

**DEPARTMENT HEAD MEETING  
TOWN BOARD OF THE TOWN OF LIBERTY  
120 NORTH MAIN STREET, LIBERTY, NY 12754  
September 14, 2009**

At the Regular Monthly Department Head Meeting of the Town Board of the Town of Liberty held on September 14, 2009 at 4:00 p.m. at Town Hall, 120 North Main Street, Liberty, New York, the following were present:

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

Recording Secretary: Town Clerk Laurie Dutcher

Also present:            Town Attorney Kenneth Klein  
                                Water & Sewer Chief Albert Picard  
                                Highway Superintendent Timothy Pellam  
                                Code Enforcement Officer Mark VanEtten  
                                Finance Director Earl Bertsch  
                                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:**

- Kelly Engineering has only 1 project done off the list Midway Rd.
- Will be more cost effective if Town supplies the materials.
- Bridge is in for Midway Rd. waiting for it to be transported.
- Breezy Hill is the most important road to be fixed.
- Millenium pipeline is almost cleaned up and moved out.

**Water & Sewer Department:**

- Still working on Stevensville wells which were hit by lightning a month ago and have \$5,000 - \$6,000 worth of damage.
- Old Monticello Rd. has been marked out and Terry Kelly will do the survey work.
- Need Terry Kelly do some work for the WSS grant
- Received letter from John Sansalone regarding Loomis Water.
- Painting hydrants, etc.
- Swan Lake accountability problem somewhere between the 2 lakes.
- Green Hills Williamsburg Mobile have completed work.

**Dog Control:**

- No report

**Code Enforcement Officer:**

- 14 Building permits issued
- 43 Violations
- 20 Closed violations
- 9/17 New flood plan meeting
- WSS Apts. Unsafe building proceedings
- Green Hills issued 3 CO's
- Business as usual

**Assessor:**

- Absent

**Parks & Recreation:**

- Absent

**Town Clerk**

- Very busy w/ Hunting licenses
- Selling a lot of Lifetime licenses
- People are not happy w/ price increase

**Finance Director:**

- FEMA \$ held up
- Problem w/ Sam's Club billing cycle does not fit into our audit cycle
- Approval to pay \$203.87 to Sam's Club
- Cleaning service RFP's to be sent out- were written up by auditors last year
- Health Insurance verifications due by 11/25 will be sending a letter to retirees
- Budget Officer presented the 2010 budget to the Board
- Need to set up workshops for Budget
- Summer surcharge down \$9,500 or 13%

**RESOLUTION NO. -09**

*APPROVAL TO PAY SAM'S CLUB*

**MOTION** by Councilperson Lynn Killian, seconded by Councilperson Thomas Hasbrouck, the Town Board of the Town of Liberty does hereby give approval to pay Sam's Club in the amount of \$203.87.

4 AYES - Carried

1 Absent-Councilperson Gerry

**BOARD DISCUSSION**

**Councilperson Clarence Barber**

- Wanted to know what we were doing regarding the Air Quality report.

Supervisor Schmidt advised that we had gotten 2 reports one for \$40,000 and one for \$11,000. He advised that we needed to get another quote since there was such a big spread. Supervisor Schmidt advised that it was his understanding that the court was going to be held at the Senior Center on Tues. and Thurs.

**Councilperson Lynn Killian**

- What is the status of the gate on the cemetery in Swan Lake?

Supervisor Schmidt advised that he was just getting some bills together to send to the State for reimbursement.

Finance Bertsch advised that he believed that the money needed to come out of the grant.

Attorney Klein advised that you could repair the gate but would get criticized for buying one.

Heinrich Strauch advised that he believed that Nancy Levine was looking for a contribution from the Town.

- The waterline that was mentioned earlier was that something that the CDC could help us get a grant for?

Water and Sewer Foreman Albert Picard advised that the quote was between \$300,000 & \$400,000 to replace the waterline on the Old Monticello Rd.

Councilperson Killian advised that she thinks that the Industrial Park should be a top priority for next year because it is such a big part of the Comprehensive Plan.

W&S Forman Picard asked if we shouldn't be more concerned about fixing the pipes for the people already in the district.

Supervisor Schmidt advised that he was in 100% agreement.

Councilperson Killian advised that she agreed that the in district water lines and sewer should be our priority but that the Industrial site was a top priority in our Comprehensive Plan and it seems to be on a back shelf so it should be bumped up another priority.

**Supervisor John Schmidt**

- The Town had put the Kelly Bridge Rd. property on the market and have received an offer of \$60,000 but it is below the Fair Market Value.

**Councilperson Thomas Hasbrouck**

- Nothing to report

**Councilperson Maurice Gerry**

- Absent

**RESOLUTION NO. -09**

*RESOLUTION REGARDING SEQR REVIEW FOR EMERGENCY REPAIRS TO MIDWAY RD.  
BANK STABILIZATION*

**MOTION** by Councilperson Thomas Hasbrouck, seconded by Councilperson Lynn Killian, the Town Board of the Town of Liberty does hereby adopt the following resolution:

RESOLVED: that the Town Board of the Town of Liberty does hereby declare itself as the lead agency for the SEQR for emergency repairs to Midway Rd.; and

BE IT FURTHER RESOLVED: that the repair has been determined to be an unlisted action in accordance with the regulations promulgated pursuant to the State Environmental Quality Review Act; and

BE IT FURTHER RESOLVED: that the Town Board of the Town of Liberty does hereby accept the Short Environmental Assessment for the bank stabilization for Midway Rd. as prepared by the Town Engineer and do hereby approve a Negative Declaration.

4 AYES - Carried

1 Absent- Councilperson Gerry

**RESOLUTION NO. -09**

*RESOLUTION REGARDING SEQR REVIEW FOR EMERGENCY REPAIRS TO MIDWAY RD.  
CULVERT REPLACEMENT*

**MOTION** by Councilperson Thomas Hasbrouck, seconded by Councilperson Clarence Barber, the Town Board of the Town of Liberty does hereby adopt the following resolution:

RESOLVED: that the Town Board of the Town of Liberty does hereby declare itself as the lead agency for the SEQR for emergency repairs to Midway Rd.; and

BE IT FURTHER RESOLVED: that the repair has been determined to be an unlisted action in accordance with the regulations promulgated pursuant to the State Environmental Quality Review Act; and

BE IT FURTHER RESOLVED: that the Town Board of the Town of Liberty does hereby accept the Short Environmental Assessment for the culvert replacement for Midway Rd. as prepared by the Town Engineer and do hereby approve a Negative Declaration.

4 AYES - Carried

1 Absent- Councilperson Gerry

**RESOLUTION NO. -09**

*RESOLUTION REGARDING SEQR REVIEW FOR EMERGENCY REPAIRS TO LENAPE LAKE RD.*

**MOTION** by Councilperson Lynn Killian, seconded by Councilperson Thomas Hasbrouck, the Town Board of the Town of Liberty does hereby adopt the following resolution:

RESOLVED: that the Town Board of the Town of Liberty does hereby declare itself as the lead agency for the SEQR for emergency repairs to Lenape Lake Rd.; and

BE IT FURTHER RESOLVED: that the repair has been determined to be an unlisted action in accordance with the regulations promulgated pursuant to the State Environmental Quality Review Act; and

BE IT FURTHER RESOLVED: that the Town Board of the Town of Liberty does hereby accept the Short Environmental Assessment for the bridge replacement on Lenape Lake Rd. as prepared by the Town Engineer and do hereby approve a Negative Declaration.

4 AYES - Carried  
1 Absent- Councilperson Gerry

**RESOLUTION NO. -09**

*RESOLUTION REGARDING SEQR REVIEW FOR EMERGENCY REPAIRS TO CUTLER RD.*

**MOTION** by Councilperson Thomas Hasbrouck, seconded by Councilperson Lynn Killian, the Town Board of the Town of Liberty does hereby adopt the following resolution:

RESOLVED: that the Town Board of the Town of Liberty does hereby declare itself as the lead agency for the SEQR for emergency repairs to Cutler Rd.; and

BE IT FURTHER RESOLVED: that the repair has been determined to be an unlisted action in accordance with the regulations promulgated pursuant to the State Environmental Quality Review Act; and

BE IT FURTHER RESOLVED: that the Town Board of the Town of Liberty does hereby accept the Short Environmental Assessment for the culvert replacement on Cutler Rd. as prepared by the Town Engineer and do hereby approve a Negative Declaration.

4 AYES - Carried  
1 Absent- Councilperson Gerry

**RESOLUTION NO. -09**

*ELLIS WOODWORKING TO REPLACE SENIOR CITIZEN STEPS*

**MOTION** by Councilperson Clarence Barber, seconded by Councilperson Thomas Hasbrouck, the Town Board of the Town of Liberty does hereby hire Ellis Woodworking to replace the steps to the Senior Citizen Center at a cost of \$3,800.

4 AYES - Carried  
1 Absent-Councilperson Gerry

**RESOLUTION NO. -09**

*ELLIS WOODWORKING TO BE PAID FOR MATERIALS*

**MOTION** by Councilperson Lynn Killian, seconded by Councilperson Thomas Hasbrouck the Town Board does authorize that a check in the amount of \$1,900 be paid to Ellis Woodworking to buy the materials needed to replace the steps.

4 AYES - Carried  
1 Absent-Councilperson Gerry

**RESOLUTION NO. -09**

*TOWN BOARD REQUESTS THAT THE COUNTY OF SULLIVAN PETITION THE STATE OF NEW YORK DEPARTMENT OF TRANSPORTATION TO ESTABLISH A LOWER SPEED LIMIT ON OLD LOOMIS RD.*

**MOTION** by Councilperson Thomas Hasbrouck, seconded by Councilperson Lynn Killian the Town Board of the Town of Liberty does hereby request with the submittal of a completed TE-9 that the County of Sullivan Department of Public Works request the State of New York Department of Transportation to establish a 30 mile per hour speed limit on the Old Loomis Rd., Town Rd. No. 48.

4 AYES - Carried  
1 Absent-Councilperson Gerry

**RESOLUTION NO. -09**

*TOWN FALL CLEAN-UP SET*

**MOTION** by Councilperson Clarence Barber, seconded by Councilperson Thomas Hasbrouck, the Town Board of the Town of Liberty does hereby set the following dates and times at the Highway Facility for the Town of Liberty Fall Clean-up:

October 1, 2 & 3

|                         |                                      |
|-------------------------|--------------------------------------|
| October 1 & 2           | 7:30 am to 3:00 pm                   |
| October 3 <sup>rd</sup> | 7:30 am until the dumpsters are full |

4 AYES - Carried  
1 Absent-Councilperson Gerry

**Board agrees to send RFP's for Janitorial services.**

**CARRIED OVER**

1. Letter from NYSDEC regarding the Loomis Wastewater Treatment Plant exceeding the effluent limitations.
2. Letter from Highway Superintendent Timothy Pellam regarding the Melton Subdivision located on Muhlig Road depositing water on the property of 168 Muhlig Rd. (Attorney Kenneth Klein sent fax to his attorney)
3. Updating of the Liberty Fee Schedule.
4. Letter from Mildred Beck requesting that her water bill be adjusted.
5. Schedule public hearing for an unsafe building on 10/19/2009 at 6:50 p.m. regarding 174-180 Mineral Springs Rd.

**Steve Beseth informed the Town of his intention to retire on 5/28/2010.**

Supervisor John Schmidt & Councilperson Lynn Killian will attend a 2010 Joint Planning session with the Liberty CDC, Village of Liberty and the Gerry Foundation. Date to be announced.

**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