

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 **April 02, 2013.**

ROLL CALL:

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

Also Present: Marilee J. Calhoun, Town Clerk
Michael B. Mednick, Attorney for the Town
William D. Culligan, Water & Sewer Superintendent
Richard Benjamin, Jr., Highway Superintendent
Gary J. Lasher, Comptroller

REGULAR MEETING – CALL TO ORDER

Supervisor Cellini opened the meeting at 7:30 PM with the Pledge to the Flag. He welcomed the Participation in Government Students to the meeting.

MONTHLY REPORTS RECEIVED AND FILED:

Building Department & Code Enforcement Officer's Report – March 2013
Comptroller's Budgetary Report – March 2013
Dog Control Officer's Report – March 2013

APPROVAL OF MINUTES:

On a motion made by Councilman Briggs and seconded by Councilman Jankiewicz the minutes of the March 19th, 2013 Regular Town Board Meeting were approved as presented.

Vote: Ayes 4 Jankiewicz, Briggs, Sush and Mace
 Nays 0
 Abstained 1 Cellini (He was not present for the meeting.)

PUBLIC COMMENT:

There was no public comment given.

SPECIAL PRESENTATION BY CAROL ROIG, SULLIVAN COUNTY OFFICE OF SUSTAINABLE ENERGY

Supervisor Cellini welcomed Carol Roig from the Sullivan County Alliance Office of Sustainable Energy to provide a Special Presentation. Carol Roig provided an introduction of Sullivan Alliance for Sustainable Development the non-profit organization located in Sullivan County. Their mission is to promote sustainable economic development. Their areas of focus are sustainable agriculture, renewable energy and energy efficiency. They are working with the County of Sullivan under contract to offer energy efficiency to local towns and renewable energy projects for the County. In 2010

the County of Sullivan signed the Client Smart Communities Pledge to join the Client Smart Communities Program through the NYS DEC. She explained the purpose of such program. She also discussed securing funding in Sullivan County towards other renewable energy projects. She is looking for the Town of Thompson's participation in the program and for our Town to also consider signing the pledge to promote renewable energy and energy efficiency to all Town operations as well as out in the community. She provided the Town Board with a document/informational packet regarding the programs along with sample pledges from other municipalities throughout New York State. She briefly explained some of the information and programs included in the packet. They are here to help the local municipalities however possible. There are also state funding options available for energy efficiency. She provided the Board and Public with an opportunity to provide questions and comments, which she answered accordingly. Councilman Mace, Councilman Jankiewicz, Jose DeJesus and Roger Betters were among the few that asked questions or provided comments. Councilman Mace and Councilman Briggs will both look at the sample pledges to come up with an appropriate pledge that is suitable for the Town's needs. They will contact Ms. Roig for her assistance if needed.

CORRESPONDENCE:

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

- 1) Letter dated 04/02/13 from Town Clerk Calhoun to Lebaum Company, Inc. regarding a notice of claim on John L. Peterec-Tolino, Pro Se/Pro Per vs. The County of Sullivan and The Town of Thompson, date of loss: 01/01/13. A copy of the notice of claim was provided for the town insurance companies review.
- 2) Press Release: dated 03/14/13 entitled "Upcoming Financial Benefits of Land Conservation Program in NY" For More Info Contact Melinda Meddaugh.
- 3) Check # 2440 dated 03/22/2013 from County of Sullivan made payable to Town of Thompson in the amount of \$34,663.84 for the 2012 4th quarter mortgage tax payment. Comptroller Lasher provided the Town Board with a mortgage tax comparison report for 2011 & 2012, which did not reflect much change.
- 4) Letter dated 03/15/13 from Sam Fratto, Business Manager, IBEW Local 363 Electricians to All Municipalities in Sullivan County regarding major storm/ disasters and public emergencies.
- 5) Letter dated 03/21/2013 from Jennifer CS Brylinski, Executive Director, County of Sullivan IDA to Supervisor Cellini regarding the 2013 Distribution of the PILOT Payments along with Check # 3430 dated 03/21/2013 made payable to Town of Thompson in the amount of \$31,821.11 for four projects. The four projects are as follows: 457 Equities LLC \$1,906.44, Frontier Insurance \$27,153.59, Arthur Glick Truck Sales, Inc. \$2,160.76, and Norman/Steven Kaufman \$600.32. The Distribution Calculation forms for each project were provided.

- 6) Letter dated 03/14/13 from Marilee J. Calhoun, Town Clerk to Mr. Nicholas B. Valastro regarding response to FOIL request.
- 7) Letter dated 03/14/13 from Marilee J. Calhoun, Town Clerk to Ms. Elyssa M. Fried, Esq., Jacoby & Meyers, LLP regarding response to FOIL request.
- 8) Letter dated 03/12/13 from Ann C. Singer, Chief Examiner, Division of Local Government and School Accountability, Office of the NYS Comptroller to Supervisor Cellini acknowledging receipt of Town letter regarding their written findings and recommendations concerning the audit of Asphalt Materials recently conducted.
- 9) Press Release: dated 03/21/13 entitled "Statement by Senator John Bonacic: On State Budget Agreement".
- 10) Letter dated 03/05/13 from Marilee J. Calhoun, Town Clerk to Mrs. Jill M. Weyer, Assistant Commissioner, Sullivan County Division of Planning & Environmental Management regarding the Multi-Jurisdictional Hazard Mitigation Plan Resolution adopted by Town Board on 02/05/13.
- 11) Letters dated 03/05/13 from Marilee J. Calhoun, Town Clerk to Senator John Bonacic and Assemblywoman Aileen Gunther regarding traffic infraction plea bargaining.
- 12) Letters dated 03/05/13 from Marilee J. Calhoun, Town Clerk to Senator John Bonacic, Assemblywoman Aileen Gunther, Senator Patrick Gallivan and Assemblyman Michael Kearns regarding resolution expressing support for NYS-Contract Information for Vacant Structures, Foreclosure Bills (A.88 & A.824).
- 13) Letters dated 03/13/13 from Marilee J. Calhoun, Town Clerk to US President Barack Obama, US Vice President Joseph Biden, US Senator Charles Schumer, US Senator Kirsten Gillibrand, US Congressman Chris Gibson, NYS Governor Andrew Cuomo, NYS Senator John Bonacic and NYS Assemblywoman Aileen Gunther regarding resolution in support of second amendment.
- 14) Letter dated 03/05/13 from Marilee J. Calhoun, Town Clerk to Mr. William Van Hage, Jr. regarding acknowledgement of resignation as water operator trainee.
- 15) Letter dated 03/13/13 from NYS Senator John J. Bonacic to Town Clerk Calhoun acknowledging receipt of her two letters dated 03/05/13 that were sent to him regarding Assembly bills A.88 & A.824 and traffic infraction plea bargaining.
- 16) Email dated 03/26/13 from Timothy P. Burns, P.E., Director, Division of Engineering & Program Management of The New York State Environmental Facilities Corporation (NYS EFC) to Supervisor Cellini regarding (NYS EFC) Project Listing and Update System (PLUS) Applicant Information. Supervisor

Motion by: Councilman Jankiewicz
Vote: Ayes 5
Nays 0

Seconded by: Councilman Briggs
Cellini, Jankiewicz, Briggs, Sush, Mace

3. GRANTS ADMINISTRATOR'S REPORT: THOMAS J. KELLY, GRANTS

Supervisor Cellini briefly explained the report that Grants Administrator Thomas Kelly provided regarding the current status of the HOME Grant Program. Mr. Kelly has been in contact with RUPCO the participating agency for the grant regarding several outstanding issues. Supervisor Cellini believes that everything is back on track, but they are still looking for other interested property owners who meet the income guidelines looking for grant assistance. The grant assistance under the HOME Grant Program offers housing improvements and rehabilitation.

4. MELODY LAKE WATERWORKS SYSTEM UPDATE: GARY J. LASHER, COMPTROLLER

Comptroller Lasher reported on the current temporary operator status for the Melody Lake Waterworks System. He received a Bank Check from the Melody Lake Homeowners Association in the amount of \$5,500.00, which has been deposited into escrow for water payments that had been collected for the last quarter. Comptroller Lasher discussed his conversation with Laura Jones, President of the Melody Lake Homeowners Association regarding the formation of the district. There are two options to proceed with the district formation, the first option is by the request of the property owners and the second option is by court order. The Town Board discussed both options regarding the formation of the district. The issue regarding the list of homeowners/users as per the Public Service Commission Petition Notification Requirement was also discussed. Comptroller Lasher obtained an updated list and they are working on sending the notifications. Comptroller Lasher reported that their current bills are approximately \$197.00 per home/user, which includes operation and maintenance charges and there is also an additional \$50.00 charge per home/user that can be used for capital improvements. This is charged on all bills. Councilman Jankiewicz said this billing has nothing to do with the forming of the district. Her recommendation is that the Town sends each property owner a letter advising them of the requirements including the necessary funding for the forming of the district. This would give each property owner the opportunity to provide the necessary funding, which would be for legal fees and engineering fees for the completion of a Map, Plan and Report in the amount of \$5,000.00. Councilman Jankiewicz expressed her concerns regarding the usage of capital improvement fees towards the map, plan and report. She had several other concerns that she also mentioned as well. Comptroller Lasher explained that as trustee he is not sure if the Town can ask the homeowners for additional monies over and above the standard billing. Attorney Mednick said as a trustee you cannot, but as a Town you certainly can, this is two separate issues. Attorney Mednick said that an initial letter was sent to Attorney Marvin Newberg on behalf of the Homeowners Association regarding the requirements including the necessary funding for district formation. Councilman Jankiewicz said that a letter should be sent to each individual property owner as well. Councilman Jankiewicz said that the Town should not form a district without the property owner's support and

Clark Municipal Brooms **\$2,195.00**

Invoice # 16856 – Equipment for Sweeper

Preacherman Plumbing & Heating **\$1,871.51**

Invoice # 3572 – Heating unit for barn

Texas Refinery **\$1,384.08**

Invoice # 903431 – Diesel Fuel Additive

Enviroclean Services **\$1,800.00**

Invoice # 13505 – Develop SPCC (Spill Prevention) Plan

Motion by: Councilman Briggs Seconded by: Councilman Mace

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

Nays 0

11. BUDGET TRANSFERS

Comptroller Lasher reported that there are no budget transfers to be made at this time.

12. ORDER BILLS PAID

The Following Resolution Was Duly Adopted: Res. No. 129 of the Year 2013.

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.²

Motion by: Councilman Jankiewicz Seconded by: Councilman Mace

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

Nays 0

OLD BUSINESS:

NYS ROUTE 17 CORRIDOR STUDY PROJECT UPDATE

Councilman Jankiewicz reported that NYS Transportation Partnership Committee held its final meeting last week and had also held all of their public workshops. The outcome of the meetings is to report the findings of a third transportation lane from Harriman to the Sullivan County border around exit 116 and beyond that in Sullivan County they are recommending some changes to intersections and access roads off NYS Route 17 to provide greater access. This is only a study and findings, which will be sent to the NYS DOT for their review and recommendation. Whether or not there will be any funding for this to go forward is another issue. The way that they are reviewing the exits is by grouping them together section by section to determine, which needs to be improved, changed or closed. The study continues. Councilman Jankiewicz said that it was a good project with a lot of participation from the community, which is always good.

KIWANIS CLUBS WALK-FOR-HUNGER EVENT – APRIL 13TH

² ATTACHMENT: ORDER BILLS PAID

Councilman Jankiewicz reported that The Hudson River West Kiwanis Clubs, which encompasses Woodridge and Monticello Kiwanis is holding a Walk-For-Hunger Event at the Rails for Trails starting in Mountindale to Woodridge, NY on Saturday, April 13th. Anyone wishing to walk can walk. They are collecting non-perishable food items to be donated to the local food pantries. They are accepting monetary donations as well. For more details contact Councilman Jankiewicz.

RISE TO THE OCCASION, 3RD ANNUAL WALK-A-MILE IN HER SHOES EVENT – APRIL 20TH

Councilman Sush reported that RISE to the Occasion is holding their 3rd Annual Walk-A-Mile in Her Shoes Event. This is an international men's march to help stop rape, sexual assault and gender violence. The event is to be held at the Sullivan County Government Center, Monticello at 10AM, registration is at 9AM. The walk is a fundraising event to benefit Rape Intervention Services and Education (RISE) Organization of Sullivan County. For more details contact Councilman Sush.

ROAD RALLY EVENT: EMPIRE STATE PERFORMANCE RALLY – APRIL 20TH & 21ST, 2013

Councilman Jankiewicz and Mace both reported on the Road Rally Event scheduled to take place in the Rock Hill area on April 20th and 21st. The Boy Scouts are having a Breakfast at the Rock Hill Fire Department one of the days to help raise funds. They are looking to have another successful event again this year.

SHREDDING/PRESCRIPTION DRUG DISPOSAL & ELECTRONIC EQUIPMENT RECYCLING DAY EVENT – MAY 4TH, 2013 FROM 9AM UNTIL 1PM

Councilman Mace and Jankiewicz reported on the Shred, Prescription Drug Disposal & Electronic Equipment Recycling Day Event, which is scheduled to take place on Saturday, May 4th, 2013 from 9am until 1pm. This service is available to the public free of charge.

PATIO HOMES PUMP STATION PROJECT REPORT

Water & Sewer Superintendent William D. Culligan reported on the Patio Homes Pump Station Project. The waterline has been relocated and construction of the project has commenced. The Harris Woods Sewer District construction project has been completed and is running great and is operator friendly.

NEW BUSINESS:

SULLIVAN COUNTY ECONOMIC DEVELOPMENT COMMITTEE MEETING REPORT

Supervisor Cellini reported on the Economic Development Committee Meeting that he, Deputy Supervisor Sush and Assessor Nora Hughson attended earlier today at the Sullivan County Government Center. He said that Legislative Chairman Scott Samuelson and Legislator Ira Steingart and various representatives from the Sullivan County IDA were among several present for the meeting. He said the meeting was very educational, interesting and informative.

2013 THUNDERBASH: APRIL 27TH, 2013 – MONTICELLO CASINO & RACEWAY – DOORS OPEN AT 4:30 PM

Supervisor Cellini announced the 2013 ThunderBash event would be taking place Saturday evening, April 27th commencing at 4:30 PM. He announced some of the sponsors of the event. Tickets are available at the Town Clerk's Office for anyone interested in attending. The Town Board also reported that the Rock Hill Fire Department is having their Annual Dinner & Installation of Officers and the Sullivan County NAACP is having their Annual Dinner both on the same evening. The Town Board members will each have to decide, which event they will be attending.

PUBLIC COMMENT:

Barbara Burton of Monticello commented on the Village of Monticello Board of Trustee's Meeting that she attended earlier this evening. She also commented on the Sunshine property zone change issue.

ANNOUNCEMENTS, REMINDERS & FOR YOUR INFORMATION

- April 3rd: Competition Blood Drive with the Monticello Kiwanis Club, Monticello Rotary Club, Monticello Elks Lodge & Monticello Fire Department to be held at the Monticello Firehouse from 1PM to 7PM.
- April 13th: Monticello & Woodridge Kiwanis Clubs Walk-for-Hunger Event held at the Rails for Trails in Woodridge, NY. For more details contact Councilman Jankiewicz.
- April 16th: Award Bids – Asphaltic Concrete Mixes and Anti-Icing Equipment and Retrofitting of Existing Spreaders for Anti-Icing.
- April 20th: RISE to the Occasion, 3rd Annual Walk-a-Mile in Her Shoes: The international men's march to stop rape, sexual assault and gender violence to be held at the Sullivan County Government Center, Monticello at 10AM. The walk benefits Rape Intervention Services and Education (RISE) Organization of Sullivan County. For more details contact Councilman Sush.
- May 4th: Shred/Prescription Drug Disposal & Electronic Equipment Recycling Day Event, 9AM to 1PM at the Thompson Square Parking Lot in front of Town Hall.
- July 23rd: Annual Rotary BBQ, Dedication of "Seeds of Hope" and Opening Dedication of the new Community Building at Thompson Town Park.

EXECUTIVE SESSION

On a motion made by Councilman Sush and seconded by Councilman Briggs the Town Board entered into Executive Session at 8:25 PM with Town Attorney Mednick to discuss a personnel matter regarding agenda item #7.

On a motion made by Councilman Briggs and seconded by Councilman Sush the Town Board returned from Executive Session and reconvened the Town Board meeting at 8:40 PM. Further action was taken as follows:

RESOLUTION TO ADVERTISE FOR PART-TIME CODE ENFORCEMENT OFFICERS

The Following Resolution Was Duly Adopted: Res. 130 of the Year 2013.

