

**SPECIAL MEETING
TOWN BOARD OF THE TOWN OF LIBERTY
120 NORTH MAIN STREET, LIBERTY, NY 12754
March 22, 2011**

At a Special Meeting of the Town Board of the Town of Liberty held on March 22, 2011 at 3:30 p.m. at Town Hall, 120 North Main Street, Liberty, New York, the following were present:

Present:

Councilperson Maurice Gerry
Councilperson Thomas Hasbrouck
Councilperson Lynn Killian
Councilperson Chris Austin

Absent:

Supervisor John Schmidt
Deputy Supervisor Clarence Barber

Also present:

Water & Sewer Head Albert Picard
Judge Brian Rourke
Judge Harold Bauman
Finance Director Earl Bertsch
Budget Accounting Coordinator Cheryl Gerow

Recording Secretary: Town Clerk Laurie Dutcher

RESOLUTION NO.

APPOINT COUNCILPERSON KILLIAN TO ACT AS CHAIRPERSON IN ABSENCE OF SUPERVISOR AND DEPUTY SUPERVISOR

On a motion by **Councilperson Thomas Hasbrouck**, seconded by **Councilperson Chris Austin**, the Town Board of the Town of Liberty does hereby appoint Councilperson Lynn Killian to act as chairperson in the absence of Supervisor Schmidt and Deputy Supervisor Barber.

4 AYES
CARRIED

Water & Sewer

Mr. Picard advised the Board of the following:

1. The Stevensville Well #4 WAS Permit was upgraded. The DEC issued a permit to pump well #4 at a rate of 450 gpm with some conditions. The want a daily record from 7/18/11 – 9/6/11 of the following:

- Time of day pump runs
 - Pumping rate
 - Total pumped daily
 - Static level of H₂O prior to pump starting and shutting down.
2. Received 3 quotes for the cleaning of the Roth Well of iron deposits. Mr. Picard advised that the quote from Subsurface Technologies, Inc. explained the cleaning method and the use Phosphoric acid in place of Muriatic Acid and that they feel it would be more effective in combating the iron-oxidizing bacteria.

The Board advised Mr. Picard to contact Subsurface and obtain references and more details regarding the maintenance agreement.

3. Loomis- Not under consent order yet but are very close due to the ammonia problem. If we do go under consent we will be wasting money on fines. In order to avoid this would like to change from sand bed to a RBC (Rotating biological concrete tank). Would like to get the plans and administration in order now. This would save us two months and would help us in securing the grant. Town Engineer Terry Kelly advised it would be approximately \$40,000 out of pocket expense.

The Board asked Mr. Kelly to prepare a quote to design the plant and start the EAF by the 4/4/11 mtg.

4. Presidential Estates – have had problem with rags and dental floss plugging up the pumps, decreasing the life of the pumps. Mr. Picard advised that Schmidt's Wholesalers suggested a slicer dicer type piece of equipment. He really feels that an Engineer should look at this and make suggestions.

RESOLUTION NO.

KELLY ENGINEERING TO LOOK AT ALTERNATIVE EQUIPMENT FOR USE AT THE PRESIDENTIAL PUMP STATION

Motion by Councilperson Chris Austin, seconded by **Councilperson Thomas Hasbrouck** the Town Board of the Town of Liberty does hereby direct and authorize Kelly Engineering to study and look at alternative equipment and there cost for the Presidential Pump Station.

4 AYES

1 Absent

5. Swan Lake Waste Water Treatment Plant – Barton & Loguidice would like to come to the next Regular Monthly Mtg. in April to discuss upgrades to the plant.

Mr. Picard advised that the time given at a Regular Meeting is not enough to meet with the Engineering Firm and make decisions. Mr. Picard also advised that B&L wants to put in SBR's (Single Batch Reactor's) and he wanted to know if that was what we needed or

could afford. He wanted to know why we just don't make some improvements to the (2) ditches we have and keep the costs down. He would like to address problems with:

- Inflow pumps
- Clarifiers
- Sludge drying
- Replacement of some valves
- Work on inflow problems and collection system

Councilperson Austin suggested that Mr. Picard advise Barton & Loguidice of the immediate needs of the plant and have them send a memo to the Board of the options and the Board could then discuss this and see if a meeting is necessary.

A short discussion followed regarding the pursuit of a inter-municipal agreement between the Village of Liberty and the Town of Liberty regarding bringing sludge to the Village of Liberty Plant.

RESOLUTION NO.

FUEL ACCOUNTABILITY PROJECT COMPLETE, DEC COMPLIANCE MONITORED BY CONKLIN

Motion by Councilperson Lynn Killian, seconded by **Councilperson Thomas Hasbrouck** the Town Board of the Town of Liberty shall deem that the Fuel Accountability Project is now complete and that future DEC compliance is monitored by Conklin.

4 AYES
1 Absent

Court

Justice Brian Rourke advised the Board that they would like to hold criminal court in the Village Hall because of the police monitored security.

Judge Rourke also advised that he would suggest that the Town keep the (2) clerks that are employed by the Village and give all the clerks a modest raise.

Judge Harold Bauman advised that we would now be one of the three largest courts in NYS and that he also suggests that we keep both clerks.

Judge Bauman also advised the Board that the Village Police have agreed to supply security during the regularly scheduled days anything additional would have to be paid by the Town at approx. \$48 per hr. for a minimum of 3 hrs.

A short discussion followed regarding an inter-municipal agreement between the Village of Liberty and the Town of Liberty for the use of the Village Court.

Confidential Secretary Maureen Barger was directed to contact the Mayor and one trustee to meet w/ the Town Board on 3/24/11 at 4:30 p.m. to discuss a inter-municipal agreement.

RESOLUTION NO.

EXECUTIVE SESSION

Motion by Councilperson Chris Austin, seconded by **Councilperson Thomas Hasbrouck** the Town Board of the Town of Liberty does hereby go into Executive Session at 5:10 to discuss the employment of (2) particular employees.

4 AYES
1 Absent

RESOLUTION NO.

OUT OF EXECUTIVE SESSION

Motion by Councilperson Lynn Killian, seconded by **Councilperson Thomas Hasbrouck** the Town Board of the Town of Liberty does hereby come out of Executive Session at 6:15 p.m.

4 AYES
1 Absent

RESOLUTION NO.

SALARY INCREASES FOR EACH JUSTICE IN THE AMOUNT OF \$16,500

Motion by Councilperson Chris Austin, seconded by **Councilperson Lynn Killian** the Town Board of the Town of Liberty does hereby increase (2) Justices salaries by \$16,500 effective as of 4/1/11.

4 AYES
1 Absent

Councilperson Lynn Killian will contact the Town Prosecutor to see if he is able to take on more cases and offer an additional \$5,000 salary increase to do so.

ADJOURN

On a motion by Councilperson Lynn Killian, seconded by Councilperson Maurice Gerry, the Town Board does hereby adjourn its meeting at 6:28 p.m.

Respectfully submitted,

Laurie Dutcher, Town Clerk