

REGULAR MONTHLY MEETING
TOWN BOARD OF THE TOWN OF LIBERTY
JANUARY 22, 2013 7:00 p.m.

At the Regular Monthly Meeting of the Town Board of the Town of Liberty held on January 22, 2013 at 7:00 p.m. at Town Hall, 120 North Main Street, Liberty, New York, the following Town Board Members were present:

Supervisor Charlie Barbuti
Councilperson Maurice Gerry
Councilperson Dean Farrand
Councilperson Chris Austin

Absent: Councilperson Thomas Hasbrouck

Recording Secretary: Town Clerk Laurie Dutcher

Also present:

Finance Director Earl Bertsch
CEO Mark VanEtten
Budgeting & Accounting Coordinator Cheryl Gerow
Deputy Town Clerk Sara Sprague
Matt DeWitt

After the Pledge of Allegiance, Supervisor Barbuti called the meeting to order at 7:00 p.m.

CORRESPONDENCE

1. A letter from the NYS Assembly regarding two foreclosure bills that were currently referred to the Judiciary Committee in the New York State Assembly.
2. A memo From Finance Director Earl Bertsch regarding the White Sulphur Springs Water Grant estimated dates.

RESOLUTION NO 23-13

SUPPORT FOR NYS-CONTACT INFORMATION FOR VACANT STRUCTURES

Motion by Councilperson Dean Farrand, seconded by **Councilperson Chris Austin**, the Town Board approved the following:

Supervisor Charlie Barbuti	AYE
Councilperson Maurice Gerry	AYE
Councilperson Thomas Hasbrouck	ABSENT

Councilperson Chris Austin AYE

Councilperson Dean Farrand AYE

Resolved to support New York State regarding the proposed laws concerning contact information for vacant structures;

WHEREAS, vacant, abandoned and foreclosed homes and structures have proliferated throughout New York State over the last five years; and

WHEREAS, vacant structures that are not maintained for months at a time degrade and depreciate the value of the vacant structure as well as the value of surrounding properties; and

WHEREAS, lending institutions that hold mortgages on said vacant structures do not always provide the contact information of a responsible party; and

WHEREAS, Assembly Bill A.88 and Assembly A.824, currently pending, would make it mandatory for lending institutions to provide contact information of responsible parties regarding vacant structures; and require good faith in obtaining a foreclosure; and

WHEREAS, the Town of Liberty Town Board supports the passage of said Bills.

NOW THEREFORE, BE IT RESOLVED that the Town of Liberty hereby supports the passage of said Bills and respectfully requests that the State Representatives who represent constituents in the Town of Liberty support the passage of said Bills.

PLANNING & ZONING BOARD MINUTES

None submitted

RESOLUTION NO 24-13

APPROVAL OF AUDIT

Motion by Councilperson Chris Austin, seconded by **Councilperson Dean Farrand**, the Town Board approved the following:

- January, 2013 Abstract:
Claims #1 to #157 totaling \$306,583.60
- December, 2012 Post Abstract:
Claims #2484 to #2485 totaling \$400.00
- December, 2012 General Ledger Abstract:
Claims #417 to #471 totaling \$547,239.15

4 AYES - Carried

1 Absent-Councilperson Hasbrouck

RESOLUTION NO 25-13

APPROVAL OF MINUTES

Motion by Councilperson Chris Austin, seconded by **Councilperson Dean Farrand**, the Town Board approved the following reports as submitted:

Regular Monthly Mtg. 12/17/12
End of Year Mtg. 12/27/12

4 AYES - Carried
1 Absent- Councilperson Hasbrouck

RESOLUTION NO 26-13

ACCEPTANCE OF MONTHLY REPORTS

Motion by Councilperson Chris Austin, seconded by **Councilperson Dean Farrand**, the Town Board approved the following reports as submitted:

- Town Clerk's Monthly Report 12/2012
- Monthly report of revenue & expense summary as of 12/31/2012
- Supervisor's Report 11/2012

4 AYES - Carried
1 Absent- Councilperson Hasbrouck

OLD BUSINESS

Loomis Wastewater Treatment Plant

RESOLUTION NO 27-13

APPROVAL OF THE 2013 COMPENSATION CONTRACTS FOR THE WSS & GOLDEN PARK SENIOR CLUBS

Motion by Councilperson Maurice Gerry, seconded by **Councilperson Dean Farrand**, the Town Board of the Town of Liberty does hereby approve of the 2013 Compensation contracts for the White Sulphur Springs Senior Club and the Golden Park Senior Club.

4 AYES - Carried
1 Absent- Councilperson Hasbrouck

RESOLUTION NO 28-13

BID DATE SET FOR THE LOOMIS SEWER UPGRADE FOR 3/6/2013

Motion by Supervisor Charlie Barbuti, seconded by **Councilperson Chris Austin** the Town Board does hereby set a bid date of 3/6/2013 at 11:00 a.m. to receive bids for the Upgrade to the Loomis Sewer District. Bids will be received at the Town Clerk's Office, 120 North Main Street, Liberty, NY.

4 AYES - Carried
1 Absent- Councilperson Hasbrouck

RESOLUTION NO 29-13

APPROVAL OF VOUCHER FOR BLAUER ASSOCIATES

Motion by Councilperson Chris Austin, seconded by **Councilperson Dean Farrand** , the Town Board of the Town of Liberty does hereby approve the payment of a voucher for Blauer Associates in the amount of \$350.00 for administrative services for the Loomis Sewer District Wastewater Treatment Plant upgrades.

4 AYES - Carried
1 Absent- Councilperson Hasbrouck

RESOLUTION NO 30-13

APPROVAL OF VOUCHER FOR KELLY ENGINEERING

Motion by Councilperson Chris Austin, seconded by **Supervisor Charlie Barbuti** , the Town Board of the Town of Liberty does hereby approve the payment of a voucher for Kelly Engineering in the amount of \$2,700.00 for engineering services for the Loomis Sewer District Wastewater Treatment Plant upgrades.

4 AYES - Carried
1 Absent- Councilperson Hasbrouck

RESOLUTION NO 31-13

APPROVAL OF REFUSE COLLECTION LICENSES

Motion by Councilperson Maurice Gerry, seconded by **Councilperson Dean Farrand**, the Town Board of the Town of Liberty does approve the following refuse collection licenses:

Sullivan County First Recycling, Inc. (3)
 On Time Disposal (2)

4 AYES - Carried
 1 Absent- Councilperson Hasbrouck

RESOLUTION NO 32-13

WAYNE BANKS UPGRADED TO SKILLED LABORER

Motion by Councilperson Chris Austin, seconded by **Councilperson Maurice Gerry**, the Town Board of the Town of Liberty does hereby approve of upgrading Wayne Banks to Skilled Laborer.

4 AYES - Carried
 1 Absent- Councilperson Hasbrouck

APPROVAL FOR W&S TO PURCHASE A NEW DUMP TRUCK- TABLED

RESOLUTION NO 33-13

APPROVAL OF THE ADDITIONAL 2012 BUDGET TRANSFERS

Motion by Supervisor Charlie Barbuti, seconded by **Councilperson Maurice Gerry**, the Town Board of the Town of Liberty does hereby approve of the following additional budget transfers:

2012 Budget Transfers

Account	From(-)	To(+)
A 7312.4	\$ 410	
A 7550.4		\$ 410
DA 5142.1	\$ 8,320	
Da 5142.4		\$ 8,320
MO 8110.1	\$ 4,140	
MO 8110.4		\$ 4,140
519901.9300	\$ 890	
\$18110.4		\$ 890
W2 8310.4	75355	
W2 9901.9500	\$ 26,345	
W2 9950.9100		\$ 26,345
W2 9950.9200		\$ 75,355

W3 8311.4	\$ 9,755	
W3 9950.9200		\$ 9,755
W4 9901.9600	\$ 1,653	
W4 9901.9200		\$ 1,653
Total:	\$ 126,868	\$ 126,868

4 AYES - Carried
 1 Absent- Councilperson Hasbrouck

RESOLUTION NO 34-13

EMERGENCY PURCHASE OF SECOND PUMP FOR BRISCOE PUMP STATION #3

Motion by Councilperson Dean Farrand, seconded by **Councilperson Thomas Hasbrouck**, the Town Board of the Town of Liberty does hereby authorize the emergency purchase of a second pump for the Briscoe Pump Station #3 in the amount of \$4,349.

4 AYES - Carried
 1 Absent- Councilperson Hasbrouck

RESOLUTION NO 35-13

REQUEST FOR PROPOSALS FOR ENGINEERING SERVICES FOR THE WSS WATER DISTRICT IMPROVEMENTS

Motion by Supervisor Charlie Barbuti, seconded by **Councilperson Chris Austin**, the Town Board of the Town of Liberty does hereby direct the Supervisor to send out requests for proposals for Engineering Services for the White Sulphur Springs Water District Improvements. Responses will be accepted until 4:00 p.m. on 2/15/13 at the Town Clerk's Office, 120 North Main Street, Liberty, NY

4 AYES - Carried
 1 Absent- Councilperson Hasbrouck

RESOLUTION NO 36-13

REQUEST FOR PROPOSALS FOR ADMINISTRATIVE SERVICES FOR THE WSS WATER DISTRICT IMPROVEMENTS

Motion by Supervisor Charlie Barbuti, seconded by **Councilperson Chris Austin**, the Town Board of the Town of Liberty does hereby direct the Supervisor to send out requests for proposals

for Administrative Services for the White Sulphur Springs Water District Improvements. Responses will be accepted until 4:00 p.m. on 2/15/13 at the Town Clerk's Office, 120 North Main Street, Liberty, NY

4 AYES - Carried
1 Absent- Councilperson Hasbrouck

RESOLUTION NO 37-13

CONGRATULATORY RESOLUTION IN RECOGNITION OF JONATHAN BENJAMIN GRIESBECK FOR EAGLE SCOUT DESIGNATION

Motion by Councilperson Chris Austin, seconded by **Councilperson Dean Farrand**, the Town Board approved the following:

WHEREAS, Jonathan Benjamin Griesbeck is a resident of Liberty, NY; and

WHEREAS, Jonathan Benjamin Griesbeck will graduate with the Liberty Central High School Class of 2013; and

WHEREAS, Jonathan Benjamin Griesbeck has been an active and exemplary member of the Cub Scouts and Boy Scouts since 2003; and

WHEREAS, Jonathan Benjamin Griesbeck has successfully completed the requirements necessary for Eagle Scout designation; and

WHEREAS, on February 9, 2013 Jonathan Benjamin Griesbeck will be awarded the highest honor to be bestowed upon a Boy Scout, that of an Eagle Scout:

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Liberty recognizes the significance of the Eagle Scout Honor; and

BE IT FURTHER RESOLVED, the Town Board of the Town of Liberty urge all our residents to join Jonathan's parents, his friends and associates in the Boy Scouts and other friends and family members in congratulating Jonathan on his impressive accomplishment in being awarded the honor of Eagle Scout.

4 AYES - Carried
1 Absent- Councilperson Hasbrouck

BOARD DISCUSSION

Councilperson Chris Austin

- Nothing to report

Councilperson Dean Farrand

- Asked if there was an agenda for the 1/31/13 mtg. Charlie advised that the two of them could work on it.
- In reference to Paul Savad he had looked into everything that could be affected by changing the rules and found that approx. 20 projects would be impacted. Questioning whether it was beneficial or detrimental to the Town. Some neighbors may not be overjoyed. Need to decide if we should adopt a local law specifically identifying these pending applications with a sunset clause. What would be a fair and reasonable time frame.
- Who created the graffiti wall? Not a fan just very sensitive to how the Village looks.

Councilperson Thomas Hasbrouck

- Absent

Councilperson Maurice Gerry

- Nothing to report

Supervisor Charlie Barbuti

- Advised that Attorney Klein had not heard anything about the Weitsman case. There has been no agreement.
- Discussion regarding the Tulps and the easiest route to solve their zoning issue.
- Had meeting w/ NYSDOT & Parksville Committee
- Bungalow belongs to Stoyer-historical value and should not be knocked down
- Supervisor would like to send the wind zoning to a Planner
- Walk through of the old State Troopers Barracks on 1/23/13 @ 11:00 a.m.
- Mtg. w/ Albert & employees at the Swan Lake Wastewater Treatment Plant on 2/6/13 @ 11:00 a.m. Debbie will send an email reminder
- New International deli next to the Dollar Store
- Meeting w/ Cappelli people – showing Supervisor plans
- Complaints regarding unsafe building demo due to the asbestos analysis. Feels the Town should test and then bid out. After a lengthy discussion it was decided to let this one ride and then look at each one case by case.
- Pat Lubin has not received her Adopt A Road sign yet.

ADJOURN

On a motion by Councilperson Maurice Gerry, seconded by Councilperson Chris Austin, the Town Board does hereby adjourn the meeting at 8:39 p.m.

Respectfully submitted,

Laurie Dutcher

Laurie Dutcher, Town Clerk