

TOWN OF LIBERTY ASSESSOR'S OFFICE



DEBORAH S. SHEA- Sole Assessor

120 North Main Street
Liberty, New York 12754-1893
d.shea@townofliberty.org

845-292-4843
Fax 845-292-2562

DEPARTMENT HEAD REPORT

Monthly Ongoing Updates: collecting data, updating files, splits, merges and renewing exemptions.

- Working on Mobil Home Parks Star renewals. Star and Star Enhanced renewals are done every year, to keep track of moving homes in and out of the parks.
- Processing data from John's recollects that were requested by property owners.
- Working with the Building Department sharing photos and information.
- I will report on the (town tax effects) of the plan to demolish the Grossinger Hotel and improve the golf course.

-submitted 10/26/2016

Town of Liberty Finance Office
120 North Main Street
Liberty, NY 12754
(845) 292-5772
c.gerow@townofliberty.org

DATE: October 31, 2016
TO: Supervisor Barbuti and Town Board Members
FROM: Earl Bertsch/Cheryl Gerow
RE: October Monthly Report

The following took place in the Finance Office for the month of October:

1. Submitted payment request to EFC for Loomis Sewer Phase II totaling \$195,928.38. Total requested and received to date is \$1,481,594.79.
2. Made changes to 2017 Tentative Budget according to Town Board discussions.
3. Adopted 2017 Budget and submitted the 2017 tax cap compliance.
4. Gave departments their budgets as adopted
5. Calculating the effect on sewer units and charges by changing the minimum usage
6. Submitted tax exemption forms and certifications to Wex Inc for use of fuel for non taxable purposes.
7. Supplied various certifications to EFC regarding MWBE for Loomis Sewer and Stevensville Water
8. Started compiling data for Affordable Care Act form 1095C to be distributed to all employees and retirees
9. All other daily duties and responsibilities

**TOWN OF LIBERTY
HIGHWAY DEPARTMENT
DEPARTMENT HEAD REPORT
October 2016**

October 3	-	Seal Wilbur Klein Road, Devaney Road, Queen Mountain Road w/ trucks from Town of Callicoon and Rockland.
October 4	-	Pave w/ Village of Liberty
October 5	-	Pave w/ Village of Liberty
October 6	-	Pave w/ Village of Liberty Work on trucks and equipment in shop
October 7	-	Finish ditches Loomis Road Work on trucks and equipment in shop
October 11	-	Seal Loomis Road, Old Loomis Road
October 12	-	Seal Loomis Road
October 13	-	Blacktop Loomis Road Grader pave Mongaup Road Work at gravel bank Work on trucks and equipment in shop
October 14	-	Grader pave East Mongaup Road Install catch basin Parksville Work on trucks and equipment in shop Move equipment Work at gravel bank
October 17	-	Pave w/ Village of Liberty
October 18	-	Pave w/ Village of Liberty Sweep Shore Road Patch driveways Loomis Road Work at gravel bank Work on trucks and equipment in shop
October 19	-	Grader pave East Mongaup Road
October 20	-	Grader pave East Mongaup Road Patch Elk Point Road Patch Benton Hollow Road

October 21	-	Patch Elk Point Road Work on trucks and equipment in shop
October 24	-	Patch Elk Point Road Patch Stanton Corners Road Clean up downed trees
October 25	-	Patch Ferndale Loomis Road
October 26	-	Grader pave Barton Road Ditch Stanton Corners Road
October 27	-	Sanded all roads Worked on trucks and equipment in shop
October 28	-	Clean up downed trees Work on trucks and equipment in shop
October 31	-	Patch Cooley Mountain Road Patch Lenape Lake Road Work at gravel bank Work on trucks and equipment in shop



119 NORTH MAIN STREET
LIBERTY, NEW YORK 12754
(845) 292-7690

November 2016
Department Head Report

1. We have come to the end of the season for the Liberty Warriors football and cheerleading program. It was another successful season.
2. We have begun work on the Hanofee baseball field. The chain link fence is almost completed around the field and Matt Dewitt has started working on the infield. The topsoil is in on the infield and seeded which will make it a grass infield like the Walnut field. Also some of the base line clay is piled and we are waiting on the remainder of the clay to be delivered.
3. We are holding our annual fall hike at Walnut Mountain on October 26th. We have around 20 people signed up so far.
4. We have been getting everything set up for the Halloween Parade on October 29th.
5. I have been getting everything ready for our Volunteer Recognition Night.
6. We are currently working on setting up our winter programs. Our flyer should be done in the beginning of November.
7. We will be closing the gates and restrooms at the parks starting November 1st. Patrons can still use the park grounds, just the facilities are closed.

Account#	Account Description	Fee Description	Qty	Local Share
	Health Insurance	General Fund B	1	0.00
		Highway Fund DA	1	0.00
		Sub-Total:		\$0.00
A1255	Conservation	Conservation	11	38.19
	Marriage License	Marriage License Fee	7	122.50
	Permits	Towing License	10	500.00
	Small Sales	EZ Pass	1	25.00
		Marriage Certificate	7	70.00
		Sub-Total:		\$755.69
A1620.4	Small Sales	Photo Copies	7	1.75
		Sub-Total:		\$1.75
A1670.4	Building Fees	Certified Mailings	1	194.40
		Sub-Total:		\$194.40
A2544			1	0.00
	Dog Licensing	Exempt Dogs	1	0.00
		Female, Spayed	11	61.50
		Female, Unspayed	2	25.00
		Male, Neutered	11	71.50
		Male, Unneutered	1	12.50
		Purebred Licenses	1	25.00
		Sub-Total:		\$195.50
A2545	Dog	Redeemed Dog	3	120.00
		Sub-Total:		\$120.00
B2770	Building Fees	Building Permit	21	5,162.10
		Municipal Search	17	850.00
		Sub-Total:		\$6,012.10
			Total Local Shares Remitted:	\$7,279.44
Amount paid to:	General Fund B			226.40
Amount paid to:	Highway Fund DA			568.94
Amount paid to:	Ny State Dept. Of Health			157.50
Amount paid to:	NYS Ag. & Markets for spay/neuter program			52.00
Amount paid to:	NYS Environmental Conservation			653.81
Total State, County & Local Revenues:		\$8,938.09	Total Non-Local Revenues:	\$1,658.65

To the Supervisor:

Pursuant to Section 27, Sub 1, of the Town Law, I hereby certify that the foregoing is a full and true statement of all fees and monies received by me, Laurie Dutcher, Town Clerk, Town of Liberty during the period stated above, in connection with my office, excepting only such fees and monies, the application of which are otherwise provided for by law.

Supervisor

Date

Town Clerk

Date

DEPARTMENT HEAD REPORT
WATER & SEWER DEPARTMENT
November 7, 2016

1. New backhoe was delivered on October 20th and was put into service on a water main break on October 21st on the White Sulphur Rd. The break was between the last two by the Arthur Shapiro residence and again, thanks goes out to Matt DeWitt and the Highway Dept for trucking assistance to put the County road back into service.
2. Working with three meter companies to get prices to replace two of the three sewer meters that have failed over the last two months. Manning is the manufacturer of all three, and they are obsolete now and must be replaced.
3. Second oxidation drain valve is here and scheduled to be installed the week of November 1st by Tam Enterprises at the Swan Lake Wastewater Plant.
4. Evan Decker has successfully passed his sewer final exam and is awaiting his certification card. Operators now on staff consist of 5 sewer and 4 water.
5. Stevensville well #3 has had upgraded meter installed by Layne Christensen and is scheduled to have the variable drive installed by Ted Marks Enterprise during the week of November 1st.
6. Delaware Engineering and water Dept. met with Sullivan Co. DPW in Monticello to move forward on the design of the lake crossing in the Stevensville Water District, and design of the Phase VII White Sulphur Rd. water main grant in the W.S.S. water District.
7. Potable water supply was given to the Youngsville Water District on the night of October 25th. Their operator contacted us and advised us that a well problem was occurring and they were awaiting their well people. Upon further investigation, it was found to have a broken valve at the well location that may have been vandalized and they are looking into it. We supplied two tractor trailer loads, (12,000 gallons) of water from the Sherwood Pump house, which allowed their district to stay in service overnight until their well could catch up
8. Full start up of the Loomis Sewer Plant is set for Monday October 31st and should have operators on site the full week to train Town personnel and check all operations for proper installation.

9. I am waiting on final approval of the sewer meter letter so it can be sent out. Are we going to send these out registered with a return receipt requested? When will quarterly billing start on new sewer meters and for the existing hotel meter? We have also sent a list of Swan Lake users that will now be required to install meters.
10. Spoke with Brian on Tuesday November 1st about Board decision to replace Stacey's truck, or to make repairs to it. Truck is in the shop getting a list of repairs and the cost to keep it roadworthy for some length of time. I will bring the estimate to the meeting on Monday. Also discussed was the ongoing need for some kind of rag control at the Swan Lake sewer plant. Stacey spoke to people who worked on the Village sewer plant with their aeration problems and gave us a few ideas, but the rag problem has to be addressed prior to any aeration equipment addition. This company also stated to Stacey that with the elimination of the rags that are now plugging the existing jets during the summer might eliminate the need for more air addition.
11. Final drain valve at the Swan Lake sewer plant was installed by Tam Enterprises on Tuesday Nov. 1st and will complete the valving replacement planned for the 2016 season. We are refilling the ditch to check the jets for any more blockages and are planning on switching to switch ditches in late spring to clean the second ditch aeration jets prior to summer 2017 rush. We know that some are now plugged but draining and physical inspection of the six ports is the only way to know if they are open or plugged.
12. Any other matters that may arise prior to meeting.

TOWN OF LIBERTY
WATER & SEWER DEPARTMENT
120 NORTH MAIN STREET
LIBERTY, NY 12754
Phone: (845) 292-5620
Fax : (845) 292-3041
TTY/TTD: 711

In District Sewer Users

RE: Sewer Flow Meter

On September 6, 2016 The Town Board of Liberty enacted a Local Law amending the sewer use regulation in Chapter 121-29 of the Code of The Town of Liberty.

As stated in the amended code, any property connected to and discharging into a district sewer system in excess of 3,000 gallons of average daily flow of sewage in any given month, shall install a manhole and flow meter at the owner's expense.

Your property has exceeded the 3,000 gallons of daily flow and will require a flow meter to be installed.

Enclosed is a copy of the amended sewer code 121-29.

Flow meters must be installed and completed by September 1, 2017 to prevent violations to the property following the above date.

Please contact Thomas Kehrley, Water & Sewer Supervisor at 845-292-5620 for additional information.

In accordance with Federal Law and U.S. Department of Agriculture policy, this institution is prohibited from discriminating on the basis of race, color, national origin, sex, age, or disability.
(Not all prohibited bases apply to all programs.)

To file a complaint, write USDA, Director, Office of Civil Rights,
Room 326-W, Whitten Building, 1400 Independence Avenue, SW, Washington, DC 20250-9410
Or call (202) 720-5964 (voice and TDD). USDA is an equal opportunity provider and employer.

SECTION I
Amendment of Chapter 121 of the Code of the Town of Liberty

A. A new §121-10.1 is hereby added to Article IV of Chapter 121 of the Code of the Town of Liberty to read as follows:

“§121-10.1 Non-district users.

An owner of property that is located outside of an established sewer district of the Town may request that the Town Board of the Town of Liberty authorize connection to a district's sewage system. The determination whether or not to approve such request and authorize such connection shall be at the sole discretion of the Town Board and, in any event, shall only be considered if the district has adequate capacity available to accommodate and treat the proposed quantity of flow for the period of time requested. If approved, no such connection shall occur until a written agreement is entered into between the non-district property owner and the Town Board acting on behalf of the relevant sewer district, which agreement must contain the following provisions:

- A. The term of the agreement, including dates of commencement and termination and whether the agreement is renewable.
- B. The average daily flow per month to be received by the district for the term of the agreement.
- C. The location of the district's manhole where the property owner's non-district sewer line shall connect to the district's system.
- D. The property owner's agreement to install, prior to connection, at his, her or its sole cost and expense (inclusive of Town engineering and professional expenses), a manhole and flowmeter acceptable to the Town Board, the Administrator and the Town's engineer, in order to facilitate observation, sampling and measurement of waste as well as inspection by the Town. The manhole shall be located and the meter installed so as to be safe and accessible by Town personnel and constructed in accordance with plans approved by the Administrator. All maintenance, repairs and replacements thereof, and annual calibration of meters, shall be at the property owner's sole expense and performed by contractors approved in advance by the Town Board.
- E. A description of the type and nature of flow that is to be discharged into the district's system.
- F. The minimum amount of advance notice of early termination of the agreement by the Town in the event the limit of the district's capacity shall be reached prior to the end of the term of the agreement.
- G. The charge to the property owner per 1,000 gallons of flow received by the district shall not exceed the average residential rate charged to in-district users, which includes Maintenance and Operation (M&O) and Capital charges.

- H. The property owner shall be billed quarterly based on the actual flow recorded by the meter as read by the Town's personnel.
- I. In the event any amount billed by the Town remains unpaid after thirty (30) days of the date of the invoice, the property owner shall be charged a ten percent (10%) penalty. Any unpaid balance remaining after sixty (60) days of the date of the invoice (inclusive of the aforesaid penalty) shall be subject to an additional ten percent (10%) penalty.
- J. Any unpaid balance remaining as of November 1 of each year shall be re-levied on the property owner's next tax bill.
- K. If any balance is not paid in full within ninety (90) days of the date of invoice, the agreement shall terminate upon notification of the property owner by the Town."

B. §121-29 of Article VI of Chapter 121 of the Code of the Town of Liberty is hereby amended to read as follows:

"§121-29. Control manholes and meters.

When required by the Town Board of the Town of Liberty in its sole discretion, the owner of any property connected to and discharging into a district sewage system either (i) industrial waste, or (ii) in excess of 3,000 gallons of average daily flow of sewage in any given month, shall install at such property owner's sole cost and expense (inclusive of Town engineering and professional expenses) a manhole and flowmeter acceptable to the Town Board, the Administrator and the Town's engineer, in order to facilitate observation, sampling and measurement of waste as well as inspection by the Town. The manhole shall be located and the meter installed so as to be safe and accessible by Town personnel and constructed in accordance with plans approved by the Administrator. All maintenance, repairs and replacements thereof, and annual calibration of meters, shall be at the property owner's sole expense (inclusive of Town engineering and professional expenses) and performed by contractors approved in advance by the Town Board."

SECTION II

Effect of Invalidity

If any clause, sentence, phrase, paragraph or any part of this local law shall for any reason be adjudged finally by a Court of competent jurisdiction to be invalid, such judgment shall not effect, impair or invalidate the remainder of this local law, but shall be confined in its operation and effect to the clause, sentence, phrase, paragraph or any part thereof, directly involved in the controversy or action in which such judgment shall have been rendered. It is hereby stated to be the legislative intent that the remainder of this local law would have been adopted had any such provisions not been included.

SECTION III
Effective Date

This local law shall take effect immediately upon filing in the office of the Secretary of State.

TOWN OF LIBERTY
WATER & SEWER DEPARTMENT
120 NORTH MAIN STREET
LIBERTY, NY 12754
Phone: (845) 292-5620
Fax : (845) 292-3041

MEMORANDUM

DATE: July 8, 2016

TO: Earl Bertsch

FROM: Joan Redington

RE: Swan Lake Sewer Users that use over 300,000 gallons of
Water in a single quarter.

.....
The following users in the Swan Lake Sewer District used over 300,000 gallons of water
in a single quarter in 2015.

Yeshiva Kehilath Yakov (The old Fieldston Hotel)

Swan Lake Colony

Village Green

Rochelle Park

Swan Lake Hotel (Cong. Iched Anash-has installed sewer meter)

Camp BNOS (has already installed sewer meter)

Yeshiva Kavunas Halev (Former Stier's Bungalow Colony)

Green Hills Estates

Hillcrest Estates

Baisainu (Former Camp Jubilee)

Tom Kehrley

From: Mark Weller <mweller@gafleet.com>
Sent: Friday, October 21, 2016 1:54 PM
To: t.kehrley@townofliberty.org
Subject: RE: Liberty, Swan Lake Sewer Plant SPDES
Attachments: 3202_317%20Spec%20Sheet.pdf; Flygt 4320 Mixer Brochure.pdf

Tom, Stacey; I am following up with some information on the aeration system we had discussed for your ditch system last week. Based on the ditch dimensions and your rated flow, it would require one Flygt 60hp submersible aerator and one Flygt 4320 5.4hp submersible mixer per ditch to provide necessary air and force to meet your permit.

The Flygt JA 317-S6-3202-614 submersible aerator is a 60hp portable unit provided with a chain sling lifting arrangement and 50ft of cable. It will provide the required air and some of the motive force needed to circulate the ditch. The data sheet is attached for your reference.

The Flygt Model 4320 5.4hp two blade mixer is required to provide the motive force required for the ditch to circulate. This unit can be supplied with a custom base to allow for insertion and removal from the ditch without dewatering. A brochure is attached.

The obstacle here is cost. For one aerator and one mixer (one ditch) the budget cost is about \$130,000.00 to \$140,000.00. And I still haven't accounted for the lifting hoist or installation of the controls required to operate these devices. And you have 2 ditches during peak flow period in the summer.

The reality is the best solution is to address the screening issue for the entire plant down at the headworks structure. This would be the most cost effective, offers way better energy efficiency than adding aerators and mixers, and addresses the problem on a year round basis.

Let me know how you want to proceed. Thank you for the opportunity to look this over and to evaluate your possible options. Always happy to help.

<http://gafleetmaps.com/maps/wastewater/>



G.A. Fleet Associates, Inc.
Municipal Sales Group

Mark Weller
55 Calvert Street
Harrison, NY 10528

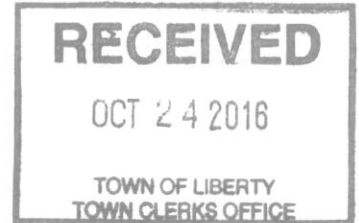
main: 914-835-4000 x904
direct: 914-381-7904
fax: 914-835-1331
mweller@gafleet.com
www.gafleet.com



ANDREW M. CUOMO
Governor

Homes and Community Renewal

JAMES S. RUBIN
Commissioner/CEO



October 20, 2016

Honorable Charles Barbuti
Town of Liberty
120 North Main Street
Liberty, NY 12754

Dear Supervisor Barbuti:

Re: Response to Monitoring
NYS CDBG Project # 641PR30-13

The Office of Community Renewal is in receipt of the Town of Liberty's letter, dated September 30, 2016, and attached to this letter, addressing the two (2) concerns and one (1) recommendation identified during the monitoring visit conducted on July 6, 2016.

The information provided by the Town to address the Concerns for Section 3, and Contract Provisions and the Recommendations for Labor Standards Compliance is acceptable. The Town must ensure that the corrective actions or procedures noted are incorporated into all future NYS CDBG funded grant programs. This letter serves as confirmation that the Town has resolved all monitoring (findings) and (concerns) with respect to this project.

The expenditure of funds has been completed and all required accomplishments have been reported, the Town is now cleared to close out this grant. Within 30 days of the date of this letter, the OCR will issue a Grant Closeout Transmittal Form and instructions electronically to the Town, which must be signed and the original returned to the OCR within 30 days of receipt.

If you have any questions or need any additional information, please contact Community Developer Scott LaMountain at (518) 474-2057 or by e-mail to Scott.LaMountain@nyshcr.org.

Sincerely,

Charles Philion
Program Director
Office of Community Renewal

CP:pd

cc: Laurie Dutcher, Clerk, Town of Liberty
Scott LaMountain, Community Developer, OCR



Town of Liberty

Town of Liberty Government Center
120 North Main Street
Liberty, New York 12754

Tel: (845) 292-5111

Fax: (845) 292-1310

Supervisor
CHARLES J. BARBUTI
c.barbuti@townofliberty.org

Deputy Supervisor
RUSSELL REEVES

Confidential Secretary
CARMEN F. MALANKA
c.malanka@townofliberty.org

September 30, 2016

Homes and Community Renewal
Charlie Phillion
Hampton Plaza
38-40 State Street
Albany, NY 12207

Re: Comprehensive Monitoring Report
#641PR30-13

Dear Mr. Phillion;

I am in receipt of the Comprehensive Monitoring Report for #641PR30-13. The report contains Concerns and Recommendations. This letter addresses the two (2) Concerns and (1) Recommendation.

Concerns:

Section 3

At the time of monitoring it was revealed that the Invitation for Bids for general construction did not include a statement encouraging Section 3 businesses and individuals to apply

The Town mistakenly adopted NYS EFC language containing mandatory MBE/WBE participation and neglected to use the Section 3 language it has used for former Invitations for Bids. The Town will use the following language in its advertisements for construction, engineering and administrative services for its 2015 project and future projects.

“Minority and women business enterprises (MBE and WBE) and Section 3 business concerns are encouraged to respond.”

Contract Provisions

The following provisions did not appear in the construction contract between the Town and Eastman Associates:

"Provisions acknowledging that all parties shall be bound by, and comply with, all applicable Federal, State, and local laws and regulations including, but not limited to 24CFR Parts 85 and 570."

The Town will include the above-noted contractual provision in future construction and professional services contracts.

Recommendations:

Recommendations:

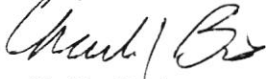
Labor Standards Compliance

At the time of monitoring, it was revealed that while the Town had assigned Mark Blauer of Blauer Associates as Labor Standards Officer, the Town had not passed a formal resolution authorizing Mr. Blauer to act in that provision.

The Town Board will appoint a labor standards officer by resolution. That resolution will be provided under separate cover when it is available.

If you have any questions or require additional information, please contact me at (845) 292-5111.

Sincerely,



Charlie Barbuti,
Town of Liberty Supervisor

CB/cm

cc: Mark Blauer
cc: Laurie Dutcher
cc: Scott LaMountain

Carmen Malanka

From: Town of Liberty, Supervisor <c.barbuti@townofliberty.org>
Sent: Thursday, October 27, 2016 1:12 PM
To: c.malanka@townofliberty.org
Subject: FW: Youngsville Water District

Dear C.

Print out this letter and have a copy included in the "correspondence" folder for our meeting on 11/7.

TY
CB

Nice job last night!

-----Original Message-----

From: Tom [<mailto:tocsupervisor@hvcbiz.rr.com>]
Sent: Thursday, October 27, 2016 12:41 PM
To: C.barbuti@townofliberty.org
Subject: Youngsville Water District

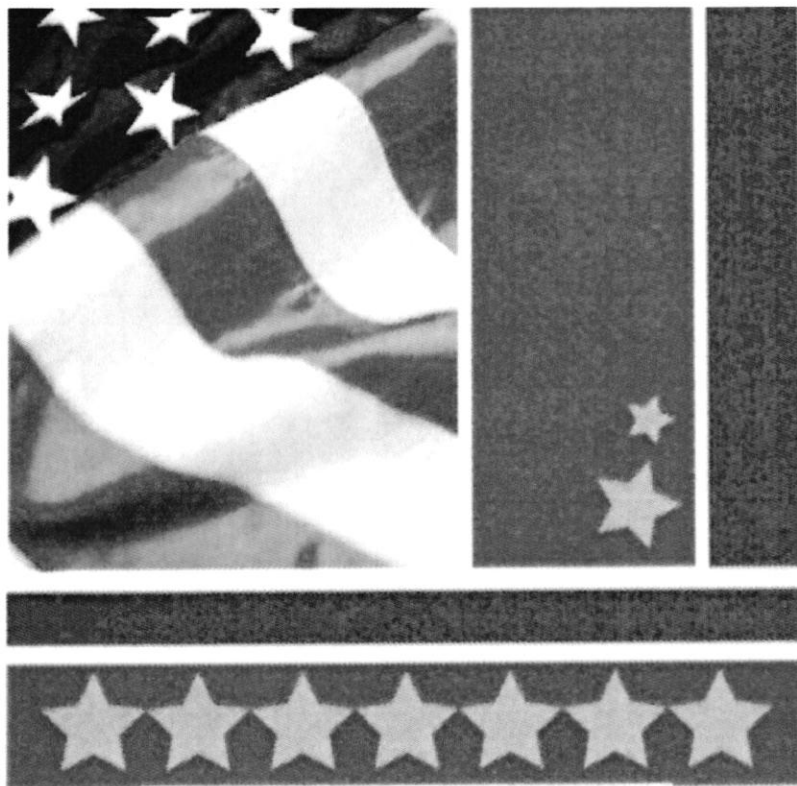
Hi Charlie,

I want tell you and the Town of Liberty, especially Tom Kehrley and the Water Dept., thank you for assisting the Youngsville Water District on Tuesday when our supply was dangerously close to being exhausted! The cooperation between our Towns has always been terrific whether it is a emergency situation or simply helping each other pave a road. The two loads of water (approx. 12,000 gallons) that we received from Liberty "bought us a little time" for us to make repairs to a valve that we believe may have been vandalized, and preventing a disruption in service to our water customers.

Thank you again!!

Tom Bose
Supervisor
Town of Callicoon
Youngsville Water District

Sent from my iPhone



www.batsforvets.org

(Begin Again Transitional Services)

RECEIVED
W.I.P. OCT 26 2016
INVITATION
TOWN OF LIBERTY
SUPERVISOR'S OFFICE

OPEN HOUSE

~Ribbon Cutting Ceremony~

Friday, November 11, 2016

1:00pm - 5:30pm

**15 Dixon Avenue
Liberty, NY 12754**

RSVP by: Nov. 7, 2016 -

bats.nbcwc@gmail.com

LEGAL NOTICE

VILLAGE OF LIBERTY

PLEASE TAKE NOTICE that the Village of Liberty Zoning Board will hold a public hearing on Monday, November 28, 2016 at 6:10 p.m. at the Village Municipal Building, 167 North Main Street, Liberty, New York to hear all interested parties regarding an area variance for DEV Real Estate at Route 52E, Liberty, N.Y. also identified by SBL 121-3-5.1. Said variance application is to allow for the construction of a parking lot for a proposed pharmacy less than the required 20 foot minimum from an adjoining property line. .

All interested persons will be provided n opportunity to speak as time permits. The board will also review all other applications and matter that may come before the board.

DATED: October 13, 2016
Pamela Winters, Clerk
Village of Liberty ZBA



COUNTY OF SULLIVAN
DIVISION OF PUBLIC WORKS
SULLIVAN COUNTY GOVERNMENT CENTER
100 NORTH STREET
PO BOX 5012
MONTICELLO, NY 12701

October 17th, 2016

Mr. Tony Signorelli, P.E., Regional Traffic Engineer
Regional Traffic Safety & Mobility Office
State of New York Department of Transportation
Region 9
44 Hawley Street
Binghamton, New York 13901

Subject: Speed Zone Reduction Request, Town of Liberty

Enclosures: TE-9, Resolution & Location Map

Dear Mr. Signorelli:

Attached is a speed limit reduction request from the Town of Liberty in Sullivan County.
Please feel free to contact me directly at (845) 807-0274 or by email at dermot.dowd@co.sullivan.ny.us if I can be of any assistance at all in this matter.

Sincerely,

Dermot P. Dowd, L.S.
Civil Engineer

cc: Edward McAndrew, P.E. Commissioner

Regional Director
NYS Department of Transportation
44 Hawley Street
State Office Building
Binghamton, New York 13901

To Whom It May Concern:

The Town Board of the Town of Liberty, by a resolution adopted 10/3/16, and the County Superintendent of Highways of the County of Sullivan, hereby request the Department of Transportation, pursuant to Section 1622.1 of the Vehicle and Traffic Law, to establish a lower maximum speed at which vehicles may proceed on

Loomis Rd. TR104 (Between TR48 & St. Rt. 52)

Upon receipt of the notice that the regulation herein requested has been established, the TOWN OF LIBERTY will provide, install and maintain signs in accordance with the Vehicle and Traffic Law and conforming to the Manual of Uniform Traffic Control Devices of the Department of Transportation.

October 14, 2016

Aurie Dutcher

Town Clerk

Edward McClure 10/19/16

County Superintendent

Comments by County Superintendent

TOWN CLERK
TOWN OF LIBERTY
120 NORTH MAIN STREET
LIBERTY, NEW YORK 12754
l.dutcher@townofliberty.org

LAURIE DUTCHER, CMC, RMC
TOWN CLERK

(845) 292-5110
FAX (845) 292-1310

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

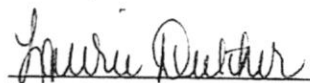
The Town Board of the Town of Liberty does hereby request with the submittal of a completed TE-9 that the County of Sullivan Department of Public Works request the State of New York Department of Transportation to establish a 30 mile per hour speed limit on Loomis Rd. TR 104, from TR 48 (Old Loomis Rd.) and St. Rt. 52.

Motion: Supervisor Charles Barbuti
Seconded: Councilperson Russell Reeves
5 AYES

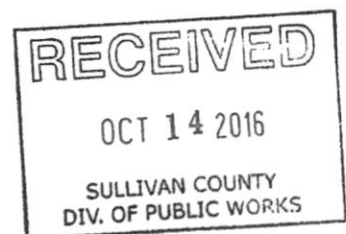
* * * * *

I, Laurie Dutcher, Town Clerk of the Town of Liberty, Sullivan County, New York, do hereby certify that I have compared the above copy of a resolution adopted by the Town Board of the Town of Liberty with the one remaining on record in this office, and that the same is a correct transcript and copy thereof, and of the whole of said original.

In testimony whereof, I have hereunto set my hand and affixed the seal of the Town of Liberty, this 14TH day of October, 2016



Laurie Dutcher, Town Clerk



This map illustrates the road network and geographical features around Loomis, Idaho. The central focus is Old Loomis Rd No. 48, which runs horizontally across the middle. To the west, Chaffee Rd No. 16A and Scheibe Rd No. 17 are shown. To the east, the map includes Mahogany Rd No. 141, Walnut Mt Rd No. 60, and Upper Ferndale Rd No. 29. A major road, Kelly Bridge Rd No. 97, runs diagonally from the bottom left towards the center. Other roads include Loomis Rd No. 104, Wood Ave. Rd No. 123, and Corrigan Rd. No. 16. The map also depicts Lake Marie, Lake Marie Rd No. 66, and the Middle Mongaup River. Various landmarks and points of interest are marked, such as 'Loomis Village', 'Smith Pond', and 'Liberty 50'. The map is oriented with North at the top.

Br

Town Clerk

From: Town of Liberty, Supervisor <c.barbuti@townofliberty.org>
Sent: Wednesday, October 19, 2016 7:45 PM
To: Joanne Gerow
Cc: Laurie Dutcher
Subject: deputy dog control officer

Dear Joanne,

I spoke to Ken Klein about your family covering for you in your absence. He said it could be done by making your husband and son, "Deputy Dog Control" officers. If that works for you, please put that on your report (full names of son and husband) and we will appoint them at meeting on 11/7.

Thanks,
Charlie

TOWN BOARD OF THE TOWN OF LIBERTY
PUBLIC HEARING 2014 BUDGET
October 17, 2016

At the Public Hearing for the 2017 Budget of the Town of Liberty held at 6:30 p.m. at Town Hall, 120 North Main Street, Liberty, New York, the following Town Board Members were present:

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

Recording Secretary: Town Clerk Laurie Dutcher

Also present:
Finance Director Earl Bertsch
Budget & Accounting Coordinator Cheryl Gerow
(See sign in sheet)

LOOMIS SEWER DISTRICT - PUBLIC HEARING – 10/7/2016

At a Public Hearing of the Town Board of the Town of Liberty held on October 17, 2016 at 6:30 p.m. at Town Hall, 120 North Main Street, Liberty, New York to hear oral and written comments from concerned citizens on the 2017 Town of Liberty Preliminary Budget of the Loomis Sewer District/Loomis Sewer District Extension.

Supervisor Barbuti called the Public Hearing to order at 6:30 p.m.

No one wished to be heard and no written comments were received.

Public Hearing closed 6:34 p.m.

Motion by: Councilperson Dean Farrand
Seconded by: Councilperson Russell Reeves
5 AYES

YOUNGS HILL SEWER DISTRICT – PUBLIC HEARING – 10/7/2016

At a Public Hearing of the Town Board of the Town of Liberty held on October 17, 2016 at 6:35 p.m. at Town Hall, 120 North Main Street, Liberty, New York to hear oral and written comments from concerned citizens on the 2017 Town of Liberty Preliminary Budget of the Youngs Hill Sewer District.

Supervisor Barbuti called the Public Hearing to order at 6:35 p.m.

No one wished to be heard and no written comments were received.

Public Hearing closed 6:39 p.m.

Motion by: Councilperson Dean Farrand
Seconded by: Councilperson Brian McPhillips
5 AYES

INFIRMARY ROAD SEWER DISTRICT – PUBLIC HEARING – 10/17/2016

At a Public Hearing of the Town Board of the Town of Liberty held on October 17, 2016 at 6:40 p.m. at Town Hall, 120 North Main Street, Liberty, New York to hear oral and written comments from concerned citizens on the 2017 Town of Liberty Preliminary Budget of the Infirmary Road Sewer District.

Supervisor Barbuti called the Public Hearing to order at 6:40 p.m.

No one wished to be heard and no written comments were received.

Public Hearing closed 6:44 p.m.

Motion by: Councilperson Dean Farrand
Seconded by: Councilperson Russell Reeves
5 AYES

SWAN LAKE-BRISCOE ROAD CONSOLIDATED SEWER DISTRICT – PUBLIC HEARING – 10/17/2016

At a Public Hearing of the Town Board of the Town of Liberty held on October 17, 2016 at 6:45 p.m. at Town Hall, 120 North Main Street, Liberty, New York to hear oral and written comments from concerned citizens on the 2017 Town of Liberty Preliminary Budget of the Swan Lake-Briscoe Road Consolidated Sewer District.

Supervisor Barbuti called the Public Hearing to order at 6:45 p.m.

No one wished to be heard and no written comments were received.

Public Hearing closed 6:49 p.m.

Motion by: Councilperson Dean Farrand
Seconded by: Councilperson Brian McPhillips
5 AYES

TOWN OF LIBERTY PRELIMINARY BUDGET – PUBLIC HEARING – 10/17/2016

At a Public Hearing of the Town Board of the Town of Liberty held on October 17, 2016 at 6:50 p.m. at Town Hall, 120 North Main Street, Liberty, New York to hear oral and written comments from concerned citizens on the 2017 Town of Liberty Preliminary Budget.

Supervisor Barbuti called the Public Hearing to order at 6:50 p.m.

No one wished to be heard and no written comments were received.

Public Hearing closed 6:59 p.m.

Motion by: Councilperson Dean Farrand

Seconded by: Councilperson Brian McPhillips

5 AYES

* At this point in the meeting the electronic communication of the budget was sent to the NYS Controller's Office.

ADOPTION OF THE 2017 PRELIMINARY BUDGET

Motion by Councilperson Dean Farrand

Seconded by **Councilperson Russell Reeves**

The Town Board of the Town Liberty adopted the 2017 Preliminary Budget as presented.

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

5 AYES CARRIED

ADJOURN

On a motion by Councilperson Dean Farrand, seconded by Councilperson Russell Reeves, the Town Board does hereby adjourn the hearing at 7:00 p.m.

Laurie Dutcher, Town Clerk

Please sign it!

Don Muccio

Norma Kelly

John Clements

Joanne Clements

David Abram

~~John~~

Curtis & Linda Parks

Nancy J. J.

Bruce J. J. / Russ Johansen

Kath Johansen

JOHN WOMBACHER

GAIL PERLMUTTER

MARILYN WOOD

Paul Jeanneney

Rob. Esposito

Nancy Esposito

Kitty VETTER

Gino DeCarlo

~~Frank DeCarlo~~

Andy Miller

Mary Sue Green

John & Karen Picard

FRAN KURPIL

Cherren McNeils

Julie Burns

Kaja Gula-Thomas

ALLEN WERLAN

Susan Gore

Shirley Hogencamp

Joyce Reed

Bernie Zayas

Joe Akacer

MIKE SCHIFF

Susan Seidman

10/17/16

Dennis Day

Donna Day

~~Susan M. Byrd~~

~~Mike Schiff~~

Dara Schiff

Sara Sprague

Jana Warden Edwards

Eric Huff

Richard Winters DS

Cindy Menges DRS

MRB. NOVIKI

Leahana Marice

Eugene Thalmann

FRED KOVALOV

Undersheriff Eric Chabot

Deputy B. Kelting

Joan Kittredge

REGULAR MONTHLY MEETING
TOWN BOARD OF THE TOWN OF LIBERTY
October 17, 2016 7:00 P.M.

At the Regular Monthly Meeting of the Town Board of the Town of Liberty held on October 17, 2016 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
Councilperson Vincent McPhillips

Budget and Accounting Clerk Cheryl Gerow
Water & Sewer Foreman Thomas Kehrley
Confidential Secretary Carmen Malanka

ALSO PRESENT:

Richard Winters of Delaware Solar Co.

Finance Director Earl Bertsch

After the Pledge of Allegiance, Supervisor Barbuti called the meeting to order at 6:30 p.m.

CORRESPONDENCE

1. An email from Jeremy Gorelick regarding activities on Mineral Springs Rd.
2. 239 Review from County of Sullivan regarding imposing a limited commercial solar energy generating facility land use moratorium in the Town of Liberty.

RECOGNIZE THE PUBLIC

Richard Winters of Delaware River Solar explained the PILOT that the Sullivan County IDA is preparing. The Board gave conceptual approval for the IDA PILOT which would begin with a \$20,000 floor and 6% revenue (voluntary). The decommissioning still needs to be met.

Sean Zigmund presented the following (2) documents to the Town:

To Town of Liberty, NY Board Members Dean Farrand, Russell Reeves, Vince McPhillips, Brian McPhillips, and Supervisor Charlie Barbuti:

We, the 46 (and counting) signatories and tax payers included on this letter do hereby demand the Town Board of Liberty, NY immediately and indefinitely suspend the rezoning process of 2016 based on the fact that a) the zoning map changes are against the current Town and Village Joint Comprehensive Plan, the current Town Agriculture and Farmland Protection Plan, the Sullivan County Comprehensive Plan, and New York State Agriculture and Markets Law (25 AA, section 305a which states "**Local governments, when exercising their powers to enact and administer comprehensive plans and local laws, ordinances, rules or regulations, shall exercise these powers in such manner as may realize the policy and goals set forth in this article [Article 25-AA of the Agriculture and Markets Law], and shall not unreasonably restrict or regulate**

REGULAR MONTHLY MEETING
TOWN BOARD OF THE TOWN OF LIBERTY
October 17, 2016

farm operations within agricultural districts in contravention of the purposes of this article unless it can be shown that the public health or safety is threatened.”) b) that the reasons given to the public for the rezoning are based in conjecture and there is no financial or economic data or evidence given to the public to back the Town Board’s reasons, and c) the general public were not transparently involved in the process and we do not feel the changes presented will be positive for our town based on data obtained from the Town Clerk and obtained from members of the community who were questioned by our group of concerned tax payers. In fact, almost all people we’ve spoken to have no idea what is happening, how it is happening, where it is happening, or why it is happening.

If the town continues to proceed with the rezoning, we have no alternative than to seek legal counsel and take legal action against the town and the members of this board.

Sincerely,
The Concerned Taxpayers of Liberty NY Opposing the Rezoning of 2016

Adam	Thomas	adam@tekke.com			
Afsana	Khundkar	afsana.khundkar@gmail.com			
Andy	Castro	dodolarsenius@yahoo.com			
Annette	Nazari	boldarcherydesign@gmail.com	(845) 482-2173		Bold Archery Design
Ariana	Thomas	arianaluvsanimals@icloud.com			
Barbara	Lerner	bgl_qmf@yahoo.com	845-794-1900		Lerner Pavlick Realty
Ben	Putland	putland@gmail.com			
Camp	Shomria	info@campshomria.org			Camp Shomria
Chereen	McNellis	cmcnellis@hvc.rr.com			
Cheyenne	Zigmund	yaminala@hotmail.com	845-292-9126	Home/Farm	Root 'N Roost Farm
Christine	Miller		845-292-3269	Home/Business	Dahlia Delights
Christy	McCabe	christyllynnemccabe@gmail.com			
Cindy	Geiger	cmkgieger@gmail.com	(845) 482-5729	Home	Gieger Farm
Dave	Weiss	daveweiss25@yahoo.com	845-866-9322	Cell	Weiss Dairy Farm
David	Blagbrough	Dbagbro@earthlink.net			
Dennis	Farrell	farrell784@gmail.com	321-505-6030	Cell	WSS Apartments
Donna and Anthony	Leyden	mtadleyden@gmail.com			
Eugene	Thallman	ethallmann55@gmail.com	(631)332-7948	Cell	Sprouting Dreams Farm
Eva	Perneszi	arsenal122971@gmail.com			
Felix	Gula	designcooperative@yahoo.com			
Francesca	Rosa	starlightkc2@yahoo.com			
Gail	Perlmutter	gperlmutter@hvc.rr.com	845 747 4516	Home	
Irena	Dobry	irena.cavanagh@bluewin.ch			
Jeff	Perneszi	arsenal122971@gmail.com			
Jeremy	Gorelick	jeremy@emanonequities.com	(631) 696-5658		Emonon Equities

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Joan	Kittredge	jkittredge@yahoo.com	(917)886-0622	Cell	
John	Wombacher	liferattle@hotmail.com	845-292-1195	Home	Walnut Mtn Farm
Joseph	Frye	boldarcherydesign@gmail.com	(845) 482-2173		Bold Archery Design
Judith	Zigmund	jzigmund@yahoo.com	845-292-9126	Home/Farm	Root 'N Roost Farm
Julie	Burns	jburns8135@gmail.com			
Justin	Young	justinyoung@thevitalfarm.com	(845) 709-0242	Home	The Vital Farm
Kaja	Thomas	kgulathomas@gmail.com			
Kathie	Aberman	kmaberman@gmail.com			
Kevin	Lightle	doclightle@gmail.com	845-707-5699		
Kitty	Vetter	Vetterkitty@gmail.com			
Leeanna	Maniace	leeannamaniace@gmail.com			Sprouting Dreams Farm
Leigh	Perlmutter	leighp123@hvc.rr.com	845 701 6162	Cell	
Linda Babicz			845-551-4188	Home	
Louis	Pegno	ljpegno@gmail.com			
Marilyn & Paul	Woods	beaverwoodfarm@gmail.com	(845)295-0194	Home/Farm	Beaverwood Farm
Michael	Economos	econo@optonline.net	516-521-7558	Home	
Olivia	Lightle	olightle@gmail.com			
Sean	Zigmund	sean@zigmund.com	845-292-9126	Home/Farm	Root 'N Roost Farm
Sharan	Elran	sharanism@gmail.com			Camp Shomria
Todd	Monaghan	tminism@gmail.com			
Vincent	Cuneo	agrarianfeast@gmail.com	(845)701-3944	Cell	Agrarian Feast Farm

This list is growing DAILY.

**Town of Liberty proposed zoning amendments
Sullivan County**

According to the AFPB, proposed amendments to the Town's Zoning Code will change the designation of 45 parcels within the Town from AC and RD to R-1. The proposed zoning change will affect 653.53 acres of land, of which, 404.35 acres are located within a county adopted, State certified agricultural district.

Comments on proposed amendments to the Town's Zoning Code

Section 147-4 Definitions

Agri-business – includes a number of activities, some of which have not been protected under the Agriculture and Markets Law (AML), or protected depending upon the circumstances, and/or have always been considered part of a farm operation. The town may include all of these activities as part of an agri-business, but if reviewed by the Department, protection depends upon the activity.

Activities that have never protected as part of a farm operation – bed-and-breakfasts, farm stays, farm supported businesses such as community kitchens and farm-compatible businesses.

Activities that may be protected, but protection is determined on a case-by case basis – expanded road stands (not sure of the meaning here), farm markets where more than one farmer

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participates in the market, seasonal events, school programs, weddings and parties, bakeries, farm stores and restaurants. Farm wineries, distilleries, cideries and breweries may or may not be part of a farm operation as defined in the AML. The Department has guidance documents on farm marketing and wineries/distilleries/cideries/breweries (copy enclosed).

Always protected – u-picks, CSAs, roadside stands/farm markets that predominantly sell products grown on the farm, corn mazes if the farm sells other farm products grown on the farm, hay rides, pumpkin patches, dairy barns, farm distilleries/farm wineries if they produce 51% of the ingredients needed to make the alcoholic beverages and, not mentioned in the definition, cideries and breweries if they produce 51% of the ingredients needed to make the alcoholic beverages. Omitted from the definition is “slaughterhouse”, which may be protected if the landowner is only slaughtering their livestock.

Need to define **agri-tourism** if it is not defined in the Town Code. This activity is mentioned in the use schedule section of the draft code.

Greenhouse, Commercial – just a note to state that commercial greenhouses are part of a farm operation as defined in the AML. Nursery operations are also part of a farm operation as defined in the AML.

Section 147-5 – Enumeration of Districts

Regardless of the town’s district designation, the AML protects all land, that is used in conjunction with a farm operation, from unreasonably restrictive local rules, regulations, ordinances and plans unless the municipality can demonstrate a threat to public health and safety. When drawing boundaries, planners should take into consideration where land within a county adopted, State certified agricultural district is located and make adjustments to the Code to accommodate agricultural activities on those properties. As stated by the AFPB, the R-1 Zoning District does not mention agriculture as a permitted use within that District.

Section 147-20(B) discusses home occupations. Under Section 147-20(B)(5)(d), commercial stables are listed as a prohibited home occupation. This should be excluded from that subsection because commercial stables, when conducted on land located within a county adopted, State certified agricultural district, are considered part of a farm operation if conditions set forth in the definitions of “commercial horse boarding operation” and “commercial equine operations” are met. These two activities are farms, not a home occupation.

Article VII – Conservation Subdivision and Moderate-to High-Density Residential and Associated Development

One of the tenants of this Article is to wisely develop land to, among other things, protect farming and forestry. The body of the Article refers to the creation/protection of common open space. Farmland and managed forests are working landscapes and not open space.

Section 147-21(E)(4) stated that the Planning Board may seek the counsel of a registered landscape architect. If the conservation subdivision’s intent is to protect farmland/forest land, the Sullivan County Soil and Water Conservation District would be better suited than a landscape architect to provide advice to the PB. Furthermore, their services are free.

It is important to target the easement holder according to the purpose of the easement. For example, Section 147-21(F)(2)(b) discusses property owners associations. They would be appropriate to hold an easement on recreational land, forever wild land or open space. They would not be appropriate to hold an easement on farmland or working forest land. They do not have the expertise to tell a farmer how to tend the land or crop and it would be difficult for a farmer to rent land from an association for a very long period of time. Furthermore, it is difficult for a municipality to hold an easement where the objective is to rent the land for agricultural purposes. This comment is based upon the inflexibility of the governmental bidding process and whether or not a long-term lease can be approved. Farmers will not put in the effort necessary to

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manage and improve the land if the term of the lease is on an annual basis. Departmental experience suggests that agricultural/forest land easements should be held by agricultural land trusts or local soil and water conservation districts.

If an agricultural easement is desirable for land as part of a conservation subdivision, the Town should look at the Department's conservation easement template as a starting point for the development of a local easement.

The sections of the draft amendments concerning special use permits and site plan review is indicative of a process that is time consuming, expensive and, if applied to farm operations located within a county adopted, State certified agricultural district, unreasonably restrictive. I have attached a copy of the Department's Zoning Guideline that discusses SUPs and site plan review. There are a number of agricultural activities mentioned in the Use Schedule that require SUPs and Site Plan.

Area and Bulk Table

AC Zoning Districts require a lot size of 5 or more acres and the RD Zoning District requires a lot size of 3+ acres. Please note that the definition of "farm operation" in the AML does not specify acreage. Therefore, the imposition of such limits may be deemed to unreasonably restrict a farm operation located within a county adopted, State certified agricultural district.

Use Schedule

In general, farm operations located within a county adopted, State certified agricultural district should be a permitted use, not a special use, under the Town of Liberty's Zoning Code. The AFPB identified 45 parcels in the agricultural district that will be placed within the Town's R-1 Zoning District. Farm operations are not a permitted use within that zone. Although the AFPB discussed grandfathering, this restriction alone may accelerate the conversion of those lands to non-agricultural uses. Landowners will not have an incentive to make improvements on a farm if agricultural activities are not permitted within the zone.

Agri-business and agri-tourism in the AC and RD Zoning Districts are listed as requiring a SUP from the Town, which includes submission to site plan review. For those activities that are deemed to be part of a farm operation, the requirement to submit to SUP review and a lengthy SP review is, on its face, unreasonably restrictive in possible violation of the AML. This would not pertain to all activities listed as part of an agri-business, however, as previously discussed. Some of the activities should also be a permitted use within the R-1 Zone.

Commercial stables and riding academies in the AC and RD Zoning Districts require a SUP and SP. This is unreasonably restrictive on its face. As long as the definition of "commercial horse boarding operation" and/or "commercial equine operation" are met and the land is located within an agricultural district, the AML considers the activity to be part of a protected farm operation. A streamlined site plan review may be applied to such activities as described in the Department's Zoning Guideline. They should be a permitted use within the R-1 Zone.

Dairy, livestock and poultry farming in the RD district is allowed as a special use requiring a permit and site plan review. This is unreasonably restrictive, however, a streamlined site plan review may be applied to such activities as described in the Department's Zoning Guideline. They should be a permitted use within the R-1 Zone.

Commercial greenhouses are farm operations under the AML. They should be a permitted use within the R-1 Zone.

Nurseries and tree farms are permitted uses within the AC Zoning District and by site plan review in the RD Zoning District. A streamlined site plan review may be applied to such activities as described in the Department's Zoning Guideline. They should be a permitted use within the R-1 Zone.

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Sawmills are permitted by SUP and SP. Many times, farmers contract with sawyers to bring a portable sawmill to their property to saw lumber for use on the farm and/or for sale to the public. This activity should be allowed by the Town. It is a protected activity under the AML.

BUSINESS

2016- APPROVAL OF AUDIT

The Town Board approved the following:

- October 2016 Abstract:
Claims #1908 to #2083 totaling \$601,515.80
- September Post Audit
Claims #1880 to #1907 totaling \$113,450.68
- September General Ledger Abstract:
Claims #304 to #339 totaling \$256,481.13

Motion: Councilperson Dean Farrand

Second: Councilperson Brian McPhillips

5 AYES - Carried

2016- APPROVAL OF MINUTES

The Town Board approved the following minutes with changes.

- 9/19/16 Public Hearing
- 9/19/16 Regular Monthly Mtg.
- 10/3/16 Dept. Head Mtg.

Motion: Councilperson Brian McPhillips

Second: Councilperson Russell Reeves

5 AYES - Carried

2016- ACCEPTANCE OF MONTHLY REPORTS

The Town Board approved the following:

- Town Clerk's Monthly Report 9/2016
- Revenue & Expense Report 9/2016
- Supervisor's Report 9/2016

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Motion: Supervisor Charlie Barbuti
Second: Councilperson Russell Reeves
5 AYES - Carried

2016- APPROVAL OF VOUCHER FOR BLAUER ASSOCIATES

The Town Board does hereby authorize the payment of voucher to Blauer Associates for administrative services for the WSS Water District Phase 6 Improvements Project in the amount of \$375.00.

Motion: Councilperson Dean Farrand
Second: Supervisor Charlie Barbuti
5 AYES - Carried

2016- APPROVAL OF VOUCHER FOR DELAWARE ENGINEERING, DPC

The Town Board of the Town of Liberty does hereby authorize the payment of voucher to Delaware Engineering DPC for engineering services for the WSS Water District Phase 5 Improvements Project in the amount of \$1,040.01.

Motion: Councilperson Dean Farrand
Second: Supervisor Charlie Barbuti
5 AYES - Carried

2016- APPROVAL OF VOUCHER FOR DELAWARE ENGINEERING, DPC

The Town Board of the Town of Liberty does hereby authorize the payment of voucher to Delaware Engineering DPC for engineering services for the WSS Water District Phase 6 Improvements Project in the amount of \$3,741.00.

Motion: Councilperson Dean Farrand
Second: Supervisor Charlie Barbuti
5 AYES - Carried

2016- ESTABLISHMENT OF A CAPITAL RESERVE FOR DOG CONTROL MAJOR REPAIRS

RESOLVED, that pursuant to Section 6-c of the General Municipal Law, as amended, the Town of Liberty does hereby establish a Capital Reserve Fund for Dog Control.

The Supervisor is hereby directed to deposit money of this reserve fund into the existing Capital Reserve Bank Account and keep separate accounting balances into the fund named "Dog Control Capital Reserve Fund".

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The Supervisor is authorized to invest, from time to time, the moneys of this fund pursuant to Section 6-f of the General Municipal Law.

No expenditure shall be made from this fund, except upon authorization of this board pursuant to Section 6-c of the General Municipal Law.

Motion: Councilperson Vincent McPhillips

Second: Councilperson Brian McPhillips

5 AYES - Carried

2016- A RESOLUTION AUTHORIZING REPAIRS TO THE SWIMMING POOL AT HANOFEE PARK, AT MAXIMUM ESTIMATED COST OF \$6,500.00, AND PAYMENT THEREFOR BY THE EXPENDITURE OF THE SUM OF \$6,500.00 FROM THE TOWN OF LIBERTY PARKS CAPITAL RESERVE FUND

At a regular meeting of the Town Board of the Town of Liberty, Sullivan County, New York, held at the Town of Liberty Government Center, 120 North Main Street, Liberty, New York, in said Town, on the 17th day of October, 2016 at 7:00 p.m. prevailing time.

The meeting was called to order by Supervisor Barbuti and upon roll being called, the following were:

PRESENT: Supervisor Charlie Barbuti

Councilperson Dean Farrand

Councilperson Brian McPhillips

Councilperson Russell Reeves

Councilperson Vincent McPhillips

ABSENT:

The following resolution was introduced by Councilperson Brian McPhillips, who moved its adoption, and seconded by Councilperson Dean Farrand, to wit:

A RESOLUTION AUTHORIZING REPAIRS TO THE SWIMMING POOL AT
HANOFEE PARK, AT MAXIMUM ESTIMATED COST OF \$6,500.00, AND
PAYMENT THEREFOR BY THE EXPENDITURE OF THE SUM OF

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\$6,500.00 FROM THE TOWN OF LIBERTY PARKS CAPITAL RESERVE
FUND.

BE IT RESOLVED, by the Town Board of the Town of Liberty, Sullivan County, New York, as follows:

Section 1. Repairs to the swimming pool at Hanofee Park comprised of replacement and installation of a hair strainer, butterfly valve and water line repairs, at a maximum estimated cost of \$6,500.00, and the expenditure of the sum of \$6,500.00 from the Town of Liberty Parks Capital Reserve Fund to pay such maximum estimated cost is hereby authorized and approved.

Section 2. The action authorized has been determined to constitute a Type II Action as defined in 6 NYCRR §617.5(c)(1) and (2) of the regulations promulgated pursuant to the State Environmental Quality Review Act, for which environmental review is not required.

Section 3. The plan for financing of such maximum estimated cost is by the appropriation and expenditure of monies heretofore deposited in the Town of Liberty Parks Capital Reserve Fund.

Section 4. Within ten (10) days after the adoption of this resolution, the Town Clerk shall post on the Town sign board and publish in the Sullivan County Democrat, the official newspaper of the Town, a notice in conformance with the requirements of Section 90 of the Town Law of the State of New York.

Section 5. This resolution is adopted subject to permissive referendum.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, resulting as follows:

Supervisor Charlie Barbuti voting	AYE
Councilperson Dean Farrand voting	AYE
Councilperson Russell Reeves voting	AYE

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Councilperson Vincent McPhillips voting AYE

Councilperson Brian McPhillips voting AYE

The resolution was thereupon declared duly adopted.

Motion: Councilperson Russell Reeves

Second: Councilperson Dean Farrand

5 AYES - Carried

OLD BUSINESS:

1. Town Hall relocation to 119 North Main Street, Liberty –The Town Board has asked Tim Kelly to give them prices on the relocation of the Assessor, Building, Finance and Town Clerk Offices to 119 North Main Street.
2. Proposed zoning changes – The Town Board has agreed to remove the proposed R-1 changes in WSS.

BOARD DISCUSSION

Councilperson Brian McPhillips-Nothing to report

Councilperson Vincent McPhillips-Nothing to report

Councilperson Russell Reeves-Nothing to report

Councilperson Dean Farrand

- Advised that the Board will put up the answers to the Zoning questions and then decide if they need another informational meeting or set the Public Hearing.

Supervisor Charlie Barbuti

- Received a quote to paint Town Hall - \$67,000
- Stop google & facebook on the website for the winter months
- Re-negotiate the \$3,000 per month maintenance fee
- Find out about hiring a non-competative maintenance person
- Water tank property appraised at \$3,000
- Need to name Deputy Dog Control Officer
- 10/19/16 Joint Meeting w/ Village of Liberty Cancelled

ADJOURN

Motion: Councilperson Russell Reeves

Second: Supervisor Charles Barbuti

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Adjourned 9:03 p.m.

Laurie Dutcher, Town Clerk

RESOLUTION OF APPRECIATION TO JOHN BALLARD

WHEREAS, the Town Board of the Town of Liberty would like to recognize and honor Mr. John Ballard for his 20 years of service to the Town of Liberty Park & Recreation Board, and;

WHEREAS, John has volunteered his time to the children and adults of the Town of Liberty by supporting programs and trips through the Parks & Recreation Program, and;

WHEREAS, John has displayed excellence in work ethics, developed a high respect from his fellow board members and the citizens of this municipality and;

WHEREAS, the Town Board, by this resolution wishes to express its great appreciation to John for his service, loyalty and dedication to the Town of Liberty Park and Recreation Board and;

NOW THEREFORE, The Town Board does hereby commend Mr. John Ballard for many years of valuable service and expresses its sincere thanks on behalf of the Town of Liberty.

**Supervisor Charlie Barbuti
Councilperson Dean Farrand
Councilperson Brian McPhillips
Councilperson Russell Reeves
Councilperson Vincent McPhillips
*Attest: Town Clerk Laurie Dutcher***

JOANNE GEROW, WOMAN OF THE YEAR

WHEREAS, Joanne Gerow has worked for the Town of Liberty as Dog Control Officer, Peace Officer and Parking Enforcement Officer ; and

WHEREAS, Joanne takes her job very seriously and has demonstrated in many ways her deep and genuine love and concern for the safety and well-being of all animals; and

WHEREAS, Joanne has rescued and saved many animals such as dogs, cats, horses, birds, goats, snakes, lizards, sheep, peacocks, etc. from the Town of Liberty, the County of Sullivan all the way to the state of Mississippi; and

WHEREAS, Joanne has cried tears of sadness, joy and anger; and

WHEREAS, the decisions she has had to make are ones that no one should ever have to make. Joanne has to base her decisions on her vast experience and her "gut". Joanne takes these decisions to heart. Anyone who knows Joanne knows that she is very aware of how much pets mean to people and how much people mean to pets; and

WHEREAS, Joanne formed the non-profit organization Catskill Animal Rescue, Inc. also known as "CARE" to help with the growing animal crisis in our community. CARE has helped to spay and neuter many animals in our communities helping to curb the overpopulation and lessening the suffering of these animals. CARE also works very hard placing animals with loving homes improving the quality of life for both the animal and the adoptive family;

WHEREAS, Joanne Gerow has earned her "Woman of the Year" award through her relentless fighting for a cause that she believes in and one that she has not and will not give up. She is the voice for animals that would otherwise have none.

WHEREAS, Joanne knows that as Helen Keller said "Alone we can do so little; together we can do so much"; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board and the employees of the Town of Liberty appreciate all that Joanne does and all that she has done for our community and beyond and wish her continued success in all future endeavors.

Supervisor Charlie Barbuti

Councilperson Dean Farrand

Councilperson Brian McPhillips

Councilperson Russell Reeves

Councilperson Vincent McPhillips

Attest: Laurie Dutcher, Town Clerk

NOTICE OF PUBLIC HEARING
TOWN OF LIBERTY
NYS OFFICE OF COMMUNITY RENEWAL
COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM FUNDS
PROJECTS #641PR30-13 and #641PW61-14

The Town of Liberty is completing two NYS Office of Community Renewal Small Cities Community Development Block Grant (CDBG) Project. NYS CDBG Project #641PR30-13 in the amount of \$600,000 was used for Phase II wastewater treatment improvements within the Loomis Sewer District. NYS CDBG Project #641PW61-14 in the amount of \$599,500 was used to replace deteriorating water mains within the White Sulphur Springs Water District.

In accordance with the CDBG Citizen Participation requirements, a public hearing is being held in order to review the performance and status of activities and to identify future Community Development activities for the Small Cities CDBG Program. This second hearing is in addition to public hearings that were held during development of these projects prior to submission of the Small Cities CDBG applications. At this hearing the Town will review the amount of project #641PR30-13 and #641PW61-14 CDBG funds that were available, provide a listing of activities that were undertaken with CDBG funds, the amount of CDBG funds made available for activities that benefit the LMI National Objective and progress towards program goals and objectives as outlined in the original application submitted for Program Years 2013 and 2014.

Interested citizens are invited to attend this hearing on November 21, 2016 at 6:45 PM at the Liberty Town Hall, 120 North Main Street, Liberty, New York 12754. Citizens may submit views at the hearing or in written form to Charlie Barbuti, Town Supervisor, Liberty Town Hall, 120 North Main Street, Liberty, New York 12754.

Financial assistance for this activity is made possible by a grant from the:
New York State Homes & Community Renewal
Office of Community Renewal
Small Cities Community Development Block Grant Program

Town of Liberty Finance Office
120 North Main Street
Liberty, NY 12754
(845) 292-5772
c.gerow@townofliberty.org

DATE: November 7, 2016

TO: Supervisor Barbuti and Town Board Members

FROM: Earl Bertsch/Cheryl Gerow

RE: Resolution Authorizing Donation from Granite Associates

Please pass a resolution authorizing a donation from Granite Associates for the reimbursement to the Town of Liberty Highway Fund for the cost to repair and pave one mile of Loomis Road from Route 52 and ending at Old Loomis Road for an estimated cost of \$111,253.00.

Town of Liberty Finance Office
120 North Main Street
Liberty, NY 12754
(845) 292-5772
c.gerow@townofliberty.org

DATE: November 7, 2016
TO: Supervisor Barbuti and Town Board Members
FROM: Earl Bertsch/Cheryl Gerow
RE: Out of District Sewer User Contract

At the present time, there are three out of district users that exceed the 3,000 gallon average daily flow.

Loomis Sewer

Aviator DBA Mountain View Meadows

There is an agreement in effect for 10 years from
January 1, 2014 through December 31, 2023

Swan Lake Sewer

Camp Bnos

Camp Bnos has a sewer flow meter which is installed and maintained by Camp Bnos. There agreement has expired and a new agreement is required.

Camp Baisano (former Camp Jubilee) does not have a flow meter which will be required as part of the new agreement. They are currently being billed based on water usage.

Attached is the agreement that has been reviewed by Attorney Klein which has to be completed and signed.

AGREEMENT made as of the ____ day of _____, 20____, by and between **TOWN OF LIBERTY**, a municipal corporation having its principal place of business at 120 North Main Street, Liberty, New York 12754, acting for and on behalf of the _____ District (respectively "the Town" and "the District"), and _____, having an address at _____ ("Outside User").

WITNESSETH:

WHEREAS, the District has the capacity to accept sewage above and beyond the amount that it presently processes from within such district; and

WHEREAS, Outside User is desirous of establishing a connection with and discharging sewage into the District's sewer system from its premises located at _____, identified on the Town of Liberty tax map as Section _____, Block _____, Lot _____ ("the Premises"); and

WHEREAS, the Town and Outside User have reached an understanding pursuant to which the District shall permit the requested sewer connection and accept from Outside User sewage produced at the Premises, which understanding the Town and Outside User are desirous of reducing to writing.

NOW, THEREFORE, it is agreed between the parties as follows:

1. The term of this agreement shall be ____ years, commencing as of _____, 20____ and terminating on _____, 20____.

The parties shall meet at the end of the next to last year of the aforesaid term to determine the possibility of a renewal term of this agreement and negotiate any changes required in the terms and conditions hereof. Upon the expiration of the original term of this

agreement, in the absence of an extension of this agreement or a new agreement being entered into between the Town and Outside User, Outside User's private sewer system shall be disconnected from the District's sewer system and all connections shall be capped in a manner and by a method acceptable to and approved by the Town. Such disconnection and capping shall be at the sole cost and expense of Outside User.

2. Prior to connecting to the District's sewer system, Outside User shall provide to the Town and District a schedule of estimated average daily flow per month to be received by the District for the term of the agreement. Such schedule must be acceptable to the Town and District in form and content. If acceptable, a notation to such effect shall be made by the Town and District upon such schedule and it shall be attached to and be deemed incorporated in this agreement. If not acceptable to the Town and District, this agreement shall thereupon be terminated.

3. Prior to connecting to the District's sewer system, Outside User shall provide to the Town and District a map of the District's manhole or manholes where Outside User's private sewer line shall connect to the District's sewer system. Such map must be acceptable to the Town and District in form and content. If acceptable, a notation to such effect shall be made by the Town and District upon such map and it shall be attached to and be deemed incorporated in this agreement. If not acceptable to the Town and District, this agreement shall thereupon be terminated.

4. Prior to connecting to the District's sewer system, Outside User shall provide to the Town and District a written description of the type and nature of flow that is to be discharged into the District's system. Such nature and flow must be acceptable to the Town and District. If acceptable, a notation to such effect shall be made by the Town

and District upon such written description and it shall be attached to and be deemed incorporated in this agreement. If not acceptable to the Town and District, this agreement shall thereupon be terminated.

5. Prior to discharging sewage into to the District's sewer system, Outside User shall install, at his, her or its sole cost and expense (inclusive of Town and District engineering and professional expenses), the necessary connection or connections to the District's sewer system which shall include a manhole and flowmeter in order to facilitate observation, sampling and measurement of sewage flow in to the District's sewer system as well as inspection by the Town and District, all of which must be acceptable to the Town and District, the Town's Water and Sewer Department and the Town's engineer, and subject to their inspection and approval at all times during installation. The manhole shall be located and sewer connection made and the meter installed so as to be safe and accessible by Town and District personnel and constructed in accordance with plans approved by the Town and District. All installations, maintenance, repairs and replacements thereof, and annual calibration of meters, shall be at Outside User's sole expense and performed by contractors approved in advance by the Town and District. No work shall be commenced until the Town and District are provided a certificate of insurance reflecting that Outside User and/or its contractor have adequate liability insurance and worker's compensation insurance, including liability coverage for completed operations, the limits of each such coverage to be not less than \$2,000,000 in aggregate and \$1,000,000 for each occurrence, with the exception of workers compensation coverage, which shall be in accordance with and not less than statutory limits. No such policy or policies may be cancelled without thirty (30) days prior

written notice to the Town and District, and the Town and District must be named as additional insureds on each such policy. Outside User shall be responsible to obtain all necessary permits for the work from any and all governmental agencies having jurisdiction, all at Outside User's sole cost and expense.

6. In the event the Town and District determine in their sole discretion that the District does not have sufficient capacity to continue to accept sewage from Outside User and simultaneously meet the needs and requirements of the in-district users, a written notice of termination of this agreement will be sent to Outside User. Such notice shall establish an effective date of termination, which shall be not less than twelve (12) months and not more than eighteen (18) months after the date of such notice.

7. The initial charge for each 1,000 gallons of sewage flow received by the District shall be \$ _____. The Town and District may increase such charge from time-to-time during the term of this agreement upon thirty (30) day's advance written notice to Outside User, provided that such new charge shall not exceed the average residential rate charged to in-district users, which includes Maintenance and Operation (M&O) and Capital charges.

8. Outside User shall be billed quarterly based on the actual flow recorded by the aforesaid meter as read by personnel of the Town and District. In the event any amount billed by the Town remains unpaid after thirty (30) days of the date of the invoice, Outside User shall pay a ten percent (10%) penalty. Any unpaid balance remaining after sixty (60) days of the date of the invoice (inclusive of the aforesaid penalty) shall be subject to an additional ten percent (10%) penalty. If any balance is not paid in full within ninety (90) days of the date of invoice, this agreement shall terminate

upon notification of the property owner by the Town. In any event, any unpaid balance remaining as of November 1st of each year (inclusive of all penalties) shall be re-levied on Outside User's next County-Town tax bill.

9. Except as may otherwise be set forth in this agreement, Outside User shall at all times comply with all provisions set forth in the Town's sewer use regulations set forth in Chapter 121 of the Code of the Town of Liberty and the rules and regulations promulgated pursuant thereto, including any and all amendments that may hereafter be made thereto, all of which are incorporated herein by reference.

10. Outside User shall defend, indemnify and hold harmless the District and the Town from any and all damages and expenses incurred by the District and the Town, including but not limited to all reasonable professional fees (i.e. attorney's fees and engineer's fees), by reason of any breach by Outside User of this agreement or violation by Outside User of the Town's sewer use regulations.

11. In accordance with the provisions of Section 109 of the General Municipal Law, Outside User is prohibited from assigning, transferring, conveying, subletting or otherwise disposing of this agreement, or its rights, title or interest in this agreement, or its power to execute this agreement, to any other person, corporation or entity, without the prior written consent of the Town and District.

12. Each and every provision of law and clause required by law to be inserted in this agreement shall be deemed to have been inserted herein. If any such provision is not inserted through mistake or otherwise, then upon application of either party, this agreement shall be physically amended forthwith to make such insertion.

13. Any and all notices, billings and payments required hereunder shall be addressed to the parties at their respective addresses set forth at the beginning of this agreement, or to such other address as may hereafter be designated in writing by any party. Such notices, billings and payments shall be transmitted by ordinary first class mail and shall be deemed given when mailed. Mailing shall be deemed to have occurred on the date of the postmark.

14. No waiver of any breach of any condition of this agreement shall be binding unless in writing and signed by the party waiving such breach. No such waiver shall in any way affect any other term or condition of this agreement or constitute a cause or excuse for a repetition such breach or any other breach unless the waiver shall expressly include the same.

15. This agreement constitutes the complete understanding of the parties hereto. No modification of any provisions hereof shall be valid unless in writing and signed by all parties.

IN WITNESS WHEREOF, the parties have caused this agreement to signed the day and year first written above.

TOWN OF LIBERTY for itself and
on behalf of the District

By: _____
Name: Charlie Barbuti
Title: Supervisor

By: _____
Name:
Title:

TOWN OF LIBERTY
WATER & SEWER DEPARTMENT
120 NORTH MAIN STREET
LIBERTY, NY 12754
Phone: (845) 292-5620
Fax : (845) 292-3041
TTY/TTD: 711

2016 RE-LEVY TOTALS

Town of Bethel (Stevensville Outside District)	\$ 13,473.08
Loomis Water	15,354.84
Ferndale Water	60,024.11
Stevensville Water	60,711.64
White Sulphur Springs Water	13,254.61
Indian Lake Water	1,404.19
Young's Hill Sewer	1,137.54
Cold Spring Water	4,007.25
Route 55 Water	32,972.75
TOTAL	\$ 204,340.01

In accordance with Federal Law and U.S. Department of Agriculture policy, this institution is prohibited from discriminating on the basis of race, color, national origin, sex, age, or disability.
(Not all prohibited bases apply to all programs.)

To file a complaint, write USDA, Director, Office of Civil Rights,
Room 326-W, Whitten Building, 1400 Independence Avenue, SW, Washington, DC 20250-9410
Or call (202) 720-5964 (voice and TDD). USDA is an equal opportunity provider and employer.

TOWN OF LIBERTY
WATER & SEWER DEPARTMENT
120 NORTH MAIN STREET
LIBERTY NY 12754
(845) 292-5620
TTY/TTD: 711

2016 RE-LEVIED WATER RENTS
OUTSIDE DISTRICT USERS
STEVENSVILLE WATER DISTRICT

OUR ACCOUNT NUMBER	OWNER	TAX MAP NUMBER	CHECK DIGIT	AMOUNT
16300	Lee Cole Home Corp	9-1-3	GL	386.34
16100	Ganei Ysrol, LLC	8-1-82	KX	1,545.36
16200	Ganei Ysrol, LLC	8-1-75	MK	11,451.84
11800	Sidney Einbinder	8-1-59	NY	89.54

TOTAL \$ 13,473.08

2016 RE-LEVIED
WATER RENTS
LOOMIS WATER DISTRICT

OWNER NAME/ ADDRESS	SBL	CHECK DIGIT	SPECIAL DISTRICT #	AMOUNT
Vitamur Corp 310 Shore Rd Douglaston, NY 11363	35.B-1-19		WD023	528.24
Paul LeRoy 289 Old Loomis Rd. Liberty, NY 12754	35D-2-1.1	LQ		336.96
Luz Ramirez P O Box 104 Liberty, NY 12754	35.D-2-12	NB		336.96
Walter Herzog P O Box 462 Liberty, NY 12754	35.D-2-11	MI		105.31
Yeshiva Letzirim, Inc 992 Bedford Ave. Brooklyn, NY 11205	35-2-18.1			12,926.06
Yeshiva Letzirim, Inc 992 Bedford Ave Brooklyn, NY 11205	35-2-18.2			174.38
Kyle Mangan 6 Wood Ave Liberty, NY 12754	35D-4-12.6	TJ		336.96
Thomas Stryko 19 Loomis Village Rd Liberty, NY 12754	35.D-2-10	LP		76.45
Florence Sanger 240 Sunnridge Ave, Apt 88 Fairfield, CT 06824	35D-2-9	RM		336.96
Douglas Bagnasco 35 Gilbert Pl. Yonkers, NY 10701	35.D-2-7	QA		196.56
			TOTAL	\$15,354.84

2016 RE-LEVIED
WATER RENTS
INDIAN LAKE WATER DISTRICT

OWNER NAME/ ADDRESS	SBL	CHECK DIGIT	SPECIAL DISTRICT #	AMOUNT
Roberta Lasky P O box 274 Swan Lake, NY 12783	41A-5-6	OR	WD024	147.66
Kevin Clifford 86 Callicoon Center Rd Jeffersonville, NY 12748	41-1-3.1	KK		414.54
Jose Resto 44 Mohawk Circle Ferndale, NY 12734	41.A-1-7.2	OQ		337.05
Sharon Olvera 35 Mohawk Circle Ferndale, NY 12734	41.A-1-11	JG		203.20
Indian Point Properties 1713 Ulster Heights Rd Ellenville, NY 12428	41.A-1-9	OK		301.74
			TOTAL	\$ 1,404.19

2016 RE-LEVIED
WATER RENTS
FERNDAL WATER DISTRICT

OWNER NAME/ ADDRESS	SBL	CHECK DIGIT	SPECIAL DISTRICT #	AMOUNT
			WD022	
J P Morgan Chase Bank NA 3415 Vision Drive Columbus, OH 43219	29-2-6	GO		355.32
Sullivan Resorts LLC P O Box 137 Kiamesha Lake, NY 12751	30-1-1.1	JV		74.84
Michael Schiff 55 Old Monticello Rd. Liberty, NY 12754	30-1-71	MH		376.74
Yeshiva Ahavas Israel 6 Lee Ave Brooklyn, NY 11211	30-1-57.2	QZ		906.42
1885 Route 52, LLC 1885 State Route 52 Liberty, NY 12754	124-1-9	QU		2,675.58
Regine Bonnefin P. O. Box 89 Ferndale, NY 12734	126-1-4	IH		355.32
Karl Wilkinson P O Box 262 Ferndale, NY 12734	36-1-141	MY		710.64
Roger Cortes 30 Station Hill Rd Ferndale, NY 12734	36-1-101	KE		471.24
Vincent Vizioli 144 Old Monticello Rd Ferndale, NY 12734	37.-1-2			392.70
Karl Wilkinson P O Box 262 Ferndale, NY 12734	36-1-137	QQ		355.32
Karl Wilkinson P O Box 262 Ferndale, NY 12734	36-1-139	SG		355.32

WD022

Liberty Mall Assoc. %Konover Comm. Group 392 N. Main St. West Hartford, CT 06117	131-1-1	ER	83.16
Giacchino Prestigiacomo P O Box 713 Liberty, NY 12754	36-1-94	RY	393.12
Henry Darby P O Box 485 Ferndale, NY 12734	29-1-34.1	PJ	355.32
Christina Klotz 295 Lt. Brender Hwy Ferndale, NY 12734	36-1-74.6	VQ	527.34
Lorraine DiBella 131 Ferndale Rd Ferndale, NY 12734	36-1-74.5	UU	1,813.90
U S Bank Nat'l Assn 1675 Palm Beach Lakes Blvd West Palm Beach, FL 33401	36-1-72	PC	355.32
Crystal Creek Ent 45 Washington Ave Spring Valley, NY 10977	29-3-5	OK	576.45
Charles Angwenyi 32 Crescent St Brooklyn, NY 11231	36-1-105	NC	355.32
Charles Angwenyi 32 Crescent St Brooklyn, NY 11231	36-1-106	NV	355.32
John Desrochers 115 Upper Ferndale Rd Liberty, NY 12754	29-1-33	NU	383.04
Wilfredo Vera 315 Harris Rd Ferndale, NY 12734	36-1-124	NT	355.32
Ramon Fernandez 120 Matthews Dr. Bedminster, NJ 07921	126-1-3	HO	3,960.60
Yobani Jaquez 4 Clements Rd Liberty, NY 12754	129-2-1	HT	987.11

WD022

Eva Corigliano 297 Old Monticello Rd Ferndale, NY 12734	121-3-2	GI	182.20
Jetta Corp 2035 St Rt 52 Liberty, NY 12754	121-3-3.1	HX	193.41
Dev Real Estate LLC 141 Shamrock Hill Dr. Wappingers Falls, NY 12590	121-3-5.1	JJ	256.41
Helen Filipovits 21 Blume Rd Ferndale, NY 12734	36-1-136	PX	74.84
Hassan Bakheet 834 Newark Ave Jersey City, NJ 07306	124-1-7	JU	206.36
Victor Zayas P O Box 424 Ferndale, NY 12734	29-1-30	LP	83.16
Brothers Bungalow Colony LLC 8 Elkins Rd E. Brunswick, NJ 08816	36-1-39	RL	622.05
P & M Realty LLC P O Box 425 Liberty, NY 12754	124-1-8.1	RR	83.16
Yeshiva Ahavas Israel 6 Lee Ave Brooklyn, NY 11211	128-1-1	GU	33,926.31
Yeshiva Ahavas Israel 6 Lee Ave Brooklyn, NY 11211	128-2-1	HK	7,084.44
Yeshiva Ahavas Israel 6 Lee Ave Brooklyn, NY 11211	124-1-6.1	JX	1,781.01

TOTAL \$ 62,024.11

2016 RE-LEVIED
WATER RENTS
COLD SPRING WATER DISTRICT

OWNER NAME/ ADDRESS	SBL	CHECK DIGIT	SPECIAL DISTRICT #	AMOUNT
Derrick Kelly 105 Cold Spring Rd. Liberty, NY 12754	18-1-46	QA	WD026	779.59
Gloria Cavaluzzi 290 Dry Brook Rd Roscoe, NY 12776	21-2-6	LT		843.50
Lucy Chumpitazi 40 Mager Ave Liberty, NY 12754	21-2-7	MM		1,162.99
John Rusin 93 Cold Spring Rd Liberty, NY 12754	21-1-10	HL		613.44
John Weigand 646 Budd Rd Woodbourne, NY 12788	21-2-8	NF		378.47
N Singh Corp 125-19 133 rd St S. Ozone Park, NY 11420	18-1-44	OO		33.64
Anthony Decicco 105 Cold Spring Rd Liberty, NY 12754	21-5-1	JY		173.36
Emilia Gutic 250 E 63 rd St. Apt 208 New York, NY 10065	21-1-12	IX		22.26
TOTAL				\$ 4,007.25

2016 RE-LEVIED
SEWER RENTS
YOUNGS HILL SEWER DISTRICT

SD030

Howard Perez 12 Youngs Hill Rd. Liberty, NY 12754	18-1-34	NW	118.96
Steven Johnstone 23 Thomas Ave Liberty, NY 12754	18-1-49.2		149.60
Filiberto Nieves 14 Thomas Ave. Liberty, NY 12754	18-1-58	SE	210.12
Cecil Mathurian 4500NW 176 th Ter Miami Gardens, FL 33055	20-1-4	JY	236.46
Jennifer Cooney 149 Cortland St Staten Island, NY 10302	20-1-5	KB	44.00
Sharon Grossman 20 Thomas Ave Liberty, NY 12754	18-1-57	RL	167.20
Jack Holloway 169 Parksville, Rd Liberty, NY 12754	13-1-18	NR	140.80
Martin Colavito 173 Parksville Rd. Liberty, NY 12754	13-1-17	MY	70.40

TOTAL \$ 1,137.54

2016 RE-LEVIED
WATER RENTS
ROUTE 55 WATER DISTRICT

OWNER NAME/ ADDRESS	SBL	CHECK DIGIT	SPECIAL DISTRICT #	AMOUNT
Lucille Thalman-Rudiger 3 View Rd Setauket, NY 11733	29-1-12	LR	WD027	370.48
Leslie Hernandez P O Box 156 White Sulphur Spr, NY 12787	36-1-4	LS		524.52
Joan Howard P O Box 254 Swan Lake, NY 12754	29-1-13.1	NG		122.76
Michael Corigliano P O Box 388 Ferndale, NY 12734	36-1-9	PJ		772.83
Debra Lorino 5354 State Rt 55 Liberty, NY 12754	36-1-21	KX		569.16
Fred Ellis 388 Eighth St Brooklyn, NY 11215	29-1-15	NW		122.76
Marvin Kamenstein 57 Mahogany Lane Liberty, NY 12754	29-1-13.8	TE		268.96
LMS Properties, LLC 173 Wallabout St Brooklyn, NY 11206	36-1-59.1	SV		28,848.60
Hanson Tse 21 Cleveland Pl. Apt 2A New York, NY 10012	29-1-13.4	PU		848.16
Cong. Yishrie Live 1238 39 th St. Brooklyn, NY 11218	29-1-3	LS		524.52

TOTAL \$ 32,972.75

2016 RE-LEVIED
WATER RENTS
STEVENSVILLE WATER DISTRICT

OWNER NAME/ ADDRESS	SBL	CHECK DIGIT	SPECIAL DISTRICT #	AMOUNT
5143 Swan Lake Corp 3 Walton St Brooklyn, NY 11206	40-1-13	JX	WD021	\$ 282.00
Felix Miranda 5089 Route 55 Ferndale, NY 12734	41A-6-5	OO		282.00
Swan Manor LLC 140 Ascension Ave Passaic, NJ 07055	40-1-21.1	JZ		78.00
Swan Manor 140 Ascension Ave Passaic, NJ 07055	40-1-21.2	KV		219.00
McArdel Properties LLC P O Box 931 Sleepy Hollow, NY 10591	44-1-13.2	MZ		4,270.40
Desiree Beecham 2459 Devoe Terrace Bronx, NY 10468	46-1-10.1	KQ		546.50
T R Shala Inc 78 Creamery Rd Mongaup Valley, NY 12762	46-1-7.1	PB		282.00
LMS Properties NY, LLC 173 Wallabout St Brooklyn, NY 11206	41A-6-4	QC		282.00
Harry Connal 5146 St Rt 55 Swan Lake, NY 12783	40-1-18.1	OK		166.50
Myrna Lieberman 70 West 93 St. Apt 20 E New York, NY 10025	41A-6-3	PG		282.00

Cyrus Barnes P O Box 414 Ferndale, NY 12734	46-1-42.2	PA	WD021 77.50
Denys Castillo 18 Wagner Dr Rock Tavern, NY 12575	44-1-51	MP	282.00
Teresa Mermelstein 1885 47 th St Brooklyn, NY 11204	46-1-41	MP	1,128.00
Swanview Homes, LLC 29 S Parker Dr Monsey, NY 10952	44-1-14	MA	456.00
Swan Lake Gardens II LLC 173 Wallabout St. Brooklyn, NY 11206	47-4-2	MT	282.00
Angel Ramos 4729 St RT 55 Swan Lake, NY 12783	44-1-57	QZ	342.00
Yehuda & Jacob Frank P O Box 18 Monsey, NY 10952	46-1-43.4	RL	282.00
Joel Gross 4214 Glenwood Rd Brooklyn, NY 11210	47-8-1	OM	1,128.00
Niagara Falls Housing Inc 55 Bartlett St Brooklyn, NY 11206	47-5-1	MQ	735.00
Yeshiva Kehilath Yakov 638 Bedford Ave Brooklyn, NY 11211	40-1-19	OH	33,963.60
Bernard Bluzenstein 1942 50 th St Brooklyn, NY 11204	47-6-4.2	RD	282.00
Talmud Torah of Kasho Inc 324 Penn St Brooklyn, NY 11211	44-1-60	MO	515.50
Shawn Comfort 1489 Briscoe Rd Swan Lake, NY 12783	45-4-15	OY	189.06

Baruch Wolf 4107 12 th Ave Brooklyn, NY 11219	46-1-42.1	OE	WD021 1,016.40
Swan Lake Developers LLC 173 Wallabout St Brooklyn, NY 11206	47-5-7	RA	498.32
Swan Lake Gardens II LLC 173 Wallabout St Brooklyn, NY 11206	47-5-11	NI	282.00
Theresa Rizzitano 19 Coral Lane Swan Lake, NY 12783	47-3-4	NP	467.50
2736 Pitkin LLC 1675 56 th St Brooklyn, NY 11204	47-3-8	QN	282.00
64 Stanton Realty Corp 34 E 48th St Brooklyn, NY 11204	47-6-4.1	QH	315.00
2736 Pitkin LLC 1675 56th St Brooklyn, NY 11204	47-3-10	LJ	282.00
Sara Rubenstein 1675 56 th St. Brooklyn, NY 11204	47-3-5.2	QA	282.00
Nicholas Tutini 1450 Briscoe Rd Swan Lake, NY	45-5- 22	OB	287.70
Nicholas Tutini 1450 Briscoe Rd12754 Swan Lake, NY 12783	45-5-21	NI	567.20
Altsource Single Family P O Box 105265 Atlanta, GA 30348	44-1-18.1	PU	282.00
Angela Blyakher 85 Louisa St Brooklyn, NY 11218	44-1-20	JU	282.00

Thomas Lagattuta P O Box 108 Swan Lake, NY 12783	47-2-2	LN	WD021 66.00
Frances Cielepak 7520 Penelope Ave Middle Village, NY 11379	45-4-5	OG	386.34
Thomas Lagattuta P O Box 108 Swan Lake, NY 12783	47-5-2	NJ	66.00
Ira Zolchonock P O Box 275 Swan Lake, NY 12783	47-8-6	SD	80.00
Nelson Saravia P O Box 127 Liberty, NY 12754	46-1-19.1	RF	282.00
Sema Choudri 1444 Briscoe Rd Swan Lake, NY 12783	45-5-19	SM	386.34
Swiss Hill Resort, LLC 140 Baily Ane Hillside, NJ 07205	44-1-29.1	QJ	1,545.36
Miguel Vargas P O Box 112 Swan Lake, NY 12783	47-7-5	QU	282.00
Roman Eliashivilli 564 E 9 th st. Brookltn, NY 11218	45-5-12	NJ	386.34
Paul Edelstein 61 Broadway Rm 2210 New York, NY 10006	44-1-28.15		105.49
Doreen Campione P O Box 173 Swan Lake, NY 12783	45-5-11	MQ	427.45
Corinne Epstein 3351 Hewlett Ave Merrick, NY 11556	46.A-3-22	NQ	234.00
Helen Siedlecki P O Box 163 Swan Lake, NY 12783	46A-2-24	OM	282.00

Gregg Damon P O Box 824 Warwick, NY 10990	47-2-1	KU	WD021 282.00
Ronald Ginsberg 461 Arlington Rd Cedarhurst, NY 11516	46A-2-12	MI	234.00
Swan Lake Estate Prop. 505 Marlboro Rd, Ste 5 Woodridge, NJ 07075	47-3-3	MW	222.00
Seymour Beck 1376 Beach St Atlantic Beach, NY 11509	44-1-28.4	TA	162.76
Dale Goodstal P O Box 355 Swan Lake, NY 12783	46-1-49	SL	77.00
Wendy Levy 1434 E 4 th St Brooklyn, NY 11230	44-1-64	PM	66.00
Jamaica Avenue Commons 415 14 th St Carlstadt, NJ 07072	45-1-3	KY	90.42
Mark Lagattuta P O Box 115 Swan Lake, NY 12783	45-5-7	QI	90.42
Hector Saravia P O Box 127 Liberty, NY 12754	45-5-3	NK	263.73
Saul Katz P O Box 530 Swan Lake, NY 12783	46A-3-8	QQ	282.00
Henry Roman 1369 Briscoe Rd Swan Lake, NY 12783	44-1-66	QY	112.75
18 West 126 St LLC P O Box 1045 New York, NY 10025	45-1-5	MK	90.42
Jetsun Kazi 9 Kenneth Rd Upper Montclair, NJ 07043	44-1-37	PP	90.42

WD021

Joseph Silver 1462 41 st St Brooklyn, NY 11218	45-5-18	RT	90.42
Irving Werner P O Box 149 Swan Lake, NY 12783	46.A-2-53	PV	177.60
County of Sullivan P O Box 5012 Monticello, NY 12701	46.A-2-42	OK	1,104.00
Mike Gordon 800 Evergreen Dr W. Hempstead, NY 11552	46.A-2-38	SC	66.00
Joseph Montekio P O Box 606 Swan Lake, NY 12783	46.A-2-1	KX	71.50
Judith Guttman 824 45 th St Brooklyn, NY 11220	46A-2-28	RK	282.00
Norman Labelson 33-64 21 st St Apt 12D Long Island City, NY 11106	46A-1-21	LR	282.00
Iva Lazarus P O Box 587 Swan Lake, NY 12783	46A-1-10	KG	282.00
Jeremy Goldzal 242 Ardmere Ave Staten Island, NY 10314	46.A-1-3	LT	73.70
M J Kleinberger P O Box 106 Swan Lake, NY 12783	46A-3-25	PV	121.00
105 Chabad LLC 460 Crown St Brooklyn, NY 11225	46A-1-6	NY	66.00
Abe Buchinger 133 S 9 th St Brooklyn, NY 11211	40-1-25.1	MX	305.00

TOTAL \$ 60,711.64

2016 RELEVIED
WATER RENTS
WHITE SULPHUR SPRINGS WATER DISTRICT

OWNER NAME/ ADDRESS	SBL	CHECK DIGIT	SPECIAL DISTRICT #	AMOUNT
Samilik, LLC 76-36 113 th St, Apt 2C Forest Hills, NY 11375	32-3-28.2	RQ	WD020	301.74
Edward Nietzel 6493 Rt 52 Wht Sulphur Spr NY 12787	32-3-27	PD		333.85
Theresa Connolly 3196 Rt 52 W White Sulphur Spr., NY 12787	32-3-24	MY		333.31
Everlasting Spring Garden , LLC P O Box 6 Callicoon Center, NY 12724	32-5-5	NN		1,001.53
Roseanne Tusaneza 7 Smoke Hill Dr. New Fair Field, CT 06812	32-5-4	MU		301.74
Rosete Koelpin P O Box 215 White Sulphur Spr., NY 12787	34-1-14	LS		70.61
Catherine Winnie 467 Mill Hook Rd. Accord, NY 12404	34-1-8	NY		876.35
Dean Bradley P O Box 34 White Sulphur Springs, NY 12787	34-1-.5.1	MP		160.50
Kenneth Steele P O Box 12 White Sulphur Spr., NY 12787	32-3-13.1	KX		301.74
Timothy Borden P O Box 18 Wht Sulphur Spr, NY 12787	32-3-20	KA		301.74
Nolberto Hernandez P O Box 156 White Sulphur Spr., NY 12787	33-1-2	JF		331.17
Jason Huggler P O Box 299 Youngsville, NY 12791	33-5-6.2	QH		301.74

Elliott Schneider P O Box 1000 Parkville, NY 12768	32-2-11	JL	WD020 147.66
James Parks 3245 St Rt 52 White Sulphur Spr., NY 12787	34-3-6	NS	94.16
Harry Gardner P O Box 325 Wht Sulphur Spr, NY 12787	32-2-14.2	NI	385.21
Kelly Atkins P O Box 233 Wht Sulphur Spr, NY 12787	32-2-13	KX	301.74
Linda Huggler P O Box 184 Wht Sulphur Spr NY 12787	31-1-22.2	LP	398.05
William Prince P O Box 41 Wht Sulphur Spr, NY 12787	31-1-22.6	OZ	382.00
Todd Froelich P O Box 117 Wht Sulphur Spr., NY 12787	32-4-2	KS	617.41
James Parks 3245 St Rt 52 White Sluphur Spr., NY 12787	34-3-5	MZ	70.62
John Kolarik P O Box 498 White Sulphur Springs, NY 12787	31-1-25.2	NU	253.41
Paul Siletzky 10232 Cedar Run Dr Nokesville, VA 20181	32-1-12	JO	301.74
John Caroelo 537 Davis St N. Babylon, NY 11703	32-2-15	MJ	201.74
Richard Crowle P O Box 624 Liberty, NY 12754	38-1-40	MG	301.74
Joseph Jones P O Box 481 Ferndale, NY 12734	32-4-20	KQ	224.70
Alfred Houghtaling P O Box 294 White Sulphur Springs, NY 12787	32-3-16	NS	70.62

Nelson Townsend 3911 SW 656 th Ct Ft. Lauderdale, FL 33312	34-1-2.2	LG	WD020 56.50
William Wuerthner 86 Rapp Rd Monticello, NY 12701	33-5-6.1	PL	603.48
Richard Gartland P O Box 97 White Sulphur Spr., NY 12787	32-2-20	JK	124.12
Adrienne Gales P O Box 41 Thompson Ridge, NY 10985	33-6-3	NA	224.70
White Sulphur Springs Inn Inc 52 St. Paul's Place Liberty, NY 12754	32-2-29	PZ	368.34
Caroline Vance P O Box 216 White Sulphur Springs, NY 12787	31-1-22.5	OD	301.74
White Sulphur Service Inc. 5932 Rt 55 Liberty, NY 12754	33-5-13	NC	301.74
Betty Knack 1192 Dahlia Rd Livingston Manor, NY 12758	32-1-2	IW	70.62
Hazel Schmidt P O Box 16 White Sulphur Spr., NY 12787	32-1-8	NG	70.62
Susan Buzzell P O Box 374 White Sulphur Spr., NY 12787	33-5-7	PI	70.62
3370 St Rt 52 LLC P O Box 433 Woodbourne, NY 12788	32-2-26	NU	271.02
Scott Austin 1230 Dahlia Rd Livingston Manor, NY 12758	32-1-9	NZ	245.52
William Thackeray 11027 Tall Pines Way Sandy, UT 84092	32-2-14.1	MM	982.26
JoAnn Boyd P O Box 9 White Sulphur Spr., NY 12787	31-1-46	OF	85.61

Selvin Ortiz 4123 76 th St. Apt 3B Elmhurst, NY 11373	32-1-11	IV	WD020 70.62
Denise Abramson P O Box 59 White Sulphur Spr., NY 12787	32-1-1.2	JV	635.07
Christine Miller P O Box 368 White Sulphur Spr., NY 12787	32-1-14	LA	89.45
C S Capitol LLC P O Box 71 Liberty, NY 12754	32-1-16.1	NI	103.62
William Martinez 1020 Warburton Ave Apt 4D Yonkers, NY 10701	32-2-28.2	QY	64.48
Robert McQuade 380 15 th St Norwood, NJ 07648	31-1-47	OY	147.66

TOTAL \$ 13,254.61



**Town of Liberty
120 North Main Street
Liberty, New York 12754**

Voucher No. _____
Check No. _____

CENTRAL CHECKING

Claimant's	Liberty Ladies Corp.				
Name	DBA: Liberty Concrete & Construction				
and	5988 State Route 55				
Address	Liberty	State	NY	ZIP	12754

Vendor #: 6033 P.O. #

Office Use Only

Coding:
Vendor#:
PO#:
PO ATTACHED:
Invoice #’s:
Addition:
Dept.Head Sig.
Reviewed by:
Date:

Date: 10/26/2016	Invoice # - Description of Goods/Services	Invoice Amt.	Fund/App.#	Amount
10/03/16	Invoice # 886 Town Hall - Side Walk			
	120 North Main Street,Liberty, NY 12754			
		\$ 18,240.00	A 1620.4	\$ 18,240.00
	* See Attached Invoice			
		\$ 18,240.00	Total	\$ 18,240.00

THE ABOVE SERVICES OR MATERIALS WERE RENDERED OR FURNISHED TO THE MUNICIPALITY ON THE DATES
STATED AND THE CHARGES ARE CORRECT.

AND THE CHARGES ARE CORRECT.
Date: 1/26/16 Signature: Chand Be

Liberty Ladies Corp.

DBA: Liberty Concrete & Construction
5988 State Route 55
Liberty, NY 12754

Invoice

Date	Invoice #
10/3/2016	886

Bill To
Town of Liberty Charlie Barbuti 120 North Main Street Liberty NY 12754

P.O. No.	Terms	Project
	Net 15	

Item	Description	Est Amt	Prior Amt	Prior %	Qty	Rate	Curr %	Total %	Amount
RV Cont...	120 North Main Street - Liberty Concrete & Construction will - 1 - Chip off the top of approx. 90' of 16" wide curb to an elevation that is lower than the existing sidewalk, discard debris, form and pour a new top one existing curb to meet the elevation of sidewalks. 2 - remove and relay 2 sections of pavers (8'x7' and 19'x7); 3 - remove existing bluestone stair treads; form and pour stair tread bases - reinstall bluestone tread. **price includes NYS Prevailing Wage Schedule and Certified Payroll** **Job was completed on 9/28, 9/30 & 10/1/16 - certified payroll provided**	18,240.00				18,240.00	100.00%	100.00%	18,240.00

						Subtotal	\$18,240.00
						Sales Tax (8.0%)	\$0.00
						Total	\$18,240.00
						Payments/Credits	\$0.00
						Balance Due	\$18,240.00

Date 10/03/2016

I, Rose Werlau President
(Name of Signatory Party) (Title)

do hereby state:

(1) That I pay or supervise the payment of the persons employed by

Liberty Ladies Corp. dba Liberty Concrete & Construction on the

(Contractor or Subcontractor)

Town of Liberty;

(Building or Work); that during the payroll period commencing on the

26th day of September, 2016, and ending the 2nd day of October, 2016,

all persons employed on said project have been paid the full weekly wages earned, that no rebates have been or will be made either directly or indirectly to or on behalf of said

Liberty Ladies Corp. dba Liberty Concrete & Construction from the full

(Contractor or Subcontractor)

weekly wages earned by any person and that no deductions have been made either directly or indirectly from the full wages earned by any person, other than permissible deductions as defined in Regulations, Part 3 (29 C.F.R. Subtitle A), issued by the Secretary of Labor under the Copeland Act, as amended (48 Stat. 948, 63 Stat. 108, 72 Stat. 967; 76 Stat. 357; 40 U.S.C. § 3145), and described below:

Federal, SS, Medicare NYS Withholding and NYS SDI

(2) That any payrolls otherwise under this contract required to be submitted for the above period are correct and complete; that the wage rates for laborers or mechanics contained therein are not less than the applicable wage rates contained in any wage determination incorporated into the contract; that the classifications set forth therein for each laborer or mechanic conform with the work he performed.

(3) That any apprentices employed in the above period are duly registered in a bona fide apprenticeship program registered with a State apprenticeship agency recognized by the Bureau of Apprenticeship and Training, United States Department of Labor, or if no such recognized agency exists in a State, are registered with the Bureau of Apprenticeship and Training, United States Department of Labor.

(4) That:

(a) WHERE FRINGE BENEFITS ARE PAID TO APPROVED PLANS, FUNDS, OR PROGRAMS



— in addition to the basic hourly wage rates paid to each laborer or mechanic listed in the above referenced payroll, payments of fringe benefits as listed in the contract have been or will be made to appropriate programs for the benefit of such employees, except as noted in section 4(c) below.

(b) WHERE FRINGE BENEFITS ARE PAID IN CASH



— Each laborer or mechanic listed in the above referenced payroll has been paid, as indicated on the payroll, an amount not less than the sum of the applicable basic hourly wage rate plus the amount of the required fringe benefits as listed in the contract, except as noted in section 4(c) below.

(c) EXCEPTIONS

EXCEPTION (CRAFT)	EXPLANATION

REMARKS:

NAME AND TITLE

Rose Werlau, President

SIGNATURE



THE WILLFUL FALSIFICATION OF ANY OF THE ABOVE STATEMENTS MAY SUBJECT THE CONTRACTOR OR SUBCONTRACTOR TO CIVIL OR CRIMINAL PROSECUTION. SEE SECTION 1001 OF TITLE 18 AND SECTION 231 OF TITLE 31 OF THE UNITED STATES CODE.

U.S. Department of Labor
Wage and Hour Division

PAYROLL

(For Contractor's Optional Use; See Instructions at www.dol.gov/whd/forms/wh347instr.htm)



U.S. Wage and Hour Division

Rev. Dec. 2008

Persons are not required to respond to the collection of information unless it displays a currently valid OMB control number.

NAME OF CONTRACTOR <input checked="" type="checkbox"/> OR SUBCONTRACTOR <input type="checkbox"/>				ADDRESS				OMB No.: 1235-0008 Expires: 02/28/2018			
Liberty Ladies Corp. dba Liberty Concrete & Construction				5988 State Route 55 Liberty NY 12754							
PAYROLL NO. 1		FOR WEEK ENDING 10/01/2016		PROJECT AND LOCATION 120 North Main Street, Liberty NY				PROJECT OR CONTRACT NO. Sidewalk Repair			

(1) NAME AND INDIVIDUAL IDENTIFYING NUMBER (e.g., LAST FOUR DIGITS OF SOCIAL SECURITY NUMBER) OF WORKER	(2) NO. OF WITHHOLDING EXEMPTIONS	(3) WORK CLASSIFICATION	OT OR ST	(4) DAY AND DATE							(5) TOTAL HOURS	(6) RATE OF PAY	(7) GROSS AMOUNT EARNED	(8) DEDUCTIONS						(9) NET WAGES PAID FOR WEEK
				M	T	W	Th	Fr	Sa	Su				FICA	WITH- HOLDING TAX	Federal Withholding	NY SDI	OTHER	TOTAL DEDUCTIONS	
				9/26	9/27	9/28	9/29	9/30	10/1	10/2										
Cody Olsen 223 North Branch Callicoon Center Rd North Branch NY 12766 ***-**-7538	0	Laborer Building	o				5.00	8.00	3.00		16.00	\$59.60	\$953.60	\$59.12	\$13.83	\$146.26	\$0.60	\$45.85	\$265.66	\$687.94
			s								34.25	25.35								
Christopher Pekny 125 Lt. Brender Highway Ferndale NY 12734 ***-**-6772	0	Laborer Building	o				5.00	8.00	3.00		16.00	\$59.60	\$953.60	\$59.12	\$13.83	\$146.26	\$0.60	\$45.85	\$265.66	\$687.94
			s								34.25	25.35								
Robert Werlau 5988 State Route 55 Liberty NY 12754 ***-**-5142	0	Laborer Building	o				5.00	8.00	3.00		16.00	\$59.60	\$953.60	\$59.12	\$13.82	\$100.54	\$0.60	\$45.23	\$219.31	\$734.29
			s								34.25	25.35								
			o																	
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While completion of Form WH-347 is optional, it is mandatory for covered contractors and subcontractors performing work on Federally financed or assisted construction contracts to respond to the information collection contained in 29 C.F.R. §§ 3.3, 5.5(a). The Copeland Act (40 U.S.C. § 3145) contractors and subcontractors performing work on Federally financed or assisted construction contracts to "furnish weekly a statement with respect to the wages paid each employee during the preceding week." U.S. Department of Labor (DOL) regulations at 29 C.F.R. § 5.5(a)(3)(ii) require contractors to submit weekly a copy of all payrolls to the Federal agency contracting for or financing the construction project, accompanied by a signed "Statement of Compliance" indicating that the payrolls are correct and complete and that each laborer or mechanic has been paid not less than the proper Davis-Bacon prevailing wage rate for the work performed. DOL and federal contracting agencies receiving this information review the information to determine that employees have received legally required wages and fringe benefits.

Public Burden Statement

We estimate that it will take an average of 55 minutes to complete this collection, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. If you have any comments regarding these estimates or any other aspect of this collection, including suggestions for reducing this burden, send them to the Administrator, Wage and Hour Division, U.S. Department of Labor, Room S3502, 200 Constitution Avenue, N.W. Washington, D.C. 20210

(over)

Date 10/10/16

I, Rose Werlau President
(Name of Signatory Party) (Title)

do hereby state:

(1) That I pay or supervise the payment of the persons employed by

Liberty Ladies Corp. dba Liberty Concrete & Construction on the

(Contractor or Subcontractor)

Town of Liberty;

(Building or Work) that during the payroll period commencing on the

3rd day of October, 2016, and ending the 9th day of October, 2016,

all persons employed on said project have been paid the full weekly wages earned, that no rebates have been or will be made either directly or indirectly to or on behalf of said

Liberty Ladies Corp. dba Liberty Concrete & Construction from the full

(Contractor or Subcontractor)

weekly wages earned by any person and that no deductions have been made either directly or indirectly from the full wages earned by any person, other than permissible deductions as defined in Regulations, Part 3 (29 C.F.R. Subtitle A), issued by the Secretary of Labor under the Copeland Act, as amended (48 Stat. 948, 63 Stat. 108, 72 Stat. 967; 76 Stat. 357; 40 U.S.C. § 3145), and described below:

Federal, SS, Medicare NYS Withholding and NYS SDI

(2) That any payrolls otherwise under this contract required to be submitted for the above period are correct and complete; that the wage rates for laborers or mechanics contained therein are not less than the applicable wage rates contained in any wage determination incorporated into the contract; that the classifications set forth therein for each laborer or mechanic conform with the work he performed.

(3) That any apprentices employed in the above period are duly registered in a bona fide apprenticeship program registered with a State apprenticeship agency recognized by the Bureau of Apprenticeship and Training, United States Department of Labor, or if no such recognized agency exists in a State, are registered with the Bureau of Apprenticeship and Training, United States Department of Labor.

(4) That:

(a) WHERE FRINGE BENEFITS ARE PAID TO APPROVED PLANS, FUNDS, OR PROGRAMS

☐ - in addition to the basic hourly wage rates paid to each laborer or mechanic listed in the above referenced payroll, payments of fringe benefits as listed in the contract have been or will be made to appropriate programs for the benefit of such employees, except as noted in section 4(c) below.

(b) WHERE FRINGE BENEFITS ARE PAID IN CASH

☐ - Each laborer or mechanic listed in the above referenced payroll has been paid, as indicated on the payroll, an amount not less than the sum of the applicable basic hourly wage rate plus the amount of the required fringe benefits as listed in the contract, except as noted in section 4(c) below.

(c) EXCEPTIONS

EXCEPTION (CRAFT)	EXPLANATION

REMARKS:

NAME AND TITLE

Rose Werlau, President

SIGNATURE



THE WILLFUL FALSIFICATION OF ANY OF THE ABOVE STATEMENTS MAY SUBJECT THE CONTRACTOR OR SUBCONTRACTOR TO CIVIL OR CRIMINAL PROSECUTION. SEE SECTION 1001 OF TITLE 18 AND SECTION 231 OF TITLE 31 OF THE UNITED STATES CODE.

U.S. Department of Labor
Wage and Hour Division

PAYROLL

(For Contractor's Optional Use; See Instructions at www.dol.gov/whd/forms/wh347instr.htm)



U.S. Wage and Hour Division

Rev. Dec. 2008

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NAME OF CONTRACTOR ☒ OR SUBCONTRACTOR ☐ ADDRESS 5988 State Route 55
Liberty Ladies Corp. dba Liberty Concrete & Construction Liberty NY 12754 OMB No.: 1235-0008
Expires: 02/28/2018

PAYROLL NO. 1 FOR WEEK ENDING 10/23/2016 PROJECT AND LOCATION 120 North Main Street, Liberty NY PROJECT OR CONTRACT NO. Sidewalk Repair

(1) NAME AND INDIVIDUAL IDENTIFYING NUMBER (e.g., LAST FOUR DIGITS OF SOCIAL SECURITY NUMBER) OF WORKER	(2) NO OF WITH-HOLDING EXEMPTIONS	(3) WORK CLASSIFICATION	OT. OR ST.	(4) DAY AND DATE							(5) TOTAL HOURS	(6) RATE OF PAY	(7) GROSS AMOUNT EARNED	(8) DEDUCTIONS						(9) NET WAGES PAID FOR WEEK	
				M	T	W	Th	Fr	Sa	Su				FICA	WITH- HOLDING TAX	Federal Withholding	NY SDI	OTHER	TOTAL DEDUCTIONS		
				10/3	10/4	10/5	10/6	10/7	10/8	10/9											
				HOURS WORKED EACH DAY																	
Cody Olsen 223 North Branch Callicoon Center Rd North Branch NY 12766 ***-**-7538	0	Laborer Building	o							3.50		3.50	\$59.60	\$208.60	\$12.94	\$2.65	\$16.53	\$0.60	\$3.02	\$35.74	\$172.86
			s										34.25 25.35								
Christopher Pekny 125 Lt. Brender Highway Ferndale NY 12734 ***-**-6772	0	Laborer Building	o							3.50		3.50	\$59.60	\$208.60	\$12.93	\$2.65	\$16.53	\$0.60	\$3.03	\$35.74	\$172.86
			s										34.25 25.35								
Robert Werlau 5988 State Route 55 Liberty NY 12754 ***-**-5142	0	Laborer Building	o							3.50		3.50	\$59.60	\$208.60	\$12.93	\$2.27	\$4.42	\$0.60	\$3.02	\$23.24	\$185.36
			s										34.25 25.35								
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Public Burden Statement

We estimate that it will take an average of 55 minutes to complete this collection, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. If you have any comments regarding these estimates or any other aspect of this collection, including suggestions for reducing this burden, send them to the Administrator, Wage and Hour Division, U.S. Department of Labor, Room S3502, 200 Constitution Avenue, N.W., Washington, D.C. 20210

(over)

Date 10/24/16

I, Rose Werlau President
(Name of Signatory Party) (Title)

do hereby state:

(1) That I pay or supervise the payment of the persons employed by

Liberty Ladies Corp. dba Liberty Concrete & Construction, on the

(Contractor or Subcontractor)

Town of Liberty;

(Building or Work) that during the payroll period commencing on the

17th day of October, 2016, and ending the 23rd day of October, 2016,

all persons employed on said project have been paid the full weekly wages earned, that no rebates have been or will be made either directly or indirectly to or on behalf of said

Liberty Ladies Corp. dba Liberty Concrete & Construction

(Contractor or Subcontractor) from the full

weekly wages earned by any person and that no deductions have been made either directly or indirectly from the full wages earned by any person, other than permissible deductions as defined in Regulations, Part 3 (29 C.F.R. Subtitle A), issued by the Secretary of Labor under the Copeland Act, as amended (48 Stat. 948, 63 Stat. 108, 72 Stat. 967; 76 Stat. 357; 40 U.S.C. § 3145), and described below:

Federal, SS, Medicare NYS Withholding and NYS SDI

(2) That any payrolls otherwise under this contract required to be submitted for the above period are correct and complete; that the wage rates for laborers or mechanics contained therein are not less than the applicable wage rates contained in any wage determination incorporated into the contract; that the classifications set forth therein for each laborer or mechanic conform with the work he performed.

(3) That any apprentices employed in the above period are duly registered in a bona fide apprenticeship program registered with a State apprenticeship agency recognized by the Bureau of Apprenticeship and Training, United States Department of Labor, or if no such recognized agency exists in a State, are registered with the Bureau of Apprenticeship and Training, United States Department of Labor.

(4) That:

(a) WHERE FRINGE BENEFITS ARE PAID TO APPROVED PLANS, FUNDS, OR PROGRAMS

- ☐ - In addition to the basic hourly wage rates paid to each laborer or mechanic listed in the above referenced payroll, payments of fringe benefits as listed in the contract have been or will be made to appropriate programs for the benefit of such employees, except as noted in section 4(c) below.

(b) WHERE FRINGE BENEFITS ARE PAID IN CASH

- ☐ - Each laborer or mechanic listed in the above referenced payroll has been paid, as indicated on the payroll, an amount not less than the sum of the applicable basic hourly wage rate plus the amount of the required fringe benefits as listed in the contract, except as noted in section 4(c) below.

(c) EXCEPTIONS

EXCEPTION (CRAFT)	EXPLANATION

REMARKS:

NAME AND TITLE

Rose Werlau, President

SIGNATURE



THE WILLFUL FALSIFICATION OF ANY OF THE ABOVE STATEMENTS MAY SUBJECT THE CONTRACTOR OR SUBCONTRACTOR TO CIVIL OR CRIMINAL PROSECUTION. SEE SECTION 1001 OF TITLE 18 AND SECTION 231 OF TITLE 31 OF THE UNITED STATES CODE.

U.S. Department of Labor
Wage and Hour Division

PAYROLL

(For Contractor's Optional Use; See Instructions at www.dol.gov/whd/forms/wh347instr.htm)



U.S. Wage and Hour Division

Rev. Dec. 2008

Persons are not required to respond to the collection of information unless it displays a currently valid OMB control number.

NAME OF CONTRACTOR <input checked="" type="checkbox"/> OR SUBCONTRACTOR <input type="checkbox"/> Liberty Ladies Corp. dba Liberty Concrete & Construction	ADDRESS 5988 State Route 55 Liberty NY 12754	OMB No.: 1235-0008 Expires: 02/28/2018
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PAYROLL NO. 1	FOR WEEK ENDING 10/09/2016	PROJECT AND LOCATION 120 North Main Street, Liberty NY	PROJECT OR CONTRACT NO. Sidewalk Repair
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(1) NAME AND INDIVIDUAL IDENTIFYING NUMBER (e.g., LAST FOUR DIGITS OF SOCIAL SECURITY NUMBER) OF WORKER	(2) NO. OF WITHHOLDING EXEMPTIONS	(3) WORK CLASSIFICATION	OT. OR S.T.	(4) DAY AND DATE							(5) TOTAL HOURS	(6) RATE OF PAY		(7) GROSS AMOUNT EARNED	(8) DEDUCTIONS						(9) NET WAGES PAID FOR WEEK
				M	T	W	Th	Fr	Sa	Su					FICA	WITH- HOLDING TAX	Federal Withholding	NY SDI	OTHER	TOTAL DEDUCTIONS	
				10/3	10/4	10/5	10/6	10/7	10/8	10/9											
				HOURS WORKED EACH DAY																	
Cody Olsen 223 North Branch Callicoon Center Rd North Branch NY 12766 ***-**-7538	0	Laborer Building	o							3.50	3.50	\$59.60	\$208.60	\$12.94	\$2.65	\$16.53	\$0.60	\$3.02	\$35.74	\$172.86	
			s								34.25	25.35									
Christopher Pekny 125 Lt. Brender Highway Ferndale NY 12734 ***-**-6772	0	Laborer Building	o							3.50	3.50	\$59.60	\$208.60	\$12.93	\$2.65	\$16.53	\$0.60	\$3.03	\$35.74	\$172.86	
			s								34.25	25.35									
Robert Werlau 5988 State Route 55 Liberty NY 12754 ***-**-5142	0	Laborer Building	o							3.50	3.50	\$59.60	\$208.60	\$12.93	\$2.27	\$4.42	\$0.60	\$3.02	\$23.24	\$185.36	
			s								34.25	25.35									
			o																		
			s																		
			o																		
			s																		
			o																		
			s																		
			o																		
			s																		

While completion of Form WH-347 is optional, it is mandatory for employers to file Form WH-347 with the Department of Labor, Division of Labor Standards Enforcement, 800 North Zeeb Road, Santa Ana, CA 92701, or by mail to the same address, or by fax to (714) 948-8900.

While completion of Form WH-347 is optional, it is mandatory for covered contractors and subcontractors performing work on Federally financed or assisted construction contracts to respond to the information collection contained in 29 C.F.R. §§ 3.3, 5.5(a). The Copeland Act (40 U.S.C. § 3145) contractors and subcontractors performing work on Federally financed or assisted construction contracts to "furnish weekly a statement with respect to the wages paid each employee during the preceding week." U.S. Department of Labor (DOL) regulations at 29 C.F.R. § 5.5(a)(3)(ii) require contractors to submit weekly a copy of all payrolls to the Federal agency contracting for or financing the construction project, accompanied by a signed "Statement of Compliance" indicating that the payrolls are correct and complete and that each laborer or mechanic has been paid not less than the proper Davis-Bacon prevailing wage rate for the work performed. DOL and federal contracting agencies receiving this information review the information to determine that employees have received legally required wages and fringe benefits.

Public Burden Statement

We estimate that it will take an average of 55 minutes to complete this collection, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. If you have any comments regarding these estimates or any other aspect of this collection, including suggestions for reducing this burden, send them to the Administrator, Wage and Hour Division, U.S. Department of Labor, Room S3502, 200 Constitution Avenue, N.W., Washington, D.C. 20210



Town of Liberty
120 North Main Street
Liberty, New York 12754

Voucher No. _____
Check No. _____

CENTRAL CHECKING

Claimant's Name and Address: BEHAN PLANNING AND DESIGN
112 Spring Street, Suite 305
Saratoga Sprin State NY ZIP 12866

Vendor #: 2032 P.O. #

Office Use Only

Coding:
Vendor#:
PO#:
PO ATTACHED:
Invoice #'s:
Addition:
Dept.Head Sig.
Reviewed by:
Date:

Date:10/14/2016	Invoice # - Description of Goods/Services	Invoice Amt.	Fund/App.#	Amount
10/12/16	Zoning Update (BALA#16-006)			
	Professional Services Invoice #4 July 21,2016 through October,2016			
	* Impact analysis for DGEIS, alternatives study, build out, narratives			
	discussing impact, alternatives analysis, details of proposed changes.			
	* Revise use schedule per Town changes.			
	* Refinements to Comprehensive Plan and Draft Generic EIS per Town			
	comments.			
	* Prepare and finalize draft of comprehensive plan update			
	* Review and refinement of proposed DGEIS and Zoning Review and			
	Adoption Schedule			
	* Prepare presentation and participate in public meeting October 4th (M.Allen)			
	* Meeting follw-up regarding comments cards			
		\$ 19,150.00	B 8010.4	\$ 19,150.00
		\$ 19,150.00	Total	\$ 19,150.00

THE ABOVE SERVICES OR MATERIALS WERE RENDERED OR FURNISHED TO THE MUNICIPALITY ON THE DATES
STATED AND THE CHARGES ARE CORRECT.

Date: 10/14/16 Signature: Chanky Bz

October 12, 2016

Mr. Charlie Barbuti, Town Supervisor
Town of Liberty
20 North Main Street
Liberty, New York 12754



Re: Town of Liberty – Zoning Update (BALA#16-006)

Dear Charlie:

I hope this note finds you well. Please let this serve as Invoice #4 for professional services rendered.

We are currently billing for services performed from July 21, 2016 through October 7, 2016. Please note that we have performed the following tasks during this time period:

- Impact analysis for DGEIS, alternatives study, build out, narratives discussing impact, alternatives analysis, details of proposed changes.
- Revise use schedule per Town changes.
- Refinements to Comprehensive Plan and Draft Generic EIS per Town comments.
- Prepare and finalize draft of comprehensive plan update.
- Review and refinement of proposed DGEIS and Zoning Review and Adoption Schedule.
- Prepare presentation and participate in public meeting October 4th. (M. Allen)
- Meeting follow-up regarding comment cards.

Personnel	Hours	Rate	Total
John Behan, Principal Planner	25.00	\$160	\$4,000.00
Michael Allen, Senior Planner	77.25	\$130	\$10,042.50
Richard Hopkins, Principal Engineer	86.50	\$140	\$12,110.00
Allison Hargrave, Planning Intern	10.50	\$50	\$525.00
Emily Gardner, Landscape Designer/GIS Specialist (Saratoga Associates)	8.00	\$85	\$680.00
Total Services			\$27,357.50
30% Discount			\$8,207.50
Total Due			\$19,150.00

If you have any questions please feel free to contact me at any time. Thank you for the opportunity to be of service.

Truly yours,



Cynthia A. Behan, RLA
President

CAB/db

112 Spring Street, Suite 305
Saratoga Springs, New York 12866
Phone (518) 583-4335

151 South Main Street, Suite 200
New City, New York 10956
Phone (845) 499-2060

Carmen Malanka

From: John Behan <jbehan@behanplanning.com>
Sent: Wednesday, October 12, 2016 3:30 PM
To: c.barbuti@townofliberty.org
Cc: dfarr0804@aol.com; Dianna Blanchard; c.malanka@townofliberty.org
Subject: Town of Liberty Invoice
Attachments: Behan Invoice #4.pdf

Charlie,

Attached please find Invoice #4. You will note that we have discounted this invoice by more than \$8,000 in recognition toward limiting the overage from our budget estimate of approximately \$60,000.

I trust you feel our partnership with you and the town board has resulted in deliverables that will provide long-lasting value to the townspeople.

Hopefully with the few minor adjustments to the zoning map, etc., pending your go-ahead, the project is in excellent shape to move to the official draft for public hearing and finalization for adoption.

Thank you for the opportunity to be of continued service. Of course, feel free to call at any time. In addition to the office number, my cell is 518-339-3969.

Yours truly,

John

John J. Behan, AICP

www.behanplanning.com



BEHAN PLANNING
AND DESIGN
112 Spring Street, Suite 305
Saratoga Springs, NY 12866

Phone: 518-583-4335
Fax: 518-583-6970
email: jbehan@behanplanning.com

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