

**REGULAR MONTHLY MEETING
TOWN BOARD OF THE TOWN OF LIBERTY
December 21, 2009**

At the Town Board Meeting of the Town Board of the Town of Liberty held at 7:00 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 Thomas Hasbrouck
Councilperson Clarence Barber
Councilperson Maurice Gerry

Recording Secretary: Town Clerk Laurie Dutcher

Also present:

Town Attorney Kenneth Klein
Finance Director Earl Bertsch
Water & Sewer Foreman Albert Picard
Code Enforcement Officer Mark VanEtten
Deputy Highway Superintendent John Lennon
Senior Account Clerk Cheryl Gerow
Deputy Town Clerk Sara Sprague

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

Presentation of plaque to Jeffrey S. Altbach

RESOLUTION NO. -09

RESOLUTION OF RESPECT FOR JEFFREY S. ALTBACH

Motion by Councilperson Lynn Killian, seconded by **Councilperson Thomas Hasbrouck**, the Town Board does hereby present the following resolution of retirement to Jeffrey S. Altbach:

5 AYES - Carried

RESOLUTION OF RETIREMENT
HONORABLE JEFFREY S. ALTBACH
TOWN JUSTICE

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TOWN OF LIBERTY

WHEREAS, the Honorable Jeffrey S. Altbach has served the citizens of the Town of Liberty with dignity as the Town of Liberty Justice and past Village of Liberty Justice; and

WHEREAS, the Honorable Jeffrey S. Altbach is retiring from the elected position of Town Justice on December 31, 2009, a position that he has held since January 1, 1986; and

WHEREAS, the Honorable Jeffrey S. Altbach has served the Town's people with dedication, devotion, diligence and honor; and

WHEREAS, the Honorable Jeffrey S. Altbach has always been mindful of the needs of the people of the Town of Liberty, has devoted his life to his community and has earned the love and respect of many citizens and officials at the Town and State levels.

NOW, THEREFORE, BE IT RESOLVED: that the Town Board of the Town of Liberty does hereby express its sincere appreciation and thanks to the Honorable Jeffrey S. Altbach for his fine service to the Town of Liberty and hereby extends its best wishes to him for much success and happiness in the future.

Dated: December 21, 2009

John E. Schmidt, Supervisor
Maurice Gerry, Councilperson
Thomas Hasbrouck, Councilperson
Lynn Killian, Councilperson
Clarence Barber, Councilperson

Attest: Laurie Dutcher, Town Clerk

5 AYES - Carried

Certificates of Appreciation presented to:

Maurice Gerry for 16 years of service as Town of Liberty Councilman

Clarence Barber for his service as Town of Liberty Councilman

At this point in the meeting Councilperson Gerry left the meeting.

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PUBLIC PARTICIPATION

Tom Wohlrab addressed the Board regarding Birch Lane. He would like the Town to resume plowing for emergency vehicles. He advised that Mr. Lamoreaux had taken care of the road but recently had his leg amputated and was no longer able to do it.

The Town Board advised that it was not a Town road but a private drive. The Town advised that they would look into maintaining the Town's right of way and would get back to Mr. Wohlrab.

Jim Austin, Town of Liberty Highway Department employee, advised that he would like to know what could be done about people plowing snow into the road and leaving it.

Attorney Klein will put together a notice that can be delivered to the people in violation of the Town of Liberty Code.

Mr. Austin also advised that the BOCES staff come over to Town of Liberty property at the Highway Barn and smoke and then throw all the cigarette butts on the Town.

RESOLUTION NO. -09

BID SET FOR SWAN LAKE SIDEWALKS FOR 1/21/2010

Motion by Councilperson Lynn Killian, seconded by **Councilperson Thomas Hasbrouck**, the Town Board does hereby set a bid opening for the Swan Lake sidewalks for 1/21/2010 at 11:00 a.m. at the Town Clerk's Office, 120 North Main Street, Liberty.

4 AYES - Carried

CORRESPONDENCE

1. A letter from Morton I. Baum of Baum Law Offices, LLP, regarding Lenape Farms, Inc. and Lenape Lake Road Extension.
2. A thank you letter from the Sullivan County Farmer's Market.
3. A memo from Finance Director Earl Bertsch regarding the 2010 Insurance rates.

RESOLUTION NO. -09

APPROVAL OF AUDIT

Motion by Councilperson Lynn Killian, seconded by **Councilperson Clarence Barber**, the Town Board approved the following:

- December, 2009 Abstract:
Claims #2373 to #2610 totaling \$674,788.93

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- Post November, 2009 Abstract:
Claims #2360 to #2372 totaling \$125,650.63

4 AYES - Carried

RESOLUTION NO. -09

APPROVAL OF MINUTES

Motion by Councilperson Thomas Hasbrouck, seconded by **Councilperson Lynn Killian**, the Town Board approved the following minutes as submitted:

- Public Hearings (5) 11/2/2009
- Dept. Head Mtg. 11/2/2009
- Budget Worksession 11/9/2009
- Regular Monthly Mtg. 11/16/2009

4 AYES - Carried

RESOLUTION NO. -09

APPROVAL OF MONTHLY REPORTS

Motion by Councilperson Thomas Hasbrouck, seconded by **Councilperson Lynn Killian**, the Town Board approved the following reports as submitted:

- Town Clerk's 11/2009 Monthly Report
- Monthly Town Board Report of Revenue & Expense Summary as of 11/30/2009

4 AYES - Carried

OLD BUSINESS:

- | | |
|---|-----------|
| 1. Consolidation of Water Districts | Carryover |
| 2. Air Quality Report | Carryover |
| 3. Workplace Violence | Carryover |
| 4. Replacement of waterline on Old Monticello Rd. | Carryover |
| 5. Melton Subdivision | Carryover |
| 6. Updating the Town of Liberty Polling Places | Carryover |
| 7. Snow removal for Town Hall | Carryover |

RESOLUTION NO. -09

APPROVAL OF OPTION #1 WSS WATER SMALL CITIES GRANT

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Motion by Councilperson Clarence Barber, seconded by **Councilperson Lynn Killian**, the Town Board of the Town of Liberty approved Option #1 for the WSS Water Small Cities Grant which consist of the following:

Preparation of RFP, advertising and selecting the administrator and engineer based on the Small Cities method.

	<u>Estimated Cost</u>
Administrator	\$ 24,000
Engineering	\$ 65,000
Construction	<u>\$ 511,000</u>
TOTAL	\$ 600,000

Local Share \$ 0

4 AYES - Carried

RESOLUTION NO. -09

APPROVAL OF OPTION #1 LOOMIS WATER SMALL CITIES GRANT

Motion by Councilperson Thomas Hasbrouck, seconded by **Councilperson Clarence Barber**, the Town Board of the Town of Liberty approved Option #1 for the Loomis Water Small Cities Grant which consist of the following:

Preparation of RFP, advertising and selecting the administrator and engineer based on the Small Cities method.

	<u>Estimated Cost</u>
Administrator	\$ 24,000
Engineering	\$ 65,000
Construction	<u>\$ 511,000</u>
TOTAL	\$ 600,000

Local Share \$ 0

4 AYES - Carried

RESOLUTION NO. -09

CREATE POSITION OF BUDGET/ACCOUNTING COORDINATOR AND APPOINT CHERYL GEROW AS BUDGET/ACCOUNTING COORDINATOR

Motion by Councilperson Thomas Hasbrouck, seconded by **Councilperson Lynn Killian**, the Town Board of the Town does hereby create the position of Budget/Accounting Coordinator and appoint Cheryl Gerow as Budget/Accounting Coordinator.

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4 AYES- Carried

RESOLUTION NO. -09

AUTHORIZE SUPERVISOR TO SIGN AGREEMENT WITH HUMANE SOCIETY OF MIDDLETOWN

Motion by Councilperson Thomas Hasbrouck, seconded by **Councilperson Lynn Killian**, the Town Board of the Town of Liberty does hereby authorize the Supervisor to sign the following agreement with the Humane Society of Middletown.

4 AYES - Carried

RESOLUTION NO. -09

SCHEDULE THE RE-ORGANIZATIONAL MEETING FOR 1/4/2010 AT 4:00 P.M.

Motion by Councilperson Lynn Killian, seconded by **Councilperson Thomas Hasbrouck**, the Town Board of the Town of Liberty does hereby schedule the Re-organizational meeting for 1/4/2010 at 4:00 p.m.

Price to clean Town Hall	\$250 per week
Price to clean Parks & Rec	\$210 per week
Price to clean Highway Facility	\$110 per week

5 AYES - Carried

SNOW REMOVAL

Carried over

RESOLUTION NO. -09

ADOPTION OF THE 2010 PRELIMINARY BUDGET

Motion by Councilperson Clarence Barber, seconded by **Councilperson Thomas Hasbrouck**, the Town Board of the Town of Liberty adopted the 2010 Preliminary Budget as presented.

Councilperson Barber AYE
Councilperson Hasbrouck AYE
Supervisor Schmidt AYE

Councilperson Killian NAY
Councilperson Gerry NAY

3 AYES Carried

Regular Monthly Meeting
11/16/2009 continued.....

On a motion by Councilperson Clarence Barber, seconded by Thomas Hasbrouck the
Town Board adjourned the meeting at 8:20 p.m.

Respectfully submitted,

Laurie Dutcher, Town Clerk