

REGULAR MONTHLY MEETING
TOWN BOARD OF THE TOWN OF LIBERTY
July 20, 2015

At the Regular Monthly Meeting of the Town Board of the Town of Liberty held on July, 2015 at 7:00 p.m. at Town Hall, 120 North Main Street, Liberty, New York, the following Town Board Members were present:

Present:

Supervisor Charlie Barbuti
Councilperson Dean Farrand
Councilperson Russell Reeves
Councilperson Brian McPhillips

Absent:

Councilperson Thomas Hasbrouck

Recording Secretary:

Town Clerk Laurie Dutcher

Also present:

Town Attorney Kenneth Klein
Finance Director Earl Bertsch
CEO Mark VanEtten
Budget and Accounting Clerk Cheryl Gerow
Water & Sewer Foreman Thomas Kehrley
Confidential Secretary Angela Dalton
Deputy Town Clerk Sara Sprague

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

CORRESPONDENCE

1. A letter from Timothy Kelly regarding the server upgrade/replacement.
The Town Attorney was instructed to draw up a Capital resolution for the next meeting.

RECOGNIZE THE PUBLIC

David Fanslau- Center for Discovery Milk Train Rail Trail

RESOLUTION NO 153-15

RESOLUTION AUTHORIZING AN INTER-MUNICIPAL AGREEMENT WITH THE TOWN OF FALLSBURG FOR THE REDEVELOPMENT AND MAINTENANCE OF THE 9.2 MILE "MILK TRAIN" RAIL TRAIL"

Motion by Councilperson Brian McPhillips, seconded by Councilperson Russell Reeves :

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WHEREAS, the Town of Fallsburg will lease the 9.2 mile “Milk Train Rail Trail”, which begins in the Town of Fallsburg and ends in the Town of Liberty, from The Center For Discovery, Inc., for recreational purposes; and

WHEREAS, this resolution hereby authorizes an Inter-Municipal Agreement with the Town of Fallsburg, permitting the town of Fallsburg to seek and manage the implementation of grants related to this project, which shall include a parcel in the Town of Liberty, 31.-1-31, as identified on the tax maps for the Town of Liberty; and

WHEREAS, historically, the O&W Railroad was an important factor in building Sullivan County before new modes of transportation and other economic factors led to its demise; and

WHEREAS, we believe that this opportunity to redevelop the rail road corridor will significantly contribute to the revitalization of our communities, and is in the best interest of the Town of Fallsburg and the Town of Liberty;

WHEREAS, the “Milk Train” Rail Trail will collaborate as part of a regional connectivity of trails, which will increase public access, recreation, and tourism.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Liberty looks forward to working with The Center For Discovery, the Open Space Institute, The Town of Fallsburg, and others to create this valuable project that will help drive economic and community development along its entire length; and

BE IT FURTHER RESOLVED, that the Supervisor and Clerk are hereby authorized to execute an Inter-Municipal Agreement (IMA) with the Town of Fallsburg, permitting the Town of Fallsburg to seek and manage the implementation of grants related to this project; and

BE IT FURTHER RESOLVED, that a copy of this resolution be transmitted to NYSDOT; the Town of Fallsburg; and The Center For Discovery.

4 AYES - Carried

1 Absent- Councilperson Thomas Hasbrouck

ERIC NEFF – Mr. Neff came to the Town Board to discuss a piece of property that he had purchased at the Sullivan County Tax Sale. He didn’t feel that he should have to pay the W& S charges or the Solid Waste Fee that were on the 2015 Town & County Tax Bill.

It was explained to Mr. Neff that had he read the instructions prior to bidding he would have understood that he was responsible for the current taxes. The charges he was grieving were the water & sewer charges which were from the M&O (Maintenance & Operation) and the Capital charges from being in a water & sewer district.

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It was also explained that the Solid Waste Fee was from the County and that he would have to speak with them about it.

RESOLUTION NO 154-15

APPROVAL OF AUDIT

Motion by Councilperson Russell Reeves, seconded by **Councilperson Dean Farrand**, the Town Board approved the following:

- July, 2015 Abstract:
Claims # 1138 to #1370 totaling \$576,181.79
- June, Post Audit:
Claims #1107 to #1137 totaling \$353,564.62
- June General Ledger Abstract:
Claims #152 to #192 totaling \$351,993.26

4 AYES - Carried

1 Absent – Councilperson Thomas Hasbrouck

RESOLUTION NO 155-15

APPROVAL OF MINUTES

Motion by Supervisor Charlie Barbuti, seconded by **Councilperson Dean Farrand**, the Town Board approved the following minutes as submitted:

- Joint Mtg. 6/29/15
- Dept. Head Mtg. 7/6/15

4 AYES - Carried

1 Absent- Councilperson Thomas Hasbrouck

RESOLUTION NO 156-15

ACCEPTANCE OF MONTHLY REPORTS

Motion by Councilperson Brian McPhillips, seconded by **Councilperson Russell Reeves**, the Town Board approved the following:

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- Town Clerk's Monthly Report 6/2015
- Monthly Town Board Revenue & Expense Report as of 6/30/15
- Supervisor's Report 6/15

4 AYES - Carried

1 Absent- Councilperson Thomas Hasbrouck

OLD BUSINESS

Town Hall Front Porch renovation/restoration

The Supervisor was directed to find out from Architect Joe Irace what can be done for \$100,000 w/ options. The new bid specs will be approved by the Board prior to the bid date being set. The board requests that this be prepared for the next meeting on 8/3/15.

NEW BUSINESS

RESOLUTION NO 157-15

APPROVAL TO WAIVE FIREWORK PERMIT FEE FOR THE LIBERTY JOINT FIRE DISTRICT

Motion by Supervisor Charlie Barbuti, seconded by **Councilperson Brian McPhillips**, the Town Board of the Town of Liberty does hereby waive the \$100 firework permit fee for the Liberty Joint Fire District as they host the Sullivan County Fireman's Parade on 8/1/15.

4 AYES - Carried

1 Absent- Councilperson Thomas Hasbrouck

RESOLUTION NO 158-15

LETTER OF SUPPORT FOR HEALTHLY WORLD INSTITUTE (HWI) AT SUNY SULLIVAN

Motion by Councilperson Brian McPhillips, seconded by **Councilperson Russell Reeves**, the Town Board of the Town of Liberty does hereby support the Healthy World Institute (HWI) at Suny Sullivan and does hereby instruct the Supervisor to send a letter of support on behalf of the Town Board.

4 AYES - Carried

1 Absent- Councilperson Thomas Hasbrouck

RESOLUTION NO 159-15

APPROVAL OF VOUCHER FOR BLAUER ASSOCIATES

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Motion by Councilperson Dean Farrand, seconded by **Councilperson Brian McPhillips**, the Town Board of the Town of Liberty does hereby authorize the payment of voucher for Blauer Associates for administrative services for the WSS Water District Phase 5 Improvements Project in the amount of \$1,437.50.

4 AYES - Carried
1 Absent- Councilperson Thomas Hasbrouck

RESOLUTION NO 160-15

APPROVAL OF VOUCHER FOR DELAWARE ENGINEERING DPC

Motion by Councilperson Dean Farrand, seconded by **Councilperson Brian McPhillips**, the Town Board of the Town of Liberty does hereby authorize the payment of voucher for Delaware Engineering DPC for engineering services for the WSS Water District Phase 5 Improvements Projects in the amount of \$15,822.50.

4 AYES - Carried
1 Absent- Councilperson Thomas Hasbrouck

RESOLUTION NO 161-15

APPROVAL FOR SUPERVISOR TO APPLY FOR GRANT FOR PERIMETER DRAINS AT TOWN HALL AND CLASSIFY AS A TYPE II ACTION

Motion by Councilperson Russell Reeves, seconded by **Councilperson Brian McPhillips**, the Town Board of the Town of Liberty does hereby authorize the Supervisor to apply for a grant for the repair/replacement of perimeter drains at Town Hall and does hereby classify it as a Type II Action.

4 AYES - Carried
1 Absent- Councilperson Thomas Hasbrouck

RESOLUTION NO 162-15

EXECUTIVE SESSION

Motion by Councilperson Dean Farrand, seconded by **Councilperson Brian McPhillips**, the Town Board of the Town of Liberty does hereby go into Executive Session to discuss a personnel matter at 8:19 p.m.

4 AYES - Carried
1 Absent- Councilperson Thomas Hasbrouck

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RESOLUTION NO 163-15

OUT OF EXECUTIVE SESSION

Motion by Councilperson Brian McPhillips, seconded by **Councilperson Russell Reeves**, the Town Board of the Town of Liberty does hereby come out of Executive Session at 9:38 p.m.

4 AYES - Carried

1 Absent- Councilperson Thomas Hasbrouck

ADJOURN

On a motion by Councilperson, seconded by Councilperson the Town Board of adjourned the meeting at 9:40 p.m.

Laurie Dutcher, Town Clerk