registering at a remote location (State Fair, school board meeting, etc.)

For More Information

Visit ***www.tax.ny.gov***

Call **(518) 457-2036**

Email **ORPTS.STAR@tax.ny.gov**

NYS STAR

Senior Citizens and STAR

Seniors receiving Enhanced STAR benefits are not affected by the new registration requirement.

In order to continue to receive Enhanced STAR, seniors must continue to:

- apply annually, or
- participate in the Income Verification Program

www.tax.ny.gov



New York State Department of
Taxation and Finance

RP-425.1-PC (7/13) (back)

Register for

NYS STAR

School Property Tax Relief

All New York homeowners receiving a Basic STAR property tax exemption must register with the New York State Tax Department in order to receive the STAR exemption in 2014 and subsequent years.

All Basic STAR recipients will receive registration instructions by mail.

Visit our Web site at www.tax.ny.gov to register now.

The registration deadline is:
December 31, 2013

This is part of an initiative to protect New Yorkers against the costs of inappropriate or fraudulent STAR exemptions.

Questions?

- Call (518) 457-2036
- Visit our Web site

www.tax.ny.gov



New York State Department of
Taxation and Finance

RP-425.1-PC (7/13)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

Town of Thompson

Local Law No. 05 of the year 2013

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 2014 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 2014 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

(If additional space is needed, please attach sheets of the same size as this and number each)

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.

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. 05 of 2013 of the City of _____ having been submitted to referendum pursuant to the provisions of sections 36/37 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at a special/general election held on _____ 2013 became operative.

6. (County local law concerning adoption of Charter)

I hereby certify that the local law annexed hereto, designated as local law No. ____ of 2013 of the County of _____, State of New York, having been submitted to the electors at the General Election of November ____ 2013, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and of a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide the appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1 above.

Mailee J. Colhoun

~~Clerk of the county legislative body, city, town, village clerk or officer designated by local legislative body~~

Date: October 22, 2013

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality)

STATE OF NEW YORK
COUNTY OF SULLIVAN

I, the undersigned, do hereby certify that the foregoing local law contains the correct text and that all proper proceeding have been had or taken for the enactment of the local law annexed hereto.

Date: October 22, 2013



Attorney for Town of Thompson