

TOWN BOARD OF THE TOWN OF LIBERTY  
**DEPARTMENT HEAD MEETING**  
May 3, 2010

At the Dept. Head Meeting of the Town Board of the Town of Liberty held at 4:00 p.m. at Town Hall, 120 North Main Street, Liberty, New York, the following Town Board Members were present:

Supervisor John Schmidt  
Councilperson Lynn Killian  
Councilperson Chris Austin  
Councilperson Maurice Gerry

Absent:  
Councilperson Thomas Hasbrouck

Recording Secretary:  
Town Clerk Laurie Dutcher

Also present:  
Deputy Highway Superintendent John Lennon  
Water & Sewer Supervisor Albert Picard  
Park & Recreation Director Brian Scardefield  
Code Enforcement Officer Mark VanEtten  
Assessor Kathy Sprague  
Budget Coordinator Cheryl Gerow  
Deputy Town Clerk Sara Sprague  
Confidential Secretary Maureen Barber  
CDC Director Heinrich Strauch  
Wes Illing

After the Pledge of Allegiance, Supervisor Schmidt called the meeting to order at 4:00 p.m.

**CORRESPONDENCE**

1. 2010 CPA Audit Summary
2. Copy of letter sent by the Sullivan County Legislature to Governor Paterson regarding CHIPS funding.
3. Invitation to attend pipeline safety emergency response program.
4. Letter from the Town of Liberty Democratic committee commending the Town of Liberty Highway Dept.

**RECOGNIZE DEPARTMENT HEADS**

### **Assessor**

- 5/25 Grievance day
- Change of assessments mailed on 5/3

### **Highway Superintendent**

- Dept. of Labor contacted them and will need to take a couple of classes such as CPR, First Aid, etc.
- Hauling blacktop from Monticello because the other plants are not open yet.
- Surplus bid on 5/13
- Spring clean-up 5/13-5/15
- Highway Superintendent will not sign off on Melton Subdivision and advised the Board they should not take dedication of the road.

Attorney Klein advised that he would like to have an Executive Session regarding the above matter.

### **Water & Sewer**

- Down 2 men
- Hired Wayne Banks of Parksville working out very well
- Waterline on Old Monticello Rd. has been started
- 4 lightning rods installed WSS ball field
- Stevensville well #4 has (2) 350 gpm pumps in 1992 exchanged one for 450 gpm may now have to do testing
- Regular maintenance

### **CEO**

- 17 permits issued
- 44 violations
- 2 items before Planning Board

Would like to request Executive Session regarding possible litigation

### **Park & Rec.**

- Parks open
- Little League registrations begin 5/3
- Pavilion rentals going good
- Summer staff has been hired
- Pipes stolen from urinals at Hanofee Park
- Terry Kelly drawing up specs for Skate Park
- Insurance for Skate Park will run about \$1,500 per year
- Luzon tested fuel tank at Hanofee Park and it passed
- Day camp had 70 out of 160 spots filled non residents registrations starts 5/3
- Swim lesson registration starts 5/3

### **DCO**

- 74 calls
- 1122 miles
- 5 dogs picked up

- 1 dog @ kennel

DCO Joanne Gerow advised the Board that to date she has received no response from Sheriff Michael Schiff regarding her correspondence from April.

#### **Finance Director**

- A highway truck damaged metal on the Town Barn and has not yet been repaired. Received money from insurance company and accepted quote from Boyes & Torrens in the amount of \$5,000. Boyes and Torrens are asking for a \$2,500 deposit because the metal is special order.

#### **RESOLUTION NO.**

*AUTHORIZATION TO PAY BOYES & TORRENS \$2,500 DOWN FOR SPECIAL ORDER METAL*

**Motion by Councilperson Chris Austin**, seconded by **Councilperson Lynn Killian**, the Town Board of the Town of Liberty does hereby authorize a check be paid to Boyes & Torrens in the amount of \$2,500 for special order metal before the start of work on repairing the Town Barn.

4 AYES - Carried

1 Absent-Councilperson Hasbrouck

#### **AUDITORS**

The Town Board advised Finance Director Bertsch to send out RFP's for auditing services.

#### **CUTLER RD.**

Cutler Rd. Bid did not go out waiting for permit. Will do bond sale for both Cutler Rd. and Lenape Lk. Rd.

#### **SWAN LAKE SEWER PLANT ROOF REPAIR**

Three (3) proposals were received:

Straightline Roofing	\$15,000
T.K. Construction, LLC	\$15,073
Boyes & Torrens Construction, Inc.	\$18,750

w/ prevailing wage rate

#### **RESOLUTION NO.**

*LOW PROPOSAL ACCEPTED TO REPAIR ROOF AT SWAN LAKE SEWER PLANT*

**Motion by Councilperson Chris Austin**, seconded by **Councilperson Lynn Killian**, the Town Board of the Town of Liberty does hereby accept the low proposal submitted by Straightline Roofing in the amount of \$15,000. The board also authorized the down payment of \$7,500 when the material is delivered on site.

4 AYES - Carried  
1 Absent-Councilperson Hasbrouck

## **BOARD DISCUSSION**

Councilperson Lynn Killian

- Informational Zoning Mtg. 5/12 @ 7:00 p.m. @ CVI

## **RESOLUTION NO.**

*RESOLUTION OF RESPECT FOR VIVIAN A. HASBROUCK*

**Motion by Councilperson Lynn Killian**, seconded by **Councilperson Maurice Gerry**, the Town Board of the Town of Liberty does hereby approve of the following resolution of respect:

### **Resolution of Respect In Memory of Vivian A. Hasbrouck**

**Whereas**, the members of the Town Board of the Town of Liberty were deeply saddened to learn of the death of Vivian A. Hasbrouck on May 1, 2010;

**Whereas**, Vivian A. Hasbrouck was a retired secretary for the Town of Liberty Assessors office; and

**Whereas**, Vivian will be missed by all that knew and loved her; and

**Whereas**, Vivian will always be remembered for her kindness and generosity toward others;

**Now, Therefore, Be It So Resolved**, that the Town Board of the Town of Liberty does hereby extend its deepest sympathy to her family; and

**Be it Further Resolved**, that the Town Board of the Town of Liberty does hereby, hope that her family and friends will be consoled by the memories of her fine life.

4 AYES - Carried  
1 Absent-Councilperson Hasbrouck

**Councilperson Thomas Hasbrouck**

- Absent

**Councilperson Chris Austin**

- Kelly Bridge property waiting for contract to be signed
- Wanted to know if anyone had received any complaints from Parksville

**Councilperson Maurice Gerry**

- Went w/ Supervisor Schmidt and took a look at the Melton Subdivision

**Supervisor John Schmidt**

- Workplace Violence committee would like additional security at Town Hall.
- Will get some quotes for cameras

Ron McGrath President of the Liberty Chamber of Commerce

- 5/13 Mixer @ Charlie's Restaurant
- Hanging Baskets are ready
- 48 Planters being built by BOCES

**RESOLUTION NO.**

*UNSAFE BLDG. PUBLIC HEARING SET FOR CHARLES & PAMELA JONES FOR 6/21/2010 @ 7:00 P.M.*

**Motion by Councilperson Lynn Killian**, seconded by **Councilperson Maurice Gerry**, the Town Board of the Town of Liberty does hereby set an unsafe building public hearing for 6/21/2010 @ 7:00 p.m. at Town Hall, 120 North Main Street, Liberty.

4 AYES - Carried

1 Absent-Councilperson Hasbrouck

**RESOLUTION NO.**

*J & L RESTAURANT CORP. 52 RESTAURANT & BAR GRANTED 30 DAY WAIVER FOR ON-PREMISES LIQUOR LICENSE*

**Motion by Councilperson Maurice Gerry**, seconded by **Councilperson Chris Austin**, Councilperson Lynn Killian abstaining, the Town Board of the Town of Liberty does hereby have no objection to an on-premises Alcoholic Beverage License being granted to J & L Restaurant Corp. 52 Restaurant & Bar located at 2514 State Rt. 52, Liberty, NY and do hereby grant the 30 day waiver.

3 AYES - Carried

1 Abstension – Councilperson Killian

1 Absent-Councilperson Hasbrouck

**RESOLUTION NO.**

*BOARD ACCEPTS PROPOSAL FROM TODD J SYSKA, INC. IF MANDATED BY DEC*

**Motion by Councilperson Chris Austin**, seconded by **Councilperson Lynn Killian**, the Town Board of the Town of Liberty does hereby accept proposal submitted by Todd J. Syska, Inc. to investigate the extent of oil released from the former oil tank at Town Hall **if mandated by the DEC.**

4 AYES - Carried  
1 Absent-Councilperson Hasbrouck

**RESOLUTION NO.**

*UPDATED FEE SCHEDULE*

**Motion by Councilperson Lynn Killian**, seconded by **Councilperson Maurice Gerry**, the Town Board of the Town of Liberty does hereby approve of the following update to the Town of Liberty fee schedule:

Fire Inspections	
Supporting or Accessory Structures	\$50.00 plus \$10 per unit per year
Multi-Building Establishments	\$50.00 plus \$10 per unit per year
Multi-Family Residences	\$50.00 plus \$10 per unit per year
Commercial Properties (Ex: Stores)	\$75.00 per year per operating unit

4 AYES - Carried  
1 Absent-Councilperson Hasbrouck

**WES ILLING**

Wes Illing approached the Board on behalf of the Parksville Priorities Committee. He showed the Board a conceptual sketch plan of a proposed 12 acre park in the Hamlet of Parksville. This park would have a picnic area, children's playground, youth soccer field, a stage, 2 ponds and a fenced in dog play area.

Mr. Illing advised the Board that the current value of this property is \$60,000. He was asking the Town Board to vote to approve purchasing the land for the park contingent on the fact that it does not cost the Town of Liberty any out of pocket money.

Attorney Ken Klein advised that he would suggest environmental testing to be done prior to purchase due to the fact that it once had a junkyard on it. He advised the Board that if they were to buy the property without testing it would then become a liability of the Town and could be very costly to clean up.

Councilperson Killian advised that some properties would have to be taken by eminent domain and she was not comfortable with that.

The Board suggested that Mr. Illing re-configure this park to leave the junkyard out.

Mr. Illing will re-configure the park and get back to the board.

**RESOLUTION NO.**

*CHANGEORDER & EXTENSION FOR SWAN LAKE SIDEWALK PROJECT*

**Motion by Councilperson Chris Austin**, seconded by **Councilperson Lynn Killian**, the Town Board of the Town of Liberty does hereby authorize a change order and extension of Poley Paving's contract for the Swan Lake Sidewalk project, extending the sidewalks an additional 250 ft.

4 AYES - Carried

1 Absent-Councilperson Hasbrouck

**RESOLUTION NO.**

*EXECUTIVE SESSION*

**Motion by Councilperson Lynn Killian**, seconded by **Councilperson Maurice Gerry**, the Town Board of the Town of Liberty does hereby go into Executive Session at 5:45 p.m. to discuss (2) possible litigations.

4 AYES - Carried

1 Absent-Councilperson Hasbrouck

**RESOLUTION NO.**

*OUT OF EXECUTIVE SESSION*

**Motion by Councilperson Chris Austin**, seconded by **Councilperson Lynn Killian**, the Town Board of the Town of Liberty does hereby come out of Executive Session at 7:29 p.m.

3 AYES - Carried

1 Absent-Councilperson Hasbrouck

**ADJOURN**

On a motion by Lynn Killian, seconded by Councilperson Chris Austin, the Town Board does hereby adjourn the meeting at 7:30 p.m.