

**Minutes of a Regular Meeting** of the Town Board of the Town of Thompson held at the Town Hall, 4052 State Route 42, Monticello, New York on **July 01, 2014.**

**ROLL CALL:**

**Present:** Supervisor William J. Rieber, Jr., Presiding  
Councilman Richard Sush  
Councilman John A. Pavese  
Councilman Peter T. Briggs  
Councilman Scott Mace

**APPROVED**

**Also Present:** Marilee J. Calhoun, Town Clerk  
Michael B. Mednick, Attorney for the Town  
William D. Culligan, Water & Sewer Superintendent  
Logan E. Ottino, Building Dept. /Code Enforcement Officer  
Gary J. Lasher, Comptroller

**REGULAR MEETING – CALL TO ORDER**

Supervisor Rieber opened the meeting at 7:36 PM with the Pledge to the Flag.

**MONTHLY REPORTS FOR JUNE 2014 RECEIVED AND FILED**

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

**APPROVAL OF MINUTES:**

On a motion made by Councilman Briggs and seconded by Councilman Pavese the minutes of the June 17th, 2014 Regular Town Board Meeting were approved as presented.

Vote: Ayes 5 Rieber, Pavese, Briggs, Sush and Mace  
Nays 0

**PUBLIC COMMENT:**

There was no public comment given.

**CORRESPONDENCE:**

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

- 1) Letter dated 06/18/2014 from NYS Senator John J. Bonacic to Town Clerk Calhoun acknowledging receipt of Resolution #159 of 2014 entitled "Resolution Opposing Expansion of Federal Control Under Clean Water Act."
- 2) Letter dated 06/24/2014 from NYS Assemblywoman Aileen M. Gunther to Supervisor Rieber thanking him for forwarding a copy of the resolution opposing the expansion of the Clean Water Act.



**3. NYS DEC LEAD AGENCY COORDINATION REQUEST – E. TETZ & SONS (MONGAUP VALLEY QUARRY)**

Supervisor Rieber reported on a Lead Agency Coordination Request dated 06/23/14 that was received by John W. Petronella, Deputy Regional Permit Administrator, Division of Environmental Permits Region 3 of NYS DEC regarding the E. Tetz & Sons Mongaup Valley Quarry Expansion Project. Attorney Mednick is recommending allowing the NYS Department of Environmental Conservation to act as Lead Agency in connection with this project. Attorney Mednick stated that no action is required unless the Town Board objects to the request that NYS DEC act as Lead Agency.

**5. TAX CERTIORARI SETTLEMENT – ROBERT MATHEWS & ROSEMARY MATHEWS, SBL #'S 25-1-53, 55-6-3.23, 54-4-3, 55-6-3.24, 55-6-3.25, 52B-1-37, 55-6-3.12, 55-6-3.11, 55-6-3.10, 55-6-3.7, AND 55-6-3.8**

Attorney Mednick provided a Resolution on the above named property tax settlement proceeding being presented. Attorney Mednick and Assessor Van B. Krzywicki recommended 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. 193 of the Year 2014.**

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

WHEREAS, Robert Mathews and Rosemary Mathews have instituted proceedings under Article 7 of the Real Property Tax Law to review the assessment of Tax Map Parcels 25-1-53, 55-6-3.23, 54-4-3, 55-6-3.24, 55-6-3.25, 52B-1-37, 55-6-3.12, 55-6-3.11, 55-6-3.10, 55-6-3.7, and 55-6-3.8 and which proceeding is pending in the Supreme Court of the State of New York, County of Sullivan, under Index No. 1866-2013; and

WHEREAS, the parties herein have appeared through counsel, to wit, Michael B. Mednick, Esq., on behalf of respondent, and Garigliano Law Offices, LLP, on behalf of petitioners; 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 petitioners' 2013 assessment, to wit, a reduction in the assessment of petitioners' real property, as follows:

<u>Section/Block/Lot</u>	<u>Full Value 2013 Final Roll</u>
25-1-53	\$ 1,000.00
55-6-3.23	\$45,000.00
54-4-3	\$45,000.00 (no change)

55-6-3.24	\$45,000.00
55-6-3.25	\$45,000.00
52B-1-37	\$25,000.00 (no change)
55-6-3.12	\$45,000.00 (no change)
55-6-3.11	\$45,000.00 (no change)
55-6-3.10	\$45,000.00 (no change)
55-6-3.7	\$45,000.00
55-6-3.8	\$45,000.00

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 Van B. Krzywicki, 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 Van B. Krzywicki, 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 Peter T. Briggs

and a roll call vote thereon as follows:

Supervisor William J. Rieber, Jr.	voting	Aye
Councilman Peter T. Briggs	voting	Aye
Councilman Richard Sush	voting	Aye
Councilman Scott Mace	voting	Aye
Councilman John A. Pavese	voting	Aye

**6. REPORT ON VEHICLE FOR DOG CONTROL OFFICER – SUPT. WILLIAM D. CULLIGAN**

Supt. Culligan explained that the local Ford dealers do not have the Ford Transit in stock to look at, but he did speak with several local owners who have one and they are happy with it. The vehicle is available on the New York State Bid List for \$20,616.37. The vehicle comes equipped with a cage like device behind the front seats and also with vinyl flooring in the rear, which would be washed and rinsed off. The current Dog Control Officer Vehicle is in very poor condition and is in need of replacement. Supervisor Rieber will obtain a copy of the Budget Report for the next Town Board meeting at which time consideration for the purchase will be determined.



Misc. pipe, fittings, and clamps as per Invoice # 833832

**TOTAL COST = \$1,846.91**

(Note: For the Emerald Green/Lake Louise Sewer Pump Station #3 Project)

Motion by: Councilman Mace                      Seconded by: Councilman Briggs

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

Nays 0

**The Following Resolution Was Duly Adopted: Res. No. 197 of the Year 2014.**

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

**EMPIRE MOTORS**

**\$2,398.00 TOTAL COST**

1 – GE Model M7713 – 50 HP Motor

**TOTAL COST = \$2,398.00**

(Note: For a replacement motor for the Emerald Green/Lake Louise Marie Sewer Treatment Plant Sludge Handling System Blower. It was not cost effective to rebuild the equipment, but rather to replace it.)

Motion by: Councilman Pavese                      Seconded by: Councilman Briggs

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

Nays 0

**4. NAMING ADDITIONAL PRIVATE ROAD – BASE HALAVI LANE – BIRCHWOOD ESTATES**

Received request from Glenn L. Smith, P.E., Consulting Engineer on behalf of Birchwood Estates requesting that pursuant to the requirements for 911 addressing the Town Board approve the naming of an additional private road within the Birchwood Estates Development located in the Town of Thompson. The Town Board originally approved the first three private road names at the April 17<sup>th</sup>, 2012 Board Meeting and since then (5) new homes have been created, which are served by an additional short section of new roadway, which is required to be named. The requested name for the additional private road is Base Halavi Lane. All four private roadways including this new one have all been identified on a copy of the survey map and condominium plan that was provided, which will be included as part of the file in the Town Clerk's Office and also sent to the Sullivan County E911 Control Center as directed.

**The Following Resolution Was Duly Adopted: Res. No. 198 of the Year 2014.**

Resolved, that upon the request of Glenn L. Smith, P.E., Consulting Engineer on behalf of Birchwood Estates one additional private road to be located within that development as indicated on the provided survey map and condominium plan hereby be named as Base Halavi Lane. Further Be It Resolved, that the Town Clerk is hereby directed to notify the Sullivan County E911 Control Center of said change and request that all property owners/residents and Emergency Personnel Services be notified accordingly.

Motion by: Councilman Briggs                      Seconded by: Councilman Pavese

Vote: Ayes 5      Rieber, Pavese, Briggs, Sush and Mace  
      Nays 0

### **10. BUDGET TRANSFERS**

There were no budget transfers.

### **11. ORDER BILLS PAID**

**The Following Resolution Was Duly Adopted: Res. No. 199 of the Year 2014.**

Resolved, that all regular bills for the course of the month, which have been properly audited be approved for payment. A complete list of the regular bills as identified can be found appended to these minutes as per attached.<sup>1</sup>

Motion by: Councilman Briggs                      Seconded by: Councilman Sush

Vote: Ayes 5      Rieber, Pavese, Briggs, Sush and Mace  
      Nays 0

### **SUPERVISOR REPORT**

Supervisor Rieber reported that the new windows in the Court Room and Court Clerk's Office were installed and looks nice. He reported that the Town received \$634,506.00 in VLT monies, which is up from last year. He also mentioned issues and problems in the Building Department. Supervisor Rieber met earlier today with Concord Associates representatives regarding Casino Project Support, which he reported on.

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

Councilman Mace advised that Bidding on the surplus Building Department Vehicle for the Jeep starts on 07/15/14 with online availability 07/11/14. The Board of Assessment Review sent out all determination letters and the Final Tax Assessment Rolls were filed on time and are available on the Town website.

Councilman Pavese reported on the vehicle repairs for one of the Building Department Vehicles and also the maintenance of the St. John Street Cemetery, which is being completed by our Town Highway Department. There was also some other discussion regarding other older cemeteries located in the Town.

Councilman Sush discussed Agricultural District Public Hearing, which he attended at the Sullivan County Government Center regarding The Center for Discovery A/K/A (SDTC) Sullivan Diagnostic Treatment Center properties located along Old Liberty Road, Monticello. He said that during the hearing County Representatives explained the differences with vs. without the Agricultural District Status. The County approved the application to include the requested properties in the Agricultural District.

Councilman Briggs reported on two new Rock Hill establishments that he recently had the opportunity to visit, BREW, LLC and The Krispy Apple. He also reminded everyone of the Rock Hill Fire Department's French Toast Breakfast on July 20<sup>th</sup>.

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<sup>1</sup> ATTACHMENT: ORDER BILLS PAID

### **OLD BUSINESS:**

Councilman Sush reported on the status of the Sullivan Renaissance Town Park Beautification Project. He also said there is \$2,500.00 in matching funds available through Sullivan Renaissance for completion of a Landscape Master Plan. The Master Plan project would require a Landscaping Architect and the Town Board would have to consider preparing RFP's for the service if interested.

### **NEW BUSINESS:**

Water & Sewer Superintendent William D. Culligan reported on the Boil Water Order and Release from the NYS Department of Health in the Cold Spring Road Water District. It was an issue involving ground water contamination getting into two test wells. The test wells were not capped off, but once the problem was discovered they were immediately capped and the problem has been resolved. Discussion ensued and the Town Board said there should be a requirement for bonding in the future for all test wells. All residents were advised of the Order and the Release. Supt. Culligan said that the Summer Youth Day Camp started out good, but there was an issue with a leak in the pool, which has been resolved. The Sullivan Renaissance (MAFCO) Beautification Project is also going well.

### **PUBLIC COMMENT:**

Mrs. Pamela Zaitchick of Glen Wild commented on some Building Department issues relating to the enforcement of the erection of buildings not adequate to size as originally planned. She questioned whether or not buildings are still being erected and not measured for adequate dimensions to conform to the permit application and/or site plan. She asked if the properties with safety issues are still permitted to open for the summer season regardless of violations or issues and if they are re-inspected. She said that imposing fines are important to resolve some of the ongoing issues that the Building Department is having. She also asked about the E. Tetz Quarry Expansion Project status. Supervisor Rieber replied to her first comment and Town Attorney Mednick replied to her second comment. Mrs. Zaitchick also commented on the Dormitory Density issues stating that there have been several density discussions in the past, which could have avoided some of these issues. Supervisor Rieber briefly replied to her seasonal operating permit and density comment as well.

Mr. Philip Winograd of Starlight Road, Monticello asked about E. Tetz's demolition of a home that they owned along Starlight Road. Code Enforcement Officer Logan E. Ottino advised that a demolition permit was issued for the removal. He also commented on the options of buying vs. leasing new vehicles for the Town.

Mr. Robert Rogers, a Town of Mamakating resident commented on the Thompson Learning Center density issues.

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

- July 20<sup>th</sup>: RHVFD Annual French-Toast Breakfast, 7 AM to 12 Noon, Adults \$8.00, Children under 12 \$6.00 and Children under 5 Free.

- July 25<sup>th</sup>: Bid Opening @ 2PM – Replacement of the Tele-Communication System for the Town of Thompson Town Hall.

**ADJOURNMENT**

On a motion made by Councilman Mace and seconded by Councilman Sush the meeting was adjourned at 8:36 PM.

**Respectfully Submitted By:**



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**Marilee J. Calhoun, Town Clerk**

# TOWN OF THOMPSON

## Voucher Detail Report

Voucher No.	Stub- Description	Req. No.	Req. Date	Vendor Code	Vendor Name	Ordered By	Fisc Year	Check ID	Voucher Amt.	Pay Due	Approved
Invoice Date	Batch Invoice No.	Recur Months	Refund Year	PO No. Taxable	PO Date Ref No	Approved By	Period	Contract No.	Check No.	Non Disc.	Cash Account Disc. Amt.

I hereby certify that the vouchers listed on the attached abstracts of prepaid and

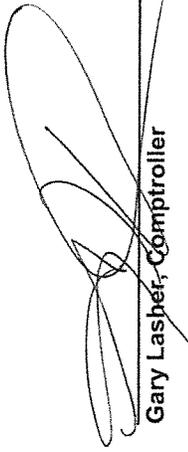
claims payable have been duly audited and are presented for payment to the Town

Board of the Town of Thompson at the regular meeting there of, held on the    day

of   JULY   20  14   in the amounts respectively specified. Authorization is hereby

given and direction is made to pay each of the claimants in the amount as specified

upon each claim stated.

  
 Gary Lasher, Comptroller

  
 William J. Rieber Jr., Supervisor

# TOWN OF THOMPSON

## Voucher Detail Report

Fund	Cash Item	Voucher No.	Stub-Description	Batch	Invoice No.	Req. No.	Recur Months	Req. Date	Refund Year	Vendor Code	Vendor Name		Voucher Amt.		Pay Due		Approved		
											PO No.	Taxable	PO Date	Ref No.	Check No.	Check Date		Cash Account	Disc. %
											Regular	Prepaid	Wire Transfer	Contract No.	Outstanding	Direct Pay	Disc. %	Total	
SWC - COLD SPRING WATER								TOWN			96.65	274.89	0.00		0.00	0.00		371.54	
		0202.000									96.65	274.89	0.00		0.00	0.00		371.54	
<b>Fund Total</b>																			
SWD - DILLON WATER DISTRICT								TOWN			96.98	231.79	0.00		0.00	0.00		328.77	
		0202.000									96.98	231.79	0.00		0.00	0.00		328.77	
<b>Fund Total</b>																			
SWK - KIAMESHA RT42 WATER								TOWN			48.60	0.00	0.00		0.00	0.00		48.60	
		0202.000									48.60	0.00	0.00		0.00	0.00		48.60	
<b>Fund Total</b>																			
SWL - LUCKY LAKE WATER DISTR								TOWN			96.93	138.65	0.00		0.00	0.00		235.58	
		0202.000									96.93	138.65	0.00		0.00	0.00		235.58	
<b>Fund Total</b>																			
SWM - MELODY LAKE WATER								TOWN			311.48	0.00	0.00		0.00	0.00		311.48	
		0202.000									311.48	0.00	0.00		0.00	0.00		311.48	
<b>Fund Total</b>																			
T - TRUST & AGENCY FUND								TOWN			319.88	25,338.14	89,074.07		0.00	0.00		114,732.09	
		0202.000									319.88	25,338.14	89,074.07		0.00	0.00		114,732.09	
<b>Fund Total</b>																			
<b>Grand Totals</b>										569,716.36	311,223.86	89,074.07		0.00	0.00	0.00		970,014.29	
<b>Grand Total Regular, Prepaid, Wire Transfer and Direct Pay</b>										970,014.29									
										-----Direct Pay-----									
<b>Fund</b>										<b>Regular</b>	<b>Prepaid</b>	<b>Wire Transfer</b>	<b>Outstanding</b>	<b>Direct Pay</b>	<b>Disc. %</b>	<b>Total</b>			
A - GENERAL FUND TOWN WIDE								TOWN		117,759.54	92,337.93	0.00	0.00	0.00		210,097.47			
B - GENERAL TOWN OUTSIDE								TOWN		50,144.99	13,406.83	0.00	0.00	0.00		63,551.82			
CD - HOME COMM. DEV. FUND								TOWN		10,877.35	14,450.00	0.00	0.00	0.00		25,327.35			
DA - HWY#3 / 4 - TOWN WIDE								TOWN		172,506.18	1,345.63	0.00	0.00	0.00		173,851.81			
DB - HWY#1 - TOWN OUTSIDE								TOWN		137,869.12	99,727.02	0.00	0.00	0.00		237,596.14			
H - CAPITAL PROJECTS								TOWN		121.20	0.00	0.00	0.00	0.00		121.20			
SHW - HARRIS WOODS SEWER								TOWN		310.59	431.64	0.00	0.00	0.00		742.23			

# TOWN OF THOMPSON

## Voucher Detail Report

Voucher No.	Stub- Description	Req. No.	Req. Date	Vendor Code	Vendor Name		Fisc Year	Check ID	Check No.	Check Date	Pay Due	Approved
					PO No.	Taxable						
Invoice Date	Batch	Invoice No.	Refund Year									
----- Direct Pay -----												
Fund	Regular	Prepaid	Wire Transfer	Outstanding	Paid	Total						
SL1 - ROCK HILL LIGHTING	0.00	699.62	0.00	0.00	0.00	699.62						
SL10 - EMERALD CORP. PARK L/D#10	0.00	333.40	0.00	0.00	0.00	333.40						
SL2 - LUCKY LAKE LIGHTING	0.00	206.90	0.00	0.00	0.00	206.90						
SL3 - LAKE LOUISE MARIE	0.00	537.17	0.00	0.00	0.00	537.17						
SL4 - PATIO HOMES LIGHTING	0.00	1,096.63	0.00	0.00	0.00	1,096.63						
SL5 - KIAMESHA SHORES LIGHTING	0.00	167.45	0.00	0.00	0.00	167.45						
SL6 - EMERALD GREEN LIGHTING	0.00	5,171.65	0.00	0.00	0.00	5,171.65						
SL7 - TREASURE LAKE LIGHTING	0.00	29.73	0.00	0.00	0.00	29.73						
SL8 - CONGERO ROAD LIGHTING	0.00	90.73	0.00	0.00	0.00	90.73						
SL9 - YESHIVA/KIAM. LIGHTING DISTRICT	0.00	734.18	0.00	0.00	0.00	734.18						
SRH - ROCK HILL AMBULANCE DIST	7,213.91	0.00	0.00	0.00	0.00	7,213.91						
SSA - ANAWANA SEWER DISTRICT	353.17	1,219.14	0.00	0.00	0.00	1,572.31						
SSC - COLD SPRING SEWER	24.64	0.00	0.00	0.00	0.00	24.64						
SSD - DILLON SEWER DISTRICT	289.43	107.86	0.00	0.00	0.00	397.29						
SSG - EMERALD GREEN SEWER	29,611.89	17,418.42	0.00	0.00	0.00	47,030.31						
SSH - HARRIS SEWER DISTRICT	8,264.67	7,740.84	0.00	0.00	0.00	16,005.51						
SSK - KIAMESHA SEWER DISTRICT	22,556.23	19,893.65	0.00	0.00	0.00	42,449.88						
SSM - MELODY LAKE SEWER DISTR.	4,357.70	1,180.57	0.00	0.00	0.00	5,538.27						
SSR - ROCK HILL SEWER DISTRICT	353.17	431.63	0.00	0.00	0.00	784.80						
SSS - SACKETT LAKE SEWER DISTR	6,132.06	6,481.77	0.00	0.00	0.00	12,613.83						
SWC - COLD SPRING WATER	96.65	274.89	0.00	0.00	0.00	371.54						
SWD - DILLON WATER DISTRICT	96.98	231.79	0.00	0.00	0.00	328.77						
SWK - KIAMESHA RT42 WATER	48.60	0.00	0.00	0.00	0.00	48.60						
SWL - LUCKY LAKE WATER DISTR	96.93	138.65	0.00	0.00	0.00	235.58						
SWM - MELODY LAKE WATER	311.48	0.00	0.00	0.00	0.00	311.48						
T - TRUST & AGENCY FUND	319.88	25,338.14	89,074.07	0.00	0.00	114,732.09						
<b>Grand Totals</b>	569,716.36	311,223.86	89,074.07	0.00	0.00	970,014.29						

**Grand Total Regular, Prepaid, Wire Transfer and Direct Pay**