

**DEPARTMENT HEAD MEETING
TOWN BOARD OF THE TOWN OF LIBERTY
120 NORTH MAIN STREET, LIBERTY, NY 12754
September 2, 2008**

At the Regular Monthly Department Head Meeting of the Town Board of the Town of Liberty held on September 2, 2008 at 4:00 p.m. at Town Hall, 120 North Main Street, Liberty, New York, the following were present:

Present: Supervisor John Schmidt
Councilperson Maurice Gerry
Councilperson Thomas Hasbrouck
Councilperson Lynn Killian
Councilperson Clarence Barber

Recording Secretary: Town Clerk Laurie Dutcher

Also present: Water & Sewer Chief Albert Picard
Code Enforcement Officer Mark VanEtten
Finance Director Earl Bertsch
Highway Superintendent Timothy Pellam
Assessor Kathy Sprague
Finance Account Clerk Cheryl Gerow
Deputy Town Clerk Sara Sprague

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

DEPARTMENT HEADS

Highway Department:

- Still cleaning up after last flood
- Would like to finish Fox Mt. Rd.
- Young's Hill's repairs will be \$100,000 to fix 600 ft.
- Contractor will be \$18,000-\$19,000.

Water & Sewer Department:

- Almost have Carefree Acres project closed out
- 85% done painting fire hydrants @ a cost of \$25 per hydrant
- Tim Pellam & Dave Mootz fixed Water Tower Rd. very appreciative
- Summer season is over
- Had electrical problems, repairs need to be done

- Telemetering system problems
- Paying Verizon \$6,000 per year
- Want to see if it can be done by radio
- Still fixing damage from storm in June
- Old Monticello Rd. a lot of problems, not enough water
- Need to get a grant or put it to sleep

Dog Control:

Calls	92
Mileage	1,112
Dogs seized	3
Dog bites	4
Kennel	1

Code Enforcement Officer:

- Season over
- Several complaints about noise have tried to work them out w/ neighbors
- Sent Reising proposal on conditions for permit
- Would like to set permit renewal fees
- What is happening w/ logging permits?

Assessor:

- Working on exemptions
- Updating w/ 911 database
- 2009 Assessment roll preparation
- STAR went down
- School taxes are out
- Contacted by NYSDOT for 1-86 Property owners
- Business as usual

Parks & Recreation : ABSENT

Finance Director:

- Tentative Budget will be submitted to the Board on 9/15
- Would like to schedule workshops at that time
- Water usage down 20% this year

BOARD DISCUSSION

Councilperson Clarence Barber

- WSS sign?
- Why do we have Town vehicles w/ no TOL decals?

- Highway inventory due in September

Councilperson Lynn Killian

- Do we have an estimated time frame for completion of the Swan Lake sidewalks?
- Has anything been done for Mary Heinle in regards to the mediation clause in the Right to Farm law?

Councilperson Thomas Hasbrouck

- Nothing to report

Councilperson Maurice Gerry

- Felt that visitation days at camps went very well this summer

Supervisor John Schmidt

- Roof at Senior Center has been completed, added underlayment at an additional cost.
- Have gotten estimates for cleaning the carpet in Main rooms in Town Hall approx. \$400.

RESOLUTION NO: -08

SET FEES FOR BUILDING PERMIT RENEWALS

On a motion by **Councilperson Thomas Hasbrouck**, seconded by **Councilperson Lynn Killian** the Town Board does hereby set a fee for building permit renewals at 50% of the original permit issued.

5 AYES
Carried

RESOLUTION NO: -08

ADOPTION OF LOCAL LAW NO. 3 OF THE YEAR 2008

On a motion by **Councilperson Clarence Barber**, seconded by **Councilperson Thomas Hasbrouck** the Town Board does approved Introductory Local Law #1, amending Chapter 60, entitled "Building Construction and Fire Prevention Administration," of the Code of the Town of Liberty, as Local Law #3 of the year 2008.

5 AYES
Carried

RESOLUTION NO: -08

AUTHORIZE SUPERVISOR TO OBTAIN APPRAISAL BY HAL ROEDER

On a motion by **Councilperson Thomas Hasbrouck**, seconded by **Councilperson Clarence Barber** the Town Board does hereby authorize the Supervisor to obtain an appraisal of Town owned property off of Ferndale Loomis Rd. SBL #35-1-16.3, and also of a 100X100 parcel owned by BOCES SBL #35-1-16.2 by Hal Roeder for the purpose of a possible land swap.

5 AYES
Carried

RESOLUTION NO: -08

NEGATIVE DECLARATION ON SHORT ENVIRONMENTAL ASSESSMENT FORM REGARDING ZONING CHANGE FOR 36-1-59, 40-1-12.1 AND 41-1-5.6

On a motion by **Councilperson Thomas Hasbrouck**, seconded by **Councilperson Clarence Barber**

RESOLVED, the Town Board does hereby, in the matter of the Zoning change for 36-1-59, 40-1-12.1 and 41-1-12.1, declare itself lead agency in the SEQR review process; and,

BE IT FURTHER RESOLVED; that the Town Board does hereby accept the SEQR Short Environmental Assessment Form as prepared by LMS Properties NY, LLC and does hereby further make a negative declaration as a result of the Short EAF in said matter.

5 AYES
Carried

RESOLUTION NO: -08

NEGATIVE DECLARATION ON SHORT ENVIRONMENTAL ASSESSMENT FORM REGARDING EXPANSION OF THE SWAN LAKE SEWER DISTRICT

On a motion by **Councilperson Thomas Hasbrouck**, seconded by **Councilperson Clarence Barber**

RESOLVED, the Town Board does hereby in the matter of expansion of the Swan Lake Sewer District, declare itself lead agency in the SEQR review process; and,

BE IT FURTHER RESOLVED; that the Town Board does hereby accept the SEQR Short Environmental Assessment Form as prepared by LMS Properties NY, LLC and does hereby further make a negative declaration as a result of the Short EAF in said matter.

5 AYES
Carried

RESOLUTION NO: -08

NEGATIVE DECLARATION ON SHORT ENVIRONMENTAL ASSESSMENT FORM REGARDING EXPANSION OF THE RT 55 WATER DISTRICT

On a motion by **Councilperson Thomas Hasbrouck**, seconded by **Councilperson Clarence Barber**

RESOLVED, the Town Board does hereby in the matter of expansion of the Rt. 55 Water District, declare itself lead agency in the SEQR review process; and,

BE IT FURTHER RESOLVED; that the Town Board does hereby accept the SEQR Short Environmental Assessment Form as prepared by LMS Properties NY, LLC and does hereby further make a negative declaration as a result of the Short EAF in said matter.

5 AYES
Carried

RESOLUTION NO: -08

RESOLUTION OF THE TOWN OF LIBERTY, NEW YORK, ADOPTED SEPTEMBER 2, 2008, APPROVING THE EXTENSION OF THE ROUTE 55 WATER DISTRICT, IN SAID TOWN, AND PROVIDING THAT SUCH RESOLUTION SHALL BE SUBJECT TO A PERMISSIVE REFERENDUM.

Councilperson Thomas Hasbrouck offered the following resolution and moved its adoption:

WHEREAS, the Town Board of the Town of Liberty (herein called the "Town Board" and "Town", respectively), in the County of Sullivan, New York has heretofore duly caused Wasson Engineering, competent engineers duly licensed by the State of New York, to prepare a map, plan and report relating to the proposed Extension of the Route 55 Water District, in the Town (herein called the "Extension" and "District", respectively), as hereinafter described, which map, plan and report have been duly filed in the office of the Town Clerk of the Town for public inspection; and

WHEREAS, pursuant to the Order duly adopted on July 21, 2008, the Town Board determined to proceed with the proposed Extension of the District and adopted an Order reciting a description of the boundaries of the Extension of the District in a manner sufficient to identify the lands included therein as in a deed of conveyance, the services proposed, that the Extension will be of no cost to the Extension, the District or the Town, the fact that a map, plan and report describing the same are on file in the Town Clerk's office for public inspection and specifying August 18, 2008 at 6:50 o'clock P.M. (Prevailing Time) as the time when, and the Town Hall, in the Town, as the place where, the Town Board would meet to consider said Extension of the District, and to hear all persons interested in the subject thereof concerning the same, and for such other action on the part of the Town Board in relation thereto, as may be required by law; and

WHEREAS, certified copies of such Order were duly published and posted pursuant to the provisions of Article 12-A of the Town Law; and

WHEREAS, a Public Hearing in the matter was duly held by the Town Board on the 18th day of August, 2008, commencing at 6:50 o'clock P.M. (Prevailing Time), at said Town

Hall, at which all interested persons desiring to be heard were heard, including those in favor of, and those opposed to, the proposed Extension of the District;

Now, therefore, upon the evidence adduced at such Public Hearing, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF LIBERTY, IN THE COUNTY OF SULLIVAN, NEW YORK, AS FOLLOWS:

Section 1. It is hereby determined that:

(a) the notice of Public Hearing was published and posted as required by Law, and is otherwise sufficient;

(b) all the property and property owners included within the proposed Extension of the District are benefited thereby;

(c) all the property and property owners benefited are included within the limits of the Extension of the District; and

(d) it is in the public interest to extend the District.

Section 2. The Extension of the District is hereby approved, and the Extension of the District shall be designated and known as Extension No. 1 to Route 55 Water District, in the Town of Liberty, situated wholly outside of any incorporated village or city, and shall be bounded and described as follows:

WATER DISTRICT EXTENSION DESCRIPTION

ALL that certain plot, piece or parcel of land situate in the Town of Liberty, County of Sullivan and State of New York, being a portion of lands now or formerly of LMS Properties NY, LLC as described in Liber 3024, Page 463 (tax parcel Section 40, Block 1, Lot 12.1) and situated on the west side of State Route 55, also known as County Road 15, as shown on a map entitled "Sewer & Water District Extension Plan" dated June 19, 2008 as prepared by Wasson Engineering and being more particularly bounded and described as follows:

BEGINNING at the westerly corner of lands now or formerly of Mase, Liber 2229, Page 667 (tax parcel Section 40, Block 1, Lot 12.2) and running through the aforementioned LMS Properties NY, LLC North 62°-22'-00" West, 911.12 feet to a point in the easterly bounds of lands now or formerly of Lasalle, Liber 1332, Page 62;

Thence running along said easterly bounds and the easterly bounds of lands now or formerly of Barlow and McComb, Liber 1316, Page 252 North 13°-35'-00" East, 413.64 feet to a point in the southerly bounds of lands now or formerly of Ferndale Villas, LLC, Liber 3391, Page 515;

Thence along said southerly bounds the following three (3) courses and distances;

- 1) South 79°-47'-00" East, 460.62 feet;
- 2) North 17°-08'-00" East, 268.60 feet;
- 3) South 82°-18'-00" East, 685.15 feet;

Thence along other lands of LMS Properties NY, LLC the following two (2) courses and distances;

- 1) South 13°-55'-00" West, 252.31 feet;
- 2) South 76°-05'-00" East, 265.24 feet to the most northerly point in lands now or formerly of 5143 Swan Lake Corp, Liber 3141, Page 318;

Thence along said lands the following two (2) courses and distances;

- 1) South 19°-29'-00" West, 124.64 feet;
- 2) South 68°-18'-00" East, 154.39 feet to a point in the westerly bounds of State Route 55;

Thence along said westerly bounds the following two (2) courses and distances;

- 1) South 29°-32'-00" West, 173.72 feet;
- 2) South 28°-52'-00" West, 433.68 feet to a point in the northerly bounds of the aforementioned Mase;

Thence along the same, the following two (2) courses and distances;

- 1) North 62°-22'-00" West, 494.43 feet;
- 2) South 28°-35'-00" West, 140.00 feet to the place and point of beginning of the parcel herein described and containing 24.43 acres of land, more or less.

Section 3. There will be no cost to the Extension, the District or the Town for the construction of new facilities in connection with the Extension of the District, but the costs of the operation, maintenance and improvements to the District, as extended, shall be paid by the assessment, levy and collection of assessments upon the several lots and parcels of land within the District which the Town Board shall deem especially benefited

by said facilities, so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same.

Section 4. This resolution is subject to a permissive referendum and the Town Clerk of the Town is hereby authorized and directed within ten (10) days after the adoption of said resolution, to cause to be published at least once in the "SULLIVAN COUNTY DEMOCRAT" a newspaper published in said Town, the official newspaper of the Town, and posted on the sign board of the Town, maintained pursuant to subdivision 6 of Section 30 of the Town Law, a Notice which shall set forth an abstract of said foregoing resolution which shall be in substantially the following form:

TOWN OF LIBERTY, NEW YORK

PLEASE TAKE NOTICE that on September 2, 2008, the Town Board of the Town of Liberty, in the County of Sullivan, New York, adopted a resolution entitled:

"Resolution of the Town of Liberty, New York, adopted September 2, 2008, approving the Extension of the Route 55 Water District, in said Town, and providing that such resolution shall be subject to a permissive referendum,"

an abstract of such resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: RECITING that the Town Board of the Town of Liberty (the "Town Board" and "Town", respectively), in the County of Sullivan, New York, has heretofore duly caused Wasson Engineering, competent engineers duly licensed by the State of New York, to prepare a map, plan and report relating to the proposed Extension of the Route 55 Water District, in the Town (herein called the "Extension" and "District", respectively), which map, plan and report have been duly filed in the office of the Town Clerk of the Town for public inspection; that an Order was duly adopted by said Town Board on July 21, 2008, reciting the filing of said map, plan and report, a description of the boundaries of the Extension in a manner sufficient to identify the lands included therein, the services proposed, that the proposed Extension will be of no cost to Extension, the District or the Town and specifying the time and place of a Public Hearing

to hear all persons interested in the subject thereof concerning the same; that copies of such Order were duly published and posted, and that such hearing was duly held on August 18, 2008, at the time and place specified;

SECOND: RESOLVING AND DETERMINING that (a) the Notice of hearing was published and posted as required by Law and is otherwise sufficient, (b) all the property and property owners within the Extension are benefited thereby, (c) all the property and property owners benefited are included within the limits of the Extension and (d) it is in the public interest to extend the District;

THIRD: APPROVING the extension to the District; DESIGNATING the extension as Extension No. 1 to Route 55 Water District; and DESCRIBING Extension by metes and bounds in a manner sufficient to identify the lands included therein;

FOURTH: RESOLVING that there will be no cost to the Extension, the District or the Town for the construction of new facilities in connection with the Extension of the District, but the costs of the operation, maintenance and improvements to the District, as extended, shall be assessed, levied and collected from the several lots and parcels of land within the District, as extended, in the same manner and at the same time as other Town charges; and

FIFTH: STATING that this resolution is subject to a permissive referendum.

By Order of the Town Board of the
Town of Liberty, in the County of
Sullivan, New York.

Dated: September 2, 2008

Laurie Dutcher
Town Clerk

Section 5. The permission of the State Comptroller is not required with respect to the Extension because the estimated cost of the Extension to the Typical Property (as defined in the Town Law) is not above the Average Estimated Cost to the Typical Properties for the establishment of similar types of districts or extensions, as computed by the State Comptroller.

Councilperson Clarence Barber seconded the motion for the adoption of the forgoing resolution and said resolution was adopted by a roll call vote, as follows:

Supervisor John Schmidt	voting AYE
Councilman Clarence Barber	voting AYE
Councilman Maurice Gerry	voting AYE
Councilman Thomas Hasbrouck	voting AYE
Councilwoman Lynn P. Killian	voting AYE

RESOLUTION NO: -08

RESOLUTION OF THE TOWN OF LIBERTY, NEW YORK, ADOPTED SEPTEMBER 2, 2008, APPROVING THE EXTENSION OF THE SWAN LAKE SEWER DISTRICT, IN SAID TOWN, AND PROVIDING THAT SUCH RESOLUTION SHALL BE SUBJECT TO A PERMISSIVE REFERENDUM.

WHEREAS, the Town Board of the Town of Liberty (herein called the "Town Board" and "Town", respectively), in the County of Sullivan, New York has heretofore duly caused Wasson Engineering, competent engineers duly licensed by the State of New York, to prepare a map, plan and report relating to the proposed Extension of the Swan Lake Sewer District, in the Town (herein called the "Extension" and "District", respectively), as hereinafter described, which map, plan and report have been duly filed in the office of the Town Clerk of the Town for public inspection; and

WHEREAS, pursuant to the Order duly adopted on July 21, 2008, the Town Board determined to proceed with the proposed Extension of the District and adopted an Order reciting a description of the boundaries of the Extension of the District in a manner

sufficient to identify the lands included therein as in a deed of conveyance, the services proposed, that the Extension will be of no cost to the Extension, the District or the Town, the fact that a map, plan and report describing the same are on file in the Town Clerk's office for public inspection and specifying August 18, 2008 at 6:55 o'clock P.M. (Prevailing Time) as the time when, and the Town Hall, in the Town, as the place where, the Town Board would meet to consider said Extension of the District, and to hear all persons interested in the subject thereof concerning the same, and for such other action on the part of the Town Board in relation thereto, as may be required by law; and

WHEREAS, certified copies of such Order were duly published and posted pursuant to the provisions of Article 12-A of the Town Law; and

WHEREAS, a Public Hearing in the matter was duly held by the Town Board on the 18th day of August, 2008, commencing at 6:55 o'clock P.M. (Prevailing Time), at said Town Hall, at which all interested persons desiring to be heard were heard, including those in favor of, and those opposed to, the proposed Extension of the District;

Now, therefore, upon the evidence adduced at such Public Hearing, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF LIBERTY, IN THE COUNTY OF SULLIVAN, NEW YORK, AS FOLLOWS:

Section 1. It is hereby determined that:

(a) the notice of Public Hearing was published and posted as required by Law, and is otherwise sufficient;

(b) all the property and property owners included within the proposed Extension of the District are benefited thereby;

(c) all the property and property owners benefited are included within the limits of the Extension of the District; and

(d) it is in the public interest to extend the District.

Section 2. The Extension of the District is hereby approved, and the Extension of the District shall be designated and known as Extension No. 1 to the Swan Lake Sewer District, in the Town of Liberty, situated wholly outside of any incorporated village or city, and shall be bounded and described as follows:

SEWER DISTRICT EXTENSION DESCRIPTIONS

Extension Area 1

ALL that certain plot, piece or parcel of land situate in the Town of Liberty, County of Sullivan and State of New York, being a portion of lands now or formerly of LMS Properties NY, LLC as described in Liber 3024, Page 463 (tax parcel Section 36, Block 1, Lot 59) and situated on the east side of State Route 55, also known as County Road 15, as shown on a map entitled "Sewer & Water District Extension Plan" dated June 19, 2008 as prepared by Wasson Engineering and being more particularly bounded and described as follows:

BEGINNING at a point in the easterly bounds of the aforementioned state highway, said point being the southwesterly corner of lands now or formerly of Agudath Israel of America, Inc. Liber 1263, Page 250 and running thence along the southerly bounds of the same, South 73°-16'-30" East, 539.56 feet to the place and point of beginning of the parcel herein described, said point also being in the easterly bounds of the existing Swan Lake Sewer District boundary;

Thence continuing along the southerly bounds of Agudath Israel of America, Inc., South 73°-16'-30" East, 1,023.29 feet to a point in the westerly bounds of lands now or formerly of Agudath Israel Youth, Liber 546, Page 441;

Thence along said westerly bounds, South 15°-32'-30" West, 66.00 feet to the most southwesterly corner of the same;

Thence, through the aforementioned lands of LMS Properties NY, LLC, South 54°-19'-38" West, 738.46 feet to a point in the northerly bounds of lands now or formerly of Verebey and Adler, Liber 945, Page 125;

Thence along said northerly bounds North 72°-51'-55" West, 266.85 feet to the northwesterly corner of the same; thence along the westerly bounds, South 14°-32'-00" West, 450.00 feet to the northeasterly corner of lands now or formerly of Hilltop Homes, Inc., Liber 2606, Page 685;

Thence along the northerly bounds of Hilltop Homes, Inc., South 75°-02'-00" West, 217.45 feet to a point in the easterly bounds of the aforementioned sewer district; thence along said easterly bounds the following six (6) courses and distances;

- 1) North 18°-39'-00" East, 397.52 feet;
- 2) North 15°-58'-00" East, 129.24 feet;
- 3) North 10°-23'-00" East, 107.28 feet;
- 4) North 05°-00'-00" East, 244.44 feet;
- 5) North 02°-59'-00" East, 290.60 feet;
- 6) North 02°-39'-00" West, 61.77 feet to the place and point of beginning and containing 12.99 acres of land more or less.

Extension Area 2

ALL that certain plot, piece or parcel of land situate in the Town of Liberty, County of Sullivan and State of New York, being a portion of lands now or formerly of LMS Properties NY, LLC as described in Liber 3024, Page 463 (tax parcel Section 40, Block 1, Lot 12.1) and situated on the west side of State Route 55, also known as County Road 15, as shown on a map entitled "Sewer & Water District Extension Plan" dated June 19, 2008 as prepared by Wasson Engineering and being more particularly bounded and described as follows:

BEGINNING at the westerly corner of lands now or formerly of Mase, Liber 2229, Page 667 (tax parcel Section 40, Block 1, Lot 12.2) and running through the aforementioned LMS Properties NY, LLC North 62°-22'-00" West, 9.10 feet to the place and point of beginning of the parcel herein described, said point also being in the westerly bounds of the existing Swan Lake Sewer District;

Thence continuing through LMS Properties NY, LLC North 62°-22'-00" West, 902.02 feet to a point in the easterly bounds of lands now or formerly of Lasalle, Liber 1332, Page 62;

Thence running along said easterly bounds and the easterly bounds of lands now or formerly of Barlow and McComb, Liber 1316, Page 252 North 13°-35'-00" East, 413.64 feet to a point in the southerly bounds of lands now or formerly of Ferndale Villas, LLC, Liber 3391, Page 515;

Thence along said southerly bounds the following three (3) courses and distances;

- 1) South 79°-47'-00" East, 460.62 feet;
- 2) North 17°-08'-00" East, 268.60 feet;

- 3) South 82°-18'-00" East, 685.15 feet; thence back through lands of LMS Properties NY, LLC South 13°-55'-00" West, 43.43 feet to a point in the westerly bounds of the aforementioned sewer district;

Thence continuing through lands of LMS Properties NY, LLC and along said sewer district bounds the following six (6) courses and distances;

- 1) South 38°-02'-00" West, 30.04 feet;
- 2) South 32°-18'-18" West, 189.87 feet;
- 3) South 29°-32'-00" West, 188.73 feet;
- 4) South 28°-52'-00" West, 432.57 feet;
- 5) South 29°-47'-23" West, 133.39 feet;
- 6) South 30°-24'-00" West, 21.50 feet to the place and point of beginning of the parcel herein described and containing 16.75 acres of land, more or less.

Section 3. There will be no cost to the Extension, the District or the Town for the construction of new facilities in connection with the Extension of the District, but the costs of the operation, maintenance and improvements to the District, as extended, shall be paid by the assessment, levy and collection of assessments upon the several lots and parcels of land within the District which the Town Board shall deem especially benefited by said facilities, so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same.

Section 4. This resolution is subject to a permissive referendum and the Town Clerk of the Town is hereby authorized and directed within ten (10) days after the adoption of said resolution, to cause to be published at least once in the "SULLIVAN COUNTY DEMOCRAT" a newspaper published in said Town, the official newspaper of the Town, and posted on the sign board of the Town, maintained pursuant to subdivision 6 of Section 30 of the Town Law, a Notice which shall set forth an abstract of said foregoing resolution which shall be in substantially the following form:

TOWN OF LIBERTY, NEW YORK

PLEASE TAKE NOTICE that on August 18, 2008, the Town Board of the Town of Liberty, in the County of Sullivan, New York, adopted a resolution entitled:

“Resolution of the Town of Liberty, New York, adopted August 18, 2008, approving the Extension of the Swan Lake Sewer District, in said Town, and providing that such resolution shall be subject to a permissive referendum,”

an abstract of such resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: RECITING that the Town Board of the Town of Liberty (the “Town Board” and “Town”, respectively), in the County of Sullivan, New York, has heretofore duly caused Wasson Engineering, competent engineers duly licensed by the State of New York, to prepare a map, plan and report relating to the proposed Extension of the Swan Lake Sewer District, in the Town (herein called the “Extension” and “District”, respectively), which map, plan and report have been duly filed in the office of the Town Clerk of the Town for public inspection; that an Order was duly adopted by said Town Board on July 21, 2008, reciting the filing of said map, plan and report, a description of the boundaries of the Extension in a manner sufficient to identify the lands included therein, the services proposed, that the proposed Extension will be of no cost to Extension, the District or the Town and specifying the time and place of a Public Hearing to hear all persons interested in the subject thereof concerning the same; that copies of such Order were duly published and posted, and that such hearing was duly held on August 18, 2008, at the time and place specified;

SECOND: RESOLVING AND DETERMINING that (a) the Notice of hearing was published and posted as required by Law and is otherwise sufficient, (b) all the property and property owners within the Extension are benefited thereby, (c) all the

Councilman Maurice Gerry	voting AYE
Councilman Thomas Hasbrouck	voting AYE
Councilwoman Lynn P. Killian	voting AYE

RESOLUTION NO: -08

SET BID DATE FOR RT 55 PUMP REPLACEMENT

On a motion by **Councilperson Lynn Killian**, seconded by **Councilperson Thomas Hasbrouck** the Town Board does hereby schedule a bid opening on 9/25/2008 at 11:00 a.m. in the Town Clerk's Office, 120 North Main Street, Liberty for Rt. 55 Pump Replacement.

5 AYES
Carried

RESOLUTION NO: -08

REJECT BID FOR LIBERTY SKATEPARK

On a motion by **Councilperson Lynn Killian**, seconded by **Councilperson Maurice Gerry** the Town Board does hereby reject the bid received by Werlau Construction in the amount of \$103,950 and will set a date for a re-bid.

5 AYES
Carried

RESOLUTION NO: -08

RELEASE OF BOND MONEY FOR SOL & DAVE, INC.

On a motion by **Councilperson Thomas Hasbrouck**, seconded by **Councilperson Clarence Barber** the Town Board does hereby upon completion of the road and a final inspection made by the Highway Superintendent and the Town Engineer, release the balance of the bond money to Sol & Dave., Inc.

5 AYES
Carried

RESOLUTION NO: -08

AUTHORIZE SUPERVISOR TO SIGN NYSCDBG GRANT AGREEMENT

On a motion by **Councilperson Lynn Killian**, seconded by **Councilperson Clarence Barber** the Town Board does hereby authorize the Supervisor to sign the New York State Community Development Block Grant Agreement.

5 AYES
Carried

RESOLUTION NO: -08

FALL CLEANUP SCHEDULED

On a motion by **Councilperson Thomas Hasbrouck**, seconded by **Councilperson Lynn Killian** the Town Board does hereby upon the recommendation of the Town Highway Superintendent, schedule a Fall Cleanup for the Town of Liberty residents on 10/3 & 10/4/2008.

5 AYES
Carried

ADJOURN

On a motion by Councilperson Thomas Hasbrouck, seconded by Councilperson Lynn Killian and carried, the Town Board adjourned the meeting at 5:15 p.m.

Respectfully submitted,

Laurie Dutcher,
Town Clerk