

TOWN BOARD OF THE TOWN OF LIBERTY  
**DEPARTMENT HEAD MEETING**  
August 2, 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 Chris Austin  
Councilperson Maurice Gerry  
Councilperson Thomas Hasbrouck  
Councilperson Lynn Killian

Recording Secretary:  
Town Clerk Laurie Dutcher

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

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

**CORRESPONDENCE**

1. Copy of CDC Agenda for 8/4/10.
2. Letter from Eric Jay Groper regarding property owned by Charles Jones located on Sunset Lake Rd.

**RESOLUTION NO.**

*TOWN BOARD TABLES AWARDING OF BID FOR THE DEMOLITION AND REMOVAL OF DEBRIS FROM THE CHARLES JONES PROPERTY LOCATED AT 160 SUNSET LAKE RD.*

**Motion by Councilperson Chris Austin**, seconded by **Councilperson Maurice Gerry**, the Town Board of the Town of Liberty does hereby table the matter of awarding the bid for the demolition and removal of debris from the Charles Jones property located at 160 Sunset Lake Rd., Liberty due to the interest from James Lodato to purchase the property. The Board does hereby give Mr. Lodato until 8/16/2010 to give them a concrete time frame as to when the purchase will occur and to also agree to pay the

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Town any out of pocket expenses that they have incurred with the Unsafe Building proceedings brought against Charles Jones.

4 AYES - Carried

1 Absent – Councilpersons Hasbrouck

3. Copy of Village Minutes from 6/29/10.

## **RECOGNIZE DEPARTMENT HEADS**

### **Assessor**

- Working on 911
- Working on Exemptions
- Census workers still coming in
- Would like to request counsel if so needed for small claims
- Have received 5 article 7's and 5 small claims
- Equalization rate is 67.96%
- Had a meeting w/ County regarding solid waste fees
- BAR on 8/5
- Working on 2011 assessment roll

### **Highway Superintendent**

- Will be paving Elk Point and Benton Hollow Rds.
- Loader has been down since February
- Would like to rent new loader w/ a lease purchase option and auction off old loader

### **Water & Sewer**

- Barton & Loguidice paid a visit and they shared their concerns w/ them
- Having problems processing sludge
- Having trouble replacing aquafiers
- Loomis / Rt. 55 Interconnect underway
- Little behind w/ pump house expect Terry Kelly to ask for an extension
- Station Hill Rd. being paved
- WSS grant only 1 year away-waiting on Terry Kelly
- Spent a day with Councilperson Chris Austin showing him around

### **CEO**

- 16 Building permits issued
- 17 CO's issued
- 45 Inspections
- 6 closed violations
- 56 violations
- 4 Court matters

### **Park & Rec.**

- Day camp and swimming lessons going well-close next week

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- A 1x1 covering in the pool fell off contacted contractor and he will fix after the season
- Back filled the bathrooms
- Mountain bike race went well
- Civil War Re-enactment did not go as well
- Have 50 kids signed up for pee wee football
- Swing shift orchestra will be in the Park on 8/5
- Had to fire a park attendant failure to show up
- Advised that Peter Blakey and family will donate \$250 toward the license for the "Movies in the Park" and wanted to know if the Town would consider matching that. He explained that the cost was \$500 per movie and that there were 4 more movies remaining.

**RESOLUTION NO.**

*TOWN BOARD TO MATCH EACH DONATION TOWARD MOVIES IN THE PARK FOR THE REMAINDER OF THE 2010 SEASON*

**Motion by Councilperson Lynn Killian**, seconded by **Councilperson Maurice Gerry**, the Town Board of the Town of Liberty does hereby agree to match any \$250 donation toward the licensing fees for the "Movies in the Park" for the remainder of the 2010 season.

4 AYES - Carried

1 Absent – Councilpersons Hasbrouck

**DCO**

- No report

**Town Clerk/Tax Collector**

- Gave Town Attorney information regarding local law for dog licensing
- Hunting licenses go on sale on August 16<sup>th</sup>
- Busy w/ minutes, agendas, public notices, etc.

**Finance Director**

- Budget Officer has sent out the budget requests
- Advised the Board that the Fuel Tank replacement ended up costing \$39,300 of which \$19,300 will come out of the contingency fund leaving \$30,000 of which \$15,000 has already been committed for the fuel system at the Highway Dept.
- Advised the Board that the CDBG grant is underway and the Town will begin to receive draw downs of which need to be paid out within 3 days of receipt of the monies. He advised that both Terry Kelly and Grant Administrator Mark Blauer would be approving the draw downs.

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*APPROVAL TO ISSUE CHECKS WITHIN 3 DAYS OF RECEIPT WITHOUT PRIOR BOARD APPROVAL*

**Motion by Councilperson Chris Austin**, seconded by **Councilperson Lynn Killian**, the Town Board of the Town of Liberty does hereby authorize the issuance of checks within 3 days of receipt of draw downs for the Loomis and White Sulphur Springs CDBG Grant without prior board approval.

4 AYES - Carried

1 Absent – Councilpersons Hasbrouck

**BOARD DISCUSSION**

**Councilperson Lynn Killian**

- Advised that Public Hearing for the Zoning Amendments went well on 7/22. She commented that the Resort Hotel District was the big issue.
- The Zoning review committee will meet and get back to the Town Board with their recommendations.
- Asked the Town Clerk to get a 239 review form.

Town Attorney Klein advised that he would call Thomas Shepstone regarding Part I SEQR.

- Wanted to know at what point in the Farmland Protection Plan we were.

Confidential Secretary Maureen Barber advised that she would check with Nan Stolenzberg and get back to the board with the information.

**Councilperson Chris Austin**

- Advised that the banners were up in the Village and looked very nice
- Wanted to know if all the cameras were up.

He was advised by the Supervisor that all the cameras were up and working.

- Went on a sewer tour with Albert very interesting and he encouraged Councilperson Killian and Gerry to do the same.
- Loomis Reservoir roof in bad shape
- Will be away for the 8/16 meeting
- Councilperson Austin advised that while on his sewer tour he seen Robert Dubas's Equipment at the Highway Dept. he advised that at the last meeting the awarding of the bid for the concrete slab was tabled until they checked with the DEC as to the requirements for the ansele system and roof requirements.

Supervisor Schmidt advised that he had a conversation with Dubas and that he felt they had what they needed.

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Councilperson Austin advised that it was not approved by the board and that decisions need to be made by the entire board.

The Board advised that they would like to get a report from Steve Kalka as to the regulations.

**Councilperson Maurice Gerry**

- Nothing to report

**RESOLUTION NO.**

*APPROVAL TO HIRE STEVE KALKA TO GET REPORT REGARDING DEC REGULATIONS W/  
THE FUELING SYSTEM CONTAINMENT*

**Motion by Councilperson Lynn Killian**, seconded by **Councilperson Maurice Gerry**, the Town Board of the Town of Liberty does hereby authorize the Supervisor to hire Steve Kalka to get a report regarding DEC regulations with the Town of Liberty Highway Department fueling system containment.

4 AYES - Carried

1 Absent – Councilpersons Hasbrouck

**RESOLUTION NO.**

*APPROVAL FOR HIGHWAY DEPT. TO RENT LOADER FOR 1 MONTH AT A COST OF  
\$6,240.*

**Motion by Councilperson Chris Austin**, seconded by **Councilperson Lynn Killian**, the Town Board of the Town of Liberty does hereby authorize the Highway Department to rent a mower from Pine Bush Equipment for 1 month at a cost of \$6,240.

4 AYES - Carried

1 Absent – Councilpersons Hasbrouck

**RESOLUTION NO.**

*NAMING OF ROAD OFF OF O'KEEFE HILL RD. TABLED*

**Motion by Councilperson Lynn Killian**, seconded by **Councilperson Maurice Gerry**, the Town Board of the Town of Liberty does hereby table the naming of the road off of O'Keefe Hill Rd. until the Supervisor can contact the NYSDOT.

4 AYES - Carried

1 Absent – Councilpersons Hasbrouck

**RESOLUTION NO.**

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*NEGATIVE DECLARATION FOR SHORT ENVIRONMENTAL ASSESSMENT FORM  
REGARDING THE RENEWAL OF THE TOL GRAVEL BANK MINING PERMIT*

**Motion by Councilperson Chris Austin**, seconded by **Councilperson Lynn Killian**

RESOLVED, that the Town Board of the Town of Liberty in the matter of the Gravel Bank does hereby declare itself lead agency in the SEQR review process; and,

BE IT FURTHER RESOLVED; that the Town Board does hereby accept the Environmental Assessment Form Part I and II, as prepared by Terry Kelly, and does hereby make a negative declaration as a result of the EAF.

4 AYES - Carried

1 Absent – Councilpersons 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 5:18 p.m. to discuss a potential litigation matter.

4 AYES - Carried

1 Absent – Councilpersons Hasbrouck

**RESOLUTION NO.**

*EXECUTIVE SESSION*

**Motion by Councilperson Maurice Gerry**, seconded by **Councilperson Lynn Killian**, the Town Board of the Town of Liberty does hereby come out of Executive Session at 5:45 p.m.

4 AYES - Carried

1 Absent – Councilpersons Hasbrouck

**ADJOURN**

On a motion by Chris Austin, seconded by Councilperson Lynn Killian, the Town Board does hereby adjourn the meeting at 5:46 p.m.

Respectfully submitted,

Laurie Dutcher, Town Clerk